



## CHAPTER 73.

An Act to amend the "Vancouver Incorporation  
Act, 1921."*[Assented to 24th March, 1949.]*

## Preamble.

WHEREAS a petition has been presented by the City of Vancouver, praying that the "Vancouver Incorporation Act, 1921," be amended:

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:—

## Short title

1. This Act may be cited as the "Vancouver Incorporation Act, 1921, Amendment Act, 1949."

Amends subsec (2a).  
s. 7.

2. Subsection (2a) of section 7 of the "Vancouver Incorporation Act, 1921," being chapter 55 of the Statutes of British Columbia, 1921 (Second Session), as enacted by section 2 of the "Vancouver Incorporation Act, 1921, Amendment Act, 1939," is amended by inserting after the word "has," in the fifth line thereof, the following: "at least sixteen clear days before the first Wednesday of the month of December."

Amends subsec (1).  
s. 8.

3. Section 8 is amended by adding to clause (a) of subsection (1) the following: "and who has an adequate knowledge of either the English or French language." The provisions of this section shall not take effect until the municipal elections to be held in the month of December, 1950.

Re-enacts subsec. (8).  
s. 8

4. Section 8 is further amended by striking out subsection (8), and substituting the following:—

"(8) In order to ascertain whether any person has an adequate knowledge of either the English or French language, the City Clerk may, if he thinks it proper so to do, require such person to appear before him in order to satisfy the City Clerk that such person has such knowledge."

Amends subsec. (8).  
s. 22.

5. Section 22 of the said Act is amended by striking out the words "twenty-five" in the second line of subsection (3), and substituting the word "thirty."

Amends subsec. (17).  
s. 56.

6. Subsection (17) of section 56, as re-enacted by section 9 of the "Vancouver Incorporation Act, 1921, Amendment Act, 1946," is amended by inserting after the word "hour," where it appears in the third and fourth lines, the following: "or part thereof."

Re-enacts subsec.  
(139), s. 163.

7. Section 163 is amended by striking out subsection (139), and substituting the following:—

"(139) (a) For acquiring by purchase, lease, or otherwise lands, premises, areas, and sites for the purpose of parking vehicles, and for managing, regulating, and improving the same and for erecting buildings thereon; and for assigning, renting, leasing, or allotting all or any portion of such lands, premises, areas, or sites, or of the streets in the city, for parking purposes to any person; and for charging and collecting such charges, fees, or rents for the use or occupation of the same as the Council may deem expedient; and for providing, limiting, regulating, controlling, and allotting such areas, parts, or spaces of or in any public place or property of the city for parking purposes for such rents, fees, or charges, and on such terms or conditions, as the Council in its discretion may deem expedient, which terms or conditions may include a provision for enforcing the payment of such rents, fees, or charges, or any of them, and any provision for indemnity therein contained, either by action in any Court of competent jurisdiction or as provided in this Act for the recovery of overdue taxes; and may include a provision for charging the land, or any interest therein, of any party to any agreement entered into pursuant to this subsection, with any sum or sums of money payable thereunder; and for the purposes aforesaid, to acquire, establish, and maintain automatic or other mechanical appliances wherewith to collect

such rents, fees, or charges, or to enter into a contract with any person for personal collection of such rents, fees, or charges:

"(b) For appointing a commission or board and for delegating thereto any or all of the powers set out in subclause (a) hereof to the extent and in such manner and under such conditions as the Council may, in its discretion, deem advisable."

Amends subsec.  
(141d), s. 163.

8. Subsection (141d) of section 163, as enacted by section 10A of the "Vancouver Incorporation Act, 1921, Amendment Act, 1947," is amended by adding thereto the following as clause (11):—

"(11) The business tax imposed by this subsection shall be deemed to apply to a company registered under the 'Trust Companies Act' and to a licensed insurer under the 'Insurance Act' notwithstanding anything to the contrary contained in either of the said Acts."

Re-enacts subsec.  
(213), s. 163.

9. Subsection (213) of section 163 is repealed, and the following substituted therefor:—

"(213) (a) For regulating or controlling the subdivision or resubdivision of any land and for prohibiting the subdivision or resubdivision thereof in contravention of the by-law. Except as herein provided, any by-law passed pursuant to this subsection, section 41 of the 'Greater Vancouver Act,' or section 9 of the 'Town Planning Act' shall govern and take effect notwithstanding any provision of the 'Land Registry Act,' or any other Act, with respect to the subdivision or resubdivision of any land or the approval or acceptance of any plan or description thereof for purposes of the 'Land Registry Act' aforesaid:

"(b) If the approval of any subdivision, resubdivision, or subdivision plan is refused pursuant to any such by-law, there shall be an appeal to a Judge of the Supreme Court in Chambers and the provisions of sections 234 and 237 of the 'Land Registry Act' shall apply mutatis mutandis in respect of such appeal."

