

Bill No. 25 of 1943.

A BILL TO AMEND THE DRAINAGE DISTRICTS ACT.

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NOTE.

The corresponding former section of this Act provided that if a district had no debenture indebtedness, one-third of the land owners might petition for dissolution of the district, and if three-fifths of the votes cast at an election on the question were in favour of dissolution, the Minister was required to dissolve the district. It is felt by the Drainage Council that such a dissolution might lead to serious results and there would be no body which would be responsible for the upkeep of ditches, bridges, culverts, etc., or for destruction of weeds. The object of the substituted section is to make the granting of a vote conditional on the approval of the Drainage Council, the granting of which approval will be subject to the council being satisfied that the works of the district will be maintained by a municipality or other body becoming responsible therefor, or be dismantled. A majority of the votes cast is required before the petition can be dealt with by the Minister.

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. 25 of 1943.

An Act to amend The Drainage Districts Act.

(Assented to \_\_\_\_\_, 1943.)

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. *The Drainage Districts Act*, being chapter 99 of the Revised Statutes of Alberta, 1942, is hereby amended as to section 190,—

(a) By striking out subsections (2), (3), (4) and (5) and by substituting therefor the following:

“(2) Upon receipt of the petition the board shall refer it to the council, accompanied by a statement of the board setting out,—

“(a) particulars of the indebtedness of the district and what arrangements have been or can be made to satisfy it;

“(b) what arrangements have been or can be made with a local authority or authorities for the maintenance and replacement of the works or the dismantling of them where necessary, and for the removal of any danger to the public,—

and the council shall, as soon as convenient, inquire into the propriety of the dissolution of the district.

“(3) After full inquiry the council may refuse its consent to the dissolution of the district, in which case no further action shall be taken with respect to the petition.

“(4) If the council approves of the dissolution of the district the board shall at its next regular meeting after such approval has been given, order an election to be held within a period to be fixed by the council, which election shall be conducted in the same manner as an election other than a first election.

“(5) The ballots shall be in the following form:

“Are you for or against the dissolution of.....  
.....Drainage District?”

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“FOR

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“AGAINST

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and shall contain a statement prepared by the council setting out the reasons for the proposed dissolution and the arrangements that have been made for maintenance and replacement of necessary works of the district, or the dismantling of unnecessary works.

“(6) If a majority of the votes cast at the election are in favour of the dissolution of the district, the board shall so report to the Minister through the council, and the Minister may, if he considers it advisable so to do, grant an order declaring the district dissolved and directing the board to proceed as hereinafter set out.”

- (b) By renumbering subsections (6), (7), (8) and (9) as subsections (7), (8), (9) and (10).

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

No. 25.

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THIRD SESSION  
NINTH LEGISLATURE  
7 GEORGE VI  
1943

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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. MACMILLAN.

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EDMONTON:  
A. Shnitka, King's Printer  
1943