

CHAPTER 87

Statute Law Amendment Act, 1974

[Assented to 20th June, 1974.]

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:

- | | |
|--|---|
| Amends
<i>Age of
Majority
Act.</i> | 1. Section 5 of the <i>Age of Majority Act</i> , being chapter 2 of the Statutes of British Columbia, 1970, is repealed. |
| Amends
<i>Architectural
Profession
Act.</i> | 2. Section 56 (3) (h) of the <i>Architectural Profession Act</i> , being chapter 16 of the <i>Revised Statutes of British Columbia, 1960</i> , is amended by striking out the word "fifty" in the fourth line, and substituting the word "eighty". |
| Amends
<i>Attorney-
General
Act.</i> | 3. The <i>Attorney-General Act</i> , being chapter 21 of the <i>Revised Statutes of British Columbia, 1960</i> , is amended
(a) by renumbering section 4 as section 4 (1); and
(b) by adding after section 4 (1) the following as subsection (2):
(2) The Attorney-General may, for the purposes of this Act and any other Act under his administration, enter into agreements with any person or body. |
| Amends
<i>Automobile
insurance
Act.</i> | 4. The <i>Automobile Insurance Act</i> , being chapter 6 of the Statutes of British Columbia, 1973, is amended
(a) in section 16 (14), by striking out the number "(11)" in the first line and substituting the number "(13)";
(b) by adding after section 45, the following as section 45A: |
| Extra-
provincial
under-
taking. | 45A. (1) No provision of this Act or the regulations respecting the requirement for automobile insurance applies to an owner or operator of an extra-provincial undertaking who gives proof of financial responsibility under section 91 (3) (b) of the <i>Motor-vehicle Act</i> .
(2) For the purpose of this section, "extra-provincial undertaking" means a work or undertaking for the transport of passengers or goods by motor-vehicle or trailer, connecting the Province with any other or others of the provinces of Canada, or extending beyond the limits of the Province ; and |
| Corporation
may prescribe
a policy where
none provided
in regulations. | (c) by adding after section 46, the following as section 46A:
46A. (1) Notwithstanding this or any other Act, where a person applies for a policy of automobile insurance under this section and the corporation considers that there is no provision or no sufficient provision in the regulations for a policy of automobile insurance of the type applied for, the corporation may issue to the applicant a policy of automobile insurance in a form, at a premium, and subject to terms and conditions, that the corporation considers appropriate. |

- (2) The corporation may issue an owner's certificate in respect of all or part of the coverage provided in a policy issued under subsection (1) where
- (a) the applicant is the owner of the motor-vehicle or trailer in respect of which the application is made; and
 - (b) the coverage provided in the policy is not less than the minimum coverage, if any, prescribed in the regulations in respect of the class of automobile insurance applied for.
- (3) No driver's certificate shall be issued under this section.

Repeals
Bond
Procedure
Act.

5. The *Bond Procedure Act*, being chapter 33 of the *Revised Statutes of British Columbia, 1960*, is repealed.

Amends
British
Columbia
Hydro and
Power
Authority
Act.

6. The *British Columbia Hydro and Power Authority Act, 1964*, being chapter 7 of the *Statutes of British Columbia, 1964*, is amended
- (a) in section 34, by adding at the end the words "and the County Court has jurisdiction to hear and dispose of the appeal in accordance with this Act.";
 - (b) in section 45 (14), by inserting after the word "establish" in the fifteenth line the words "one or more";
 - (c) in section 47, by striking out the words "one thousand seven hundred and fifty million dollars" and substituting the words "two billion, two hundred and fifty million dollars";
 - (d) by repealing section 48 (1); and
 - (e) in section 53 (6), by adding after the words "*Automobile Insurance Act*," in the second line, the words "the *Blind Persons' Rights Act*, the *Debtor Assistance Act*,".

Amends
Coloured
Gasoline
Tax Act.

7. The *Coloured Gasoline Tax Act*, being chapter 63 of the *Revised Statutes of British Columbia, 1960*, is amended
- (a) in section 3, by striking out the words "section 3" in the first line, and substituting the words "section 2"; and
 - (b) in section 14B, by striking out the words "sections 5 and 6" in the first line, and substituting the words "sections 4 and 6".

Amends
Contagious
Diseases
(Animals)
Act.

8. The *Contagious Diseases (Animals) Act*, being chapter 73 of the *Revised Statutes of British Columbia, 1960*, is amended by adding after section 2, the following as section 2A:

Provincial
Veterinarian.

