







**LEGISLATIVE ASSEMBLY  
OF ONTARIO**

**FIRST SESSION  
THIRTY-SECOND PARLIAMENT**

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**BILLS**

**AS INTRODUCED IN THE HOUSE  
TOGETHER WITH  
REPRINTS AND THIRD READINGS**

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**SESSION**

**APRIL 21st to JULY 3rd, 1981  
AND  
OCTOBER 13th to DECEMBER 18th, 1981**





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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Mildove Mining Company Limited**

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**MR. WILLIAMS**

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**EXPLANATORY NOTE**

The purpose of this Bill is to revive Mildove Mining Company Limited.

BILL Pr1

1981

## An Act to revive Mildove Mining Company Limited

**W**HEREAS Milton Kirsh, Rose Kirsh and Leon Weinrib hereby represent that Mildove Mining Company Limited, herein called the Corporation, was incorporated by letters patent dated the 7th day of January, 1957; that the Minister of Consumer and Commercial Relations, by order dated the 5th day of March, 1975, and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, cancelled the certificate of incorporation of the Corporation for default in filing annual returns, and declared the Corporation to be dissolved on the 9th day of April, 1975; that the applicants were all the directors and the holders of all common shares of the Corporation at the time of its dissolution; that although the notice of default in filing annual returns required by the said subsection 3 of section 251 of *The Business Corporations Act* was sent to each of the applicants as directors, through inadvertence, no action was taken to revive the Corporation until more than two years after the date of the said notice; that the Corporation, at the time of its dissolution, was carrying on active business and since that time active business has continued to be carried on in the name of the Corporation; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1970,  
c. 53

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Mildove Mining Company Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution, in the same manner and to the same extent as if it had not been dissolved.

Mildove  
Mining  
Company  
Limited  
revived

Commence-  
ment

**2.** This Act comes into force on the day it receives Royal Assent.

Short title

**3.** The short title of this Act is *The Mildove Mining Company Act, 1981*.









An Act to revive  
Mildove Mining Company Limited

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*1st Reading*

May 4th, 1981

*2nd Reading*

*3rd Reading*

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MR. WILLIAMS

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Mildove Mining Company Limited**

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MR. WILLIAMS

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*(Reprinted as amended by the Administration of Justice Committee)*

**EXPLANATORY NOTE**

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BILL Pr1

1981

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**W**HEREAS Milton Kirsh, Rose Kirsh and Leon Weinrib Preamble  
 hereby represent that Mildove Mining Company Limited, herein called the Corporation, was incorporated by letters patent dated the 7th day of January, 1957; that the Minister of Consumer and Commercial Relations, by order dated the 5th day of March, 1975, and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, cancelled the certificate of incorporation of the Corporation for default in filing annual returns, and declared the Corporation to be dissolved on the 9th day of April, 1975; that the applicants were all the directors and the holders of all common shares of the Corporation at the time of its dissolution; that although the notice of default in filing annual returns required by the said subsection 3 of section 251 of *The Business Corporations Act* was sent to each of the applicants as directors, through inadvertence, no action was taken to revive the Corporation until more than two years after the date of the said notice; that the Corporation, at the time of its dissolution, owned certain assets and that it is desirable to revive the Corporation so that it may deal with those assets; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application; R.S.O. 1970,  
c. 53

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

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An Act to revive  
Mildove Mining Company Limited

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*1st Reading*

May 4th, 1981

*2nd Reading*

*3rd Reading*

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MR. WILLIAMS

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*(Reprinted as amended by the  
Administration of Justice Committee)*

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**BILL Pr1**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Mildove Mining Company Limited**

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MR. WILLIAMS

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BILL Pr1

1981

## An Act to revive Mildove Mining Company Limited

**W**HEREAS Milton Kirsh, Rose Kirsh and Leon Weinrib <sup>Preamble</sup> hereby represent that Mildove Mining Company Limited, herein called the Corporation, was incorporated by letters patent dated the 7th day of January, 1957; that the Minister of Consumer and Commercial Relations, by order dated the 5th day of March, 1975, and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, cancelled the certificate of incorporation of the Corporation for default in filing annual returns, and declared the Corporation to be dissolved on the 9th day of April, 1975; that the applicants were all the directors and the holders of all common shares of the Corporation at the time of its dissolution; that although the notice of default in filing annual returns required by the said subsection 3 of section 251 of *The Business Corporations Act* was sent to each of the applicants as directors, through inadvertence, no action was taken to revive the Corporation until more than two years after the date of the said notice; that the Corporation, at the time of its dissolution, owned certain assets and that it is desirable to revive the Corporation so that it may deal with those assets; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application; <sup>R.S.O. 1970,  
c. 53</sup>

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Mildove Mining Company Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution, in the same manner and to the same extent as if it had not been dissolved. <sup>Mildove  
Mining  
Company  
Limited  
revived</sup>

Commence-  
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**2.** This Act comes into force on the day it receives Royal Assent.

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**3.** The short title of this Act is *The Mildove Mining Company Act, 1981*.









**An Act to revive  
Mildove Mining Company Limited**

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*1st Reading*

May 4th, 1981

*2nd Reading*

June 12th, 1981

*3rd Reading*

June 12th, 1981

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MR. WILLIAMS

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the City of Toronto**

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**MR. RENWICK**

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#### EXPLANATORY NOTES

This Bill replaces Bill Pr44 which was given first reading on November 18th, 1980. Section 6 of Bill Pr44 has been deleted. Because of amendments to *The Municipality of Metropolitan Toronto Act* in 1980 respecting reserved bus lanes, the proposed section would have been redundant. Section 2 and section 8 (1) (formerly section 9 (1) ) have been redrafted.

SECTION 1. The section authorizes the City to accept a conveyance of a three foot strip of land on the south side of Eglinton Avenue in the Borough of York. The lands are situated immediately south of the William R. Allen Road. The section provides that the lands may not be expropriated and sets out that the Crown is bound by the section.

BILL Pr2

1981

## An Act respecting the City of Toronto

**W**HEREAS The Corporation of the City of Toronto, herein <sup>Preamble</sup> called the Corporation, hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding any general or special Act, for the <sup>Conveyance authorized</sup> purpose of preventing a further extension of the William R. Allen Expressway or the William R. Allen Road, the Corporation is authorized to accept a conveyance of land lying within the Borough of York described as follows:

ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the Borough of York, in the Municipality of Metropolitan Toronto, formerly in the County of York and Province of Ontario, being composed of:

*Firstly:*

Parts of Lots 49 and 57 according to a plan registered in the Registry Office for the former County of York as 1103, but now registered in the Land Registry Office for the Registry Division of Toronto Boroughs (No. 64), the said parcel of land being designated as PARTS 1 and 2 on a plan of survey deposited in the said Land Registry Office as 64R-7639:

Reserving unto the Grantor, its successors and assigns, a sub-surface easement for the purposes of the operation of the Spadina Rapid Transit line by the Toronto Transit Commission under that part of the said lot 57 designated as the said PART 2.

*Secondly:*

Parts of Lots 65 and 73 according to a plan registered in the Registry Office for the former County of York as 1103 but now registered in the Land Registry Office for the Registry Division of Toronto Boroughs (No. 64), the said parcel of land being designated as PARTS 3 and 4 on a plan of survey deposited in the said Land Registry Office as 64R-7639.

Reserving unto the Grantor, its successors and assigns a sub-surface easement for the purposes of the operation of the Spadina Rapid Transit line by the Toronto Transit Commission under that part of the said lot 65 designated as the said PART 3.

*Thirdly:*

The northerly 3.00 feet in perpendicular width of Lot 205 according to a plan registered in the Registry Office for the former County of York as 2338 but now registered in the Land Registry Office for the Registry Division of Toronto Boroughs (No. 64).

Subject to the right of the northerly portion of the 1½ storey building known as premises 205 Strathearn Road to encroach to the extent as existing in February, 1980 and for the lifetime of the said building over the hereinbefore described parcel of land.

Vesting of title, no compensation or damages payable

(2) Title to the lands acquired pursuant to subsection 1 shall vest in the Corporation in fee simple free from encumbrance, except as set out in subsection 1, and thereafter the title so vested shall not be divested in any manner by expropriation, assumption or other act by any person, body or authority, including Her Majesty in right of the Province of Ontario, or be defeated by the obtaining of title by possession or otherwise and no compensation or damages shall be payable by the Corporation to any person, body or authority in respect of the conveyance authorized by subsection 1.

Application to Crown

(3) This section binds the Crown.

Agreement with University of Toronto authorized

2. Notwithstanding any general or special Act, the council of the Corporation may enter into and perform the agreement with the Governing Council of the University of Toronto set out in the Schedule hereto and upon its execution the said agreement shall be valid and binding upon the parties thereto according to its terms.

SECTION 2. Self-explanatory.

SECTION 3. Clause *b* of subsection 2 of section 34 of *The Ontario Heritage Act, 1974* authorizes a municipality to refuse an application to demolish or remove a building designated under that Act for a period of up to 180 days. The purpose of this section of the Bill is to permit the council to refuse the application for a period of up to five years.

SECTION 4. The proposed amendment provides for service by mail of notices under the City's private legislation related to standards for vacant lands.

SECTION 5. The proposed amendments enable the council of the City to determine what is an assisted housing program within the meaning of the 1975 Act and provide that the City may specify in a by-law under the Act and in any agreement thereunder the period or periods of time for which units are to be provided for assisted housing purposes. The legislation also provides that no agreement shall be invalid for lack of specificity of an assisted housing program and provides for certain restrictions on the creation or conveyance of any interest in an assisted housing unit. It also provides that a by-law shall not be invalid because it restricts occupancy to a class or classes of persons and provides for certain offences and a right to damages for breach of an assisted housing agreement.



**3.—(1)** Notwithstanding section 34 of *The Ontario Heritage Act, 1974*, the period for which the council of the Corporation may refuse the application and prohibit any work to demolish or remove any building or structure on the property under clause *b* of subsection 2 of section 34 shall not be a period of 180 days from the date of its decision but shall be such period not to exceed five years from the date of its decision as the council may determine.

Prohibition of demolition or removal of designated property for up to five years  
1974, c. 122

(2) Where council has determined the period under subsection 1 hereof, subsections 4 and 5 of section 34 of *The Ontario Heritage Act, 1974* shall be deemed to refer to such period and not to a period of 180 days.

Idem

(3) This section does not apply to any property in respect of which the Conservation Review Board has made a report pursuant to subsection 12 of section 29 of *The Ontario Heritage Act, 1974* recommending that such property should not be designated under Part IV of that Act.

Exception

**4.** Section 2 of *The City of Toronto Act, 1972 (No. 2)*, being chapter 199, as amended by the Statutes of Ontario, 1977, chapter 109, section 4, is further amended by adding thereto the following subsection:

1972, c. 199, s. 2, amended

(7) A notice requiring the owner of vacant land to take any action necessary to make same conform to the standards may be served personally or by registered mail addressed to the owner at his last known address and, where notice is served by registered mail, the service shall be deemed to have been made on the fifth day after the day of mailing.

Service of notice

**5.—(1)** Subsections 1 and 2 of section 5 of *The City of Toronto Act, 1975 (No. 2)*, being chapter 117, are repealed and the following substituted therefor:

1975, c. 117, s. 5 (1, 2), re-enacted

(1) In this section, “assisted housing program” means a program which in the opinion of the council of the Corporation is designed to provide housing accommodation by sale or lease, at a price or rental below the current market price or rental in the area in which the accommodation is located.

Interpretation

(2) In any by-law passed under section 35 of *The Planning Act*, the council of the Corporation may prescribe one or more residential densities of development applicable to any land in respect of which the owner agrees with the Corporation, as set out in subsection 3, to provide such proportion or such number as the by-law may specify of units to be built on such lands for the purposes of an assisted housing program for such period or periods of time as is specified in the agreement, and another residential density applicable to such land in respect of which the owner does not so agree.

By-laws respecting density of development  
R.S.O. 1970, c. 349

1975, c. 117,  
s. 5,  
amended

(2) The said section 5 is amended by adding thereto the following subsections:

Validity of  
Agreement

(5) No agreement made pursuant to subsection 3 shall be declared to be invalid by reason of any lack of specificity in respect of an assisted housing program.

Consent of  
City required  
for conveyance  
etc.

(6) Where an agreement has been registered under subsection 4, no person shall, during the operation of an agreement entered into under subsection 3, convey any unit of housing accommodation which is part of an assisted housing program, by way of deed or transfer or grant, assign, or exercise a power of appointment with respect to the unit, or mortgage or charge the unit or enter into an agreement of sale and purchase respecting the unit, or enter into any agreement which has the effect of granting the use of or right in the unit directly or by entitlement to renewal for a period of twenty-one years or more, without the written consent of the Corporation.

Conveyance,  
etc.,  
contrary to  
subsection  
6, not to  
create or  
convey  
interest  
in unit

(7) Where an agreement has been registered under subsection 4, an agreement, conveyance, mortgage or charge made, or a power of appointment granted, assigned or exercised in contravention of subsection 6, does not create or convey any interest in the unit.

Validity of  
by-laws  
restricting  
occupancy

(8) No by-law passed by the council shall be invalidated notwithstanding that the effect thereof is to restrict occupancy of housing accommodation to such persons or class or classes of persons as are set out in the by-law.

Offence

(9) Every person who contravenes any provision of an agreement entered into under subsection 3, is guilty of an offence and on conviction is liable to a fine of not more than \$10,000.

Damages

(10) In addition to any other penalty provided by law, every owner who contravenes any of the provisions of an agreement entered into under subsection 3, shall be liable for damages payable to the Corporation in an amount equal to the difference between the price or rental of the housing accommodation which is the subject of the agreement, as determined under the agreement, and the selling price or actual rental of such housing accommodation for such period of time as the owner has contravened the agreement, and such damages may be recovered as a debt due to the Corporation.

Front yard  
parking  
permits for  
physically  
handicapped  
persons  
1980, c. 126

6. A by-law passed under section 4 of *The City of Toronto Act, 1980*, being chapter 126, may also authorize pursuant to permits issued to owners of private property, front yard parking for physically handicapped persons, as defined in the by-law, and the provisions thereof in respect of front yard parking for physically

**SECTION 6.** This section expands the City's powers with respect to permits for front yard parking by permitting special provisions for front yard parking for handicapped persons.

SECTION 7. Self-explanatory.

SECTION 8. This section authorizes certain notices required under *The Expropriations Act* to be served on the Public Trustee.

SECTION 9. This section authorizes the City to make contributions to a pension fund, other than The Ontario Municipal Employees Retirement System, when required to do so under the terms of a collective agreement.

handicapped persons may be different from and in conflict with any other provisions contained in a by-law passed under that section.

**7. Notwithstanding any general or special Act,**

Electrical  
energy use  
efficiency  
loans  
authorized

(a) the Toronto Electric Commissioners may make loans, on such terms and conditions as to security, interest and otherwise as the Commissioners may consider expedient, to any person for the purpose of improving the electrical energy use efficiency of any building or structure within the boundaries of the City of Toronto owned by such person; and

(b) all sums loaned under clause *a*, shall be deemed to constitute expenditures incurred for the maintenance and operation of the utility.

**8.—(1)** Notwithstanding subsection 2 of section 1 of *The Expropriations Act*, where the Corporation wishes to acquire land or any interest therein in the rear of lands abutting on a highway for the purpose of a public lane or for the purpose of any outlet connecting such public lane with a highway and a person to be served under the said Act is unknown or his address is unknown, any document or notice to be served, including any notice required to be served under section 38 of the said Act may, subject to subsection 2, be served upon the Public Trustee and such service shall be deemed to be good and sufficient service upon such person for the purposes of the said Act.

Service of  
notice  
R.S.O. 1970,  
c. 154

(2) The Corporation shall make application pursuant to section 38 of *The Expropriations Act*, within one year from the first service upon the Public Trustee, for the appointment of a person to represent the interests of an owner served pursuant to subsection 1.

Representative  
R.S.O. 1970,  
c. 154

(3) Where the Corporation serves a document or notice, on the Public Trustee under subsection 1, the Public Trustee is under no duty to attempt to locate the person who, or whose address, is unknown, or to take any other action except to provide, on request by any person and on payment of any fee for copying, a copy of the document or notice.

Duty of  
Public  
Trustee

**9.** Notwithstanding section 8 of *The Ontario Municipal Employees Retirement System Act*, it is lawful and shall be deemed always to have been lawful for the Corporation to make a contribution for the provision of a pension to any person employed by the Corporation as a craft tradesman where such contribution is required by the terms of a collective agreement made binding by any statute upon the Corporation or where the Corporation com-

Authorizes  
contribution  
to craft  
tradesmen's  
pensions  
R.S.O. 1970,  
c. 324

R.S.O. 1970,  
c. 324

plies or has complied with the terms of collective agreements respecting the payment of pension contributions for such craft tradesmen and where such contribution has been or is being made *The Ontario Municipal Employees Retirement System Act* does not apply.

Member-  
ship of  
Board of  
Toronto  
Electric  
Commis-  
sioners

**10.**—(1) The Board of Commissioners established under *An Act respecting the City of Toronto*, being chapter 119 of the Statutes of Ontario, 1911, and called the Toronto Electric Commissioners is continued and shall consist of five members,

(a) one of whom shall be, *ex officio*, the mayor of the Corporation;

(b) one of whom shall be appointed by Ontario Hydro; and

(c) three of whom shall be appointed by the council of the Corporation as follows:

1. One member who shall be a member of council.

2. One member who may, at the option of council, be a member of council.

3. One member who shall not be a member of council.

Non-  
application of  
R.S.O. 1970,  
c. 390, s. 44

(2) Section 44 of *The Public Utilities Act* does not apply to the appointments made under paragraphs 1 and 2 of clause *c* of subsection 1.

Term of  
office, etc.

(3) Subject to subsection 4, members appointed under clauses *b* and *c* of subsection 1 shall hold office for two years and until their successors are appointed and shall be eligible for re-appointment.

Proviso

(4) The term of office of a member of the Toronto Electric Commissioners who is also a member of council of the Corporation shall not extend beyond the term of the council that made the appointment and he shall cease to be a member of Toronto Electric Commissioners upon ceasing to be a member of the council, except that the person shall continue to hold office until his successor is appointed.

Idem

(5) Notwithstanding subsection 1, the members of the Toronto Electric Commissioners immediately prior to the coming into force of this Act shall continue to hold office until their respective terms of office expire and until their successors are appointed.

Substi-  
tution of  
members

(6) If an appointed member dies, or wishes to resign, or refuses to act, or becomes unable from any cause to perform his duties, the

SECTION 10. This section increases the membership on the Toronto Electric Commissioners from three to five members and provides that the two additional members shall be appointed by City council. The proposed legislation also provides that one of the additional members shall be a member of City council and the other member may or may not be a member of City council.





council or Ontario Hydro, as the case may be, may appoint a successor in his stead for the remainder of his term of office, and such successor is, subject to subsection 4, eligible for reappointment.

(7) Subsections 2 and 3 of section 108 of *The Power Corporation Act* do not apply to the Board of Commissioners continued by this section. Application, R.S.O. 1970, c. 354, s. 108 (2, 3)

(8) Section 16 of *An Act respecting the City of Toronto*, being chapter 119 of the Statutes of Ontario, 1911, is repealed. 1911, c. 119, s. 16, repealed

**11.** This Act comes into force on the day it receives Royal Assent. Commencement

**12.** The short title of this Act is *The City of Toronto Act*, Short title 1981.

## SCHEDULE

THIS AGREEMENT made in quadruplicate this      day of      198 .

BETWEEN:

THE GOVERNING COUNCIL OF THE UNIVERSITY OF TORONTO,  
(hereinafter called "the University"),

OF THE FIRST PART;

—and—

THE CORPORATION OF THE CITY OF TORONTO,  
(hereinafter called "the City"),

OF THE SECOND PART.

WITNESSETH THAT:

WHEREAS under a predecessor to section 148 of *The Municipality of Metropolitan Toronto Act*, as amended, the City of Toronto, the Village of Forest Hill and the Village of Swansea were on the 1st day of January, 1967, amalgamated as a city municipality the inhabitants of which are a body corporate under the name of the Corporation of the City of Toronto, the City herein, such amalgamation being deemed thereunder to be by order of the Ontario Municipal Board pursuant to an application thereto under section 14 of *The Municipal Act*, as therein set forth, and by virtue of section 19 of *The Municipal Act* all the assets and liabilities of The Corporation of the City of Toronto (hereinafter called the former City) are now assets and liabilities of the City herein;

AND WHEREAS the Bursar of the University and Colleges at Toronto entered into an indenture of lease with the former City dated January 1, 1859 ("the 1859 lease") with respect to the lease to the former City of the lands which became known as Queen's Park and the Avenues and approaches thereto;

AND WHEREAS by agreement dated May 2, 1877, between the said Bursar and the former City ("the 1877 agreement") a deviation of the line of a road required by the 1859 lease to be constructed on the east side of a proposed Botanical Garden was authorized;

AND WHEREAS by agreement dated July 19, 1883, between Her Majesty the Queen represented for the purpose of said agreement by the Bursar of the University and Colleges at Toronto and the former City ("the 1883 agreement") the laying of tracks on the Yonge Street Avenue (now known as College Street) for the purposes of a street railway was authorized subject to the terms and conditions of said agreement;

AND WHEREAS by agreement dated March 2, 1889, between Her Majesty the Queen, represented by the said Bursar and the former City ("the 1889 agreement") a certain action commenced by Her Majesty's Attorney-General for the Province of Ontario on the relation of the said Bursar against the former City was settled upon the terms and conditions set out therein;

AND WHEREAS the University is the successor to the rights of the said Bursar and of Her Majesty under the agreements hereinbefore mentioned;

AND WHEREAS by Chapter 53 of 52 Victoria 1889 ("the 1889 Statute") the 1889 agreement was confirmed;

AND WHEREAS by Chapter 54 of 7 Edward VII 1907 ("the 1907 Statute") the 1889 agreement was amended with respect to the arbitration provision thereof;

AND WHEREAS by agreement authorized by Chapter 119 of Geo. V 1911 ("the 1911 agreement") certain matters relating to the Avenue from Queen Street (now included in the avenue known as University Avenue) and the widening of Anderson Street (now Dundas Street West) were agreed upon;

AND WHEREAS by Chapter 75 of 3-4 Geo. V 1913 ("the 1913 Statute") the 1889 agreement was supplemented with respect to the terms and conditions for access to the Avenue from Queen Street (now included in the avenue known as University Avenue) and the cross Avenue from Yonge Street (now known as College Street) and with respect to the widening and straightening of the latter;

AND WHEREAS by agreement dated September 24, 1929, between the University and the former City ("the 1929 agreement") the location of the westerly limit of the avenue known as University Avenue as dedicated by the 1889 agreement was confirmed;

AND WHEREAS by agreement dated November 24, 1950, between the former City and the University ("the 1950 agreement") the location of the roadway known as Queen's Park Crescent West was agreed to be altered and a certain bridge constructed on the terms set out therein;

AND WHEREAS the University has requested the City to release from the 1859 lease, as from time to time amended, supplemented and confirmed, the lands described in Schedule 'A' hereto;

AND WHEREAS the City has requested the University to dedicate the lands described in Schedule 'B' hereto with certain rights reserved to the University as hereinafter in this agreement set forth;

AND WHEREAS the University intends concurrently herewith so to dedicate the lands described in Schedule 'C', with certain rights reserved to the University, as set forth in an agreement bearing the date hereof between the University and The Municipality of Metropolitan Toronto.

NOW THEREFORE the parties agree as follows:

1. The lands described in Schedule 'A' hereto and the unexpired residue of the term of years created by the 1859 lease in respect of such lands only are hereby assigned and surrendered by the City to the University absolutely.

2. The lands described in Schedule 'B' hereto are (subject to the reservations in favour of the University hereinafter in this agreement set forth) to be, and are hereby dedicated by the University for public highway purposes, subject to any and all existing easements and servitudes, and all restrictions as to traffic thereon (excepting insofar as the City may be empowered and may choose to restrain or regulate the same, subject to the terms hereof) are hereby removed, and the City shall have the right to name the highways so dedicated.

3. Those portions of the land described in Schedule 'B' which are now or hereafter travelled by vehicular traffic shall be put in repair and kept in all necessary repair and lighted by the City in accordance with the City's standard for street lighting on the public highways in the area adjacent to such lands.

4. Those portions of the land described in Schedule 'C' which are now or hereafter travelled by vehicular traffic shall be lighted by the City in accordance with the City's standard for street lighting on the public highways in the area adjacent to such lands.

5. The footpaths or sidewalks now or hereafter existing on any of the lands described in Schedules 'B' and 'C' hereto shall be put in repair and kept in all necessary repair by the City, and shall be maintained in their present locations or in such other locations thereon as the University approves, provided that the University will not unreasonably withhold such approval.

6. Nothing herein contained shall affect any rights of the University under the 1859 lease, the 1877, 1883, 1889, 1911, 1929 or 1950 agreements, or any other agreement between the University or its predecessors and the former City or the City relating to Queen's Park and/or the Avenues or approaches thereto, as confirmed or modified by the Statutes aforesaid, except insofar as such lease, agreement or Statute applies to the lands described in Schedule 'A' hereto, and then only to the extent necessary to give full force and effect to this agreement.

7. The rent of five shillings, if demanded, payable by the City to the University under the 1859 lease is not to be reduced by reason of the reduction effected by this agreement in the lands subject thereto.

8. The University reserves the right of access in perpetuity to the lands described in Schedule 'B' for vehicles and pedestrians, provided that nothing herein shall be construed to be inconsistent with the 1950 agreement and without restricting the generality of the foregoing the University specifically reserves a permanent vehicular and pedestrian right-of-way across the lands firstly described in Schedule 'B', which together with a similar right-of-way reserved by the University across certain of the lands described in Schedule 'C' shall constitute a continuous right-of-way from Wellesley Street West westerly to the lands of the University in the location of the presently existing roadway and sidewalks, permitting vehicular and pedestrian passage thereover in both directions at all times, subject to such reasonable traffic regulation as the City or the Municipality of Metropolitan Toronto may require, provided that the access ramps connecting the main portion of Wellesley Street West to Queen's Park Crescent West may be one-way.

9. The owners of property adjacent to the Avenues dedicated by the 1889 agreement as amended by the 1913 Statute and the 1929 agreement are not by reason of this agreement or the dedications hereby effected to acquire any right of ingress or egress to or from the said Avenues from or to their said adjacent properties.

10. The University reserves the right upon reasonable notification to the City from time to time to lay, maintain and repair sewers and to construct, maintain and repair works for the passage of water, electricity, steam, gas or pedestrians under the lands described in Schedule 'B' in locations where the same will not interfere with works constructed by the City, the Metropolitan Corporation or any public utility or constructed or to be constructed under the authority of easements or other rights previously granted by the City or the University.

11. The City accepts the dedication of the lands described in Schedule 'B' upon the terms and conditions set out herein.

12. The University covenants and agrees with the City that the existing Robert Raikes statue and Volunteers Memorial 1866 shall remain the property of the City and in their present locations unless removed by the City, and the City shall at all reasonable times have access to these monuments, so long as they occupy their present sites, for maintenance and repair thereof.

13. The City covenants and agrees with the University that it will not operate nor, to the extent that such operation may from time to time be subject to its control, permit the surface operation of streetcars, trolley buses or any vehicle using tracks, rails, or overhead wires, upon the lands described in Schedules 'B' and 'C' respectively.

14. The University hereby forever releases and discharges the City from all obligations on the part of the City under paragraphs 7 and 8 of the 1889 agreement with respect to the endowment and maintenance of two Chairs in the University of Toronto, such releases and discharge to be effective October 1, 1973, when the second quarterly payment in respect of the year commencing July 1, 1973 and ending June 30, 1974 would otherwise be due and payable.

IN WITNESS WHEREOF the parties have executed this agreement.

THE GOVERNING COUNCIL OF THE UNIVERSITY  
OF TORONTO

\_\_\_\_\_

THE CORPORATION OF THE CITY OF TORONTO

\_\_\_\_\_

A Member of the Executive Committee

\_\_\_\_\_

Deputy City Treasurer

**SCHEDULE 'A'**

ALL AND SINGULAR those certain parcels or tracts of land situate, lying and being in the City of Toronto in the Municipality of Metropolitan Toronto and being composed of parts of Park Lots 11 and 12, Concession 1 from the Bay, described as Parts 2, 5, 7, 8, 10, 12, 14, 15, 18, 19, 20, 21, 27, 30, 34, 37 and 38 according to a Plan deposited in the Land Registry Office for the Registry Division of Toronto (No. 63) as RD-239.

**SCHEDULE 'B'**

Those certain parcels or tracts of land situate, lying and being in the City of Toronto, in the Municipality of Metropolitan Toronto and being composed of:

*Firstly:*

Those parts of Park Lots 11 and 12, Concession 1 from the Bay, described as Part 30 according to a Plan deposited in the Land Registry Office for the Registry Division of Toronto (No. 63) as RD-239.

*Secondly:*

That part of Park Lot 12, Concession 1 from the Bay, described as Part 37 according to said Plan RD-239.

*SCHEDULE 'C'*

ALL AND SINGULAR those certain parcels or tracts of land situate, lying and being in the City of Toronto in the Municipality of Metropolitan Toronto and being composed of parts of Park Lots 11 and 12, Concession 1 from the Bay, and parts of Lots 67, 68 and 72 according to Registered Plan D-178, described as Parts 3, 4, 6, 9, 11, 13 and 34 according to a Plan deposited in the Land Registry Office for the Registry Division of Toronto (No. 63) as RD-239.

An Act respecting  
the City of Toronto

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*1st Reading*

May 4th, 1981

*2nd Reading*

*3rd Reading*

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MR. RENWICK

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the City of Toronto**

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**MR. RENWICK**

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*(Reprinted as amended by the General Government Committee)*

## EXPLANATORY NOTES

This Bill replaces Bill Pr44 which was given first reading on November 18th, 1980. Section 6 of Bill Pr44 has been deleted. Because of amendments to *The Municipality of Metropolitan Toronto Act* in 1980 respecting reserved bus lanes, the proposed section would have been redundant. Section 2 and section 8 (1) (formerly section 9 (1) ) have been redrafted.

Sections 1, 3 and 7 of the first reading Bill were deleted by the Standing Committee on General Government. The Bill has been re-numbered accordingly.

### SECTION 1. Self-explanatory.

SECTION 2. The proposed amendment provides for service by mail of notices under the City's private legislation related to standards for vacant lands.

SECTION 3. The proposed amendments enable the council of the City to determine what is an assisted housing program within the meaning of the 1975 Act and provide that the City may specify in a by-law under the Act and in any agreement thereunder the period or periods of time for which units are to be provided for assisted housing purposes. The legislation also provides that no agreement shall be invalid for failure to specify particulars of an assisted housing program and provides for certain restrictions on the creation or conveyance of any interest in an assisted housing unit. It also provides that a by-law shall not be invalid because it restricts occupancy to a class or classes of persons and provides for certain offences and a right to damages for breach of an assisted housing agreement.



BILL Pr2

1981

## An Act respecting the City of Toronto

**W**HEREAS The Corporation of the City of Toronto, herein Preamble  
 called the Corporation, hereby applies for special legislation  
 in respect of the matters hereinafter set forth; and whereas it is  
 expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of  
 the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

1. Notwithstanding any general or special Act, the council of Agreement  
with  
University  
of Toronto  
authorized  
 the Corporation may enter into and perform the agreement with  
 the Governing Council of the University of Toronto set out in the  
 Schedule hereto and upon its execution the said agreement shall  
 be valid and binding upon the parties thereto according to its  
 terms.

2. Section 2 of *The City of Toronto Act, 1972 (No. 2)*, being 1972, c. 199,  
s. 2,  
amended  
 chapter 199, as amended by the Statutes of Ontario, 1977, chapter  
 109, section 4, is further amended by adding thereto the following  
 subsection:

(7) A notice requiring the owner of vacant land to take any Service of  
notice  
 action necessary to make same conform to the standards may be  
 served personally or by registered mail addressed to the owner at  
 his last known address and, where notice is served by registered  
 mail, the service shall be deemed to have been made on the fifth  
 day after the day of mailing.

3.—(1) Subsections 1 and 2 of section 5 of *The City of Toronto* 1975, c. 117,  
s. 5 (1, 2),  
re-enacted  
*Act, 1975 (No. 2)*, being chapter 117, are repealed and the follow-  
 ing substituted therefor:

(1) In this section, “assisted housing program” means a pro- Interpre-  
tation  
 gram which in the opinion of the council of the Corporation is  
 designed to provide housing accommodation by sale or lease, at a  
 price or rental below the current market price or rental in the area  
 in which the accommodation is located.

By-laws respecting density of development R.S.O. 1970, c. 349

(2) In any by-law passed under section 35 of *The Planning Act*, the council of the Corporation may prescribe one or more residential densities of development applicable to any land in respect of which the owner agrees with the Corporation, as set out in subsection 3, to provide such proportion or such number as the by-law may specify of units to be built on such lands for the purposes of an assisted housing program for such period or periods of time as is specified in the agreement, and another residential density applicable to such land in respect of which the owner does not so agree.

1975, c. 117, s. 5, amended

(2) The said section 5 is amended by adding thereto the following subsections:

Validity of agreement

(5) No agreement made pursuant to subsection 3 shall be declared to be invalid by reason of failure to specify particulars of an assisted housing program.

Consent of City required for conveyance, etc.

(6) Where an agreement has been registered under subsection 4, no person shall, during the operation of an agreement entered into under subsection 3, convey any unit of housing accommodation which is part of an assisted housing program, by way of deed or transfer or grant, assign, or exercise a power of appointment with respect to the unit, or mortgage or charge the unit or enter into an agreement of sale and purchase respecting the unit, or enter into any agreement which has the effect of granting the use of or right in the unit directly or by entitlement to renewal for a period of twenty-one years or more, without the written consent of the Corporation.

Conveyance, etc., contrary to subsection 6, not to create or convey interest in unit

(7) Where an agreement has been registered under subsection 4, an agreement, conveyance, mortgage or charge made, or a power of appointment granted, assigned or exercised in contravention of subsection 6, does not create or convey any interest in the unit.

Certificate of clerk

(8) Where a written consent, referred to in subsection 6, has been given by the Corporation, the clerk of the Corporation shall provide a certificate, in registrable form, to the person obtaining the consent stating that the written consent of the Corporation has been obtained and the certificate of the clerk is conclusive evidence that the consent was given and that the provisions of this section leading to the consent have been complied with and after the certificate has been given no action may be maintained to question the validity of the consent and the certificate may be registered in the proper land registry office.

Validity of by-laws restricting occupancy

(9) No by-law passed by the council that implements subsection 2 shall be invalidated notwithstanding that the effect thereof is to restrict occupancy of housing accommodation to such persons or class or classes of persons as are set out in the by-law.



SECTION 4. This section expands the City's powers with respect to permits for front yard parking by permitting special provisions for front yard parking for handicapped persons.

SECTION 5. This section authorizes certain notices required under *The Expropriations Act* to be served on the Public Trustee.

(10) A by-law that implements subsection 2 may provide that any person entering into an agreement under subsection 3 who fails to provide such proportion or such number of units for such period or periods of time as may be specified in the agreement for the purposes of an assisted housing program, shall be deemed to have contravened the by-law and is guilty of an offence and on conviction the person is liable to a fine of not more than \$10,000.

Offence

(11) In addition to any penalty or other remedy provided by law, every owner who contravenes any of the provisions of an agreement entered into under subsection 3, shall be liable for damages payable to the Corporation in an amount equal to the difference between the price or rental of the housing accommodation which is the subject of the agreement, as determined under the agreement, and the selling price or actual rental of such housing accommodation for such period of time as the owner has contravened the agreement, and such damages may be recovered as a debt due to the Corporation.

Damages

(12) Subsections 6 and 7 do not apply to an agreement unless the said subsections are set out in the agreement.

Contents of agreement

4. A by-law passed under section 4 of *The City of Toronto Act, 1980*, being chapter 126, may also authorize pursuant to permits issued to owners of private property, front yard parking for physically handicapped persons, as defined in the by-law, and the provisions thereof in respect of front yard parking for physically handicapped persons may be different from and in conflict with any other provisions contained in a by-law passed under that section.

Front yard parking permits for physically handicapped persons  
1980, c. 126

5.—(1) Notwithstanding subsection 2 of section 1 of *The Expropriations Act*, where the Corporation wishes to acquire land or any interest therein in the rear of lands abutting on a highway for the purpose of a public lane or for the purpose of any outlet connecting such public lane with a highway and a person to be served under the said Act is unknown or his address is unknown, any document or notice to be served, including any notice required to be served under section 38 of the said Act may, subject to subsection 2, be served upon the Public Trustee and such service shall be deemed to be good and sufficient service upon such person for the purposes of the said Act.

Service of notice  
R.S.O. 1970,  
c. 154

(2) The Corporation shall make application pursuant to section 38 of *The Expropriations Act*, within one year from the first service upon the Public Trustee, for the appointment of a person to represent the interests of an owner served pursuant to subsection 1.

Representative  
R.S.O. 1970,  
c. 154

(3) Where the Corporation serves a document or notice, on the Public Trustee under subsection 1, the Public Trustee is under no

Duty of Public Trustee

duty to attempt to locate the person who, or whose address, is unknown, or to take any other action except to provide, on request by any person and on payment of any fee for copying, a copy of the document or notice.

Application  
R.S.O. 1970,  
c. 154

(4) This section applies to proceedings taken under *The Expropriations Act*, whether commenced before or after this section comes into force.

Authorizes  
contribution  
to craft  
tradesmen's  
pensions  
R.S.O. 1970,  
c. 324

6. Notwithstanding section 8 of *The Ontario Municipal Employees Retirement System Act*, it is lawful and shall be deemed always to have been lawful for the Corporation to make a contribution for the provision of a pension to any person employed by the Corporation as a craft tradesman where such contribution is required by the terms of a collective agreement made binding by any statute upon the Corporation or where the Corporation complies or has complied with the terms of collective agreements respecting the payment of pension contributions for such craft tradesmen and where such contribution has been or is being made *The Ontario Municipal Employees Retirement System Act* does not apply.

R.S.O. 1970,  
c. 324

Member-  
ship of  
Board of  
Toronto  
Electric  
Commis-  
sioners

7.—(1) The Board of Commissioners established under *An Act respecting the City of Toronto*, being chapter 119 of the Statutes of Ontario, 1911, and called the Toronto Electric Commissioners is continued and shall consist of five members,

- (a) one of whom shall be, *ex officio*, the mayor of the Corporation;
- (b) one of whom shall be appointed by Ontario Hydro; and
- (c) three of whom shall be appointed by the council of the Corporation as follows:

- 1. One member who shall be a member of council.
- 2. Two members who shall not be members of council.

Idem

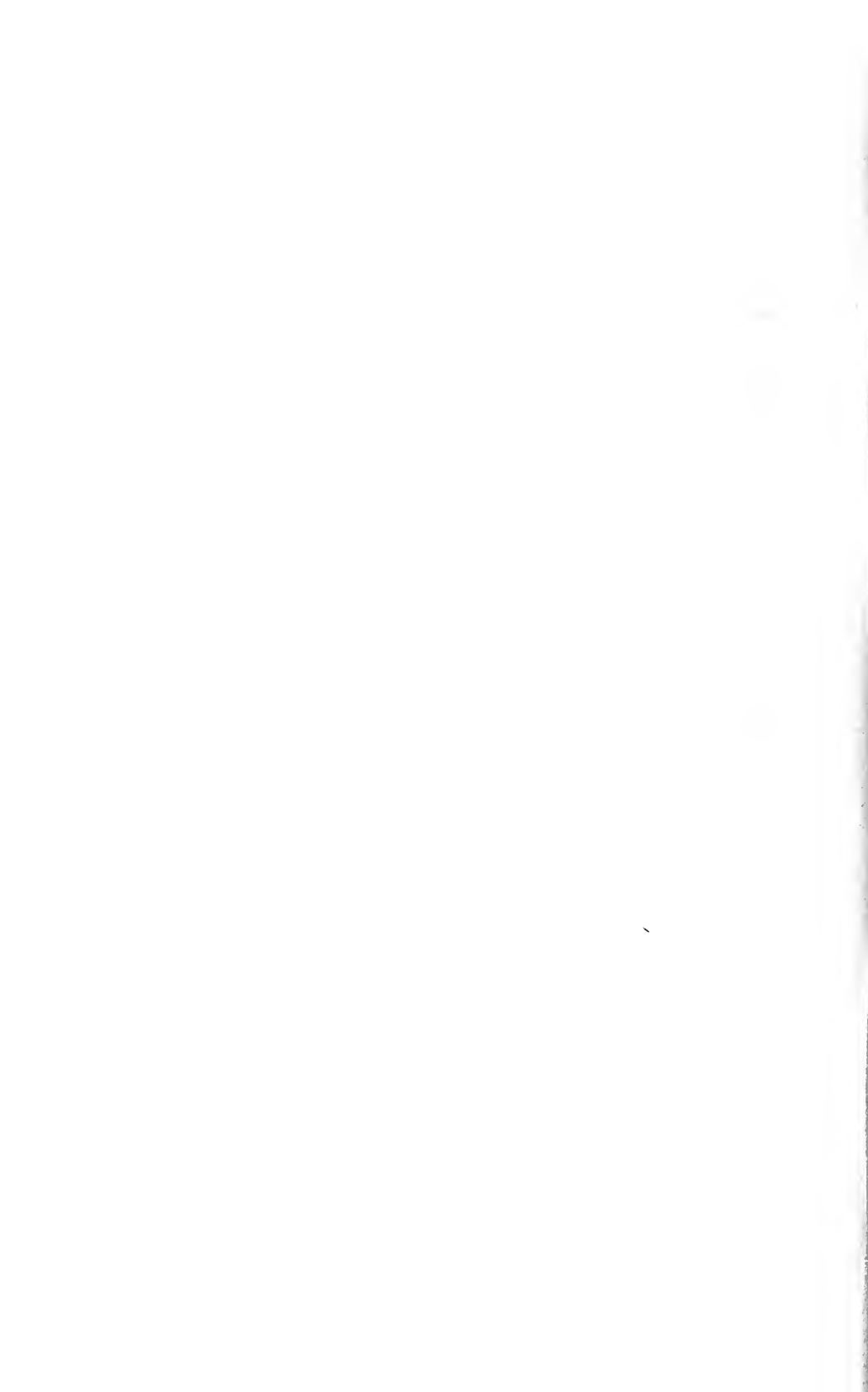
(2) The council of the Corporation may, by by-law passed with the written consent of the mayor, appoint a delegate from among the members of the council to represent the mayor on the Toronto Electric Commissioners.

Non-  
application of  
R.S.O. 1970,  
c. 390, s. 44

(3) Section 44 of *The Public Utilities Act* does not apply to an appointment made under paragraph 1 of clause *c* of subsection 1.

SECTION 6. This section authorizes the City to make contributions to a pension fund, other than The Ontario Municipal Employees Retirement System, when required to do so under the terms of a collective agreement.

SECTION 7. This section increases the membership on the Toronto Electric Commissioners from three to five members and provides that the two additional members shall be appointed by City council The proposed legislation provides that the two additional members shall not be members of City council.





(4) Subject to subsection 5, members appointed under clauses *b* and *c* of subsection 1 shall hold office for two years and until their successors are appointed and shall be eligible for reappointment. Term of office, etc.

(5) The term of office of a member of the Toronto Electric Commissioners who is also a member of council of the Corporation shall not extend beyond the term of the council that made the appointment and he shall cease to be a member of Toronto Electric Commissioners upon ceasing to be a member of the council, except that the person shall continue to hold office until his successor is appointed. Proviso

(6) Notwithstanding subsection 1, the members of the Toronto Electric Commissioners immediately prior to the coming into force of this Act shall continue to hold office until their respective terms of office expire and until their successors are appointed. Idem

(7) If an appointed member dies, or wishes to resign, or refuses to act, or becomes unable from any cause to perform his duties, the council or Ontario Hydro, as the case may be, may appoint a successor in his stead for the remainder of his term of office, and such successor is, subject to subsection 5, eligible for reappointment. Substitution of members

(8) Subsections 2 and 3 of section 108 of *The Power Corporation Act* do not apply to the Board of Commissioners continued by this section. Application of R.S.O. 1970, c. 354, s. 108 (2, 3)

(9) Section 16 of *An Act respecting the City of Toronto*, being chapter 119 of the Statutes of Ontario, 1911, is repealed. 1911, c. 119, s. 16, repealed

**8.** This Act comes into force on the day it receives Royal Assent. Commencement

**9.** The short title of this Act is *The City of Toronto Act, 1981*. Short title

## SCHEDULE

THIS AGREEMENT made in quadruplicate this      day of      198 .

BETWEEN:

THE GOVERNING COUNCIL OF THE UNIVERSITY OF TORONTO,

(hereinafter called "the University"),

OF THE FIRST PART;

—and—

THE CORPORATION OF THE CITY OF TORONTO,

(hereinafter called "the City"),

OF THE SECOND PART.

WITNESSETH THAT:

WHEREAS under a predecessor to section 148 of *The Municipality of Metropolitan Toronto Act*, as amended, the City of Toronto, the Village of Forest Hill and the Village of Swansea were on the 1st day of January, 1967, amalgamated as a city municipality the inhabitants of which are a body corporate under the name of the Corporation of the City of Toronto, the City herein, such amalgamation being deemed thereunder to be by order of the Ontario Municipal Board pursuant to an application thereto under section 14 of *The Municipal Act*, as therein set forth, and by virtue of section 19 of *The Municipal Act* all the assets and liabilities of The Corporation of the City of Toronto (hereinafter called the former City) are now assets and liabilities of the City herein;

AND WHEREAS the Bursar of the University and Colleges at Toronto entered into an indenture of lease with the former City dated January 1, 1859 ("the 1859 lease") with respect to the lease to the former City of the lands which became known as Queen's Park and the Avenues and approaches thereto;

AND WHEREAS by agreement dated May 2, 1877, between the said Bursar and the former City ("the 1877 agreement") a deviation of the line of a road required by the 1859 lease to be constructed on the east side of a proposed Botanical Garden was authorized;

AND WHEREAS by agreement dated July 19, 1883, between Her Majesty the Queen represented for the purpose of said agreement by the Bursar of the University and Colleges at Toronto and the former City ("the 1883 agreement") the laying of tracks on the Yonge Street Avenue (now known as College Street) for the purposes of a street railway was authorized subject to the terms and conditions of said agreement;

AND WHEREAS by agreement dated March 2, 1889, between Her Majesty the Queen, represented by the said Bursar and the former City ("the 1889 agreement") a certain action commenced by Her Majesty's Attorney-General for the Province of Ontario on the relation of the said Bursar against the former City was settled upon the terms and conditions set out therein;

AND WHEREAS the University is the successor to the rights of the said Bursar and of Her Majesty under the agreements hereinbefore mentioned;

AND WHEREAS by Chapter 53 of 52 Victoria 1889 ("the 1889 Statute") the 1889 agreement was confirmed;

AND WHEREAS by Chapter 54 of 7 Edward VII 1907 ("the 1907 Statute") the 1889 agreement was amended with respect to the arbitration provision thereof;

AND WHEREAS by agreement authorized by Chapter 119 of Geo. V 1911 ("the 1911 agreement") certain matters relating to the Avenue from Queen Street (now included in the avenue known as University Avenue) and the widening of Anderson Street (now Dundas Street West) were agreed upon;

AND WHEREAS by Chapter 75 of 3-4 Geo. V 1913 ("the 1913 Statute") the 1889 agreement was supplemented with respect to the terms and conditions for access to the Avenue from Queen Street (now included in the avenue known as University Avenue) and the cross Avenue from Yonge Street (now known as College Street) and with respect to the widening and straightening of the latter;

AND WHEREAS by agreement dated September 24, 1929, between the University and the former City ("the 1929 agreement") the location of the westerly limit of the avenue known as University Avenue as dedicated by the 1889 agreement was confirmed;

AND WHEREAS by agreement dated November 24, 1950, between the former City and the University ("the 1950 agreement") the location of the roadway known as Queen's Park Crescent West was agreed to be altered and a certain bridge constructed on the terms set out therein;

AND WHEREAS the University has requested the City to release from the 1859 lease, as from time to time amended, supplemented and confirmed, the lands described in Schedule 'A' hereto;

AND WHEREAS the City has requested the University to dedicate the lands described in Schedule 'B' hereto with certain rights reserved to the University as hereinafter in this agreement set forth;

AND WHEREAS the University intends concurrently herewith so to dedicate the lands described in Schedule 'C', with certain rights reserved to the University, as set forth in an agreement bearing the date hereof between the University and The Municipality of Metropolitan Toronto.

NOW THEREFORE the parties agree as follows:

1. The lands described in Schedule 'A' hereto and the unexpired residue of the term of years created by the 1859 lease in respect of such lands only are hereby assigned and surrendered by the City to the University absolutely.
2. The lands described in Schedule 'B' hereto are (subject to the reservations in favour of the University hereinafter in this agreement set forth) to be, and are hereby dedicated by the University for public highway purposes, subject to any and all existing easements and servitudes, and all restrictions as to traffic thereon (excepting insofar as the City may be empowered and may choose to restrain or regulate the same, subject to the terms hereof) are hereby removed, and the City shall have the right to name the highways so dedicated.
3. Those portions of the land described in Schedule 'B' which are now or hereafter travelled by vehicular traffic shall be put in repair and kept in all necessary repair and lighted by the City in accordance with the City's standard for street lighting on the public highways in the area adjacent to such lands.
4. Those portions of the land described in Schedule 'C' which are now or hereafter travelled by vehicular traffic shall be lighted by the City in accordance with the City's standard for street lighting on the public highways in the area adjacent to such lands.

5. The footpaths or sidewalks now or hereafter existing on any of the lands described in Schedules 'B' and 'C' hereto shall be put in repair and kept in all necessary repair by the City, and shall be maintained in their present locations or in such other locations thereon as the University approves, provided that the University will not unreasonably withhold such approval.

6. Nothing herein contained shall affect any rights of the University under the 1859 lease, the 1877, 1883, 1889, 1911, 1929 or 1950 agreements, or any other agreement between the University or its predecessors and the former City or the City relating to Queen's Park and/or the Avenues or approaches thereto, as confirmed or modified by the Statutes aforesaid, except insofar as such lease, agreement or Statute applies to the lands described in Schedule 'A' hereto, and then only to the extent necessary to give full force and effect to this agreement.

7. The rent of five shillings, if demanded, payable by the City to the University under the 1859 lease is not to be reduced by reason of the reduction effected by this agreement in the lands subject thereto.

8. The University reserves the right of access in perpetuity to the lands described in Schedule 'B' for vehicles and pedestrians, provided that nothing herein shall be construed to be inconsistent with the 1950 agreement and without restricting the generality of the foregoing the University specifically reserves a permanent vehicular and pedestrian right-of-way across the lands firstly described in Schedule 'B', which together with a similar right-of-way reserved by the University across certain of the lands described in Schedule 'C' shall constitute a continuous right-of-way from Wellesley Street West westerly to the lands of the University in the location of the presently existing roadway and sidewalks, permitting vehicular and pedestrian passage thereover in both directions at all times, subject to such reasonable traffic regulation as the City or the Municipality of Metropolitan Toronto may require, provided that the access ramps connecting the main portion of Wellesley Street West to Queen's Park Crescent West may be one-way.

9. The owners of property adjacent to the Avenues dedicated by the 1889 agreement as amended by the 1913 Statute and the 1929 agreement are not by reason of this agreement or the dedications hereby effected to acquire any right of ingress or egress to or from the said Avenues from or to their said adjacent properties.

10. The University reserves the right upon reasonable notification to the City from time to time to lay, maintain and repair sewers and to construct, maintain and repair works for the passage of water, electricity, steam, gas or pedestrians under the lands described in Schedule 'B' in locations where the same will not interfere with works constructed by the City, the Metropolitan Corporation or any public utility or constructed or to be constructed under the authority of easements or other rights previously granted by the City or the University.

11. The City accepts the dedication of the lands described in Schedule 'B' upon the terms and conditions set out herein.

12. The University covenants and agrees with the City that the existing Robert Raikes statue and Volunteers Memorial 1866 shall remain the property of the City and in their present locations unless removed by the City, and the City shall at all reasonable times have access to these monuments, so long as they occupy their present sites, for maintenance and repair thereof.

13. The City covenants and agrees with the University that it will not operate nor, to the extent that such operation may from time to time be subject to its control, permit the surface operation of streetcars, trolley buses or any vehicle using tracks, rails, or overhead wires, upon the lands described in Schedules 'B' and 'C' respectively.

14. The University hereby forever releases and discharges the City from all obligations on the part of the City under paragraphs 7 and 8 of the 1889 agreement with respect to the endowment and maintenance of two Chairs in the University of Toronto, such releases and discharge to be effective October 1, 1973, when the second quarterly payment in respect of the year commencing July 1, 1973 and ending June 30, 1974 would otherwise be due and payable.

IN WITNESS WHEREOF the parties have executed this agreement.

THE GOVERNING COUNCIL OF THE UNIVERSITY  
OF TORONTO

\_\_\_\_\_  
\_\_\_\_\_

THE CORPORATION OF THE CITY OF TORONTO

\_\_\_\_\_  
A Member of the Executive Committee

\_\_\_\_\_  
Deputy City Treasurer

*Schedule 'A'*

ALL AND SINGULAR those certain parcels or tracts of land situate, lying and being in the City of Toronto in the Municipality of Metropolitan Toronto and being composed of parts of Park Lots 11 and 12, Concession 1 from the Bay, described as Parts 2, 5, 7, 8, 10, 12, 14, 15, 18, 19, 20, 21, 27, 30, 34, 37 and 38 according to a Plan deposited in the Land Registry Office for the Registry Division of Toronto (No. 63) as RD-239.

*Schedule 'B'*

Those certain parcels or tracts of land situate, lying and being in the City of Toronto, in the Municipality of Metropolitan Toronto and being composed of:

*Firstly:*

Those parts of Park Lots 11 and 12, Concession 1 from the Bay, described as Part 30 according to a Plan deposited in the Land Registry Office for the Registry Division of Toronto (No. 63) as RD-239.

*Secondly:*

That part of Park Lot 12, Concession 1 from the Bay, described as Part 37 according to said Plan RD-239.

*Schedule 'C'*

ALL AND SINGULAR those certain parcels or tracts of land situate, lying and being in the City of Toronto in the Municipality of Metropolitan Toronto and being composed of parts of Park Lots 11 and 12, Concession 1 from the Bay, and parts of Lots 67, 68 and 72 according to Registered Plan D-178, described as Parts 3, 4, 6, 9, 11, 13 and 34 according to a Plan deposited in the Land Registry Office for the Registry Division of Toronto (No. 63) as RD-239.

An Act respecting  
the City of Toronto

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*1st Reading*

May 4th, 1981

*2nd Reading*

*3rd Reading*

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MR. RENWICK

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*(Reprinted as amended by the  
General Government Committee)*

# **BILL Pr2**

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**1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981**

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## **An Act respecting the City of Toronto**

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**MR. RENWICK**

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**TORONTO**

**PRINTED BY J. C. THATCHER, QUEEN'S PRINTER FOR ONTARIO**





BILL Pr2

1981

## An Act respecting the City of Toronto

**W**HEREAS The Corporation of the City of Toronto, herein Preamble  
 called the Corporation, hereby applies for special legislation  
 in respect of the matters hereinafter set forth; and whereas it is  
 expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of  
 the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

**1.** Notwithstanding any general or special Act, the council of Agreement  
with  
University  
of Toronto  
authorized  
 the Corporation may enter into and perform the agreement with  
 the Governing Council of the University of Toronto set out in the  
 Schedule hereto and upon its execution the said agreement shall  
 be valid and binding upon the parties thereto according to its  
 terms.

**2.** Section 2 of *The City of Toronto Act, 1972 (No. 2)*, being 1972, c. 199,  
s. 2,  
amended  
 chapter 199, as amended by the Statutes of Ontario, 1977, chapter  
 109, section 4, is further amended by adding thereto the following  
 subsection:

(7) A notice requiring the owner of vacant land to take any Service of  
notice  
 action necessary to make same conform to the standards may be  
 served personally or by registered mail addressed to the owner at  
 his last known address and, where notice is served by registered  
 mail, the service shall be deemed to have been made on the fifth  
 day after the day of mailing.

**3.—(1)** Subsections 1 and 2 of section 5 of *The City of Toronto* 1975, c. 117,  
s. 5 (1, 2),  
re-enacted  
*Act, 1975 (No. 2)*, being chapter 117, are repealed and the follow-  
 ing substituted therefor:

(1) In this section, “assisted housing program” means a pro- Interpre-  
tation  
 gram which in the opinion of the council of the Corporation is  
 designed to provide housing accommodation by sale or lease, at a  
 price or rental below the current market price or rental in the area  
 in which the accommodation is located.

By-laws  
respecting  
density of  
development  
R.S.O. 1970,  
c. 349

(2) In any by-law passed under section 35 of *The Planning Act*, the council of the Corporation may prescribe one or more residential densities of development applicable to any land in respect of which the owner agrees with the Corporation, as set out in subsection 3, to provide such proportion or such number as the by-law may specify of units to be built on such lands for the purposes of an assisted housing program for such period or periods of time as is specified in the agreement, and another residential density applicable to such land in respect of which the owner does not so agree.

1975, c. 117,  
s. 5,  
amended

(2) The said section 5 is amended by adding thereto the following subsections:

Validity  
of  
agreement

(5) No agreement made pursuant to subsection 3 shall be declared to be invalid by reason of failure to specify particulars of an assisted housing program.

Consent of  
City required  
for conveyance,  
etc.

(6) Where an agreement has been registered under subsection 4, no person shall, during the operation of an agreement entered into under subsection 3, convey any unit of housing accommodation which is part of an assisted housing program, by way of deed or transfer or grant, assign, or exercise a power of appointment with respect to the unit, or mortgage or charge the unit or enter into an agreement of sale and purchase respecting the unit, or enter into any agreement which has the effect of granting the use of or right in the unit directly or by entitlement to renewal for a period of twenty-one years or more, without the written consent of the Corporation.

