



## CHAPTER 83.

An Act to amend the "Shaughnessy Heights Building  
Restriction Act, 1922."*[Assented to 28th March, 1957.]*

## Preamble.

WHEREAS by the "Shaughnessy Heights Building Restriction Act, 1922," being chapter 87 of the Statutes of 1922, certain conditions and restrictions in the said Act set forth were made to apply to the lands in the said Act described:

And whereas Lots 6 and 7, Block 64, District Lot 526, Group 1, New Westminster District, Plan 4502 amended, are part of the lands hereinbefore referred to:

And whereas the English Evangelical Lutheran Church of the Redeemer is the registered owner of the said Lots 6 and 7 and has acquired the said lots with a view to constructing thereon church buildings:

And whereas by the "Shaughnessy Heights Building Restriction Act, 1922, Amendment Act, 1955," being chapter 111 of the Statutes of 1955, section 4 of the said chapter 87 was re-enacted:

And whereas the effect of the said section 4 as re-enacted is to exclude from the said restricted lands the said Lots 6 and 7:

And whereas by section 5 of the said chapter 111, section 4c of the said chapter 87 was enacted, which said section describes certain lands (including inter alia the said Lots 6 and 7) upon which the restrictive covenants imposed by the said chapter 87 should not be binding:

And whereas by the provisions of the said chapter 111 the said sections 4 and 5 thereof are to come into force on a day to be fixed by the Lieutenant-Governor in Council by his Proclamation after receipt of a petition from the Corporation of the City of Vancouver requesting such Proclamation:

And whereas no petition has been presented by the Corporation of the City of Vancouver to the Lieutenant-Governor in Council requesting such Proclamation:

And whereas a petition has been presented by English Evangelical Lutheran Church of the Redeemer praying that the said lots be freed from the said conditions and restrictions to the extent that there may be erected thereon a church and the usual and ancillary buildings pertaining thereto:

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

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

Short title.

1. This Act may be cited as the "Shaughnessy Heights Building Restriction Act, 1922, Amendment Act, 1957."

Amends s. 4

2. Section 4 of the "Shaughnessy Heights Building Restriction Act, 1922," being chapter 87 of the Statutes of 1922, as amended by chapter 78 of the Statutes of 1933, by chapters 91 and 92 of the Statutes of 1950, and by chapter 103 of the Statutes of 1951, is amended by adding after words and figures "Map 6011," where they last appear in the said section, the words and figures "and Lots 6 and 7, Block 64, District Lot 526, Group 1, New Westminster District, Plan 4502 amended."

Enacts s. 4B.

3. Said chapter 87 is further amended by inserting the following as section 4E:—

"4E. Until such time as the 'Shaughnessy Heights Building Restriction Act, 1922, Amendment Act, 1955,' shall come into force and effect as therein provided, the restrictive covenants contained in the conveyance from The Royal Trust Company of Lots 6 and 7, Block 64, District Lot 526, Group 1, New Westminster District, Plan 4502 amended, shall be deemed to contain and to have always contained a proviso that notwithstanding the conditions and restrictions set forth in the said conveyance, there may be erected on the said Lots 6 and 7 a church and the usual ancillary buildings pertaining thereto."

VICTORIA, B.C.

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