

# BILL

No. 63 of 1921.

An Act to amend The School Grants Act, and The School Assessment Ordinance.

(Assented to \_\_\_\_\_, 1921.)

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

1. Section 5 of *The School Assessment Ordinance*, being chapter 30 of the Ordinances of the North-West Territories, 1901, is amended as to clause 3 thereof by striking out the word "three" and inserting in lieu thereof the word "ten."

2. Section 24*b* of the said Ordinance is amended by inserting after the words "collecting municipal district" where they occur therein the words "it shall be the duty of the council."

## ASSESSMENT AND TAXATION IN SECONDARY CONSOLIDATED SCHOOL DISTRICTS.

3. Section 90*a* is added to the said Ordinance as follows:

"90*a*. (1) (a) The board of trustees of every secondary consolidated school district shall cause to be apportioned annually among the school districts included in such district the amount required for school purposes during the current year.

"(b) If rural districts only are included in the secondary consolidated district there shall be apportioned to each of such districts such portion of the said amount as the assessed value of the land liable to taxation for school purposes in such district bears to the total assessed value of the land of all the school districts included in the secondary consolidated school district, and the assessed value of the land in each of the said districts as fixed for the purposes of the Supplementary Revenue Tax shall be taken as the assessed value for the purposes hereof.

"(c) If the secondary consolidated school district contains a village or town district or districts or a district which has been declared a village district under the provisions of Section 95 of this Ordinance then the amount to be apportioned to each district therein shall be arrived at and determined as follows:

“The board of the secondary consolidated school district shall appoint a valuator who shall before the 31st day of December in each year make a valuation of all the real and personal property in each of such districts which is liable to assessment and taxation in village districts; provided that in arriving at the valuation of the land exclusive of buildings or other improvements thereon in each of said districts the assessed value of said land for the purposes of the Supplementary Revenue Tax shall be taken as the valuation of the land for the purposes hereof.

“The board of the secondary consolidated school district shall before the 15th day of January in each year notify in writing the board of each district included therein of the valuation placed upon the real and personal property in such district as above provided, and the board of each of such districts may within ten (10) days after the receipt of said notice appeal against such valuation to the board of the secondary consolidated school district by giving notice in writing of such appeal, setting out the grounds on which the appeal is made. The board of the secondary consolidated school district shall within ten (10) days after the time fixed for receiving notice of appeals, and upon giving five (5) days’ notice to the boards of the districts affected, meet to hear and determine all appeals of which notice has been so given, and for such purpose may take evidence on oath, and at the close of such hearing either allow or disallow such appeals in whole or in part, and the decision of the board thereon shall be final.

“After all appeals (if any) have been heard and dealt with as aforesaid there shall be apportioned to each of such districts such portion of the amount required for school purposes for the current year as the valuation of the real and personal property in such district bears to the total valuation of the real and personal property of all the districts included in the secondary consolidated school district and determined as aforesaid.

“(2) (a) The board of a secondary consolidated school district shall on or before the 15th day of February in each year transmit to the board of trustees of each district in such secondary consolidated school district a certified statement of the amount to be paid by each of such districts during the current year, and the said boards of trustees shall cause the same to be raised by taxation on the taxable property in such districts in the same manner as other taxes for the establishment, support and maintenance of the schools therein.

“(b) It shall be the duty of the boards of each of said districts to pay to the board of the secondary consolidated school district on demand the amounts required from time to time for school purposes, provided, however, that the total amount demanded does not exceed the total estimate

transmitted by the board of the secondary consolidated school district to the board of each of said districts as above provided.”

4. Section 96c is added to the said Ordinance as follows:

“96c. Wherever during the eight years preceding the last day of March, 1921, any school district having been a town district becomes a village district, or *vice versa*, and owing to a genuine mistake as to the status or content of the school district, or as to the provisions applicable to taxation and assessment therein, lands which ought not to have been assessed have been assessed or an incorrect rate of taxation struck, then the Minister may direct that the assessment of such property and the striking of such rate shall be confirmed, and upon the making of such order the said assessment and rate shall be as completely valid as if they had been made or struck in all respects in conformity with the provisions of this Ordinance.

