

BILL

No. 40 of 1916.

An Act respecting Subdivisions.

(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. In case any part of the area of a city, town, village, rural municipality or local improvement district has been subdivided in accordance with a registered plan and it appears to the Board of Public Utility Commissioners that such subdivision or a portion thereof is not required for building purposes and will not be developed in the immediate future, the board may exercise all or any of the following powers; namely:

(a) Ascertain what parcels within the subdivided area have been sold;

(b) Take such steps as may be deemed expedient to promote a purchase of such parcels by the person owning the remaining or largest portion of the area, or such purchases as may reduce the number of owners in the subdivision or the exchange of certain parcels for others so situated as to interfere as little as possible with the convenient cultivation of the remainder of the subdivision.

2. The board upon hearing all parties concerned may recommend to the registrar of land titles for the land registration district in which the subdivision is registered, the cancellation in whole or in part, or the amendment or alteration of any plan or survey, and the registrar of land titles for the land registration district in which the subdivision is registered, may upon such recommendation cancel in whole or in part, amend or alter the same upon such terms and conditions as to costs or otherwise as may seem expedient; and he may, when he deems it advisable so to do, order the cancellation of the certificates of title issued according to the original plan and issue new certificates of title according to the new and amended plan authorized under this section.

3. The legal or equitable owner of any portion of a subdivided area within the limits of a city, town, village, rural municipality or local improvement district, whether the plan of subdivision is registered or unregistered, may apply to the Board of Public Utility Commissioners for permission to enter upon and occupy any vacant land in such area for the purpose of cultivating the same in common with his own property, and the board after notice to the owner of such vacant land, in such form as it may by regulation prescribe, may grant to the applicant the permission sought upon such terms and conditions as may seem just.

4. The board shall have all the power and authority to compel persons to attend and testify under oath or affirmation as to matters connected with an investigation or inquiry under this Act, and to produce books and documents and all the power and authority to preserve order and punish for contempt, which may be exercised by a police magistrate or justice of the peace in respect of criminal or *quasi* criminal matters pending before him.

5. Any expenses incurred by the board in making an investigation or inquiry under this Act shall be paid by such persons and in such manner as the board may direct.

No. 40.

FOURTH SESSION
THIRD LEGISLATURE
6 GEORGE V
1916

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Received and read the

First time

Second time

Third time

HON. MR. GARIEPY.

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