Conveyance,  
etc.,  
contrary to  
subs. 6

(7) Where an agreement has been registered under subsection 4, an agreement, conveyance, mortgage or charge made, or a power of appointment granted, assigned or exercised in contravention of subsection 6, does not create or convey any interest in the unit.

Certificate  
of clerk

(8) Where a written consent, referred to in subsection 6, has been given by the Corporation, the clerk of the Corporation shall provide a certificate, in registrable form, to the person obtaining the consent stating that the written consent of the Corporation has been obtained and the certificate of the clerk is conclusive evidence that the consent was given and that the provisions of this section leading to the consent have been complied with and after the certificate has been given no action may be maintained to question the validity of the consent and the certificate may be registered in the proper land registry office.

Validity  
of by-laws  
restricting  
occupancy

(9) No by-law passed by the council that implements subsection 2 shall be invalidated notwithstanding that the effect thereof is to restrict occupancy of housing accommodation to such persons or class or classes of persons as are set out in the by-law.

(10) A by-law that implements subsection 2 may provide that any person entering into an agreement under subsection 3 who fails to provide such proportion or such number of units for such period or periods of time as may be specified in the agreement for the purposes of an assisted housing program, shall be deemed to have contravened the by-law and is guilty of an offence and on conviction the person is liable to a fine of not more than \$10,000. Offence

(11) In addition to any penalty or other remedy provided by law, every owner who contravenes any of the provisions of an agreement entered into under subsection 3, shall be liable for damages payable to the Corporation in an amount equal to the difference between the price or rental of the housing accommodation which is the subject of the agreement, as determined under the agreement, and the selling price or actual rental of such housing accommodation for such period of time as the owner has contravened the agreement, and such damages may be recovered as a debt due to the Corporation. Damages

(12) Subsections 6 and 7 do not apply to an agreement unless the said subsections are set out in the agreement. Contents of agreement

4. A by-law passed under section 4 of *The City of Toronto Act, 1980*, being chapter 126, may also authorize pursuant to permits issued to owners of private property, front yard parking for physically handicapped persons, as defined in the by-law, and the provisions thereof in respect of front yard parking for physically handicapped persons may be different from and in conflict with any other provisions contained in a by-law passed under that section. Front yard parking permits for physically handicapped persons  
1980, c. 126

5.—(1) Notwithstanding subsection 2 of section 1 of *The Expropriations Act*, where the Corporation wishes to acquire land or any interest therein in the rear of lands abutting on a highway for the purpose of a public lane or for the purpose of any outlet connecting such public lane with a highway and a person to be served under the said Act is unknown or his address is unknown, any document or notice to be served, including any notice required to be served under section 38 of the said Act may, subject to subsection 2, be served upon the Public Trustee and such service shall be deemed to be good and sufficient service upon such person for the purposes of the said Act. Service of notice  
R.S.O. 1970, c. 154

(2) The Corporation shall make application pursuant to section 38 of *The Expropriations Act*, within one year from the first service upon the Public Trustee, for the appointment of a person to represent the interests of an owner served pursuant to subsection 1. Representative  
R.S.O. 1970, c. 154

(3) Where the Corporation serves a document or notice, on the Public Trustee under subsection 1, the Public Trustee is under no Duty of Public Trustee

duty to attempt to locate the person who, or whose address, is unknown, or to take any other action except to provide, on request by any person and on payment of any fee for copying, a copy of the document or notice.

Application  
R.S.O. 1970,  
c. 154

(4) This section applies to proceedings taken under *The Expropriations Act*, whether commenced before or after this section comes into force.

Contributions  
to craft  
tradesmen's  
pensions  
R.S.O. 1970,  
c. 324

6. Notwithstanding section 8 of *The Ontario Municipal Employees Retirement System Act*, it is lawful and shall be deemed always to have been lawful for the Corporation to make a contribution for the provision of a pension to any person employed by the Corporation as a craft tradesman where such contribution is required by the terms of a collective agreement made binding by any statute upon the Corporation or where the Corporation complies or has complied with the terms of collective agreements respecting the payment of pension contributions for such craft tradesmen and where such contribution has been or is being made *The Ontario Municipal Employees Retirement System Act* does not apply.

R.S.O. 1970,  
c. 324

Member-  
ship of  
Board of  
Toronto  
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Commis-  
sioners

7.—(1) The Board of Commissioners established under An *Act respecting the City of Toronto*, being chapter 119 of the Statutes of Ontario, 1911, and called the Toronto Electric Commissioners is continued and shall consist of five members,

- (a) one of whom shall be, *ex officio*, the mayor of the Corporation;
- (b) one of whom shall be appointed by Ontario Hydro; and
- (c) three of whom shall be appointed by the council of the Corporation as follows:

- 1. One member who shall be a member of council.
- 2. Two members who shall not be members of council.

Idem

(2) The council of the Corporation may, by by-law passed with the written consent of the mayor, appoint a delegate from among the members of the council to represent the mayor on the Toronto Electric Commissioners.

Non-  
application of  
R.S.O. 1970,  
c. 390, s. 44

(3) Section 44 of *The Public Utilities Act* does not apply to an appointment made under paragraph 1 of clause *c* of subsection 1.

(4) Subject to subsection 5, members appointed under clauses *b* and *c* of subsection 1 shall hold office for two years and until their successors are appointed and shall be eligible for reappointment. <sup>Term of office, etc.</sup>

(5) The term of office of a member of the Toronto Electric Commissioners who is also a member of council of the Corporation shall not extend beyond the term of the council that made the appointment and he shall cease to be a member of Toronto Electric Commissioners upon ceasing to be a member of the council, except that the person shall continue to hold office until his successor is appointed. <sup>Idem</sup>

(6) Notwithstanding subsection 1, the members of the Toronto Electric Commissioners immediately prior to the coming into force of this Act shall continue to hold office until their respective terms of office expire and until their successors are appointed. <sup>Idem</sup>

(7) If an appointed member dies, or wishes to resign, or refuses to act, or becomes unable from any cause to perform his duties, the council or Ontario Hydro, as the case may be, may appoint a successor in his stead for the remainder of his term of office, and such successor is, subject to subsection 5, eligible for reappointment. <sup>Substitution of members</sup>

(8) Subsections 2 and 3 of section 108 of *The Power Corporation Act* do not apply to the Board of Commissioners continued by this section. <sup>Application of R.S.O. 1970, c. 354, s. 108 (2, 3)</sup>

(9) Section 16 of *An Act respecting the City of Toronto*, being chapter 119 of the Statutes of Ontario, 1911, is repealed. <sup>1911, c. 119, s. 16, repealed</sup>

**8.** This Act comes into force on the day it receives Royal Assent. <sup>Commencement</sup>

**9.** The short title of this Act is *The City of Toronto Act, 1981*. <sup>Short title</sup>

## SCHEDULE

THIS AGREEMENT made in quadruplicate this      day of      198 .

BETWEEN:

THE GOVERNING COUNCIL OF THE UNIVERSITY OF TORONTO,  
(hereinafter called "the University"),

OF THE FIRST PART;

—and—

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WITNESSETH THAT:

WHEREAS under a predecessor to section 148 of *The Municipality of Metropolitan Toronto Act*, as amended, the City of Toronto, the Village of Forest Hill and the Village of Swansea were on the 1st day of January, 1967, amalgamated as a city municipality the inhabitants of which are a body corporate under the name of the Corporation of the City of Toronto, the City herein, such amalgamation being deemed thereunder to be by order of the Ontario Municipal Board pursuant to an application thereto under section 14 of *The Municipal Act*, as therein set forth, and by virtue of section 19 of *The Municipal Act* all the assets and liabilities of The Corporation of the City of Toronto (hereinafter called the former City) are now assets and liabilities of the City herein;

AND WHEREAS the Bursar of the University and Colleges at Toronto entered into an indenture of lease with the former City dated January 1, 1859 ("the 1859 lease") with respect to the lease to the former City of the lands which became known as Queen's Park and the Avenues and approaches thereto;

AND WHEREAS by agreement dated May 2, 1877, between the said Bursar and the former City ("the 1877 agreement") a deviation of the line of a road required by the 1859 lease to be constructed on the east side of a proposed Botanical Garden was authorized;

AND WHEREAS by agreement dated July 19, 1883, between Her Majesty the Queen represented for the purpose of said agreement by the Bursar of the University and Colleges at Toronto and the former City ("the 1883 agreement") the laying of tracks on the Yonge Street Avenue (now known as College Street) for the purposes of a street railway was authorized subject to the terms and conditions of said agreement;

AND WHEREAS by agreement dated March 2, 1889, between Her Majesty the Queen, represented by the said Bursar and the former City ("the 1889 agreement") a certain action commenced by Her Majesty's Attorney-General for the Province of Ontario on the relation of the said Bursar against the former City was settled upon the terms and conditions set out therein;

AND WHEREAS the University is the successor to the rights of the said Bursar and of Her Majesty under the agreements hereinbefore mentioned;

AND WHEREAS by Chapter 53 of 52 Victoria 1889 ("the 1889 Statute") the 1889 agreement was confirmed;

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AND WHEREAS by agreement authorized by Chapter 119 of Geo. V 1911 ("the 1911 agreement") certain matters relating to the Avenue from Queen Street (now included in the avenue known as University Avenue) and the widening of Anderson Street (now Dundas Street West) were agreed upon;

AND WHEREAS by Chapter 75 of 3-4 Geo. V 1913 ("the 1913 Statute") the 1889 agreement was supplemented with respect to the terms and conditions for access to the Avenue from Queen Street (now included in the avenue known as University Avenue) and the cross Avenue from Yonge Street (now known as College Street) and with respect to the widening and straightening of the latter;

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AND WHEREAS by agreement dated November 24, 1950, between the former City and the University ("the 1950 agreement") the location of the roadway known as Queen's Park Crescent West was agreed to be altered and a certain bridge constructed on the terms set out therein;

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NOW THEREFORE the parties agree as follows:

1. The lands described in Schedule 'A' hereto and the unexpired residue of the term of years created by the 1859 lease in respect of such lands only are hereby assigned and surrendered by the City to the University absolutely.

2. The lands described in Schedule 'B' hereto are (subject to the reservations in favour of the University hereinafter in this agreement set forth) to be, and are hereby dedicated by the University for public highway purposes, subject to any and all existing easements and servitudes, and all restrictions as to traffic thereon (excepting insofar as the City may be empowered and may choose to restrain or regulate the same, subject to the terms hereof) are hereby removed, and the City shall have the right to name the highways so dedicated.

3. Those portions of the land described in Schedule 'B' which are now or hereafter travelled by vehicular traffic shall be put in repair and kept in all necessary repair and lighted by the City in accordance with the City's standard for street lighting on the public highways in the area adjacent to such lands.

4. Those portions of the land described in Schedule 'C' which are now or hereafter travelled by vehicular traffic shall be lighted by the City in accordance with the City's standard for street lighting on the public highways in the area adjacent to such lands.

5. The footpaths or sidewalks now or hereafter existing on any of the lands described in Schedules 'B' and 'C' hereto shall be put in repair and kept in all necessary repair by the City, and shall be maintained in their present locations or in such other locations thereon as the University approves, provided that the University will not unreasonably withhold such approval.

6. Nothing herein contained shall affect any rights of the University under the 1859 lease, the 1877, 1883, 1889, 1911, 1929 or 1950 agreements, or any other agreement between the University or its predecessors and the former City or the City relating to Queen's Park and/or the Avenues or approaches thereto, as confirmed or modified by the Statutes aforesaid, except insofar as such lease, agreement or Statute applies to the lands described in Schedule 'A' hereto, and then only to the extent necessary to give full force and effect to this agreement.

7. The rent of five shillings, if demanded, payable by the City to the University under the 1859 lease is not to be reduced by reason of the reduction effected by this agreement in the lands subject thereto.

8. The University reserves the right of access in perpetuity to the lands described in Schedule 'B' for vehicles and pedestrians, provided that nothing herein shall be construed to be inconsistent with the 1950 agreement and without restricting the generality of the foregoing the University specifically reserves a permanent vehicular and pedestrian right-of-way across the lands firstly described in Schedule 'B', which together with a similar right-of-way reserved by the University across certain of the lands described in Schedule 'C' shall constitute a continuous right-of-way from Wellesley Street West westerly to the lands of the University in the location of the presently existing roadway and sidewalks, permitting vehicular and pedestrian passage thereover in both directions at all times, subject to such reasonable traffic regulation as the City or the Municipality of Metropolitan Toronto may require, provided that the access ramps connecting the main portion of Wellesley Street West to Queen's Park Crescent West may be one-way.

9. The owners of property adjacent to the Avenues dedicated by the 1889 agreement as amended by the 1913 Statute and the 1929 agreement are not by reason of this agreement or the dedications hereby effected to acquire any right of ingress or egress to or from the said Avenues from or to their said adjacent properties.

10. The University reserves the right upon reasonable notification to the City from time to time to lay, maintain and repair sewers and to construct, maintain and repair works for the passage of water, electricity, steam, gas or pedestrians under the lands described in Schedule 'B' in locations where the same will not interfere with works constructed by the City, the Metropolitan Corporation or any public utility or constructed or to be constructed under the authority of easements or other rights previously granted by the City or the University.

11. The City accepts the dedication of the lands described in Schedule 'B' upon the terms and conditions set out herein.

12. The University covenants and agrees with the City that the existing Robert Raikes statue and Volunteers Memorial 1866 shall remain the property of the City and in their present locations unless removed by the City, and the City shall at all reasonable times have access to these monuments, so long as they occupy their present sites, for maintenance and repair thereof.

13. The City covenants and agrees with the University that it will not operate nor, to the extent that such operation may from time to time be subject to its control, permit the surface operation of streetcars, trolley buses or any vehicle using tracks, rails, or overhead wires, upon the lands described in Schedules 'B' and 'C' respectively.



14. The University hereby forever releases and discharges the City from all obligations on the part of the City under paragraphs 7 and 8 of the 1889 agreement with respect to the endowment and maintenance of two Chairs in the University of Toronto, such releases and discharge to be effective October 1, 1973, when the second quarterly payment in respect of the year commencing July 1, 1973 and ending June 30, 1974 would otherwise be due and payable.

IN WITNESS WHEREOF the parties have executed this agreement.

THE GOVERNING COUNCIL OF THE UNIVERSITY  
OF TORONTO

\_\_\_\_\_  
\_\_\_\_\_

THE CORPORATION OF THE CITY OF TORONTO

\_\_\_\_\_  
A Member of the Executive Committee

\_\_\_\_\_  
Deputy City Treasurer

*Schedule 'A'*

ALL AND SINGULAR those certain parcels or tracts of land situate, lying and being in the City of Toronto in the Municipality of Metropolitan Toronto and being composed of parts of Park Lots 11 and 12, Concession 1 from the Bay, described as Parts 2, 5, 7, 8, 10, 12, 14, 15, 18, 19, 20, 21, 27, 30, 34, 37 and 38 according to a Plan deposited in the Land Registry Office for the Registry Division of Toronto (No. 63) as RD-239.

*Schedule 'B'*

Those certain parcels or tracts of land situate, lying and being in the City of Toronto, in the Municipality of Metropolitan Toronto and being composed of:

*Firstly:*

Those parts of Park Lots 11 and 12, Concession 1 from the Bay, described as Part 30 according to a Plan deposited in the Land Registry Office for the Registry Division of Toronto (No. 63) as RD-239.

*Secondly:*

That part of Park Lot 12, Concession 1 from the Bay, described as Part 37 according to said Plan RD-239.

*Schedule 'C'*

ALL AND SINGULAR those certain parcels or tracts of land situate, lying and being in the City of Toronto in the Municipality of Metropolitan Toronto and being composed of parts of Park Lots 11 and 12, Concession 1 from the Bay, and parts of Lots 67, 68 and 72 according to Registered Plan D-178, described as Parts 3, 4, 6, 9, 11, 13 and 34 according to a Plan deposited in the Land Registry Office for the Registry Division of Toronto (No. 63) as RD-239.

An Act respecting  
the City of Toronto

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*1st Reading*

May 4th, 1981

*2nd Reading*

June 12th, 1981

*3rd Reading*

June 12th, 1981

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MR. RENWICK

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Sioux Petroleums, Limited**

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MR. BREITHAUPT

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BILL Pr3

1981

## An Act to revive Sioux Petroleums, Limited

**W**HEREAS John G. Ross, Robert Wilson Kerr, Donald Robertson Webster and Minnie Mary Ann Ross hereby represent that Sioux Petroleums, Limited, herein called the Corporation, was incorporated by letters patent dated the 20th day of October, 1945; that the Provincial Secretary by order dated the 24th day of February, 1964 and made under the authority of subsection 2 of section 326 of *The Corporations Act*, being chapter 71 of the Revised Statutes of Ontario, 1960, cancelled the letters patent of the Corporation for default in filing annual returns and declared the Corporation to be dissolved on the 23rd day of March, 1964; that the applicants are the executors of the Estate of J. Gordon Ross, deceased; that J. Gordon Ross, deceased, was a director and shareholder of the Corporation at the time of the dissolution; that the applicants during the course of administration of the said Estate became aware of the dissolution of the Corporation; that the Corporation at the time of its dissolution owned certain real property; that the applicants wish to revive the Corporation in order that the shares owned by the said J. Gordon Ross, deceased, may be distributed to his beneficiaries; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1960,  
c. 71

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sioux Petroleums, Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Sioux  
Petroleums,  
Limited,  
revived

2. *The Corporations Information Act, 1976* and any predecessor thereof do not apply to the Corporation with respect to any

Non-  
application of  
1976, c. 66

failure of the Corporation to comply with that Act or any predecessor thereof prior to the day this Act comes into force.

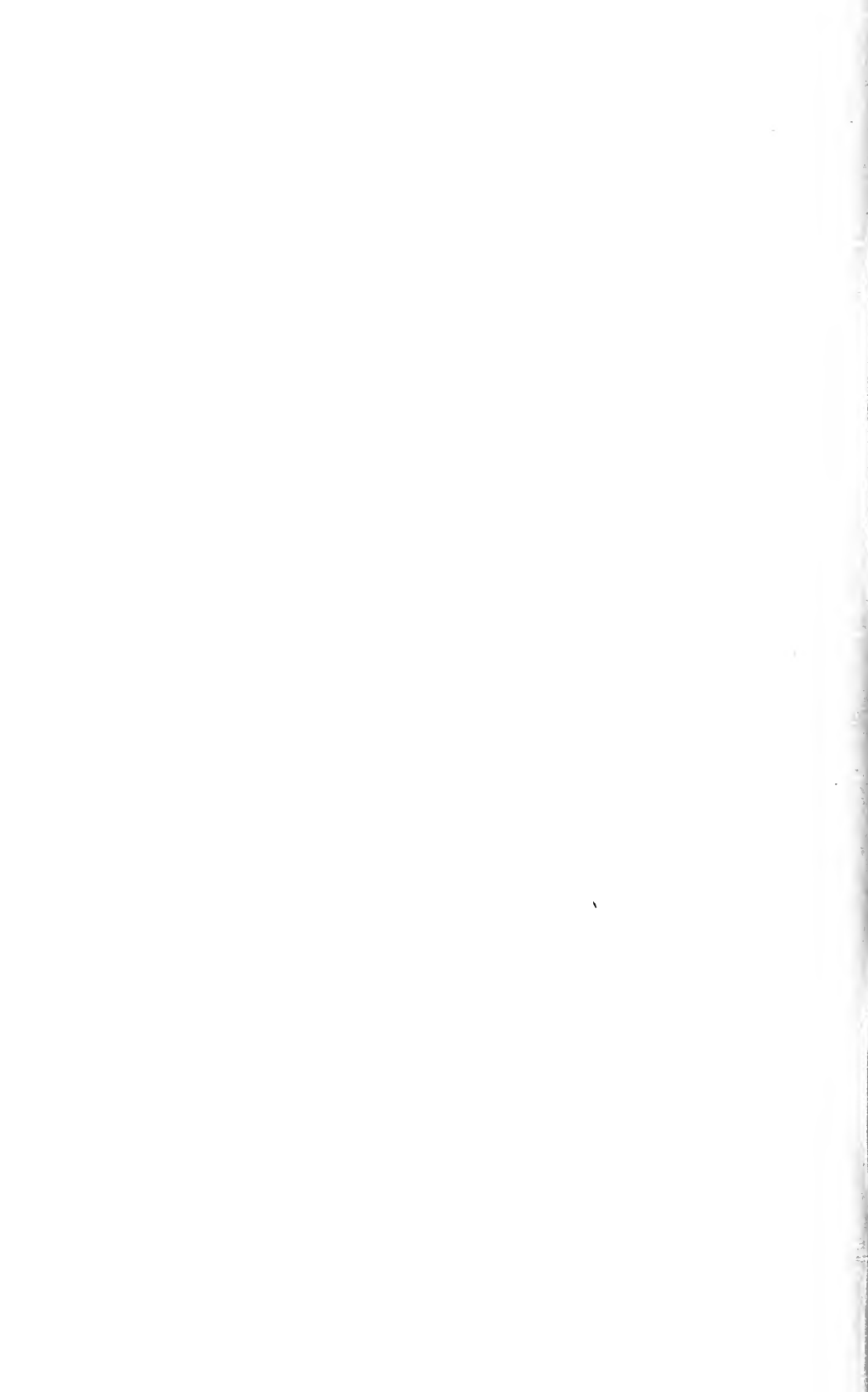
Commence-  
ment

**3.** This Act comes into force on the day it receives Royal Assent.

Short title

**4.** The short title of this Act is *The Sioux Petroleums, Limited Act, 1981*.









An Act to revive  
Sioux Petroleum, Limited

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*1st Reading*

May 4th, 1981

*2nd Reading*

*3rd Reading*

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MR. BREITHAUPF

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*(Private Bill)*

**BILL Pr3**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Sioux Petroleums, Limited**

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**MR. BREITHAAPT**

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TORONTO

PRINTED BY J. C. THATCHER, QUEEN'S PRINTER FOR ONTARIO



BILL Pr3

1981

## An Act to revive Sioux Petroleums, Limited

**W**HEREAS John G. Ross, Robert Wilson Kerr, Donald Robertson Webster and Minnie Mary Ann Ross hereby represent that Sioux Petroleums, Limited, herein called the Corporation, was incorporated by letters patent dated the 20th day of October, 1945; that the Provincial Secretary by order dated the 24th day of February, 1964 and made under the authority of subsection 2 of section 326 of *The Corporations Act*, being chapter 71 of the Revised Statutes of Ontario, 1960, cancelled the letters patent of the Corporation for default in filing annual returns and declared the Corporation to be dissolved on the 23rd day of March, 1964; that the applicants are the executors of the Estate of J. Gordon Ross, deceased; that J. Gordon Ross, deceased, was a director and shareholder of the Corporation at the time of the dissolution; that the applicants during the course of administration of the said Estate became aware of the dissolution of the Corporation; that the Corporation at the time of its dissolution owned certain real property; that the applicants wish to revive the Corporation in order that the shares owned by the said J. Gordon Ross, deceased, may be distributed to his beneficiaries; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1960,  
c. 71

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sioux Petroleums, Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Sioux  
Petroleums,  
Limited,  
revived

2. *The Corporations Information Act, 1976* and any predecessor thereof do not apply to the Corporation with respect to any

Non-  
application of  
1976, c. 66

failure of the Corporation to comply with that Act or any predecessor thereof prior to the day this Act comes into force.

Commence-  
ment

**3.** This Act comes into force on the day it receives Royal Assent.

Short title

**4.** The short title of this Act is *The Sioux Petroleums, Limited Act, 1981*.









An Act to revive  
Sioux Petroleum, Limited

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*1st Reading*

May 4th, 1981

*2nd Reading*

June 12th, 1981

*3rd Reading*

June 12th, 1981

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MR. BREITHAUPT

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Stacey's Custom Upholstery Limited**

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**MR. ROBINSON**

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**EXPLANATORY NOTE**

The purpose of this Bill is to revive Stacey's Custom Upholstery Limited.

BILL Pr5

1981

## An Act to revive Stacey's Custom Upholstery Limited

**W**HEREAS Stanley Stacey, Audrey Stacey and Marguerite Geddes hereby represent that Stacey's Custom Upholstery Limited, herein called the Corporation, was incorporated by letters patent dated the 23rd day of May, 1962; that the Provincial Secretary, by an order dated the 12th day of October, 1967, and made under the authority of subsection 2 of section 326 of *The Corporations Act*, being chapter 71 of the Revised Statutes of Ontario, 1960, cancelled the letters patent of the Corporation for default in filing annual returns and declared it to be dissolved on the 16th day of November, 1967; that the applicants were all the directors of the Corporation at the time of dissolution; that default in filing the annual returns occurred by reason of inadvertence; that the Corporation at the time of its dissolution was actively carrying on the business authorized by its letters patent and since that time active business has continued to be carried on in the name of the Corporation; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Stacey's Custom Upholstery Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Stacey's  
Custom  
Upholstery  
Limited  
revived

2. This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

3. The short title of this Act is *The Stacey's Custom Upholstery Limited Act, 1981*.

Short title

An Act to revive  
Stacey's Custom Upholstery Limited

---

*1st Reading*

May 4th, 1981

*2nd Reading*

*3rd Reading*

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MR. ROBINSON

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Stacey's Custom Upholstery Limited**

---

MR. ROBINSON

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*(Reprinted as amended by the Administration of Justice Committee)*

**EXPLANATORY NOTE**

The purpose of this Bill is to revive Stacey's Custom Upholstery Limited.



BILL Pr5

1981

## An Act to revive Stacey's Custom Upholstery Limited

**W**HEREAS Stanley Stacey, Audrey Stacey and Marguerite Geddes hereby represent that Stacey's Custom Upholstery Limited, herein called the Corporation, was incorporated by letters patent dated the 23rd day of May, 1962; that the Provincial Secretary, by an order dated the 12th day of October, 1967, and made under the authority of subsection 2 of section 326 of *The Corporations Act*, being chapter 71 of the Revised Statutes of Ontario, 1960, cancelled the letters patent of the Corporation for default in filing annual returns and declared it to be dissolved on the 16th day of November, 1967; that the applicants were all the directors of the Corporation at the time of dissolution; that default in filing the annual returns occurred by reason of inadvertence; that the Corporation at the time of its dissolution was actively carrying on the business authorized by its letters patent and since that time active business has continued to be carried on in the name of the Corporation and in the name of Stacey's Custom Upholstery; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Stacey's Custom Upholstery Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Stacey's  
Custom  
Upholstery  
Limited  
revived

2. This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

3. The short title of this Act is *The Stacey's Custom Upholstery Limited Act, 1981*.

Short title

An Act to revive  
Stacey's Custom Upholstery Limited

---

*1st Reading*

May 4th, 1981

*2nd Reading*

*3rd Reading*

---

MR. ROBINSON

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*(Reprinted as amended by the  
Administration of Justice Committee)*

# BILL Pr5

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act to revive Stacey's Custom Upholstery Limited

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MR. ROBINSON

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BILL Pr5

1981

**An Act to revive  
Stacey's Custom Upholstery Limited**

**W**HEREAS Stanley Stacey, Audrey Stacey and Marguerite Geddes hereby represent that Stacey's Custom Upholstery Limited, herein called the Corporation, was incorporated by letters patent dated the 23rd day of May, 1962; that the Provincial Secretary, by an order dated the 12th day of October, 1967, and made under the authority of subsection 2 of section 326 of *The Corporations Act*, being chapter 71 of the Revised Statutes of Ontario, 1960, cancelled the letters patent of the Corporation for default in filing annual returns and declared it to be dissolved on the 16th day of November, 1967; that the applicants were all the directors of the Corporation at the time of dissolution; that default in filing the annual returns occurred by reason of inadvertence; that the Corporation at the time of its dissolution was actively carrying on the business authorized by its letters patent and since that time active business has continued to be carried on in the name of the Corporation and in the name of Stacey's Custom Upholstery; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Stacey's Custom Upholstery Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Stacey's  
Custom  
Upholstery  
Limited  
revived

2. This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

3. The short title of this Act is *The Stacey's Custom Upholstery Limited Act, 1981*.

Short title

An Act to revive  
Stacey's Custom Upholstery Limited

---

*1st Reading*

May 4th, 1981

*2nd Reading*

June 12th, 1981

*3rd Reading*

June 12th, 1981

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MR. ROBINSON

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**1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981**

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**An Act respecting the County of Lambton**

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**MR. BRANDT**

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EXPLANATORY NOTE

The purpose of this Bill is to alter the composition of the council of the County of Lambton effective the 1st day of December, 1982.



BILL Pr6

1981

## An Act respecting the County of Lambton

**W**HEREAS The Corporation of the County of Lambton Preamble hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

### 1. In this Act,

Interpre-  
tation

- (a) "council" means the council of the County;
- (b) "County" means The Corporation of the County of Lambton;
- (c) "local municipality" means a town, village or township in the County that is not separated therefrom for municipal purposes;
- (d) "municipal electors" means the persons entitled to vote at a municipal election;
- (e) "vote" or "votes" means the vote or votes of a member of the council.

**2.** Notwithstanding sections 27, 27a and 27b of *The Municipal Act*, membership on the council and the votes of such members shall be as follows:

County  
council;  
composition  
of and  
votes on  
R.S.O. 1970,  
c. 284

- 1. Where a local municipality has less than 1,000 municipal electors, the reeve only shall be a member of the council and shall have one vote.
- 2. Where a local municipality has not less than 1,000 and not more than 2,500 municipal electors, the reeve and deputy reeve shall be members of the council and each shall have one vote.

3. Where a local municipality has more than 2,500 but not more than 4,000 municipal electors, the reeve and the deputy reeve shall be members of the council and the reeve shall have two votes and the deputy reeve shall have one vote.
4. Where a local municipality has more than 4,000 but not more than 6,500 municipal electors, the reeve and the deputy reeve shall be members of the council and each shall have two votes.
5. Where a local municipality has more than 6,500 but not more than 10,000 municipal electors, the reeve and the deputy reeve shall be members of the council and the reeve shall have three votes and the deputy reeve shall have two votes.
6. Where a local municipality has more than 10,000 municipal electors, the reeve and the deputy reeve shall be members of the council and each shall have three votes.

Application of  
R.S.O. 1970,  
c. 284

**3.** Subsection 2 of section 34 and section 202 of *The Municipal Act* apply with necessary modifications to this Act.

Commence-  
ment

**4.** This Act comes into force on the 1st day of December, 1982.

Short title

**5.** The short title of this Act is *The County of Lambton Act, 1981*.







An Act respecting  
the County of Lambton

---

*1st Reading*

May 4th, 1981

*2nd Reading*

*3rd Reading*

---

MR. BRANDT

---

*(Private Bill)*

# BILL Pr6

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act respecting the County of Lambton

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MR. BRANDT

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1875

1876

1877

1878

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1880

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1886

1887

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1891

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1893

1894

1895



BILL Pr6

1981

## An Act respecting the County of Lambton

**W**HEREAS The Corporation of the County of Lambton hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

### 1. In this Act,

Interpretation

- (a) "council" means the council of the County;
- (b) "County" means The Corporation of the County of Lambton;
- (c) "local municipality" means a town, village or township in the County that is not separated therefrom for municipal purposes;
- (d) "municipal electors" means the persons entitled to vote at a municipal election;
- (e) "vote" or "votes" means the vote or votes of a member of the council.

2. Notwithstanding sections 27, 27a and 27b of *The Municipal Act*, membership on the council and the votes of such members shall be as follows:

County council:  
composition  
of and  
votes on  
R.S.O. 1970,  
c. 284

- 1. Where a local municipality has less than 1,000 municipal electors, the reeve only shall be a member of the council and shall have one vote.
- 2. Where a local municipality has not less than 1,000 and not more than 2,500 municipal electors, the reeve and deputy reeve shall be members of the council and each shall have one vote.

3. Where a local municipality has more than 2,500 but not more than 4,000 municipal electors, the reeve and the deputy reeve shall be members of the council and the reeve shall have two votes and the deputy reeve shall have one vote.
4. Where a local municipality has more than 4,000 but not more than 6,500 municipal electors, the reeve and the deputy reeve shall be members of the council and each shall have two votes.
5. Where a local municipality has more than 6,500 but not more than 10,000 municipal electors, the reeve and the deputy reeve shall be members of the council and the reeve shall have three votes and the deputy reeve shall have two votes.
6. Where a local municipality has more than 10,000 municipal electors, the reeve and the deputy reeve shall be members of the council and each shall have three votes.

Application of  
R.S.O. 1970,  
c. 284

**3.** Subsection 2 of section 34 and section 202 of *The Municipal Act* apply with necessary modifications to this Act.

Commence-  
ment

**4.** This Act comes into force on the 1st day of December, 1982.

Short title

**5.** The short title of this Act is *The County of Lambton Act, 1981*.







An Act respecting  
the County of Lambton

---

*1st Reading*

May 4th, 1981

*2nd Reading*

June 12th, 1981

*3rd Reading*

June 12th, 1981

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MR. BRANDT

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the City of Windsor**

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MR. NEWMAN

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**EXPLANATORY NOTE**

The purpose of this Bill is set out in the Preamble.



BILL Pr7

1981

## An Act respecting the City of Windsor

**W**HEREAS The Corporation of the City of Windsor consid- Preamble  
ers it expedient to establish a corporation to accept volun-  
tary donations on behalf of the City of Windsor towards the  
rehabilitation of Willistead Manor; and whereas the applicant  
hereby applies for special legislation for such purpose; and  
whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
of the Legislative Assembly of the Province of Ontario, enacts as  
follows:

**1. In this Act,**

Interpre-  
tation

- (a) "board" means the board of directors of the Corpora-  
tion;
- (b) "City" means The Corporation of the City of Windsor;
- (c) "Corporation" means Willistead Manor Inc.;
- (d) "council" means the council of the City;
- (e) "director" means a person appointed to the board as a  
member thereof.

**2.—(1)** There is hereby established a corporation without Willistead  
Manor, Inc.,  
incorporated  
share capital under the name of "Willistead Manor Inc."

(2) The Corporation shall have a corporate seal upon which its Corporate  
seal  
corporate name shall appear.

(3) The head office of the Corporation shall be at the City of Head office  
Windsor.

(4) In the event of conflict between any provision of this Act Conflict with  
R.S.O. 1970,  
c. 89  
and any provision of *The Corporations Act*, the provision of this  
Act prevails.

- Objects           **3.** The objects of the Corporation are to receive, maintain, manage, control and use donations for charitable purposes for the rehabilitation of Willistead Manor in the City of Windsor.
- Board of directors   **4.**—(1) The board shall be composed of fifteen persons who shall be appointed by resolution of council.
- Term of office       (2) The directors shall be appointed for terms of office as follows:
1. Seven first directors shall be appointed for a term of one year.
  2. Eight first directors shall be appointed for a term of two years.
  3. Directors appointed after the first directors shall be appointed for a term of two years.
- Removal           (3) Council may at any time terminate the term of office of any director by resolution passed by a vote of at least two-thirds of the members of council.
- Vacancies         (4) Where a vacancy occurs in the board for any cause, council may appoint a director for the remainder of the term for which his predecessor was appointed.
- Reappointment      (5) Council may reappoint a director upon the expiration of his term of office.
- Non-profit corporation   **5.**—(1) The Corporation shall be carried on without the purpose of gain for the members of the board and any profits or other accretions to the Corporation shall be used in promoting its objects and purposes.
- Application of property   (2) The property of the Corporation shall be applied solely for the objects and purposes of the Corporation.
- Powers           **6.** For the purpose of attaining its objects, the Corporation has the power,
- (a) to accept and hold any real or personal property granted, donated, devised, bequeathed or otherwise conveyed to it and to convert any such property into money;
  - (b) to advise council respecting,
    - (i) the operation of Willistead Manor,

- (ii) the development and maintenance of the grounds of "Willistead Park",
  - (iii) the promotion and development of Willistead Manor as a centre for amusement, entertainment and exhibitions,
  - (iv) the promotion of meetings, receptions and displays in Willistead Manor,
  - (v) the promotion of educational or cultural activities in Willistead Manor,
  - (vi) the promotion of the performing arts, including musical and artistic work, in Willistead Manor,
  - (vii) the promotion and development of Willistead Manor as a museum; and
- (c) to pay over from time to time moneys received by the Corporation to the City Treasurer and the City shall use any money so received only for the purposes of operating, renovating and furnishing Willistead Manor.

**7.—**(1) The directors shall elect annually a chairman and vice-chairman from amongst themselves. Chairman,  
vice-  
chairman

(2) The vice-chairman shall act in place and stead of the chairman when the chairman is absent. Absence of  
chairman

(3) The chairman and vice-chairman are eligible for re-election during any subsequent term as director. Re-election

**8.** A majority of directors constitutes a quorum at any meeting of the directors. Quorum

**9.** A director may serve without compensation or with compensation in such amount as the council may determine. Compen-  
sation

**10.—**(1) The City Treasurer shall cause an audit to be made of the receipts and disbursements of the funds of the Corporation and shall report thereon to council not later than the 31st day of March in each year. Audit

(2) The Corporation shall be subject in all respects to *The Charitable Gifts Act, The Charities Accounting Act* and *The Mortmain and Charitable Uses Act*. Application of  
R.S.O. 1970,  
cc. 61, 63, 280

- Budget           **11.**—(1) The Corporation shall submit its annual budget on or before the 2nd day of January in each year to council for approval.
- Expenditure      (2) The Corporation may, in accordance with its budget as approved by council, pay expenses and any other sums of money required for the carrying out of its objects.
- Dissolution      **12.** The council may, by by-law passed by a vote of at least three-quarters of all the members thereof, dissolve the Corporation, and after the payment of all debts and liabilities, the remaining property of the Corporation shall vest in the City and be used solely for the rehabilitation of Willistead Manor.
- Commence-  
ment           **13.** This Act comes into force on the day it receives Royal Assent.
- Short title       **14.** The short title of this Act is *The City of Windsor Act, 1981*.



An Act respecting the City of Windsor

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*1st Reading*

May 4th, 1981

*2nd Reading*

*3rd Reading*

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MR. NEWMAN

*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the City of Windsor**

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**MR. NEWMAN**

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*(Reprinted as amended by the Committee of the Whole House)*

EXPLANATORY NOTE

The purpose of this Bill is set out in the Preamble.



BILL Pr7

1981

## An Act respecting the City of Windsor

**W**HEREAS The Corporation of the City of Windsor considers it expedient to establish a corporation to accept voluntary donations on behalf of the City of Windsor towards the rehabilitation of Willistead Manor; and whereas the applicant hereby applies for special legislation for such purpose; and whereas it is expedient to grant the application; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1. In this Act,** Interpre-  
tation

- (a) "board" means the board of directors of the Corporation;
- (b) "City" means The Corporation of the City of Windsor;
- (c) "Corporation" means Willistead Manor Inc.;
- (d) "council" means the council of the City;
- (e) "director" means a person appointed to the board as a member thereof.

**2.—(1)** There is hereby established a corporation without share capital under the name of "Willistead Manor Inc." Willistead  
Manor, Inc.,  
incorporated

(2) The Corporation shall have a corporate seal upon which its corporate name shall appear. Corporate  
seal

(3) The head office of the Corporation shall be at the City of Windsor. Head office

(4) In the event of conflict between any provision of this Act and any provision of *The Corporations Act*, the provision of this Act prevails. Conflict with  
R.S.O. 1970,  
c. 89

- Objects**           **3.** The objects of the Corporation are to receive, maintain, manage, control and use donations for charitable purposes for the rehabilitation of Willistead Manor in the City of Windsor.
- Board of directors**   **4.—(1)** The board shall be composed of fifteen persons who shall be appointed by resolution of council.
- Term of office**       **(2)** The directors shall be appointed for terms of office as follows:
1. Seven first directors shall be appointed for a term of one year.
  2. Eight first directors shall be appointed for a term of two years.
  3. Directors appointed after the first directors shall be appointed for a term of two years.
- Removal**           **(3)** Council may at any time terminate the term of office of any director by resolution passed by a vote of at least two-thirds of the members of council.
- Vacancies**         **(4)** Where a vacancy occurs in the board for any cause, council may appoint a director for the remainder of the term for which his predecessor was appointed.
- Reappointment**     **(5)** Council may reappoint a director upon the expiration of his term of office.
- Non-profit corporation**   **5.—(1)** The Corporation shall be carried on without the purpose of gain for the members of the board and any profits or other accretions to the Corporation shall be used in promoting its objects and purposes.
- Application of property**   **(2)** The property of the Corporation shall be applied solely for the objects and purposes of the Corporation.
- Powers**           **6.** For the purpose of attaining its objects, the Corporation has the power,
- (a) to accept and hold any real or personal property granted, donated, devised, bequeathed or otherwise conveyed to it and to convert any such property into money;
  - (b) to advise council respecting,
    - (i) the operation of Willistead Manor,

- (ii) the development and maintenance of the grounds of "Willistead Park",
  - (iii) the promotion and development of Willistead Manor as a centre for amusement, entertainment and exhibitions,
  - (iv) the promotion of meetings, receptions and displays in Willistead Manor,
  - (v) the promotion of educational or cultural activities in Willistead Manor, and
  - (vi) the promotion of the performing arts, including musical and artistic work, in Willistead Manor; and
- (c) to pay over from time to time moneys received by the Corporation to the City Treasurer and the City shall use any money so received only for the purposes of operating, renovating and furnishing Willistead Manor.

**7.**—(1) The directors shall elect annually a chairman and vice-chairman from amongst themselves. Chairman,  
vice-  
chairman

(2) The vice-chairman shall act in place and stead of the chairman when the chairman is absent. Absence of  
chairman

(3) The chairman and vice-chairman are eligible for re-election during any subsequent term as director. Re-election

**8.** A majority of directors constitutes a quorum at any meeting of the directors. Quorum

**9.** A director may serve without compensation or with compensation in such amount as the council may determine. Compensation

**10.**—(1) The City Treasurer shall cause an audit to be made of the receipts and disbursements of the funds of the Corporation and shall report thereon to council not later than the 31st day of March in each year. Audit

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- Dissolution       **12.** The council may, by by-law passed by a vote of at least three-quarters of all the members thereof, dissolve the Corporation, and after the payment of all debts and liabilities, the remaining property of the Corporation shall vest in the City and be used solely for the rehabilitation of Willistead Manor.
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- Short title       **14.** The short title of this Act is *The City of Windsor Act, 1981*.



An Act respecting the City of Windsor

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*1st Reading*

May 4th, 1981

*2nd Reading*

June 12th, 1981

*3rd Reading*

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MR. NEWMAN

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*(Reprinted as amended by the  
Committee of the Whole House)*

# BILL Pr7

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act respecting the City of Windsor

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MR. NEWMAN

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BILL Pr7

1981

## An Act respecting the City of Windsor

**W**HEREAS The Corporation of the City of Windsor considers it expedient to establish a corporation to accept voluntary donations on behalf of the City of Windsor towards the rehabilitation of Willistead Manor; and whereas the applicant hereby applies for special legislation for such purpose; and whereas it is expedient to grant the application; Preamble

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(3) Council may at any time terminate the term of office of any director by resolution passed by a vote of at least two-thirds of the members of council.

## Vacancies

(4) Where a vacancy occurs in the board for any cause, council may appoint a director for the remainder of the term for which his predecessor was appointed.

## Reappointment

(5) Council may reappoint a director upon the expiration of his term of office.

## Non-profit corporation

**5.—(1)** The Corporation shall be carried on without the purpose of gain for the members of the board and any profits or other accretions to the Corporation shall be used in promoting its objects and purposes.

## Application of property

(2) The property of the Corporation shall be applied solely for the objects and purposes of the Corporation.

## Powers

**6.** For the purpose of attaining its objects, the Corporation has the power,

- (a) to accept and hold any real or personal property granted, donated, devised, bequeathed or otherwise conveyed to it and to convert any such property into money;
- (b) to advise council respecting,
  - (i) the operation of Willistead Manor,

- (ii) the development and maintenance of the grounds of "Willistead Park",
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- Short title**         **14.** The short title of this Act is *The City of Windsor Act, 1981*.



An Act respecting the City of Windsor

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*1st Reading*

May 4th, 1981

*2nd Reading*

June 12th, 1981

*3rd Reading*

June 26th, 1981

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MR. NEWMAN

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**1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981**

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**An Act respecting the City of London**

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**MR. VAN HORNE**

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## EXPLANATORY NOTES

SECTION 1. Self-explanatory.

### PART I

This Part of the Bill contains several unrelated municipal matters as set out below.

SECTION 2. The purpose of this section is to permit the issue of instalment debentures which would mature five years after the date upon which they are issued rather than after ten years, as currently provided in subsection 143 (4) of the *Municipal Act*.

SECTION 3. Subsection 2 (2) of *The City of London Act, 1971*, now provides that no development levy or other by-law passed under subsection 2 (1) of the Act "comes into force or takes effect until approved by the Ontario Municipal Board". Under the proposed amendment, the approval process for development levy or other by-laws passed under subsection 2 (1) of the 1971 Act would correspond to the approval process for zoning by-laws under the *Planning Act*, whereby, if no objection is filed within twenty-one days of notice of the by-law, the by-law thereupon comes into force. Where an objection is filed within the prescribed time, the by-law does not come into force without the approval of the Ontario Municipal Board.



BILL Pr8

1981

## An Act respecting the City of London

**W**HEREAS The Corporation of the City of London hereby Preamble  
 applies for special legislation in respect of the matters  
 hereinafter set forth; and whereas it is expedient to grant the  
 application;

Therefore, Her Majesty, by and with the advice and consent  
 of the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

**1.** In this Act,

Interpre-  
tation

(a) "Corporation" means The Corporation of the City of  
 London;

(b) "council" means the council of the Corporation.

### PART I

#### MISCELLANEOUS

**2.** A by-law passed by the council under clause 143 (4) (a) of  
 the *Municipal Act* may provide that the last instalment of the  
 debentures shall mature not earlier than five years after the date  
 upon which they are issued. Instalment  
debentures  
R.S.O. 1980,  
c. 302

**3.** Subsection 2 (2) of *The City of London Act, 1971*, being  
 chapter 117, is repealed and the following substituted therefor: 1971, c. 117,  
s. 2 (2),  
re-enacted

(2) Subject to subsection (4), no part of any by-law passed  
 under this section comes into force without the approval of the  
 Ontario Municipal Board. O.M.B.  
approval

(3) The council may give notice of a by-law passed under this  
 section in the manner prescribed by the regulations made under  
 subsection 39 (25) of the *Planning Act* to the persons and within  
 the time prescribed by those regulations and the notice shall,  
 with necessary modifications, be in the same form as the form  
 prescribed by those regulations. Notice of  
by-law  
R.S.O. 1980,  
c. 379

By-law effective if no objection filed

(4) When the council proceeds under subsection (3) and no notice of objection has been filed with the clerk of the Corporation within the time prescribed by the regulations referred to in subsection (3), the by-law thereupon comes into effect.

Where notice of objection filed

(5) When the council proceeds under subsection (3) and a notice of objection has been filed with the clerk of the Corporation within the time prescribed by the regulations referred to in subsection (3), the by-law does not come into force without the approval of the Ontario Municipal Board.

Certificate of clerk

(6) A certificate of the clerk of the Corporation that the notice has been sent in the manner and form and to the persons prescribed by the regulations referred to in subsection (3) and no notice of objection has been filed with the clerk within the time prescribed by those regulations shall be *prima facie* evidence of the facts stated therein.

Building line for deferred highway widening  
R.S.O. 1980, c. 302

4.—(1) With respect to any by-law heretofore or hereafter passed by the council under section 197 of the *Municipal Act* or a predecessor thereof and notwithstanding any provision contained therein to the contrary, the Corporation may enter into one or more agreements with the owner of land lying between the limit of the highway and the building line fixed in the by-law,

- (a) for permitting such owner to erect, place, maintain and use any building or part thereof closer to the limit of the highway than the building line on such terms and conditions as the council considers appropriate; and
- (b) for providing, notwithstanding subsection 197 (8) of the *Municipal Act* or a predecessor thereof, that the Corporation shall not acquire the land in question before a date named in the agreement, which date shall not be more than ten years from the date of the agreement.

Registration of agreement

(2) An agreement, containing a local description of the land affected, entered into under subsection (1) may be registered against the title of the land and the Corporation is entitled to enforce the provisions thereof against the owner and, subject to the provisions of the *Registry Act* and the *Land Titles Act*, all subsequent owners of the land.

R.S.O. 1980, cc. 445, 230

Sewer rents

5.—(1) The council may pass by-laws for,

- (a) charging all persons who own or occupy land drained or which by by-law of the council is required to be drained into a common sewer, a reasonable rent for the use of it;

SECTION 4. This section authorizes the City to enter into agreements with land owners who are affected by by-laws passed under section 197 of the *Municipal Act* which fix building lines preliminary to possible street widenings. Such agreements would allow for postponing the City's acquisition of the land between the existing street line and the building line established under the by-law for a minimum of ten years and would permit the construction and maintenance of buildings on such land during the period prior to the actual acquisition of the land by the City.

SECTION 5. In 1928, the City passed a sewer rental by-law under a section of the *Municipal Act* which was amended several times during the ensuing fifty years, so that it no longer exists in its original form. The City continues to rely on the sewer rental by-law. The purpose of this section is to confirm and validate the sewer rental by-law as amended from time to time and to authorize the City to continue to act under it.

SECTION 6. This section provides that the council, by by-law, may require that specified classes of new or existing buildings be equipped with automatic sprinkler systems similar to those under the National Fire Code of Canada, and further, may provide for inspection at all reasonable times of buildings specified under the by-law.

- (b) regulating the time and manner in which the rent is to be paid; and
- (c) providing for the payment of a commutation of such rent or charging a gross sum in lieu of rent and for the payment of such commutation or gross sum either in cash or by instalments with interest at a rate to be determined by the council.

(2) Subsection (1) does not apply to a sewer which is constructed as a local improvement or for which a sewer rate is imposed under section 218 of the *Municipal Act*. Exception

(3) All sewer rents and interest, until payment thereof, shall form a lien and charge upon the land in respect of which the rents have been assessed and rated or charged and may be added by the clerk of the Corporation to the collector's roll and collected in the same manner as municipal taxes. Lien

(4) The following by-laws, as set out in Schedule 1, are hereby confirmed to be and to have been always valid and in full force and effect to the extent provided therein and the council is hereby confirmed as having been empowered always to enact the by-laws with respect to the matters contained therein; By-laws confirmed

1. By-law No. A-12-28, passed the 15th day of October, 1928.
2. By-law No. A-12a-31, passed the 15th day of February, 1932.
3. By-law No. A-12 (b)-166, passed the 5th day of July, 1948.
4. By-law No. A-12 (c)-185, passed the 16th day of July, 1951.
5. By-law No. A-12 (d)-316, passed the 5th day of August, 1970.
6. By-law No. A-12 (e)-386, passed the 21st day of June, 1976.

6.—(1) By-laws may be passed by the council for,

- (a) requiring the owners or occupants of any class or classes of buildings as may be set out in the by-law within the municipality or within any defined area or areas to install and maintain automatic sprinkler systems for suppressing fires;

Automatic  
sprinkler  
systems

- (b) prescribing the time within which the installation of automatic sprinkler systems in any class or classes of existing buildings must be carried out;
- (c) exempting any building or class thereof from compliance with any by-law passed under this section;
- (d) the purposes of any by-law passed under this section, for adopting with such changes as the council may consider necessary by including in the by-law in whole or in part the National Fire Code of Canada; and
- (e) authorizing appointed officers to enter at all reasonable times into any building in order to ascertain whether the provisions of any by-law passed under this section are complied with, and to enforce or carry into effect any such by-laws.

Entry to  
dwellings

R.S.O. 1980,  
c. 400

(2) Where the council passes a by-law under clause (1) (e), an officer shall not enter any room or place actually used as a dwelling without the consent of the occupier except under the authority of a search warrant issued under section 142 of the *Provincial Offences Act*.

## PART II

### VICTORIA HOSPITAL CORPORATION

Interpre-  
tation

#### 7. In this Part,

- (a) "Hospital" means Victoria Hospital Corporation;
- (b) "plant and related works" means the plant and related works referred to in clause 8 (a);
- (c) "utilities" means any or all of steam, hot water and electricity;
- (d) "Westminster Campus" means the lands described in Schedule 2.

Powers of  
Hospital

#### 8. The Hospital may,

- (a) design, construct and operate a plant and related works for the generation and distribution of utilities at Westminster Campus; and
- (b) distribute the utilities,
  - (i) to buildings and structures on land at Westminster Campus owned by the Hospital or

## PART II

This Part authorizes Victoria Hospital Corporation, or a separate corporation controlled by it, to design, construct and operate a plant and related works for the generation and distribution of utilities at Westminster Campus in the City of London. The City is authorized, with the approval of the Ontario Municipal Board and without the approval of the electors, to issue debentures to provide aid for the design, construction and operation of the plant and related works on such terms and conditions as council considers expedient.





by any health care institution, home for the aged or other similar or related institution,

- (ii) with the consent of the Lieutenant Governor in Council on the recommendation of the Minister of Energy, to buildings and structures on land at Westminster Campus owned by a person not referred to in subclause (i).

**9.—(1)** For the purpose of designing, constructing and operating the plant and related works and for distributing the utilities, the powers of the Hospital include, without limiting the generality of section 8, Idem

- (a) subject to subsection 11 (2), the powers conferred on a company incorporated for the purpose of owning, operating or supplying a public utility under the *Public Utilities Act*, but,

R.S.O. 1980,  
c. 423

- (i) the Hospital shall notify in writing the municipality or authority on which duty to repair has been imposed and the municipality or authority having jurisdiction over any highway, public lane or public communication on, over, under or across which the Hospital proposes to put down, place, install and maintain conduits, pipes, wires, poles, rods, cables, transformers, machinery, apparatus, devices, appliances, equipment, materials, structures or works, and submit to such municipalities or authorities its plans therefor,
- (ii) such conduits, pipes, wires, poles, rods, cables, transformers, machinery, apparatus, devices, appliances, equipment, materials, structures or works as the Hospital deems necessary or desirable on, over, under or across any public highway, public lane or public communication shall be put down, placed and installed in such location and manner as the municipality or authority on which duty to repair has been imposed and the municipality or authority having jurisdiction over any such highway, lane or public communication may direct any such highway, lane or public communication restored to its former state, and any dispute between the Hospital and such municipalities or authorities as to the location and manner of putting down, placing and installing shall be referred to the Ontario Municipal Board to be determined, and the

decision of the Ontario Municipal Board shall be final,

(iii) the Hospital shall indemnify and save harmless the municipality or authority on which duty to repair has been imposed and the municipality or authority having jurisdiction over any such highway, lane or public communication against, from and for any and all damages, claims, losses, costs and expenses sustained or incurred by reason of the negligent use, operation, maintenance, installation, placing and putting down of the conduits, pipes, wires, poles, rods, cables, transformers, machinery, apparatus, devices, appliances, equipment, materials, structures or works by the Hospital, its agents, servants, employees, contractors and subcontractors;

(b) the power to enter into agreements with any person for the supply of utilities and for determining and fixing charges therefor and the collection thereof and such agreements may be for terms of more than twenty years;

(c) the power to enter into agreements for the borrowing of money and to borrow money to finance the cost of the design, construction and operation of the plant and related works and receive grants for such purposes;

(d) the power to carry on investigations, experiments, research or development; and

(e) the power to acquire any patent or licence or any interest in any patent or licence, or dispose of any patent or licence by sale or otherwise.

Priority  
of supply

(2) An agreement entered into under clause (1) (b) may provide that the Hospital may supply utilities to the users of the utilities in such priority as may be set out in the agreement.

No breach  
of contract

(3) Nothing done under a priority provision in any agreement referred to in subsection (2) shall be deemed a breach of contract by the Hospital or entitle any person to rescind any contract or release any guarantor from the performance of his obligation, or render the Hospital, its servants or agents liable in any action-at-law or other legal proceedings for damages or otherwise.

(2) The *Municipal Franchises Act* and sections 54 and 57 of the *Public Utilities Act* do not apply to the Hospital. Application of  
R.S.O. 1980,  
cc. 309, 423

**11.** The council may, by by-law, without the assent of the electors, authorize the borrowing of money by the issue of debentures with the approval of the Ontario Municipal Board for making grants or loans on such terms and conditions as to security and otherwise as the council may consider expedient toward or in aid of the cost of design, construction or operation of the plant and related works. Borrowing  
by council  
for grants

**12.** For the purposes of every Act, the Hospital shall be the person owning, carrying out, proposing, undertaking, managing or controlling the design, construction and operation of the plant and related works, and the borrowing of money or the making of grants or loans by the Corporation shall be deemed not to be the owning, carrying out, proposing, undertaking, managing or controlling the design, construction and operation of the plant and related works by the Corporation. Undertaking  
by Victoria  
Hospital  
Corporation

**13.** The powers conferred on the Hospital by this Act may be exercised by a corporation under the control of the Hospital and, where the powers are exercised by such a corporation, this Part shall apply to the corporation as if it were the Hospital. Exercise  
of powers  
by another  
corporation

**14.** This Act comes into force on the day it receives Royal Assent. Commence-  
ment

**15.** The short title of this Act is the *City of London Act, 1981*. Short title

## SCHEDULE 1

### BY-LAW NO. A-12-28

Relating to Sewerage and Drainage and to provide for an annual sewer rental in certain cases.

