



CHAPTER 76

An Act respecting lands under cultivation in the City of Montreal.

[Assented to, the 14th of June, 1940]

WHEREAS Andrew Tolhurst, Robert B. Tolhurst ^{Preamble.} and François-Xavier Leduc, all farmers of the city of Montreal, have, by their petition, represented:

That by the act 1 George V (1st session), chapter 48, when the city of Montreal annexed certain territories, it was enacted that lands under cultivation would be valued for municipal purposes at one hundred dollars per arpent, for a certain period of time;

That, when the act was passed, it was hoped that these lands would be converted into building lots and be built upon during such period;

That, notwithstanding the city's great expansion, since then, there still remain in the city of Montreal a number farms that are still being cultivated, as their owners cannot obtain other revenues from them nor otherwise dispose of them;

That, subsequently, the act 13 George V, chapter 92, was passed, continuing and maintaining in force, for an additional period of time, the provisions of the act 10 George V, chapter 87;

That, later, for the same reasons, the period of time fixed by the act 13 George V, chapter 92, for valuing at a fixed sum the lands under cultivation in the city of Montreal, for municipal purposes, being about to terminate, your petitioners and the other farmers of the city of Montreal asked for and obtained the passing of the act 15 George V, chapter 93, which continued the

provisions of the act 10 George V, chapter 87, for a period of five years from the coming into force of the said act, and also continued for the same term the provisions of paragraph "k" of section 5 of the act 62 Victoria, chapter 58, as enacted by the act 1 George V (1st session), chapter 48, section 1, merely amending them as to the valuation which it was enacted should be the same as that provided in the act 10 George V, chapter 87;

That, afterwards for the same reasons, your petitioners and the other farmers of the city of Montreal asked for and obtained the passing of the act 20 George V, chapter 124, extending for a period of ten years the provisions of the act 15 George V, chapter 93;

That the period fixed by the said act 20 George V, chapter 124, will soon expire;

That it is expedient that the provisions of said acts be extended for an additional period of ten years from the 20th of March, 1940;

That it is expedient that owners of lands under cultivation should benefit from a like extension of delay for the payment of special taxes, for local improvements, payable in addition to the general tax imposed to pay the cost of public works or expropriations, and to enact the necessary measures for such purpose; and

Whereas the petitioners have prayed for the passing of an act for the aforesaid purposes and it is expedient to grant such prayer;

Therefore, His Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

10 Geo. V,
c. 87, pro-
visions conti-
nued.

1. The provisions of the act 10 George V, chapter 87, are continued and shall remain in force for a period of ten years from the 20th of March, 1940.

Delay for
paying taxes,
etc.

2. Notwithstanding any provision to the contrary and notwithstanding the homologation of any roll imposing a special tax to defray the cost of public works or expropriations, the said owners shall have a delay of ten years from the imposing of the said special taxes to pay the principal and interest thereof. The interest must be added to the principal during such period of ten years, and the total sum must then be apportioned in not less than twenty annual payments.

Interest
added.

The extension granted as above shall prevent prescription of the principal and of the interest due for the time such extension runs, and the privileges and hypothecary rights of the city shall be preserved upon the immoveables affected by taxes and which benefit from the said extension of time. Extension to prevent prescription.

The said imposts shall not be payable before such period of ten years as long as the lands remain in the same state. Conditions.

These provisions shall apply to the taxes already imposed on similar properties or to be apportioned as aforesaid. Provisions applicable to other cases.

3. As long as this act shall remain in force, the valuation of the city of Montreal that serves as a basis for the school tax shall also serve as a basis for the assessments established for the building of churches or presbyteries in the Parish of *Notre-Dame-du-Perpétuel Secours de Montréal*. Assessments for building churches, etc.

4. This act shall come into force on the day of its sanction. Coming into force.

