

BILL

No. 1 of 1932.

An Act to amend The Lethbridge City Charter.

(Assented to _____, 1932.)

WHEREAS the City of Lethbridge has prayed for certain amendments to *The Lethbridge City Charter*, being chapter 75 of the Statutes of Alberta, 1928; and

Whereas it is expedient to grant the prayers 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 75 of the Statutes of Alberta, 1928, is hereby amended as follows:

1. Title IV of *The Lethbridge City Charter* is amended by adding the following clauses after clause (a) of section 3, of said title:

“(a1) Upon the application to the assessor in writing he shall place on the voters’ list the names of the husbands and wives of the persons whose names appear on the assessment roll, and also the names of all husbands and wives whose husband or wife is registered as tenant; provided that the assessed value of the real property assessed in the name of the husband or wife making the application is \$400 or over, and that the assessed value of the real property of which the husband or wife of the applicant is the tenant, is \$800 or over; and further that the husband and wife are living together in the City of Lethbridge at the time of such application.

“(a2) The application to have their names placed on the voters’ list referred to in the preceding clause, shall be made prior to the 1st day of August in each year.

“(a3) If the name of any person mentioned in clause (a1) of this section is omitted from the voters’ list through error, after proper application has been made, he or she shall be entitled to vote by procuring from the assessor a certificate that his or her name should have been on the voters’ list and that he or she is entitled to vote. Such certificate must be given to the deputy returning officer or person in charge of the poll before voting.

“(a4) The city assessor shall require from any such applicant proof satisfactory to him of his or her qualification, and for that purpose the city assessor or any deputy appointed by him, in writing, shall have authority to take from any such person a statutory declaration or affirmation proving any statement made by the said person.”

2. Title IV, section 3, is amended by striking out clause (b) of section 3, and substituting therefor the following as clause (b) :

“(b) The names of all persons who have paid the poll tax or service tax, or rental tax or floor space tax for the current year, and of all corporations which have paid the rental tax or floor space tax for the current year, the said persons having resided in the said City for two months prior to the 1st day of November in the current year, and said corporation having been established and doing business in the City of Lethbridge two months prior to the 1st day of November in the current year, and immediately on demand being made prior to the 1st day of November in each year, the city assessor shall place the names of such persons and corporations so paying the poll tax, service tax, rental tax and floor space tax on the voters' list, or supplementary voters' list; but, if by error or omission the name of any person or corporation who has paid the poll tax or service tax, rental tax or floor space tax in time to have his, her or its name placed on the list, and his, her or its name has been omitted therefrom, such person or corporation may apply to the tax collector for a certificate that he, she or it has paid the said poll tax or service tax, rental tax or floor space tax, and the said tax collector shall issue such certificate, and upon presenting the said certificate to the deputy returning officer at the poll where such person or corporation is entitled to vote, the said person or representative of the corporation shall receive a ballot paper and be entitled to vote.”

3. Title V is hereby amended by striking out subsections 1, 2, 3 and 4 of section 48, and substituting therefor the following:

“**48.** When a person claiming to be entitled to vote for himself or herself, or as representing a corporation, presents himself or herself for the purpose of voting, the officer presiding shall proceed as follows:

“(1) He shall ascertain that the name of such person or corporation (or a name apparently intended therefor) is entered upon the voters' list for the polling subdivision for which the said officer is appointed to act.

“(2) He shall record (or cause to be recorded by the poll clerk) in the proper columns of the poll book, the name,

qualifications, residence and legal addition of such person or corporation.

“(3) Where the vote is objected to by any candidate or his agent, the officer presiding at the poll shall enter the objection in the poll book by writing his initials opposite the name of such person in the column headed ‘Objected to,’ noting at the same time by which candidate or on behalf of which candidate the objection has been made, by adding after his initials the name or initials of such candidate.

“(4) If the voter asks to be sworn, or if any candidate or an agent of a candidate asks to have a voter sworn, the returning officer shall administer to him or her the following oath:

“‘You swear (*or* solemnly affirm) that you are the person named (*or* intended to be named) by the name of..... in the voters’ list, now shown to you (*showing the list to the voter*);

“‘That you have not voted before at this election, either at this, or any other polling place;

“‘That you have not directly or indirectly received any reward or gift, nor do you expect to receive any for the vote which you tender at this election;

“‘That you have not received anything nor has anything been promised to you directly or indirectly, either to induce you to vote at this election or for loss of time, travelling expenses, hire of team or other services connected with this election;

“‘That you have not directly or indirectly paid or promised anything to any person, either to induce him to vote or to refrain from voting at this election;’

“*For the Representative of a Corporation:*

“‘That you are an officer (member *or* employee, *as the case may be*) of....., and are entitled to vote for the said corporation;

“‘That the said corporation is the corporation named (*or* intended to be named) on the voters’ list now shown to you;

“‘That you are not otherwise entitled to vote at this election.