BE IT ENACTED by the Municipal Council of the Corporation of the City of London, as follows:

1. Every lot or parcel of land abutting on any street in the city, through which a common sewer runs, and which is opposite to such common sewer, shall be drained into it; and it shall be the duty of the owner and occupier of every lot or parcel of land which is drained into such common sewer to cause the connecting drain between his premises and such common sewer to be kept in good repair. (B. 759, B.4901)

2. No person shall connect any drain from his premises with any common sewer now made or constructed, or which shall hereafter be made or constructed within the city; or with any private drain whereby his premises will be drained into any such common sewer, except on previous application in writing to and permission by the City Engineer, and except there is first placed in the hands of the City Treasurer a deposit of ten dollars in case of a macadamized street, and fifty dollars in case of a paved street as a guarantee to be used in the repair of the

sewer and street providing the work is not done without injury thereto — such deposit to remain in the Treasurer's hands for six months — and all such excavations and connections shall be made under the supervision of the City Engineer, or such other officer or person as Committee Number Two shall appoint, and if such officer or person be other than the City Engineer he shall be paid for his services by the person on whose behalf the said connection is made. (B. 759, B.4901)

3. All private drains hereafter made by any person in any public street, lane or alley, within the City, and connecting with any such common sewer, shall be of such size, dimensions and materials and constructed and laid as directed by the City Engineer, and shall enter such common sewer under and according to the person supervision and direction of the City Engineer or other officer appointed as provided for in the last preceding section. (B. 759, B.4901)

4. If the owner and occupier of any lot or parcel of land within the city required by this by-law to be drained into a common sewer shall neglect or refuse to commence the work necessary to cause such lot or parcel of land to be so drained in accordance with the provisions of this by-law for the period of ten days after notice in writing shall have been given to him, either personally or by advertisement published in one of the city newspapers by the City Engineer, or by any person under the authority and instruction of the said Number Two Committee; or to prosecute the same without delay and to the satisfaction of the said Engineer; or to make good any want of repair which shall be found in any drain now or hereafter constructed for the purpose of connecting such lot or parcel of land with such common sewer; or to remove any obstruction that may be found therein, the necessary work may be done by the Council, and the cost thereof shall be assessed against such lot or parcel of land. (B. 759, B.4901)

5. No person shall injure any common sewer or private drain or sewer connecting therewith. (B. 759, B.4901)

6. The owners and occupiers of all property abutting on any street upon which a common sewer has been constructed, who have heretofore paid the sum required by By-law to be paid for the privilege of using such common sewer, shall continue the use of same, free of charge, for the number of feet for which they have so paid, and if the property be a corner or triangular lot they shall, subject to the certificate of the City Engineer, be exempt from assessment for or payment of sewer rates upon any other sewer or drain constructed on any other street adjoining the said property to an extent not exceeding one hundred and twenty feet, provided the frontage upon such other street is used and occupied in connection with the premises upon which the previous rates were paid. (B. 759, B.4901)

7. Every person who has heretofore or shall hereafter make use of any of the common sewers of the city by draining into the same and who shall not have been or shall not be assessed for the cost of the construction thereof shall pay a rental for the use of same, and shall pay for all work and materials required to make the connection. (B.3311, B. 759, B.4901)

8. The rental shall be a yearly sum equal to ten cents per lineal foot frontage of the lot or parcel of land which has been or shall be so drained into the same common sewer. (B. 759, B.3311 am. B.4901)

9. Where any lot, the owner of which is liable to pay the same rental, has a frontage upon more than one street the drainage shall be reckoned upon that street upon which the lot, according to the original survey, fronts. (B. 759, B.4901)

10. That the rental shall be placed upon the Collector's Roll in each year for the term of ten years and shall be levied and collected by the same persons at the

same time and in the same way as the taxes are levied and collected, provided that ratepayers who have constructed a drain along a street, and the said drain afterwards is accepted by the Council as a common sewer, shall be charged three years sewer rental as provided by sections 7, 8, 9 and 10 of the said By-law No. 759, and provided further that ratepayers who have paid the said sewer rental as provided by sections 7, 8, 9 and 10 of the said By-law No. 759 for a term of years and are afterwards charged for sewer construction under a local improvement sewer by-law, shall be entitled to a refund of two-thirds of the sewer rental paid by the said ratepayers. (B. 759, B.3424, B.4901)

11. Any person convicted of a breach of any of the provisions of this by-law shall forfeit and pay at the discretion of the convicting Magistrate, a penalty not exceeding the sum of fifty dollars for each offence, exclusive of costs, and in default of payment of the said penalty and costs forthwith, the said penalty and costs, or the costs only, may be levied by distress and sale of the goods and chattels of the offender; and in case of there being no distress found out of which such penalty can be levied, the convicting magistrate may commit the offender to the common jail of the County of Middlesex, with or without hard labor, for any period not exceeding twenty-one days, unless the said penalty and costs be sooner paid. (B. 759, B.4901)

12. That By-law No. 759, passed on the 9th day of January, A.D. 1893, By-law No. 3311, passed on the 2nd day of November, A.D. 1908, By-law No. 3424, passed on the 20th day of September, A.D. 1909, and By-law No. 4901, passed on the first day of March, A.D. 1915, be, and the same are, hereby repealed.

PASSED in open Council this fifteenth day of October, A.D. 1928.

G. A. WENIGE,  
*Mayor.*

S. BAKER,  
*Clerk.*

BY-LAW NO. A-12a-31

To amend By-law No. A-12-28 relating to sewerage and drainage and to provide for an annual sewer rental in certain cases.

BE IT ENACTED by the Municipal Council of the Corporation of the City of London, as follows:

1. That section 8 of By-law No. A-12-28 relating to sewerage and drainage and to provide for an annual sewer rental in certain cases, passed on the fifteenth day of October, A.D., 1928 be, and the same is, hereby amended by striking out the word "ten" in the first line thereof and substituting therefor the word "twenty".

PASSED in open Council this fifteenth day of February, A.D. 1932.

GEO. HAYMAN,  
*Mayor,*

S. BAKER,  
*Clerk.*

BY-LAW NO. A-12 (b)-166

To amend By-law No. A-12-28 relating to sewerage and drainage and to provide for an annual sewer rental in certain cases.

BE IT ENACTED by the Municipal Council of the Corporation of the City of London, as follows:

1. That By-law No. A-12 (a)-31 to amend By-law No. A-12-28 relating to sewerage and drainage and to provide for an annual sewer rental in certain cases, passed on the 15th day of February, A.D. 1932, be, and the same is, hereby repealed.

2. That section 8 of By-law No. A-12-28 relating to sewerage and drainage and to provide for an annual sewer rental in certain cases, passed on the 15th day of October, A.D. 1928, be, and the same is, hereby amended by deleting the word "ten" in the first line thereof and substituting therefor the word "forty".

PASSED in open Council this fifth day of July, A.D. 1948.

G. A. WENIGE,  
*Mayor.*

R. H. COOPER,  
*Clerk.*

BY-LAW NO. A-12 (c)-185

A by-law to amend By-law No. A-12-28 relating to sewerage and drainage and to provide for an annual sewer rental in certain cases.

WHEREAS the Council of the Corporation of the City of London, on the 16th day of July, 1951, adopted the eleventh clause of the Fifteenth Report of No. 2 Committee, namely:

"That the sewer rental by-law be amended to provide for a sixty cent per foot rate, effective on all connections made after the date of the amendment of the by-law, in view of the fact that this was the average per foot for the construction of sewers during 1950, on the recommendation of the Administration Board".

BE IT THEREFORE ENACTED by the Municipal Council of the Corporation of the City of London, as follows:

1. That section 8 of By-law No. A-12-28 relating to sewerage and drainage and to provide for an annual sewer rental in certain cases, passed on the 15th day of October, A.D. 1928, be, and the same is, hereby amended by deleting the word "ten" in the first line thereof and substituting therefor the word "sixty".

2. That By-law No. A-12 (a)-31 to amend the said By-law No. A-12-28, passed on the 15th day of February, A.D. 1932, and By-law No. A-12 (b)-166 to amend the said By-law No. A-12-28, passed on the fifth day of July, A.D. 1948, be, and the same are, hereby repealed.

PASSED in open Council this 16th day of July, A.D. 1951.

A. J. RUSH,  
*Mayor.*

R. H. COOPER,  
*Clerk.*

BY-LAW NO. A-12 (d)-316

A by-law to amend By-law No. A-12-28 relating to sewerage and drainage and to provide for an annual rental in certain cases.

BE IT ENACTED by the Municipal Council of the Corporation of the City of London, as follows:

1. That Section 8 of By-law No. A-12-28, as amended, relating to sewerage and drainage and to provide for an annual rental in certain cases, passed on the 15th day of October, A.D. 1928, be, and the same is, hereby further amended by deleting the word "sixty" in the first line thereof and substituting therefor the word "eighty".

2. That this by-law shall come into force and take effect on the day of the final passing thereof.

PASSED in open Council this fifth day of August, A.D. 1970.

H. J. McCLURE,  
*Mayor.*

R. H. COOPER,  
*Clerk.*

First reading — August 5, 1970

Second reading — August 5, 1970

Third reading — August 5, 1970

BY-LAW NO. A-12 (e)-386

A by-law to amend By-law No. A-12-28 entitled "Relating to Sewerage and Drainage and to provide for an annual sewer rental in certain cases".

BE IT ENACTED by the Municipal Council of the Corporation of the City of London, as follows:

1. That Section 8 of By-law No. A-12-28, passed on the fifteenth day of October, 1928, entitled "Relating to Sewerage and Drainage and to provide for an annual sewer rental in certain cases", be, and the same is, hereby repealed and the following substituted therefor, namely:

"8. The rental rate for the use of a main storm or sanitary sewer be increased from 80¢ per foot frontage each year for 10 years to be equal to the prevailing Local Improvement rates for storm and sanitary sewers."

2. That this by-law shall come into force and take effect on the day of the final passing thereof.

PASSED in open Council this twenty-first day of June, A.D. 1976.

JANE BIGELOW,  
*Mayor.*

W. S. ROSS,  
*City Clerk.*

First reading — June 21, 1976

Second reading — June 21, 1976

Third reading — June 21, 1976

## SCHEDULE 2

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of London (formerly in the Township of Westminster) in the County of Middlesex, in the Province of Ontario, more particularly described as follows:

*Firstly:* Part of Lot 24, in Concession 1 of the said Township, being that portion designated as Part 1 on a Reference Plan deposited in the Land Registry Office for the Registry Division of Middlesex East (No. 33) as Plan 33R-1166;

*Secondly:* Part of Lot 24, in Concession 1 of the said Township, being that portion designated as Part 2 on a Reference Plan deposited in the said Land Registry Office as Plan 33R-972;

*Thirdly:* Parts of Lots 22, 23 and 24, in Concession 1 of the said Township, and parts of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11 according to a Plan registered in the said Land Registry Office as Number 125, being that portion designated as Part 2 on a Reference Plan deposited in the said Land Registry Office as Plan 33R-1496;

Together with a Right-of-Way in, over, along and upon that part of the said Lot 24, Concession 1, designated as Part 3 on the said Reference Plan 33R-1496, the said right-of-way being appurtenant to the hereinbefore described lands.

*Fourthly:* Part of Lots 23 and 24, in Concession 1 of the said Township, being that portion designated as Part 1 on a Reference Plan deposited in the Land Registry Office for the Registry Division of Middlesex East (No. 33) as Plan 33R-1496;

Subject to an easement in favour of Ontario Hydro, formerly The Hydro-Electric Power Commission of Ontario, in, over, along and upon that part of the said Part 1 on Plan 33R-1496 as set out in an instrument registered in the said Land Registry Office as Number 45167.





An Act respecting  
the City of London

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*1st Reading*

October 13th, 1981

*2nd Reading*

*3rd Reading*

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MR. VAN HORNE

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive  
Bankfield Consolidated Mines Limited**

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**MR. ROBINSON**

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BILL Pr9

1981

## An Act to revive Bankfield Consolidated Mines Limited

**W**HEREAS John Alexander Murphy and Sam Pancer hereby Preamble represent that Bankfield Consolidated Mines Limited, herein called the Corporation, was incorporated by letters patent on the 6th day of August, 1936; that the Minister of Consumer and Commercial Relations by order dated the 16th day of March, 1976, and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, cancelled the letters patent of the Corporation for failure to file the financial statements as required by section 134 of *The Securities Act*, being chapter 426 of the Revised Statutes of Ontario, 1970, and declared the Corporation to be dissolved on the 16th day of March, 1976; that the applicants were directors of the Corporation at the time of its dissolution; that notice of default in filing the required financial statements with the Ontario Securities Commission was given to the directors of the Corporation but there were no funds available at the time to pay the cost of preparing the said financial statements; that at the time of the dissolution of the Corporation, the Corporation owned a mining property and the Corporation intends either to sell or to seek financing to explore and develop the said mining property; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Bankfield Consolidated Mines Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a corporation incorporated by letters patent, including all its property, rights, privileges and franchises, and subject to all its liabilities, contracts, disabilities and debts as of the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Bankfield  
Consolidated  
Mines  
Limited,  
revived

Commence-  
ment

**2.** This Act comes into force on the day it receives Royal Assent.

Short title

**3.** The short title of this Act is the *Bankfield Consolidated Mines Limited Act, 1981*.









An Act to revive  
Bankfield Consolidated Mines Limited

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*1st Reading*

November 9th, 1981

*2nd Reading*

*3rd Reading*

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MR. ROBINSON

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*(Private Bill)*

**BILL Pr9**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive  
Bankfield Consolidated Mines Limited**

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**MR. ROBINSON**

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BILL Pr9

1981

**An Act to revive  
Bankfield Consolidated Mines Limited**

**W**HEREAS John Alexander Murphy and Sam Pancer hereby Preamble represent that Bankfield Consolidated Mines Limited, herein called the Corporation, was incorporated by letters patent on the 6th day of August, 1936; that the Minister of Consumer and Commercial Relations by order dated the 16th day of March, 1976, and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, cancelled the letters patent of the Corporation for failure to file the financial statements as required by section 134 of *The Securities Act*, being chapter 426 of the Revised Statutes of Ontario, 1970, and declared the Corporation to be dissolved on the 16th day of March, 1976; that the applicants were directors of the Corporation at the time of its dissolution; that notice of default in filing the required financial statements with the Ontario Securities Commission was given to the directors of the Corporation but there were no funds available at the time to pay the cost of preparing the said financial statements; that at the time of the dissolution of the Corporation, the Corporation owned a mining property and the Corporation intends either to sell or to seek financing to explore and develop the said mining property; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Bankfield Consolidated Mines Limited is hereby revived Bankfield Consolidated Mines Limited, revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a corporation incorporated by letters patent, including all its property, rights, privileges and franchises, and subject to all its liabilities, contracts, disabilities and debts as of the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Commence-  
ment

**2.** This Act comes into force on the day it receives Royal Assent.

Short title

**3.** The short title of this Act is the *Bankfield Consolidated Mines Limited Act, 1981*.









An Act to revive  
Bankfield Consolidated Mines Limited

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*1st Reading*

November 9th, 1981

*2nd Reading*

December 1st, 1981

*3rd Reading*

December 1st, 1981

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MR. ROBINSON

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to incorporate London Baptist  
Bible College and London Baptist Seminary**

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MR. SWEENEY

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**EXPLANATORY NOTE**

The purpose of this Bill is to incorporate London Baptist Bible College and London Baptist Seminary as a degree granting institution.

BILL Pr10

1981

## An Act to incorporate London Baptist Bible College and London Baptist Seminary

**W**HEREAS London Baptist Seminary hereby represents that Preamble  
it was incorporated by letters patent, dated the 17th day of September, 1976, under the name "London Baptist Seminary" for the purpose of establishing and carrying on a Bible Seminary and for providing a training program in the Bible for young people called to the Ministry; that since that time London Baptist Seminary, in affiliation with Piedmont Bible College, has been granting diplomas in education and the degrees of Bachelor of Theology, Bachelor of Religious Education, Master of Religious Education and Master of Divinity; and whereas the applicant hereby applies for special legislation providing for the continuance of its organization, government and administration, to exercise suitable powers, rights and privileges, including the power to grant appropriate degrees in the field of religious study; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1.—(1) In this Act,**

Interpre-  
tation

- (a) "academic dean" means a dean of a faculty, school, institute, department or other academic division of the College so designated by the Board;
- (b) "academic unit" means a faculty, school, institute, department or other academic division of the College so designated by the Board;
- (c) "Alumni Association" means the association of individuals who have received degrees, diplomas or certificates from the College;
- (d) "Board" means the Board of Governors of the College;

- (e) "Charter Corporation" means London Baptist Seminary as it existed immediately prior to the coming into force of this Act;
- (f) "College" means London Baptist Bible College and London Baptist Seminary as incorporated by this Act;
- (g) "faculty" means all persons employed by the College to teach or give instruction at the College;
- (h) "student" means a person who has registered as such in a program or course of study at the College leading to a degree, diploma or certificate of the College;
- (i) "supporting church" means a church, which provides support, including financial support, for the philosophy, objects and operation of the College, and which has been designated as a supporting church by a by-law of the College;
- (j) "year" means the membership year of the Board and shall be any twelve-month period established from time to time by the Board.

Conflict with  
R.S.O. 1970,  
c. 89

(2) In the event of a conflict between any provision of this Act and any provision of *The Corporations Act*, the provision of this Act prevails.

Charter  
Corporation  
re-  
incorporated

**2.**—(1) The Board of Governors of the College is hereby constituted a body corporate with perpetual succession and a common seal under the name of "London Baptist Bible College and London Baptist Seminary".

Rights and  
liabilities  
continued

(2) The property, rights, privileges and powers of the Charter Corporation are hereby continued and vested in the College and the liabilities of the Charter Corporation together with the benefits and burdens of all contracts and covenants of the Charter Corporation are hereby continued in and assumed by the College.

By-laws, etc.,  
continued

(3) Subject to this Act, all by-laws, resolutions and appointments of the Charter Corporation shall continue as by-laws, resolutions and appointments of the College until amended, repealed or revoked.

Charter  
Corporation  
dissolved

(4) The Charter Corporation is dissolved on the day this Act comes into force.

Objects and  
purposes

**3.** The objects and purposes of the College are,

- (a) to provide post-secondary training programs for individuals called to the Ministry and to equip and encourage them,
  - (i) to preach effectively,
  - (ii) to evangelize, and
  - (iii) to establish and develop churches in Canada and throughout the world;
- (b) to develop the devotional and spiritual life of the student; and
- (c) to encourage each student to develop a mastery of the content of the Bible and to help the student to develop Christian character.

4.—(1) The affairs of the College shall be managed by the Board of Governors.

(2) The Board shall consist of not fewer than ten persons or more than fifteen persons, as determined from time to time by the Board, by by-law.

(3) No person shall be elected as a member of the Board unless the person is a member in good standing of a fundamental Baptist Church and is in full agreement with the doctrinal statement of the College and is a Canadian citizen.

(4) The first members of the Board shall be the persons named in the Schedule hereto.

(5) The President of the College, the Chairman of the Advisory Committee and the President of the Alumni Association shall be *ex officio* members of the Board.

(6) The members of the Board, other than those referred to in subsection 5, shall be elected by secret ballot by the existing Board at the annual meeting referred to in subsection 1 of section 7 and shall serve as members for a term of three years.

(7) At least 75 per cent of the elected members of the Board shall be members of supporting churches.

(8) Notwithstanding subsection 6, the Board may by by-law provide for the election and retirement in rotation of the first members of the Board and, notwithstanding any other provision of this Act, may determine that one or more of the first members of the Board shall serve for an initial period of less than three years.

Re-election,  
maximum term  
of office

(9) No elected member of the Board shall serve for more than three consecutive terms but a member who has served for three consecutive terms shall again be eligible for election to the Board on the expiration of one year after having completed the third of three consecutive terms.

Idem

(10) Service on the Board of the Charter Corporation prior to the day this Act comes into force, service on the Board for a period of less than three years by any first member of the Board under subsection 8, service on the Board as an *ex officio* member, or service on the Board for the balance of an unexpired term by a member elected under subsection 14 does not constitute service of all or part of a term or terms for the purposes of subsection 9.

Dismissal  
for cause

(11) Notwithstanding any other provision in this Act, any member of the Board may bring a motion before a meeting of the Board to dismiss for cause an elected Board member.

Notice

(12) Notice of a motion brought under subsection 11 shall be given to every member of the Board by sending the notice by prepaid mail thirty days or more before the date of the meeting to the latest address shown on the records of the College for each member.

Special  
majority

(13) A motion brought under subsection 11 shall be voted on by secret ballot and the motion shall be passed if it receives at least two-thirds of the votes cast at the meeting.

Vacancies

(14) Where a vacancy occurs among the elected members of the Board, the remaining members of the Board shall forthwith call a meeting of the Board to elect a new member to fill the vacancy on the Board, and the person so elected shall serve for the balance of the unexpired term of the vacating member.

Quorum

(15) Unless the by-laws otherwise provide, a majority of the Board constitutes a quorum for the transaction of business, but in no case shall the quorum be less than a majority of the Board.

Votes

(16) Subject to subsections 13 and 17, all by-laws and resolutions of the Board shall be passed by a majority of the votes cast at the meeting of the Board.

Unanimous  
vote

(17) Any by-law or resolution of the Board which in any way alters the doctrinal statement of the College, as laid down by by-law, shall be passed only upon the approval of all Board members.

Casting  
vote

(18) In case of an equality of votes, the Chairman of the Board, in addition to his original vote, shall have a second and deciding vote.



5.—(1) The Board shall elect annually from among its members and by secret ballot, a chairman who shall preside at all meetings of the Board and a vice-chairman, and the chairman and vice-chairman shall both be eligible for re-election.

Chairman  
and  
vice-chairman

(2) The Board shall elect annually a secretary, a treasurer and such other officers as the Board may determine from time to time, who shall all be eligible for re-election for successive terms and the secretary, the treasurer and the other officers elected under this subsection need not be members of the Board.

Secretary,  
treasurer,  
etc.

(3) If the chairman is absent for any reason or that office is vacant, the vice-chairman shall act as and have all the powers of the chairman.

Vice-chairman

(4) The secretary shall keep an accurate record of all transactions of the Board, and provide each member of the Board with a copy of the minutes of each meeting as soon as practicable after such meeting, and shall superintend all correspondence on behalf of the Board.

Duties of  
secretary

(5) The treasurer shall oversee the receipts, expenditures and recording of all financial transactions of the College.

Duty of  
treasurer

(6) If any office referred to in this section is vacant or if for any reason any officer is unable to act, the Board may designate another eligible person to act in that behalf.

Vacancies

6.—(1) The Board shall meet every two months and at such other times as the chairman of the Board, or in his absence the vice-chairman of the Board, deems necessary.

Board  
meetings

(2) Any two members of the Board may request an extraordinary meeting of the Board upon written notice being sent to every other member of the Board at the latest address shown on the records of the College for each member.

Extra-  
ordinary  
meeting

(3) In addition to its other meetings, the Board shall hold an annual meeting once in each calendar year.

Annual  
meeting

7. The Board has all powers necessary or convenient to perform its duties and achieve the objects and purposes of the College including, without limiting the generality of the foregoing, the power,

Powers  
of Board

(a) to enact by-laws for the conduct of its affairs;

(b) to establish and terminate programs and courses of study after consideration of the recommendations, if any, of the Academic Council and the faculty;

- (c) to appoint, promote, suspend and remove administrative officers of the College and the members of the administrative staff;
- (d) to appoint and promote the academic officers and members of the faculty;
- (e) to grant leave to and to suspend and remove the academic officers and members of the faculty;
- (f) to define the duties of the academic officers, the faculty, the administrative officers and the administrative staff, and to fix their salaries and remuneration, and to provide for further benefits for all such people, including, without limiting the generality of the foregoing, the provision for the retirement of such people, and to create any funds necessary for that purpose either with the money of the College or by contributions from such people, or from a combination of both;
- (g) to establish, change and terminate academic units within the College and determine the powers and duties of any such unit;
- (h) to appoint committees and to delegate to any such committee the power and authority to act for the Board with respect to any matter or class of matters, provided that where power and authority to act for the Board are delegated to a committee a majority of the members of the committee shall be members of the Board;
- (i) to federate or affiliate the College with any other institution of higher learning, and to dissolve any such federation or affiliation or any existing federation or affiliation or modify or alter the terms thereof;
- (j) to establish and collect fees and charges for tuition and for services of any kind offered by the College and collect fees and charges on behalf of any entity, organization or element of the College;
- (k) to borrow money for the purposes of the College and give security therefor on such terms and in such amounts as it may deem advisable;
- (l) to invest all money, which comes into the College and is not required to be expended, for any purpose to which it lawfully may be applied, subject always to any express limitations or restrictions on investment powers imposed by the terms of same, in such manner as it

considers proper and, except where a trust instrument otherwise directs, to combine trust moneys belonging to those trusts in its care into a common trust fund;

- (m) to acquire, accept, solicit or receive, by purchase, lease, deed, contract, donation, legacy, gift, grant, bequest, devise or otherwise, any kind of real or personal property and to enter into and carry out agreements, contracts and undertakings incidental thereto and to hold any such property for the purpose of drawing revenues therefrom, and to sell, lease, mortgage, dispose of and convey the same or any part thereof or interest therein as the Board may consider advisable;
- (n) to hold, manage, sell or convert any of the real or personal property from time to time owned by the College and to invest and reinvest any principal in such manner as may from time to time be determined;
- (o) to acquire and maintain such real property, equipment and furnishings as the Board may consider necessary for the operation of the College, and to erect, maintain, equip and furnish such other buildings and structures as the Board may consider necessary for the purposes of the College including residences and dining halls for the use of the faculty, administrative staff and students of the College;
- (p) to make such rules and regulations as the Board may consider necessary respecting the management and control of residences and dining halls and the property and operation of the College in general;
- (q) to appoint a member or members of the Board or any other person or persons to execute on behalf of the Board,
  - (i) documents and other instruments in writing generally, or
  - (ii) specific documents and other instruments in writing,

and to affix the corporate seal of the College thereto;

- (r) to enact by-laws to regulate the admission of individuals, who are members of a fundamental Baptist church, who are in full accord with and subscribe to the doctrinal statement of the College as set out in the by-laws, and who are in agreement with the philosophy and

objects of the College, as members of the Board, and as faculty of the College;

- (s) to adopt and from time to time amend the doctrinal statement of the College;
- (t) to create one or more advisory bodies and to determine the composition, functions and procedures of any such body; and
- (u) to designate any church as a supporting church of the College.

President

**8.**—(1) The College shall be administered by a President appointed by and under the direction of the Board of Governors.

Duties of President

(2) The President is responsible for the direction of the administrative staff and the faculty, and, as a Board member, may participate in all Board meetings except when the subject-matter of any meeting relates directly to his person or salary, during which discussions he may be excluded from the meeting.

Academic Council

**9.**—(1) There shall be an Academic Council of the College composed of,

- (a) the President of the College;
- (b) the Deans of Students;
- (c) all academic deans;
- (d) at least three faculty members, the number to be determined from time to time by the Academic Council, to be elected by secret ballot by the faculty; and
- (e) at least two students, the number to be determined from time to time by the Academic Council, to be elected by secret ballot by the students.

Powers and duties

(2) The Academic Council has the following powers and duties:

1. To make recommendations to the Board to establish and terminate programs and courses of study.
2. To determine the curricula of all programs and courses of study, standards of admission to the College and continued registration therein, and the qualifications for graduation.

3. To conduct examinations, appoint examiners and decide all matters related to examinations and the appointment of examiners.
4. To award fellowships, scholarships, bursaries, medals, prizes and other marks of academic achievement.
5. To award diplomas and certificates and to grant the degrees of Bachelor of Theology, Bachelor of Religious Education, Bachelor of Sacred Music, Master of Theology, Master of Religious Education, Master of Theological Studies, Master of Sacred Music, Master of Divinity, and Master of Biblical Studies.
6. To appoint committees and delegate thereto the power and authority to act for them with respect to any matter or class of matters set out in paragraphs 1 to 5, but where such power and authority to act are delegated to a committee, a majority of the members of the committee shall be members of the Academic Council or the faculty or a combination thereof.
7. Subject to clauses *d* and *e* of subsection 1, to determine from time to time the number of faculty and student members appointed to the Academic Council, and to determine the term of office of one, two or three years, as the case may be, for each such member.
8. To determine the procedures to be followed in the election of members of the Academic Council, to conduct such elections, and to determine any dispute as to the eligibility of a candidate at such election or of a person to vote thereat.
9. To determine the procedures to be followed in the conduct of its affairs.
10. To do all things necessary for carrying out the powers and duties as set out in paragraphs 1 to 9.

(3) The President shall be the chairman of the Academic Council.

Academic  
Council  
chairman

**10.**—(1) Subject to subsections 2 and 3, the meetings of the Board and the Academic Council shall be open to the public and prior notice of meetings shall be given to the members of the Board or the Academic Council, as the case may be, and to the public in such manner as the Board or Academic Council shall respectively determine and no persons shall be excluded from a meeting except for improper conduct as determined by the Board or the Academic Council, as the case may be.

Meetings  
open  
to public

Confidential matters

(2) Notwithstanding subsection 1, where a matter is confidential to the College, that part of a meeting of the Board or the Academic Council, as the case may be, concerning such a matter may be held *in camera*.

Personal matters

(3) Where a matter of a personal nature concerning an individual may be considered at a meeting of the Board or the Academic Council, as the case may be, that part of the meeting concerning the individual shall be held *in camera* unless the individual and the Board agree that that part of the meeting be open to the public.

Publication of by-laws

**11.**—(1) The College shall publish its by-laws from time to time in such manner as the Board shall consider proper.

Inspection

(2) The by-laws of the College shall be open to examination by the public during the normal office hours of the College.

Auditors

R.S.O. 1970,  
c. 373

**12.**—(1) The Board shall appoint one or more auditors licensed under *The Public Accountancy Act* to audit the accounts and transactions of the College at least once a year.

Annual audited statements

(2) The annual audited statements of the College shall be made available to all supporters of the College in such manner as the Board may determine.

Fiscal year

(3) The fiscal year of the College shall be as established from time to time by the Board.

Property

**13.** All property heretofore or hereafter granted, conveyed, devised or bequeathed to the Charter Corporation, any of its divisions or departments, or to the College or any of its academic units, or any person in trust for the benefit of any of the foregoing, subject to any trust affecting the same, vests in the College.

References to Charter Corporation

**14.** For the purposes of construing any instrument or other document, unless the contrary intention appears, a reference to the Charter Corporation or any of its divisions or departments shall be construed to refer to the College.

Power to take property in mortmain

**15.** The College has power to purchase or otherwise acquire, take or receive, by deed, gift, bequest or devise and to hold, possess and enjoy, without licence in mortmain and without limitation as to the period of holding, any estate or property whatsoever, whether real or personal, and to sell, grant, convey, mortgage, lease or otherwise dispose of the same or any part thereof or any interest therein from time to time and as occasion may require, and to acquire other estate or property in addition thereto or in place thereof.

**16.** The College shall be carried on without purpose of gain for the members of the Board and any surplus or other accretions to the College shall be used in promoting its objects. Non-profit corporation

**17.** *The Charities Accounting Act* applies to the College. Application of R.S.O. 1970, c. 63

**18.** In the event of the dissolution or winding up of the College, all its remaining property, after the payment of all debts and liabilities, shall be distributed to one or more recognized charitable organizations in Canada having objects of a religious nature as similar as possible to those of the College. Dissolution

**19.** This Act comes into force on the day it receives Royal Assent. Commencement

**20.** The short title of this Act is *The London Baptist Bible College and London Baptist Seminary Act, 1981*. Short title

## SCHEDULE

First Board of Governors of London Baptist Bible College and London Baptist Seminary:

Dr. Gerald Benn, Ph.D., President.

Rev. Rueben Brubacher, Pastor.

Mr. Steve Field, Business Manager.

Rev. Fred Howard, Pastor.

Rev. David Irwin, Th.M., Pastor.

Dr. Abe Klashen, M.D., Physician.

Dr. Rodger McCready, D.V.M., Veterinarian.

Rev. Robert Redding, Pastor.

Rev. Leander Roblin, Retired Pastor.

Rev. R. Snell, Missionary Representative.







An Act to incorporate London  
Baptist Bible College and London  
Baptist Seminary

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*1st Reading*

May 5th, 1981

*2nd Reading*

*3rd Reading*

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MR. SWENEY

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to incorporate London Baptist  
Bible College and London Baptist Seminary**

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MR. SWEENEY

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*(Reprinted as amended by the Social Development Committee)*

**EXPLANATORY NOTE**

The purpose of this Bill is to incorporate London Baptist Bible College and London Baptist Seminary as a degree granting institution.

BILL Pr10

1981

## An Act to incorporate London Baptist Bible College and London Baptist Seminary

**W**HEREAS London Baptist Seminary hereby represents that Preamble  
it was incorporated by letters patent, dated the 17th day of September, 1976, under the name "London Baptist Seminary" for the purpose of establishing and carrying on a Bible Seminary and for providing a training program in the Bible for young people called to the Ministry; that since that time London Baptist Seminary, in affiliation with Piedmont Bible College, has been granting diplomas in education and the degrees of Bachelor of Theology, Bachelor of Religious Education, Master of Religious Education and Master of Divinity; and whereas the applicant hereby applies for special legislation providing for the continuance of its organization, government and administration, to exercise suitable powers, rights and privileges, including the power to grant appropriate degrees in the field of religious study; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1.—(1) In this Act,**

Interpre-  
tation

- (a) "academic dean" means a dean of a faculty, school, institute, department or other academic division of the College so designated by the Board;
- (b) "academic unit" means a faculty, school, institute, department or other academic division of the College so designated by the Board;
- (c) "Alumni Association" means the association of individuals who have received degrees, diplomas or certificates from the College;
- (d) "Board" means the Board of Governors of the College;

- (e) "Charter Corporation" means London Baptist Seminary as it existed immediately prior to the coming into force of this Act;
- (f) "College" means London Baptist Bible College and London Baptist Seminary as incorporated by this Act;
- (g) "faculty" means all persons employed by the College to teach or give instruction at the College;
- (h) "student" means a person who has registered as such in a program or course of study at the College leading to a degree, diploma or certificate of the College;
- (i) "supporting church" means a church, which provides support, including financial support, for the philosophy, objects and operation of the College, and which has been designated as a supporting church by a by-law of the College;
- (j) "year" means the membership year of the Board and shall be any twelve-month period established from time to time by the Board.

Conflict with  
R.S.O. 1970,  
c. 89

(2) In the event of a conflict between any provision of this Act and any provision of *The Corporations Act*, the provision of this Act prevails.

Charter  
Corporation  
re-  
incorporated

**2.**—(1) The Board of Governors of the College is hereby constituted a body corporate with perpetual succession and a common seal under the name of "London Baptist Bible College and London Baptist Seminary".

Rights and  
liabilities  
continued

(2) The property, rights, privileges and powers of the Charter Corporation are hereby continued and vested in the College and the liabilities of the Charter Corporation together with the benefits and burdens of all contracts and covenants of the Charter Corporation are hereby continued in and assumed by the College.

By-laws, etc.,  
continued

(3) Subject to this Act, all by-laws, resolutions and appointments of the Charter Corporation shall continue as by-laws, resolutions and appointments of the College until amended, repealed or revoked.

Charter  
Corporation  
dissolved

(4) The Charter Corporation is dissolved on the day this Act comes into force.

Objects and  
purposes

**3.** The objects and purposes of the College are,

- (a) to provide post-secondary training programs for individuals called to the Ministry and to equip and encourage them,
  - (i) to preach effectively,
  - (ii) to evangelize, and
  - (iii) to establish and develop churches in Canada and throughout the world;
- (b) to develop the devotional and spiritual life of the student; and
- (c) to encourage each student to develop a mastery of the content of the Bible and to help the student to develop Christian character.

4.—(1) The affairs of the College shall be managed by the Board of Governors. Board of Governors

(2) The Board shall consist of not fewer than ten persons or more than fifteen persons, as determined from time to time by the Board, by by-law. Composition

(3) No person shall be elected as a member of the Board unless the person is a member in good standing of a fundamental Baptist Church and is in full agreement with the doctrinal statement of the College and is a Canadian citizen. Qualifications

(4) The first members of the Board shall be the persons named in the Schedule hereto. First members

(5) The President of the College, the Chairman of the Advisory Council, if there is an Advisory Council, and the President of the Alumni Association shall be *ex officio* members of the Board. *Ex officio* members

(6) The members of the Board, other than those referred to in subsection 5, shall be elected by secret ballot by the existing Board at the annual meeting referred to in subsection 3 of section 6 and shall serve as members for a term of three years. Election of members and term

(7) At least 75 per cent of the elected members of the Board shall be members of supporting churches. Elected members, additional qualifications

(8) Notwithstanding subsection 6, the Board may by by-law provide for the election and retirement in rotation of the first members of the Board and, notwithstanding any other provision of this Act, may determine that one or more of the first members of the Board shall serve for an initial period of less than three years. Staggered terms

- Re-election,  
maximum term  
of office (9) No elected member of the Board shall serve for more than three consecutive terms but a member who has served for three consecutive terms shall again be eligible for election to the Board on the expiration of one year after having completed the third of three consecutive terms.
- Idem (10) Service on the Board of the Charter Corporation prior to the day this Act comes into force, service on the Board for a period of less than three years by any first member of the Board under subsection 8, service on the Board as an *ex officio* member, or service on the Board for the balance of an unexpired term by a member elected under subsection 14 does not constitute service of all or part of a term or terms for the purposes of subsection 9.
- Dismissal  
for cause (11) Notwithstanding any other provision in this Act, any member of the Board may bring a motion before a meeting of the Board to dismiss for cause an elected Board member.
- Notice (12) Notice of a motion brought under subsection 11 shall be given to every member of the Board by sending the notice by prepaid mail thirty days or more before the date of the meeting to the latest address shown on the records of the College for each member.
- Special  
majority (13) A motion brought under subsection 11 shall be voted on by secret ballot and the motion shall be passed if it receives at least two-thirds of the votes cast at the meeting.
- Vacancies (14) Where a vacancy occurs among the elected members of the Board, the remaining members of the Board shall forthwith call a meeting of the Board to elect a new member to fill the vacancy on the Board, and the person so elected shall serve for the balance of the unexpired term of the vacating member.
- Quorum (15) Unless the by-laws otherwise provide, a majority of the Board constitutes a quorum for the transaction of business, but in no case shall the quorum be less than a majority of the Board.
- Votes (16) Subject to subsections 13 and 17, all by-laws and resolutions of the Board shall be passed by a majority of the votes cast at the meeting of the Board.
- Unanimous  
vote (17) Any by-law or resolution of the Board which in any way alters the doctrinal statement of the College, as laid down by by-law, shall be passed only upon the approval of all Board members.
- Casting  
vote (18) In case of an equality of votes, the Chairman of the Board, in addition to his original vote, shall have a second and deciding vote.



5.—(1) The Board shall elect annually from among its members and by secret ballot, a chairman who shall preside at all meetings of the Board and a vice-chairman, and the chairman and vice-chairman shall both be eligible for re-election. Chairman and vice-chairman

(2) The Board shall elect annually a secretary, a treasurer and such other officers as the Board may determine from time to time, who shall all be eligible for re-election for successive terms and the secretary, the treasurer and the other officers elected under this subsection need not be members of the Board. Secretary, treasurer, etc.

(3) If the chairman is absent for any reason or that office is vacant, the vice-chairman shall act as and have all the powers of the chairman. Vice-chairman

(4) The secretary shall keep an accurate record of all transactions of the Board, and provide each member of the Board with a copy of the minutes of each meeting as soon as practicable after such meeting, and shall superintend all correspondence on behalf of the Board. Duties of secretary

(5) The treasurer shall oversee the receipts, expenditures and recording of all financial transactions of the College. Duty of treasurer

(6) If any office referred to in this section is vacant or if for any reason any officer is unable to act, the Board may designate another eligible person to act in that behalf. Vacancies

6.—(1) The Board shall meet every two months and at such other times as the chairman of the Board, or in his absence the vice-chairman of the Board, deems necessary. Board meetings

(2) Any two members of the Board may request an extraordinary meeting of the Board upon written notice being sent to every other member of the Board at the latest address shown on the records of the College for each member. Extraordinary meeting

(3) In addition to its other meetings, the Board shall hold an annual meeting once in each calendar year. Annual meeting

7. The Board has all powers necessary or convenient to perform its duties and achieve the objects and purposes of the College including, without limiting the generality of the foregoing, the power, Powers of Board

(a) to enact by-laws for the conduct of its affairs;

(b) to establish and terminate programs and courses of study after consideration of the recommendations, if any, of the Academic Council and the faculty;

- (c) to appoint, promote, suspend and remove administrative officers of the College and the members of the administrative staff;
- (d) to appoint and promote the academic officers and members of the faculty;
- (e) to grant leave to and to suspend and remove the academic officers and members of the faculty;
- (f) to define the duties of the academic officers, the faculty, the administrative officers and the administrative staff, and to fix their salaries and remuneration, and to provide for further benefits for all such people, including, without limiting the generality of the foregoing, the provision for the retirement of such people, and to create any funds necessary for that purpose either with the money of the College or by contributions from such people, or from a combination of both;
- (g) to establish, change and terminate academic units within the College and determine the powers and duties of any such unit;
- (h) to appoint committees and to delegate to any such committee the power and authority to act for the Board with respect to any matter or class of matters, provided that where power and authority to act for the Board are delegated to a committee a majority of the members of the committee shall be members of the Board;
- (i) to federate or affiliate the College with any other institution of higher learning, and to dissolve any such federation or affiliation or any existing federation or affiliation or modify or alter the terms thereof;
- (j) to establish and collect fees and charges for tuition and for services of any kind offered by the College and collect fees and charges on behalf of any entity, organization or element of the College;
- (k) to borrow money for the purposes of the College and give security therefor on such terms and in such amounts as it may deem advisable;
- (l) to invest all money, which comes into the College and is not required to be expended, for any purpose to which it lawfully may be applied, subject always to any express limitations or restrictions on investment powers imposed by the terms of same, in such manner as it

considers proper and, except where a trust instrument otherwise directs, to combine trust moneys belonging to those trusts in its care into a common trust fund;

- (m) to acquire, accept, solicit or receive, by purchase, lease, deed, contract, donation, legacy, gift, grant, bequest, devise or otherwise, any kind of real or personal property and to enter into and carry out agreements, contracts and undertakings incidental thereto and to hold any such property for the purpose of drawing revenues therefrom, and to sell, lease, mortgage, dispose of and convey the same or any part thereof or interest therein as the Board may consider advisable;
- (n) to hold, manage, sell or convert any of the real or personal property from time to time owned by the College and to invest and reinvest any principal in such manner as may from time to time be determined;
- (o) to acquire and maintain such real property, equipment and furnishings as the Board may consider necessary for the operation of the College, and to erect, maintain, equip and furnish such other buildings and structures as the Board may consider necessary for the purposes of the College including residences and dining halls for the use of the faculty, administrative staff and students of the College;
- (p) to make such rules and regulations as the Board may consider necessary respecting the management and control of residences and dining halls and the property and operation of the College in general;
- (q) to appoint a member or members of the Board or any other person or persons to execute on behalf of the Board,
  - (i) documents and other instruments in writing generally, or
  - (ii) specific documents and other instruments in writing,

and to affix the corporate seal of the College thereto;

- (r) to enact by-laws to regulate the admission of individuals, who are members of a fundamental Baptist church, who are in full accord with and subscribe to the doctrinal statement of the College as set out in the by-laws, and who are in agreement with the philosophy and

objects of the College, as members of the Board, and as faculty of the College;

- (s) to adopt and from time to time amend the doctrinal statement of the College;
- (t) to create one or more advisory bodies and to determine the composition, functions and procedures of any such body; and
- (u) to designate any church as a supporting church of the College.

President

**8.**—(1) The College shall be administered by a President appointed by and under the direction of the Board of Governors.

Duties of  
President

(2) The President is responsible for the direction of the administrative staff and the faculty, and, as a Board member, may participate in all Board meetings except when the subject-matter of any meeting relates directly to his person or salary, during which discussions he may be excluded from the meeting.

Academic  
Council

**9.**—(1) There shall be an Academic Council of the College composed of,

- (a) the President of the College;
- (b) the Deans of Students;
- (c) all academic deans;
- (d) at least three faculty members, the number to be determined from time to time by the Academic Council, to be elected by secret ballot by the faculty; and
- (e) at least two students, the number to be determined from time to time by the Academic Council, to be elected by secret ballot by the students.

Powers and  
duties

(2) The Academic Council has the following powers and duties:

1. To make recommendations to the Board to establish and terminate programs and courses of study.
2. To determine the curricula of all programs and courses of study, standards of admission to the College and continued registration therein, and the qualifications for graduation.

3. To conduct examinations, appoint examiners and decide all matters related to examinations and the appointment of examiners.
4. To award fellowships, scholarships, bursaries, medals, prizes and other marks of academic achievement.
5. To award diplomas and certificates and to grant the degrees of Bachelor of Theology, Bachelor of Religious Education, Bachelor of Sacred Music, Master of Theology, Master of Religious Education, Master of Theological Studies, Master of Sacred Music, Master of Divinity, and Master of Biblical Studies.
6. To appoint committees and delegate thereto the power and authority to act for them with respect to any matter or class of matters set out in paragraphs 1 to 5, but where such power and authority to act are delegated to a committee, a majority of the members of the committee shall be members of the Academic Council or the faculty or a combination thereof.
7. Subject to clauses *d* and *e* of subsection 1, to determine from time to time the number of faculty and student members appointed to the Academic Council, and to determine the term of office of one, two or three years, as the case may be, for each such member.
8. To determine the procedures to be followed in the election of members of the Academic Council, to conduct such elections, and to determine any dispute as to the eligibility of a candidate at such election or of a person to vote thereat.
9. To determine the procedures to be followed in the conduct of its affairs.
10. To do all things necessary for carrying out the powers and duties as set out in paragraphs 1 to 9.

(3) The President shall be the chairman of the Academic Council. Academic Council chairman

**10.**—(1) Subject to subsections 2 and 3, the meetings of the Board and the Academic Council shall be open to the public and prior notice of meetings shall be given to the members of the Board or the Academic Council, as the case may be, and to the public in such manner as the Board or Academic Council shall respectively determine and no persons shall be excluded from a meeting except for improper conduct as determined by the Board or the Academic Council, as the case may be. Meetings open to public

Confidential matters

(2) Notwithstanding subsection 1, where a matter is confidential to the College, that part of a meeting of the Board or the Academic Council, as the case may be, concerning such a matter may be held *in camera*.

Personal matters

(3) Where a matter of a personal nature concerning an individual may be considered at a meeting of the Board or the Academic Council, as the case may be, that part of the meeting concerning the individual shall be held *in camera* unless the individual and the Board agree that that part of the meeting be open to the public.

Publication of by-laws

**11.**—(1) The College shall publish its by-laws from time to time in such manner as the Board shall consider proper.

Inspection

(2) The by-laws of the College shall be open to examination by the public during the normal office hours of the College.

Auditors  
R.S.O. 1970,  
c. 373

**12.**—(1) The Board shall appoint one or more auditors licensed under *The Public Accountancy Act* to audit the accounts and transactions of the College at least once a year.

Annual audited statements

(2) The annual audited statements of the College shall be made available to all supporters of the College in such manner as the Board may determine.

Fiscal year

(3) The fiscal year of the College shall be as established from time to time by the Board.

Property

**13.** All property heretofore or hereafter granted, conveyed, devised or bequeathed to the Charter Corporation, any of its divisions or departments, or to the College or any of its academic units, or any person in trust for the benefit of any of the foregoing, subject to any trust affecting the same, vests in the College.

References to Charter Corporation

**14.** For the purposes of construing any instrument or other document, unless the contrary intention appears, a reference to the Charter Corporation or any of its divisions or departments shall be construed to refer to the College.

Power to take property in mortmain

**15.** The College has power to purchase or otherwise acquire, take or receive, by deed, gift, bequest or devise and to hold, possess and enjoy, without licence in mortmain and without limitation as to the period of holding, any estate or property whatsoever, whether real or personal, and to sell, grant, convey, mortgage, lease or otherwise dispose of the same or any part thereof or any interest therein from time to time and as occasion may require, and to acquire other estate or property in addition thereto or in place thereof.

**16.** The College shall be carried on without purpose of gain for the members of the Board and any surplus or other accretions to the College shall be used in promoting its objects. Non-profit corporation

**17.** *The Charities Accounting Act* applies to the College. Application of R.S.O. 1970, c. 63

**18.** In the event of the dissolution or winding up of the College, all its remaining property, after the payment of all debts and liabilities, shall be distributed to one or more recognized charitable organizations in Canada having objects of a religious nature as similar as possible to those of the College. Dissolution

**19.** This Act comes into force on the day it receives Royal Assent. Commencement

**20.** The short title of this Act is *The London Baptist Bible College and London Baptist Seminary Act, 1981*. Short title

## SCHEDULE

First Board of Governors of London Baptist Bible College and London Baptist Seminary:

Dr. Gerald Benn, Ph.D., President.

Rev. Rueben Brubacher, Pastor.

Mr. Steve Field, Business Manager.

Rev. Fred Howard, Pastor.

Rev. David Irwin, Th.M., Pastor.

Dr. Abe Klashen, M.D., Physician.

Dr. Rodger McCready, D.V.M., Veterinarian.

Rev. Robert Redding, Pastor.

Rev. Leander Roblin, Retired Pastor.

Rev. R. Snell, Missionary Representative.







An Act to incorporate London  
Baptist Bible College and London  
Baptist Seminary

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*1st Reading*

May 5th, 1981

*2nd Reading*

*3rd Reading*

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MR. SWENEY

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*(Reprinted as amended by the  
Social Development Committee)*

# BILL Pr10

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act to incorporate London Baptist Bible College and London Baptist Seminary

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MR. SWEENEY

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1875

BILL Pr10

1981

## An Act to incorporate London Baptist Bible College and London Baptist Seminary

**W**HEREAS London Baptist Seminary hereby represents that Preamble  
it was incorporated by letters patent, dated the 17th day of September, 1976, under the name "London Baptist Seminary" for the purpose of establishing and carrying on a Bible Seminary and for providing a training program in the Bible for young people called to the Ministry; that since that time London Baptist Seminary, in affiliation with Piedmont Bible College, has been granting diplomas in education and the degrees of Bachelor of Theology, Bachelor of Religious Education, Master of Religious Education and Master of Divinity; and whereas the applicant hereby applies for special legislation providing for the continuance of its organization, government and administration, to exercise suitable powers, rights and privileges, including the power to grant appropriate degrees in the field of religious study; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) In this Act,

Inter-  
pretation

- (a) "academic dean" means a dean of a faculty, school, institute, department or other academic division of the College so designated by the Board;
- (b) "academic unit" means a faculty, school, institute, department or other academic division of the College so designated by the Board;
- (c) "Alumni Association" means the association of individuals who have received degrees, diplomas or certificates from the College;
- (d) "Board" means the Board of Governors of the College;

- (e) "Charter Corporation" means London Baptist Seminary as it existed immediately prior to the coming into force of this Act;
- (f) "College" means London Baptist Bible College and London Baptist Seminary as incorporated by this Act;
- (g) "faculty" means all persons employed by the College to teach or give instruction at the College;
- (h) "student" means a person who has registered as such in a program or course of study at the College leading to a degree, diploma or certificate of the College;
- (i) "supporting church" means a church, which provides support, including financial support, for the philosophy, objects and operation of the College, and which has been designated as a supporting church by a by-law of the College;
- (j) "year" means the membership year of the Board and shall be any twelve-month period established from time to time by the Board.

Conflict with  
R.S.O. 1970,  
c. 89

(2) In the event of a conflict between any provision of this Act and any provision of *The Corporations Act*, the provision of this Act prevails.

Charter  
Corporation  
re-  
incorporated

**2.**—(1) The Board of Governors of the College is hereby constituted a body corporate with perpetual succession and a common seal under the name of "London Baptist Bible College and London Baptist Seminary".

Rights and  
liabilities  
continued

(2) The property, rights, privileges and powers of the Charter Corporation are hereby continued and vested in the College and the liabilities of the Charter Corporation together with the benefits and burdens of all contracts and covenants of the Charter Corporation are hereby continued in and assumed by the College.

By-laws, etc.,  
continued

(3) Subject to this Act, all by-laws, resolutions and appointments of the Charter Corporation shall continue as by-laws, resolutions and appointments of the College until amended, repealed or revoked.

Charter  
Corporation  
dissolved

(4) The Charter Corporation is dissolved on the day this Act comes into force.

Objects and  
purposes

**3.** The objects and purposes of the College are,

- (a) to provide post-secondary training programs for individuals called to the Ministry and to equip and encourage them,
  - (i) to preach effectively,
  - (ii) to evangelize, and
  - (iii) to establish and develop churches in Canada and throughout the world;
- (b) to develop the devotional and spiritual life of the student; and
- (c) to encourage each student to develop a mastery of the content of the Bible and to help the student to develop Christian character.

4.—(1) The affairs of the College shall be managed by the Board of Governors.

(2) The Board shall consist of not fewer than ten persons or more than fifteen persons, as determined from time to time by the Board, by by-law.

(3) No person shall be elected as a member of the Board unless the person is a member in good standing of a fundamental Baptist Church and is in full agreement with the doctrinal statement of the College and is a Canadian citizen.

(4) The first members of the Board shall be the persons named in the Schedule hereto.

(5) The President of the College, the Chairman of the Advisory Council, if there is an Advisory Council, and the President of the Alumni Association shall be *ex officio* members of the Board.

(6) The members of the Board, other than those referred to in subsection 5, shall be elected by secret ballot by the existing Board at the annual meeting referred to in subsection 3 of section 6 and shall serve as members for a term of three years.

(7) At least 75 per cent of the elected members of the Board shall be members of supporting churches.

(8) Notwithstanding subsection 6, the Board may by by-law provide for the election and retirement in rotation of the first members of the Board and, notwithstanding any other provision of this Act, may determine that one or more of the first members of the Board shall serve for an initial period of less than three years.

Re-election,  
maximum term  
of office

(9) No elected member of the Board shall serve for more than three consecutive terms but a member who has served for three consecutive terms shall again be eligible for election to the Board on the expiration of one year after having completed the third of three consecutive terms.

Idem

(10) Service on the Board of the Charter Corporation prior to the day this Act comes into force, service on the Board for a period of less than three years by any first member of the Board under subsection 8, service on the Board as an *ex officio* member, or service on the Board for the balance of an unexpired term by a member elected under subsection 14 does not constitute service of all or part of a term or terms for the purposes of subsection 9.

Dismissal  
for cause

(11) Notwithstanding any other provision in this Act, any member of the Board may bring a motion before a meeting of the Board to dismiss for cause an elected Board member.

Notice

(12) Notice of a motion brought under subsection 11 shall be given to every member of the Board by sending the notice by prepaid mail thirty days or more before the date of the meeting to the latest address shown on the records of the College for each member.

Special  
majority

(13) A motion brought under subsection 11 shall be voted on by secret ballot and the motion shall be passed if it receives at least two-thirds of the votes cast at the meeting.

Vacancies

(14) Where a vacancy occurs among the elected members of the Board, the remaining members of the Board shall forthwith call a meeting of the Board to elect a new member to fill the vacancy on the Board, and the person so elected shall serve for the balance of the unexpired term of the vacating member.

Quorum

(15) Unless the by-laws otherwise provide, a majority of the Board constitutes a quorum for the transaction of business, but in no case shall the quorum be less than a majority of the Board.

Votes

(16) Subject to subsections 13 and 17, all by-laws and resolutions of the Board shall be passed by a majority of the votes cast at the meeting of the Board.

Unanimous  
vote

(17) Any by-law or resolution of the Board which in any way alters the doctrinal statement of the College, as laid down by by-law, shall be passed only upon the approval of all Board members.

Casting  
vote

(18) In case of an equality of votes, the Chairman of the Board, in addition to his original vote, shall have a second and deciding vote.



**5.—(1)** The Board shall elect annually from among its members and by secret ballot, a chairman who shall preside at all meetings of the Board and a vice-chairman, and the chairman and vice-chairman shall both be eligible for re-election. Chairman and vice-chairman

(2) The Board shall elect annually a secretary, a treasurer and such other officers as the Board may determine from time to time, who shall all be eligible for re-election for successive terms and the secretary, the treasurer and the other officers elected under this subsection need not be members of the Board. Secretary, treasurer, etc.

(3) If the chairman is absent for any reason or that office is vacant, the vice-chairman shall act as and have all the powers of the chairman. Vice-chairman

(4) The secretary shall keep an accurate record of all transactions of the Board, and provide each member of the Board with a copy of the minutes of each meeting as soon as practicable after such meeting, and shall superintend all correspondence on behalf of the Board. Duties of secretary

(5) The treasurer shall oversee the receipts, expenditures and recording of all financial transactions of the College. Duty of treasurer

(6) If any office referred to in this section is vacant or if for any reason any officer is unable to act, the Board may designate another eligible person to act in that behalf. Vacancies

**6.—(1)** The Board shall meet every two months and at such other times as the chairman of the Board, or in his absence the vice-chairman of the Board, deems necessary. Board meetings

(2) Any two members of the Board may request an extraordinary meeting of the Board upon written notice being sent to every other member of the Board at the latest address shown on the records of the College for each member. Extraordinary meeting

(3) In addition to its other meetings, the Board shall hold an annual meeting once in each calendar year. Annual meeting

**7.** The Board has all powers necessary or convenient to perform its duties and achieve the objects and purposes of the College including, without limiting the generality of the foregoing, the power, Powers of Board

(a) to enact by-laws for the conduct of its affairs;

(b) to establish and terminate programs and courses of study after consideration of the recommendations, if any, of the Academic Council and the faculty;

- (c) to appoint, promote, suspend and remove administrative officers of the College and the members of the administrative staff;
- (d) to appoint and promote the academic officers and members of the faculty;
- (e) to grant leave to and to suspend and remove the academic officers and members of the faculty;
- (f) to define the duties of the academic officers, the faculty, the administrative officers and the administrative staff, and to fix their salaries and remuneration, and to provide for further benefits for all such people, including, without limiting the generality of the foregoing, the provision for the retirement of such people, and to create any funds necessary for that purpose either with the money of the College or by contributions from such people, or from a combination of both;
- (g) to establish, change and terminate academic units within the College and determine the powers and duties of any such unit;
- (h) to appoint committees and to delegate to any such committee the power and authority to act for the Board with respect to any matter or class of matters, provided that where power and authority to act for the Board are delegated to a committee a majority of the members of the committee shall be members of the Board;
- (i) to federate or affiliate the College with any other institution of higher learning, and to dissolve any such federation or affiliation or any existing federation or affiliation or modify or alter the terms thereof;
- (j) to establish and collect fees and charges for tuition and for services of any kind offered by the College and collect fees and charges on behalf of any entity, organization or element of the College;
- (k) to borrow money for the purposes of the College and give security therefor on such terms and in such amounts as it may deem advisable;
- (l) to invest all money, which comes into the College and is not required to be expended, for any purpose to which it lawfully may be applied, subject always to any express limitations or restrictions on investment powers imposed by the terms of same, in such manner as it

considers proper and, except where a trust instrument otherwise directs, to combine trust moneys belonging to those trusts in its care into a common trust fund;

- (m) to acquire, accept, solicit or receive, by purchase, lease, deed, contract, donation, legacy, gift, grant, bequest, devise or otherwise, any kind of real or personal property and to enter into and carry out agreements, contracts and undertakings incidental thereto and to hold any such property for the purpose of drawing revenues therefrom, and to sell, lease, mortgage, dispose of and convey the same or any part thereof or interest therein as the Board may consider advisable;
- (n) to hold, manage, sell or convert any of the real or personal property from time to time owned by the College and to invest and reinvest any principal in such manner as may from time to time be determined;
- (o) to acquire and maintain such real property, equipment and furnishings as the Board may consider necessary for the operation of the College, and to erect, maintain, equip and furnish such other buildings and structures as the Board may consider necessary for the purposes of the College including residences and dining halls for the use of the faculty, administrative staff and students of the College;
- (p) to make such rules and regulations as the Board may consider necessary respecting the management and control of residences and dining halls and the property and operation of the College in general;
- (q) to appoint a member or members of the Board or any other person or persons to execute on behalf of the Board,
  - (i) documents and other instruments in writing generally, or
  - (ii) specific documents and other instruments in writing,

and to affix the corporate seal of the College thereto;

- (r) to enact by-laws to regulate the admission of individuals, who are members of a fundamental Baptist church, who are in full accord with and subscribe to the doctrinal statement of the College as set out in the by-laws, and who are in agreement with the philosophy and

objects of the College, as members of the Board, and as faculty of the College;

- (s) to adopt and from time to time amend the doctrinal statement of the College;
- (t) to create one or more advisory bodies and to determine the composition, functions and procedures of any such body; and
- (u) to designate any church as a supporting church of the College.

