

BILL

No. 36 of 1916.

An Act to amend The Corporations Taxation Act.

(Assented to _____, 1916.)

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

1. *The Corporations Taxation Act*, being chapter 19 of the Statutes of Alberta, 1907, is hereby amended as follows:

1. Section 2: (a) By inserting the word "hail" after the word "fire" in the second line of subsection (c) thereof, and by inserting the words "or hail" after the word "fire" in the ninth and the tenth lines of the said subsection.

(b) By adding thereto the following subsection:

"(k) "Transact business" shall include, in addition to its ordinary meaning, selling or bartering or offering for sale or barter any of the shares or stock or other interest in the company or corporation, and business transacted by an agent of a company or corporation shall be deemed business transacted by such company or corporation."

2. Section 3: (a) Subsection (f): By striking out the words "other corporations, unless such other corporations have" where they appear in the seventh and eighth lines thereof, and substituting therefor the words "any person, unless such person, being another corporation has".

(b) By repealing subsection (m) thereof and substituting therefor the following subsection:

"(m) Every express company doing or being concerned in an express business in Alberta pursuant to any traffic arrangement or agreement with a railway, express or other company, shall annually pay the following tax:

"1. \$45.00 for each incorporated town in which such an express company has an office, branch or agency, or offices, branches or agencies;

"2. \$45.00 for each incorporated city having a population of less than 5,000 in which such an express company of an office, branch or agency, or offices, branches or agencies.

"3. \$160.00 for each incorporated city having a population of 5,000 or over other than the City of Edmonton or the City of Calgary in which such an express company has an office, branch or agency, or offices, branches or agencies.

"4. \$250.00 for each of the Cities of—

"(a) Edmonton,

"(b) Calgary,

irrespective of the number of offices, branches or agencies."

(c) By adding thereto the following subsection:

"(n) Every company, joint stock company and corporation (other than a municipal corporation) which transacts business in Alberta, and not hereinbefore in this section referred to, shall pay an annual tax of—

“\$5.00 if its authorized capital does not exceed \$5,000.00.

“\$10.00 if its authorized capital exceeds \$5,000.00 but does not exceed \$10,000.00.

“\$15.00 if its authorized capital exceeds \$10,000.00 but does not exceed \$20,000.00.

“\$20.00 if its authorized capital exceeds \$20,000.00 but does not exceed \$50,000.00.

“\$30.00 if its authorized capital exceeds \$50,000.00 but does not exceed \$100,000.00.

“\$50.00 if its authorized capital exceeds \$100,000.00 but does not exceed \$200,000.00.

“\$100.00 if its authorized capital exceeds \$200,000.00 but does not exceed \$500,000.00.

“\$200.00 if its authorized capital exceeds \$500,000.00 but does not exceed \$1,000,000.00.

and if its authorized capital exceeds \$1,000,000.00, then it shall pay in addition to the said tax of \$200.00, a further amount of \$100.00 for each additional \$500,000.00 of authorized capital or fraction thereof; provided that the total annual tax payable by such company under this Act shall not exceed \$450.00.”

3. Section 4: By adding thereto the following subsection:

“(2) The taxes imposed by subsections (m) and (n) of section 3 of this Act shall for the year 1916 become due and be payable on the thirtieth day of June in the said year, and for every subsequent year such taxes shall become due and be payable on the second day of January of each such year; provided, however, that when a company, joint stock company or corporation taxable under either of the said subsections first commences business after the said thirtieth day of June in the year 1916 or after the second day of January in any subsequent year, such tax shall be deemed to be due and payable by such company, joint stock company or corporation upon the date of its so first commencing business; and if such business is so first commenced at any time after the thirtieth day of June in any year, one-half only of the annual tax shall be required to be paid for the then current calendar year.”

4. The said Act is amended by adding thereto the following new sections:

“21. The fact that any company, joint stock company or corporation is in arrears in payment of any tax or fee imposed upon it by this Act may be pleaded to any action brought by it and if established shall be an effectual bar to such action until such arrears are paid or extinguished.

“22. No registrar of land titles for any land registration district within the province shall register any instrument made by or in favour of, or purporting to confer any interest in land, whether by way of caveat or otherwise, upon any company, joint stock company or corporation until he is satisfied that such company, joint stock company or corporation is not in arrear for any tax or fee imposed by this Act.”

2. This Act shall apply to all companies affected thereby from the first day of January, A.D. 1916.

No. 36.

FOURTH SESSION
THIRD LEGISLATURE
6 GEORGE V
1916

BILL

An Act to amend The Corporations
Taxation Act.

Received and read the

First time

Second time

Third time

HON. MR. MITCHELL.

EDMONTON:
J. W. JEFFERY, GOVERNMENT PRINTER,
A.D. 1916