

BILL

No. 83 of 1921.

An Act to amend The Municipality Finances Commission Act.

(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 4 of *The Municipality Finances Commission Act*, being chapter 28 of the Statutes of Alberta, 1920, is amended—

(a) By adding as paragraphs 2, 3 and 4 thereof the following:

“2. In respect of any such municipality to make recommendations—

“(a) Providing for rebating or funding arrears of interest or for a variation in the rate of interest payable on any debt of the municipality;

“(b) Providing for the disposition of surplus capital monies of the municipality;

“(c) Regarding future borrowings of the municipality;

“(d) Respecting the methods and times of assessment of property and collection of taxes;

“(e) Providing for the imposition of a service tax, of a like nature to any such tax as can be lawfully imposed in any city, but with such restrictions or extensions thereof as may be expressly approved by the Lieutenant Governor in Council.

“3. For any such municipality where in the opinion of the commissioners the ordinary procedure involves undue expense to recommend a scheme for dealing with arrears of taxes and with the vesting in the municipality of lands on which taxes are in arrears and for dealing with plans of subdivision after such notice as the commissioners may deem proper has been given to all parties who appear by the records of the municipality or of the land titles office to have an interest in such lands.

“4. To make from time to time recommendations amending or rescinding in whole or in part previous recommendations respecting any such municipality provided that where any such subsequent recommendation does not prejudicially affect the rights

of the debenture holders it shall not require their consent but only the approval of the Lieutenant Governor in Council before becoming effective as provided in the next following section."

- (b) By adding as subsection 2 thereof the following:
 "(2) Where school taxes are collected by a municipality other than the school district in respect of which they are payable, then a request by or in regard to either the school district or the municipality may be treated as a request by both for the purposes of this section, if the commissioners consider it advisable to investigate the financial affairs of both or to make a recommendation affecting both."

2. Section 8 of the said Act is amended—

- (a) By inserting after the word "municipality" where it occurs in the third line thereof the words "or failing to comply with any of the provisions of section 6";
- (b) By striking out the last sentence thereof;
- (c) By adding as subsections 2, 3, 4, 5 and 6 thereof the following:
 "(2) Where school taxes are collected by a municipality other than the school district in respect of which they are payable and an administrator is appointed, then such administrator shall also be official trustee of the said school district and upon his appointment the board of trustees of the said school district shall cease to hold office.
 "(3) An administrator may also be appointed by the Lieutenant Governor in Council at any time after the first day of March, 1921, when for any reason there is no council, or there is a council incapable of transacting business from want of a quorum.
 "(4) Any administrator appointed under this section may be removed from office at any time and a successor may be appointed to him who shall have the like powers and authority and shall be charged with the like duties and responsibilities as his predecessor in office.
 "(5) When an administrator has been appointed under this section, the Lieutenant Governor in Council may from time to time advance to the administrator out of the general revenue fund, without any further or other appropriation than is provided by this Act, such sum or sums not exceeding in any one year the sum of twenty thousand dollars, to discharge in whole or in

part the liabilities of municipalities in which an administrator has been appointed, and the expenses of such administrator.

“(6) When any money is advanced to an administrator under the previous subsection the Provincial Treasurer may take such securities therefor as may seem fit to him and the administrator shall have power to issue a debenture or debentures therefor without taking any vote with regard to such issue, and the debenture or debentures so issued shall have the same effect as a debenture or debentures issued in strict compliance with the provisions of the Act regulating the issue of debentures by the municipality in which such administrator has been appointed.”

3. Section 9 of the said Act is amended by adding as subsection 2 thereof the following:

“(2) Upon the removal of any administrator appointed under this Act the council of the municipality of the affairs of which he was administrator and, if necessary, the board of school trustees, may be re-instated by the Lieutenant Governor in Council, or directions may be given by him as to the election of a council and if necessary a board of school trustees to take the place of the administrator so removed.”

No. 83.

FOURTH SESSION
FOURTH LEGISLATURE
11 GEORGE V
1921

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An Act to amend The Municipality
Finances Commission Act.

Received and read the

First time

Second time

Third time

HON. MR. MITCHELL.

EDMONTON:
J. W. JEFFERY, KING'S PRINTER.
A.D. 1921