President

**8.**—(1) The College shall be administered by a President appointed by and under the direction of the Board of Governors.

Duties of President

(2) The President is responsible for the direction of the administrative staff and the faculty, and, as a Board member, may participate in all Board meetings except when the subject-matter of any meeting relates directly to his person or salary, during which discussions he may be excluded from the meeting.

Academic Council

**9.**—(1) There shall be an Academic Council of the College composed of,

- (a) the President of the College;
- (b) the Deans of Students;
- (c) all academic deans;
- (d) at least three faculty members, the number to be determined from time to time by the Academic Council, to be elected by secret ballot by the faculty; and
- (e) at least two students, the number to be determined from time to time by the Academic Council, to be elected by secret ballot by the students.

Powers and duties

(2) The Academic Council has the following powers and duties:

1. To make recommendations to the Board to establish and terminate programs and courses of study.
2. To determine the curricula of all programs and courses of study, standards of admission to the College and continued registration therein, and the qualifications for graduation.

3. To conduct examinations, appoint examiners and decide all matters related to examinations and the appointment of examiners.
4. To award fellowships, scholarships, bursaries, medals, prizes and other marks of academic achievement.
5. To award diplomas and certificates and to grant the degrees of Bachelor of Theology, Bachelor of Religious Education, Bachelor of Sacred Music, Master of Theology, Master of Religious Education, Master of Theological Studies, Master of Sacred Music, Master of Divinity, and Master of Biblical Studies.
6. To appoint committees and delegate thereto the power and authority to act for them with respect to any matter or class of matters set out in paragraphs 1 to 5, but where such power and authority to act are delegated to a committee, a majority of the members of the committee shall be members of the Academic Council or the faculty or a combination thereof.
7. Subject to clauses *d* and *e* of subsection 1, to determine from time to time the number of faculty and student members appointed to the Academic Council, and to determine the term of office of one, two or three years, as the case may be, for each such member.
8. To determine the procedures to be followed in the election of members of the Academic Council, to conduct such elections, and to determine any dispute as to the eligibility of a candidate at such election or of a person to vote thereat.
9. To determine the procedures to be followed in the conduct of its affairs.
10. To do all things necessary for carrying out the powers and duties as set out in paragraphs 1 to 9.

(3) The President shall be the chairman of the Academic Council.

Academic  
Council  
chairman

**10.**—(1) Subject to subsections 2 and 3, the meetings of the Board and the Academic Council shall be open to the public and prior notice of meetings shall be given to the members of the Board or the Academic Council, as the case may be, and to the public in such manner as the Board or Academic Council shall respectively determine and no persons shall be excluded from a meeting except for improper conduct as determined by the Board or the Academic Council, as the case may be.

Meetings  
open  
to public

Confidential  
matters

(2) Notwithstanding subsection 1, where a matter is confidential to the College, that part of a meeting of the Board or the Academic Council, as the case may be, concerning such a matter may be held *in camera*.

Personal  
matters

(3) Where a matter of a personal nature concerning an individual may be considered at a meeting of the Board or the Academic Council, as the case may be, that part of the meeting concerning the individual shall be held *in camera* unless the individual and the Board agree that that part of the meeting be open to the public.

Publication  
of by-laws

**11.**—(1) The College shall publish its by-laws from time to time in such manner as the Board shall consider proper.

Inspection

(2) The by-laws of the College shall be open to examination by the public during the normal office hours of the College.

Auditors

R.S.O. 1970,  
c. 373

**12.**—(1) The Board shall appoint one or more auditors licensed under *The Public Accountancy Act* to audit the accounts and transactions of the College at least once a year.

Annual  
audited  
statements

(2) The annual audited statements of the College shall be made available to all supporters of the College in such manner as the Board may determine.

Fiscal year

(3) The fiscal year of the College shall be as established from time to time by the Board.

Property

**13.** All property heretofore or hereafter granted, conveyed, devised or bequeathed to the Charter Corporation, any of its divisions or departments, or to the College or any of its academic units, or any person in trust for the benefit of any of the foregoing, subject to any trust affecting the same, vests in the College.

References  
to Charter  
Corporation

**14.** For the purposes of construing any instrument or other document, unless the contrary intention appears, a reference to the Charter Corporation or any of its divisions or departments shall be construed to refer to the College.

Power to  
take property  
in mortmain

**15.** The College has power to purchase or otherwise acquire, take or receive, by deed, gift, bequest or devise and to hold, possess and enjoy, without licence in mortmain and without limitation as to the period of holding, any estate or property whatsoever, whether real or personal, and to sell, grant, convey, mortgage, lease or otherwise dispose of the same or any part thereof or any interest therein from time to time and as occasion may require, and to acquire other estate or property in addition thereto or in place thereof.

- 16.** The College shall be carried on without purpose of gain for the members of the Board and any surplus or other accretions to the College shall be used in promoting its objects. Non-profit corporation
- 17.** *The Charities Accounting Act* applies to the College. Application of R.S.O. 1970, c. 63  
Dissolution
- 18.** In the event of the dissolution or winding up of the College, all its remaining property, after the payment of all debts and liabilities, shall be distributed to one or more recognized charitable organizations in Canada having objects of a religious nature as similar as possible to those of the College. Dissolution
- 19.** This Act comes into force on the day it receives Royal Assent. Commencement
- 20.** The short title of this Act is *The London Baptist Bible College and London Baptist Seminary Act, 1981*. Short title

## SCHEDULE

First Board of Governors of London Baptist Bible College and London Baptist Seminary:

- Dr. Gerald Benn, Ph.D., President.
- Rev. Rueben Brubacher, Pastor.
- Mr. Steve Field, Business Manager.
- Rev. Fred Howard, Pastor.
- Rev. David Irwin, Th.M., Pastor.
- Dr. Abe Klashen, M.D., Physician.
- Dr. Rodger McCready, D.V.M., Veterinarian.
- Rev. Robert Redding, Pastor.
- Rev. Leander Roblin, Retired Pastor.
- Rev. R. Snell, Missionary Representative.







An Act to incorporate London  
Baptist Bible College and London  
Baptist Seminary

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*1st Reading*

May 5th, 1981

*2nd Reading*

June 12th, 1981

*3rd Reading*

June 12th, 1981

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MR. SWENEY

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Town of Lincoln**

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MR. ANDREWES

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#### EXPLANATORY NOTES

SECTION 1.—Subsection 1. The council of the Corporation will be authorized to enter into agreements with the owners or occupants of existing buildings and buildings to be built in the future exempting the owners or occupants from the off-street parking requirements of the zoning by-laws of the Town.

Subsection 2. Every exemption agreement will be subject to the approval of the Ontario Municipal Board and shall require the payment of a sum of money to be set out in the agreement. Where the agreement provides for payment by instalments, the approval of prior encumbrancers is required.

BILL Pr11

1981

## An Act respecting the Town of Lincoln

**W**HEREAS The Corporation of the Town of Lincoln, herein Preamble  
 called the Corporation, hereby applies for special legisla-  
 tion in respect of the matters hereinafter set forth; and whereas it  
 is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
 of the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

1.—(1) The council of the Corporation may enter into an Agreements  
 for relief  
 from  
 requirements  
 to provide  
 parking  
 agreement with the owner or occupant of a building or structure  
 erected or used, or to be erected or used, for a purpose permitted  
 by the Corporation's by-laws providing for relief, to the extent  
 set out in the agreement, from any requirement in any by-law of  
 the Corporation for the provision or maintenance of parking  
 facilities on land that is not part of a highway, and exempting  
 such owner or occupant, to the extent specified in the agreement,  
 from the necessity of providing or maintaining such facilities.

(2) Every agreement referred to in subsection (1) shall, Approval of  
 O.M.B., etc.

(a) be subject to the approval of the Ontario Municipal  
 Board given either before or after the execution thereof;

(b) require the payment to the Corporation of a sum of  
 money therein set out, either in a lump sum or by in-  
 stalments, together with interest at a rate therein  
 specified, and setting forth the basis upon which the  
 sum of money is calculated; and

(c) where the agreement provides for payment by instal-  
 ments, be executed by all prior mortgagees or other  
 encumbrancers to postpone their encumbrance in  
 favour of the said agreement.

Payments under agreements held as fund for purpose of parking facilities,  
R.S.O. 1980, c. 512

(3) All moneys paid or to be paid in accordance with an agreement made pursuant to subsection (1) shall be paid into a special account and may be invested in such securities as a trustee may invest in under the *Trustee Act*, and the earnings derived from the investment of such moneys shall be paid into such special account, and the moneys in such special account shall be expended for the same purposes and in the same manner as a reserve fund provided for in paragraph 55 of section 208 of the *Municipal Act*.

R.S.O. 1980, c. 302

Audit of fund

(4) The auditor of the Corporation, in his annual report, shall report on the activities and position of any special account established under this section.

Registration of agreement imposes lien on land

(5) An agreement made pursuant to subsection (1) may be registered against the title of the land affected thereby in the proper land registry office and, when so registered, the amounts payable under the agreement shall, until paid, be a lien or charge upon the lands described therein.

Default of payment

(6) In the event of default of payment under an agreement registered under subsection (5) for a period of one year from the date any payment is due, the amount in default may be collected in the same manner and with the same remedies as provided by the *Municipal Affairs Act* for the collection of real property taxes.

R.S.O. 1980, c. 303

Certificate of payment termination

(7) Upon payment in full of moneys to be paid under an agreement registered under subsection (1), or upon termination of such an agreement, the treasurer-administrator of the Corporation shall, at the request of the owner of the land or other person entitled under the agreement, provide a certificate in a form registrable in the proper land registry office, certifying that the moneys to be paid under the agreement have been fully paid or that the agreement has been terminated.

Commencement

**2.** This Act comes into force on the day it receives Royal Assent.

Short title

**3.** The short title of this Act is the *Town of Lincoln Act, 1981*.

Subsection 3. Moneys collected under an exemption agreement must be paid into a special account and may only be used to provide municipal parking lots as provided under the *Municipal Act*.

Subsection 4. Self-explanatory.

Subsections 5 and 6. These subsections provide a mechanism whereby the Town may enforce an exemption agreement.

Subsection 7. Where an exemption agreement has been registered against the title to the affected lands and all moneys payable under the agreement have been paid or the agreement has been terminated, the Town treasurer-administrator is required to provide a registrable certificate of discharge.







An Act respecting the Town of Lincoln

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*1st Reading*

October 15th, 1981

*2nd Reading*

*3rd Reading*

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MR. ANDREWES

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*(Private Bill)*

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# BILL Pr11

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act respecting the Town of Lincoln

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MR. ANDREWES

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BILL Pr11

1981

## An Act respecting the Town of Lincoln

**W**HEREAS The Corporation of the Town of Lincoln, herein Preamble  
 called the Corporation, hereby applies for special legisla-  
 tion in respect of the matters hereinafter set forth; and whereas it  
 is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
 of the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

**1.**—(1) The council of the Corporation may enter into an Agreements  
for relief  
from  
requirements  
to provide  
parking  
 agreement with the owner or occupant of a building or structure  
 erected or used, or to be erected or used, for a purpose permitted  
 by the Corporation's by-laws providing for relief, to the extent  
 set out in the agreement, from any requirement in any by-law of  
 the Corporation for the provision or maintenance of parking  
 facilities on land that is not part of a highway, and exempting  
 such owner or occupant, to the extent specified in the agreement,  
 from the necessity of providing or maintaining such facilities.

(2) Every agreement referred to in subsection (1) shall, Approval of  
O.M.B., etc.

- (a) be subject to the approval of the Ontario Municipal Board given either before or after the execution thereof;
- (b) require the payment to the Corporation of a sum of money therein set out, either in a lump sum or by instalments, together with interest at a rate therein specified, and setting forth the basis upon which the sum of money is calculated; and
- (c) where the agreement provides for payment by instalments, be executed by all prior mortgagees or other encumbrancers to postpone their encumbrance in favour of the said agreement.

Payments under agreements held as fund for purpose of parking facilities,  
R.S.O. 1980, c. 512

(3) All moneys paid or to be paid in accordance with an agreement made pursuant to subsection (1) shall be paid into a special account and may be invested in such securities as a trustee may invest in under the *Trustee Act*, and the earnings derived from the investment of such moneys shall be paid into such special account, and the moneys in such special account shall be expended for the same purposes and in the same manner as a reserve fund provided for in paragraph 55 of section 208 of the *Municipal Act*.

R.S.O. 1980, c. 302

Audit of fund

(4) The auditor of the Corporation, in his annual report, shall report on the activities and position of any special account established under this section.

Registration of agreement imposes lien on land

(5) An agreement made pursuant to subsection (1) may be registered against the title of the land affected thereby in the proper land registry office and, when so registered, the amounts payable under the agreement shall, until paid, be a lien or charge upon the lands described therein.

Default of payment

(6) In the event of default of payment under an agreement registered under subsection (5) for a period of one year from the date any payment is due, the amount in default may be collected in the same manner and with the same remedies as provided by the *Municipal Affairs Act* for the collection of real property taxes.

R.S.O. 1980, c. 303

Certificate of payment termination

(7) Upon payment in full of moneys to be paid under an agreement registered under subsection (1), or upon termination of such an agreement, the treasurer-administrator of the Corporation shall, at the request of the owner of the land or other person entitled under the agreement, provide a certificate in a form registrable in the proper land registry office, certifying that the moneys to be paid under the agreement have been fully paid or that the agreement has been terminated.

Commencement

**2.** This Act comes into force on the day it receives Royal Assent.

Short title

**3.** The short title of this Act is the *Town of Lincoln Act, 1981*.









An Act respecting the Town of Lincoln

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*1st Reading*

October 15th, 1981

*2nd Reading*

November 16th, 1981

*3rd Reading*

November 16th, 1981

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MR. ANDREWES

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Town of St. Marys**

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**MR. EDIGHOFFER**

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**EXPLANATORY NOTE**

The purpose of the Bill is set out in the Preamble.

BILL Pr12

1981

## An Act respecting the Town of St. Marys

**W**HEREAS The Corporation of the Town of St. Marys, Preamble  
 herein called the Corporation, hereby represents that By-Law Number 942 of the Corporation, passed in 1954, established the basis of rating farm lands of not less than twenty-five acres in the Town of St. Marys; that the said By-Law 942, as set out in the Schedule hereto, was confirmed and declared to be legal, valid and binding upon the Corporation by *The Town of St. Marys Act, 1954*; 1954, c. 129 that the provisions of the said By-Law are no longer fair and equitable in view of the years which have elapsed since the passage of the said By-Law and the changes that have taken place in assessment and mill rates; that the farm lands that were assessed separate and apart from buildings are now being assessed with the original farm homes and accessory buildings that enjoy such municipal services as street lighting, fire protection and sidewalks, and that the said By-Law exempted such properties from rates related to such services; that the debenture debt of the Corporation is now incorporated into the general municipal rate; that the owners of farm land may apply to the Province of Ontario for relief of taxation under the Farm Tax Reduction Program; and whereas the Corporation hereby applies for special legislation to repeal the said Act and the said By-Law; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Town of St. Marys Act, 1954*, being chapter 129, is 1954, c. 129, repealed repealed.
2. By-Law Number 942 of the Corporation, as set out in the Schedule hereto, is By-Law No. 942, repealed repealed.
3. This Act comes into force on the 1st day of January, 1982. Commencement
4. The short title of this Act is *The Town of St. Marys Act*, Short title 1981.

## SCHEDULE

## BY-LAW NUMBER 942

By-law of the Corporation of the Town of St. Marys to repeal By-law Number 10, A.D. 1895, and By-law Number 939 of the Town of St. Marys and to establish the basis of rating farm lands of not less than twenty-five acres in the Town of St. Marys.

WHEREAS it is deemed expedient to repeal By-laws Number 10, A.D. 1895, and By-law Number 939 of the Town of St. Marys and to establish the basis of rating farm lands of not less than twenty-five acres in the Town of St. Marys.

NOW THEREFORE the Corporation of the Town of St. Marys enacts as follows:

1. That By-law Number 10, A.D. 1895, and By-law Number 939 be and the same are hereby repealed.

2. That all lands in the said Town of St. Marys while held and used as farm lands only and in blocks of not less than twenty-five acres shall from the 1st day of January, 1955, be rated upon the assessed value thereof as follows:

- (a) For general Town purposes 45 per cent of the general rate after deducting from such general mill rate the exemptions and benefits granted by section 35 of *The Assessment Act*, R.S.O. 1950, Chapter 24, and amendments thereto.
- (b) For payment of the debenture debts of the Town, save as hereinafter provided, the same rate as may from time to time be required and is from time to time levied upon other Town property.
- (c) For expenditure for public school, separate school and secondary school purposes the same rate as is required and is from time to time levied upon other Town property.
- (d) That the said lands shall be wholly exempt from taxation for the payment of any future debt of the said Town incurred in connection with sewers save and except any such farm lands benefiting therefrom.

3. That this By-law shall come into effect and shall be valid, legal and binding upon the Corporation of the Town of St. Marys and the owners of farm lands as herein above referred to upon being confirmed, validated and made legal and binding by the Legislature of the Province of Ontario.

READ a First, Second and Third time and finally passed in Council this twenty-second day of March, A.D. 1954.

Seven members present: Four (4) voting in favor of By-law.

PAUL HOVEY,  
*Mayor.*

(Seal)

J. W. DURR,  
*Clerk.*









An Act respecting  
the Town of St. Marys

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*1st Reading*

May 11th, 1981

*2nd Reading*

*3rd Reading*

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MR. EDIGHOFFER

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting Kleven Bros. Limited**

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MR. PICHÉ

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**EXPLANATORY NOTE**

The purpose of this Bill is to revive Kleven Bros. Limited.

BILL Pr13

1981

## An Act respecting Kleven Bros. Limited

**W**HEREAS Thomas Kleven, Agnar Kleven and Helge Kleven hereby represent that Kleven Bros. Limited, hereinafter called the Corporation, was incorporated by letters patent dated the 15th day of January, 1959; that the Minister of Consumer and Commercial Relations by order dated the 5th day of July, 1972 and made under the authority of subsection 251 (3) of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, cancelled the letters patent of the Corporation for default in filing annual returns and declared it to be dissolved on the 9th day of August, 1972; that the applicants were all the directors and holders of the common shares of the Corporation at the time of its dissolution; that the default in filing annual returns occurred through inadvertence; that the Corporation at the time of dissolution was not carrying on active business but did have property holdings; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Kleven Bros. Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution, in the same manner and to the same extent as if it had not been dissolved.

Kleven  
Bros.  
Limited  
revived

2. This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

3. The short title of this Act is the *Kleven Bros. Limited Act*, 1981.

Short title

An Act respecting Kleven Bros. Limited

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*1st Reading*

October 13th, 1981

*2nd Reading*

*3rd Reading*

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MR. PICHE

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*(Private Bill)*

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# BILL Pr13

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting Kleven Bros. Limited**

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MR. PICHÉ

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BILL Pr13

1981

## An Act respecting Kleven Bros. Limited

**W**HEREAS Thomas Kleven, Agnar Kleven and Helge Kleven hereby represent that Kleven Bros. Limited, hereinafter called the Corporation, was incorporated by letters patent dated the 15th day of January, 1959; that the Minister of Consumer and Commercial Relations by order dated the 5th day of July, 1972 and made under the authority of subsection 251 (3) of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, cancelled the letters patent of the Corporation for default in filing annual returns and declared it to be dissolved on the 9th day of August, 1972; that the applicants were all the directors and holders of the common shares of the Corporation at the time of its dissolution; that the default in filing annual returns occurred through inadvertence; that the Corporation at the time of dissolution was not carrying on active business but did have property holdings; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

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1. Kleven Bros. Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution, in the same manner and to the same extent as if it had not been dissolved.

Kleven  
Bros.  
Limited  
revived

2. This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

3. The short title of this Act is the *Kleven Bros. Limited Act*, 1981.

Short title

An Act respecting Kleven Bros. Limited

---

*1st Reading*

October 13th, 1981

*2nd Reading*

November 16th, 1981

*3rd Reading*

November 16th, 1981

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MR. PICHÉ

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the City of North York**

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MR. WILLIAMS

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**EXPLANATORY NOTE**

This Bill permits the council of The Corporation of the City of North York to authorize tax credits and refunds to owners of residential real property who meet the requirements set out in subsection 1 of section 2 of the Bill.

BILL Pr14

1981

## An Act respecting the City of North York

**W**HEREAS The Corporation of the City of North York, Preamble  
 herein called the Corporation, hereby applies for special  
 legislation in respect of the matters hereinafter set forth; and  
 whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
 of the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

**1.** In this Act,

Interpre-  
 tation

- (a) "Corporation" means The Corporation of the City of North York;
- (b) "municipal taxes" means taxes imposed for municipal and school purposes in respect of real property assessed as residential or farm property and includes local improvement or other special rates;
- (c) "owner" means a person assessed as the owner of residential real property and includes an owner within the meaning of *The Condominium Act, 1978*;
- (d) "personal residence" means the residence ordinarily inhabited by the owner.

1978, c. 84

**2.**—(1) Notwithstanding any general or special Act, the Tax credit and refund authorized  
 council of the Corporation may pass by-laws authorizing and directing the treasurer of the Corporation to allow owners of residential real property in the City of North York a uniform credit or refund in an amount of \$150 per year against municipal taxes for the years 1981, 1982 and 1983 in respect of the residential real property, if the owner or the spouse of the owner or both,

- (a) occupies or occupy the property in respect of which municipal taxes are imposed as his, her or their personal residence;

- (b) has or have attained the age of sixty-five years or such greater age as the by-law may provide;
- (c) has or have been assessed as the owner of residential real property in the municipality for a period of not less than one year, or for a period of not less than such other number of years up to five as the by-law may provide, immediately preceding the date of application for the credit; and
- (d) is or are receiving a monthly guaranteed income supplement under Part II of the *Old Age Security Act* (Canada).

R.S.C. 1970,  
c. O-6

Conditions

(2) The following conditions apply to a credit or refund authorized under subsection 1:

1. No credit or refund shall be allowed to an owner in respect of more residential real property than one single family dwelling unit in any year.
2. No credit or refund shall be allowed to any person who has not made application therefor in the year in which the municipal taxes in respect of which the credit or refund is claimed become due and payable.
3. A credit shall be allowed for municipal taxes imposed on any real property only on payment of the remaining portion of such municipal taxes.
4. No refund shall be allowed for municipal taxes imposed on any real property in any year unless such municipal taxes have been paid in full in that year.

Exception

(3) Notwithstanding paragraph 4 of subsection 2, where the amount of an allowable credit of municipal taxes in any year is greater than the amount of the municipal taxes unpaid in that year, the difference between such amounts may be refunded and the unpaid portion may be allowed as a credit.

Additional powers

3. A by-law passed under subsection 1 of section 2 may,

- (a) provide for the continuation of the credits or refunds to the surviving spouse of a deceased person to whom a credit or refund was allowed, if the spouse otherwise qualifies for the credit or refund except for the qualification set out in clause c of subsection 1 of section 2; and

- (b) prescribe such regulations with respect to the administration of the by-law, not inconsistent with this Act, as the council of the Corporation may consider proper.

4.—(1) The amount of any credit or refund allowed from time to time under a by-law passed under subsection 1 of section 2 shall be a lien in favour of the Corporation upon the real property in respect of which the credit or refund has been allowed and the lien shall have priority over, Lien

- (a) any encumbrance upon the property arising before or after the date of registration of the notice mentioned in subsection 3 if the encumbrancer is a relative by blood or marriage of the person to whom the credit was allowed; and
- (b) any other encumbrance upon the property arising after the date of registration of the notice mentioned in subsection 3.

(2) The amount of the lien shall become due and be paid to the Corporation upon any change in ownership of the real property except, Idem

- (a) where the new owner is the husband, wife, brother or sister of the person to whom a credit or refund was allowed and is a person entitled to a credit or refund under a by-law passed under this Act; or
- (b) by way of a mortgage other than a sale or foreclosure under the mortgage.

(3) Where a by-law passed under subsection 1 of section 2 is in force, forthwith after a credit or refund has been allowed under the by-law for the first time in respect of any real property or for the first time after a lien under this Act in respect of any real property has been discharged, a notice signed by the treasurer of the Corporation stating that a credit or refund has been allowed together with a description of the real property sufficient for registration shall be registered in the proper land registry office and, upon payment in full to the treasurer of the Corporation of the amount of all outstanding credits and refunds allowed in respect of the property, a certificate of the treasurer of the Corporation showing the payment shall be similarly registered, and thereupon the lien in respect of the real property is discharged. Notice of  
lien and  
discharge  
of lien

(4) A notice of lien under subsection 3 may be in Form 1 and a certificate of payment under that subsection may be in Form 2. Forms

Commence-  
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. The short title of this Act is *The City of North York Act, 1981*.

Form 1

NOTICE OF LIEN

*The City of North York Act, 1981*

The Treasurer of The Corporation of the City of North York

HEREBY GIVES NOTICE That a credit or refund has been allowed under By-Law No. . . . . of the said municipality made under Section 2 of *The City of North York Act, 1981* to

insert name(s) of owner(s) { . . . . .  
. . . . .

in respect of the real property situate in the City of North York in The Municipality of Metropolitan Toronto in the Province of Ontario being composed of the whole (or part) of:

Lot (Block) . . . . .  
in Concession . . . . .  
. . . . .  
or according to Plan No. . . . .

for use if registered in a registry office { registered in the Registry Office for the  
Registry Division of . . . . .  
as described in Registered Instrument No. . . . .

for use if registered in an office of land titles { registered in the Office of Land Titles  
at . . . . .  
as Parcel No. . . . . in the  
Register for . . . . .

AND that any credit or refund allowed from time to time is a lien in favour of The Corporation of the City of North York upon the above-mentioned real property in accordance with *The City of North York Act, 1981*.

Dated at North York this . . . . . day of . . . . . 19. . . .

. . . . .  
Treasurer

INQUIRIES concerning the discharge of the lien should be addressed to the Treasurer, City of North York, 5100 Yonge Street, Willowdale, Ontario, M2N 5V7.



Form 2

CERTIFICATE OF PAYMENT

*The City of North York Act, 1981*

The Treasurer of The Corporation of the City of North York

HEREBY CERTIFIES That all amounts due to the said municipality under Section 2 of *The City of North York Act, 1981*, have been paid in full by, or on behalf of,

insert name(s) { .....  
of owner(s) { .....

in respect of the real property situate in the City of North York in The Municipality of Metropolitan Toronto in the Province of Ontario being composed of the whole (or part) of:

Lot (Block) .....

in Concession .....

or according to Plan No. ....

for use if registered in a registry office { registered in the Registry Office for the Registry Division of ..... as described in Registered Instrument No. ....

for use if registered in an office of land titles { registered in the Office of Land Titles at ..... as Parcel No. .... in the Register for .....

AND that the lien, described in the Notice of Lien registered as Instrument No. ...., is hereby discharged.

Dated at North York, this ..... day of ..... 19....

.....  
Treasurer

An Act respecting  
the City of North York

---

*1st Reading*

June 5th, 1981

*2nd Reading*

*3rd Reading*

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MR. WILLIAMS

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

---

**An Act respecting the City of North York**

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**MR. WILLIAMS**

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*(Reprinted as amended by the General Government Committee)*

**EXPLANATORY NOTE**

This Bill permits the council of The Corporation of the City of North York to authorize tax credits and refunds to owners of residential real property who meet the requirements set out in subsection 1 of section 2 of the Bill.

BILL Pr14

1981

## An Act respecting the City of North York

**W**HEREAS The Corporation of the City of North York, Preamble  
 herein called the Corporation, hereby applies for special  
 legislation in respect of the matters hereinafter set forth; and  
 whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
 of the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

### 1. In this Act,

Interpre-  
tation

- (a) "Corporation" means The Corporation of the City of North York;
- (b) "municipal taxes" means taxes imposed for municipal and school purposes in respect of real property assessed as residential or farm property and includes local improvement or other special rates;
- (c) "owner" means a person assessed as the owner of residential real property and includes an owner within the meaning of *The Condominium Act, 1978*;
- (d) "personal residence" means the residence ordinarily inhabited by the owner.

1978, c. 84

2.—(1) Notwithstanding any general or special Act, the council of the Corporation may pass by-laws authorizing and directing the treasurer of the Corporation to allow owners of residential real property in the City of North York a uniform credit or refund in an amount of \$150 per year against municipal taxes for the years 1981, 1982 and 1983 in respect of the residential real property, if the owner or the spouse of the owner or both,

Tax credit  
and refund  
authorized

- (a) occupies or occupy the property in respect of which municipal taxes are imposed as his, her or their personal residence;

- (b) has or have attained the age of sixty-five years or such greater age as the by-law may provide;
- (c) has or have been assessed as the owner of residential real property in the municipality for a period of not less than one year, or for a period of not less than such other number of years up to five as the by-law may provide, immediately preceding the date of application for the credit; and
- (d) is or are receiving a monthly guaranteed income supplement under Part II of the *Old Age Security Act* (Canada).

R.S.C. 1970,  
c. O-6

Conditions

(2) The following conditions apply to a credit or refund authorized under subsection 1:

1. No credit or refund shall be allowed to an owner in respect of more residential real property than one single family dwelling unit in any year.
2. No credit or refund shall be allowed to any person who has not made application therefor in the year in which the municipal taxes in respect of which the credit or refund is claimed become due and payable.
3. A credit shall be allowed for municipal taxes imposed on any real property only on payment of the remaining portion of such municipal taxes.
4. No refund shall be allowed for municipal taxes imposed on any real property in any year unless such municipal taxes have been paid in full in that year.
5. Where the municipal taxes payable by an owner in the year, before any credit or refund, are less than an amount equal to the sum of \$150 plus the amount of the maximum grant that may be paid to the owner or his or her spouse under section 2 of *The Ontario Pensioners Property Tax Assistance Act, 1980*, the credit or refund shall be the amount by which such municipal taxes exceed the amount of such maximum grant.

1980, c. 18

Exception

(3) Notwithstanding paragraph 4 of subsection 2, where the amount of an allowable credit of municipal taxes in any year is greater than the amount of the municipal taxes unpaid in that year, the difference between such amounts may be refunded and the unpaid portion may be allowed as a credit.

**3.** A by-law passed under subsection 1 of section 2 may,

Additional  
powers

- (a) provide for the continuation of the credits or refunds to the surviving spouse of a deceased person to whom a credit or refund was allowed, if the spouse otherwise qualifies for the credit or refund except for the qualification set out in clause c of subsection 1 of section 2; and
- (b) prescribe such regulations with respect to the administration of the by-law, not inconsistent with this Act, as the council of the Corporation may consider proper.

**4.—(1)** The amount of any credit or refund allowed from time to time under a by-law passed under subsection 1 of section 2 shall be a lien in favour of the Corporation upon the real property in respect of which the credit or refund has been allowed and the lien shall have priority over,

Lien

- (a) any encumbrance upon the property arising before or after the date of registration of the notice mentioned in subsection 3 if the encumbrancer is a relative by blood or marriage of the person to whom the credit was allowed; and
- (b) any other encumbrance upon the property arising after the date of registration of the notice mentioned in subsection 3.

**(2)** The amount of the lien shall become due and be paid to the Corporation upon any change in ownership of the real property except,

Idem

- (a) where the new owner is the husband, wife, brother or sister of the person to whom a credit or refund was allowed and is a person entitled to a credit or refund under a by-law passed under this Act; or
- (b) by way of a mortgage other than a sale or foreclosure under the mortgage.

**(3)** Where a by-law passed under subsection 1 of section 2 is in force, forthwith after a credit or refund has been allowed under the by-law for the first time in respect of any real property or for the first time after a lien under this Act in respect of any real property has been discharged, a notice signed by the treasurer of the Corporation stating that a credit or refund has been allowed together with a description of the real property sufficient for

Notice of  
lien and  
discharge  
of lien

registration shall be registered in the proper land registry office and, upon payment in full to the treasurer of the Corporation of the amount of all outstanding credits and refunds allowed in respect of the property, a certificate of the treasurer of the Corporation showing the payment shall be similarly registered, and thereupon the lien in respect of the real property is discharged.

Forms

(4) A notice of lien under subsection 3 may be in Form 1 and a certificate of payment under that subsection may be in Form 2.

Commencement

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. The short title of this Act is *The City of North York Act, 1981*.

Form 1

NOTICE OF LIEN

*The City of North York Act, 1981*

The Treasurer of The Corporation of the City of North York

HEREBY GIVES NOTICE That a credit or refund has been allowed under

By-Law No. .... of the said municipality made under Section 2 of *The City of North York Act, 1981* to

insert name(s) of owner(s) { .....  
.....

in respect of the real property situate in the City of North York in The Municipality of Metropolitan Toronto in the Province of Ontario being composed of the whole (or part) of:

Lot (Block) .....

in Concession .....

.....

or according to Plan No. ....

for use if registered in a registry office { registered in the Registry Office for the  
Registry Division of .....  
as described in Registered Instrument No. ....

for use if registered in an office of land titles { registered in the Office of Land Titles  
at .....  
as Parcel No. .... in the  
Register for .....



AND that any credit or refund allowed from time to time is a lien in favour of The Corporation of the City of North York upon the above-mentioned real property in accordance with *The City of North York Act, 1981*.

Dated at North York this ..... day of ..... 19.....

.....  
Treasurer

INQUIRIES concerning the discharge of the lien should be addressed to the Treasurer, City of North York, 5100 Yonge Street, Willowdale, Ontario, M2N 5V7.

Form 2

CERTIFICATE OF PAYMENT

*The City of North York Act, 1981*

The Treasurer of The Corporation of the City of North York

HEREBY CERTIFIES That all amounts due to the said municipality under Section 2 of *The City of North York Act, 1981*, have been paid in full by, or on behalf of,

insert name(s) { .....  
of owner(s) { .....

in respect of the real property situate in the City of North York in The Municipality of Metropolitan Toronto in the Province of Ontario being composed of the whole (or part) of:

Lot (Block) .....

in Concession .....

.....  
or according to Plan No. ....

for use if registered in a registry office { registered in the Registry Office for the  
Registry Division of .....  
as described in Registered Instrument No. ....

for use if registered in an office of land titles { registered in the Office of Land Titles  
at .....  
as Parcel No. .... in the  
Register for .....

AND that the lien, described in the Notice of Lien registered as Instrument No. ...., is hereby discharged.

Dated at North York, this ..... day of ..... 19....

.....  
Treasurer

An Act respecting  
the City of North York

---

*1st Reading*

June 5th, 1981

*2nd Reading*

*3rd Reading*

---

MR. WILLIAMS

---

*(Reprinted as amended by  
the General Government Committee)*

**BILL Pr14**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the City of North York**

---

MR. WILLIAMS

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BILL Pr14

1981

## An Act respecting the City of North York

**W**HEREAS The Corporation of the City of North York, Preamble  
 herein called the Corporation, hereby applies for special  
 legislation in respect of the matters hereinafter set forth; and  
 whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
 of the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

**1. In this Act,**

Interpre-  
 tation

- (a) "Corporation" means The Corporation of the City of North York;
- (b) "municipal taxes" means taxes imposed for municipal and school purposes in respect of real property assessed as residential or farm property and includes local improvement or other special rates;
- (c) "owner" means a person assessed as the owner of residential real property and includes an owner within the meaning of *The Condominium Act, 1978*;
- (d) "personal residence" means the residence ordinarily inhabited by the owner.

1978, c. 84

**2.—(1)** Notwithstanding any general or special Act, the council of the Corporation may pass by-laws authorizing and directing the treasurer of the Corporation to allow owners of residential real property in the City of North York a uniform credit or refund in an amount of \$150 per year against municipal taxes for the years 1981, 1982 and 1983 in respect of the residential real property, if the owner or the spouse of the owner or both, Tax credit and refund authorized

- (a) occupies or occupy the property in respect of which municipal taxes are imposed as his, her or their personal residence;

- (b) has or have attained the age of sixty-five years or such greater age as the by-law may provide;
- (c) has or have been assessed as the owner of residential real property in the municipality for a period of not less than one year, or for a period of not less than such other number of years up to five as the by-law may provide, immediately preceding the date of application for the credit; and
- (d) is or are receiving a monthly guaranteed income supplement under Part II of the *Old Age Security Act* (Canada).

R.S.C. 1970,  
c. O-6

Conditions

(2) The following conditions apply to a credit or refund authorized under subsection 1:

1. No credit or refund shall be allowed to an owner in respect of more residential real property than one single family dwelling unit in any year.
2. No credit or refund shall be allowed to any person who has not made application therefor in the year in which the municipal taxes in respect of which the credit or refund is claimed become due and payable.
3. A credit shall be allowed for municipal taxes imposed on any real property only on payment of the remaining portion of such municipal taxes.
4. No refund shall be allowed for municipal taxes imposed on any real property in any year unless such municipal taxes have been paid in full in that year.
5. Where the municipal taxes payable by an owner in the year, before any credit or refund, are less than an amount equal to the sum of \$150 plus the amount of the maximum grant that may be paid to the owner or his or her spouse under section 2 of *The Ontario Pensioners Property Tax Assistance Act, 1980*, the credit or refund shall be the amount by which such municipal taxes exceed the amount of such maximum grant.

1980, c. 18

Exception

(3) Notwithstanding paragraph 4 of subsection 2, where the amount of an allowable credit of municipal taxes in any year is greater than the amount of the municipal taxes unpaid in that year, the difference between such amounts may be refunded and the unpaid portion may be allowed as a credit.

3. A by-law passed under subsection 1 of section 2 may, Additional powers
- (a) provide for the continuation of the credits or refunds to the surviving spouse of a deceased person to whom a credit or refund was allowed, if the spouse otherwise qualifies for the credit or refund except for the qualification set out in clause *c* of subsection 1 of section 2; and
  - (b) prescribe such regulations with respect to the administration of the by-law, not inconsistent with this Act, as the council of the Corporation may consider proper.

4.—(1) The amount of any credit or refund allowed from Lien time to time under a by-law passed under subsection 1 of section 2 shall be a lien in favour of the Corporation upon the real property in respect of which the credit or refund has been allowed and the lien shall have priority over,

- (a) any encumbrance upon the property arising before or after the date of registration of the notice mentioned in subsection 3 if the encumbrancer is a relative by blood or marriage of the person to whom the credit was allowed; and
- (b) any other encumbrance upon the property arising after the date of registration of the notice mentioned in subsection 3.

(2) The amount of the lien shall become due and be paid to the Idem Corporation upon any change in ownership of the real property except,

- (a) where the new owner is the husband, wife, brother or sister of the person to whom a credit or refund was allowed and is a person entitled to a credit or refund under a by-law passed under this Act; or
- (b) by way of a mortgage other than a sale or foreclosure under the mortgage.

(3) Where a by-law passed under subsection 1 of section 2 is in Notice of lien and discharge of lien force, forthwith after a credit or refund has been allowed under the by-law for the first time in respect of any real property or for the first time after a lien under this Act in respect of any real property has been discharged, a notice signed by the treasurer of the Corporation stating that a credit or refund has been allowed together with a description of the real property sufficient for

registration shall be registered in the proper land registry office and, upon payment in full to the treasurer of the Corporation of the amount of all outstanding credits and refunds allowed in respect of the property, a certificate of the treasurer of the Corporation showing the payment shall be similarly registered, and thereupon the lien in respect of the real property is discharged.

Forms (4) A notice of lien under subsection 3 may be in Form 1 and a certificate of payment under that subsection may be in Form 2.

Commencement 5. This Act comes into force on the day it receives Royal Assent.

Short title 6. The short title of this Act is *The City of North York Act, 1981*.

Form 1

NOTICE OF LIEN

*The City of North York Act, 1981*

The Treasurer of The Corporation of the City of North York

HEREBY GIVES NOTICE That a credit or refund has been allowed under

By-Law No. . . . . of the said municipality made under Section 2 of *The City of North York Act, 1981* to

insert name(s) { .....  
of owner(s) { .....

in respect of the real property situate in the City of North York in The Municipality of Metropolitan Toronto in the Province of Ontario being composed of the whole (or part) of:

Lot (Block) .....

in Concession .....

.....

or according to Plan No. ....

for use if registered in a registry office { registered in the Registry Office for the  
Registry Division of .....  
as described in Registered Instrument No. ....

for use if registered in an office of land titles { registered in the Office of Land Titles  
at .....  
as Parcel No. .... in the  
Register for .....



AND that any credit or refund allowed from time to time is a lien in favour of The Corporation of the City of North York upon the above-mentioned real property in accordance with *The City of North York Act, 1981*.

Dated at North York this ..... day of ..... 19....

.....  
Treasurer

INQUIRIES concerning the discharge of the lien should be addressed to the Treasurer, City of North York, 5100 Yonge Street, Willowdale, Ontario, M2N 5V7.

Form 2

CERTIFICATE OF PAYMENT

*The City of North York Act, 1981*

The Treasurer of The Corporation of the City of North York

HEREBY CERTIFIES That all amounts due to the said municipality under Section 2 of *The City of North York Act, 1981*, have been paid in full by, or on behalf of,

insert name(s) { .....  
of owner(s) { .....

in respect of the real property situate in the City of North York in The Municipality of Metropolitan Toronto in the Province of Ontario being composed of the whole (or part) of:

Lot (Block) .....

in Concession .....

.....

or according to Plan No. ....

for use if registered in a registry office { registered in the Registry Office for the  
Registry Division of .....  
as described in Registered Instrument No. ....

for use if registered in an office of land titles { registered in the Office of Land Titles  
at .....  
as Parcel No. .... in the  
Register for .....

AND that the lien, described in the Notice of Lien registered as Instrument No. ...., is hereby discharged.

Dated at North York, this ..... day of ..... 19....

.....  
Treasurer

An Act respecting  
the City of North York

---

*1st Reading*

June 5th, 1981

*2nd Reading*

June 24th, 1981

*3rd Reading*

June 24th, 1981

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MR. WILLIAMS

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive The Burford Lions Club**

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MR. NIXON

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**EXPLANATORY NOTE**

**The purpose of the Bill is to revive The Burford Lions Club.**

BILL Pr15

1981

## An Act to revive The Burford Lions Club

**W**HEREAS Robert John Ney and Allan Piggott hereby represent that The Burford Lions Club, herein called the Corporation, was incorporated by letters patent dated the 9th day of September, 1948; that the Minister of Consumer and Commercial Relations by order dated the 5th day of January, 1977, and made under the authority of subsection 347 (9) of *The Corporations Act*, being chapter 89 of the Revised Statutes of Ontario, 1970, cancelled the letters patent of the Corporation for default in filing annual returns and declared the Corporation to be dissolved on the 9th day of February, 1977; that, although the notice of default in filing annual returns was sent to each of the directors of the Corporation, through inadvertence, no action was taken to revive the Corporation until more than two years after the date of the said notice; that the said Robert John Ney was the secretary of the Corporation at the time of its dissolution and is now the secretary of The Burford Lions Club and the said Allan Piggott is the current president of The Burford Lions Club; that the Corporation, at the time of its dissolution, was carrying on the activities of a service club and those activities have continued to be carried on in the name of the Corporation since the time of its dissolution; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Burford Lions Club is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a corporation incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

2. This Act comes into force on the day it receives Royal Assent.

3. The short title of this Act is the *Burford Lions Club Act*.

Preamble

The Burford  
Lions Club  
revivedCommence-  
ment

Short title

1981.

An Act to revive  
The Burford Lions Club

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*1st Reading*

October 22nd, 1981

*2nd Reading*

*3rd Reading*

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MR. NIXON

*(Private Bill)*

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**BILL Pr15**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive The Burford Lions Club**

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MR. NIXON

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THE UNIVERSITY OF CHICAGO



BILL Pr15

1981

## An Act to revive The Burford Lions Club

**W**HEREAS Robert John Ney and Allan Piggott hereby represent that The Burford Lions Club, herein called the Corporation, was incorporated by letters patent dated the 9th day of September, 1948; that the Minister of Consumer and Commercial Relations by order dated the 5th day of January, 1977, and made under the authority of subsection 347 (9) of *The Corporations Act*, being chapter 89 of the Revised Statutes of Ontario, 1970, cancelled the letters patent of the Corporation for default in filing annual returns and declared the Corporation to be dissolved on the 9th day of February, 1977; that, although the notice of default in filing annual returns was sent to each of the directors of the Corporation, through inadvertence, no action was taken to revive the Corporation until more than two years after the date of the said notice; that the said Robert John Ney was the secretary of the Corporation at the time of its dissolution and is now the secretary of The Burford Lions Club and the said Allan Piggott is the current president of The Burford Lions Club; that the Corporation, at the time of its dissolution, was carrying on the activities of a service club and those activities have continued to be carried on in the name of the Corporation since the time of its dissolution; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1.** The Burford Lions Club is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a corporation incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

The Burford  
Lions Club  
revived

**2.** This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

**3.** The short title of this Act is the *Burford Lions Club Act*, 1981.

Short title

An Act to revive  
The Burford Lions Club

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*1st Reading*

October 22nd, 1981

*2nd Reading*

December 1st, 1981

*3rd Reading*

December 1st, 1981

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MR. NIXON

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**1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981**

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**An Act respecting the City of Kitchener**

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**MR. BREITHAAPT**

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**EXPLANATORY NOTE**

The purpose of the Bill is set out in the Preamble.

BILL Pr16

1981

## An Act respecting the City of Kitchener

**W**HEREAS The Corporation of the City of Kitchener con- Preamble  
siders it expedient to establish a corporation to maintain,  
operate and manage the Theatre known as The Centre In The  
Square in the public interest; and whereas it is in the public  
interest to implement the objects of the corporation; and whereas  
the applicant hereby applies for special legislation for such pur-  
pose; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
of the Legislative Assembly of the Province of Ontario, enacts as  
follows:

**1.** In this Act, Interpre-  
tation

- (a) "board" means the board of directors of the corpora-  
tion;
- (b) "City" means The Corporation of the City of Kitchener;
- (c) "corporation" means The Centre In The Square Inc.;
- (d) "council" means the council of the City;
- (e) "Theatre" includes the enterprise, structure and land  
located in the area of the City known as "MacKenzie  
King Square" and being the theatre and the studio and  
any other facilities within the City that may be avail-  
able to or used from time to time by the corporation and  
maintained, operated and managed as a going concern  
for the objects set forth in this Act.

**2.**—(1) There is hereby constituted a corporation without Corporation  
established  
share capital under the name of "The Centre In The Square  
Inc."

(2) The corporation shall have a corporate seal.

Seal

Head office (3) The head office of the corporation shall be at the City of Kitchener.

Objects

**3.** The objects of the corporation are,

- (a) to maintain, operate and manage the Theatre in the public interest;
- (b) to provide theatrical facilities and services of every kind within the City of Kitchener for,
  - (i) amusement, entertainment and exhibition,
  - (ii) receptions, meetings and displays,
  - (iii) educational and cultural activities, and
  - (iv) the performing arts, including dramatic, theatrical, musical and artistic works;
- (c) to promote the development of its facilities as a centre for amusement, entertainment and exhibition;
- (d) to promote or present meetings, receptions or displays;
- (e) to promote or present educational and cultural activities;
- (f) to promote, produce or present the performing arts, including theatrical, dramatic, musical and artistic works;
- (g) to print, publish and sell materials relating to the operation of its facilities, which materials shall, without limiting the foregoing, include books, magazines, periodicals, pamphlets, brochures, librettos and posters; and
- (h) to produce and sell electronic reproductions of performances and shows, which reproductions shall, without limiting the foregoing, include records, tapes and television recordings.

Board of directors

**4.** The board shall be composed of nine directors of whom,

- (a) three directors shall be members of the council; and
- (b) six directors shall not be members of the council.

Directors

**5.—(1)** The council shall appoint the directors by by-law.

(2) At least one director shall be a nominee of The Kitchener-Waterloo Symphony Orchestra Association, Inc. and at least one director shall be a nominee of The Kitchener-Waterloo Art Gallery. Idem

(3) The directors who are members of council shall be appointed for a term of office not exceeding their term of office on council. Idem

(4) The directors who are not members of council shall be appointed for terms of office as follows: Idem

1. Three first directors shall be appointed for a term of two years.
2. Three first directors shall be appointed for a term of three years.
3. Directors appointed after the first directors shall be appointed for a term of three years.

(5) The council may at any time terminate the term of office of any director by by-law passed by a vote of at least two-thirds of the members thereof. Termination

(6) Where a vacancy occurs in the board for any cause, the council shall appoint a director, as soon as possible, to hold office for the remainder of the term for which his predecessor was appointed. Vacancy

(7) The council may re-appoint a director upon the expiration of his term of office. Re-appointment

**6.—**(1) The council may entrust to the corporation the maintenance, operation and management of the real property or any part thereof owned by the City comprised in the Theatre. Management

(2) The annual budget or any part thereof of the corporation shall be subject to the approval of the council. Budget

(3) The council may require the corporation to report to the council on any matter relating to the carrying out of the objects of the corporation. Reports

**7.—**(1) The directors shall elect annually a chairman and vice-chairman from amongst themselves. Chairman and vice-chairman

(2) The vice-chairman shall act in the place and stead of the chairman when the chairman is absent. Powers of vice-chairman

- Quorum**           **8.**—(1) A majority of directors, including at least one member of council, constitutes a quorum.
- Votes**             (2) Each director shall have only one vote.
- Vacancy**         (3) When there is a vacancy or vacancies on the board, the remaining directors may exercise all the powers of the board so long as a quorum of the board remains in office.
- Compensation**   **9.** The directors may serve without compensation or with compensation in such amount as the council may determine.
- Meetings**       **10.**—(1) Unless varied by by-law of the board, meetings of the board shall be held at least six times each year.
- Notice**           (2) A meeting shall be called upon service of a written notice of meeting upon each director not later than two days preceding the date and time fixed for the meeting specifying the purpose of the meeting.
- Record**           **11.**—(1) A record of all meetings shall be kept in a book kept for that purpose.
- Minutes**         (2) All minutes, orders, directions and proceedings shall be entered into the book.
- Idem**             (3) All minutes shall be signed by the chairman of the meeting, or in his absence, by the vice-chairman, at which proceedings were held and by the secretary of the corporation.
- Secretary**       **12.**—(1) The board may appoint a secretary to the corporation.
- Duties**           (2) The duties of the secretary shall be to,
- (a) call such meetings as may be required under this Act;
- (b) keep all minutes of meetings and proceedings of the board;
- (c) submit to the board at each of its meetings the minutes of the next preceding meeting of the board; and
- (d) perform such duties as the board may from time to time direct.
- Staff**           **13.**—(1) The corporation may appoint, hire, or otherwise engage officers, servants, employees, agents, performers or others as it requires to perform its duties and exercise its powers for the proper conduct of its business conducive to the objects of the corporation.



(2) The corporation may determine the qualifications, responsibilities, duties, positions, remuneration, terms and conditions of employment or service of persons hired including performers and other persons conducive to the objects of the corporation. Qualifications

(3) The corporation may incur, within the limits of the approved budget, expenses and pay salaries, fees and any other sums of money required by the board for the carrying out of its duties and affairs and the exercise of powers under this Act, including all expenses necessarily incurred in connection therewith. Expenditure of moneys

**14.**—(1) The board shall appoint a general manager who shall be the chief executive officer of the corporation. General manager

(2) The general manager shall not be a director. Idem

(3) The board may delegate to the general manager the exercise of such power and authority as it may determine for the proper conduct of the business conducive to the objects of the corporation. Idem

**15.**—(1) In addition to the powers and duties of a corporation referred to in section 26 of the *Interpretation Act*, the corporation has the following powers: Additional powers of corporation  
R.S.O. 1980,  
c. 219

1. To carry on in the Theatre all or any of the operations of a theatre, music hall, concert hall, ballroom and cinema and catering for public and private amusements and entertainments of every description.

2. To present, produce, manage, conduct and represent plays, dramas, comedies, operas, revues, promenade and other concerts, musical and other pieces, ballets, shows, exhibitions, variety and other entertainment.

3. To establish educational facilities and provide instruction in all areas of the performing arts.

4. Subject to the *Liquor Licence Act* and the regulations made thereunder, to carry on in the Theatre for the convenience of customers and patrons the business of soft drinks, alcoholic drinks, tobacco, cigar and cigarette merchants and retailers, confectioners and restaurants and refreshment room keepers or proprietors, or any of such operations. R.S.O. 1980,  
c. 244

5. To carry on any other operations which may seem to the board capable of being conveniently carried on in connection with its operation or calculated directly or

indirectly to enhance the value of or render profitable any of the board's operations.

Idem

(2) In addition to the powers vested in the corporation under subsection (1), the corporation has the following powers:

1. To enact by-laws and pass resolutions for the better operation, government and control of its affairs and undertakings.
2. To enter into agreements, leases, licences or any other formal or informal arrangements for the purposes of this Act.
3. To accept, receive, take, hold or enjoy by grant, conveyance, gift, voluntary donation, devise or bequest any real or personal property upon terms, if any, expressed or implied, including the investment of any moneys for the purposes of the corporation or conducive to the attainment of the objects and the exercise of the powers of the corporation.
4. To sell, lease, convey or otherwise dispose of or convert into money, real or personal property referred to in paragraph 3.
5. To fix, from time to time, fees, admissions, rates, rentals and any other charges for the use of the Theatre or any other facilities provided.
6. To collect and receive all moneys becoming due in consequence of the maintenance, management and operation of the Theatre and to receive rent from the Art Gallery, Orchestra or any other organization resident in the premises.
7. To carry out all or any of the objects of the corporation and to do all or any of the above things as principals, agents, contractors or otherwise.
8. To do all such other things as are incidental or conducive to the attainment of the objects and exercise of the powers of the corporation.

Exercise of powers

(3) The corporation may exercise any of its powers by resolution of the board except where some other mode of exercising any power is prescribed by this Act.

Personal property

**16.**—(1) The corporation may acquire personal property necessary for its purpose and may sell or otherwise dispose of any personal property acquired by it.

(2) Subject to the approval of the council, the corporation may purchase real property necessary for its purpose and sell, lease or otherwise dispose of any real property acquired by it. Real property

**17.**—(1) The corporation shall keep or cause to be kept proper books of account and accounting records with respect to all financial and other transactions of the corporation including, without limiting the generality of the foregoing, Records

(a) records of all such sums of money received from any source whatsoever and disbursed in any manner whatsoever; and

(b) records of all matters with respect to which receipt and disbursements take place in consequence of the maintenance, operation and management of the Theatre.

(2) The corporation shall keep or cause to be kept and maintained all such books of accounts and accounting records as the City Treasurer may require. Idem

(3) The accounts and transactions of the corporation shall be audited by the auditor of the City. Audit

**18.**—(1) The corporation shall prepare or cause to be prepared annually at the commencement of each calendar year a detailed budget of estimated revenue and expenditure, as the City Treasurer may require. Budget

(2) The corporation shall submit the estimates to council not later than the 14th day of January in each year. Estimates

(3) The corporation shall cause an annual report to be prepared and audited. Annual report

(4) The corporation shall submit the annual report to council not later than the 31st day of March in each year. Idem

(5) The fiscal period of the corporation shall be the same as the fiscal period of the City. Fiscal period

**19.** No budget of estimated revenues and expenditures shall be adopted and implemented by the corporation for any fiscal period unless prior approval is received from council. Approval of council

**20.** The corporation shall be deemed not to be a local board of the City except for the purposes of the *Ontario Municipal Employees Retirement System Act* and the *Assessment Act*. Corporation deemed not local board  
R.S.O. 1980,  
cc. 348, 31

**21.**—(1) Subject to subsection (2), every director and officer of the corporation and his heirs, executors, administrators and Indemnification of directors

other legal personal representatives may from time to time be indemnified and saved harmless by the corporation from and against,

- (a) any liability and all costs, charges and expenses that he sustains or incurs in respect of any action, suit or proceeding that is proposed or commenced against him for or in respect of anything done or permitted by him in respect of the execution of the duties of his office; and
- (b) all other costs, charges and expenses that he sustains or incurs in respect of the affairs of the corporation.

Limitation

(2) No director or officer of the corporation shall be indemnified by the corporation in respect of any liability, costs, charges or expenses that he sustains or incurs in or about any action, suit or other proceeding as a result of which he is adjudged to be in breach of any duty or responsibility imposed upon him under this Act or under any other statute unless, in an action brought against him in his capacity as director or officer, he has achieved complete or substantial success as a defendant.

