



CHAPTER 75.

An Act respecting the Greater Vancouver Tunnel
Company, Limited.

[Assented to 1st April, 1931.]

WHEREAS the Greater Vancouver Tunnel Company, Limited, Preamble
 a Company duly incorporated under the "Companies Act,"
 being chapter 11 of the Statutes of British Columbia, 1929, has peti-
 tioned for the passing of an Act granting it power to build, con-
 struct, and operate a tunnel under the First Narrows of Burrard
 Inlet, in the Province of British Columbia, from a point or points
 in Coal Harbour on Burrard Inlet to a point or points on the north
 side of the First Narrows, Burrard Inlet:

And whereas it is expedient to grant the prayer of the said
 petition:

Therefore, His Majesty, by and with the advice and consent of the
 Legislative Assembly of the Province of British Columbia, enacts as
 follows:—

1. This Act may be cited as the "Greater Vancouver Tunnel Short title
 Company, Limited, Act."

2. The Greater Vancouver Tunnel Company, Limited, is author- Site and erection of
toll tunnel
 ized to build, erect, construct, work, maintain, and manage a
 toll-tunnel for ordinary passenger and traffic purposes under the
 First Narrows of Burrard Inlet, in the said Province, and from a
 point or points in or near Coal Harbour to a point or points on the
 north shore of Burrard Inlet, and to erect and construct toll houses
 and toll-gates, with other works appurtenant thereto and approaches
 to the said tunnel, and also to do and execute all such other matters
 and things as shall be necessary, useful, or dependent for erecting
 and constructing, the keeping-up and maintaining the said tunnel,
 and toll houses and gates and other works appurtenant thereto.

Approaches.

3. The said Company shall have full power and authority to construct, sink shafts, drive tunnels, build and erect approaches and other appurtenant works in or near Coal Harbour and in or near the said Narrows as may be deemed necessary not only for the construction of the said tunnel, but such as may be required or thought desirable efficiently to protect the same, and may build the necessary approaches thereto from such streets and highways in or near Coal Harbour and on the north bank of the First Narrows in such manner as may be deemed necessary or proper for building of said tunnel, and may cut, remove, take, and carry away all and every impediment whatsoever which may in any way tend to hinder erecting and completion of the said tunnel, and may execute all other things requisite, necessary, or convenient for constructing, building, working, maintaining the said tunnel, toll-houses, toll-gates, power houses, and other appurtenant works, and may from time to time enter in and upon the lands adjacent to Coal Harbour and to the said First Narrows on either side thereof for the purpose of making surveys, examinations, and other necessary arrangements for locating the site of the said tunnel.

Power to expropriate.

4. For the purpose of erecting, constructing, building, and maintaining the said tunnel, the Company shall from time to time have full power and authority to take and use all lands reasonably required in Coal Harbour and on either side of the First Narrows and thereon work up, or cause to be worked up, the materials and other things necessary for constructing, erecting, and repairing the said tunnel accordingly, having first made reasonable compensation for the lands so to be taken, occupied, damaged, or affected thereby; such compensation to be settled by three arbitrators, one to be appointed by each party and the third to be appointed by such two arbitrators, and the provisions of the " Arbitration Act " shall apply.

Property vested.

5. The said tunnel and toll houses, toll-gates, approaches, and other works appurtenant to the said tunnel shall be vested in the said Company, its successors or assigns, for ever.

Toll rates

6. When and so soon as the said tunnel shall be erected it shall be lawful for the said Company from time to time, and at all times thereafter, to ask, demand, receive, take, sue for, and recover to and for its own use, benefit, and behoof for pontage, before any passage through the said tunnel is permitted, tolls not to exceed the several sums following for passage through the said tunnel, that is to say, each:—

Pedestrian	\$0.05
Automobile	.50
Passenger	.05
Motor cycle	.10

Truck—

One-half and one ton.....	\$0.50
Two and three tons.....	.75
Five tons.....	1.00
Trailer, for non-commercial automobile.....	.25
Trailer, for trucks at a rate in proportion to the size and weight of the trailer to the truck.	

Stage and bus—

Seating capacity more than 8 and up to and including 15 passengers.....	1.00
Seating capacity more than 15 and up to and including 30 passengers.....	1.50
Seating capacity more than 30 and up to and including 50 passengers.....	2.00

All motor and other vehicles not specified at proportional rates.

7. If any person shall forcibly pass through any of the said toll-gates or upon the approaches or into the said tunnel without first having paid the proper toll, or shall interrupt or disturb the said Company or any person or persons employed by it in building, operating, or repairing the same, such person so offending shall for every offence forfeit a sum not exceeding twenty dollars, to be recovered before a Police Magistrate or Justice of the Peace, and in default of payment may, in the discretion of such Police Magistrate or Justice, be imprisoned in the common gaol for a period not exceeding thirty days.

Penalty for non-payment of tolls.

8. The Company is empowered to build, erect, construct, work, maintain, and manage an additional tunnel or tunnels adjacent to and of not less dimensions than the proposed tunnel have in respect to the proposed additional tunnel or tunnels all the rights and privileges by this Act conferred.

Power to erect additional tunnel.

9. Notwithstanding anything hereinbefore contained, the said Company shall not have, possess, or exercise any of the rights, powers, or authorities contained or referred to in this Act:—

Right subject to consent of municipalities and Governor-General in Council.

- (a.) Until it shall have submitted to the Governor-General in Council, the Corporation of the City of Vancouver, the Corporation of the City of North Vancouver, the Corporation of the District of North Vancouver, and the Corporation of the District of West Vancouver plans of the tunnel or additional tunnel or tunnels proposed to be built; and
- (b.) Until such plans and the site shall have been approved of by the Governor-General in Council and the Councils of the said respective cities and districts; and
- (c.) Until the said Company shall have entered into an agreement or agreements with the said respective cities and dis-

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tricts concerning the said tunnel or additional tunnel or tunnels.

Such agreement or agreements referred to in subsection (c) shall not take effect until such time as a by-law has been assented to by a majority of the electors in the said cities and districts respectively voting thereon.

Exclusive charter
not granted

10. Nothing in this Act contained shall be deemed or construed to give the said Company any exclusive rights or franchise of any nature whatsoever: Provided, however, that when the Company and all the said cities and districts enter into the agreements referred to in this Act, the Company shall have, subject to the terms and provisions of said agreements, the exclusive right to construct and operate a tunnel or additional tunnel or tunnels under the said First Narrows.

VICTORIA, B.C.

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