2A. The Minister may, pursuant to the *Public Service Act*, appoint a veterinarian registered under the *Veterinary Medical Act* to be the Provincial Veterinarian whose duties include the administration, under the control of the Minister, of this Act and the regulations.

Amends
*Corrections
Act.*

9. Section 16 (2) of the *Corrections Act*, being chapter 10 of the Statutes of British Columbia, 1970, is amended by inserting after the word "inmates" in the second line, the words "or classes of inmates".

Amends
*Debt
Collection
Act.*

10. The *Debt Collection Act*, being chapter 26 of the Statutes of British Columbia, 1973, is amended
- (a) in section 1, by striking out the word "and" at the end of the definition of "licence" and adding after that definition, the following definition: "minister" means that member of the Executive Council charged by order of the Lieutenant-Governor in Council with the administration of this Act; ; and
 - (b) in section 18 (1),
 - (i) by striking out the word "Civil" in the second line and substituting the word "Public"; and
 - (ii) by striking out the word "Attorney-General" in the second and third lines, and substituting the word "minister".

Amends
*Department
of Housing
Act.*

11. Section 5 of the *Department of Housing Act*, being chapter 110 of the Statutes of British Columbia, 1973 (Second Session), is amended by adding after subsection (4), the following as subsection (5):
- (5) The Minister of Finance, on the recommendation of the minister, may, subject to the *Revenue Act* borrow from the Government of Canada or an agency thereof, such amounts as may be required from time to time for any purpose relating to housing

Amends
*Engineering
Profession
Act.*

12. Section 8 (1) (d) of the *Engineering Profession Act*, being chapter 128 of the *Revised Statutes of British Columbia, 1960*, is amended by striking out the words "not in excess of fifty dollars" in the first line.

Amends
*Execution
Act.*

13. The *Execution Act*, being chapter 135 of the *Revised Statutes of British Columbia, 1960*, is amended
- (a) in sections 25 to 29, by striking out the words "five hundred" wherever they appear and substituting in each case the words "two thousand"; and
 - (b) in section 26 (1), by adding after the word "seized" in the last line, the words " , and shall, in a form and manner as may be prescribed by the Director of Debtor Assistance appointed under the *Debtor Assistance Act* make every reasonable effort to inform the debtor of the services and advice available under the *Debtor Assistance Act*".

Amends
*Government
Liquor
Act.*

14. The *Government Liquor Act*, being chapter 166 of the *Revised Statutes of British Columbia, 1960*, is amended

- (a) in section 25,
 - (i) by repealing subsection (6) (e); and
 - (ii) by adding after subsection (7), the following as subsection (8):
 - (8) The *Liquor-control Plebiscites Act*, and this section do not apply to an application for, and the issuance of, a general licence under section 30. ;
- (b) in section 30 (1),
 - (i) in clause (c), by adding after the word "refreshments" in the second line the words ", and for the sale for consumption elsewhere of cider or malt liquor from a veterans' club or from a neighbourhood public house as classified under section 37"; and
 - (ii) in clause (e), by inserting after the word "cider," in the second line, the words "wine by the glass,";
- (c) in section 38
 - (i) in subsections (1), (2), and (3), by striking out the words "or renewed" in the first lines and substituting in each case the words ", renewed, or transferred";
 - (ii) by adding after subsection (1), the following as subsection (1a):
 - (1a) No licence may be issued, renewed, or transferred under this Act where, in the opinion of the general manager, it would be contrary to the public interest to do so; and, without limiting the generality of the foregoing, in deciding whether the issuance, renewal, or transfer of a licence is contrary to the public interest, the general manager shall consider whether the applicant is a holder of, or has an interest in, or is applying for, any other licence under this Act. ; and
 - (iii) in subsection (5), by striking out the words "or renewal" in the first line, and substituting the words ", renewal, or transfer";
- (d) by repealing section 57;
- (e) in section 131 (2) (a), by adding after the word "renewal," in the first line, the word "transfer,";
- (f) in section 133 (3), by striking out all of the words in the subsection following the word "prescribe" in the fourth line and substituting the words "for their services as members of the British Columbia Liquor Board."; and
- (g) in section 134 by adding, after subsection (3), the following as subsection (4):
 - (4) Where the Minister is of the opinion that a community is not sufficiently large to merit the establishment of a Government Liquor Store, he may, notwithstanding subsection (3), appoint a person as Vendor, or contract with a person to act as Vendor, to serve the community, upon such terms and conditions, including remuneration, as the Minister considers appropriate.

Amends
Health
Act.