Insurance

(3) The corporation may purchase and maintain insurance for the benefit of a director or officer thereof, except insurance against a liability, cost, charge or expense of the director or officer incurred as a result of his failure to exercise the powers and discharge the duties of his office honestly, in good faith and in the best interests of the corporation, exercising in connection therewith the degree of care, diligence and skill that a reasonably prudent person would exercise in comparable circumstances.

Corporation deemed not to be tenant or carrying on business for purposes of R.S.O. 1980, c. 31

**22.** For the purposes of the *Assessment Act*, the corporation shall be deemed not to be,

- (a) a tenant or lessee who is liable to taxation; or
- (b) occupying the Theatre for the purpose of or in connection with any business or carrying on of business.

Dissolution

**23.** Upon the dissolution of the corporation and upon the payment of all debts and liabilities, its remaining property shall vest in the City free and clear of all claims, charges, liens or encumbrances of any kind.

Commencement

**24.** This Act comes into force on the day it receives Royal Assent.

Short title

**25.** The short title of this Act is the *City of Kitchener Act, 1981*.



An Act respecting  
the City of Kitchener

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*1st Reading*

October 13th, 1981

*2nd Reading*

*3rd Reading*

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MR. BREITHAUPF

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*(Private Bill)*

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# BILL Pr16

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act respecting the City of Kitchener

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MR. BREITHAAPT

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1880



BILL Pr16

1981

## An Act respecting the City of Kitchener

**W**HEREAS The Corporation of the City of Kitchener considers it expedient to establish a corporation to maintain, operate and manage the Theatre known as The Centre In The Square in the public interest; and whereas it is in the public interest to implement the objects of the corporation; and whereas the applicant hereby applies for special legislation for such purpose; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1. In this Act,**

Interpretation

- (a) "board" means the board of directors of the corporation;
- (b) "City" means The Corporation of the City of Kitchener;
- (c) "corporation" means The Centre In The Square Inc.;
- (d) "council" means the council of the City;
- (e) "Theatre" includes the enterprise, structure and land located in the area of the City known as "MacKenzie King Square" and being the theatre and the studio and any other facilities within the City that may be available to or used from time to time by the corporation and maintained, operated and managed as a going concern for the objects set forth in this Act.

**2.—(1)** There is hereby constituted a corporation without share capital under the name of "The Centre In The Square Inc."

Corporation established

(2) The corporation shall have a corporate seal.

Seal

Head office (3) The head office of the corporation shall be at the City of Kitchener.

Objects **3.** The objects of the corporation are,

- (a) to maintain, operate and manage the Theatre in the public interest;
- (b) to provide theatrical facilities and services of every kind within the City of Kitchener for,
  - (i) amusement, entertainment and exhibition,
  - (ii) receptions, meetings and displays,
  - (iii) educational and cultural activities, and
  - (iv) the performing arts, including dramatic, theatrical, musical and artistic works;
- (c) to promote the development of its facilities as a centre for amusement, entertainment and exhibition;
- (d) to promote or present meetings, receptions or displays;
- (e) to promote or present educational and cultural activities;
- (f) to promote, produce or present the performing arts, including theatrical, dramatic, musical and artistic works;
- (g) to print, publish and sell materials relating to the operation of its facilities, which materials shall, without limiting the foregoing, include books, magazines, periodicals, pamphlets, brochures, librettos and posters; and
- (h) to produce and sell electronic reproductions of performances and shows, which reproductions shall, without limiting the foregoing, include records, tapes and television recordings.

Board of directors

- 4.** The board shall be composed of nine directors of whom,
- (a) three directors shall be members of the council; and
  - (b) six directors shall not be members of the council.

Directors

- 5.**—(1) The council shall appoint the directors by by-law.

(2) At least one director shall be a nominee of The Kitchener-Waterloo Symphony Orchestra Association, Inc. and at least one director shall be a nominee of The Kitchener-Waterloo Art Gallery. Idem

(3) The directors who are members of council shall be appointed for a term of office not exceeding their term of office on council. Idem

(4) The directors who are not members of council shall be appointed for terms of office as follows: Idem

1. Three first directors shall be appointed for a term of two years.

2. Three first directors shall be appointed for a term of three years.

3. Directors appointed after the first directors shall be appointed for a term of three years.

(5) The council may at any time terminate the term of office of any director by by-law passed by a vote of at least two-thirds of the members thereof. Termination

(6) Where a vacancy occurs in the board for any cause, the council shall appoint a director, as soon as possible, to hold office for the remainder of the term for which his predecessor was appointed. Vacancy

(7) The council may re-appoint a director upon the expiration of his term of office. Re-appointment

**6.—**(1) The council may entrust to the corporation the maintenance, operation and management of the real property or any part thereof owned by the City comprised in the Theatre. Management

(2) The annual budget or any part thereof of the corporation shall be subject to the approval of the council. Budget

(3) The council may require the corporation to report to the council on any matter relating to the carrying out of the objects of the corporation. Reports

**7.—**(1) The directors shall elect annually a chairman and vice-chairman from amongst themselves. Chairman and vice-chairman

(2) The vice-chairman shall act in the place and stead of the chairman when the chairman is absent. Powers of vice-chairman

- Quorum      **8.**—(1) A majority of directors, including at least one member of council, constitutes a quorum.
- Votes        (2) Each director shall have only one vote.
- Vacancy     (3) When there is a vacancy or vacancies on the board, the remaining directors may exercise all the powers of the board so long as a quorum of the board remains in office.
- Compensation      **9.** The directors may serve without compensation or with compensation in such amount as the council may determine.
- Meetings      **10.**—(1) Unless varied by by-law of the board, meetings of the board shall be held at least six times each year.
- Notice        (2) A meeting shall be called upon service of a written notice of meeting upon each director not later than two days preceding the date and time fixed for the meeting specifying the purpose of the meeting.
- Record        **11.**—(1) A record of all meetings shall be kept in a book kept for that purpose.
- Minutes      (2) All minutes, orders, directions and proceedings shall be entered into the book.
- Idem         (3) All minutes shall be signed by the chairman of the meeting, or in his absence, by the vice-chairman, at which proceedings were held and by the secretary of the corporation.
- Secretary     **12.**—(1) The board may appoint a secretary to the corporation.
- Duties        (2) The duties of the secretary shall be to,
  - (a) call such meetings as may be required under this Act;
  - (b) keep all minutes of meetings and proceedings of the board;
  - (c) submit to the board at each of its meetings the minutes of the next preceding meeting of the board; and
  - (d) perform such duties as the board may from time to time direct.
- Staff         **13.**—(1) The corporation may appoint, hire, or otherwise engage officers, servants, employees, agents, performers or others as it requires to perform its duties and exercise its powers for the proper conduct of its business conducive to the objects of the corporation.

(2) The corporation may determine the qualifications, responsibilities, duties, positions, remuneration, terms and conditions of employment or service of persons hired including performers and other persons conducive to the objects of the corporation. Qualifications

(3) The corporation may incur, within the limits of the approved budget, expenses and pay salaries, fees and any other sums of money required by the board for the carrying out of its duties and affairs and the exercise of powers under this Act, including all expenses necessarily incurred in connection therewith. Expenditure of moneys

**14.—**(1) The board shall appoint a general manager who shall be the chief executive officer of the corporation. General manager

(2) The general manager shall not be a director. Idem

(3) The board may delegate to the general manager the exercise of such power and authority as it may determine for the proper conduct of the business conducive to the objects of the corporation. Idem

**15.—**(1) In addition to the powers and duties of a corporation referred to in section 26 of the *Interpretation Act*, the corporation has the following powers: Additional powers of corporation  
R.S.O. 1980,  
c. 219

1. To carry on in the Theatre all or any of the operations of a theatre, music hall, concert hall, ballroom and cinema and catering for public and private amusements and entertainments of every description.

2. To present, produce, manage, conduct and represent plays, dramas, comedies, operas, revues, promenade and other concerts, musical and other pieces, ballets, shows, exhibitions, variety and other entertainment.

3. To establish educational facilities and provide instruction in all areas of the performing arts.

4. Subject to the *Liquor Licence Act* and the regulations made thereunder, to carry on in the Theatre for the convenience of customers and patrons the business of soft drinks, alcoholic drinks, tobacco, cigar and cigarette merchants and retailers, confectioners and restaurants and refreshment room keepers or proprietors, or any of such operations. R.S.O. 1980,  
c. 244

5. To carry on any other operations which may seem to the board capable of being conveniently carried on in connection with its operation or calculated directly or

indirectly to enhance the value of or render profitable any of the board's operations.

Idem

(2) In addition to the powers vested in the corporation under subsection (1), the corporation has the following powers:

1. To enact by-laws and pass resolutions for the better operation, government and control of its affairs and undertakings.
2. To enter into agreements, leases, licences or any other formal or informal arrangements for the purposes of this Act.
3. To accept, receive, take, hold or enjoy by grant, conveyance, gift, voluntary donation, devise or bequest any real or personal property upon terms, if any, expressed or implied, including the investment of any moneys for the purposes of the corporation or conducive to the attainment of the objects and the exercise of the powers of the corporation.
4. To sell, lease, convey or otherwise dispose of or convert into money, real or personal property referred to in paragraph 3.
5. To fix, from time to time, fees, admissions, rates, rentals and any other charges for the use of the Theatre or any other facilities provided.
6. To collect and receive all moneys becoming due in consequence of the maintenance, management and operation of the Theatre and to receive rent from the Art Gallery, Orchestra or any other organization resident in the premises.
7. To carry out all or any of the objects of the corporation and to do all or any of the above things as principals, agents, contractors or otherwise.
8. To do all such other things as are incidental or conducive to the attainment of the objects and exercise of the powers of the corporation.

Exercise of powers

(3) The corporation may exercise any of its powers by resolution of the board except where some other mode of exercising any power is prescribed by this Act.

Personal property

**16.**—(1) The corporation may acquire personal property necessary for its purpose and may sell or otherwise dispose of any personal property acquired by it.

(2) Subject to the approval of the council, the corporation may purchase real property necessary for its purpose and sell, lease or otherwise dispose of any real property acquired by it. Real property

**17.**—(1) The corporation shall keep or cause to be kept proper books of account and accounting records with respect to all financial and other transactions of the corporation including, without limiting the generality of the foregoing, Records

(a) records of all such sums of money received from any source whatsoever and disbursed in any manner whatsoever; and

(b) records of all matters with respect to which receipt and disbursements take place in consequence of the maintenance, operation and management of the Theatre.

(2) The corporation shall keep or cause to be kept and maintained all such books of accounts and accounting records as the City Treasurer may require. Idem

(3) The accounts and transactions of the corporation shall be audited by the auditor of the City. Audit

**18.**—(1) The corporation shall prepare or cause to be prepared annually at the commencement of each calendar year a detailed budget of estimated revenue and expenditure, as the City Treasurer may require. Budget

(2) The corporation shall submit the estimates to council not later than the 14th day of January in each year. Estimates

(3) The corporation shall cause an annual report to be prepared and audited. Annual report

(4) The corporation shall submit the annual report to council not later than the 31st day of March in each year. Idem

(5) The fiscal period of the corporation shall be the same as the fiscal period of the City. Fiscal period

**19.** No budget of estimated revenues and expenditures shall be adopted and implemented by the corporation for any fiscal period unless prior approval is received from council. Approval of council

**20.** The corporation shall be deemed not to be a local board of the City except for the purposes of the *Ontario Municipal Employees Retirement System Act* and the *Assessment Act*. Corporation deemed not local board  
R.S.O. 1980,  
cc. 348, 31

**21.**—(1) Subject to subsection (2), every director and officer of the corporation and his heirs, executors, administrators and Indemnification of directors

other legal personal representatives may from time to time be indemnified and saved harmless by the corporation from and against,

- (a) any liability and all costs, charges and expenses that he sustains or incurs in respect of any action, suit or proceeding that is proposed or commenced against him for or in respect of anything done or permitted by him in respect of the execution of the duties of his office; and
- (b) all other costs, charges and expenses that he sustains or incurs in respect of the affairs of the corporation.

Limitation

(2) No director or officer of the corporation shall be indemnified by the corporation in respect of any liability, costs, charges or expenses that he sustains or incurs in or about any action, suit or other proceeding as a result of which he is adjudged to be in breach of any duty or responsibility imposed upon him under this Act or under any other statute unless, in an action brought against him in his capacity as director or officer, he has achieved complete or substantial success as a defendant.

Insurance

(3) The corporation may purchase and maintain insurance for the benefit of a director or officer thereof, except insurance against a liability, cost, charge or expense of the director or officer incurred as a result of his failure to exercise the powers and discharge the duties of his office honestly, in good faith and in the best interests of the corporation, exercising in connection therewith the degree of care, diligence and skill that a reasonably prudent person would exercise in comparable circumstances.

Corporation deemed not to be tenant or carrying on business for purposes of R.S.O. 1980, c. 31

**22.** For the purposes of the *Assessment Act*, the corporation shall be deemed not to be,

- (a) a tenant or lessee who is liable to taxation; or
- (b) occupying the Theatre for the purpose of or in connection with any business or carrying on of business.

Dissolution

**23.** Upon the dissolution of the corporation and upon the payment of all debts and liabilities, its remaining property shall vest in the City free and clear of all claims, charges, liens or encumbrances of any kind.

Commencement

**24.** This Act comes into force on the day it receives Royal Assent.

Short title

**25.** The short title of this Act is the *City of Kitchener Act, 1981*.





An Act respecting  
the City of Kitchener

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*1st Reading*

October 13th, 1981

*2nd Reading*

November 16th, 1981

*3rd Reading*

November 16th, 1981

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MR. ВРЕГНАУРТ

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**1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981**

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**An Act respecting  
The Society of Management Accountants of Ontario**

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**MR. WILLIAMS**

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EXPLANATORY NOTES

SECTION 1. The purpose of this section is to continue the Society as a body corporate and to provide for the use of a French language version of its name.

BILL Pr17

1981

## An Act respecting The Society of Management Accountants of Ontario

**W**HEREAS The Society of Management Accountants of Ontario, Preamble  
 herein called the "Society", hereby represents that it was incorporated under the name of the "Society of Industrial and Cost Accountants of Ontario" by *The Society of Industrial and Cost Accountants of Ontario Act, 1941*; that the said Act is now cited as *The Society of Industrial Accountants of Ontario Act, 1941*; that the Preamble to the said Act recited that the Society was incorporated "for the purpose of increasing the knowledge, skill and proficiency of its members in all things relating to industrial and cost accounting . . ."; that industrial and cost accounting has evolved and is now referred to as "management accounting"; that the name of the Society was changed to the "Society of Industrial Accountants of Ontario" by *The Society of Industrial Accountants of Ontario Act, 1967*; that the name of the Society was changed to "The Society of Management Accountants of Ontario" by supplementary letters patent dated the 29th day of April, 1977; that certain amendments were made to *The Society of Industrial Accountants of Ontario Act, 1941* by the Statutes of Ontario, 1967, chapter 129 and 1971, chapter 126; and whereas the Society considers it desirable to provide for the use of the French language version of its name, "La Société des Comptables en Management de l'Ontario", to grant its members the right to use the designation "Registered Industrial Accountant" or "Certified Management Accountant" or "Comptable en Management Accrédité" and to make certain other technical amendments to its Act of incorporation; and whereas the applicant hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application;

1967. c. 129

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *The Society of Industrial Accountants of Ontario Act, 1941*, being chapter 77, as amended by the Statutes of Ontario, 1967, chapter 129, section 1, is repealed and the following substituted therefor:

1941,  
c. 77, s. 1,  
re-enacted

1. The Society of Management Accountants of Ontario is hereby continued as a body corporate without share capital

Society  
continued

under the names "The Society of Management Accountants of Ontario" and "La Société des Comptables en Management de l'Ontario", herein called the "Society", and the Society may be legally designated by either or both of its names.

s. 2,  
re-enacted

2. Section 2 of the said Act is repealed and the following substituted therefor:

Objects

2. The general objects of the Society shall be to provide an organization for accountants particularly interested in the preparation and interpretation of financial statements and reports for use by the management of business and governmental organizations in planning and controlling the operations of business and governmental organizations, in making special decisions for business and governmental organizations and in formulating major plans and policies for business and governmental organizations and to promote and increase by all lawful means the knowledge, skill and proficiency of its members in all things relating to management accounting.

s. 3,  
re-enacted

3. Section 3 of the said Act, as amended by the Statutes of Ontario, 1971, chapter 126, section 1, is repealed and the following substituted therefor:

Membership

3.—(1) Membership in the Society shall be open to any person sixteen years of age or over engaged in or interested in management accounting.

Classes  
of members

- (2) The Society shall have three classes of members, namely,
- (a) registered or certified members as may be determined by the Council;
  - (b) general members; and
  - (c) student members.

s. 10 (1) (a),  
re-enacted

- 4.—(1) Clause 10 (1) (a) of the said Act, as re-enacted by the Statutes of Ontario, 1971, chapter 126, section 2, is repealed and the following substituted therefor:

(a) to prescribe a curriculum and the course of studies to be pursued by members of the Society in management accounting, and the subjects upon which candidates for admission to registered or certified membership shall be examined, and for granting certificates to registered or certified members.

s. 10 (1) (b), (i),  
re-enacted

- (2) Clauses 10 (1) (b) and (i) of the said Act are repealed and the following substituted therefor:

SECTION 2. Section 2 of the Act now reads as follows:

2. *The general objects of the Society shall be to promote and increase the knowledge, skill and proficiency of its members in all things relating to industrial and cost accounting, business organization and administration.*

The proposed re-enactment reflects the evolution in industrial and cost accounting since 1941 into what is now referred to as "management accounting".

SECTION 3. Subsection 3 (1) of the Act now reads as follows:

- (1) *Membership in the Society shall be open to any person 16 years of age or over engaged in or interested in industrial and cost accounting, business organization and administration.*

The underlined words will be replaced by "management accounting".

Subsection 3 (2) now reads as follows:

- (2) *The Society shall have four classes of members, namely, fellowship members, registered members, general members and student members.*

The Society has not appointed anyone to the fellowship class of membership and now wishes to delete the reference to this class. The proposed re-enactment provides for a class of member to be known as "certified members".

SECTION 4. Clauses 10 (1) (a), (b) and (i) of the Act now read as follows:

10.—(1) *The council may pass by-laws which shall not come into force until approved at an annual general meeting of the Society or at a special general meeting thereof called for the purpose of considering same,*

- (a) *to prescribe a curriculum and course of studies to be pursued by members of the Society in cost and management accounting, business organization and administration and the subjects upon which candidates for admission to registered membership and to fellow membership shall be examined and for granting certificates to registered members and to fellowship members;*

- (b) *to establish lectures and classes for members of the Society in industrial and cost accounting, business organization and administration;*

- (i) *governing the election of members to the Council.*

The underlined words in clauses (a) and (b) are to be replaced by "management accounting". In addition, clause (a) is amended to refer to certified members. This amendment is complementary to the re-enactment of section 3 of the Act. The amendment to clause (i) will enable the Society to appoint lay persons to its Council.

SECTION 5. Section 11 of the Act now reads as follows:

- 11.—(1) *Every candidate for registered membership in the Society who has completed successfully the prescribed course of studies in cost and management accounting, business organization and allied subjects shall have the right to use the designation "Registered Industrial Accountant" and to use after his name the initials "R.I.A.", indicating that he is a registered industrial accountant.*
- (2) *Every candidate for fellowship membership who has completed successfully the prescribed course of studies in cost and management accounting, business organization and administration and allied subjects, shall have the right to use the designation "Fellow of the Society of Industrial Accountants" and to use after his name the initials "F.S.I.A.", indicating that he is a fellow of the Society of Industrial Accountants of Ontario.*
- (3) *Every person taking or using the designation "Registered Industrial Accountant" or the initials "R.I.A." or the designation "Fellow of the Society of Industrial Accountants" or the initials "F.S.I.A.", or any name, title or designation implying that he is a registered member or a fellowship member of the Society, unless authorized so to do, is guilty of an offence and on summary conviction is liable to a fine of not more than \$25 for each offence.*

The proposed subsection 11 (1) replaces the present subsection 11 (1) and provides for the use of the new designation of "Certified Management Accountant" or "Comptable en Management Accrédité".

The present subsection 11 (2) will be repealed. This repeal is complementary to the deletion of the reference to the fellowship class of membership from section 3 of the Act.

The proposed subsection 11 (2) replaces the present subsection 11 (3) and contains amendments complementary to the establishment of the new designations referred to in the proposed subsection 11 (1). It is proposed that the maximum fine for an offence be raised from \$25 to \$500.

SECTION 6. Section 14 of the Act provided for the establishment of a provisional Council to manage the Society pending the election of the Council under the Act in 1941. The section is obsolete.

SECTION 7. The re-enactment of section 15 of the Act amends the short title of the Act to reflect the present name of the Society.



(b) to establish lectures and classes for members of the Society in management accounting;

(i) governing the election or appointment of members and others to the Council.

5. Section 11 of the said Act, as re-enacted by the Statutes of Ontario, 1971, chapter 126, section 3, is repealed and the following substituted therefor: s. 11,  
re-enacted

11.—(1) Every registered or certified member of the Society shall have the right to use the designation, Designation

(a) “Registered Industrial Accountant”; or

(b) “Certified Management Accountant” or “Comptable en Management Accrédité”,

as may be determined by the Council, and shall have the right to use after his name the initials,

(c) “R.I.A.”; or

(d) “C.M.A.”,

as may be determined by the Council, indicating that he is a registered or certified member of the Society.

(2) Every person taking or using the designation “Registered Industrial Accountant” or “Certified Management Accountant” or “Comptable en Management Accrédité” or the initials “R.I.A.” or “C.M.A.” or any name, title or description implying that he is a registered or certified member of the Society, unless authorized so to do, is guilty of an offence and on conviction is liable to a fine of not more than \$500 for each offence. Offence

6. Section 14 of the said Act is repealed. s. 14,  
repealed

7. Section 15 of the said Act, as amended by the Statutes of Ontario, 1967, chapter 129, section 3, is repealed and the following substituted therefor: s. 15,  
re-enacted

15. The short title of this Act is the *Society of Management Accountants of Ontario Act, 1941*. Short title

8. This Act comes into force on the day it receives Royal Assent. Commence-  
ment

9. The short title of this Act is the *Society of Management Accountants of Ontario Act, 1981*. Short title

An Act respecting  
The Society of Management  
Accountants of Ontario

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*1st Reading*

October 13th, 1981

*2nd Reading*

*3rd Reading*

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MR. WILLIAMS

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*(Private Bill)*

**BILL Pr17**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting  
The Society of Management Accountants of Ontario**

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MR. WILLIAMS

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BILL Pr17

1981

## An Act respecting The Society of Management Accountants of Ontario

**W**HEREAS The Society of Management Accountants of Ontario, <sup>Preamble</sup> herein called the "Society", hereby represents that it was incorporated under the name of the "Society of Industrial and Cost Accountants of Ontario" by *The Society of Industrial and Cost Accountants of Ontario Act, 1941*; that the said Act is now cited as *The Society of Industrial Accountants of Ontario Act, 1941*; that the Preamble to the said Act recited that the Society was incorporated "for the purpose of increasing the knowledge, skill and proficiency of its members in all things relating to industrial and cost accounting . . ."; that industrial and cost accounting has evolved and is now referred to as "management accounting"; that the name of the Society was changed to the "Society of Industrial Accountants of Ontario" by *The Society of Industrial Accountants of Ontario Act, 1967*; that the name of the Society was changed to "The Society of Management Accountants of Ontario" by supplementary letters patent dated the 29th day of April, 1977; that certain amendments were made to *The Society of Industrial Accountants of Ontario Act, 1941* by the Statutes of Ontario, 1967, chapter 129 and 1971, chapter 126; and whereas the Society considers it desirable to provide for the use of the French language version of its name, "La Société des Comptables en Management de l'Ontario", to grant its members the right to use the designation "Registered Industrial Accountant" or "Certified Management Accountant" or "Comptable en Management Accrédité" and to make certain other technical amendments to its Act of incorporation; and whereas the applicant hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *The Society of Industrial Accountants of Ontario Act, 1941*, being chapter 77, as amended by the Statutes of Ontario, 1967, chapter 129, section 1, is repealed and the following substituted therefor:
 

<sup>1941,</sup>  
c. 77, s. 1,  
re-enacted

1. The Society of Management Accountants of Ontario is hereby continued as a body corporate without share capital Society  
continued

under the names "The Society of Management Accountants of Ontario" and "La Société des Comptables en Management de l'Ontario", herein called the "Society", and the Society may be legally designated by either or both of its names.

s. 2,  
re-enacted

- 2.** Section 2 of the said Act is repealed and the following substituted therefor:

Objects

2. The general objects of the Society shall be to provide an organization for accountants particularly interested in the preparation and interpretation of financial statements and reports for use by the management of business and governmental organizations in planning and controlling the operations of business and governmental organizations, in making special decisions for business and governmental organizations and in formulating major plans and policies for business and governmental organizations and to promote and increase by all lawful means the knowledge, skill and proficiency of its members in all things relating to management accounting.

s. 3,  
re-enacted

- 3.** Section 3 of the said Act, as amended by the Statutes of Ontario, 1971, chapter 126, section 1, is repealed and the following substituted therefor:

Membership

3.—(1) Membership in the Society shall be open to any person sixteen years of age or over engaged in or interested in management accounting.

Classes  
of members

- (2) The Society shall have three classes of members, namely,
- (a) registered or certified members as may be determined by the Council;
  - (b) general members; and
  - (c) student members.

s. 10 (1) (a),  
re-enacted

- 4.**—(1) Clause 10 (1) (a) of the said Act, as re-enacted by the Statutes of Ontario, 1971, chapter 126, section 2, is repealed and the following substituted therefor:

(a) to prescribe a curriculum and the course of studies to be pursued by members of the Society in management accounting, and the subjects upon which candidates for admission to registered or certified membership shall be examined, and for granting certificates to registered or certified members.

s. 10 (1) (b, i),  
re-enacted

- (2) Clauses 10 (1) (b) and (i) of the said Act are repealed and the following substituted therefor:

- (b) to establish lectures and classes for members of the Society in management accounting;
- (i) governing the election or appointment of members and others to the Council.

5. Section 11 of the said Act, as re-enacted by the Statutes of Ontario, 1971, chapter 126, section 3, is repealed and the following substituted therefor: s. 11,  
re-enacted

11.—(1) Every registered or certified member of the Society shall have the right to use the designation, Designation

- (a) “Registered Industrial Accountant”; or
- (b) “Certified Management Accountant” or “Comptable en Management Accrédité”,

as may be determined by the Council, and shall have the right to use after his name the initials,

- (c) “R.I.A.”; or
- (d) “C.M.A.”,

as may be determined by the Council, indicating that he is a registered or certified member of the Society.

(2) Every person taking or using the designation “Registered Industrial Accountant” or “Certified Management Accountant” or “Comptable en Management Accrédité” or the initials “R.I.A.” or “C.M.A.” or any name, title or description implying that he is a registered or certified member of the Society, unless authorized so to do, is guilty of an offence and on conviction is liable to a fine of not more than \$500 for each offence. Offence

6. Section 14 of the said Act is repealed. s. 14,  
repealed

7. Section 15 of the said Act, as amended by the Statutes of Ontario, 1967, chapter 129, section 3, is repealed and the following substituted therefor: s. 15,  
re-enacted

15. The short title of this Act is the *Society of Management Accountants of Ontario Act, 1941*. Short title

8. This Act comes into force on the day it receives Royal Assent. Commence-  
ment

9. The short title of this Act is the *Society of Management Accountants of Ontario Act, 1981*. Short title







An Act respecting  
The Society of Management  
Accountants of Ontario

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*1st Reading*

October 13th, 1981

*2nd Reading*

November 16th, 1981

*3rd Reading*

November 16th, 1981

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MR. WILLIAMS

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the City of Toronto**

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MS. FISH

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#### EXPLANATORY NOTES

SECTION 1. The purpose of the proposed amendment is to eliminate the requirement for a two-thirds vote of council to overturn a decision of the executive committee.

SECTIONS 2 TO 8. These sections will provide the council of the Corporation with the powers set out therein.

BILL Pr-18

1981

## An Act respecting the City of Toronto

**W**HEREAS The Corporation of the City of Toronto, herein Preamble  
 called the Corporation, hereby applies for special legisla-  
 tion in respect of the matters hereinafter set forth; and whereas it  
 is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
 of the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

1. Subsection 2 (2) of *The City of Toronto Act, 1968-69* 1968-69,  
 c. 168, s. 2 (2),  
 re-enacted  
 (*No. 2*), being chapter 168, is repealed and the following  
 substituted therefor:

(2) The executive committee has all the powers and duties of a Powers  
 board of control under subsections 71 (1) and (2) of the *Municipal* R.S.O. 1980,  
 c. 302  
*Act* and subsections 71 (3) to (16) and (18) and (19) of that Act  
 apply with necessary modifications to the executive committee,  
 but any requirement in any such subsection for a two-thirds vote  
 of council may be satisfied by a simple majority of the members  
 of council present and voting.

2. Notwithstanding any general or special Act, the Board of Business  
 improvement  
 areas, grants  
 re highways  
 Management of an improvement area in the City of Toronto  
 established under section 217 of the *Municipal Act* may make  
 grants in respect of the improvement or beautification of any  
 highway in the improvement area, whether or not the highway is  
 under the jurisdiction of the Corporation.

3. Notwithstanding any general or special Act, the Board of Bloor West  
 Village  
 Improvement  
 Area  
 Management for the Bloor West Village Improvement Area may  
 reimburse the Corporation over a period of five years from the  
 date this section comes into force in respect of a grant in the  
 amount of \$25,000 made by the Corporation to The Municipality  
 of Metropolitan Toronto to be used for the improvement of cer-  
 tain highways in that area, and for the purposes of this section,  
 subsections 217 (12) and (13) of the *Municipal Act* do not apply. R.S.O. 1980,  
 c. 302

Loan guarantees and interest, City of Toronto Non-profit Housing Corporation R.S.O. 1980, c. 209

4. Notwithstanding the *Housing Development Act* and the articles of incorporation of the City of Toronto Non-profit Housing Corporation, the Corporation may, with the approval of the Minister of Municipal Affairs and Housing,

- (a) charge interest, at a rate as may be agreed, upon moneys loaned, whether before or after the coming into force of this Act, by the Corporation to the City of Toronto Non-profit Housing Corporation for its purposes; and
- (b) guarantee loans made to the City of Toronto Non-profit Housing Corporation upon such terms as may be agreed.

Interpretation

5.—(1) In this section, “street entertainers” includes musicians, actors, mime artists, magicians and jugglers.

By-laws licensing, etc., street entertainers

(2) Notwithstanding any general or special Act, the council of the Corporation may pass by-laws for licensing and regulating street entertainers, or any class or classes thereof, on any public highway or part thereof within the municipality or any defined area or areas thereof whether or not such public highway is under the jurisdiction of The Municipality of Metropolitan Toronto or the Corporation, and for issuing, suspending, revoking, renewing and transferring licences on such terms and conditions and for such period of time as the council may from time to time prescribe.

Idem

(3) A by-law passed under this section,

- (a) may establish terms and conditions which must be complied with prior to the issuing of a licence;
- (b) may prescribe a procedure under which a committee of the Corporation may hold auditions to determine the suitability of an applicant for a licence;
- (c) may prescribe priorities, locations and hours of operation;
- (d) may limit the number of licences issued in respect of street entertainers or any class or classes thereof and may specify the particular activities in respect of which such licences are issued;
- (e) may prescribe the fee for and duration of licences;
- (f) may provide for restricting the persons to whom such licence is issued to the activity or activities therein specified;

- (g) may regulate the solicitation of contributions by or on behalf of street entertainers; and
- (h) may prohibit persons from carrying on or engaging in any of the activities of street entertainers without a subsisting licence permitting such activity.

**6.**—(1) In this section, “hand-basket flower vendor” means a person who sells flowers other than a flower vendor operating from a portable stand on a sidewalk or boulevard. Interpretation

(2) Notwithstanding any general or special Act, the council of the Corporation may pass by-laws to permit, on such terms and conditions as may be set out in the by-laws, hand-basket flower vendors on any public highway within the municipality or part thereof whether or not such public highway is under the jurisdiction of The Municipality of Metropolitan Toronto or the Corporation and for making such charge for the privilege conferred by the by-laws as it considers reasonable. By-laws respecting hand-basket flower vendors

(3) A by-law passed under this section may prohibit any person from carrying on or engaging in the activity of a hand-basket flower vendor on any public highway within the municipality or part thereof whether or not such public highway is under the jurisdiction of The Municipality of Metropolitan Toronto or the Corporation, except in accordance with the terms and conditions set out in the by-law. Idem

**7.**—(1) The council of the Corporation may, by by-law, establish a Board to be known as the “Toronto Sesquicentennial Board”. Toronto Sesquicentennial Board

(2) The objects of the Board are to promote, co-ordinate and administer events in celebration of the 150th anniversary of the City of Toronto and to do all things necessary for or incidental to the attainment of such objects and, without limiting the generality of the foregoing, the Board may receive, manage, control and use, Objects of Board

(a) donations by any person given for such purposes; and

(b) grants made by the council of the Corporation to further such purposes.

(3) The Board is a body politic and corporate and shall consist of not fewer than seven members, at least five of whom shall be members of the council of the Corporation. Body corporate, members

(4) The members of the Board shall be appointed by the council of the Corporation and shall be appointed for a term expiring Appointment

with the life of the council that appointed them and until their successors are appointed, and any such member is eligible for reappointment.

- No remuneration (5) The members of the Board shall serve without remuneration.
- Termination of office (6) The council of the Corporation may at any time terminate the office of a member of the Board.
- Vacancies (7) Where a person ceases to be a member of the Board before the expiration of his term, the council of the Corporation may appoint another person for the unexpired term of the person ceasing to be a member.
- Officers (8) The Board shall cause, as soon as possible after the 1st day of January in each year, to be elected a president, vice-president, secretary and treasurer and such other officers as it may deem necessary to properly conduct the business of the Board during the said year.
- Meetings (9) The Board shall meet at least once in every two calendar months.
- Idem (10) A notice of every meeting shall be given to each member of the Board not less than seven days before the time when the meeting is to be held.
- Quorum (11) A majority of the members of the Board constitutes a quorum.
- Records (12) The Board shall keep proper minutes and records of every meeting of the Board and shall forward true copies of such minutes and records to all members of the Board and to the clerk of the Corporation as soon as possible after each meeting.
- Powers re: officers, employees, etc. (13) The Board may determine the qualifications, responsibilities, duties, positions, remuneration, terms and conditions of employment or service of the officers, servants, employees or other persons engaged or employed by the Board.
- Insurance (14) The Board shall at all times maintain in force, at the sole expense of the Board, and shall deposit and keep deposited with the treasurer of the Corporation, such policies of insurance in respect of the Board as are required by the treasurer of the Corporation.
- Accounts (15) The Board shall adopt and maintain only such banking arrangements and accounting practices as are acceptable to the City Auditor and the Board shall keep such books of accounts



and submit to the City Auditor such statements from time to time as the City Auditor may require.

(16) The City Auditor shall at all reasonable times have access to all the books of account and records of the Board for inspection and audit purposes. Inspection, etc., by City Auditor

(17) The Board shall, as soon as possible after the 31st day of December in each year, submit to the council of the Corporation financial statements that have been audited by the City Auditor covering the operations of the Board for the previous fiscal year. Annual statement

(18) The fiscal year of the Board shall be the calendar year. Fiscal year

(19) The property and the income, revenue and accretions of the Board shall be applied solely to promote the objects of the Board and, upon the termination of the Board, any property or assets remaining after the payment of debts shall be paid to the Corporation to form part of its general funds. Application of income and termination

(20) With the approval of the council of the Corporation, the Board may identify itself to the public by a name or style other than that designated in subsection (1). Name

**8.—(1) In this section,**

(a) “candidate” means a person who is nominated for election to an office the election to which is governed by the *Municipal Elections Act* and in accordance with that Act and whose nomination is certified by the clerk of the Corporation; Interpretation

(b) “contribution” means any contribution in the form of money or goods and services or combination thereof in excess of \$100 to the election campaign of a candidate, but does not include any goods produced by voluntary unpaid labour or any service performed by an individual voluntarily for the candidate without compensation from any source. R.S.O. 1980, c. 308

(2) The council of the Corporation may pass by-laws,

(a) providing for limitations on election expenditures by or on behalf of a candidate or any class or classes of candidate; By-laws respecting election expenditures

(b) requiring proof of each such expenditure and the total expenditure to be filed with the clerk of the Corporation within such time and in such form as may be set out in the by-laws;

- (c) requiring the disclosure by a candidate of all election contributions in the form of goods or services to his campaign, such disclosure to include the identity of the contributor, the amount of the contribution where in money and the value thereof where in goods and services; and
- (d) requiring proof to be filed with the clerk of the Corporation of the matters set out in clause (c) within such time and in such form as may be set out in the by-laws.

By-laws respecting protection of trees on private property, consent required

**9.**—(1) Notwithstanding any general or special Act, the council of the Corporation may, by by-law, prohibit any person from damaging, cutting, killing or removing any tree on private property, without first obtaining the consent of the council of the Corporation, and in granting such consent, the council may impose such terms and conditions as the council considers appropriate.

Proviso

(2) This section does not apply to a tree that, in the opinion of such person as is named in a by-law passed under subsection (1) or any person acting under his instructions, is creating an immediate hazard to persons or property.

Right of entry

(3) A by-law passed under subsection (1) may provide that such person as is named in the by-law, or any person acting under his instructions, may enter, without notice to the owner, tenant or occupier thereof, on any property in or on which is located a tree that he has reason to believe has been or is about to be damaged, cut, killed or removed, for the purpose of inspecting and examining the tree.

Limitation on liability

(4) The Corporation and its servants and agents are not liable for damages by reason of anything done under the authority of a by-law passed under subsection (1) if reasonable care, skill and judgment are exercised in the doing of it.

Police officer to assist

(5) Any person, if obstructed in doing what is authorized by a by-law passed hereunder, may call for the assistance of any police officer and it is the duty of every police officer so called upon to render such assistance.

Interpretation

(6) In this section “tree” means a woody plant having a well defined stem, a crown, a height of not less than eight feet and a diameter of not less than two inches.

Commencement

**10.** This Act comes into force on the day it receives Royal Assent.

Short title

**11.** The short title of this Act is the *City of Toronto Act, 1981*.







An Act respecting the City of Toronto

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*1st Reading*

October 27th, 1981

*2nd Reading*

*3rd Reading*

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MS. FISH

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Jacinta Investments Limited**

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**MR. ROTENBERG**

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EXPLANATORY NOTE

The purpose of the Bill is to revive Jacinta Investments Limited.



BILL Pr19

1981

## An Act to revive Jacinta Investments Limited

**W**HEREAS Ron Guidolin and Grace M. Guidolin hereby <sup>Preamble</sup> represent that Jacinta Investments Limited, herein called the Corporation, was incorporated by letters patent dated the 16th day of December, 1968; that the Minister of Consumer and Commercial Relations, by order dated the 21st day of February, 1979 and made under the authority of subsection 251 (3) of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, cancelled the certificate of incorporation of the Corporation for failure to comply with *The Corporations Tax Act, 1972*, being chapter 143, and declared it to be dissolved on the 21st day of February, 1979; that the applicants were all the directors and the holders of all the common shares of the Corporation at the time of its dissolution; that the applicants have remedied the default that caused the cancellation; that the Corporation at the time of its dissolution owned real property and that the Corporation at the time of its dissolution was carrying on active business and since that time active business has continued to be carried on in the name of the Corporation; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Jacinta Investments Limited is hereby revived and is, <sup>Jacinta Investments Limited revived</sup> subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

2. This Act comes into force on the day it receives Royal <sup>Commence-  
ment</sup> Assent.

3. The short title of this Act is the *Jacinta Investments Lim- <sup>Short title</sup>  
ited Act, 1981*.

An Act to revive  
Jacinta Investments Limited

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*1st Reading*

November 12th, 1981

*2nd Reading*

*3rd Reading*

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MR. ROTENBERG

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*(Private Bill)*

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**BILL Pr19**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Jacinta Investments Limited**

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MR. ROTENBERG

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BILL Pr19

1981

## An Act to revive Jacinta Investments Limited

**W**HEREAS Ron Guidolin and Grace M. Guidolin hereby <sup>Preamble</sup> represent that Jacinta Investments Limited, herein called the Corporation, was incorporated by letters patent dated the 16th day of December, 1968; that the Minister of Consumer and Commercial Relations, by order dated the 21st day of February, 1979 and made under the authority of subsection 251 (3) of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, cancelled the certificate of incorporation of the Corporation for failure to comply with *The Corporations Tax Act, 1972*, being chapter 143, and declared it to be dissolved on the 21st day of February, 1979; that the applicants were all the directors and the holders of all the common shares of the Corporation at the time of its dissolution; that the applicants have remedied the default that caused the cancellation; that the Corporation at the time of its dissolution owned real property and that the Corporation at the time of its dissolution was carrying on active business and since that time active business has continued to be carried on in the name of the Corporation; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Jacinta Investments Limited is hereby revived and is, <sup>Jacinta Investments Limited revived</sup> subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

2. This Act comes into force on the day it receives Royal <sup>Commence-</sup> Assent. <sup>ment</sup>

3. The short title of this Act is the *Jacinta Investments Lim-* <sup>Short title</sup> *ited Act, 1981.*

An Act to revive  
Jacinta Investments Limited

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*1st Reading*

November 12th, 1981

*2nd Reading*

December 1st, 1981

*3rd Reading*

December 1st, 1981

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MR. ROTENBERG

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Chicopee Ski Club**

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**MR. SWEENEY**

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EXPLANATORY NOTE

The purpose of the Bill is set out in the Preamble.



BILL Pr20

1981

## An Act respecting the Chicopee Ski Club

**W**HEREAS the Chicopee Ski Club, herein called the Corporation, hereby represents that it was incorporated as the Chicopee Ski Club by letters patent dated the 29th day of December, 1934; that by those letters patent and supplementary letters patent dated the 12th day of May, 1972 the objects of the Corporation are to encourage and foster skiing and such other winter sports as the members or directors of the Corporation may from time to time select and all matters relating thereto; to promote touring on skis and tests and competitions and to promote good fellowship among skiers, particularly, in The Regional Municipality of Waterloo and generally in this and other counties; and to encourage, promote and foster such other sports, seasonal or otherwise, as the members or directors of the Club may from time to time select and all matters relating to such sports and to provide facilities and conveniences for the accommodation and recreation of the members of the Club and others as the directors or the members may decide upon; that the Corporation, pursuant to its objects, is engaged in providing recreational facilities in concert with The Corporation of the City of Kitchener, The Waterloo County Board of Education and other public authorities and private agencies and groups within The Regional Municipality of Waterloo and other municipalities; that the Corporation acquired a licence to operate a ski area and other recreational activities on the lands of the Grand River Conservation Authority known as the "Chicopee Hills Conservation Area" as more particularly described in the Schedule hereto; that the Corporation intends to use the said lands for the recreational purposes set out in the said licence agreement; and whereas the Corporation hereby applies for special legislation to exempt the said real property, occupied and used by it in the City of Kitchener, from taxation for municipal and school purposes; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. So long as the lands described in the Schedule hereto are used for the purposes of the Corporation, they shall be exempt from taxes for municipal and school purposes. Tax exemption

Deemed exemption R.S.O. 1980, cc. 442, 31

2. For the purposes of subsection 119 (10) of the *Regional Municipality of Waterloo Act*, the exemption from taxation granted under section 1 shall be deemed to be an exemption provided under section 3 of the *Assessment Act*.

Commencement

3. This Act shall be deemed to have come into force on the 1st day of January, 1981.

Short title

4. The short title of this Act is the *Chicopee Ski Club Act, 1981*.

SCHEDULE

That parcel of land and premises situate in the City of Kitchener, formerly in the Township of Waterloo, in The Regional Municipality of Waterloo, formerly in the County of Waterloo, the said lands being composed of parts of lots 53, 54, 118 and 124, the German Company Tract, and part of Morrison Road closed by By-law #73-110 and registered as Instrument #490090 in the said City, comprising 157.66 acres more or less, and all as shown on Assessment Roll #30-12-030-024-330-00.







An Act respecting  
the Chicopee Ski Club

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*1st Reading*

October 13th, 1981

*2nd Reading*

*3rd Reading*

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MR. SWEENEY

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Trusteeship of the Balance Share  
Warrant of Global Natural Resources Limited**

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**MR. ROTENBERG**

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**EXPLANATORY NOTE**

The purpose of the Bill is set out in the Preamble.



BILL Pr21

1981

**An Act respecting the Trusteeship of the  
Balance Share Warrant of Global Natural  
Resources Limited**

**W**HEREAS Edward Robert Erskine Carter, one of Her Majesty's Counsel, hereby represents that The Fund of Funds, Limited, herein referred to as FOF, and IOS Growth Fund, Limited, herein referred to as Growth, are corporations incorporated under the laws of the Province of Ontario; that between August, 1970 and March, 1972 interests in certain natural resource assets were transferred from FOF and Growth to Global Natural Resources Limited, herein referred to as Global, a company incorporated in England but not resident or domiciled there, in exchange for all of the issued capital of Global, which capital was evidenced by bearer share warrants representing an entitlement to common shares of Global; that the boards of directors of FOF and Growth then declared a dividend *in specie* of the Global shares to the shareholders of FOF and Growth as at the 7th day of August, 1970 on a one for one basis; that upon the application of a shareholder of each of FOF and Growth, winding-up orders were made against FOF and Growth pursuant to clause 217 (d) of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, on the 1st day of August, 1973 and a permanent liquidator was appointed; that by an order of the Supreme Court of Ontario dated the 5th day of July, 1977, the applicant was appointed as trustee within the winding-up proceedings of FOF and Growth to protect and conserve the value of the balance share warrant, which consisted of approximately 10 million shares at that time; that by a further order of the Supreme Court of Ontario dated the 30th day of January, 1978, the applicant was ordered to continue as trustee of the balance share warrant and to hold it in trust for the beneficiaries; that by the same order the applicant, as trustee, was ordered to take such steps as he deemed reasonable and practicable to ascertain the whereabouts of the beneficiaries and to verify and issue to them their proportionate share of the balance share warrant, and pending such verification and issuance, to maintain or cause to be maintained such records as were appropriate of the identities of the beneficiaries and the entitlement of each such beneficiary; that the applicant, as trustee, has since the 5th day of July, 1977 taken

Preamble

all reasonable and practicable steps to ascertain the whereabouts of the beneficiaries and to verify and issue to them their proportionate share of the balance share warrant and has accordingly reduced the number of shares represented by the balance share warrant to approximately 2.6 million shares; that the trustee will continue to verify and issue shares of Global on an active basis as long as he is required to do so by the Supreme Court of Ontario and thereafter to sell or otherwise dispose of the remainder of such shares; that it is expedient and desirable that such sale or disposition be authorized by an Act of the Legislative Assembly of Ontario; and whereas the applicant, as trustee, hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Interpre-  
tation

1. In this Act,

- (a) "balance share warrant" means the bearer share warrant representing the unclaimed balance of common shares of Global Natural Resources Limited which were declared as a dividend *in specie* to the shareholders of The Fund of Funds, Limited and IOS Growth Fund, Limited as at the 7th day of August, 1970 and includes the shares represented thereby, the undistributed fractional shares originally forming a part thereof and the shares of any corporation substituted therefor as a result of corporate re-organization of Global Natural Resources Limited or otherwise;
- (b) "beneficiary" means a person, including his heirs, executors, administrators or assigns who was a shareholder of The Fund of Funds, Limited or IOS Growth Fund, Limited as at the 7th day of August, 1970 and who has not had issued to him the proportionate share of the trust property to which he is entitled;
- (c) "trust property" means the balance share warrant from time to time, all dividends and distributions thereon and, in the event of any sale or other disposition of all or a part thereof, the proceeds of such sale or disposition, together with all investments thereof;
- (d) "trustee" means the trustee from time to time of the trust property.

2. Notwithstanding any provision of the *Business Corporations Act* or the *Trustee Act*, the trustee may sell or otherwise

dispose of all or part of the balance share warrant at such time, and on such terms, and in such manner as a Judge of the Supreme Court may, upon the application of the trustee, direct.

**3.** The proceeds of any sale or other disposition made under section 2 shall be substituted for the part of the balance share warrant sold or otherwise disposed of and any claim or entitlement thereafter by a beneficiary to a share of the trust property shall, to the extent of such substitution, constitute a claim or entitlement solely with respect to the proceeds of such sale or other disposition. Proceeds

**4.** This Act comes into force on the day it receives Royal Assent. Commence-  
ment

**5.** The short title of this Act is the *Global Natural Resources Limited Trust Act, 1981*. Short title





An Act respecting the Trusteeship of the  
Balance Share Warrant of Global Natural  
Resources Limited

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*1st Reading*

October 20th, 1981

*2nd Reading*

*3rd Reading*

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MR. ROTENBERG

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Trusteeship of the Balance Share  
Warrant of Global Natural Resources Limited**

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MR. ROTENBERG

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*(Reprinted as amended by the Administration of Justice Committee)*

**EXPLANATORY NOTE**

The purpose of the Bill is set out in the Preamble.



BILL Pr21

1981

**An Act respecting the Trusteeship of the  
Balance Share Warrant of Global Natural  
Resources Limited**

**W**HEREAS Edward Robert Erskine Carter, one of Her Majesty's Counsel, hereby represents that he is the applicant herein; that The Fund of Funds, Limited, herein referred to as FOF, and IOS Growth Fund, Limited, herein referred to as Growth, are corporations incorporated under the laws of the Province of Ontario; that between August, 1970 and March, 1972 interests in certain natural resource assets were transferred from FOF and Growth to Global Natural Resources Limited, herein referred to as Global, a company incorporated in England but not resident or domiciled there, in exchange for all of the issued capital of Global, which capital was evidenced by bearer share warrants representing an entitlement to common shares of Global; that the boards of directors of FOF and Growth then declared a dividend *in specie* of the Global shares to the shareholders of FOF and Growth as at the 7th day of August, 1970 on a one for one basis; that upon the application of a shareholder of each of FOF and Growth, winding-up orders were made against FOF and Growth pursuant to clause 217 (d) of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, on the 1st day of August, 1973 and a permanent liquidator was appointed; that by an order of the Supreme Court of Ontario dated the 5th day of July, 1977, the applicant was appointed as trustee within the winding-up proceedings of FOF and Growth to protect and conserve the value of the balance share warrant, which consisted of approximately 10 million shares at that time; that by a further order of the Supreme Court of Ontario dated the 30th day of January, 1978, the applicant was ordered to continue as trustee of the balance share warrant and to hold it in trust for the beneficiaries; that by the same order the applicant, as trustee, was ordered to take such steps as he deemed reasonable and practicable to ascertain the whereabouts of the beneficiaries and to verify and issue to them their proportionate share of the balance share warrant, and pending such verification and issuance, to maintain or cause to be maintained such records as were appropriate of the identities of the beneficiaries and the entitlement of each such beneficiary; that the applicant, as trustee, has since the 5th day of July, 1977 taken

Preamble

all reasonable and practicable steps to ascertain the whereabouts of the beneficiaries and to verify and issue to them their proportionate share of the balance share warrant and has accordingly reduced the number of shares represented by the balance share warrant to approximately 2.6 million shares; that the trustee will continue to verify and issue shares of Global on an active basis as long as he is required to do so by the Supreme Court of Ontario and thereafter to sell or otherwise dispose of the remainder of such shares; that it is expedient and desirable that such sale or disposition be authorized by an Act of the Legislative Assembly of Ontario; and whereas the applicant, as trustee, hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1. In this Act,**

- (a) "balance share warrant" means the bearer share warrant representing the unclaimed balance of common shares of Global Natural Resources Limited which were declared as a dividend *in specie* to the shareholders of The Fund of Funds, Limited and IOS Growth Fund, Limited as at the 7th day of August, 1970 and includes the shares represented thereby, the undistributed fractional shares originally forming a part thereof and the shares of any corporation substituted therefor as a result of corporate re-organization of Global Natural Resources Limited or otherwise;
- (b) "beneficiary" means a person, including his heirs, executors, administrators or assigns who was a shareholder of The Fund of Funds, Limited or IOS Growth Fund, Limited as at the 7th day of August, 1970 and who has not had issued to him the proportionate share of the trust property to which he is entitled;
- (c) "trust property" means the balance share warrant from time to time, all dividends and distributions thereon and, in the event of any sale or other disposition of all or a part thereof, the proceeds of such sale or disposition, together with all investments thereof;
- (d) "trustee" means the trustee from time to time of the trust property.

**2. Notwithstanding any provision of the *Business Corporations Act* or the *Trustee Act*, the trustee may sell or otherwise**

Interpre-  
tation

Trustee  
authorized  
to dispose  
of balance  
share  
warrant

R.S.O. 1980,  
cc. 54, 512

dispose of all or part of the balance share warrant at such time, and on such terms, and in such manner as a Judge of the Supreme Court may, upon the application of the trustee, direct.

**3.** The proceeds of any sale or other disposition made under section 2 shall be substituted for the part of the balance share warrant sold or otherwise disposed of and any claim or entitlement thereafter by a beneficiary to a share of the trust property shall, to the extent of such substitution, constitute a claim or entitlement solely with respect to the proceeds of such sale or other disposition. Proceeds

**4.** This Act comes into force on the day it receives Royal Assent. Commencement

**5.** The short title of this Act is the *Global Natural Resources Limited Trust Act, 1981*. Short title





An Act respecting the Trusteeship of the  
Balance Share Warrant of Global Natural  
Resources Limited

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*1st Reading*

October 20th, 1981

*2nd Reading*

*3rd Reading*

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MR. ROTENBERG

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*(Reprinted as amended by the  
Administration of Justice Committee)*

# BILL Pr21

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act respecting the Trusteeship of the Balance Share Warrant of Global Natural Resources Limited

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MR. ROTENBERG

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THE HISTORY OF THE

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BILL Pr21

1981

**An Act respecting the Trusteeship of the  
Balance Share Warrant of Global Natural  
Resources Limited**

**W**HEREAS Edward Robert Erskine Carter, one of Her Majesty's Counsel, hereby represents that he is the applicant herein; that The Fund of Funds, Limited, herein referred to as FOF, and IOS Growth Fund, Limited, herein referred to as Growth, are corporations incorporated under the laws of the Province of Ontario; that between August, 1970 and March, 1972 interests in certain natural resource assets were transferred from FOF and Growth to Global Natural Resources Limited, herein referred to as Global, a company incorporated in England but not resident or domiciled there, in exchange for all of the issued capital of Global, which capital was evidenced by bearer share warrants representing an entitlement to common shares of Global; that the boards of directors of FOF and Growth then declared a dividend *in specie* of the Global shares to the shareholders of FOF and Growth as at the 7th day of August, 1970 on a one for one basis; that upon the application of a shareholder of each of FOF and Growth, winding-up orders were made against FOF and Growth pursuant to clause 217 (d) of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, on the 1st day of August, 1973 and a permanent liquidator was appointed; that by an order of the Supreme Court of Ontario dated the 5th day of July, 1977, the applicant was appointed as trustee within the winding-up proceedings of FOF and Growth to protect and conserve the value of the balance share warrant, which consisted of approximately 10 million shares at that time; that by a further order of the Supreme Court of Ontario dated the 30th day of January, 1978, the applicant was ordered to continue as trustee of the balance share warrant and to hold it in trust for the beneficiaries; that by the same order the applicant, as trustee, was ordered to take such steps as he deemed reasonable and practicable to ascertain the whereabouts of the beneficiaries and to verify and issue to them their proportionate share of the balance share warrant, and pending such verification and issuance, to maintain or cause to be maintained such records as were appropriate of the identities of the beneficiaries and the entitlement of each such beneficiary; that the applicant, as trustee, has since the 5th day of July, 1977 taken

Preamble

all reasonable and practicable steps to ascertain the whereabouts of the beneficiaries and to verify and issue to them their proportionate share of the balance share warrant and has accordingly reduced the number of shares represented by the balance share warrant to approximately 2.6 million shares; that the trustee will continue to verify and issue shares of Global on an active basis as long as he is required to do so by the Supreme Court of Ontario and thereafter to sell or otherwise dispose of the remainder of such shares; that it is expedient and desirable that such sale or disposition be authorized by an Act of the Legislative Assembly of Ontario; and whereas the applicant, as trustee, hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

- (a) "balance share warrant" means the bearer share warrant representing the unclaimed balance of common shares of Global Natural Resources Limited which were declared as a dividend *in specie* to the shareholders of The Fund of Funds, Limited and IOS Growth Fund, Limited as at the 7th day of August, 1970 and includes the shares represented thereby, the undistributed fractional shares originally forming a part thereof and the shares of any corporation substituted therefor as a result of corporate re-organization of Global Natural Resources Limited or otherwise;
- (b) "beneficiary" means a person, including his heirs, executors, administrators or assigns who was a shareholder of The Fund of Funds, Limited or IOS Growth Fund, Limited as at the 7th day of August, 1970 and who has not had issued to him the proportionate share of the trust property to which he is entitled;
- (c) "trust property" means the balance share warrant from time to time, all dividends and distributions thereon and, in the event of any sale or other disposition of all or a part thereof, the proceeds of such sale or disposition, together with all investments thereof;
- (d) "trustee" means the trustee from time to time of the trust property.

2. Notwithstanding any provision of the *Business Corporations Act* or the *Trustee Act*, the trustee may sell or otherwise

Interpre-  
tation

Trustee  
authorized  
to dispose  
of balance  
share  
warrant  
R.S.O. 1980,  
cc. 54, 512

dispose of all or part of the balance share warrant at such time, and on such terms, and in such manner as a Judge of the Supreme Court may, upon the application of the trustee, direct.

