



CHAPTER 124

An Act respecting lands under cultivation in the city of Montreal

[Assented to, the 20th of March, 1930]

WHEREAS François Xavier Décarie, Hercule Roy and Preamble.
Joseph Aubertin, 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, there still remain in it several lots of land that are still being cultivated, as their owners cannot obtain other revenues from them nor otherwise dispose of them;

That, under the circumstances, the act 10 George V, chapter 87, was passed, fixing anew the valuation of certain of these lots of land for municipal purposes for a certain additional period of time;

That afterwards, 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 the period fixed by the said act 15 George V, chapter 93, will soon expire;

That it is expedient that the provisions of said act be extended for an additional period of ten years from the date of the sanction of this act;

That it is expedient that owners of lands under cultivation and owners of at least ten lots 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 work 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:

Provisions
continued.

1. The provisions of the act 15 George V, chapter 93, are continued and shall remain in force for a period of ten years from the coming into force of this act.

Authoriza-
tion to ex-
tend delay.

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 Council of the city of Montreal, on a report of the Executive Committee approved by the majority of its members, may extend the delay granted for the payment of any sum due by property-owners as well as of the interest upon such sums. No extension for more than ten years may be granted, however, from the date of the resolution authorizing such extension.

Amend-
ment to roll.

In order to give effect to the above provisions, the original roll shall be amended so as to capitalize the interest on the principal due during the period of the said extension: The Executive Committee shall, by resolution, fix the delay for payment of the principal and of the capitalized interest and the total sum may be paid in instalments over a period not to exceed twenty years.

Delay for
payment.

The owners of land under cultivation and the owners of ^{Certain} at least ten lots shall alone benefit from the above pro- ^{owners to} ^{benefit.} visions.

The extension granted as above shall prevent prescription ^{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 which are to enjoy the said extension of time.

The extension mentioned in the foregoing provisions ^{Application} shall apply only to lands assessed in connection with the ^{of extension.} cost of such works, to the extent and as long as such lands or parts of lands have not been sold or otherwise alienated.

The lands under promise of sale for a time exceeding ^{Lands under} two years shall be deemed to be alienated and shall ^{promise of} ^{sale.} cease to enjoy the extension of time granted, and the city may enforce the tax rolls and exact immediate payment, integrally or by instalment.

3. This act shall come into force on the day of its ^{Coming into} ^{force.} sanction.