“(2) Wherever during the eight years preceding the last day of March, 1921, the assessment of property in any school district and the striking of a rate in connection therewith has not been carried out in strict accordance with the provisions of *The School Assessment Ordinance*, but the Minister is satisfied that the failure to comply with the said provisions was not wilful, he may confirm such assessment and the rate struck in connection therewith and the said district may proceed with the collection of taxes which would be due, had such assessment and rate been regular, and the Minister shall in such confirmation give validity to all payments of school taxes made in reliance upon the assumed regularity of such assessment and rate, and to all genuine compromises made with regard to school taxes during the said years, but not to any tax sale proceedings taken in connection therewith.

“(3) In giving any direction or making any confirmation under this section, the Minister shall have power to settle all questions arising as to the said rates and assessments upon an equitable basis, and from such settlement there shall be no appeal.”

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5. Section 3 of *The School Grants Act*, being chapter 15 of the Statutes of Alberta, 1913 (Second Session), is amended as to clause 1 thereof—

(a) Subclause (a) is amended by adding thereto the following: “and an additional sum of 50 cents per day to each district operating only one room if instruction is given therein in grades above the eighth by the written authority of an inspector of schools”;

- (b) Subclause (c) is amended by striking out "\$2.00," and inserting in lieu thereof "\$3.00";
- (c) Subclause (d) is amended by striking out the words "a daily average attendance of at least six"; and by striking out the figures "\$1.00," and inserting in lieu thereof "50 cents";
- (d) Subclause (f) is amended by adding thereto the following: "and that in no case shall such grant exceed 50% of the amount provided for in the said contract."

6. Clause 2 of section 3 of the said Act is amended as to subclause (d)—

- (a) By striking out the word "its" in the first line thereof, and substituting therefor the word "a";
- (b) By striking out the words "and not maintaining one or more rooms," and substituting therefor the words "and maintaining not more than one room";
- (c) By striking out the figures "\$2.00," and substituting therefor the figures "\$2.50."

7. Clause 3 of section 3 of the said Act is amended as to subclause (b)—

- (a) By striking out the word "its" in the first line thereof, and substituting therefor the word "a";
- (b) By striking out the words "and not maintaining a room exclusively," and substituting therefor the words "and maintaining not more than one room exclusively";
- (c) By striking out the words "a total grant of \$3.00," and substituting therefor the words "an additional grant of \$2.50."

8. Clause 4 of section 3 of the said Act is amended—

- (a) As to subclause (a) by striking out the figures "12," and substituting therefor the figures "20";
- (b) As to subclause (b) by striking out the figures "12," and substituting therefor the figures "20";
- (c) As to subclause (c) by striking out the figures "\$1.50," and substituting in lieu thereof the figures "\$2.00."
- (d) By adding as subclause (d) thereof the following—
  - "(d) To each secondary consolidated school district a grant of \$4.00 per day for each day that such school is kept open and has an average daily attendance of at least fifteen pupils; provided always that non-resident children who apply must be admitted without fees."

9. Clause 10 of section 3 of the said Act is amended by adding after the word "consolidated" the words "secondary consolidated."

10. Clause 11 of section 3 of the said Act is amended by adding after the word "consolidated" the words "secondary consolidated."

11. Section 12 of the said Act is amended by inserting the words "school fair" after the word "institute" where it occurs therein.

12. The caption to clauses 2 and 3 of section 3 of the said Act is amended by striking out the word "elementary"; and the caption to clause 4 of the said section is amended by adding thereto the words "in schools not provided for in clauses 1, 2 and 3 of this section."

No. 63.

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FOURTH SESSION  
FOURTH LEGISLATURE  
11 GEORGE V  
1921

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**BILL**

An Act to amend The School Grants  
Act and The School Assessment  
Ordinance.

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Received and read the

First time . . . . .

Second time . . . . .

Third time . . . . .

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HON. G. P. SMITH.

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EDMONTON:  
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