

Bill No. 50 of 1935.

A BILL TO AMEND THE DRAINAGE DISTRICTS ACT.

NOTE.

By this Bill the penalties for non-payment of rates are fixed at the same percentage as in the case of municipal taxes (section 2) : provision is made for leasing for a year lands vested in the board of a district in the interval between vesting and sale (section 3) : provision is made for deferring the sale of land subject to rate enforcement proceedings for a year in case the amount of arrears shown by the rate enforcement return and costs are paid before the land is offered for sale by auction, and subsequently in case the arrears for the year which first accrued with penalties are paid before the land is offered for sale by auction (section 4) ; and a minor amendment is made to a form.

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. 50 of 1935.

An Act to amend The Drainage Districts Act.

(Assented to _____, 1935.)

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 Drainage Districts Act Amendment Act, 1935.*"

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

- (a) by striking out the words "two and one-half per centum", wherever the same occur in subsection (1) thereof, and by substituting therefor the words "two per centum"; and
- (b) by striking out the words "five per centum", where the same occur in subsection (1) thereof, and by substituting therefor the words "four per centum".

3. The said Act is further amended as to section 155*n* thereof by adding at the end thereof the following new subsections:

"(5) Upon the vesting in the board of any land pursuant to this Act, the board shall be entitled to the immediate vacant possession thereof and may at any time, before the land is offered for sale, lease the same for a period of not more than one year at such rent and upon such terms and conditions as may be deemed proper and are approved by the drainage council.

"(6) All proceeds arising and profits accruing from any land so leased shall be distributed as if they were proceeds of a sale thereof.

"(7) Every lease entered into in pursuance of this section shall be a good and valid lease for the term mentioned therein."

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

(a) by striking out the words "the rates due in respect of such land as shown by the rate enforcement return", where the same occur in subsection (2) thereof, and by substituting therefor the words "all the rates due in respect of the parcel including the rates comprised in the rate enforcement return and all rates which have accrued since the date thereof"; and

(b) by adding at the end of subsection (2) thereof the following:

"Provided also that if any person interested in any parcel pays the rates due in respect thereof as shown by the rate enforcement return prior to the same being offered for sale at public auction together with the costs of rate enforcement and sale proceedings, the parcel shall not be offered for sale until the expiration of twelve months from the date of such payment; and thereafter if in each successive subsequent year such person pays the arrears for the year which then first accrued together with penalties before the parcel is offered for sale in that year, the parcel shall not be offered for sale until the expiration of twelve months from the date of such payment."

5. The said Act is further amended as to Form G in the schedule thereto by striking out the words "and that the drainage rates outstanding against the said lands are as follows: Current \$....., Arrears \$.....", where the same occur therein, and by substituting therefor the words "and that the arrears of drainage rates outstanding against the said land as at the thirty-first day of December, 19..... amount to the sum of \$.....".

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

FIFTH SESSION
SEVENTH LEGISLATURE
25 GEORGE V
1935

BILL

An Act to amend The Drainage
Districts Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. GRISDALE.

EDMONTON:
W. D. McLEAN, KING'S PRINTER
1935