Enacts subsecs.  
(290b) and  
(290c), s. 163

10. Section 163 of said chapter 55 is further amended by inserting immediately after subsection (290a) the following as subsections (290b) and (290c):—

"(290b) For the use, operation, regulation, protection, and government of airports, seaplane harbours, and

landing areas wherever situate within the Province, while owned, leased, operated, occupied, or used by the city, notwithstanding anything contained in the 'Municipal Act' or in any other Act of the Province, but subject to the provisions of the 'Aeronautics Act' of the Dominion and of any regulation made thereunder. The powers aforesaid shall be deemed to include the regulation of motor-vehicle and other traffic within the boundary of any such airport, seaplane harbour, or landing area, situate outside the city, in the same manner and to the same extent, as if the same were situate within the city. No by-law passed pursuant to this subsection shall take effect until consented to by the municipality in which any such airport, seaplane harbour, or landing area is situate:

"(290c) For appointing a commission or board and for delegating thereto any or all of the powers set out in subsections (290a) and (290b) to the extent and in such manner and under such conditions as the Council may in its discretion deem advisable."

Enacts subsec.  
(310b), s. 163.

**11.** Section 163 is further amended by inserting immediately after subsection (310a) the following as subsection (310b).—

"(310b) (a) For entering into any slum-clearing project or any housing project agreements with His Majesty either in the right of the Dominion or of the Province, or both, for acquiring, leasing, constructing, altering, repairing, equipping, or maintaining land- and buildings to provide housing accommodation:

"(b) For appointing a commission or board to act as a Housing Authority and for delegating thereto the construction, maintenance, control, operation, and management of any housing project undertaken pursuant to any such housing project agreements."

Enacts subsec. (7a),  
s. 253

**12.** Section 253 of said chapter 55, as re-enacted by section 13 of the "Vancouver Incorporation Act, 1921, Amendment Act, 1933," is further amended by inserting immediately after subsection (7) the following as subsection (7a):—

"(7a) Notwithstanding anything contained in the 'Municipal Act' or in any other Act the jurisdiction and powers of the Board and of the said police force, and of every constable aforesaid, shall extend to and be as valid and effectual within the boundary of any real property, including land covered with

water, situate within any other municipality and owned, leased, operated, or used by the city for airport purposes, or as a seaplane harbour or landing area, as if such real property were situate within the city: Provided that nothing herein contained shall be deemed to affect the exercise within the boundary of any such real property, by any other municipal authority, officer or constable, of any jurisdiction or power under the 'Municipal Act' or under any other Act, subject to the provisions of this subsection, and of any other provision of this Act relating to airports, seaplane harbours, or landing areas, or the lands upon which the same are situate. No by-law passed pursuant to this subsection shall take effect until consented to by the municipality in which any such airport, seaplane harbour, or landing area is situate."

Further amends  
- 264

**13.** Section 264, as amended by section 20 of the "Vancouver Incorporation Act, 1921, Amendment Act, 1946," is further amended by adding thereto the following: "Such powers and duties may include the establishment and conduct of such musical and theatrical activities, and matters incidental thereto, as in such by-law provided."

Inserts 264A

**14.** Said chapter 55 is further amended by inserting therein the following as section 264A:—

"264A. The Council may, on the recommendation of the Park Board, enter into an agreement with any incorporated company or society organized and operated for purposes other than profit, on such terms, considerations, and covenants as in its sole discretion it may deem advisable, for transferring, granting, or assigning to such company or society all the right, title, interest, and assets of any musical or theatrical activity or organization heretofore or hereafter conducted or carried on by the Park Board."

Inserts 336B.

**15.** Said chapter 55 is further amended by inserting therein the following as section 336B:—

"336B. Where a Conciliation Board has been appointed under the 'Industrial Conciliation and Arbitration Act' to deal with a dispute between the city or Board of Police Commissioners and the firemen or policemen employed by the city or Board of Police Commissioners, a recommendation of the Conciliation Board shall be binding in every respect upon the city or Board of Police Commissioners and upon the firemen or policemen. The provisions of this section shall have effect only if, and so long as, the constitution of the labour organization within the meaning of the 'Industrial Conciliation and Arbitration Act,' of which the

firemen or policemen, as the case may be, are members, contains a provision prohibiting a strike by the members of the labour organization."

---

VICTORIA, B. C.

Printed by ION McDIARMID, Printer to the King's Most Excellent Majesty  
1919