



CHAPTER 89.

An Act respecting the Construction of a Bridge across the Fraser River between Agassiz and Rosedale.

[Assented to 30th March, 1950.]

Preamble

WHEREAS it is in the public interest that a bridge should be constructed across the main channel of the Fraser River from a point on the north shore of the river in the vicinity of Agassiz to a point on the south shore in the vicinity of Rosedale:

And whereas in order to facilitate the construction of the said bridge it is advisable that the Lieutenant-Governor in Council be empowered to enter into an agreement respecting the construction and operation of the said bridge:

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 "Rosedale-Agassiz Bridge Act."

Interpretation

2. In this Act, unless the context otherwise requires:—

"Company" means the person with whom the Minister may be authorized to enter into an agreement as in this Act provided:

"Minister" means the Minister of Public Works or such other Minister as may be designated from time to time by the Lieutenant-Governor in Council.

Agreement for construction of bridge

3. The Lieutenant-Governor in Council may authorize the Minister on behalf of His Majesty the King in the right of the Province to enter into an agreement with the Company by which it may be provided that the Company be authorized and required:—

- (a) To build, erect, construct, work, maintain, and manage a toll-bridge for ordinary passenger and traffic purposes across the main channel of the Fraser River in the vicinity of the towns of Rosedale and Agassiz, and to erect and construct toll-houses and toll-gates with other dependencies to or upon the said bridge, and also to do and execute all such other matters and things as shall be necessary, useful, or advantageous for erecting and constructing, keeping up, and maintaining the said bridge and toll houses and gates and other dependencies:
- (b) To erect, make, and sink such piers, abutments, blocks, and erections in the Fraser River as may be necessary not only for the construction of the said bridge, but such as may be required or thought desirable efficiently to protect it.

Terms of the
agreement.

4. The said agreement shall also provide:—
- (a) That final plans and specifications of the bridge be approved by the Minister:
 - (b) That adequate provision be made for water-borne traffic as may be required by the Government of Canada:
 - (c) That the construction of the bridge be completed by a specified date:
 - (d) That the bridge be constructed by the Company or by a contractor or contractors who are residents of Canada, and if the contractor be a corporation, that it shall have been for a period of at least one year before the date of the passing of this Act incorporated and carrying on business in Canada and is not controlled directly or indirectly in any manner whatsoever by any person or persons not resident in Canada during the whole of such period:
 - (e) That the Company shall at all times during the construction of the bridge and after its completion permit inspection by the Minister and his engineers:
 - (f) That the Province shall construct and maintain the approaches to the bridge:
 - (g) That the method of financing the construction, maintenance, and operation of the bridge shall be such as meets with the approval of the Minister:
 - (h) That the Company shall furnish such performance bonds, guarantees, warranties, or indemnities in respect of the construction, maintenance, and continuous operation of the bridge and in respect of any other obligation of the Company under the agreement as may in the

opinion of the Minister be deemed necessary or advisable:

- (i) For the acquisition by the Province of clear title to the bridge at any time after twenty-five years from its completion: Provided, however, that nothing in this Act shall be construed as requiring the Province to acquire the ownership of the bridge at any time.

Bridge to be vested
in Company.

5. The said bridge shall, subject to the terms of the agreement with the Minister, be vested in the Company.

Tolls.

6. When and so soon as the bridge shall be erected, it shall be lawful for the Company to ask, demand, receive, take, sue for, and recover, for its own use and benefit, tolls before passage over the bridge is permitted: Provided, however, that such tolls shall not exceed the ferry rates in effect at the date of the passage of this Act on the Agassiz-Rosedale Ferry, except with the approval of the Public Utilities Commission.

Delegation of power
to Minister.

7. The Lieutenant-Governor in Council may authorize the Minister to do and perform such other things as may be reasonably necessary or advisable to carry out the intent of this Act.

VICTORIA, B.C. :

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