

No. 108

---

---

4th Session, 13th Legislature, Alberta  
6 Elizabeth II, 1958

---

---

## **BILL 108**

A Bill to Validate certain By-laws of the City of  
Edmonton as Passed in the Year 1956

---

HON. MR. HOOKE

---

## Explanatory Note

General. Prior to the property owners voting on the money by-laws in October, 1956, City officials informally met with The Board of Public Utility Commissioners and assent was given by that body to placing a number of proposed borrowing by-laws before the property owners, who are called in The City Act the "proprietary electors". All of the by-laws were subsequently approved by the voters and were then passed by City Council. The City omitted to apply to the Public Utilities Board and to receive *formal orders* approving each of these by-laws *before the by-laws* were voted on and, because section 111 of The Public Utilities Act says that the Board's authorization must be obtained before the vote, the by-laws, due to the oversight, are not in good standing since the authorization of the Board was not obtained before the vote.

In these circumstances, the whole purpose of the Validating Act is to cure the defect resulting from the failure of the City to get the formal order of the Board of Public Utility Commissioners before By-laws 1809 to 1817 were approved by the electors and passed by Council.

# BILL

No. 108 of 1958

An Act to Validate certain By-laws of the City of  
Edmonton as Passed in the Year 1956

(Assented to \_\_\_\_\_, 1958)

**H**ER MAJESTY, by and with the advice and consent of  
the Legislative Assembly of the Province of Alberta,  
enacts as follows:

**1.** This Act may be cited as "*The Edmonton By-law  
Validation Act, 1958*".

**2.** The following By-laws of The City of Edmonton,  
namely:

- (a) By-law 1809, a By-law intituled A By-law to Create a debt in the sum of \$1,000,000.00 for the City's share of standard paving on arterial and residential streets.
- (b) By-law 1810, a By-law intituled A By-law to Create a debt in the sum of \$450,000.00 for the City's share of asphalt surfacing on gravel for existing roads.
- (c) By-law 1811, a By-law intituled A By-law to Create a debt in the sum of \$500,000.00 for the City's share of asphalt surfacing on gravel on new roads.
- (d) By-law 1812, a By-law intituled A By-law to Create a debt in the sum of \$500,000.00 for the improvement of City parks and parkland.
- (e) By-law 1813, a By-law intituled A By-law to Create a debt in the sum of \$60,000.00 for the purpose of a health clinic.
- (f) By-law 1814, a By-law intituled A By-law to Create a debt in the sum of \$350,000.00 to provide equipment, furnishings and improvements at the Royal Alexandra Hospital in Edmonton.
- (g) By-law 1815, a By-law intituled A By-law to Create a debt in the sum of \$150,000.00 in order to purchase and instal additional traffic lights at various locations within the City.



- (h) By-law 1816, a By-law intituled A By-law to Create a debt in the sum of \$125,000.00 for the purpose of constructing a fire hall.
- (i) By-law 1817, a By-law intituled A By-law to Create a debt in the sum of \$2,700,000.00 for the purpose of constructing at the Royal Alexandra Hospital a nurses' residence and training school,

are hereby validated and confirmed and declared to be legal, valid and binding upon The City of Edmonton and the proprietary electors and electors thereof and the said By-laws shall not be questioned in any court on any ground whatever and all debentures and coupons thereto attached, issued or to be issued or purporting to be issued under such By-laws or any of them are hereby declared to be legal, valid and binding on The City of Edmonton and the rate payers or proprietary electors thereof shall not be questioned in any court on any ground whatever.

**3.** This Act comes into force on the day upon which it is assented to.

No. 108

---

---

FOURTH SESSION

THIRTEENTH LEGISLATURE

6 ELIZABETH II

1958

---

---

**BILL**

An Act to Validate certain By-laws of  
the City of Edmonton as Passed  
in the Year 1956

---

---

Received and read the

First time.....

Second time.....

Third time.....

---

---

HON. MR. HOOKE

---

---