

BILL

No. 38 of 1930.

An Act to amend The Tax Consolidation Act, 1927.

(Assented to _____, 1930.)

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

1. This Act may be cited as "*The Tax Consolidation Act, 1927, Amendment Act, 1930.*"

2. *The Tax Consolidation Act, 1927*, being chapter 52 of the Statutes of Alberta, 1927, is amended by striking out sections 5 to 11 inclusive, and substituting therefor the following:

"5.—(1) In the case of any municipal district which has become indebted to the Government by reason of the non-payment of notes guaranteed by it under the provisions of any of the Acts in the schedules hereto, the council may apply to the director having the general supervision and administration of *The Debt Adjustment Act*, to investigate and report upon the ability of such municipal district to discharge its indebtedness.

"(2) The director may draw up a scheme, setting out the terms upon which the indebtedness of the district should be cancelled in whole or in part, and the amount of such cancellation or a method whereby such amount may be ascertained; which scheme may prescribe that upon the district paying to the Government the amount payable by an individual to the district under the terms of a compromise entered into under the provisions of section 10, the district shall be entitled to a cancellation of its indebtedness to the extent of the entire indebtedness of the individual to the district.

"6.—(1) Any such scheme shall be forwarded to the board, which shall thereupon by order confirm the same, either as forwarded by the director or as varied by the board:

"Provided, however, that no such order shall be made in any case where the Government of the Dominion of Canada is pecuniarily interested therein by reason of payments made to the Government of Alberta, except with the consent of the said Government of Canada.

"(2) Any such order shall be binding upon the municipal district concerned and the Government.

"7. Any payment directed to be made by a municipal district may be made from its general revenue or as directed in the order of the board.

"8. No compromise made under the provisions of the preceding sections of this Act shall in any way affect the liability of the persons to whom any municipal district has lent money under the provisions of the said Acts, save in accordance with the provisions of a scheme drawn up under the provisions.

"9. In drawing up the scheme or making the order hereinafore referred to, the director and the board respectively shall take into consideration the amount of money already paid from its general revenue by the municipal district concerned.

"10. The council of any municipal district or the Government, as the case may be, upon the recommendation of the director, confirmed by the board, may make any similar compromise with residents with respect to money owing by them to the Crown or the municipal district under the provisions of any of the Acts in the schedules hereto, or give a complete discharge of such moneys:

"Provided, however, that wherever any such resident owes any money to the Dominion Government under the provisions of chapter 14 of the Statutes of Alberta, 1915, no such arrangement shall be effected unless and until an agreement has been reached with the said Government as to a similar arrangement as between the resident and the said Government.

"11. Whenever any compromise has been confirmed by the board under the provisions of this Act, the board may order that the proceeds of the sale of any land charged under the provisions of any of the Acts in the schedules hereto, and liable to be sold under any tax recovery or enforcement proceedings, or in the hands of a local authority as a result of such proceedings, shall be distributed to the persons or local authorities, whether otherwise entitled to share in such proceeds or not, and in the proportion or amounts set out in the order, notwithstanding the provisions of any Act to the contrary:

"Provided, however, that the priority given to irrigation and drainage rates by any Act shall not be interfered with."

3. This Act shall have effect as from April the second, one thousand, nine hundred, and twenty-seven.

FOURTH SESSION
SIXTH LEGISLATURE
20 GEORGE V
1930

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An Act to amend The Tax Consolidation Act, 1927.

Received and read the

First time

Second time.....

Third time.....

HON. MR. REID

EDMONTON:
W. D. MCLEAN, KING'S PRINTER
A.D. 1930