



CHAPTER 112.

An Act to incorporate the City of Penticton.

[Assented to 28th April, 1948.]

WHEREAS a petition has been presented by The Corporation of the District of Penticton praying that the area within the present municipal boundaries of The Corporation of the District of Penticton may now be incorporated as a city municipality under the name of "The Corporation of the City of Penticton" without complying with certain provisions of the "Municipalities Incorporation Act": Preamble.

And whereas it is deemed expedient to grant 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 "City of Penticton Incorporation Act, 1948." Short title.

2. Notwithstanding that the conditions precedent prescribed by the "Municipalities Incorporation Act" have not been complied with, it shall be lawful for the Lieutenant-Governor in Council to accept the surrender of the Letters Patent creating The Corporation of the District of Penticton, and to cancel the same, and immediately thereafter issue other Letters Patent under the Great Seal, reincorporating the people resident in the said municipality and the locality as a city municipality under the name of "The Corporation of the City of Penticton." Incorporation of the City of Penticton.

3. (1.) Upon the Letters Patent coming into operation "The Corporation of the District of Penticton" shall be deemed to continue and to be the same corporation as "The Corporation of the City of Penticton." Continuation of The Corporation of the District of Penticton.

(2.) The Corporation of the City of Penticton shall be subject to the "Municipal Act" and shall be a city municipality continuing to own the assets and rights and to be subject to the liabilities of The Corporation of the District of Penticton in the same manner and to the same extent as if a change of name only had occurred, and the acts of The Corporation of the District of Penticton shall be deemed, *mutatis mutandis*, to have been the acts of The Corporation of the City of Penticton and to have conferred on the latter all the rights and benefits as against all persons that would have accrued to it if the acts had been done by it in accordance with the "Municipal Act."

Mayor and Aldermen

4. The Reeve and Councillors of The Corporation of the District of Penticton shall be the first Mayor and first Aldermen respectively of The Corporation of the City of Penticton, when incorporated, and shall hold office for the balance of their unexpired terms of office as Reeve and Councillors of The Corporation of the District of Penticton, and from such dates until their successors are elected.

Further conditions
and provisions to be
specified in
Letters Patent.

5. The Letters Patent shall specify such other provisions and conditions in respect to the incorporation of The Corporation of the District of Penticton as a city municipality as the Lieutenant-Governor in Council may deem proper or necessary.

VICTORIA, B C

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