

# BILL

No. 26 of 1918.

An Act to amend The Town Act.

(Assented to , 1918.)

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

1. Chapter 24 of the Statutes of Alberta, 1917, being *An Act to amend The Town Act*, is amended by striking out the figures "1915" where they appear in clause 15 of section 1 thereof and substituting therefor the figures "1916".

2. *The Town Act*, being chapter 2 of the Statutes of Alberta, 1911-12, is amended as follows:

1. By repealing paragraph (b) of section 10 thereof.

2. By adding to section 16 thereof the following subsection:

"(3) The Lieutenant Governor in Council may at any time dismiss the whole council or any member or members thereof and appoint some person or persons to act as mayor, councillor or councillors for the town in the place and stead of the person or persons so dismissed, and every such person so appointed shall have all the powers and authorities conferred by this Act on elected members of the council and shall be remunerated out of the funds of the town or otherwise as the Lieutenant Governor in Council may determine; and upon such appointment being made every member of the council in whose stead another member is so appointed shall cease to hold office."

3. By repealing subsection (2) of section 23.

4. By striking out all that part of subsection (2) of section 53 after the word "law" in the tenth line thereof, and substituting therefor the following: "he shall make the said abstract and report in duplicate, and shall forward one copy thereof to the Minister and deliver the other to the secretary of the town, who, on or before the first day of December following shall cause the said abstract and report or a synopsis thereof to be published in some newspaper published in the town, or, if there be no newspaper published therein, in the newspaper the place of publication of which is nearest thereto."

5. By adding to section 78 thereof the following subsection:

"(4) When the name of any person appears in the defaulters' list, the wife, husband, son or daughter of such person shall not be entitled to vote unless—

"(a) Such wife, husband, son or daughter is entered on the voters' list in his or her own right as a person assessed, and is not otherwise disqualified; or

"(b) The certificate referred to in the last preceding subsection is, or has been during the same election and at the same poll, produced either by the person so assessed and whose name appears on

the said defaulters' list or by such wife, husband, son or daughter then tendering, or who has previously tendered, his or her vote."

6. By repealing clause 38 of section 163 thereof and substituting therefor the following:

"38. Authorizing the mayor and secretary-treasurer to sign and execute any contract with any person (in this clause called 'contractor') to supply light, power, gas, natural gas or water for the use of the corporation for any period not exceeding ten years subject to the approval of the Board of Public Utility Commissioners and the ratification of the by-law, so approved, by two-thirds of the burgesses voting thereon;

"(a) Any such contract shall, whether or not it contains an express provision to that effect, be subject to the following condition, namely, that at the expiration of the term thereof, the same may be renewed for a period not exceeding ten years (and so from time to time) with such alterations, if any, as may be agreed upon by the parties and approved by the Board of Public Utility Commissioners, and that, if either party refuses to renew such contract, or if the parties fail to agree as to the conditions of such renewal, then the council may, subject to the consent of the Board of Public Utility Commissioners, purchase all the rights of the contractor in all matters and things under such contract and in all apparatus and property used for the purposes thereof, for such price and on such terms as may be agreed upon with the contractor, or, failing such agreement, then for such price and on such terms as may be fixed and settled by the Board of Public Utility Commissioners, on the application of either of the parties."

By repealing clause 60 of said section 163 and substituting therefor the following:

"60. Controlling, regulating and licensing livery, feed and sale stables, laundries, money lenders, automobile liveries, real estate dealers and agents, employment or intelligence offices or agents, butcher shops or stalls, and skating, roller or curler rinks, and collecting license fees for the same."

7. Section 166: By striking out the words "seventy-five cents" where they occur in the fourth line thereof and substituting therefor the words "one dollar".

8. By inserting immediately after section 169 thereof the following new section:

"169a. The council shall have power, by resolution, to grant and pay to the Red Cross fund or to any association established under chapter 18 of the Statutes of 1917, being *An Act to incorporate War Veterans' Association*, such sum or sums as shall by such resolution be determined."

9. By striking out from section 270a thereof the words "for a period not exceeding four years from the thirty-first day of December, A.D. 1914" where they occur in the first and second lines of the said section.

10. By adding immediately after section 270a the following:

"270b. The council may, subject to the approval of the Minister of Education, require that every inhabitant of the town of the age of twenty-one and upwards, who has resided in the said town for a period of three months or more and has not been assessed on the assessment roll, to pay an annual educational tax of \$4.00 to be collected at any time after the first day of May.

“(2) Any person liable to pay such educational tax as is hereinbefore provided shall pay the same to a collector appointed by by-law of the council of the town to collect the same, within three days after the demand thereof by the said collector; and in case of neglect or refusal to pay the same within such time the said collector may levy the same by distress and sale of goods and chattels of the defaulter with the costs of the distress and sale:

“Provided that in case any person neglects or refuses to pay the educational tax when demanded by the collector, the collector shall then demand from the employer or employers of the person so neglecting or refusing, the amount due for such educational tax, and the person paying the same shall deduct the same so paid from the salary or wages due to the person so neglecting or refusing, and the said employer or employers are hereby rendered liable for the amount or amounts demanded by the collector if they fail to deduct the same from the salary or wages due to the person employed.”

11. By inserting in subsection 3 of section 335 hereof, immediately after the word “sale” in the second line of such subsection, the words “into the School Taxes Trust Fund the amount of town school taxes owing in respect of such land, and shall also pay”; and by repealing all that part of the said subsection after the word “due” in the last line but one thereof and substituting the following: “to the town as town taxes and as town school taxes respectively and to such rural municipality, local improvement district or consolidated school district.”

No. 26.

---

FIRST SESSION  
FOURTH LEGISLATURE  
8 GEORGE V  
1918

---

BILL  
An Act to amend The Town Act.

---

Received and read the

First time.....

Second time.....

Third time.....

---

HON. MR. GARIEPY.

---

EDMONTON:  
J. W. JEFFERY, KING'S PRINTER  
A.D. 1918