

Bill No. 27 of 1933.

A BILL TO AMEND THE DRAINAGE DISTRICTS ACT.

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NOTE.

The effect of sections 2 and 3 of this Bill is to advance the date for rate enforcement proceedings by one month.

Section 4 of the Bill empowers the Irrigation Council in a proper case to extend, subject to conditions, the time for redemption of land subject to rate enforcement proceedings.

Section 5 of the Bill empowers the Irrigation Council to postpone for not more than one year the sale of any land liable to sale under rate enforcement proceedings in a proper case, and further provides for the advertisement of intended sales in *The Alberta Gazette*.

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. 27 of 1933.

An Act to amend The Drainage Districts Act.

(Assented to \_\_\_\_\_, 1933.)

**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 Drainage Districts Act Amendment Act, 1933.*"

**2.** *The Drainage Districts Act*, being chapter 46 of the Revised Statutes of Alberta, 1922, is hereby amended as to section 155*g* thereof—

- (a) by striking out the word "December" where the same occurs in subsection (1) thereof, and by substituting therefor the word "January";
- (b) by striking out the words "for the year next preceding the preparation of the said return," where the same occur in clause (a) of subsection (1) thereof, and by substituting therefor the words "for the year next but one preceding the preparation of the said return."

**3.** The said Act is further amended as to section 155*j* thereof by striking out the word "January" where the same occurs therein, and by substituting therefor the word "February."

**4.** The said Act is further amended by inserting therein, immediately after section 155*n* thereof, the following new section:

**"155na.**—(1) Upon the application by the owner of any parcel of land which is comprised and named in any adjudication by a judge, the Drainage Council may from time to time give a direction in writing excluding any parcel of land comprised in an adjudication from the adjudication until a further direction is given by the Drainage Council upon such terms and conditions as the Drainage Council may from time to time prescribe as to the payment of any drainage rates whether current or in arrears or of any part of such rates.

"(2) The Drainage Council shall, in dealing with any application under this section, not give a direction hereunder unless it is satisfied that having regard to the circum-

stances of the case there is a likelihood that the applicant will by reason of his operations on the parcel eventually become enabled to pay all drainage rates in respect of the parcel.

“(3) The Drainage Council may at any time cancel, by writing under its hand, any direction previously made pursuant to this section.

“(4) Upon giving any direction under this section the Drainage Council shall cause a copy thereof to be sent to the Registrar and upon receipt thereof the Registrar shall register the same together with the adjudication and shall not register the adjudication as against the parcel to which the direction applies unless and until he is directed so to do by the Drainage Council.

“(5) The Drainage Council may at any time give a further direction in writing that as and from a date to be named therein any parcel of land previously excluded from an adjudication be included in that adjudication, and a duplicate original of the further direction shall be sent to the Registrar and to such persons who appear, according to the records in the Land Titles Office, to have any interest in the parcel.

“(6) Upon the receipt of any further direction under this section, the Registrar shall register the same with the adjudication to which it relates, and shall proceed to register the adjudication against the parcel to which the further direction refers.”

**5.** The said Act is further amended as to section 155*o* thereof—

(a) by inserting therein, immediately after subsection (2) thereof, the following new subsection:

“(2*a*) The council may give a direction in writing to the Board to withhold for a specified period of time not exceeding one year any parcel of land from being offered for sale at such auction if the council is satisfied that having regard to the circumstances of the case there is a likelihood within the extended period that the rates may be paid and the parcel redeemed as hereinbefore provided, and upon the giving of any such direction the Board shall not deal with the parcel mentioned therein otherwise than in accordance therewith”;

(b) by adding at the end of subsection (3) thereof the words “and in one issue of *The Alberta Gazette* not less than ten days prior to the proposed date of sale.”

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

THIRD SESSION  
SEVENTH LEGISLATURE  
23 GEORGE V  
1933

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**BILL**

An Act to amend The Drainage  
Districts Act.

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Received and read the

First time.....

Second time .....

Third time .....

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HON. MR. BROWNLEE.

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EDMONTON:  
W. D. McLEAN, KING'S PRINTER  
1933