

Bill No. 17 of 1932.

A BILL TO AMEND THE IRRIGATION DISTRICTS  
ACT.

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NOTE.

Section 2 of this Bill provides for the appointment of an auditor.

Section 3 of the Bill extends the time during which land subject to rate enforcement shall not be sold, and incidentally extends the time for redemption.

R. ANDREW SMITH,  
*Legislative Counsel.*

*(This note does not form any part of the Bill and is offered merely as a partial explanation of some of its provisions.)*

# BILL

No. 17 of 1932.

An Act to amend The Irrigation Districts Act.

(Assented to \_\_\_\_\_, 1932.)

**H**IS 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 Irrigation Districts Act Amendment Act, 1932.*"

**2.** *The Irrigation Districts Act*, being chapter 114 of the Revised Statutes of Alberta, 1922, is hereby amended as to section 24 thereof—

(a) by inserting therein, immediately after clause (b) of subsection (2) thereof, the following:

"(c) an auditor";

(b) by adding thereto, immediately after subsection (6), the following new subsections:

"(7) No person shall be qualified to be appointed as auditor, or having been so appointed, to continue to hold the office of auditor who is—

"(a) a member of the board; or

"(b) an officer, other than auditor, or a servant of the board; or

"(c) interested directly or indirectly in any contract made by the district.

"(8) The appointment of an auditor shall be subject to the approval of the Minister, who shall forthwith be advised thereof by letter and the Minister may confirm the appointment or disallow the same.

"(9) In the event of disallowance, the board shall at its next regular meeting (or if there be no regular meeting within one month after the receipt of notice of such disallowance, then at a special meeting called for the purpose and held within the said period of one month) appoint another auditor, subject to the Minister's approval."

**3.** The said Act is further amended as to section 156 thereof by striking out the same and by substituting therefor the following:

"**156.**—(1) Any parcel of land which becomes vested in the Board pursuant to this Act shall not be offered for sale until the expiration of the term of twelve months from the date of such vesting, unless all the persons who had any

interest therein immediately prior to the vesting thereof of record in the Land Titles Office request in writing that the same may be offered for sale at an earlier date and upon the expiration of the said term of twelve months every such parcel then vested in the Board or which has not been sooner sold in compliance with the provisions of this subsection in that behalf shall be offered for sale by public auction within ninety days next after the expiration of the said term of twelve months unless all the persons who had any interest therein immediately prior to its becoming so vested of record in the Land Titles Office request in writing that the same may be offered for sale at an earlier date.

“(2) At such auction the parcel shall be knocked down to the highest bidder, who shall upon payment of the purchase price thereof be entitled to a transfer of the land sold to him for an estate in fee simple therein free from all other estates and from all liens, mortgages, and encumbrances of every nature and kind whatsoever other than the charge imposed by any debentures issued under this Act or first mortgages within the meaning of this Act, and other than taxes and rates for the current year:

“Provided, however, that any person interested in any such parcel of land who desires to pay the rates due in respect of such land as shown by the rate enforcement return, may do so at any time prior to the land being offered for sale at public auction, on condition that he pays in addition thereto all costs in connection with rate enforcement and sale proceedings and all expenses of re-transfer of the land, and upon payment of such amount, the treasurer shall notify the Registrar of the proper Land Titles Office to cancel the certificate of title issued in the name of the district, and to revive the certificate of title which was operative prior to the issue of a certificate of title to the Board, and the land shall be subject to the same mortgages, charges and encumbrances to which it was subject prior to the confirmation of the said return.

“(3) Every sale proposed to be held by a district shall be advertised in a newspaper having general circulation in the district, once in each of the two weeks immediately preceding the proposed date of sale.

“(4) Every such advertisement shall specify the place, day and hour at which such sale will commence, and each parcel of land shall be designated therein by a reasonable description or by stating the number of the registered instrument or instruments from which a description can be deduced or obtained.

“(5) The Board shall fix a minimum price for each parcel of land by way of a reserve bid.

“(6) No treasurer or other person offering lands for sale under the provisions of this Act shall be required to obtain an auctioneer’s license for the purpose of the sale.”

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

SECOND SESSION  
SEVENTH LEGISLATURE  
22 GEORGE V  
1932

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**B I L L**

An Act to amend The Irrigation  
Districts Act.

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Received and read the

First time.....

Second time.....

Third time.....

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HON. MR. SMITH

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EDMONTON:  
W. D. McLEAN, KING'S PRINTER  
1932