**3.** The proceeds of any sale or other disposition made under section 2 shall be substituted for the part of the balance share warrant sold or otherwise disposed of and any claim or entitlement thereafter by a beneficiary to a share of the trust property shall, to the extent of such substitution, constitute a claim or entitlement solely with respect to the proceeds of such sale or other disposition. Proceeds

**4.** This Act comes into force on the day it receives Royal Assent. Commence-  
ment

**5.** The short title of this Act is the *Global Natural Resources Limited Trust Act, 1981*. Short title

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An Act respecting the Trusteeship of the  
Balance Share Warrant of Global Natural  
Resources Limited

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*1st Reading*

October 20th, 1981

*2nd Reading*

December 18th, 1981

*3rd Reading*

December 18th, 1981

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MR. ROTENBERG

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**1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981**

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**An Act respecting the City of Hamilton**

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**MR. CHARLTON**

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EXPLANATORY NOTE

The purpose of the Bill is set out in the Preamble.



BILL Pr22

1981

## An Act respecting the City of Hamilton

**W**HEREAS The Corporation of the City of Hamilton hereby <sup>Preamble</sup> represents that a writ of summons was issued against certain councillors and against William Cockman, the former Director of the Hamilton Visitors' Convention Bureau, by Daniel Kljajevich, carrying on business as Casino Limousines, for damages for conspiracy to injure the plaintiff in his trade relations during 1970 and continuing until the present time; that it is considered desirable that the Corporation assume and pay all costs and legal expenses as may be incurred from time to time and the full amount of any judgment as may be awarded as a result of the writ of summons issued or as may be issued and in respect of any other legal matter arising out of the claim; and whereas the applicant hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

### 1. In this Act,

Interpre-  
tation

- (a) "claim" means a claim mentioned in a writ and any other legal matter arising out of the writ;
- (b) "Corporation" means The Corporation of the City of Hamilton;
- (c) "councillor" means any person who is or was a member of the council of the Corporation;
- (d) "defendants" means councillors Frederick Lombardo, Patrick Valeriano, James Campbell, James Bethune, Jack MacDonald and any other councillor who is named in a writ as a defendant and William Cockman;
- (e) "writ" means a writ of summons issued or as may be issued in the Supreme Court of Ontario by or on behalf

of Daniel Kljajevich, carrying on business as Casino Limousines, against the defendants or one or more of them.

Payment of judgment and legal expenses authorized

**2.** The council of the Corporation is hereby authorized to assume and pay all costs and legal expenses as may be incurred from time to time and the full amount of any judgment as may be awarded as a result of a writ for a claim against the defendants or one or more of them.

Commencement

**3.** This Act comes into force on the day it receives Royal Assent.

Short title

**4.** The short title of this Act is the *City of Hamilton Act, 1981*.







An Act respecting the  
City of Hamilton

---

*1st Reading*

October 23rd, 1981

*2nd Reading*

*3rd Reading*

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MR. CHARLTON

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the City of Windsor**

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**MR. COOKE**

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EXPLANATORY NOTE

The purpose of the Bill is set out in the Preamble.



BILL Pr23

1981

## An Act respecting the City of Windsor

**W**HEREAS The Corporation of the City of Windsor, herein Preamble  
called the Corporation, hereby applies for special legisla-  
tion in respect of the matters hereinafter set forth; and whereas it  
is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
of the Legislative Assembly of the Province of Ontario, enacts as  
follows:

1.—(1) Notwithstanding section 48 of the *Planning Act*, from Composition  
of committee  
of adjustment  
R.S.O. 1980,  
c. 379  
and after the 1st day of January, 1982, the committee of adjust-  
ment for the Corporation shall be composed of all the members of  
the council of the Corporation.

(2) Three members of the council form a quorum of the com- Quorum  
mittee of adjustment and are sufficient for the exercise of all the  
jurisdiction and powers of a committee of adjustment appointed  
under the *Planning Act*.

(3) The mayor shall from time to time assign the members of Assignment  
of members  
to committee  
council to the various sittings of the committee of adjustment,  
and may change any such assignment at any time.

(4) Subject to subsection (5), the term of office of the members Dissolution  
of present  
committee  
of the committee of adjustment of the Corporation as constituted  
on the day this Act comes into force shall expire on the 31st day  
of December, 1981.

(5) Where, prior to the 1st day of January, 1982, the commit- Transition  
tee of adjustment as it was constituted prior to the coming into  
force of this Act has held a hearing under the *Planning Act*, but  
has not rendered a decision in the matter, the committee of  
adjustment as it was constituted at the time of the hearing may  
render its decision after the 1st day of January, 1982.

2.—(1) In addition to the powers given by paragraph 61 of Lodging homes  
R.S.O. 1980,  
c. 302  
section 208 of the *Municipal Act*, the council of the Corporation  
may pass by-laws for,

- (a) prohibiting the keeper of a lodging house from accepting as a resident any person who has received a certificate of eligibility for extended care service as an insured person under the *Health Insurance Act*;
- (b) establishing terms and conditions where a resident of a lodging house receives a certificate of eligibility for extended care service as an insured person under the *Health Insurance Act*, under which such resident may remain in the lodging house;
- (c) prohibiting the keeper of a lodging house from accepting as a resident any person who requires assistance in caring for his health and for his personal needs, including washing, dressing or eating unless the keeper has obtained a licence for a class of lodging house established by by-law that is designed for the keeping of such persons;
- (d) delegating to the chief of the fire department of the Corporation the power to require and approve the installation of a fire-alarm system and emergency lighting in any lodging house;
- (e) authorizing the licensing committee of the Corporation to permit variances from the requirements of a by-law passed under this section and paragraph 61 of section 208 of the *Municipal Act*; and
- (f) establishing a minimum room size in a lodging house.

R.S.O. 1980,  
c. 197

R.S.O. 1980,  
c. 302

Different  
standards

(2) A by-law passed under this section or under paragraph 61 of section 208 of the *Municipal Act* may prescribe different standards with respect to lodging houses established prior to the 1st day of January, 1982, than the standards prescribed with respect to lodging houses established after that date.

Interpre-  
tation

**3.**—(1) In this section “amusement arcade” means a place where three or more coin-operated machines, devices, contrivances or games are provided for public amusement, excluding a coin-operated machine which provides musical entertainment, rides, food or drink, but does not include premises licensed under the *Liquor Licence Act*.

R.S.O. 1980,  
c. 244

Licensing, etc.,  
of amusement  
arcades

(2) The council of the Corporation may pass by-laws for licensing, regulating and governing amusement arcades and persons who operate amusement arcades, and for revoking or suspending any such licence.

Idem

(3) A by-law passed under this section may,

- (a) define one or more areas within the municipality in which amusement arcades may be permitted;
- (b) regulate the hours of operation of amusement arcades;
- (c) provide that no person under the age of eighteen years may operate or be employed in an amusement arcade;
- (d) provide that no person under the age of sixteen years may enter or remain in an amusement arcade or any part thereof unless accompanied by a parent or guardian;
- (e) provide that no amusement arcade shall be located within such distance of an elementary or secondary school, as defined in the *Education Act*, and as may be set out in the by-law; and R.S.O. 1980,  
c. 129
- (f) establish a licence fee for each coin-operated machine, device, contrivance or game located within an amusement arcade.

4.—(1) Section 2 of *The City of Windsor Act, 1977*, being chapter 112, as amended by the Statutes of Ontario, 1978, chapter 152, section 4, is further amended by renumbering subsection (6a) as subsection (6b) and by adding thereto the following subsection: 1977, c. 112,  
s. 2,  
amended

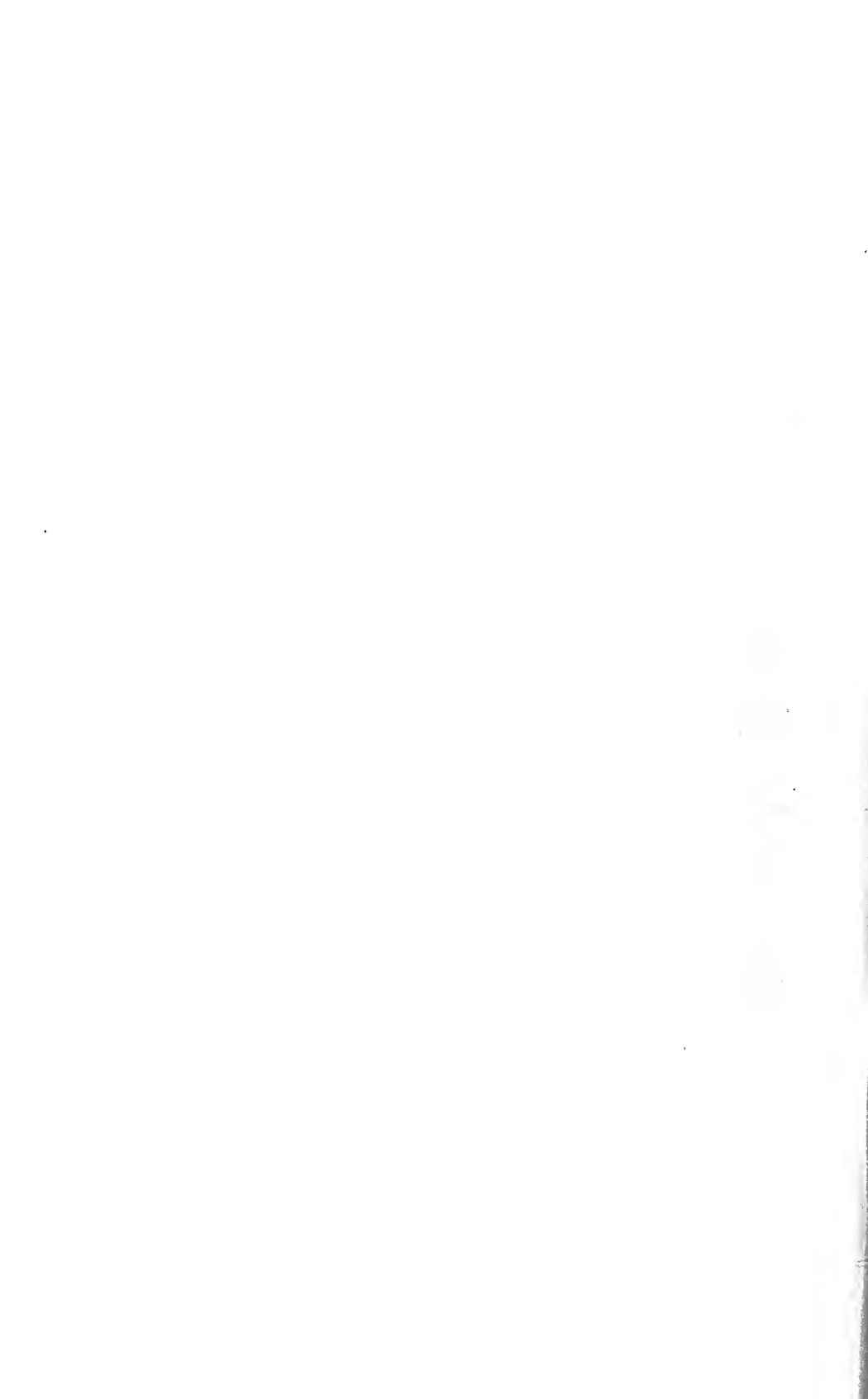
(6a) Where a licence has been issued and the Licence Commissioner has reason to believe that the licensee is not of good character or that the carrying on of the trade, calling, business or other occupation by the licensee will likely result in a breach of the law or be in any way adverse to the public interest, the Licence Commissioner may recommend to the licensing committee that the licence be suspended or revoked, and the Licence Commissioner may suspend the said licence for a period of not more than fourteen days pending a hearing by the licensing committee. Suspension  
of licences

(2) Subsection 2 (7) of the said Act is repealed and the following substituted therefor: s. 2 (7),  
re-enacted

(7) The decision of the licensing committee to refuse to issue or renew a licence, or to suspend or revoke a licence is subject to an appeal therefrom to the council of the Corporation whose decision is final. Appeal

5. This Act comes into force on the day it receives Royal Assent. Commence-  
ment

6. The short title of this Act is the *City of Windsor Act, 1981*. Short title





An Act respecting the City of Windsor

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*1st Reading*

October 29th, 1981

*2nd Reading*

*3rd Reading*

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MR. COOKE

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting  
The Greater Niagara General Hospital**

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**MR. KERRIO**

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EXPLANATORY NOTE

The purpose of the Bill is set out in the Preamble.



BILL Pr24

1981

## An Act respecting The Greater Niagara General Hospital

**W**HEREAS The Greater Niagara General Hospital hereby represents Preamble that it was incorporated by *The Greater Niagara General Hospital Act, 1951*; 1951, c. 102 that under that Act, as amended by the Statutes of Ontario, 1966, chapter 169 and 1972, chapter 177, certain members of the corporation were to be chosen by the Senior Women's Hospital Auxiliary and by the Junior Women's Hospital Auxiliary; that those two bodies have now been replaced by one Women's Hospital Auxiliary; that it is desirable to amend the Act to provide for the choosing of members of the corporation by the Women's Hospital Auxiliary and to delete references to the two former bodies; that it is desirable to clarify certain other provisions in the Act relating to the appointment of members and vacancies in the corporation; and whereas the corporation hereby applies for special legislation for such purposes and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sections 1 to 7 of *The Greater Niagara General Hospital Act, 1951*, ss. 1-7, re-enacted being chapter 102, as amended by the Statutes of Ontario, 1966, chapter 169, sections 2 and 3 and 1972, chapter 177, section 1, are repealed and the following substituted therefor:

1. In this Act,

Interpretation

- (a) "board" means the Board of Governors of the corporation;

- (b) "corporation" means The Greater Niagara General Hospital.

2. The corporation known as The Greater Niagara General Hospital is hereby continued. Corporation continued

3. The corporation shall be composed of the following members: Composition of corporation

1. Three representatives of the council of The Corporation of the City of Niagara Falls appointed by the said council from among its members.
2. One representative of the Regional Council of The Regional Municipality of Niagara appointed by the said Council from among its members.
3. One representative of the Province of Ontario appointed by the Lieutenant Governor in Council.
4. Three representatives of the Medical Staff of The Greater Niagara General Hospital.
5. Two representatives of the Women's Hospital Auxiliary elected by the Auxiliary from among its members.
6. Twelve members elected by The Greater Niagara General Hospital Association from among its members.
7. Three members appointed by persons appointed or elected under paragraphs 1 to 6.
8. Where the board passes a resolution under subsection 9 (2), the chief executive officer.

Term of  
office

4.—(1) The persons elected or appointed as members of the corporation,

- (a) under paragraphs 1 and 2 of section 3 shall hold office for a term not exceeding their term of office on the council of the City or on the Regional Council, as the case may be;
- (b) under paragraphs 3, 4 and 5 of section 3 shall hold office for a term of one year;
- (c) under paragraph 6 of section 3 shall hold office for a term of three years but no such member shall hold office for more than two consecutive terms of three years each; or
- (d) under paragraph 7 of section 3 shall hold office for a term of three years.

Idem

(2) Where a person referred to in clause (1) (c) has completed two consecutive terms of three years each and one year has elapsed since the completion of the second term, the person is again eligible for election as a member of the corporation.

5. The members, from time to time, of the corporation shall constitute the Board of Governors of the corporation. <sup>Board of Governors</sup>

6. Upon a vacancy occurring, for any reason, in the office of any member appointed or elected as a member of the corporation, <sup>Vacancies</sup>

(a) under paragraphs 1 to 5 of section 3, the person or body that elected or appointed the member whose office is vacant may appoint another qualified person as a member for the remainder of the unexpired term; or

(b) under paragraph 6 or 7 of section 3, the board may appoint another person as a member for the remainder of the unexpired term.

7. The board may, by resolution passed by a two-thirds vote of the members present at a meeting duly called for the purpose, declare the seat of any member elected under paragraphs 6 and 7 of section 3 to be vacant. <sup>Termination of membership</sup>

2. Nothing in this Act affects the appointment of any member of the corporation who was holding office immediately prior to the coming into force of this Act. <sup>Saving</sup>

3. This Act comes into force on the day it receives Royal Assent. <sup>Commencement</sup>

4. The short title of this Act is the *Greater Niagara General Hospital Act, 1981*. <sup>Short title</sup>

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An Act respecting  
The Greater Niagara General Hospital

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*1st Reading*

November 9th, 1981

*2nd Reading*

*3rd Reading*

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MR. KERRIO

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*(Private Bill)*

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**BILL Pr24**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting  
The Greater Niagara General Hospital**

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MR. KERRIO

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BILL Pr24

1981

## An Act respecting The Greater Niagara General Hospital

**W**HEREAS The Greater Niagara General Hospital hereby represents Preamble that it was incorporated by *The Greater Niagara General Hospital Act, 1951*; that under that Act, as amended by the Statutes of Ontario, 1966, chapter 169 and 1972, chapter 177, certain members of the corporation were to be chosen by the Senior Women's Hospital Auxiliary and by the Junior Women's Hospital Auxiliary; that those two bodies have now been replaced by one Women's Hospital Auxiliary; that it is desirable to amend the Act to provide for the choosing of members of the corporation by the Women's Hospital Auxiliary and to delete references to the two former bodies; that it is desirable to clarify certain other provisions in the Act relating to the appointment of members and vacancies in the corporation; and whereas the corporation hereby applies for special legislation for such purposes and whereas it is expedient to grant the application; 1951, c. 102

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sections 1 to 7 of *The Greater Niagara General Hospital Act, 1951*, ss. 1-7, re-enacted being chapter 102, as amended by the Statutes of Ontario, 1966, chapter 169, sections 2 and 3 and 1972, chapter 177, section 1, are repealed and the following substituted therefor:

1. In this Act, Interpretation
- (a) "board" means the Board of Governors of the corporation;
- (b) "corporation" means The Greater Niagara General Hospital.

2. The corporation known as The Greater Niagara General Hospital is hereby continued. Corporation continued

3. The corporation shall be composed of the following members: Composition of corporation

1. Three representatives of the council of The Corporation of the City of Niagara Falls appointed by the said council from among its members.
2. One representative of the Regional Council of The Regional Municipality of Niagara appointed by the said Council from among its members.
3. One representative of the Province of Ontario appointed by the Lieutenant Governor in Council.
4. Three representatives of the Medical Staff of The Greater Niagara General Hospital.
5. Two representatives of the Women's Hospital Auxiliary elected by the Auxiliary from among its members.
6. Twelve members elected by The Greater Niagara General Hospital Association from among its members.
7. Three members appointed by persons appointed or elected under paragraphs 1 to 6.
8. Where the board passes a resolution under subsection 9 (2), the chief executive officer.

Term of  
office

4.—(1) The persons elected or appointed as members of the corporation,

- (a) under paragraphs 1 and 2 of section 3 shall hold office for a term not exceeding their term of office on the council of the City or on the Regional Council, as the case may be;
- (b) under paragraphs 3, 4 and 5 of section 3 shall hold office for a term of one year;
- (c) under paragraph 6 of section 3 shall hold office for a term of three years but no such member shall hold office for more than two consecutive terms of three years each; or
- (d) under paragraph 7 of section 3 shall hold office for a term of three years.

Idem

(2) Where a person referred to in clause (1) (c) has completed two consecutive terms of three years each and one year has elapsed since the completion of the second term, the person is again eligible for election as a member of the corporation.

5. The members, from time to time, of the corporation shall constitute the Board of Governors of the corporation. Board of  
Governors

6. Upon a vacancy occurring, for any reason, in the office of any member appointed or elected as a member of the corporation, Vacancies

(a) under paragraphs 1 to 5 of section 3, the person or body that elected or appointed the member whose office is vacant may appoint another qualified person as a member for the remainder of the unexpired term; or

(b) under paragraph 6 or 7 of section 3, the board may appoint another person as a member for the remainder of the unexpired term.

7. The board may, by resolution passed by a two-thirds vote of the members present at a meeting duly called for the purpose, declare the seat of any member elected under paragraphs 6 and 7 of section 3 to be vacant. Termination  
of  
membership

2. Nothing in this Act affects the appointment of any member of the corporation who was holding office immediately prior to the coming into force of this Act. Saving

3. This Act comes into force on the day it receives Royal Assent. Commence-  
ment

4. The short title of this Act is the *Greater Niagara General Hospital Act, 1981*. Short title

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An Act respecting  
The Greater Niagara General Hospital

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*1st Reading*

November 9th, 1981

*2nd Reading*

December 10th, 1981

*3rd Reading*

December 10th, 1981

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MR. KERRIO

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Township of North Dorchester**

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MR. EATON

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EXPLANATORY NOTE

The purpose of the Bill is set out in the Preamble.



BILL Pr25

1981

## An Act respecting the Township of North Dorchester

**W**HEREAS The Corporation of the Township of North Dorchester hereby represents that it must consider, discuss and vote upon certain questions with respect to sewage works for the Village of Dorchester in the said Township; that four of the five members of the council of the Township are property owners in the Village directly affected by these considerations and have a direct pecuniary interest therein; that the *Municipal Conflict of Interest Act* requires that a member of council who has a direct pecuniary interest in the matter with which the council is concerned should disclose his interest and not vote or take part in the consideration or discussion of or vote on any question with respect to that matter; that such disclosure and abstention from considering, discussing and voting on the matter would result in the failure to obtain a quorum; that it is desirable and in the best interests of the Township that the council be enabled to consider, discuss and vote on any matter relating to sewage works in the Village of Dorchester, notwithstanding the *Municipal Conflict of Interest Act*; and whereas The Corporation of the Township of North Dorchester hereby applies for special legislation in respect of the foregoing; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1980,  
c. 305

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1. In this Act,**

Interpre-  
tation

- (a) "Corporation" means The Corporation of the Township of North Dorchester;
- (b) "council" means the council of the Corporation;
- (c) "direct pecuniary interest" means direct pecuniary interest within the meaning of the *Municipal Conflict of Interest Act*.

Non-  
application of  
R.S.O. 1980,  
c. 305

**2.** Notwithstanding the *Municipal Conflict of Interest Act*, where a member of council has a direct pecuniary interest in a matter related to sewage works in the Village of Dorchester, he shall be permitted to take part in the consideration or discussion of, or vote on, any question with respect to any contract, proposed contract, or any other matter related to the provision of sewage works for the Village of Dorchester.

Commence-  
ment

**3.**—(1) This Act comes into force on the day it receives Royal Assent.

Repeal

(2) This Act is repealed on the 31st day of December, 1984.

Short title

**4.** The short title of this Act is the *Township of North Dorchester Act, 1981*.







An Act respecting the  
Township of North Dorchester

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*1st Reading*

November 12th, 1981

*2nd Reading*

*3rd Reading*

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MR. EATON

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*(Private Bill)*

**BILL Pr25**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Township of North Dorchester**

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MR. EATON

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BILL Pr25

1981

## An Act respecting the Township of North Dorchester

**W**HEREAS The Corporation of the Township of North Dorchester hereby represents that it must consider, discuss and vote upon certain questions with respect to sewage works for the Village of Dorchester in the said Township; that four of the five members of the council of the Township are property owners in the Village directly affected by these considerations and have a direct pecuniary interest therein; that the *Municipal Conflict of Interest Act* requires that a member of council who has a direct pecuniary interest in the matter with which the council is concerned should disclose his interest and not vote or take part in the consideration or discussion of or vote on any question with respect to that matter; that such disclosure and abstention from considering, discussing and voting on the matter would result in the failure to obtain a quorum; that it is desirable and in the best interests of the Township that the council be enabled to consider, discuss and vote on any matter relating to sewage works in the Village of Dorchester, notwithstanding the *Municipal Conflict of Interest Act*; and whereas The Corporation of the Township of North Dorchester hereby applies for special legislation in respect of the foregoing; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1980,  
c. 305

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpre-  
tation

- (a) "Corporation" means The Corporation of the Township of North Dorchester;
- (b) "council" means the council of the Corporation;
- (c) "direct pecuniary interest" means direct pecuniary interest within the meaning of the *Municipal Conflict of Interest Act*.

Non-application of R.S.O. 1980, c. 305

**2.** Notwithstanding the *Municipal Conflict of Interest Act*, where a member of council has a direct pecuniary interest in a matter related to sewage works in the Village of Dorchester, he shall be permitted to take part in the consideration or discussion of, or vote on, any question with respect to any contract, proposed contract, or any other matter related to the provision of sewage works for the Village of Dorchester.

Commencement

**3.—(1)** This Act comes into force on the day it receives Royal Assent.

Repeal

(2) This Act is repealed on the 31st day of December, 1984.

Short title

**4.** The short title of this Act is the *Township of North Dorchester Act, 1981*.







An Act respecting the  
Township of North Dorchester

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*1st Reading*

November 12th, 1981

*2nd Reading*

December 1st, 1981

*3rd Reading*

December 1st, 1981

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MR. EATON

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Waltham Creative Printing Limited**

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**MR. MITCHELL**

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**EXPLANATORY NOTE**

The purpose of the Bill is to revive Waltham Creative Printing Limited.



BILL Pr26

1981

**An Act to revive  
Waltham Creative Printing Limited**

**W**HEREAS Wallace Edwards hereby represents that Waltham Creative Printing Limited, herein called the Corporation, was incorporated by certificate of incorporation dated the 26th day of August, 1971; that the Minister of Consumer and Commercial Relations, by notice of dissolution dated the 6th day of February, 1979 and made under the authority of subsection 251 (3) of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, cancelled the certificate of incorporation of the Corporation for default in complying with *The Corporations Tax Act, 1972*, and declared that the Corporation be dissolved on the 6th day of February, 1979; that the applicant was the only shareholder and the president of the Corporation; that the notice of default required by subsection 251 (2) of the said *Business Corporations Act*, although sent to the Corporation was not received by the applicant and the applicant was not aware of the dissolution of the Corporation until more than two years after its dissolution; that this application is being made in order for the Corporation to carry on active business; and whereas the applicant hereby applies for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

1972, c. 143

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1.** Waltham Creative Printing Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by certificate of incorporation, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts, as at the date of its dissolution, in the same manner and to the same extent as if it had not been dissolved.

Waltham  
Creative  
Printing  
Limited  
revived

**2.** This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

Short title

**3.** The short title of this Act is the *Waltham Creative Printing Limited Act, 1981*.







An Act to revive  
Waltham Creative Printing Limited

---

*1st Reading*

November 30th, 1981

*2nd Reading*

*3rd Reading*

---

MR. MITCHELL

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*(Private Bill)*

**BILL Pr26**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Waltham Creative Printing Limited**

---

MR. MITCHELL

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BILL Pr26

1981

## An Act to revive Waltham Creative Printing Limited

**W**HEREAS Wallace Edwards hereby represents that Waltham Creative Printing Limited, herein called the Corporation, was incorporated by certificate of incorporation dated the 26th day of August, 1971; that the Minister of Consumer and Commercial Relations, by notice of dissolution dated the 6th day of February, 1979 and made under the authority of subsection 251 (3) of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, cancelled the certificate of incorporation of the Corporation for default in complying with *The Corporations Tax Act, 1972*, and declared that the Corporation be dissolved on the 6th day of February, 1979; that the applicant was the only shareholder and the president of the Corporation; that the notice of default required by subsection 251 (2) of the said *Business Corporations Act*, although sent to the Corporation was not received by the applicant and the applicant was not aware of the dissolution of the Corporation until more than two years after its dissolution; that this application is being made in order for the Corporation to carry on active business; and whereas the applicant hereby applies for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

1972, c. 143

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Waltham Creative Printing Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by certificate of incorporation, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts, as at the date of its dissolution, in the same manner and to the same extent as if it had not been dissolved.

Waltham  
Creative  
Printing  
Limited  
revived

2. This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

Short title

**3.** The short title of this Act is the *Waltham Creative Printing Limited Act, 1981*.







An Act to revive  
Waltham Creative Printing Limited

---

*1st Reading*

November 30th, 1981

*2nd Reading*

December 10th, 1981

*3rd Reading*

December 10th, 1981

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MR. MITCHELL

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Candore Explorations Limited**

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Ms. FISH

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EXPLANATORY NOTE

The purpose of this Bill is to revive Candore Explorations Limited.



BILL Pr27

1981

## An Act to revive Candore Explorations Limited

**W**HEREAS Harry I. Miller and James Geddes hereby represent that Candore Explorations Limited, herein called the Corporation, was incorporated by letters patent dated the 18th day of May, 1945; that the Minister of Consumer and Commercial Relations by order dated the 14th day of March, 1978, and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, cancelled the certificate of incorporation of the Corporation for default in filing financial statements and the auditor's reports thereon as required by section 134 of *The Securities Act*, being chapter 426 of the Revised Statutes of Ontario, 1970, and declared the Corporation to be dissolved on the 14th day of March, 1978; that the applicants were both directors and shareholders of the Corporation at the time of its dissolution; that the Corporation at the time of its dissolution owned certain property and that it is desirable that the Corporation be revived in order to deal with the said property; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1970,  
c. 53

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1.** Candore Explorations Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a corporation, incorporated by letters patent, including all its property, rights, privileges and franchises, with the exception of 350,000 shares of Opawica Explorations Inc., and subject to all its liabilities, contracts, disabilities and debts as of the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Candore  
Explorations  
Limited,  
revived

**2.** This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

**3.** The short title of this Act is the *Candore Explorations Limited Act, 1981*.

Short title

An Act to revive  
Candore Explorations Limited

---

*1st Reading*

October 13th, 1981

*2nd Reading*

*3rd Reading*

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MS. FISH

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Candore Explorations Limited**

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Ms. FISH

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*(Reprinted as amended by the Administration of Justice Committee)*

EXPLANATORY NOTE

The purpose of this Bill is to revive Candore Explorations Limited.

BILL Pr27

1981

## An Act to revive Candore Explorations Limited

**W**HEREAS Harry I. Miller and James Geddes hereby represent that Candore Explorations Limited, herein called the Corporation, was incorporated by letters patent dated the 18th day of May, 1945; that the Minister of Consumer and Commercial Relations by order dated the 14th day of March, 1978, and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, cancelled the certificate of incorporation of the Corporation for default in filing financial statements and the auditor's reports thereon as required by section 134 of *The Securities Act*, being chapter 426 of the Revised Statutes of Ontario, 1970, and declared the Corporation to be dissolved on the 14th day of March, 1978; that the applicants were both directors and shareholders of the Corporation at the time of its dissolution; that the Corporation at the time of its dissolution owned certain property and that it is desirable that the Corporation be revived in order to deal with the said property; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1970,  
c. 53

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Candore Explorations Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a corporation, incorporated by letters patent, including all its property, rights, privileges and franchises, with the exception of 335,000 shares of Opawica Explorations Inc., and subject to all its liabilities, contracts, disabilities and debts as of the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Candore  
Explorations  
Limited,  
revived

(2) Subsection (1) does not affect any right the Corporation may have to receive the proceeds of any disposition of the shares of Opawica Explorations Inc., referred to in subsection (1).

Saving

Commence-  
ment

**2.** This Act comes into force on the day it receives Royal Assent.

Short title

**3.** The short title of this Act is the *Candore Explorations Limited Act, 1981*.









An Act to revive  
Candore Explorations Limited

---

*1st Reading*

October 13th, 1981

*2nd Reading*

*3rd Reading*

---

MS. FISH

---

*(Reprinted as amended by the  
Administration of Justice Committee)*

**BILL Pr27**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive Candore Explorations Limited**

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Ms. FISH

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As Part of matter  
The name of the author is written

BILL Pr27

1981

## An Act to revive Candore Explorations Limited

**W**HEREAS Harry I. Miller and James Geddes hereby represent that Candore Explorations Limited, herein called the Corporation, was incorporated by letters patent dated the 18th day of May, 1945; that the Minister of Consumer and Commercial Relations by order dated the 14th day of March, 1978, and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, cancelled the certificate of incorporation of the Corporation for default in filing financial statements and the auditor's reports thereon as required by section 134 of *The Securities Act*, being chapter 426 of the Revised Statutes of Ontario, 1970, and declared the Corporation to be dissolved on the 14th day of March, 1978; that the applicants were both directors and shareholders of the Corporation at the time of its dissolution; that the Corporation at the time of its dissolution owned certain property and that it is desirable that the Corporation be revived in order to deal with the said property; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1970,  
c. 53

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Candore Explorations Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a corporation, incorporated by letters patent, including all its property, rights, privileges and franchises, with the exception of 335,000 shares of Opawica Explorations Inc., and subject to all its liabilities, contracts, disabilities and debts as of the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Candore  
Explorations  
Limited,  
revived

(2) Subsection (1) does not affect any right the Corporation may have to receive the proceeds of any disposition of the shares of Opawica Explorations Inc., referred to in subsection (1).

Saving

Commence-  
ment

**2.** This Act comes into force on the day it receives Royal Assent.

Short title

**3.** The short title of this Act is the *Candore Explorations Limited Act, 1981*.









An Act to revive  
Candore Explorations Limited

---

*1st Reading*

October 13th, 1981

*2nd Reading*

November 16th, 1981

*3rd Reading*

November 16th, 1981

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MS. FISH

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the City of Mississauga**

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**MR. KENNEDY**

---

EXPLANATORY NOTE

The Bill provides the municipality with certain powers that it does not possess at the present time.

BILL Pr28

1981

## An Act respecting the City of Mississauga

**W**HEREAS The Corporation of the City of Mississauga, Preamble  
 herein called the Corporation, hereby applies for special  
 legislation in respect of the matters hereinafter set forth; and  
 whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
 of the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

- 1.—(1) The council of the Corporation may pass by-laws, By-laws re:  
dog control,  
barbed wire,  
parking, fill,  
places of  
amusement,  
fees
- (a) for requiring any person who owns or harbours a dog to  
 keep the dog leashed and under the care and control of  
 some person unless the dog is,
    - (i) on the lands of the person who owns or harbours  
 it, or
    - (ii) on the lands of a person who has consented to  
 the dog being on the lands while it is unleashed;
  - (b) for requiring any person who owns or harbours a dog to  
 remove forthwith any excrement left by the dog on any  
 highway and on any other land of the Corporation and  
 any local board thereof and for excluding from the  
 operation of the by-law such class or classes of physi-  
 cally handicapped persons as may be set out in the  
 by-law;
  - (c) for prohibiting or regulating the use of barbed wire  
 fencing in the municipality or in any defined area  
 thereof;
  - (d) for prohibiting or regulating the parking on highways,  
 or any part thereof, within residential zones in the  
 municipality of vehicles, or any class thereof, having a  
 gross vehicle weight, as shown on the permit for the

R.S.O. 1980,  
c. 198

vehicle issued under the *Highway Traffic Act*, of not less than 3000 kilograms;

- (e) for prohibiting or regulating the placing or dumping of fill of any kind in any defined area or areas in the municipality, other than those areas subject to regulations made under clause 28 (1) (f) of the *Conservation Authorities Act*;

R.S.O. 1980,  
c. 85

- (f) for requiring the payment of fees for information relating to any land, building or structure in the municipality furnished at the request of any person by such official of the Corporation as named in the by-law and prescribing the amounts thereof;

R.S.O. 1980,  
c. 191

- (g) for requiring the payment of a fee for the inspection of any premises to determine if the premises comply with the *Building Code Act* and regulations thereunder and prescribing the amount thereof, where the inspection is not related to the administration or enforcement of that Act; and

- (h) for licensing, regulating and governing persons engaged in the installation and repair of air conditioning equipment of any kind.

Application of  
R.S.O. 1980,  
c. 302, s. 78

(2) A by-law passed under clause (1) (g) does not apply so as to affect the rights of any person under section 78 of the *Municipal Act*.

Local improve-  
ments, fences  
and noise  
abatement  
works

**2.**—(1) The council of the Corporation may undertake, as a local improvement, the construction or erection or repair of fences and noise abatement works upon or along highways under the jurisdiction of the Corporation.

Application of  
R.S.O. 1980,  
c. 250

(2) The *Local Improvement Act*, except for sections 60 and 61, apply to local improvements described in subsection (1).

Re-assessment  
of lands  
assessed at  
farm rate

**3.** The council of the Corporation may, by by-law, require the Clerk of the Corporation on receipt of proof of registration of a plan of subdivision to examine the assessment rolls for the subject property and, if the lands are assessed at a farm rate, to advise the assessment commissioner forthwith and request a re-assessment forthwith and to note the request on the collector's roll.

Places of  
amusement  
R.S.O. 1980,  
c. 302

**4.** The council of the Corporation may, in addition to its powers under paragraph 6 of section 232 of the *Municipal Act*, pass by-laws prohibiting the location of places of amusement, or any class or classes thereof, on land abutting residential zones in

the municipality or defined areas thereof or for restricting the location to defined areas of the municipality.

**5.** This Act comes into force on the day it receives Royal Assent. Commencement

**6.** The short title of this Act is the *City of Mississauga Act*, Short title 1981.







An Act respecting  
the City of Mississauga

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*1st Reading*

October 22nd, 1981

*2nd Reading*

*3rd Reading*

---

MR. KENNEDY

---

*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Latvian Canadian Cultural Centre**

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MR. WILLIAMS

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EXPLANATORY NOTE

The purpose of this Bill is set out in the Preamble.

BILL Pr30

1981

## An Act respecting the Latvian Canadian Cultural Centre

**W**HEREAS the Latvian Canadian Cultural Centre, herein called the Corporation, hereby represents that it was incorporated by letters patent dated the 22nd day of February, 1977; that the Corporation is a registered charitable organization within the meaning of the *Income Tax Act* (Canada); that the Corporation acquired a freehold interest in lands and premises known municipally as 4 Credit Union Drive, in the City of North York, on the 1st day of June, 1979; that the Corporation intends to use the said lands and premises as a cultural and recreational centre; and whereas the Corporation hereby applies for special legislation to exempt the aforesaid real property, occupied and used by it in the City of North York, from municipal taxation, including school and local improvement rates; and whereas it is expedient to grant the application;

Preamble

R.S.C. 1952,  
c. 148

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. So long as the lands described in the Schedule hereto are used for the purposes of the Corporation, they shall be exempt from taxes for municipal and school purposes and local improvement rates.

Tax  
exemption

2. For the purposes of subsection 214 (8) of the *Municipality of Metropolitan Toronto Act*, the exemption from taxation granted under section 1 shall be deemed to be an exemption provided under section 3 of the *Assessment Act*.

Deemed  
exemption  
R.S.O. 1980,  
cc. 314, 31

3. For the period commencing on the 1st day of June, 1979 and ending on the day this Act comes into force,

Reimburse-  
ment of  
taxes

- (a) The Corporation of the City of North York may, by by-law, reimburse the Corporation for municipal taxes; and
- (b) The Metropolitan Toronto School Board may, by resolution, reimburse the Corporation for school taxes,

or any portion thereof paid by the Corporation in respect of the lands described in the Schedule.

Commence-  
ment

**4.** This Act comes into force on the day it receives Royal Assent.

Short title

**5.** The short title of this Act is the *Latvian Canadian Cultural Centre Act, 1981*.

## SCHEDULE

That parcel of land situate in the City of North York, in The Municipality of Metropolitan Toronto, described as Parcel 12104 in the register for section East York in the land registry office for the Land Titles Division of Metropolitan Toronto (No. 66).









An Act respecting the  
Latvian Canadian Cultural Centre

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*1st Reading*

October 13th, 1981

*2nd Reading*

*3rd Reading*

---

MR. WILLIAMS

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Latvian Canadian Cultural Centre**

---

MR. WILLIAMS

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*(Reprinted as amended by the General Government Committee)*

EXPLANATORY NOTE

The purpose of this Bill is set out in the Preamble.

BILL Pr30

1981

## An Act respecting the Latvian Canadian Cultural Centre.

**W**HEREAS the Latvian Canadian Cultural Centre, herein called the Corporation, hereby represents that it was incorporated by letters patent dated the 22nd day of February, 1977; that the Corporation is a registered charitable organization within the meaning of the *Income Tax Act* (Canada); that the Corporation acquired a freehold interest in lands and premises known municipally as 4 Credit Union Drive, in the City of North York, on the 1st day of June, 1979; that the Corporation intends to use the said lands and premises as a cultural and recreational centre; and whereas the Corporation hereby applies for special legislation to exempt the aforesaid real property, occupied and used by it in the City of North York, from municipal taxation, except for local improvement rates; and whereas it is expedient to grant the application;

Preamble

R.S.C. 1952,  
c. 148

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. So long as the lands described in the Schedule hereto are used for the purposes of the Corporation, they shall be exempt from taxes for municipal and school purposes.

Tax  
exemption

2. For the purposes of subsection 214 (8) of the *Municipality of Metropolitan Toronto Act*, the exemption from taxation granted under section 1 shall be deemed to be an exemption provided under section 3 of the *Assessment Act*.

Deemed  
exemption  
R.S.O. 1980,  
cc. 314, 31

3. For the period commencing on the 1st day of June, 1979 and ending on the day this Act comes into force,

Reimburse-  
ment of  
taxes

(a) The Corporation of the City of North York may, by by-law, reimburse the Corporation for municipal taxes; and

(b) The Metropolitan Toronto School Board may, by resolution, reimburse the Corporation for school taxes,

or any portion thereof paid by the Corporation in respect of the lands described in the Schedule.

Commence-  
ment

**4.** This Act comes into force on the day it receives Royal Assent.

Short title

**5.** The short title of this Act is the *Latvian Canadian Cultural Centre Act, 1981*.

### SCHEDULE

That parcel of land situate in the City of North York, in The Municipality of Metropolitan Toronto, described as Parcel 12104 in the register for section East York in the land registry office for the Land Titles Division of Metropolitan Toronto (No. 66).









An Act respecting the  
Latvian Canadian Cultural Centre

---

*1st Reading*

October 13th, 1981

*2nd Reading*

*3rd Reading*

---

MR. WILLIAMS

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*(Reprinted as amended by  
the General Government Committee)*

# BILL Pr30

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Latvian Canadian Cultural Centre**

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MR. WILLIAMS

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BILL Pr30

1981

## An Act respecting the Latvian Canadian Cultural Centre

**W**HEREAS the Latvian Canadian Cultural Centre, herein called the Corporation, hereby represents that it was incorporated by letters patent dated the 22nd day of February, 1977; that the Corporation is a registered charitable organization within the meaning of the *Income Tax Act* (Canada); that the Corporation acquired a freehold interest in lands and premises known municipally as 4 Credit Union Drive, in the City of North York, on the 1st day of June, 1979; that the Corporation intends to use the said lands and premises as a cultural and recreational centre; and whereas the Corporation hereby applies for special legislation to exempt the aforesaid real property, occupied and used by it in the City of North York, from municipal taxation, except for local improvement rates; and whereas it is expedient to grant the application;

Preamble

R.S.C. 1952,  
c. 148

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. So long as the lands described in the Schedule hereto are used for the purposes of the Corporation, they shall be exempt from taxes for municipal and school purposes.

Tax  
exemption

2. For the purposes of subsection 219 (8) of the *Municipality of Metropolitan Toronto Act*, the exemption from taxation granted under section 1 shall be deemed to be an exemption provided under section 3 of the *Assessment Act*.

Deemed  
exemption  
R.S.O. 1980,  
cc. 314, 31

3. For the period commencing on the 1st day of June, 1979 and ending on the day this Act comes into force,

Reimburse-  
ment of  
taxes

- (a) The Corporation of the City of North York may, by by-law, reimburse the Corporation for municipal taxes; and
- (b) The Metropolitan Toronto School Board may, by resolution, reimburse the Corporation for school taxes,

or any portion thereof paid by the Corporation in respect of the lands described in the Schedule.

Commence-  
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. The short title of this Act is the *Latvian Canadian Cultural Centre Act, 1981*.

## SCHEDULE

That parcel of land situate in the City of North York, in The Municipality of Metropolitan Toronto, described as Parcel 12104 in the register for section East York in the land registry office for the Land Titles Division of Metropolitan Toronto (No. 66).









An Act respecting the  
Latvian Canadian Cultural Centre

---

*1st Reading*

October 13th, 1981

*2nd Reading*

November 16th, 1981

*3rd Reading*

November 16th, 1981

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MR. WILLIAMS

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the City of Kanata**

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**MR. MITCHELL**

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#### EXPLANATORY NOTE

The purpose of the Bill is to authorize the City of Kanata to enter into leases with respect to the premises used for its civic administration without the assent of the electors and without obtaining Ontario Municipal Board approval. The Bill has retrospective effect with respect to the present lease.

BILL Pr31

1981

## An Act respecting the City of Kanata

**W**HEREAS The Corporation of the City of Kanata, herein Preamble  
 called the Corporation, hereby applies for special legislation  
 related to accommodation leased by the said Corporation at 150  
 Katimavik Road in the City of Kanata in order to house its civic  
 administration; and whereas it is expedient to grant the applica-  
 tion;

Therefore, Her Majesty, by and with the advice and consent of  
 the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

**1.** For the purposes of subsection 149 (1) of the *Municipal Act*, Non-  
 application of  
 R.S.O. 1980,  
 c. 302,  
 s. 149 (1)  
 to lease  
 agreements  
 the Corporation shall be deemed not to have incurred or to be  
 incurring a debt, the repayment of which is not provided for in the  
 estimates of the current year, when it is a debt arising out of any  
 agreement for the rental by the Corporation from Campeau Cor-  
 poration of premises located at 150 Katimavik Road in the City of  
 Kanata.

**2.** Subsection 143 (1) of the *Municipal Act* does not apply, and Non-  
 application of  
 R.S.O. 1980,  
 c. 302,  
 s. 143 (1)  
 shall be deemed never to have applied, to a money by-law  
 authorizing a debt arising out of an agreement referred to in  
 section 1.

**3.** Subsection 64 (1) of the *Ontario Municipal Board Act* does Non-  
 application of  
 R.S.O. 1980,  
 c. 347, s. 64 (1)  
 not apply, and shall be deemed never to have applied, to an  
 agreement referred to in section 1 or to the carrying out of such an  
 agreement.

**4.** This Act comes into force on the day it receives Royal Commence-  
 ment  
 Assent.

**5.** The short title of this Act is the *City of Kanata Act, 1981*. Short title

*1st Reading*

October 20th, 1981

*2nd Reading*

*3rd Reading*

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MR. MITCHELL

*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the City of Kanata**

---

MR. MITCHELL

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*(Reprinted as amended by the Resources Development Committee)*

#### EXPLANATORY NOTE

The Corporation of the City of Kanata did not obtain the assent of the electors or obtain the approval of the Ontario Municipal Board with respect to its lease arrangements for the premises which it uses for the purposes of its civic administration. The Bill deems that the necessary assents and approvals have been given.



BILL Pr31

1981

## An Act respecting the City of Kanata

**W**HEREAS The Corporation of the City of Kanata, herein Preamble  
 called the Corporation, hereby applies for special legislation  
 related to accommodation leased by the said Corporation at 150  
 Katimavik Road in the City of Kanata in order to house its civic  
 administration; and whereas it is expedient to grant the applica-  
 tion;

Therefore, Her Majesty, by and with the advice and consent of  
 the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

**1.** The Corporation shall, with respect to the agreements Deemed  
assent of  
electors and  
approvals  
 made prior to the day this Act comes into force, for the rental by  
 the Corporation from Campeau Corporation of premises located  
 at 150 Katimavik Road in the City of Kanata, be deemed for all  
 purposes to have obtained the assent of the electors with respect  
 to every by-law related to the agreements and to have obtained  
 all necessary Ontario Municipal Board approvals related to the  
 agreements and by-laws.

**2.** Section 1 does not apply to any renewal or extension of any Non-  
application  
of s. 1  
 rental agreement related to the premises referred to in that sec-  
 tion whether the renewal or extension is made pursuant to a term  
 in an agreement to which that section applies or otherwise.

**3.** This Act comes into force on the day it receives Royal Commence-  
ment  
 Assent.

**4.** The short title of this Act is the *City of Kanata Act, 1981*. Short title

An Act respecting the City of Kanata

---

*1st Reading*

October 20th, 1981

*2nd Reading*

*3rd Reading*

---

MR. MITCHELL

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*(Reprinted as amended by the  
Resources Development Committee)*

# BILL Pr31

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act respecting the City of Kanata

---

MR. MITCHELL

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THE UNIVERSITY OF CHICAGO

BILL Pr31

1981

## An Act respecting the City of Kanata

**W**HEREAS The Corporation of the City of Kanata, herein Preamble  
 called the Corporation, hereby applies for special legislation  
 related to accommodation leased by the said Corporation at 150  
 Katimavik Road in the City of Kanata in order to house its civic  
 administration; and whereas it is expedient to grant the applica-  
 tion;

Therefore, Her Majesty, by and with the advice and consent of  
 the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

**1.** The Corporation shall, with respect to the agreements Deemed  
 assent of  
 electors and  
 approvals  
 made prior to the day this Act comes into force, for the rental by  
 the Corporation from Campeau Corporation of premises located  
 at 150 Katimavik Road in the City of Kanata, be deemed for all  
 purposes to have obtained the assent of the electors with respect  
 to every by-law related to the agreements and to have obtained  
 all necessary Ontario Municipal Board approvals related to the  
 agreements and by-laws.

**2.** Section 1 does not apply to any renewal or extension of any Non-  
 application  
 of s. 1  
 rental agreement related to the premises referred to in that sec-  
 tion whether the renewal or extension is made pursuant to a term  
 in an agreement to which that section applies or otherwise.

**3.** This Act comes into force on the day it receives Royal Commence-  
 ment  
 Assent.

**4.** The short title of this Act is the *City of Kanata Act, 1981*. Short title

An Act respecting the City of Kanata

---

*1st Reading*

October 20th, 1981

*2nd Reading*

December 1st, 1981

*3rd Reading*

December 1st, 1981

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MR. MITCHELL

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Town of Bracebridge**

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**MR. EVES**

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#### EXPLANATORY NOTES

SECTION 1.—Subsection 1. The council of the Corporation will be authorized to enter into agreements with the owners or occupants of existing buildings and buildings to be built in the future exempting the owners or occupants from the off-street parking requirements of the zoning by-laws of the Town.

Subsection 2. Every exemption agreement will be subject to the approval of the Ontario Municipal Board and shall require the payment of a sum of money to be set out in the agreement. Where the agreement provides for payment by instalments, the approval of prior encumbrancers is required.

Subsection 3. Moneys collected under an exemption agreement must be paid into a special account and may only be used to provide municipal parking lots as provided under the *Municipal Act*.



BILL Pr32

1981

## An Act respecting the Town of Bracebridge

**W**HEREAS The Corporation of the Town of Bracebridge, Preamble  
 herein called the Corporation, hereby applies for special  
 legislation in respect of the matters hereinafter set forth; and  
 whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
 of the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

1.—(1) The council of the Corporation may enter into an Agreements  
for relief  
from  
requirements  
to provide  
parking  
 agreement with the owner or occupant of a building or structure  
 erected or used, or to be erected or used, for a purpose permitted  
 by the Corporation's by-laws providing for relief, to the extent  
 set out in the agreement, from any requirement in any by-law of  
 the Corporation for the provision or maintenance of parking  
 facilities on land that is not part of a highway, and exempting  
 such owner or occupant, to the extent specified in the agreement,  
 from the necessity of providing or maintaining such facilities.

(2) Every agreement referred to in subsection (1) shall, Idem

- (a) be subject to the approval of the Ontario Municipal  
Board given either before or after the execution thereof;
- (b) require the payment to the Corporation of a sum of  
money therein set out, either in a lump sum or by in-  
stalments, together with interest at a rate therein  
specified, and setting forth the basis upon which the  
sum of money is calculated; and
- (c) where the agreement provides for payment by instal-  
ments, be executed by all prior mortgagees or other  
encumbrancers to postpone their encumbrance in  
favour of the said agreement.

(3) All moneys paid or to be paid in accordance with an  
 agreement made under subsection (1) shall be paid into a special  
 account and may be invested in such securities as a trustee may Payments  
under  
agreements  
held as  
fund for  
purpose of  
parking  
facilities

R.S.O. 1980,  
cc. 512, 302

invest in under the *Trustee Act*, and the earnings derived from the investment of such moneys shall be paid into such special account, and the moneys in such special account shall be expended for the same purposes and in the same manner as a reserve fund provided for in paragraph 55 of section 208 of the *Municipal Act*.

Audit of  
fund

(4) The auditor of the Corporation, in his annual report, shall report on the activities and position of any special account established under this section.

Registration  
of agreement  
imposes lien  
on land

(5) An agreement made under subsection (1) may be registered against the title of the land affected thereby in the proper land registry office, and, when so registered, the amounts payable under the agreement shall, until paid, be a lien or charge upon the lands described therein.

Default of  
payment

(6) In the event of default of payment under an agreement registered under subsection (5) for a period of one year from the date any payment is due, the amount in default may be collected in the same manner and with the same remedies as provided by the *Municipal Affairs Act* for the collection of real property taxes.

R.S.O. 1980,  
c. 303

Certificate of  
payment or  
termination

(7) Upon payment in full of the moneys to be paid under an agreement registered under subsection (1) or upon termination of such an agreement, the clerk of the Corporation shall, at the request of the owner of the land or other person entitled under the agreement, provide a certificate in a form registrable in the proper land registry office, certifying that the moneys to be paid under the agreement have been fully paid or that the agreement has been terminated.

Commence-  
ment

**2.** This Act comes into force on the day it receives Royal Assent.

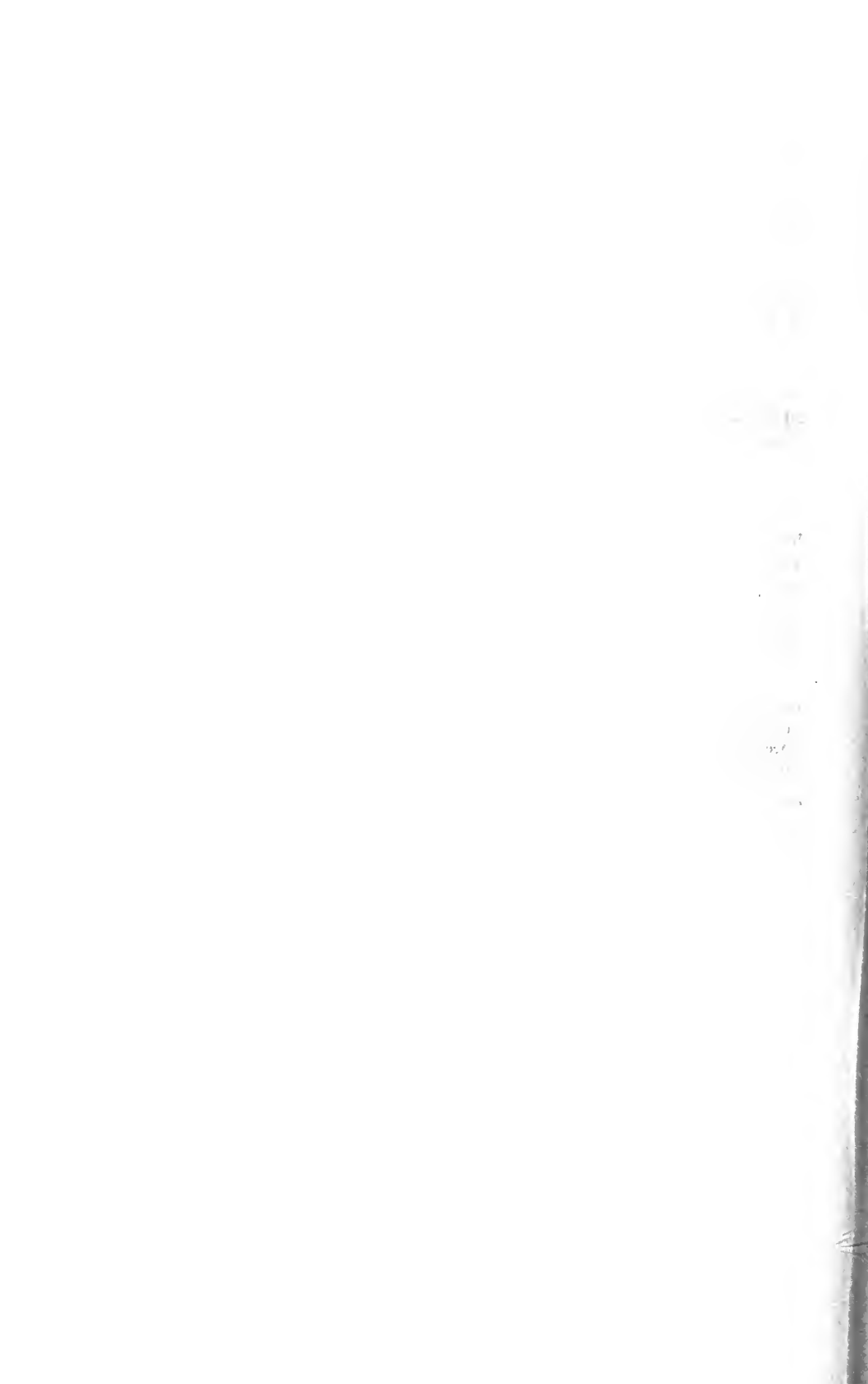
Short title

**3.** The short title of this Act is the *Town of Bracebridge Act, 1981*.

Subsection 4. Self-explanatory.

Subsections 5 and 6. These subsections provide a mechanism whereby the Town may enforce an exemption agreement.

Subsection 7. Where an exemption agreement has been registered against the title to the affected lands and all moneys payable under the agreement have been paid or the agreement has been terminated, the clerk is required to provide a registrable certificate of discharge.





An Act respecting the Town of Bracebridge

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*1st Reading*

October 30th, 1981

*2nd Reading*

*3rd Reading*

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MR. EYES

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*(Private Bill)*

# BILL Pr32

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act respecting the Town of Bracebridge

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MR. EVES

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BILL Pr32

1981

## An Act respecting the Town of Bracebridge

**W**HEREAS The Corporation of the Town of Bracebridge, Preamble  
 herein called the Corporation, hereby applies for special  
 legislation in respect of the matters hereinafter set forth; and  
 whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
 of the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

1.—(1) The council of the Corporation may enter into an Agreements  
for relief  
from  
requirements  
to provide  
parking  
 agreement with the owner or occupant of a building or structure  
 erected or used, or to be erected or used, for a purpose permitted  
 by the Corporation's by-laws providing for relief, to the extent  
 set out in the agreement, from any requirement in any by-law of  
 the Corporation for the provision or maintenance of parking  
 facilities on land that is not part of a highway, and exempting  
 such owner or occupant, to the extent specified in the agreement,  
 from the necessity of providing or maintaining such facilities.

