

BILL

No. 8 of 1929.

An Act to amend the Acts and Ordinances constituting the Charter of the City of Medicine Hat.

(Assented to, 1929.)

WHEREAS the City of Medicine Hat has prayed for certain amendments to Chapter 63 of the Statutes of Alberta, 1906, and amendments thereto; and

Whereas it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

Chapter 63 of the Statutes of Alberta, 1906, and amendments thereto, is hereby amended as follows:

1. Title VII. Section 7. By deleting the word "fifteen" between the words "to" and "mills," where it occurs in the sixth line and substituting the word "twenty-five."

2. Title XXII. Section 6. By adding subsection 3: "In such manner that each instalment of principal shall be as nearly as possible equal in each year of the period of years during which the debentures are to run with interest on the deferred payments of principal."

3. Title XXXVII. By adding the following as section 7 thereof:

"7. Notwithstanding the provisions of *The Public Utilities Act, 1923*, and amendments thereto, By-law No. 724, providing for the issue of debentures for one hundred thousand dollars to cover the cost of extensions at the power plant, which was finally passed by the Council of the City of Medicine Hat on the 17th day of December, A.D. 1928, and which had been submitted to a vote of the burgesses of the said City and received the assent of two-thirds of the burgesses voting thereon, is hereby declared legal, valid and binding on the said City of Medicine Hat, notwithstanding any want of jurisdiction or power on the part of the City of Medicine Hat or the Council thereof to pass said by-law and notwithstanding any informalities, irregularities or defects therein either in substance or in form, and each and all of the debentures and the coupons attached thereto issued or to be issued under said by-law are hereby declared legal and valid

and the said City of Medicine Hat shall be bound to pay each and all of said debentures and coupons as therein respectively stated and all assessments made or to be made for the payment of any and all of said debentures are confirmed and declared to be legal, valid and binding, and the said City of Medicine Hat is hereby authorized and empowered to do all necessary acts for the full and proper carrying out of the said by-law."

4. Title XXV. Section 7. By inserting between the words "appraiser" and "or" in the tenth line the words "or in any of the investments permitted to trustees under *The Trustees Act* and amendments thereto."

5. Title XXX. Section 29. By adding the following as section 29 thereof:

"29. Notwithstanding anything in this Act contained the Council may by by-law provide that the valuation of land, buildings, special franchises and other rateable property made by the assessor in the year 1929, and finally adopted by the Council in that year, shall be the valuation for the next succeeding five years, and may in such by-law make such rules and regulations for the use of the assessment roll and the mailing of assessment notices and such further rules and regulations as may be generally necessary:

"Provided, however, that—

"(1) The assessor may, notwithstanding the continuance of the general valuation for the next succeeding five years revise the valuation of any particular parcel or parcels of land, buildings, rateable property or any special franchise and in particular shall make all amendments, alterations and additions necessary in case any additional improvements are, since the date of the last valuation, made or erected upon any parcel or parcels of land.

"(2) In case the Council shall by by-law provide that the valuation for the year 1929 shall so stand for the next succeeding five years, there shall be for every person assessed in each year a right of appeal from the assessor's valuation to the Court of Revision and to the judge of the District Court in the manner provided by this Act, but no person shall be entitled to succeed upon appeal in the next succeeding five years, unless he can prove to the satisfaction of the Court of Revision or of the judge of the District Court that his property has deteriorated in value since the final adoption of the Assessment Roll by the Council in 1929; provided that there shall be no restriction of appeal or of the right to succeed upon appeal in the case of any person the valuation of whose property has been revised, altered, amended or increased in accordance with the provisions of subsection 1, nor in case of any property where there has been a change of ownership and the assessed owner whose name appears on the roll in succeeding years had no right of appeal in the year 1929.

"(3) In the event of any appeals being entered pursuant to the next preceding section, and it appears that the land in question is assessed at more than its true value, the amount of the assessment shall nevertheless not be varied on appeal unless the difference be gross, if the value at which it is assessed bears a fair and just proportion to the value at which the lands in the immediate vicinity of the land in question are assessed, notwithstanding that section 5 of Title XXXI provides that land shall be assessed at its fair actual value."

6. Title XXI. By adding the following as section 22 thereof:

"22. The Council may, notwithstanding anything contained in *The Corporations Taxation Act*, license all agents of a corporation or company incorporated under the laws of Canada or of any Province, whether such agent, corporation or company has or has not a place of business within the City and whether such agent, corporation or company has or has not a subsisting Provincial license."

7. This Act shall come into force on the day upon which it is assented to.

THIRD SESSION

SIXTH LEGISLATURE

19 GEORGE V

1929

BILL

An Act to amend the Acts and Ordinances constituting the Charter of the City of Medicine Hat.

Received and read the

First time.....

Second time.....

Third time.....

MR. LANG.

EDMONTON:
W. D. McLENNAN, KING'S PRINTER
APR. 29, '29