



## CHAPTER 81.

### An Act relating to the Corporation of the City of Victoria.

[Assented to 25th March, 1930.]

**W**HEREAS the Corporation of the City of Victoria has by its Preamble. petition represented that the said city is a municipality within the meaning of the “Municipal Act” and “Local Improvement Act,” and that it is necessary, in the interests of the inhabitants and ratepayers of the said municipality, to enact the provisions hereinafter contained, and has prayed that the same may be enacted accordingly:

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:—

#### PART I.

##### TITLE AND INTERPRETATION.

1. This Act may be cited for all purposes as the “Victoria City Act, 1930.” Short title.

2. In the construction of this Act the following words or expressions shall have the following meanings respectively, unless the context shall require a different meaning:— Interpretation of terms.

“Corporation” shall mean the Corporation of the City of Victoria:

“Municipality” shall mean the Municipality of the City of Victoria:

“Council” shall mean the Municipal Council of the Corporation of the City of Victoria.

In defining any word or expression used in this Act, not by this Act expressly defined, reference may be had to the provisions of the

"Municipal Act," the "Municipal Elections Act," the "Local Improvement Act," and the private Acts of the Corporation of the City of Victoria heretofore enacted.

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## PART II.

### AMENDING VICTORIA CITY PRIVATE ACTS.

Repealing ss. 6 and 9 of "Victoria City Act, 1920." Amending s. 12 of "Victoria City Act, 1922."

3. Sections 6 and 9 of "Victoria City Act, 1920," are repealed.

4. Section 12 of "Victoria City Act, 1922," is amended by inserting after the word "municipality," in the fourth line of said section, the word "of."

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## PART III.

### MISCELLANEOUS.

Hours for poll on by-laws requiring assent of electors.

5. Notwithstanding the provisions of the "Municipal Act" or any Statute or law to the contrary, in every case where a by-law requires the assent of the electors and is submitted to the said electors for their approval the poll shall be taken by ballot on the question "Yes" or "No" whether the by-law shall be confirmed, and the poll shall be kept open on the day fixed by the Council between nine o'clock a.m. and seven o'clock p.m.

Annual tax sale to be held on first Monday in November.

6. Notwithstanding the provisions of the "Municipal Act," on the first Monday of November in each year at the Council chamber of the municipality at the hour of ten o'clock a.m. the Collector of the Corporation shall offer for sale by public auction all and every parcel of land and the improvements thereon the taxes upon which are delinquent. The Collector may adjourn the sale until the same hour *upon the following day*, and so on from day to day until every parcel is disposed of, and all the provisions of the "Municipal Act," except as to the date of commencement of said tax sale, shall apply in respect of the said sale and of the land and improvements sold thereat in each year.

Agent of a corporation to file authority by October 31st.

7. Notwithstanding the provisions of the "Municipal Elections Act," a corporation the name of which is on the voters' list of the municipality shall vote only by its duly authorized agent, whose authority shall be filed with the Clerk of the municipality on or before the thirty-first day of October, and who shall be a resident of the Province and a British subject of the full age of twenty-one years; and such agent shall be entitled to vote for the said Corporation from year to year until his appointment as agent is cancelled and the Clerk has notice of the cancellation.

Unauthorized entry upon watersheds declared a trespass.

8. Notwithstanding the provisions of the "Trespass Act" or of any other Statute or law to the contrary, no person shall enter upon

any watershed land or other land owned or controlled and held or used by the Corporation for waterworks purposes or in or upon any of the waters located within the area of the said land without the consent or authority in writing of the Water Commissioner with the approval of the Council of the Corporation expressed by resolution thereof; and any person so entering upon the said land or waters as aforesaid without the said consent or authority shall be guilty of trespass, and shall, on summary conviction, be liable to a penalty not exceeding five hundred dollars and not less than ten dollars for each such offence, and, in default of payment, to imprisonment for a period not exceeding three months:

Provided, however, that the foregoing provisions of this section shall not apply to any public highway used for vehicular traffic within the area of the said watershed land:

Provided, further, that the Council may from time to time by by-law exclude from the operation of the said foregoing provisions of this section any portion or portions of the said lands and waters that in the opinion of the said Council are not likely to be injuriously affected for waterworks purposes by entry as aforesaid.

Provided, further, that this section shall be subject to the mining laws of the Province; and provided, further, that nothing in this section shall be deemed to authorize the doing of anything which shall at any time render any portion of the said land or water referred to in any such by-law unavailable or unfit for waterworks purposes, nor in any way to alter, impair, or affect the provisions of section 35 of the "Corporation of Victoria Waterworks Act, 1873":

Provided, further, that every person authorized to enter upon said land or waters shall comply with all sanitary regulations governing watersheds under the "Health Act."

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VICTORIA, B.C.:

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