

Bill No. 85 of 1941.

A BILL TO AMEND THE TAX RECOVERY ACT, 1938

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NOTE.

This Bill amends *The Tax Recovery Act, 1938*.

The amendment to section 20 of this Act enables the Minister, in proper cases, to postpone the taking of possession of the land by a municipality and removing the occupant.

The amendment to section 24 provides that where lands are sold under the Act, advances which have been made under *The Agricultural Relief Advances Acts*, shall be paid immediately after taxes where sufficient funds are available.

W. S. GRAY,  
*Acting Legislative Counsel.*

*(This note does not form any part of the Bill but is offered in explanation of its provisions.)*

# BILL

No. 85 of 1941.

An Act to amend The Tax Recovery Act, 1938.

(Assented to \_\_\_\_\_, 1941.)

**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 Tax Recovery Act, 1938, Amendment Act, 1941.*"

**2.** *The Tax Recovery Act, 1938*, being chapter 82 of the Statutes of Alberta, 1938, is hereby amended as to section 20 thereof by adding thereto the following new subsection:

"(3) As and from the date of final acquisition, whether title has been taken by the municipality or not, the municipality shall be entitled to the quiet and peaceable possession of the parcel, and for the purposes of obtaining such possession, the treasurer and any persons authorized by him for the purpose shall be entitled to enter upon the parcel and take possession thereof, for the municipality, and if in so doing, resistance is encountered, the municipality shall, but only with the consent in writing of the Minister and not otherwise, be entitled to apply for and obtain an order for the possession of the parcel in proceedings instituted for that purpose in a court of competent civil jurisdiction."

**3.** The said Act is further amended as to section 24 by adding to subsection (1) thereof, immediately after paragraph (d), the following new paragraph:

"(dd) in the discharge of all advances made by the municipality for seed, feed, fodder and fuel oil and legally charged upon the parcel."

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

FIRST SESSION  
NINTH LEGISLATURE  
5 GEORGE VI  
1941

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**BILL**

An Act to amend The Tax Recovery  
Act, 1938.

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Received and read the

First time.....

Second time.....

Third time.....

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HON. MR. MAYNARD.

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EDMONTON:  
A. Shnitka, King's Printer  
1941