“‘So help you God.’”

4. Title VI, section 10, is amended by striking out the words “30th day of June” where they appear in the third line of such section and substituting therefor the words and figures “15th day of February.”

5. Title XXIV, section 24, clause (b), is amended by striking out the third proviso of the said clause, and substituting therefor the following:

“And provided further that the city may sell to a person, company or corporation for the construction, establishment or operation of a manufactory, mill or railway or any other business or concern whatsoever, either within or without the municipality, any land owned by the city of Lethbridge, at a price not less than the actual market value of such

land at the time of such sale; or may rent such land to such person, company or corporation at a rental of not less than the equivalent of six per cent per annum of the actual market value of the land at the date of the leasing of the same, and may also sell and distribute or deliver to any person, company or corporation, light, heat, power, water, gas, oil, electricity or coal, at any price not less than the actual cost thereof to the city."

6. Title XXVIII, section 28, is amended by striking out clause (c) of said section and substituting therefor the following:

"(c) The used ballot papers which have not been objected to and have been counted."

7. Title XXXI, section 12, is amended by striking out the figure "8" where it appears in the third line of such section, and substituting therefor the figures "10."

8. Title XXXIII is amended by adding after section 7 of said title the following as sections "7a" and "7b."

"7a. The council of the city of Lethbridge is hereby empowered in any by-law providing for the temporary borrowing from any person or persons, bank or banks, of monies to meet the current expenditure of the city pending the collection of taxes, to make a pledge of unpaid taxes, penalties on taxes, and unpaid arrears of taxes to cover any advances made by any bank or banks, person or persons, for such temporary borrowing, which pledge, however, shall always be subject to a first lien on such unpaid taxes, penalties and arrears for the current year's sinking fund charges in respect of all debentures of the city that may be outstanding.

"7b. The balance of any such loan made to the city of Lethbridge for such current expenditure and remaining unpaid at the end of any year, may be carried over from year to year, and the council may provide in any such borrowing by-law that the pledge referred to in the last preceding section, shall be a pledge continuing from year to year."

9. Title XXXIV, section 27, is hereby repealed.

10. Title XXXVIII, section 7, clause (c), is hereby amended by striking out the figures "24" where they appear in the fourth line of said clause and substituting therefor the figures "21."

11. Title XXXIX, section 39, is amended by striking out the word "five" where it appears in the sixth line of said section and substituting therefor the word "ten."

12. Title XXXIX is hereby amended by adding the following as sections "5a" and "5b."

"**5a.** The city of Lethbridge may by by-law appoint a board of examiners of not more than three persons, who shall examine all persons desirous of installing electrical appliances, fittings, cable, cable cords, wires or other electrical equipment or doing any work in connection therewith as to their practical and theoretical knowledge of electricity and of their knowledge of municipal by-laws and Provincial and Dominion laws regarding electricity; and may prepare such examinations as they deem advisable and charge a fee for such examinations, and may provide different examinations for master-electricians and for journeyman-electricians, and may issue a certificate to the person found competent to do the work mentioned in the said certificate; and the city of Lethbridge shall not be obliged to issue a licence to do electrical work of any kind in the city of Lethbridge to any person not holding a certificate from the said Board.

"**5b.** The city of Lethbridge may also appoint other boards of examiners of a similar nature and with the powers for such other trades as they deem advisable."

13. That the following by-law of the city of Lethbridge, namely, By-law No. 514, a by-law to provide for the building of an addition to Galt Hospital and for installing an elevator therein, and for making such changes as are necessary for the installation thereof, and for providing for furniture and equipment for the said hospital, is, and the assessment thereby imposed or authorized, may be imposed and each and every of them are validated and confirmed and declared to be legal and binding upon the city of Lethbridge, and the ratepayers, or burgesses thereof, and the same shall not be open to question in any court on any ground whatsoever, and all debentures and coupons thereto attached, issued, or to be issued, or purporting to be issued under the same, are hereby declared to be issued on the credit and security of the municipality at large, and are declared to be legal, valid and binding upon the city of Lethbridge and the ratepayers or burgesses thereof, and the same shall not be open to question in any court on any ground whatsoever.

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

No. 1.

SECOND SESSION
SEVENTH LEGISLATURE
22 GEORGE V
1932

BILL

An Act to amend The Lethbridge City
Charter.

Received and read the

First time.....

Second time.....

Third time.....

MR. SMEATON

EDMONTON:
W. D. McLEAN, KING'S PRINTER