

Bill No. 77 of 1935.

A BILL TO AMEND THE TAX AND RATE
COLLECTION ACT.

NOTE.

This Bill makes provisions applicable to cases in which orders are made under *The Tax and Rate Collection Act* affecting town school districts as to the levy and collection of school taxes by the authorities directed to collect the same, and as to the compilation of the voters' lists for the town school district and the qualification of electors at elections therein.

The Bill also provides for the validation of an order in council affecting town school districts which include the City of Red Deer and proceedings taken thereunder, and confirms all the elections of school trustees which have taken place since that order took effect.

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. 77 of 1935.

An Act to amend The Tax and Rate Collection 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 Tax and Rate Collection Act Amendment Act, 1935.*"

2. *The Tax and Rate Collection Act*, being chapter 46 of the Statutes of Alberta, 1929, is hereby amended by inserting therein, immediately after section 6 thereof, the following new sections:

"**6a** In case any amount is fixed pursuant to this Act as the amount required to be paid to a town school district by a city or town or by any substituted authority being a village or a municipal district which is included wholly or in part in the school district—

"(a) the amount required to be paid by a city or town shall be levied as if that amount was the amount lawfully demanded of the council for the purposes of that school district, and all the provisions of *The Town and Village Act* relating thereto shall be applicable;

"(b) the amount required to be paid by a substituted authority which is a municipal district shall be levied as if that amount was the amount lawfully demanded by a school district lying wholly or partly within the municipal district, and all the provisions of *The Municipal District Act* shall apply thereto;

"(c) the amount required to be paid by a substituted authority which is a village shall be levied upon all the property in the school district lying within the village which is assessable and liable to taxation for the purposes of the village under the provisions of *The Town and Village Act*, and the village shall have all the powers of collection of the tax so levied as are conferred upon the village by the said Act in the case of taxes levied by the village for village purposes.

"**6b.**—(1) The secretary of the city or town and the secretary-treasurer of each substituted authority shall deliver to the returning officer of the town school district, at least twenty-four hours before the time fixed for the opening of

any poll for the election of trustees, a list of all the electors of the school district within the area of the city or town or within the area of the substituted authority, as the case may be; and in the event of there being a separate school district he shall in each case place opposite the names of any persons on the said lists who have been returned to him as supporters of separate schools, the letters 'S.S.S.', and the returning officer shall not deliver to any such person a ballot paper for public school trustees.

"(2) For the purposes of this section and of any election of school trustees held in the town school district 'elector' means, with respect to so much of the town school district as is within a city or town, any person resident therein whose name is on the town voters' list and any person resident therein whose name has been added to the assessment roll by reason of the payment of the minimum tax levied pursuant to section 349 of *The Town and Village Act*, and with respect to the area of any other substituted authority which is included in the town school district, any person of the full age of twenty-one years who is a resident thereof and who is the owner of property and liable to assessment for school purposes therein or is the tenant of property which is liable to assessment for school purposes; and shall include the husband, wife, son, daughter, father or mother of any of such persons provided that such husband, wife, son, daughter, father or mother is of the full age of twenty-one years and any resident who has in the current year or the previous year paid to the district a tax for school purposes other than a tax payable for school purposes in respect of property."

3. An Order in Council dated the twenty-sixth day of November, 1931, and numbered 1145-31 made in pursuance of the said Act is hereby ratified, confirmed and validated, and all sums fixed from time to time by the Alberta Assessment Commission as the sums payable for school purposes by the City of Red Deer, the Village of North Red Deer, the Municipal District of Golden West, and the Municipal District of Pine Lake respectively shall be the amounts payable by each of them respectively, and all levies made by each of the said authorities for the purpose of raising the said sums shall be good and valid and shall not be questioned in any court in any proceeding of any kind; and notwithstanding the provisions of any other Act, every election of trustees held in each of the years 1932, 1933 and 1934 in each of the following school districts, namely: Red Deer Public School District No. 104 and Red Deer Roman Catholic Separate School District No. 17, shall be good, valid and effectual for all purposes, and every person declared to have been elected as a trustee at any such election is hereby declared to have been duly elected.

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

No. 77.

FIFTH SESSION
SEVENTH LEGISLATURE
25 GEORGE V
1935

B I L L

An Act to amend The Tax and Rate
Collection Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. ALLEN.

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