(2) Every agreement referred to in subsection (1) shall, Idem

(a) be subject to the approval of the Ontario Municipal  
 Board given either before or after the execution thereof;

(b) require the payment to the Corporation of a sum of  
 money therein set out, either in a lump sum or by in-  
 stalments, together with interest at a rate therein  
 specified, and setting forth the basis upon which the  
 sum of money is calculated; and

(c) where the agreement provides for payment by instal-  
 ments, be executed by all prior mortgagees or other  
 encumbrancers to postpone their encumbrance in  
 favour of the said agreement.

(3) All moneys paid or to be paid in accordance with an  
 agreement made under subsection (1) shall be paid into a special  
 account and may be invested in such securities as a trustee may Payments  
under  
agreements  
held as  
fund for  
purpose of  
parking  
facilities

R.S.O. 1980,  
cc. 512, 302

invest in under the *Trustee Act*, and the earnings derived from the investment of such moneys shall be paid into such special account, and the moneys in such special account shall be expended for the same purposes and in the same manner as a reserve fund provided for in paragraph 55 of section 208 of the *Municipal Act*.

Audit of  
fund

(4) The auditor of the Corporation, in his annual report, shall report on the activities and position of any special account established under this section.

Registration  
of agreement  
imposes lien  
on land

(5) An agreement made under subsection (1) may be registered against the title of the land affected thereby in the proper land registry office, and, when so registered, the amounts payable under the agreement shall, until paid, be a lien or charge upon the lands described therein.

Default of  
payment

(6) In the event of default of payment under an agreement registered under subsection (5) for a period of one year from the date any payment is due, the amount in default may be collected in the same manner and with the same remedies as provided by the *Municipal Affairs Act* for the collection of real property taxes.

R.S.O. 1980,  
c. 303

Certificate of  
payment or  
termination

(7) Upon payment in full of the moneys to be paid under an agreement registered under subsection (1) or upon termination of such an agreement, the clerk of the Corporation shall, at the request of the owner of the land or other person entitled under the agreement, provide a certificate in a form registrable in the proper land registry office, certifying that the moneys to be paid under the agreement have been fully paid or that the agreement has been terminated.

Commence-  
ment

**2.** This Act comes into force on the day it receives Royal Assent.

Short title

**3.** The short title of this Act is the *Town of Bracebridge Act, 1981*.







An Act respecting the Town of Bracebridge

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*1st Reading*

October 30th, 1981

*2nd Reading*

December 1st, 1981

*3rd Reading*

December 1st, 1981

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MR. EVES

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Town of Gravenhurst**

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**MR. EVES**

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#### EXPLANATORY NOTES

SECTION 1.—Subsection 1. The council of the Corporation will be authorized to enter into agreements with the owners or occupants of existing buildings and buildings to be built in the future exempting the owners or occupants from the off-street parking requirements of the zoning by-laws of the Town.

Subsection 2. Every exemption agreement will be subject to the approval of the Ontario Municipal Board and shall require the payment of a sum of money to be set out in the agreement. Where the agreement provides for payment by instalments, the approval of prior encumbrancers is required.

Subsection 3. Moneys collected under an exemption agreement must be paid into a special account and may only be used to provide municipal parking lots as provided under the *Municipal Act*.



BILL Pr33

1981

## An Act respecting the Town of Gravenhurst

**W**HEREAS The Corporation of the Town of Gravenhurst, Preamble  
 herein called the Corporation, hereby applies for special  
 legislation in respect of the matters hereinafter set forth; and  
 whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
 of the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

1.—(1) The council of the Corporation may enter into an Agreements  
for relief  
from  
requirements  
to provide  
parking  
 agreement with the owner or occupant of a building or structure  
 erected or used, or to be erected or used, for a purpose permitted  
 by the Corporation's by-laws providing for relief, to the extent  
 set out in the agreement, from any requirement in any by-law of  
 the Corporation for the provision or maintenance of parking  
 facilities on land that is not part of a highway, and exempting  
 such owner or occupant, to the extent specified in the agreement,  
 from the necessity of providing or maintaining such facilities.

(2) Every agreement referred to in subsection (1) shall, Idem

(a) be subject to the approval of the Ontario Municipal  
 Board given either before or after the execution thereof;

(b) require the payment to the Corporation of a sum of  
 money therein set out, either in a lump sum or by instal-  
 ments, together with interest at a rate therein  
 specified, and setting forth the basis upon which the  
 sum of money is calculated; and

(c) where the agreement provides for payment by instal-  
 ments, be executed by all prior mortgagees or other  
 encumbrancers to postpone their encumbrance in  
 favour of the said agreement.

(3) All moneys paid or to be paid in accordance with an Payments  
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 agreement made under subsection (1) shall be paid into a special  
 account and may be invested in such securities as a trustee may

- R.S.O. 1980,  
cc. 512, 302 invest in under the *Trustee Act*, and the earnings derived from the investment of such moneys shall be paid into such special account, and the moneys in such special account shall be expended for the same purposes and in the same manner as a reserve fund provided for in paragraph 55 of section 208 of the *Municipal Act*.
- Audit of fund (4) The auditor of the Corporation, in his annual report, shall report on the activities and position of any special account established under this section.
- Registration of agreement imposes lien on land (5) An agreement made under subsection (1) may be registered against the title of the land affected thereby in the proper land registry office, and, when so registered, the amounts payable under the agreement shall, until paid, be a lien or charge upon the lands described therein.
- Default of payment (6) In the event of default of payment under an agreement registered under subsection (5) for a period of one year from the date any payment is due, the amount in default may be collected in the same manner and with the same remedies as provided by the *Municipal Affairs Act* for the collection of real property taxes.
- R.S.O. 1980,  
c. 303
- Certificate of payment or termination (7) Upon payment in full of the moneys to be paid under an agreement registered under subsection (1) or upon termination of such an agreement, the clerk administrator of the Corporation shall, at the request of the owner of the land or other person entitled under the agreement, provide a certificate in a form registrable in the proper land registry office, certifying that the moneys to be paid under the agreement have been fully paid or that the agreement has been terminated.
- Commencement **2.** This Act comes into force on the day it receives Royal Assent.
- Short title **3.** The short title of this Act is the *Town of Gravenhurst Act, 1981*.

Subsection 4. Self-explanatory.

Subsections 5 and 6. These subsections provide a mechanism whereby the Town may enforce an exemption agreement.

Subsection 7. Where an exemption agreement has been registered against the title to the affected lands and all moneys payable under the agreement have been paid or the agreement has been terminated, the clerk is required to provide a registrable certificate of discharge.





An Act respecting the Town of Gravenhurst

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*1st Reading*

October 30th, 1981

*2nd Reading*

*3rd Reading*

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MR. EVES

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*(Private Bill)*

# BILL Pr33

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act respecting the Town of Gravenhurst

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MR. EVES

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BILL Pr33

1981

## An Act respecting the Town of Gravenhurst

**W**HEREAS The Corporation of the Town of Gravenhurst, Preamble  
 herein called the Corporation, hereby applies for special  
 legislation in respect of the matters hereinafter set forth; and  
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Therefore, Her Majesty, by and with the advice and consent  
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 erected or used, or to be erected or used, for a purpose permitted  
 by the Corporation's by-laws providing for relief, to the extent  
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 the Corporation for the provision or maintenance of parking  
 facilities on land that is not part of a highway, and exempting  
 such owner or occupant, to the extent specified in the agreement,  
 from the necessity of providing or maintaining such facilities.

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(a) be subject to the approval of the Ontario Municipal  
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(b) require the payment to the Corporation of a sum of  
 money therein set out, either in a lump sum or by instalments,  
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 encumbrancers to postpone their encumbrance in  
 favour of the said agreement.

(3) All moneys paid or to be paid in accordance with an  
 agreement made under subsection (1) shall be paid into a special  
 account and may be invested in such securities as a trustee may Payments  
 under  
 agreements  
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 fund for  
 purpose of  
 parking  
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R.S.O. 1980,  
cc. 512, 302

invest in under the *Trustee Act*, and the earnings derived from the investment of such moneys shall be paid into such special account, and the moneys in such special account shall be expended for the same purposes and in the same manner as a reserve fund provided for in paragraph 55 of section 208 of the *Municipal Act*.

Audit of  
fund

(4) The auditor of the Corporation, in his annual report, shall report on the activities and position of any special account established under this section.

Registration  
of agreement  
imposes lien  
on land

(5) An agreement made under subsection (1) may be registered against the title of the land affected thereby in the proper land registry office, and, when so registered, the amounts payable under the agreement shall, until paid, be a lien or charge upon the lands described therein.

Default of  
payment

(6) In the event of default of payment under an agreement registered under subsection (5) for a period of one year from the date any payment is due, the amount in default may be collected in the same manner and with the same remedies as provided by the *Municipal Affairs Act* for the collection of real property taxes.

R.S.O. 1980,  
c. 303

Certificate of  
payment or  
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(7) Upon payment in full of the moneys to be paid under an agreement registered under subsection (1) or upon termination of such an agreement, the clerk administrator of the Corporation shall, at the request of the owner of the land or other person entitled under the agreement, provide a certificate in a form registrable in the proper land registry office, certifying that the moneys to be paid under the agreement have been fully paid or that the agreement has been terminated.

Commence-  
ment

**2.** This Act comes into force on the day it receives Royal Assent.

Short title

**3.** The short title of this Act is the *Town of Gravenhurst Act, 1981*.







An Act respecting the Town of Gravenhurst

---

*1st Reading*

October 30th, 1981

*2nd Reading*

December 1st, 1981

*3rd Reading*

December 1st, 1981

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MR. EVES

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**1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981**

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**An Act respecting the Town of Huntsville**

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**MR. EVES**

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#### EXPLANATORY NOTES

SECTION 1.—Subsection 1. The council of the Corporation will be authorized to enter into agreements with the owners or occupants of existing buildings and buildings to be built in the future exempting the owners or occupants from the off-street parking requirements of the zoning by-laws of the Town.

Subsection 2. Every exemption agreement will be subject to the approval of the Ontario Municipal Board and shall require the payment of a sum of money to be set out in the agreement. Where the agreement provides for payment by instalments, the approval of prior encumbrancers is required.

Subsection 3. Moneys collected under an exemption agreement must be paid into a special account and may only be used to provide municipal parking lots as provided under the *Municipal Act*.



BILL Pr34

1981

## An Act respecting the Town of Huntsville

**W**HEREAS The Corporation of the Town of Huntsville, Preamble  
 herein called the Corporation, hereby applies for special  
 legislation in respect of the matters hereinafter set forth; and  
 whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
 of the Legislative Assembly of the Province of Ontario, enacts as  
 follows:

1.—(1) The council of the Corporation may enter into an Agreements  
 agreement with the owner or occupant of a building or structure for relief  
 erected or used, or to be erected or used, for a purpose permitted from  
 by the Corporation's by-laws providing for relief, to the extent requirements  
 set out in the agreement, from any requirement in any by-law of to provide  
 the Corporation for the provision or maintenance of parking parking  
 facilities on land that is not part of a highway, and exempting  
 such owner or occupant, to the extent specified in the agreement,  
 from the necessity of providing or maintaining such facilities.

(2) Every agreement referred to in subsection (1) shall, Idem

- (a) be subject to the approval of the Ontario Municipal Board given either before or after the execution thereof;
- (b) require the payment to the Corporation of a sum of money therein set out, either in a lump sum or by instalments, together with interest at a rate therein specified, and setting forth the basis upon which the sum of money is calculated; and
- (c) where the agreement provides for payment by instalments, be executed by all prior mortgagees or other encumbrancers to postpone their encumbrance in favour of the said agreement.

(3) All moneys paid or to be paid in accordance with an agreement made under subsection (1) shall be paid into a special account and may be invested in such securities as a trustee may Payments  
 under  
 agreements  
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 fund for  
 purpose of  
 parking  
 facilities

- R.S.O. 1980, cc. 512, 302 invest in under the *Trustee Act*, and the earnings derived from the investment of such moneys shall be paid into such special account, and the moneys in such special account shall be expended for the same purposes and in the same manner as a reserve fund provided for in paragraph 55 of section 208 of the *Municipal Act*.
- Audit of fund (4) The auditor of the Corporation, in his annual report, shall report on the activities and position of any special account established under this section.
- Registration of agreement imposes lien on land (5) An agreement made under subsection (1) may be registered against the title of the land affected thereby in the proper land registry office, and, when so registered, the amounts payable under the agreement shall, until paid, be a lien or charge upon the lands described therein.
- Default of payment (6) In the event of default of payment under an agreement registered under subsection (5) for a period of one year from the date any payment is due, the amount in default may be collected in the same manner and with the same remedies as provided by the *Municipal Affairs Act* for the collection of real property taxes.
- R.S.O. 1980, c. 303
- Certificate of payment or termination (7) Upon payment in full of the moneys to be paid under an agreement registered under subsection (1) or upon termination of such an agreement, the clerk of the Corporation shall, at the request of the owner of the land or other person entitled under the agreement, provide a certificate in a form registrable in the proper land registry office, certifying that the moneys to be paid under the agreement have been fully paid or that the agreement has been terminated.
- Commencement **2.** This Act comes into force on the day it receives Royal Assent.
- Short title **3.** The short title of this Act is the *Town of Huntsville Act, 1981*.

Subsection 4. Self-explanatory.

Subsections 5 and 6. These subsections provide a mechanism whereby the Town may enforce an exemption agreement.

Subsection 7. Where an exemption agreement has been registered against the title to the affected lands and all moneys payable under the agreement have been paid or the agreement has been terminated, the clerk is required to provide a registrable certificate of discharge.



1870

An Act respecting the Town of Huntsville

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*1st Reading*

October 30th, 1981

*2nd Reading*

*3rd Reading*

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MR. EYES

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*(Private Bill)*

**BILL Pr34**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Town of Huntsville**

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MR. EVES

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## An Act respecting the Town of Huntsville

**W**HEREAS The Corporation of the Town of Huntsville, Preamble  
 herein called the Corporation, hereby applies for special  
 legislation in respect of the matters hereinafter set forth; and  
 whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
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 follows:

1.—(1) The council of the Corporation may enter into an Agreements  
 for relief  
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 agreement with the owner or occupant of a building or structure  
 erected or used, or to be erected or used, for a purpose permitted  
 by the Corporation's by-laws providing for relief, to the extent  
 set out in the agreement, from any requirement in any by-law of  
 the Corporation for the provision or maintenance of parking  
 facilities on land that is not part of a highway, and exempting  
 such owner or occupant, to the extent specified in the agreement,  
 from the necessity of providing or maintaining such facilities.

(2) Every agreement referred to in subsection (1) shall, Idem

(a) be subject to the approval of the Ontario Municipal  
 Board given either before or after the execution thereof;

(b) require the payment to the Corporation of a sum of  
 money therein set out, either in a lump sum or by in-  
 stalments, together with interest at a rate therein  
 specified, and setting forth the basis upon which the  
 sum of money is calculated; and

(c) where the agreement provides for payment by instal-  
 ments, be executed by all prior mortgagees or other  
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R.S.O. 1980, cc. 512, 302 invest in under the *Trustee Act*, and the earnings derived from the investment of such moneys shall be paid into such special account, and the moneys in such special account shall be expended for the same purposes and in the same manner as a reserve fund provided for in paragraph 55 of section 208 of the *Municipal Act*.

Audit of fund (4) The auditor of the Corporation, in his annual report, shall report on the activities and position of any special account established under this section.

Registration of agreement imposes lien on land (5) An agreement made under subsection (1) may be registered against the title of the land affected thereby in the proper land registry office, and, when so registered, the amounts payable under the agreement shall, until paid, be a lien or charge upon the lands described therein.

Default of payment (6) In the event of default of payment under an agreement registered under subsection (5) for a period of one year from the date any payment is due, the amount in default may be collected in the same manner and with the same remedies as provided by the *Municipal Affairs Act* for the collection of real property taxes.

Certificate of payment or termination (7) Upon payment in full of the moneys to be paid under an agreement registered under subsection (1) or upon termination of such an agreement, the clerk of the Corporation shall, at the request of the owner of the land or other person entitled under the agreement, provide a certificate in a form registrable in the proper land registry office, certifying that the moneys to be paid under the agreement have been fully paid or that the agreement has been terminated.

Commencement **2.** This Act comes into force on the day it receives Royal Assent.

Short title **3.** The short title of this Act is the *Town of Huntsville Act, 1981*.







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*1st Reading*

October 30th, 1981

*2nd Reading*

December 1st, 1981

*3rd Reading*

December 1st, 1981

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MR. EVES

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting Victoria University**

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MR. WILLIAMS

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EXPLANATORY NOTE

The purposes of this Bill are set out in the Preamble.



## An Act respecting Victoria University

**W**HEREAS the Board of Regents of Victoria University hereby represents that it is desirable that the composition of the Board and Senate of the University and of the Councils of Victoria College and Emmanuel College be varied; that the powers of the Caput be amended; and that certain related amendments be made to the University's Act of incorporation; and whereas the applicant hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Clauses 1 (b) and (c) of *The Victoria University Act, 1951*, being chapter 119, are repealed and the following substituted therefor: s. 1 (b),  
re-enacted;  
s. 1 (c),  
repealed

(b) "graduates" means graduates of the University of Toronto who were enrolled in Victoria College at the time of their graduation.

(2) The said section 1 is amended by adding thereto the following clauses: s. 1,  
amended

(e) "student" means any person registered in Victoria College or Emmanuel College for full-time or part-time study in a program that leads to a degree, licentiate or diploma conferred by the University of Toronto or Victoria University;

(f) "teaching staff" means all members of the staff of Victoria and Emmanuel Colleges who hold full-time employment contracts and the academic rank of professor, associate professor, assistant professor or lecturer, senior tutor or tutor, in Victoria University, and those members of the teaching staff of the University of Toronto who have been granted joint appointments as Fellows of Victoria College according to the regulations which may be made from time to time by the Board;

(g) "VUSAC" means the Victoria University Students' Administrative Council, being such student government organization as may be recognized by the Board by regulation from time to time.

s. 4 (2, 3),  
re-enacted

2. Subsections 4 (2) and (3) of the said Act are repealed and the following substituted therefor:

Constitution  
of Board

(2) The Board shall consist of forty-nine members to be elected or appointed as follows:

1. Fifteen members elected by vote of the General Council of the United Church of Canada for terms of four years.
2. Four *ex officio* members, being the Chancellor of Victoria University, the President of Victoria University, the Principal of Victoria College and the Principal of Emmanuel College.
3. Eight members, who are graduates, elected by vote of the graduates in Arts and Science of Victoria University for terms of four years.
4. Five members, who are alumni of Emmanuel College, elected by vote of the alumni of Emmanuel College for terms of four years.
5. Eight members of the teaching staff holding tenure in Victoria University elected by vote of the teaching staff of Victoria University for terms of four years.
6. The President of VUSAC, *ex officio*, and five other students elected for one-year or two-year terms by vote of the students of Victoria University, the numbers of those to be elected for one-year or two-year terms respectively to be determined by regulations of the Board from time to time.
7. Three members, who shall not be teaching staff or students, elected by vote of the members elected or appointed under paragraphs 1 to 6 according to the regulations which may be made from time to time by the Board.

Idem

(3) The members of the Board shall hold office until their successors are elected or appointed.

Vacancies

(4) Where a vacancy occurs in the Board,

(a) from among the members elected by the General Council of The United Church of Canada, the vacancy shall

be filled by the executive of the said General Council;  
and

- (b) from among the other members of the Board, the vacancy shall be filled by the Board from among the persons qualified under the appropriate paragraph of subsection (2),

and a person so appointed shall serve for the unexpired term of the person whose membership is vacant.

(5) No person shall serve as a member of the Board unless he is a Canadian citizen, but this subsection does not disqualify any person who is a member of the Board immediately prior to the coming into force of this Act.

(6) Any member appointed or elected under subsection (2) is eligible for reappointment or re-election so long as he does not serve continuously for more than twelve years, but on the expiration of one year after having served continuously for twelve years he again becomes eligible for appointment or election, but this subsection does not disqualify any person who is a member of the Board immediately prior to the coming into force of this Act.

(7) Notwithstanding paragraphs 1, 3, 4, 5 and 7 of subsection (2), for the purpose of the election of members of the Board, the Board may provide, by by-law, for the election and retirement of any class of members of the Board in rotation.

3.—(1) Clause 8 (c) of the said Act is amended by striking out “Faculty” in the eleventh line and inserting in lieu thereof “teaching staff” and by striking out “professors” in the seventeenth line and inserting in lieu thereof “teaching staff”.

(2) Clause 8 (d) of the said Act is repealed and the following substituted therefor:

(d) In case of a vacancy in the office of President or of the absence, illness or other incapacity of the President, to appoint an Acting President.

(3) Section 8 of the said Act is amended by adding thereto the following subsections:

(2) The meetings of the Board shall be open and prior notice of the meetings shall be given in such manner as the Board, by by-law, shall determine but when,

(a) confidential, financial or legal matters are being discussed, the Board may meet *in camera*; and

(b) the personal affairs of any individual are being discussed the Board shall meet *in camera* unless both the Board and the individual agree otherwise.

Publication  
of by-laws

(3) The Board shall publish its by-laws from time to time in such manner as it may consider proper.

s. 9 (1),  
re-enacted

4. Subsection 9 (1) of the said Act is repealed and the following substituted therefor:

Senate

(1) There shall be a Senate of Victoria University which shall consist of the following:

1. The Chancellor.
2. The Vice-Chancellor.
3. Six members of the Board appointed by the Board from among those members who are not teaching staff of students.
4. All members of the teaching staff of Victoria College and Emmanuel College.
5. All retired members of the teaching staff of Victoria College and Emmanuel College who hold the rank of emeritus professor.
6. Ten members who are graduates elected for terms of four years by vote of the graduates in Arts and Science of Victoria University.
7. Six members who are alumni of Emmanuel College elected for terms of four years by vote of the alumni of Emmanuel College.
8. The President of VUSAC, *ex officio*, and other student of Victoria University to the total number of 15 per cent of the non-student members of the Senate at any one time, elected for one-year or two-year terms by vote of the students of Victoria University, the numbers of those to be elected for one-year and two-year terms respectively to be determined by regulations of the Board from time to time.
9. One representative appointed by Albert College.

s. 10 (b),  
amended

5.—(1) Clause 10 (b) of the said Act is amended by striking out "1947" in the first line and inserting in lieu thereof "1971"

(2) Clause 10 (g) of the said Act is repealed.

s. 10 (g),  
repealed

6. Subsections 11 (3) and (4) of the said Act are repealed and the following substituted therefor:

s. 11 (3, 4),  
re-enacted

(3) The President shall be charged with the general oversight of the University as a whole and shall be the Chief Administrative Officer of the Board.

Idem

(4) The Principal of each College shall have general supervision of the life and work of his College and shall be Chairman and Chief Administrative Officer of the Council of his College.

Idem

7.—(1) Subsection 13 (1) of the said Act is repealed and the following substituted therefor:

s. 13 (1),  
re-enacted

(1) There shall be a Council of Victoria College which shall consist of the following:

Council of  
Victoria  
College

1. The President of Victoria University.
2. The Principal of Victoria College.
3. The Registrar of Victoria University.
4. The Librarian of Victoria University.
5. The Dean of Men and the Dean of Women.
6. All members of the teaching staff of Victoria College.
7. Students of Victoria College to the number of 20 per cent of the non-student members of the Council, elected annually by vote of the students of Victoria College.

(2) Clause 13 (2) (b) of the said Act is amended by striking out "1947" in the second line and inserting in lieu thereof "1971".

s. 13 (2) (b),  
amended

(3) Clause 13 (2) (d) of the said Act is amended by striking out "Senate" in the third line and inserting in lieu thereof "Governing Council".

s. 13 (2) (d),  
amended

(4) Clause 13 (2) (f) of the said Act is repealed.

s. 13 (2) (f),  
repealed

8.—(1) Subsection 15 (1) of the said Act is repealed and the following substituted therefor:

s. 15 (1),  
re-enacted

(1) There shall be a Council of Emmanuel College which shall consist of the following:

Council of  
Emmanuel  
College

1. The President of Victoria University.
2. The Principal of Emmanuel College.
3. The Registrar of Victoria University.
4. The Librarian of Victoria University.
5. The Librarian of Emmanuel College.
6. All members of the teaching staff of Emmanuel College.
7. The six members elected by the alumni of Emmanuel College as members of the Senate of Victoria University.
8. The five members elected by the alumni of Emmanuel College to be members of the Board.
9. Six students of Emmanuel College elected annually by a vote of the students of Emmanuel College.
10. Such other classes of members as the Council may recommend, and the Board approves, the number of such persons, not exceeding five, to be elected in accordance with the regulations that may be made from time to time by the Board.

s. 15 (2) (f),  
re-enacted

(2) Clause 15 (2) (f) of the said Act is repealed and the following substituted therefor:

(f) To make rules and regulations for governing its own proceedings, including the determining of the quorum necessary for the transaction of business.

s. 16 (2),  
re-enacted

9. Subsection 16 (2) of the said Act is repealed and the following substituted therefor:

Disciplinary  
jurisdiction  
of Caput

(2) Subject to subsection (5), the Caput has disciplinary jurisdiction over the conduct of the students of Victoria University and its Colleges in all matters arising or occurring in or upon the grounds and buildings of Victoria University, including residences.

Idem

(3) The disciplinary jurisdiction of the Caput includes the power to impose fines and to suspend or expel students from membership in Victoria University and to exclude students from any or all of the privileges of membership in Victoria University either temporarily or permanently.

(4) For the purposes of subsection 9 (1) of *The University of Toronto Act, 1971*, the Caput shall be deemed to be a council to which the Caput of the University of Toronto may delegate its authority. Delegation of power to Caput 1971, c. 56

(5) The Board has and shall be deemed always to have had authority, Powers of Board

- (a) to make disciplinary regulations with respect to the academic conduct of the students of Victoria University and its Colleges;
- (b) to delegate its authority in such matters to such tribunals as it may establish from time to time; and
- (c) to enter into agreements with the University of Toronto respecting the exercise of disciplinary jurisdiction related to the academic conduct of the students of Victoria University and its Colleges.

**10.** Section 18 of the said Act is repealed.

s. 18,  
repealed

**11.** The members of The Board of Regents of Victoria University, the Senate of Victoria University, the Council of Victoria College and the Council of Emmanuel College, as constituted immediately prior to the coming into force of this Act, are hereby continued in office and shall constitute the Board, Senate and Councils, respectively, until the members thereof are elected or appointed in accordance with this Act.

Transition

**12.** This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

**13.** The short title of this Act is the *Victoria University Act, 1981*.

Short title

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An Act respecting Victoria University

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*1st Reading*

November 10th, 1981

*2nd Reading*

*3rd Reading*

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MR. WILLIAMS

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting Victoria University**

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MR. WILLIAMS

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*(Reprinted as amended by the Social Development Committee)*

EXPLANATORY NOTE

The purposes of this Bill are set out in the Preamble.

## An Act respecting Victoria University

**W**HEREAS the Board of Regents of Victoria University hereby represents that it is desirable that the composition of the Board and Senate of the University and of the Councils of Victoria College and Emmanuel College be varied; that the powers of the Caput be amended; and that certain related amendments be made to the University's Act of incorporation; and whereas the applicant hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Clauses 1 (b) and (c) of *The Victoria University Act, 1951*, being chapter 119, are repealed and the following substituted therefor: s. 1 (b),  
re-enacted;  
s. 1 (c),  
repealed

(b) "graduates" means graduates of the University of Toronto who were enrolled in Victoria College at the time of their graduation.

- (2) The said section 1 is amended by adding thereto the following clauses: s. 1,  
amended

(e) "student" means any person registered in Victoria College or Emmanuel College for full-time or part-time study in a program that leads to a degree, licentiate or diploma conferred by the University of Toronto or Victoria University;

(f) "teaching staff" means all members of the staff of Victoria and Emmanuel Colleges who hold full-time employment contracts and the academic rank of professor, associate professor, assistant professor or lecturer, senior tutor or tutor, in Victoria University, and those members of the teaching staff of the University of Toronto who have been granted joint appointments as Fellows of Victoria College according to the regulations which may be made from time to time by the Board;

(g) "VUSAC" means the Victoria University Students' Administrative Council, being such student government organization as may be recognized by the Board by regulation from time to time.

s. 4 (2, 3),  
re-enacted

2. Subsections 4 (2) and (3) of the said Act are repealed and the following substituted therefor:

Constitution  
of Board

(2) The Board shall consist of forty-nine members to be elected or appointed as follows:

1. Fifteen members elected by vote of the General Council of the United Church of Canada for terms of four years.
2. Four *ex officio* members, being the Chancellor of Victoria University, the President of Victoria University, the Principal of Victoria College and the Principal of Emmanuel College.
3. Eight members, who are graduates, elected by vote of the graduates in Arts and Science of Victoria University for terms of four years.
4. Five members, who are alumni of Emmanuel College, elected by vote of the alumni of Emmanuel College for terms of four years.
5. Eight members of the teaching staff holding tenure in Victoria University elected by vote of the teaching staff of Victoria University for terms of four years.
6. The President of VUSAC, *ex officio*, and five other students elected for one-year or two-year terms by vote of the students of Victoria University, the numbers of those to be elected for one-year or two-year terms respectively to be determined by regulations of the Board from time to time.
7. Three members, who shall not be teaching staff or students, elected by vote of the members elected or appointed under paragraphs 1 to 6 according to the regulations which may be made from time to time by the Board.

Idem

(3) The members of the Board shall hold office until their successors are elected or appointed.

Vacancies

(4) Where a vacancy occurs in the Board,

(a) from among the members elected by the General Council of The United Church of Canada, the vacancy shall

be filled by the executive of the said General Council;  
and

- (b) from among the other members of the Board, the vacancy shall be filled by the Board from among the persons qualified under the appropriate paragraph of subsection (2),

and a person so appointed shall serve for the unexpired term of the person whose membership is vacant.

(5) No person shall serve as a member of the Board unless he is a Canadian citizen. Canadian citizenship

(6) Any member appointed or elected under subsection (2) is eligible for reappointment or re-election so long as he does not serve continuously for more than eight years, but on the expiration of one year after having served continuously for eight years he again becomes eligible for appointment or election. Re-appointment and re-election

(7) For the purposes of subsection (6), the limit of eight continuous years of service on the Board does not include service on the Board prior to the day this subsection comes into force or service on the Board as an *ex officio* member under paragraph 2 of subsection (2). Calculation of continuous service

(8) Notwithstanding paragraphs 1, 3, 4, 5 and 7 of subsection (2), for the purpose of the election of members of the Board, the Board may provide, by by-law, for the election and retirement of any class of members of the Board in rotation. Election and retirement in rotation

3.—(1) Clause 8 (c) of the said Act is amended by striking out "Faculty" in the eleventh line and inserting in lieu thereof "teaching staff" and by striking out "professors" in the seventeenth line and inserting in lieu thereof "teaching staff". s. 8 (c), amended

(2) Clause 8 (d) of the said Act is repealed and the following substituted therefor: s. 8 (d), re-enacted

(d) In case of a vacancy in the office of President or of the absence, illness or other incapacity of the President, to appoint an Acting President.

(3) Section 8 of the said Act is amended by adding thereto the following subsections: s. 8, amended

(2) The meetings of the Board shall be open and prior notice of the meetings shall be given in such manner as the Board, by by-law, shall determine but when, Meetings

(a) confidential, financial or legal matters are being discussed, the Board may meet *in camera*; and

(b) the personal affairs of any individual are being discussed the Board shall meet *in camera* unless both the Board and the individual agree otherwise.

Publication  
of by-laws

(3) The Board shall publish its by-laws from time to time in such manner as it may consider proper.

s. 9 (1),  
re-enacted

4. Subsection 9 (1) of the said Act is repealed and the following substituted therefor:

Senate

(1) There shall be a Senate of Victoria University which shall consist of the following:

1. The Chancellor.
2. The Vice-Chancellor.
3. Six members of the Board appointed by the Board from among those members who are not teaching staff or students.
4. All members of the teaching staff of Victoria College and Emmanuel College.
5. All retired members of the teaching staff of Victoria College and Emmanuel College who hold the rank of emeritus professor.
6. Ten members who are graduates elected for terms of four years by vote of the graduates in Arts and Science of Victoria University.
7. Six members who are alumni of Emmanuel College elected for terms of four years by vote of the alumni of Emmanuel College.
8. The President of VUSAC, *ex officio*, and other students of Victoria University to the total number of 15 per cent of the non-student members of the Senate at any one time, elected for one-year or two-year terms by vote of the students of Victoria University, the numbers of those to be elected for one-year and two-year terms respectively to be determined by regulations of the Board from time to time.
9. One representative appointed by Albert College.

s. 10 (b),  
amended

5.—(1) Clause 10 (b) of the said Act is amended by striking out "1947" in the first line and inserting in lieu thereof "1971".



(2) Clause 10 (g) of the said Act is repealed.

s. 10 (g),  
repealed

6. Subsections 11 (3) and (4) of the said Act are repealed and the following substituted therefor:

s. 11 (3, 4),  
re-enacted

(3) The President shall be charged with the general oversight of the University as a whole and shall be the Chief Administrative Officer of the Board. Idem

(4) The Principal of each College shall have general supervision of the life and work of his College and shall be Chairman and Chief Administrative Officer of the Council of his College. Idem

7.—(1) Subsection 13 (1) of the said Act is repealed and the following substituted therefor:

s. 13 (1),  
re-enacted

(1) There shall be a Council of Victoria College which shall consist of the following:

Council of  
Victoria  
College

1. The President of Victoria University.
2. The Principal of Victoria College.
3. The Registrar of Victoria University.
4. The Librarian of Victoria University.
5. The Dean of Men and the Dean of Women.
6. All members of the teaching staff of Victoria College.
7. Students of Victoria College to the number of 20 per cent of the non-student members of the Council, elected annually by vote of the students of Victoria College.

(2) Clause 13 (2) (b) of the said Act is amended by striking out "1947" in the second line and inserting in lieu thereof "1971".

s. 13 (2) (b),  
amended

(3) Clause 13 (2) (d) of the said Act is amended by striking out "Senate" in the third line and inserting in lieu thereof "Governing Council".

s. 13 (2) (d),  
amended

(4) Clause 13 (2) (f) of the said Act is repealed.

s. 13 (2) (f),  
repealed

8.—(1) Subsection 15 (1) of the said Act is repealed and the following substituted therefor:

s. 15 (1),  
re-enacted

(1) There shall be a Council of Emmanuel College which shall consist of the following:

Council of  
Emmanuel  
College

1. The President of Victoria University.
2. The Principal of Emmanuel College.
3. The Registrar of Victoria University.
4. The Librarian of Victoria University.
5. The Librarian of Emmanuel College.
6. All members of the teaching staff of Emmanuel College.
7. The six members elected by the alumni of Emmanuel College as members of the Senate of Victoria University.
8. The five members elected by the alumni of Emmanuel College to be members of the Board.
9. Six students of Emmanuel College elected annually by a vote of the students of Emmanuel College.
10. Such other classes of members as the Council may recommend, and the Board approves, the number of such persons, not exceeding five, to be elected in accordance with the regulations that may be made from time to time by the Board.

s. 15 (2) (f),  
re-enacted

(2) Clause 15 (2) (f) of the said Act is repealed and the following substituted therefor:

(f) To make rules and regulations for governing its own proceedings, including the determining of the quorum necessary for the transaction of business.

s. 16 (2),  
re-enacted

9. Subsection 16 (2) of the said Act is repealed and the following substituted therefor:

(2) Subject to subsection (5), the Caput has disciplinary jurisdiction over the conduct of the students of Victoria University and its Colleges in all matters arising or occurring in or upon the grounds and buildings of Victoria University, including residences.

Disciplinary  
jurisdiction  
of Caput

Idem

(3) The disciplinary jurisdiction of the Caput includes the power to impose fines and to suspend or expel students from membership in Victoria University and to exclude students from any or all of the privileges of membership in Victoria University either temporarily or permanently.

(4) For the purposes of subsection 9 (1) of *The University of Toronto Act, 1971*, the Caput shall be deemed to be a council to which the Caput of the University of Toronto may delegate its authority. Delegation  
of power  
to Caput  
1971, c. 56

(5) The Board has and shall be deemed always to have had authority, Powers of  
Board

(a) to make disciplinary regulations with respect to the academic conduct of the students of Victoria University and its Colleges;

(b) to delegate its authority in such matters to such tribunals as it may establish from time to time; and

(c) to enter into agreements with the University of Toronto respecting the exercise of disciplinary jurisdiction related to the academic conduct of the students of Victoria University and its Colleges.

10. Section 18 of the said Act is repealed.

s. 18,  
repealed

11. The members of The Board of Regents of Victoria University, the Senate of Victoria University, the Council of Victoria College and the Council of Emmanuel College, as constituted immediately prior to the coming into force of this Act, are hereby continued in office and shall constitute the Board, Senate and Councils, respectively, until the members thereof are elected or appointed in accordance with this Act.

Transition

12. This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

13. The short title of this Act is the *Victoria University Act, 1981*.

Short title

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THE PROCEEDINGS OF THE

*1st Reading*

November 10th, 1981

*2nd Reading*

*3rd Reading*

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MR. WILLIAMS

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*(Reprinted as amended by the  
Social Development Committee)*

**BILL Pr35**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting Victoria University**

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MR. WILLIAMS

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## An Act respecting Victoria University

**W**HEREAS the Board of Regents of Victoria University hereby represents that it is desirable that the composition of the Board and Senate of the University and of the Councils of Victoria College and Emmanuel College be varied; that the powers of the Caput be amended; and that certain related amendments be made to the University's Act of incorporation; and whereas the applicant hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Clauses 1 (b) and (c) of *The Victoria University Act, 1951*, being chapter 119, are repealed and the following substituted therefor:

s. 1 (b),  
re-enacted;  
s. 1 (c),  
repealed

(b) "graduates" means graduates of the University of Toronto who were enrolled in Victoria College at the time of their graduation.

(2) The said section 1 is amended by adding thereto the following clauses:

s. 1,  
amended

(e) "student" means any person registered in Victoria College or Emmanuel College for full-time or part-time study in a program that leads to a degree, licentiate or diploma conferred by the University of Toronto or Victoria University;

(f) "teaching staff" means all members of the staff of Victoria and Emmanuel Colleges who hold full-time employment contracts and the academic rank of professor, associate professor, assistant professor or lecturer, senior tutor or tutor, in Victoria University, and those members of the teaching staff of the University of Toronto who have been granted joint appointments as Fellows of Victoria College according to the regulations which may be made from time to time by the Board;

(g) "VUSAC" means the Victoria University Students' Administrative Council, being such student government organization as may be recognized by the Board by regulation from time to time.

s. 4 (2, 3),  
re-enacted

2. Subsections 4 (2) and (3) of the said Act are repealed and the following substituted therefor:

Constitution  
of Board

(2) The Board shall consist of forty-nine members to be elected or appointed as follows:

1. Fifteen members elected by vote of the General Council of the United Church of Canada for terms of four years.
2. Four *ex officio* members, being the Chancellor of Victoria University, the President of Victoria University, the Principal of Victoria College and the Principal of Emmanuel College.
3. Eight members, who are graduates, elected by vote of the graduates in Arts and Science of Victoria University for terms of four years.
4. Five members, who are alumni of Emmanuel College, elected by vote of the alumni of Emmanuel College for terms of four years.
5. Eight members of the teaching staff holding tenure in Victoria University elected by vote of the teaching staff of Victoria University for terms of four years.
6. The President of VUSAC, *ex officio*, and five other students elected for one-year or two-year terms by vote of the students of Victoria University, the numbers of those to be elected for one-year or two-year terms respectively to be determined by regulations of the Board from time to time.
7. Three members, who shall not be teaching staff or students, elected by vote of the members elected or appointed under paragraphs 1 to 6 according to the regulations which may be made from time to time by the Board.

Idem

(3) The members of the Board shall hold office until their successors are elected or appointed.

Vacancies

(4) Where a vacancy occurs in the Board,

(a) from among the members elected by the General Council of The United Church of Canada, the vacancy shall

be filled by the executive of the said General Council;  
and

- (b) from among the other members of the Board, the vacancy shall be filled by the Board from among the persons qualified under the appropriate paragraph of subsection (2),

and a person so appointed shall serve for the unexpired term of the person whose membership is vacant.

(5) No person shall serve as a member of the Board unless he is a Canadian citizen. Canadian citizenship

(6) Any member appointed or elected under subsection (2) is eligible for reappointment or re-election so long as he does not serve continuously for more than eight years, but on the expiration of one year after having served continuously for eight years he again becomes eligible for appointment or election. Re-appointment and re-election

(7) For the purposes of subsection (6), the limit of eight continuous years of service on the Board does not include service on the Board prior to the day this subsection comes into force or service on the Board as an *ex officio* member under paragraph 2 of subsection (2). Calculation of continuous service

(8) Notwithstanding paragraphs 1, 3, 4, 5 and 7 of subsection (2), for the purpose of the election of members of the Board, the Board may provide, by by-law, for the election and retirement of any class of members of the Board in rotation. Election and retirement in rotation

3.—(1) Clause 8 (c) of the said Act is amended by striking out “Faculty” in the eleventh line and inserting in lieu thereof “teaching staff” and by striking out “professors” in the seventeenth line and inserting in lieu thereof “teaching staff”. s. 8 (c), amended

(2) Clause 8 (d) of the said Act is repealed and the following substituted therefor: s. 8 (d), re-enacted

(d) In case of a vacancy in the office of President or of the absence, illness or other incapacity of the President, to appoint an Acting President.

(3) Section 8 of the said Act is amended by adding thereto the following subsections: s. 8, amended

(2) The meetings of the Board shall be open and prior notice of the meetings shall be given in such manner as the Board, by by-law, shall determine but when, Meetings

(a) confidential, financial or legal matters are being discussed, the Board may meet *in camera*; and

(b) the personal affairs of any individual are being discussed the Board shall meet *in camera* unless both the Board and the individual agree otherwise.

Publication  
of by-laws

(3) The Board shall publish its by-laws from time to time in such manner as it may consider proper.

s. 9 (1),  
re-enacted

4. Subsection 9 (1) of the said Act is repealed and the following substituted therefor:

Senate

(1) There shall be a Senate of Victoria University which shall consist of the following:

1. The Chancellor.
2. The Vice-Chancellor.
3. Six members of the Board appointed by the Board from among those members who are not teaching staff or students.
4. All members of the teaching staff of Victoria College and Emmanuel College.
5. All retired members of the teaching staff of Victoria College and Emmanuel College who hold the rank of emeritus professor.
6. Ten members who are graduates elected for terms of four years by vote of the graduates in Arts and Science of Victoria University.
7. Six members who are alumni of Emmanuel College elected for terms of four years by vote of the alumni of Emmanuel College.
8. The President of VUSAC, *ex officio*, and other students of Victoria University to the total number of 15 per cent of the non-student members of the Senate at any one time, elected for one-year or two-year terms by vote of the students of Victoria University, the numbers of those to be elected for one-year and two-year terms respectively to be determined by regulations of the Board from time to time.
9. One representative appointed by Albert College.

s. 10 (b),  
amended

5.—(1) Clause 10 (b) of the said Act is amended by striking out "1947" in the first line and inserting in lieu thereof "1971".

- (2) Clause 10 (g) of the said Act is repealed. s. 10 (g),  
repealed
6. Subsections 11 (3) and (4) of the said Act are repealed and the following substituted therefor: s. 11 (3, 4),  
re-enacted

(3) The President shall be charged with the general oversight of the University as a whole and shall be the Chief Administrative Officer of the Board. Idem

(4) The Principal of each College shall have general supervision of the life and work of his College and shall be Chairman and Chief Administrative Officer of the Council of his College. Idem

- 7.—(1) Subsection 13 (1) of the said Act is repealed and the following substituted therefor: s. 13 (1),  
re-enacted

(1) There shall be a Council of Victoria College which shall consist of the following: Council of  
Victoria  
College

1. The President of Victoria University.
  2. The Principal of Victoria College.
  3. The Registrar of Victoria University.
  4. The Librarian of Victoria University.
  5. The Dean of Men and the Dean of Women.
  6. All members of the teaching staff of Victoria College.
  7. Students of Victoria College to the number of 20 per cent of the non-student members of the Council, elected annually by vote of the students of Victoria College.
- (2) Clause 13 (2) (b) of the said Act is amended by striking out "1947" in the second line and inserting in lieu thereof "1971". s. 13 (2) (b),  
amended
- (3) Clause 13 (2) (d) of the said Act is amended by striking out "Senate" in the third line and inserting in lieu thereof "Governing Council". s. 13 (2) (d),  
amended

- (4) Clause 13 (2) (f) of the said Act is repealed. s. 13 (2) (f),  
repealed

- 8.—(1) Subsection 15 (1) of the said Act is repealed and the following substituted therefor: s. 15 (1),  
re-enacted

(1) There shall be a Council of Emmanuel College which shall consist of the following: Council of  
Emmanuel  
College

1. The President of Victoria University.
2. The Principal of Emmanuel College.
3. The Registrar of Victoria University.
4. The Librarian of Victoria University.
5. The Librarian of Emmanuel College.
6. All members of the teaching staff of Emmanuel College.
7. The six members elected by the alumni of Emmanuel College as members of the Senate of Victoria University.
8. The five members elected by the alumni of Emmanuel College to be members of the Board.
9. Six students of Emmanuel College elected annually by a vote of the students of Emmanuel College.
10. Such other classes of members as the Council may recommend, and the Board approves, the number of such persons, not exceeding five, to be elected in accordance with the regulations that may be made from time to time by the Board.

s. 15 (2) (f),  
re-enacted

(2) Clause 15 (2) (f) of the said Act is repealed and the following substituted therefor:

(f) To make rules and regulations for governing its own proceedings, including the determining of the quorum necessary for the transaction of business.

s. 16 (2),  
re-enacted

9. Subsection 16 (2) of the said Act is repealed and the following substituted therefor:

(2) Subject to subsection (5), the Caput has disciplinary jurisdiction over the conduct of the students of Victoria University and its Colleges in all matters arising or occurring in or upon the grounds and buildings of Victoria University, including residences.

Disciplinary  
jurisdiction  
of Caput

Idem

(3) The disciplinary jurisdiction of the Caput includes the power to impose fines and to suspend or expel students from membership in Victoria University and to exclude students from any or all of the privileges of membership in Victoria University either temporarily or permanently.

(4) For the purposes of subsection 9 (1) of *The University of Toronto Act, 1971*, the Caput shall be deemed to be a council to which the Caput of the University of Toronto may delegate its authority. Delegation of power to Caput 1971, c. 56

(5) The Board has and shall be deemed always to have had authority, Powers of Board

(a) to make disciplinary regulations with respect to the academic conduct of the students of Victoria University and its Colleges;

(b) to delegate its authority in such matters to such tribunals as it may establish from time to time; and

(c) to enter into agreements with the University of Toronto respecting the exercise of disciplinary jurisdiction related to the academic conduct of the students of Victoria University and its Colleges.

**10.** Section 18 of the said Act is repealed.

s. 18,  
repealed

**11.** The members of The Board of Regents of Victoria University, the Senate of Victoria University, the Council of Victoria College and the Council of Emmanuel College, as constituted immediately prior to the coming into force of this Act, are hereby continued in office and shall constitute the Board, Senate and Councils, respectively, until the members thereof are elected or appointed in accordance with this Act.

Transition

**12.** This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

**13.** The short title of this Act is the *Victoria University Act, 1981*.

Short title







An Act respecting Victoria University

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*1st Reading*

November 10th, 1981

*2nd Reading*

December 11th, 1981

*3rd Reading*

December 11th, 1981

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MR. WILLIAMS

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Township of Chandos**

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MR. POLLOCK

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EXPLANATORY NOTE

The purpose of the Bill is set out in the Preamble.

BILL Pr36

1981

## An Act respecting the Township of Chandos

**W**HEREAS The Corporation of the Township of Chandos, <sup>Preamble</sup> herein called the Corporation, hereby represents that the council of the Corporation passed By-law Number 529 on the 6th day of October, 1975 requesting the Minister of Treasury, Economics and Intergovernmental Affairs to extend the tax arrears procedure under *The Municipal Affairs Act*, being chapter 118 of the Revised Statutes of Ontario, 1970, to the Township of Chandos; that the said request was not received by the appropriate Minister until the 5th day of August, 1980 and was given effect to on the 19th day of August, 1980; that the council of the Corporation mistakenly believed that the Township of Chandos had been placed under the said tax arrears procedure on the 6th day of October, 1975 and proceeded, after the passing of the said By-law Number 529, to act under the said tax arrears procedure and seized certain lands for failure to pay taxes and to deal therewith; that because of its mistake the council of the Corporation did not have authority to proceed under the said tax arrears procedure; that the applicant considers it desirable that the said tax arrears procedure be deemed to have applied in the Township since the 6th day of October, 1975; and that it is desirable that all actions taken since that date be validated; and whereas the applicant hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding any other Act, the tax arrears procedure of the *Municipal Affairs Act* shall be deemed to have applied to the Township of Chandos in the County of Peterborough since the 6th day of October, 1975, and the tax sales procedures of the *Municipal Act* and the *Education Act* shall be deemed not to have applied thereto since that date.

Tax arrears  
procedure  
deemed  
application  
R.S.O. 1980,  
cc. 303, 302,  
129

2. Every tax arrears certificate with respect to land in the Township of Chandos that was registered on or after the 6th day

Registered  
tax arrears  
certificates  
confirmed

R.S.O. 1980,  
c. 303

of October, 1975 and before the day this Act comes into force, that purports to have been registered pursuant to the *Municipal Affairs Act* and that is now outstanding, and the registration thereof, are confirmed and declared to be legal, valid and binding, and shall be deemed to have had the effect of vesting on the day of registration the land therein described in The Corporation of the Township of Chandos, its successors or assigns, in fee simple, clear of and free from all other estate, right, title or interest, and of all charges or encumbrances thereon and dower therein.

Registered  
redemption  
certificates  
confirmed

3. Every redemption certificate with respect to land in the Township of Chandos registered on or after the 6th day of October, 1975 and before the day this Act comes into force and purporting to have been registered pursuant to the *Municipal Affairs Act*, and the registration thereof, are hereby confirmed and declared to be legal, valid and binding, and shall be deemed to have had the effect of vesting in the registered owner at the time of registration of the tax arrears certificate, his heirs or assigns, his original estate, right, title or interest in the land described therein, and of cancelling the tax arrears certificate registered with respect to such land.

Registered  
vacating  
certificates  
confirmed

4. Every vacating certificate with respect to land in the Township of Chandos registered on or after the 6th day of October, 1975 and before the day this Act comes into force and purporting to have been registered pursuant to the *Municipal Affairs Act*, and the registration thereof, are hereby confirmed and declared to be legal, valid and binding, and shall be deemed to have had the effect of vesting in the registered owner at the time of registration of the tax arrears certificate, his heirs or assigns, his original estate, right, title and interest in the land described therein.

Certain  
by-laws and  
dispositions  
confirmed

5. Where any land has become vested in the Corporation as a result of tax arrears procedures under any Act and,

- (a) any such land has been declared by by-law of the Corporation to be required for municipal purposes, such by-law is hereby confirmed and declared to be legal, valid and binding; or
- (b) any such land has been disposed of by the Corporation before the day this Act comes into force, the disposition is hereby confirmed and declared to be legal, valid and binding.

Pending  
litigation  
not affected

6. This Act shall not affect or prejudice any right of any person in any action, litigation or other proceeding now pending, and any such action, litigation or other proceeding may be con-

tinued and finally adjudicated in the same manner and to the same extent as if this Act had not been passed.

7. This Act shall not affect or defeat the Crown with respect to its interest in any land which, or any interest in which, has been sold for taxes, or against which, or any interest in which, a tax arrears certificate has been registered. <sup>Saving as to rights of Crown</sup>

8. This Act comes into force on the day it receives Royal Assent. <sup>Commencement</sup>

9. The short title of this Act is the *Township of Chandos Act*, <sup>Short title</sup> 1981.







An Act respecting the  
Township of Chandos

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*1st Reading*

November 12th, 1981

*2nd Reading*

*3rd Reading*

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MR. POLLOCK

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*(Private Bill)*

# BILL Pr36

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act respecting the Township of Chandos

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MR. POLLOCK

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BILL Pr36

1981

## An Act respecting the Township of Chandos

**W**HEREAS The Corporation of the Township of Chandos, <sup>Preamble</sup> herein called the Corporation, hereby represents that the council of the Corporation passed By-law Number 529 on the 6th day of October, 1975 requesting the Minister of Treasury, Economics and Intergovernmental Affairs to extend the tax arrears procedure under *The Municipal Affairs Act*, being chapter 118 of the Revised Statutes of Ontario, 1970, to the Township of Chandos; that the said request was not received by the appropriate Minister until the 5th day of August, 1980 and was given effect to on the 19th day of August, 1980; that the council of the Corporation mistakenly believed that the Township of Chandos had been placed under the said tax arrears procedure on the 6th day of October, 1975 and proceeded, after the passing of the said By-law Number 529, to act under the said tax arrears procedure and seized certain lands for failure to pay taxes and to deal therewith; that because of its mistake the council of the Corporation did not have authority to proceed under the said tax arrears procedure; that the applicant considers it desirable that the said tax arrears procedure be deemed to have applied in the Township since the 6th day of October, 1975; and that it is desirable that all actions taken since that date be validated; and whereas the applicant hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application;

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Tax arrears  
procedure  
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R.S.O. 1980,  
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Registered  
tax arrears  
certificates  
confirmed

R.S.O. 1980,  
c. 303

of October, 1975 and before the day this Act comes into force, that purports to have been registered pursuant to the *Municipal Affairs Act* and that is now outstanding, and the registration thereof, are confirmed and declared to be legal, valid and binding, and shall be deemed to have had the effect of vesting on the day of registration the land therein described in The Corporation of the Township of Chandos, its successors or assigns, in fee simple, clear of and free from all other estate, right, title or interest, and of all charges or encumbrances thereon and dower therein.

Registered  
redemption  
certificates  
confirmed

3. Every redemption certificate with respect to land in the Township of Chandos registered on or after the 6th day of October, 1975 and before the day this Act comes into force and purporting to have been registered pursuant to the *Municipal Affairs Act*, and the registration thereof, are hereby confirmed and declared to be legal, valid and binding, and shall be deemed to have had the effect of vesting in the registered owner at the time of registration of the tax arrears certificate, his heirs or assigns, his original estate, right, title or interest in the land described therein, and of cancelling the tax arrears certificate registered with respect to such land.

Registered  
vacating  
certificates  
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4. Every vacating certificate with respect to land in the Township of Chandos registered on or after the 6th day of October, 1975 and before the day this Act comes into force and purporting to have been registered pursuant to the *Municipal Affairs Act*, and the registration thereof, are hereby confirmed and declared to be legal, valid and binding, and shall be deemed to have had the effect of vesting in the registered owner at the time of registration of the tax arrears certificate, his heirs or assigns, his original estate, right, title and interest in the land described therein.

Certain  
by-laws and  
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confirmed

5. Where any land has become vested in the Corporation as a result of tax arrears procedures under any Act and,

- (a) any such land has been declared by by-law of the Corporation to be required for municipal purposes, such by-law is hereby confirmed and declared to be legal, valid and binding; or
- (b) any such land has been disposed of by the Corporation before the day this Act comes into force, the disposition is hereby confirmed and declared to be legal, valid and binding.

Pending  
litigation  
not affected

6. This Act shall not affect or prejudice any right of any person in any action, litigation or other proceeding now pending, and any such action, litigation or other proceeding may be con-

tinued and finally adjudicated in the same manner and to the same extent as if this Act had not been passed.

7. This Act shall not affect or defeat the Crown with respect to its interest in any land which, or any interest in which, has been sold for taxes, or against which, or any interest in which, a tax arrears certificate has been registered. Saving as to rights of Crown

8. This Act comes into force on the day it receives Royal Assent. Commencement

9. The short title of this Act is the *Township of Chandos Act, 1981*. Short title

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An Act respecting the  
Township of Chandos

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*1st Reading*

November 12th, 1981

*2nd Reading*

December 1st, 1981

*3rd Reading*

December 1st, 1981

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MR. POLLOCK

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to incorporate Emmanuel Bible College**

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**MR. SWEENEY**

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EXPLANATORY NOTE

The purpose of this Bill is to incorporate Emmanuel Bible College as a degree granting institution.

## An Act to incorporate Emmanuel Bible College

**W**HEREAS The Missionary Church, Canada East, incorporated under the laws of Ontario, hereby represents that it established Emmanuel Bible College in 1939 at the annual conference of the Church; that the College has provided post secondary education since the 2nd day of January, 1940; that since 1952 the College has granted theological degrees to graduates of three and four year programs of study; that under the by-laws of the Church, the College has been administered by the Bible College Board of Directors; that the College is a member in good standing of the Association of Canadian Bible Colleges and of the American Association of Bible Colleges and has candidate status for full accreditation with the Accreditation Commission of the said American Association of Bible Colleges; and whereas the applicant hereby applies for special legislation providing for the continuance of its organization, government and administration, including the power to grant degrees in the field of religious study; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

### 1.—(1) In this Act,

Inter-  
pretation

- (a) "academic unit" means a faculty, department or other academic division of the College;
- (b) "Board" means the Board of Governors of the College;
- (c) "College" means Emmanuel Bible College as incorporated by section 2;
- (d) "faculty" means all of the teaching staff of the College and the head librarian;
- (e) "former bible college" means Emmanuel Bible College as it existed immediately prior to the coming into force of this Act;

(f) "student" means a person who is registered as such in a program or course of study at the College that leads to a degree, diploma or certificate of the College.

Conflict with R.S.O. 1980, c. 95

(2) In the event of conflict between any provision of this Act and any provision of the *Corporations Act*, the provision of this Act prevails.

Board incorporated

**2.**—(1) The Board of Governors of the College is hereby constituted a body corporate with perpetual succession and a common seal under the name of "Emmanuel Bible College".

Rights and liabilities continued

(2) The property, rights, privileges and powers of the former bible college are hereby continued and vested in the College and the liabilities of the former bible college together with the benefits and burdens of all contracts and covenants of the former bible college are hereby continued in and assumed by the College.

By-laws, etc., continued

(3) Subject to this Act, all by-laws, regulations, resolutions and appointments of the former bible college shall continue as by-laws, regulations, resolutions and appointments of the College until amended, repealed or revoked.

Dissolution of former Board

(4) The Bible College Board of Directors, established under the by-laws of The Missionary Church, Canada East, is dissolved on the day this Act comes into force.

Objects and purposes

**3.** The objects and purposes of the College are,

- (a) to provide instruction in higher Christian education for Christian faith and practice;
- (b) to prepare students to serve with competence in full-time Christian professions both at home and abroad; and
- (c) to equip students not anticipating full-time Christian service for positions of lay leadership and activity in various Christian ministries.

Board of Governors

**4.**—(1) The affairs of the College shall be managed by the Board.

Composition

(2) The Board shall be composed of,

- (a) twelve members elected for a term of three years by the membership of The Missionary Church, Canada East, at an annual meeting of the Church;

- (b) the District Superintendent of The Missionary Church, Canada East, who shall be an *ex officio* member;
- (c) the president of the College, who shall be an *ex officio* member;
- (d) the president of the Alumni Association, who shall be an *ex officio* member; and
- (e) such other members, not exceeding six in number, as may be appointed by the Board for a term of one, two or three years.

(3) The Board may, by by-law, provide for the election and retirement in rotation of the first members of the Board elected under clause (2) (a) and may determine that one or more of the first members so elected shall serve for an initial term of less than three years. Staggered terms

(4) No person shall be elected as a member of the Board unless the person is a Canadian citizen. Canadian citizenship

(5) No elected or appointed member of the Board shall serve for more than nine consecutive years, but a member who has served for nine consecutive years shall again be eligible for election to the Board on the expiration of one year after having completed the ninth consecutive year. Re-election, maximum term of office

(6) Service on the Board of Directors of the former bible college prior to the day this Act comes into force, service on the Board for a period of less than three years by any first member of the Board under subsection (3), service on the Board as an *ex officio* member, or service on the Board for the balance of an unexpired term by a member appointed under subsection (7) does not constitute service of all or part of a term or terms for the purposes of subsection (5). Idem

(7) Where a vacancy occurs among the elected members of the Board, the Board of Directors of The Missionary Church, Canada East, may appoint a new member to fill the vacancy on the Board, and the person so appointed shall serve for the balance of the unexpired term of the vacating member. Vacancies

5.—(1) The government, conduct, management and control of the College and of its property, revenues, expenditures, business and affairs are vested in the Board and the Board has all powers necessary or convenient to perform its duties and achieve the objects and purposes of the College including, without limiting the generality of the foregoing, the power, Powers of the Board

- (a) to appoint members of the Board under clause 4 (2) (e);
- (b) to enact by-laws for the conduct of its affairs;
- (c) to establish and terminate programs and courses of study after consideration of the recommendations, if any, of the Academic Council;
- (d) to appoint, promote, suspend and remove the president and other administrative officers of the College and the members of the administrative staff;
- (e) to appoint and promote members of the faculty and academic officers;
- (f) to grant tenure and leave to and to suspend and remove the academic officers and members of the faculty;
- (g) to establish, change and terminate academic units within the College and determine the powers and duties of any such unit;
- (h) to appoint committees and delegate thereto power and authority to act for the Board with respect to any matter or class of matters, provided that where power and authority to act for the Board are delegated to a committee, a majority of the members of the committee shall be members of the Board;
- (i) subject to the approval of The Missionary Church, Canada East, to federate or affiliate the College with any other institution of higher learning;
- (j) to establish and collect fees and charges for tuition and for services of any kind offered by the College and collect fees and charges on behalf of any entity, organization or element of the College;
- (k) to borrow money for the purposes of the College and give security therefor on such terms and in such amounts as it may deem advisable;
- (l) to invest all money that comes into the College that is not required to be expended, for any purpose to which it lawfully may be applied, subject always to any express limitations or restrictions on investment powers imposed by the terms of same, in such manner as it considers proper and, except where a trust instrument otherwise directs, to combine trust moneys belonging to various trusts in its care into a common trust fund;



- (*m*) to acquire, accept, solicit or receive, by purchase, lease, deed, contract, donation, legacy, gift, grant, bequest, devise or otherwise, any kind of real or personal property and to enter into and carry out agreements, contracts and undertakings incidental thereto and to hold any such property for the purpose of drawing revenue therefrom, and to sell, lease, mortgage, dispose of and convey the same or any part thereof or interest therein as the Board may consider advisable;
- (*n*) to acquire, accept, solicit or receive any gift of real or personal property, either as an annual or other contribution or as an addition to the fund or funds of the College;
- (*o*) to establish, by by-law, Christian doctrinal statements of the College which shall be adhered to by members of the Board and members of the faculty;
- (*p*) to appoint a member or members of the Board, or any other person or persons, to execute on behalf of the Board,
- (i) documents and other instruments in writing generally, or
- (ii) specific documents and other instruments in writing,

and to affix the corporate seal of the College thereto:  
and

- (*q*) to establish the fiscal year of the Board.

(2) The Board shall not sell or mortgage or otherwise convey any real property of the College without the consent of The Missionary Church, Canada East. Restriction  
on  
conveyances

**6.**—(1) There shall be a chairman and a vice-chairman of the Board, a secretary and a treasurer, or in lieu of a secretary and a treasurer, a secretary-treasurer of the Board, and such other officers as the Board may determine from time to time. Chairman,  
etc.

(2) The chairman and vice-chairman of the Board shall be elected by the Board from among the Governors appointed or elected under clause 4 (1) (*a*) at the first meeting of the Board after the annual meeting of The Missionary Church, Canada East, and the chairman and vice-chairman shall hold office until their successors are elected. Election

- Idem (3) The treasurer and secretary or secretary-treasurer of the Board and any other officers that may be appointed by the Board need not be members of the Board.
- Absence of chairman (4) The chairman of the Board shall preside at meetings of the Board and, in his absence, the vice-chairman shall preside or, in the absence of both of them, the president shall preside.
- Academic Council 7.—(1) There shall be an Academic Council of the College composed of,
- (a) the president of the College, the Dean of Academic Affairs, and the head librarian, who shall be *ex officio* members; and
  - (b) all members of the full-time faculty.
- Powers and duties (2) The Academic Council shall have the following powers and duties:
1. To make recommendations to the president to establish and terminate programs and courses of study.
  2. To determine the curricula of all programs and courses of study, standards of admission to the College and continued registration therein, and the qualifications for graduation.
  3. To conduct examinations, appoint examiners and decide all matters related to examinations and the appointment of examiners.
  4. To award fellowships, scholarships, bursaries, medals, prizes and other marks of academic achievement.
  5. To grant the degrees of Bachelor of Theology, Bachelor of Religious Education and Bachelor of Sacred Music.
  6. To appoint committees and delegate thereto power and authority to act for them with respect to any matter or class of matters set out in paragraphs 1 to 5, provided that where such power and authority to act is delegated to a committee, a majority of the members of the committee shall be members of the Academic Council.
  7. To do all things necessary for carrying out the powers and duties as set out in paragraphs 1 to 6.
- Meetings open to public 8.—(1) Subject to subsections (2) and (3), every meeting of the Board or of the Academic Council shall be open to the public

and prior notice of the meeting shall be given to the members of the Board or the Academic Council, as the case may be, and to the public in such manner as the Board and the Academic Council, by by-law, shall respectively determine, and no person shall be excluded from a meeting except for improper conduct as determined by the Board or the Academic Council, as the case may be.

(2) Where matters confidential to the College are to be considered, the part of the meeting concerning such matters may be held *in camera*. Confidential matters

(3) Where a matter of a personal nature concerning an individual may be considered at a meeting, the part of the meeting concerning such individual shall be held *in camera* unless there is mutual agreement to the contrary by the Board or Academic Council, as the case may be, and the individual. Personal matters

(4) The by-laws of the Board and of the Academic Council shall be open to examination by the public during normal office hours of the College. By-laws

(5) The Board shall publish its by-laws from time to time in such manner as it may consider proper. Idem

**9.**—(1) The Board shall appoint one or more auditors licensed under the *Public Accountancy Act* to audit the accounts and transactions of the Board at least once a year. Auditors  
R.S.O. 1980,  
c. 405

(2) A copy of the audited annual statement shall be made available for inspection by the public during the normal office hours of the College. Annual statements

**10.** All property heretofore or hereafter granted, conveyed, devised or bequeathed to the former bible college, any of its divisions, departments, or any of its academic units or to any person in trust for or for the benefit of any of the foregoing, subject to any trust affecting the same, vests in the College. Property

**11.** For the purposes of construing any instrument or other document unless the contrary intention appears, a reference to the former bible college or any of its divisions or departments shall be construed to refer to the College. References to former bible college

**12.** The College has power to purchase or otherwise acquire, take or receive, by deed, gift, bequest or devise, and to hold, possess and enjoy, without licence in mortmain and without limitation as to the period of holding, any estate or property whatsoever, whether real or personal, and to sell, grant, convey, Power to hold property in mortmain

mortgage, lease or otherwise dispose of the same or any part thereof or any interest therein from time to time and as occasion may require, and to acquire other estate or property in addition thereto or in place thereof.

Non-profit  
corporation

**13.** The College shall be carried on without the purpose of gain for the members of the Board and any profits or other accretions to the College shall be used in promoting its objects.

Application of  
R.S.O. 1980,  
c. 65

**14.** The *Charities Accounting Act* applies to the College.

Dissolution

**15.** Upon the dissolution of the College and after the payment of all debts and liabilities, the remaining property of the College shall be distributed or disposed of to The Missionary Church, Canada East.

Transition

**16.**—(1) The Board, until reconstituted in accordance with subsection 4 (2), shall consist of those persons who, immediately prior to the coming into force of this Act, were members of the Board of Directors of the former bible college.

Reconstitu-  
tion of  
Board

(2) The Board shall be reconstituted in accordance with subsection 4 (2) within twelve months of this Act coming into force.

Commence-  
ment

**17.** This Act comes into force on the day it receives Royal Assent.

Short title

**18.** The short title of this Act is the *Emmanuel Bible College Act, 1981*.



An Act to incorporate  
Emmanuel Bible College

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*1st Reading*

November 6th, 1981

*2nd Reading*

*3rd Reading*

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MR. SWENEY

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*(Private Bill)*

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**BILL Pr38**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to incorporate Emmanuel Bible College**

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MR. SWEENEY

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See also reference to  
the original paper



## An Act to incorporate Emmanuel Bible College

**W**HEREAS The Missionary Church, Canada East, incorporated under the laws of Ontario, hereby represents that it established Emmanuel Bible College in 1939 at the annual conference of the Church; that the College has provided post secondary education since the 2nd day of January, 1940; that since 1952 the College has granted theological degrees to graduates of three and four year programs of study; that under the by-laws of the Church, the College has been administered by the Bible College Board of Directors; that the College is a member, in good standing of the Association of Canadian Bible Colleges and of the American Association of Bible Colleges and has candidate status for full accreditation with the Accreditation Commission of the said American Association of Bible Colleges; and whereas the applicant hereby applies for special legislation providing for the continuance of its organization, government and administration, including the power to grant degrees in the field of religious study; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

### 1.—(1) In this Act,

Inter-  
pre-  
tation

- (a) "academic unit" means a faculty, department or other academic division of the College;
- (b) "Board" means the Board of Governors of the College;
- (c) "College" means Emmanuel Bible College as incorporated by section 2;
- (d) "faculty" means all of the teaching staff of the College and the head librarian;
- (e) "former bible college" means Emmanuel Bible College as it existed immediately prior to the coming into force of this Act;

(f) "student" means a person who is registered as such in a program or course of study at the College that leads to a degree, diploma or certificate of the College.

Conflict with R.S.O. 1980, c. 95

(2) In the event of conflict between any provision of this Act and any provision of the *Corporations Act*, the provision of this Act prevails.

Board incorporated

**2.**—(1) The Board of Governors of the College is hereby constituted a body corporate with perpetual succession and a common seal under the name of "Emmanuel Bible College".

Rights and liabilities continued

(2) The property, rights, privileges and powers of the former bible college are hereby continued and vested in the College and the liabilities of the former bible college together with the benefits and burdens of all contracts and covenants of the former bible college are hereby continued in and assumed by the College.

By-laws, etc., continued

(3) Subject to this Act, all by-laws, regulations, resolutions and appointments of the former bible college shall continue as by-laws, regulations, resolutions and appointments of the College until amended, repealed or revoked.

Dissolution of former Board

(4) The Bible College Board of Directors, established under the by-laws of The Missionary Church, Canada East, is dissolved on the day this Act comes into force.

Objects and purposes

**3.** The objects and purposes of the College are,

- (a) to provide instruction in higher Christian education for Christian faith and practice;
- (b) to prepare students to serve with competence in full-time Christian professions both at home and abroad; and
- (c) to equip students not anticipating full-time Christian service for positions of lay leadership and activity in various Christian ministries.

Board of Governors

**4.**—(1) The affairs of the College shall be managed by the Board.

Composition

(2) The Board shall be composed of,

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- (b) the District Superintendent of The Missionary Church, Canada East, who shall be an *ex officio* member;
- (c) the president of the College, who shall be an *ex officio* member;
- (d) the president of the Alumni Association, who shall be an *ex officio* member; and
- (e) such other members, not exceeding six in number, as may be appointed by the Board for a term of one, two or three years.

(3) The Board may, by by-law, provide for the election and retirement in rotation of the first members of the Board elected under clause (2) (a) and may determine that one or more of the first members so elected shall serve for an initial term of less than three years. Staggered terms

(4) No person shall be elected as a member of the Board unless the person is a Canadian citizen. Canadian citizenship

(5) No elected or appointed member of the Board shall serve for more than nine consecutive years, but a member who has served for nine consecutive years shall again be eligible for election to the Board on the expiration of one year after having completed the ninth consecutive year. Re-election, maximum term of office

(6) Service on the Board of Directors of the former bible college prior to the day this Act comes into force, service on the Board for a period of less than three years by any first member of the Board under subsection (3), service on the Board as an *ex officio* member, or service on the Board for the balance of an unexpired term by a member appointed under subsection (7) does not constitute service of all or part of a term or terms for the purposes of subsection (5). Idem

(7) Where a vacancy occurs among the elected members of the Board, the Board of Directors of The Missionary Church, Canada East, may appoint a new member to fill the vacancy on the Board, and the person so appointed shall serve for the balance of the unexpired term of the vacating member. Vacancies

5.—(1) The government, conduct, management and control of the College and of its property, revenues, expenditures, business and affairs are vested in the Board and the Board has all powers necessary or convenient to perform its duties and achieve the objects and purposes of the College including, without limiting the generality of the foregoing, the power, Powers of the Board

- (a) to appoint members of the Board under clause 4 (2) (e);
- (b) to enact by-laws for the conduct of its affairs;
- (c) to establish and terminate programs and courses of study after consideration of the recommendations, if any, of the Academic Council;
- (d) to appoint, promote, suspend and remove the president and other administrative officers of the College and the members of the administrative staff;
- (e) to appoint and promote members of the faculty and academic officers;
- (f) to grant tenure and leave to and to suspend and remove the academic officers and members of the faculty;
- (g) to establish, change and terminate academic units within the College and determine the powers and duties of any such unit;
- (h) to appoint committees and delegate thereto power and authority to act for the Board with respect to any matter or class of matters, provided that where power and authority to act for the Board are delegated to a committee, a majority of the members of the committee shall be members of the Board;
- (i) subject to the approval of The Missionary Church, Canada East, to federate or affiliate the College with any other institution of higher learning;
- (j) to establish and collect fees and charges for tuition and for services of any kind offered by the College and collect fees and charges on behalf of any entity, organization or element of the College;
- (k) to borrow money for the purposes of the College and give security therefor on such terms and in such amounts as it may deem advisable;
- (l) to invest all money that comes into the College that is not required to be expended, for any purpose to which it lawfully may be applied, subject always to any express limitations or restrictions on investment powers imposed by the terms of same, in such manner as it considers proper and, except where a trust instrument otherwise directs, to combine trust moneys belonging to various trusts in its care into a common trust fund;

(m) to acquire, accept, solicit or receive, by purchase, lease, deed, contract, donation, legacy, gift, grant, bequest, devise or otherwise, any kind of real or personal property and to enter into and carry out agreements, contracts and undertakings incidental thereto and to hold any such property for the purpose of drawing revenue therefrom, and to sell, lease, mortgage, dispose of and convey the same or any part thereof or interest therein as the Board may consider advisable;

(n) to acquire, accept, solicit or receive any gift of real or personal property, either as an annual or other contribution or as an addition to the fund or funds of the College;

(o) to establish, by by-law, Christian doctrinal statements of the College which shall be adhered to by members of the Board and members of the faculty;

(p) to appoint a member or members of the Board, or any other person or persons, to execute on behalf of the Board,

(i) documents and other instruments in writing generally, or

(ii) specific documents and other instruments in writing,

and to affix the corporate seal of the College thereto:  
and

(q) to establish the fiscal year of the Board.

(2) The Board shall not sell or mortgage or otherwise convey any real property of the College without the consent of The Missionary Church, Canada East. Restriction on conveyances

6.—(1) There shall be a chairman and a vice-chairman of the Board, a secretary and a treasurer, or in lieu of a secretary and a treasurer, a secretary-treasurer of the Board, and such other officers as the Board may determine from time to time. Chairman, etc.

(2) The chairman and vice-chairman of the Board shall be elected by the Board from among the Governors appointed or elected under clause 4 (1) (a) at the first meeting of the Board after the annual meeting of The Missionary Church, Canada East, and the chairman and vice-chairman shall hold office until their successors are elected. Election

- Idem (3) The treasurer and secretary or secretary-treasurer of the Board and any other officers that may be appointed by the Board need not be members of the Board.
- Absence of chairman (4) The chairman of the Board shall preside at meetings of the Board and, in his absence, the vice-chairman shall preside or, in the absence of both of them, the president shall preside.
- Academic Council 7.—(1) There shall be an Academic Council of the College composed of,
- (a) the president of the College, the Dean of Academic Affairs, and the head librarian, who shall be *ex officio* members; and
  - (b) all members of the full-time faculty.
- Powers and duties (2) The Academic Council shall have the following powers and duties:
1. To make recommendations to the president to establish and terminate programs and courses of study.
  2. To determine the curricula of all programs and courses of study, standards of admission to the College and continued registration therein, and the qualifications for graduation.
  3. To conduct examinations, appoint examiners and decide all matters related to examinations and the appointment of examiners.
  4. To award fellowships, scholarships, bursaries, medals, prizes and other marks of academic achievement.
  5. To grant the degrees of Bachelor of Theology, Bachelor of Religious Education and Bachelor of Sacred Music.
  6. To appoint committees and delegate thereto power and authority to act for them with respect to any matter or class of matters set out in paragraphs 1 to 5, provided that where such power and authority to act is delegated to a committee, a majority of the members of the committee shall be members of the Academic Council.
  7. To do all things necessary for carrying out the powers and duties as set out in paragraphs 1 to 6.
- Meetings open to public 8.—(1) Subject to subsections (2) and (3), every meeting of the Board or of the Academic Council shall be open to the public

and prior notice of the meeting shall be given to the members of the Board or the Academic Council, as the case may be, and to the public in such manner as the Board and the Academic Council, by by-law, shall respectively determine, and no person shall be excluded from a meeting except for improper conduct as determined by the Board or the Academic Council, as the case may be.

(2) Where matters confidential to the College are to be considered, the part of the meeting concerning such matters may be held *in camera*. Confidential matters

(3) Where a matter of a personal nature concerning an individual may be considered at a meeting, the part of the meeting concerning such individual shall be held *in camera* unless there is mutual agreement to the contrary by the Board or Academic Council, as the case may be, and the individual. Personal matters

(4) The by-laws of the Board and of the Academic Council shall be open to examination by the public during normal office hours of the College. By-laws

(5) The Board shall publish its by-laws from time to time in such manner as it may consider proper. Idem

**9.**—(1) The Board shall appoint one or more auditors licensed under the *Public Accountancy Act* to audit the accounts and transactions of the Board at least once a year. Auditors  
R.S.O. 1980,  
c. 405

(2) A copy of the audited annual statement shall be made available for inspection by the public during the normal office hours of the College. Annual statements

**10.** All property heretofore or hereafter granted, conveyed, devised or bequeathed to the former bible college, any of its divisions, departments, or any of its academic units or to any person in trust for or for the benefit of any of the foregoing, subject to any trust affecting the same, vests in the College. Property

**11.** For the purposes of construing any instrument or other document unless the contrary intention appears, a reference to the former bible college or any of its divisions of departments shall be construed to refer to the College. References to former bible college

**12.** The College has power to purchase or otherwise acquire, take or receive, by deed, gift, bequest or devise, and to hold, possess and enjoy, without licence in mortmain and without limitation as to the period of holding, any estate or property whatsoever, whether real or personal, and to sell, grant, convey, Power to hold property in mortmain

mortgage, lease or otherwise dispose of the same or any part thereof or any interest therein from time to time and as occasion may require, and to acquire other estate or property in addition thereto or in place thereof.

Non-profit  
corporation

**13.** The College shall be carried on without the purpose of gain for the members of the Board and any profits or other accretions to the College shall be used in promoting its objects.

Application of  
R.S.O. 1980,  
c. 65

**14.** The *Charities Accounting Act* applies to the College.

Dissolution

**15.** Upon the dissolution of the College and after the payment of all debts and liabilities, the remaining property of the College shall be distributed or disposed of to The Missionary Church, Canada East.

Transition

**16.—(1)** The Board, until reconstituted in accordance with subsection 4 (2), shall consist of those persons who, immediately prior to the coming into force of this Act, were members of the Board of Directors of the former bible college.

Reconstitu-  
tion of  
Board

(2) The Board shall be reconstituted in accordance with subsection 4 (2) within twelve months of this Act coming into force.

Commence-  
ment

**17.** This Act comes into force on the day it receives Royal Assent.

Short title

**18.** The short title of this Act is the *Emmanuel Bible College Act, 1981*.





An Act to incorporate  
Emmanuel Bible College

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*1st Reading*

November 6th, 1981

*2nd Reading*

December 10th, 1981

*3rd Reading*

December 10th, 1981

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MR. SWEENEY

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting Tordom Corporation**

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MRS. SCRIVENER

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EXPLANATORY NOTE

The purpose of the Bill is set out in the Preamble.

BILL Pr40

1981

## An Act respecting Tordom Corporation

**W**HEREAS Tordom Corporation hereby represents that it is a loan corporation subject to the *Loan and Trust Corporations Act* and is wholly owned by The Toronto Dominion Bank, a bank to which the *Bank Act* (Canada), applies; that as a result of the enactment of the *Banks and Banking Law Revision Act, 1980* (Canada), it is in the best interest of Tordom Corporation that it be continued as a loan company under the *Loan Companies Act* (Canada); and whereas the applicant hereby applies for special legislation for such purpose; and whereas it is expedient to grant the application;

Preamble  
R.S.O. 1980,  
c. 249;  
1980-81,  
c. 40 (Can.);  
1980,  
c. 40 (Can.);  
R.S.C. 1970,  
c. L-12

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1.** Tordom Corporation may, provided it is authorized to do so by the *Loan Companies Act* (Canada), apply for letters patent continuing it as if it had been incorporated under that Act.

Application  
for letters  
patent  
continuing  
corporation  
under  
R.S.C. 1970,  
c. L-12  
authorized

**2.** From the date on which Tordom Corporation is continued under the *Loan Companies Act* (Canada), Tordom Corporation ceases to be governed by the *Loan and Trust Corporations Act* and must file with the Minister of Consumer and Commercial Relations a certified copy of the letters patent or other document certifying that it has been so continued.

When  
corporation  
ceases to be  
governed by  
R.S.C. 1970,  
c. L-12;  
R.S.O. 1980,  
c. 249

**3.** This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

**4.** The short title of this Act is the *Tordom Corporation Continuation Authorization Act, 1981*.

Short title

An Act respecting Tordom Corporation

*1st Reading*

November 16th, 1981

*2nd Reading*

*3rd Reading*

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MRS. SCRIVENER

*(Private Bill)*

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# BILL Pr40

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act respecting Tordom Corporation

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MRS. SCRIVENER

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BILL Pr40

1981

## An Act respecting Tordom Corporation

**W**HEREAS Tordom Corporation hereby represents that it is a loan corporation subject to the *Loan and Trust Corporations Act* and is wholly owned by The Toronto Dominion Bank, a bank to which the *Bank Act* (Canada), applies; that as a result of the enactment of the *Banks and Banking Law Revision Act, 1980* (Canada), it is in the best interest of Tordom Corporation that it be continued as a loan company under the *Loan Companies Act* (Canada); and whereas the applicant hereby applies for special legislation for such purpose; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1.** Tordom Corporation may, provided it is authorized to do so by the *Loan Companies Act* (Canada), apply for letters patent continuing it as if it had been incorporated under that Act.

**2.** From the date on which Tordom Corporation is continued under the *Loan Companies Act* (Canada), Tordom Corporation ceases to be governed by the *Loan and Trust Corporations Act* and must file with the Minister of Consumer and Commercial Relations a certified copy of the letters patent or other document certifying that it has been so continued.

**3.** This Act comes into force on the day it receives Royal Assent.

**4.** The short title of this Act is the *Tordom Corporation Continuation Authorization Act, 1981*.

Preamble  
R.S.O. 1980,  
c. 249;  
1980-81,  
c. 40 (Can.);  
1980,  
c. 40 (Can.);  
R.S.C. 1970,  
c. L-12

Application  
for letters  
patent  
continuing  
corporation  
under  
R.S.C. 1970,  
c. L-12  
authorized

When  
corporation  
ceases to be  
governed by  
R.S.C. 1970,  
c. L-12;  
R.S.O. 1980,  
c. 249

Commence-  
ment

Short title

An Act respecting Tordom Corporation

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*1st Reading*

November 16th, 1981

*2nd Reading*

December 1st, 1981

*3rd Reading*

December 1st, 1981

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MRS. SCRIVENER

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act to revive  
The Atlas Hotel Company Limited**

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**MR. ROTENBERG**

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EXPLANATORY NOTE

The purpose of the Bill is to revive The Atlas Hotel Company Limited.

BILL Pr41

1981

**An Act to revive  
The Atlas Hotel Company Limited**

**W**HEREAS N. Sidney Strauss hereby represents that The Atlas Hotel Company Limited, herein called the Corporation, was incorporated by letters patent dated the 1st day of March, 1938; that the Minister of Consumer and Commercial Relations by certificate of dissolution dated the 2nd day of April, 1979, and made under the authority of section 249 of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, cancelled the letters patent of the Corporation upon the filing of articles of dissolution pursuant to subsection 248 (1) of that Act; that the applicant herein was the majority shareholder of the Corporation at the time of its dissolution; that the said articles of dissolution were filed in error; that the Corporation owned property and it was not intended to voluntarily dissolve the Corporation at the time that the articles of dissolution were filed; and whereas the applicant hereby applies for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Atlas Hotel Company Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

The Atlas  
Hotel  
Company  
Limited  
revived

2. This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

3. The short title of this Act is the *Atlas Hotel Company Limited Act, 1981*.

Short title

An Act to revise  
The Atlas Hotel Company Limited

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*1st Reading*

November 23rd, 1981

*2nd Reading*

*3rd Reading*

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MR. ROTENBERG

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*(Private Bill)*

# BILL Pr41

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act to revive The Atlas Hotel Company Limited

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MR. ROTENBERG

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BILL Pr41

1981

**An Act to revive  
The Atlas Hotel Company Limited**

**W**HEREAS N. Sidney Strauss hereby represents that The Atlas Hotel Company Limited, herein called the Corporation, was incorporated by letters patent dated the 1st day of March, 1938; that the Minister of Consumer and Commercial Relations by certificate of dissolution dated the 2nd day of April, 1979, and made under the authority of section 249 of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, cancelled the letters patent of the Corporation upon the filing of articles of dissolution pursuant to subsection 248 (1) of that Act; that the applicant herein was the majority shareholder of the Corporation at the time of its dissolution; that the said articles of dissolution were filed in error; that the Corporation owned property and it was not intended to voluntarily dissolve the Corporation at the time that the articles of dissolution were filed; and whereas the applicant hereby applies for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Atlas Hotel Company Limited is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

The Atlas  
Hotel  
Company  
Limited  
revived

2. This Act comes into force on the day it receives Royal Assent.

Commence-  
ment

3. The short title of this Act is the *Atlas Hotel Company Limited Act, 1981*.

Short title

An Act to revive  
The Atlas Hotel Company Limited

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*1st Reading*

November 23rd, 1981

*2nd Reading*

December 10th, 1981

*3rd Reading*

December 10th, 1981

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MR. ROTENBERG

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Theological College of the Canadian  
Reformed Churches**

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**MR. KERR**

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EXPLANATORY NOTE

The purpose of the Bill is set out in the Preamble.

BILL Pr42

1981

## An Act respecting the Theological College of the Canadian Reformed Churches

**W**HEREAS the Canadian Reformed Churches, an unincorporated federation of reformed churches in Canada, hereby represent that they maintain an institution of higher learning in theology for the training for the ministry, known as the Theological College of the Canadian Reformed Churches; that it is desirable that the said College be incorporated and that the College be given the authority to grant degrees in theology; and whereas the Canadian Reformed Churches hereby apply for special legislation for such purposes; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) In this Act,

Inter-  
pretation

- (a) "Board" means the Board of Governors of the College;
- (b) "churches" means all the churches that from time to time comprise the federation of Canadian Reformed Churches;
- (c) "College" means the Theological College of the Canadian Reformed Churches;
- (d) "faculty" means all persons employed by the College as professor, associate professor, assistant professor, lecturer or instructor;
- (e) "Principal" means the Principal of the College;
- (f) "property" includes all property, both real and personal;
- (g) "Senate" means the Senate of the College;

- (h) "student" means a person who is registered or enrolled in a course of study or program at the College;
- (i) "Synod" means an assembly convened by the churches as the Synod of the Canadian Reformed Churches in Canada;
- (j) "unincorporated college" means the Theological College of the Canadian Reformed Churches as it existed immediately prior to the coming into force of this Act.

Conflict with  
R.S.O. 1980,  
c. 95

(2) In the event of conflict between any provision of this Act and any provision of the *Corporations Act*, the provision of this Act prevails.

Incorporation

**2.**—(1) The persons named in the Schedule hereto are hereby created a body corporate with perpetual succession and a common seal under the name of "Theological College of the Canadian Reformed Churches".

Continuation  
of rights,  
etc.

(2) Subject to any rights acquired by any person prior to the day this Act comes into force, the property, rights, privileges and powers of the unincorporated college are hereby continued and vested in the College and the liabilities of the unincorporated college together with the benefits and burdens of all contracts and covenants of the unincorporated college are hereby continued in and assumed by the College.

Idem

(3) Subject to this Act, all by-laws, resolutions and appointments of the unincorporated college shall continue as by-laws, resolutions and appointments of the College until amended, repealed or revoked.

Dissolution

(4) The unincorporated college is dissolved on the day this Act comes into force.

Objects

**3.** The object and purpose of the College is the advancement of learning in theology for the training for the ministry of the Gospel.

Basis

**4.** The College shall be carried on as a Christian institute of theology whose basis shall be the infallible Word of God as interpreted by the Belgic Confession, the Heidelberg Catechism and the Canons of Dordt as adhered to by the churches.

First  
Board of  
Governors

**5.**—(1) The persons named in the Schedule shall constitute the Board of Governors which shall act until the Board is reconstituted in accordance with subsection (2).

(2) Within three years from the coming into force of this Act, the Board shall be reconstituted to consist of eleven Governors to be elected or appointed by Synod in such manner as may be prescribed by the by-laws of the College, for a term of three years. Recon-  
stitution  
of Board

(3) No Governor shall serve for more than nine years consecutively, but on the expiration of one year after having served on the Board for nine consecutive years, such person shall again be eligible for membership on the Board. Term

(4) Subsection (3) does not apply to service on the Board of Governors of the unincorporated college. Idem

(5) The Board may, by by-law,

(a) reduce the size of the Board to consist of not fewer than seven Governors or increase the size of the Board; and Increase  
or decrease  
in Board

(b) provide for the election and retirement of Governors in rotation,

but no such by-law shall come into effect until it has been confirmed by Synod.

(6) No person may be a Governor unless,

(a) he is a Canadian citizen; and Qualifi-  
cations

(b) he is a member in good standing of one of the churches.

(7) A majority of the Board constitutes a quorum for the transaction of business. Quorum

(8) The Board shall elect a chairman and a vice-chairman from among its members and, in the case of the absence or illness of the chairman or there being a vacancy in that office, the vice-chairman shall act as and have all the powers of the chairman. Chairman  
and  
vice-chairman

(9) Questions arising at any meeting of the Board shall be decided by a majority of votes and, in the case of an equality of votes, the question shall be deemed to be defeated. Majority  
vote

(10) The Board shall keep proper records and minutes of its proceedings and proper books of account of the financial affairs of the College. Minutes

(11) The government, conduct, management and control of the College and of its property, revenues, expenditures, business Powers

and affairs are vested in the Board and the Board has all powers necessary or convenient to perform its duties and achieve the object and purpose of the College including, without limiting the generality of the foregoing, the power,

- (a) to enact by-laws for the conduct of its affairs;
- (b) to establish and terminate programs and courses of study after consideration of the recommendations, if any, of the Senate;
- (c) to appoint, promote, suspend and remove the administrative officers of the College and the members of the administrative staff;
- (d) to appoint, in accordance with the policies established by Synod, members of the faculty who are in full accord with the basis of the College as set out in section 4;
- (e) to promote, suspend and remove and to grant tenure and leave of absence to members of the faculty in accordance with the policies established by Synod, but any action resulting in suspension or removal of a faculty member shall be in accordance with the by-laws of the College and is subject to an appeal to Synod;
- (f) subject to the direction and approval of Synod, to establish, maintain, change and terminate faculties, schools, institutes, departments and chairs within the College;
- (g) to appoint or remove the Principal;
- (h) to establish and collect fees and charges for tuition and for services of any kind offered by the College and collect fees and charges on behalf of any entity, organization or element of the College;
- (i) to borrow money for the purposes of the College and give security therefor on such terms and in such amounts as it may deem advisable;
- (j) to invest all money that comes into the College that is not required to be expended for any purpose to which it lawfully may be applied, subject always to any express limitations or restrictions on investment powers imposed by the terms of same, in such manner as it considers proper and, except where a trust instrument otherwise directs, to combine trust moneys belonging to various trusts in its care into a common trust fund;



- (k) to hold, manage, sell or convert any of the real or personal property from time to time owned by the College and to invest and re-invest any principal in such manner as may from time to time be determined;
- (l) to enact by-laws to regulate the admission of students who are in full accord with the basis of the College as set out in section 4 and to set admission standards based on academic qualifications; and
- (m) to appoint one or more Governors, or any other person or persons, to execute on behalf of the Board documents and other instruments in writing generally, or specific documents and other instruments in writing, and to affix the corporate seal of the College thereto.

(12) Subject to subsections (13) and (14), a meeting of the Board shall be open to the public and prior notice of the meeting shall be given to the members of the Board and to the public in such manner as the Board, by by-law, may determine, and no person shall be excluded from a meeting except for improper conduct as determined by the Board. Meetings open to public

(13) Where matters confidential to the College are to be considered, the part of the meeting concerning such matters may be held *in camera*. Confidential matters

(14) Where a matter of a personal nature concerning an individual may be considered at a meeting, the part of the meeting concerning such individual shall be held *in camera* unless there is a mutual agreement to the contrary by the Board and the individual. Idem

(15) The Board may appoint an executive committee and such other committees as the Board considers advisable and delegate to any such committee any of its powers in accordance with the by-laws of the College, but where power and authority to act for the Board are delegated to a committee, a majority of the members of the committee shall be Governors. Delegation of powers

**6.—(1)** Synod shall assemble not less than every three years to do, in addition to any other business that may be transacted, the following: Synod

1. Receive the report of the Board as to the operation of the College.
2. Elect or appoint the Governors in accordance with subsections 5 (2) to (6).

3. Consider the audited financial statements and the report of the auditor for the previous fiscal periods.
4. Appoint the auditors until the next assembly of Synod.
5. Confirm or reject any by-laws passed by the Board that under this Act require confirmation by Synod.

Special  
assembly

(2) The Board may petition the churches at any time for a special assembly of Synod to deal with matters pertaining to the College.

Audit

**7.**—(1) The accounts and transactions of the College shall be audited at least annually by one or more public accountants licensed under the *Public Accountancy Act*.

R.S.O. 1980,  
c. 405

Distribution  
of annual  
report

(2) The Board shall distribute annually to all of the churches an annual report including, in addition to any other information, the following,

(a) an audited annual financial report; and

(b) an annual budget for the ensuing year.

Principal

**8.** There shall be a Principal who shall supervise the affairs of the College, including its administration, faculty and students, and who shall report to the Board.

Chancellor

**9.**—(1) The Principal shall act as Chancellor of the College and, as Chancellor, he shall confer all degrees.

Degrees

(2) Degrees shall only be conferred upon the recommendation of the Senate.

Senate

**10.**—(1) There shall be a Senate composed of,

(a) the Principal;

(b) the faculty; and

(c) such retired members of the faculty as may be appointed by the Board.

Chairman

(2) The Principal shall act as chairman of the Senate.

Powers

(3) The Senate has power,

(a) to make recommendations to the Board to establish and terminate programs and courses of study;

- (b) to determine the curricula of all programs and courses of study, enforce standards of admission to the College and continued registration therein, and determine the qualifications for graduation;
- (c) to conduct examinations, appoint examiners and decide all matters related to examinations and the appointment of examiners;
- (d) to grant the degrees of Bachelor of Theology, Bachelor of Divinity, Master of Divinity and Master of Theology;
- (e) to award fellowships, scholarships, bursaries, medals, prizes and other marks of academic achievement;
- (f) to enact by-laws for the conduct of its affairs provided such by-laws are approved by the Board;
- (g) to take disciplinary action against students and to dismiss students, but disciplinary action or dismissal shall be in accordance with the by-laws of the Senate and is subject to an appeal to the Board;
- (h) to appoint committees and delegate thereto power and authority to act for them with respect to any matter or class of matters set out in clauses (a) to (g), but where such power and authority to act are delegated to a committee, a majority of the members of the committee shall be members of the Senate;
- (i) to do all things necessary for carrying out the powers and duties as set out in clauses (a) to (h).

11.—(1) The College has power to purchase or otherwise <sup>Property</sup> acquire, take or receive, by deed, gift, bequest or devise, and to hold, possess and enjoy, without licence in mortmain and without limitation as to the period of holding, any estate or property whatsoever, whether real or personal, and to sell, grant, convey, mortgage, lease or otherwise dispose of the same or any part thereof, or any interest therein from time to time as occasion may require, and to acquire other estate or property in addition thereto or in place thereof and to enter into and carry out agreements, contracts and undertakings incidental thereto.

(2) All property previously or hereafter granted, conveyed, <sup>Idem</sup> devised or bequeathed to the College or to the unincorporated college or to any person in trust for or for the benefit of the College or to the unincorporated college or of any faculty, school

or department thereof, or otherwise in connection therewith, subject to any trust or trusts affecting the same, shall be vested in the College.

- Dissolution (3) Upon the dissolution of the College and after the payment of all debts and liabilities, the remaining property of the College shall be distributed or disposed of to those churches that are deemed to be charitable organizations in Canada in such manner as Synod may direct.
- Non-profit corporation **12.** The College shall be carried on without the purpose of gain for the Governors or the churches and any profits or other accretions to the College shall be used in promoting its object and purpose.
- Application of R.S.O. 1980, cc. 65, 63 **13.** The *Charities Accounting Act* and the *Charitable Gifts Act* apply to the College.
- Commencement **14.** This Act comes into force on the day it receives Royal Assent.
- Short title **15.** The short title of this Act is the *Canadian Reformed Theological College Act, 1981*.

#### SCHEDULE

First Board of Governors of the Theological College of the Canadian Reformed Churches:

Mr. Hessel Dantuma, Executive

Rev. Jacob Geertsema, B.A., B.D., Clergyman

Mr. Arie Hordyk, Real Estate Broker & Appraiser

Mr. Clarence Loopstra, LL.B., Barrister

Mr. John Medemblik, Executive

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Rev. Dirk VanderBoom, M.Th., Clergyman

Rev. Martin VanderWel, B.A., B.D., Clergyman

Mr. Maas vanGrootheest, Executive

Rev. James Visscher, B.A., B.D., Clergyman



An Act respecting the Theological College  
of the Canadian Reformed Churches

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*1st Reading*

November 26th, 1981

*2nd Reading*

*3rd Reading*

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MR. KERR

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*(Private Bill)*

# BILL Pr42

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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## An Act respecting the Theological College of the Canadian Reformed Churches

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MR. KERR

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BILL Pr42

1981

## An Act respecting the Theological College of the Canadian Reformed Churches

**W**HEREAS the Canadian Reformed Churches, an unincorporated federation of reformed churches in Canada, hereby represent that they maintain an institution of higher learning in theology for the training for the ministry, known as the Theological College of the Canadian Reformed Churches; that it is desirable that the said College be incorporated and that the College be given the authority to grant degrees in theology; and whereas the Canadian Reformed Churches hereby apply for special legislation for such purposes; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

### 1.—(1) In this Act,

Interpre-  
tation

- (a) "Board" means the Board of Governors of the College;
- (b) "churches" means all the churches that from time to time comprise the federation of Canadian Reformed Churches;
- (c) "College" means the Theological College of the Canadian Reformed Churches;
- (d) "faculty" means all persons employed by the College as professor, associate professor, assistant professor, lecturer or instructor;
- (e) "Principal" means the Principal of the College;
- (f) "property" includes all property, both real and personal;
- (g) "Senate" means the Senate of the College;

- (h) "student" means a person who is registered or enrolled in a course of study or program at the College;
- (i) "Synod" means an assembly convened by the churches as the Synod of the Canadian Reformed Churches in Canada;
- (j) "unincorporated college" means the Theological College of the Canadian Reformed Churches as it existed immediately prior to the coming into force of this Act.

Conflict with  
R.S.O. 1980,  
c. 95

(2) In the event of conflict between any provision of this Act and any provision of the *Corporations Act*, the provision of this Act prevails.

Incorporation

**2.**—(1) The persons named in the Schedule hereto are hereby created a body corporate with perpetual succession and a common seal under the name of "Theological College of the Canadian Reformed Churches".

Continuation  
of rights,  
etc.

(2) Subject to any rights acquired by any person prior to the day this Act comes into force, the property, rights, privileges and powers of the unincorporated college are hereby continued and vested in the College and the liabilities of the unincorporated college together with the benefits and burdens of all contracts and covenants of the unincorporated college are hereby continued in and assumed by the College.

Idem

(3) Subject to this Act, all by-laws, resolutions and appointments of the unincorporated college shall continue as by-laws, resolutions and appointments of the College until amended, repealed or revoked.

Dissolution

(4) The unincorporated college is dissolved on the day this Act comes into force.

Objects

**3.** The object and purpose of the College is the advancement of learning in theology for the training for the ministry of the Gospel.

Basis

**4.** The College shall be carried on as a Christian institute of theology whose basis shall be the infallible Word of God as interpreted by the Belgic Confession, the Heidelberg Catechism and the Canons of Dordt as adhered to by the churches.

First  
Board of  
Governors

**5.**—(1) The persons named in the Schedule shall constitute the Board of Governors which shall act until the Board is reconstituted in accordance with subsection (2).

(2) Within three years from the coming into force of this Act, the Board shall be reconstituted to consist of eleven Governors to be elected or appointed by Synod in such manner as may be prescribed by the by-laws of the College, for a term of three years. Reconstituted  
of Board

(3) No Governor shall serve for more than nine years consecutively, but on the expiration of one year after having served on the Board for nine consecutive years, such person shall again be eligible for membership on the Board. Term

(4) Subsection (3) does not apply to service on the Board of Governors of the unincorporated college. Idem

(5) The Board may, by by-law,

(a) reduce the size of the Board to consist of not fewer than seven Governors or increase the size of the Board; and Increase  
or decrease  
in Board

(b) provide for the election and retirement of Governors in rotation,

but no such by-law shall come into effect until it has been confirmed by Synod.

(6) No person may be a Governor unless,

Qualifications

(a) he is a Canadian citizen; and

(b) he is a member in good standing of one of the churches.

(7) A majority of the Board constitutes a quorum for the transaction of business. Quorum

(8) The Board shall elect a chairman and a vice-chairman from among its members and, in the case of the absence or illness of the chairman or there being a vacancy in that office, the vice-chairman shall act as and have all the powers of the chairman. Chairman  
and  
vice-chairman

(9) Questions arising at any meeting of the Board shall be decided by a majority of votes and, in the case of an equality of votes, the question shall be deemed to be defeated. Majority  
vote

(10) The Board shall keep proper records and minutes of its proceedings and proper books of account of the financial affairs of the College. Minutes

(11) The government, conduct, management and control of the College and of its property, revenues, expenditures, business Powers

and affairs are vested in the Board and the Board has all powers necessary or convenient to perform its duties and achieve the object and purpose of the College including, without limiting the generality of the foregoing, the power,

- (a) to enact by-laws for the conduct of its affairs;
- (b) to establish and terminate programs and courses of study after consideration of the recommendations, if any, of the Senate;
- (c) to appoint, promote, suspend and remove the administrative officers of the College and the members of the administrative staff;
- (d) to appoint, in accordance with the policies established by Synod, members of the faculty who are in full accord with the basis of the College as set out in section 4;
- (e) to promote, suspend and remove and to grant tenure and leave of absence to members of the faculty in accordance with the policies established by Synod, but any action resulting in suspension or removal of a faculty member shall be in accordance with the by-laws of the College and is subject to an appeal to Synod;
- (f) subject to the direction and approval of Synod, to establish, maintain, change and terminate faculties, schools, institutes, departments and chairs within the College;
- (g) to appoint or remove the Principal;
- (h) to establish and collect fees and charges for tuition and for services of any kind offered by the College and collect fees and charges on behalf of any entity, organization or element of the College;
- (i) to borrow money for the purposes of the College and give security therefor on such terms and in such amounts as it may deem advisable;
- (j) to invest all money that comes into the College that is not required to be expended for any purpose to which it lawfully may be applied, subject always to any express limitations or restrictions on investment powers imposed by the terms of same, in such manner as it considers proper and, except where a trust instrument otherwise directs, to combine trust moneys belonging to various trusts in its care into a common trust fund;

- (k) to hold, manage, sell or convert any of the real or personal property from time to time owned by the College and to invest and re-invest any principal in such manner as may from time to time be determined;
- (l) to enact by-laws to regulate the admission of students who are in full accord with the basis of the College as set out in section 4 and to set admission standards based on academic qualifications; and
- (m) to appoint one or more Governors, or any other person or persons, to execute on behalf of the Board documents and other instruments in writing generally, or specific documents and other instruments in writing, and to affix the corporate seal of the College thereto.

(12) Subject to subsections (13) and (14), a meeting of the Board shall be open to the public and prior notice of the meeting shall be given to the members of the Board and to the public in such manner as the Board, by by-law, may determine, and no person shall be excluded from a meeting except for improper conduct as determined by the Board. Meetings open to public

(13) Where matters confidential to the College are to be considered, the part of the meeting concerning such matters may be held *in camera*. Confidential matters

(14) Where a matter of a personal nature concerning an individual may be considered at a meeting, the part of the meeting concerning such individual shall be held *in camera* unless there is a mutual agreement to the contrary by the Board and the individual. Idem

(15) The Board may appoint an executive committee and such other committees as the Board considers advisable and delegate to any such committee any of its powers in accordance with the by-laws of the College, but where power and authority to act for the Board are delegated to a committee, a majority of the members of the committee shall be Governors. Delegation of powers

6.—(1) Synod shall assemble not less than every three years to do, in addition to any other business that may be transacted, the following: Synod

1. Receive the report of the Board as to the operation of the College.
2. Elect or appoint the Governors in accordance with subsections 5 (2) to (6).

3. Consider the audited financial statements and the report of the auditor for the previous fiscal periods.
4. Appoint the auditors until the next assembly of Synod.
5. Confirm or reject any by-laws passed by the Board that under this Act require confirmation by Synod.

Special  
assembly

(2) The Board may petition the churches at any time for a special assembly of Synod to deal with matters pertaining to the College.

Audit

**7.**—(1) The accounts and transactions of the College shall be audited at least annually by one or more public accountants licensed under the *Public Accountancy Act*.

R.S.O. 1980,  
c. 405

Distribution  
of annual  
report

(2) The Board shall distribute annually to all of the churches an annual report including, in addition to any other information, the following,

- (a) an audited annual financial report; and
- (b) an annual budget for the ensuing year.

Principal

**8.** There shall be a Principal who shall supervise the affairs of the College, including its administration, faculty and students, and who shall report to the Board.

Chancellor

**9.**—(1) The Principal shall act as Chancellor of the College and, as Chancellor, he shall confer all degrees.

Degrees

(2) Degrees shall only be conferred upon the recommendation of the Senate.

Senate

**10.**—(1) There shall be a Senate composed of,

- (a) the Principal;
- (b) the faculty; and
- (c) such retired members of the faculty as may be appointed by the Board.

Chairman

(2) The Principal shall act as chairman of the Senate.

Powers

(3) The Senate has power,

- (a) to make recommendations to the Board to establish and terminate programs and courses of study;

- (b) to determine the curricula of all programs and courses of study, enforce standards of admission to the College and continued registration therein, and determine the qualifications for graduation;
- (c) to conduct examinations, appoint examiners and decide all matters related to examinations and the appointment of examiners;
- (d) to grant the degrees of Bachelor of Theology, Bachelor of Divinity, Master of Divinity and Master of Theology;
- (e) to award fellowships, scholarships, bursaries, medals, prizes and other marks of academic achievement;
- (f) to enact by-laws for the conduct of its affairs provided such by-laws are approved by the Board;
- (g) to take disciplinary action against students and to dismiss students, but disciplinary action or dismissal shall be in accordance with the by-laws of the Senate and is subject to an appeal to the Board;
- (h) to appoint committees and delegate thereto power and authority to act for them with respect to any matter or class of matters set out in clauses (a) to (g), but where such power and authority to act are delegated to a committee, a majority of the members of the committee shall be members of the Senate;
- (i) to do all things necessary for carrying out the powers and duties as set out in clauses (a) to (h).

**11.**—(1) The College has power to purchase or otherwise <sup>Property</sup> acquire, take or receive, by deed, gift, bequest or devise, and to hold, possess and enjoy, without licence in mortmain and without limitation as to the period of holding, any estate or property whatsoever, whether real or personal, and to sell, grant, convey, mortgage, lease or otherwise dispose of the same or any part thereof, or any interest therein from time to time as occasion may require, and to acquire other estate or property in addition thereto or in place thereof and to enter into and carry out agreements, contracts and undertakings incidental thereto.

(2) All property previously or hereafter granted, conveyed, <sup>Idem</sup> devised or bequeathed to the College or to the unincorporated college or to any person in trust for or for the benefit of the College or to the unincorporated college or of any faculty, school

or department thereof, or otherwise in connection therewith, subject to any trust or trusts affecting the same, shall be vested in the College.

Dissolution

(3) Upon the dissolution of the College and after the payment of all debts and liabilities, the remaining property of the College shall be distributed or disposed of to those churches that are deemed to be charitable organizations in Canada in such manner as Synod may direct.

Non-profit corporation

**12.** The College shall be carried on without the purpose of gain for the Governors or the churches and any profits or other accretions to the College shall be used in promoting its object and purpose.

Application of R.S.O. 1980, cc. 65, 63

**13.** The *Charities Accounting Act* and the *Charitable Gifts Act* apply to the College.

Commencement

**14.** This Act comes into force on the day it receives Royal Assent.

Short title

**15.** The short title of this Act is the *Canadian Reformed Theological College Act, 1981*.

## SCHEDULE

First Board of Governors of the Theological College of the Canadian Reformed Churches:

Mr. Hessel Dantuma, Executive

Rev. Jacob Geertsema, B.A., B.D., Clergyman

Mr. Arie Hordyk, Real Estate Broker & Appraiser

Mr. Clarence Loopstra, LL.B., Barrister

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Rev. Dirk VanderBoom, M.Th., Clergyman

Rev. Martin VanderWel, B.A., B.D., Clergyman

Mr. Maas vanGrootheest, Executive

Rev. James Visscher, B.A., B.D., Clergyman





An Act respecting the Theological College  
of the Canadian Reformed Churches

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*1st Reading*

November 26th, 1981

*2nd Reading*

December 11th, 1981

*3rd Reading*

December 11th, 1981

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MR. KERR

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Armenian Community Centre**

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**MR. WILLIAMS**

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EXPLANATORY NOTE

The purpose of this Bill is set out in the Preamble.

BILL Pr45

1981

## An Act respecting the Armenian Community Centre

**W**HEREAS the Armenian Community Centre, herein called Preamble the Corporation, hereby represents that it was incorporated by letters patent dated the 11th day of June, 1968; that the Corporation is a registered charitable organization within the meaning of the *Income Tax Act* (Canada); that the Corporation R.S.C. 1952, c. 148 acquired a freehold interest in lands and premises known municipally as 45 Hallcrown Place, in the City of North York, on the 30th day of December, 1977; that the Corporation intends to use the said lands and premises as a cultural and recreational centre; that the Corporation paid municipal taxes on the said real property in 1978, 1979 and 1980 but not in 1981; and whereas the Corporation hereby applies for special legislation to exempt the said real property, occupied and used by it in the City of North York, from municipal taxation, except for local improvement rates, and to authorize The Corporation of the City of North York and The Metropolitan Toronto School Board to reimburse the Corporation for municipal taxes paid in 1978, 1979 and 1980; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. So long as the lands described in the Schedule hereto are Tax exemption used for the purposes of the Corporation, they shall be exempt from taxes for municipal and school purposes.
2. For the purposes of subsection 219 (8) of the *Municipality of Metropolitan Toronto Act*, the exemption from taxation Deemed exemption R.S.O. 1980, cc. 314, 31 granted under section 1 shall be deemed to be an exemption provided under section 3 of the *Assessment Act*.
3. For the period commencing on the 1st day of January, Reimbursement of taxes 1978 and ending on the 31st day of December, 1980,

(a) The Corporation of the City of North York may, by by-law, reimburse the Corporation for municipal taxes; and

(b) The Metropolitan Toronto School Board may, by resolution, reimburse the Corporation for school taxes,

or any portion thereof paid by the Corporation in respect of the lands described in the Schedule.

Commence-  
ment

4.—(1) This Act, except sections 1 and 2, comes into force on the day it receives Royal Assent.

Idem

(2) Sections 1 and 2 shall be deemed to have come into force on the 1st day of January, 1981.

Short title

5. The short title of this Act is the *Armenian Community Centre Act, 1981*.

## SCHEDULE

That parcel of land situate in the City of North York, in The Municipality of Metropolitan Toronto, being,

- (a) that part of Lot 12, Concession 4, East of Yonge Street designated as Part I on a plan of survey deposited in the Land Registry Division of Toronto Boroughs (No. 64) as Plan 64R-6309; and
- (b) that part of Block F on Plan M-1164 registered in the Land Titles Office for the Land Titles Division of Metropolitan Toronto (No. 66) designated as Part I on a plan of survey recorded in the said office as Plan R-4518 being Parcel F-2 for Section M-1164.









An Act respecting the  
Armenian Community Centre

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*1st Reading*

December 7th, 1981

*2nd Reading*

*3rd Reading*

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MR. WILLIAMS

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*(Private Bill)*

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Armenian Community Centre**

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**MR. WILLIAMS**

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*(Reprinted as amended by the General Government Committee)*

EXPLANATORY NOTE

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BILL Pr45

1981

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the Corporation, hereby represents that it was incorporated  
by letters patent dated the 11th day of June, 1968; that the Cor-  
poration is a registered charitable organization within the  
meaning of the *Income Tax Act* (Canada); that the Corporation  
acquired a freehold interest in lands and premises known R.S.C. 1952,  
c. 148  
municipally as 45 Hallcrown Place, in the City of North York,  
on the 30th day of December, 1977; that the Corporation intends  
to use the said lands and premises as a cultural and recreational  
centre; that the Corporation paid municipal taxes on the said real  
property in 1978, 1979 and 1980 but not in 1981; and whereas the  
Corporation hereby applies for special legislation to exempt the  
said real property, occupied and used by it in the City of North  
York, from municipal taxation, except for local improvement  
rates, and to authorize The Corporation of the City of North  
York and The Board of Education of the City of North York to  
reimburse the Corporation for municipal taxes paid in 1978, 1979  
and 1980; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent  
of the Legislative Assembly of the Province of Ontario, enacts as  
follows:

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exemption  
used for the purposes of the Corporation, they shall be exempt  
from taxes for municipal and school purposes.

2. For the purposes of subsection 219 (8) of the *Municipality* Deemed  
exemption  
*of Metropolitan Toronto Act*, the exemption from taxation R.S.O. 1980,  
cc. 314, 31  
granted under section 1 shall be deemed to be an exemption  
provided under section 3 of the *Assessment Act*.

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- (b) The Board of Education of the City of North York may, by resolution, reimburse the Corporation for school taxes,

or any portion thereof paid by the Corporation in respect of the lands described in the Schedule.

Commence-  
ment

4.—(1) This Act, except sections 1 and 2, comes into force on the day it receives Royal Assent.

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An Act respecting the  
Armenian Community Centre

---

*1st Reading*

December 7th, 1981

*2nd Reading*

*3rd Reading*

---

MR. WILLIAMS

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*(Reprinted as amended by the  
General Government Committee)*

**BILL Pr45**

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1ST SESSION, 32ND LEGISLATURE, ONTARIO  
30 ELIZABETH II, 1981

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**An Act respecting the Armenian Community Centre**

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MR. WILLIAMS

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BILL Pr45

1981

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An Act respecting the  
Armenian Community Centre

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*1st Reading*

December 7th, 1981

*2nd Reading*

December 17th, 1981

*3rd Reading*

December 17th, 1981

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MR. WILLIAMS

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