15. The *Health Act*, being chapter 170 of the *Revised Statutes of British Columbia, 1960*, is amended by adding after section 29, the following as section 29A:

Medical
Health
Officer.

29A. (1) Notwithstanding section 29, where a Regional Board has the responsibility for administration of health services in a regional district, it may, subject to the approval of the Minister, appoint a duly qualified medical practitioner to be Medical Health Officer of the regional district, and he shall perform the duties provided for in this Act in addition to the duties imposed upon the Medical Health Officer under the provisions of the *Municipal Act* and any resolutions or by-laws passed under that Act.

(2) The Regional Board shall, subject to the approval of the Minister, fix the remuneration, terms, and conditions of employment, and pay the Medical Health Officer appointed under subsection (1).

(3) A Medical Health Officer appointed under subsection (1) shall remain in office at the pleasure of the Regional Board but shall not be dismissed except on a resolution passed by two-thirds of all the Directors of the Regional Board having among them two-thirds of all the votes on the Regional Board.

(4) A duly qualified medical practitioner dismissed under subsection (3) may appeal to the Minister.

Amends
Hearing-aid
Regulation
Act.

16. Section 10 of the *Hearing-aid Regulation Act*, being chapter 24 of the *Statutes of British Columbia, 1971*, is amended

- (a) by striking out the word "or" at the end of clause (a);
- (b) by striking out the period at the end of clause (b) and substituting the word " ; or"; and
- (c) by adding after clause (b), the following as clause (c):
 - (c) an employee, or an agency and its employees, of the Government of the Province, so long as
 - (i) the employee or agency and its employees is designated by the Minister of Health as an employee or agency competent to provide hearing-aid service; and
 - (ii) the employee is acting in the course of his employment and the agency is acting within the scope of its authority.

Amends
Hospital
Insurance
Act.

17. The *Hospital Insurance Act*, being chapter 180 of the *Revised Statutes of British Columbia, 1960*, is amended by inserting after section 23, the following as section 23A:

Acquisition
of hospitals
and health
facilities.

23A. The Minister may, with the approval of the Lieutenant-Governor in Council,

- (a) purchase or otherwise acquire hospitals and health facilities, and land, buildings, and equipment to be used for hospital or health facility purposes; and lease or transfer them to non-profit

agencies or corporations to be used as or for hospitals or health facilities; and

- (b) enter into agreements for the purposes of clause (a).

Amends
Human Rights
Code of
British
Columbia
Act.

18. The *Human Rights Code of British Columbia Act*, being chapter 119, of the Statutes of British Columbia, 1973 (Second Session), is amended

- (a) in the title, by striking out the word "Act";
- (b) in section 7 (a) by striking out the word "and" at the end and substituting the word "or"; and
- (c) by renumbering section 15 as section 15 (1) and adding the following as subsection (2):

(2) The director, or a person authorized in writing by him, may, for the purposes of an inquiry, investigation, or endeavour under subsection (1),

- (a) inspect and examine all books, payrolls, personnel records, registers, notices, documents, and other records of any person that in any way relate to the
 - (i) wages, hours of labour, applications for employment, or conditions of employment affecting any person;
 - (ii) membership of any person in or an application by any person for membership in a trade union;
 - (iii) accommodation, services, or facilities customarily available to the public;
 - (iv) occupancy of any space under the terms of a tenancy agreement; and
 - (v) purchase or acquisition of a commercial or dwelling unit or of land or an interest in land;
- (b) take extracts from or make copies of any entry in those books, payrolls, personnel records, registers, notices, documents, and records;
- (c) require any person to make or furnish full and correct statements, either orally or in writing, in whatever form is required, respecting matters referred to in clause (a) and, in the discretion of the director or person authorized, require the statements to be made by the person on oath or to be verified by a statutory declaration;
- (d) require any person to make full disclosure, production, or delivery to the director or person authorized, at such time and place as may be specified, of
 - (i) all records, documents, statements, writings, books, papers, extracts therefrom or copies thereof that the person has in his possession or control, or
 - (ii) other information, either verbal or in writing, and either verified on oath or otherwise as may be directed, that may in any way relate to matters referred to in clause (a);

- (e) make such examination and inquiry as may be necessary to ascertain whether the provisions of this Act are complied with;
- (f) exercise such other powers as may be necessary for carrying this Act and the regulations into effect; and
- (g) administer all oaths and take all affidavits and statutory declarations required or authorized to be made under this section, and to summon any person to give evidence in connection with any investigations, inquiry, or examination.

Amends
Industrial
Transportation Act

19. Section 2 of the *Industrial Transportation Act*, being chapter 192 of the *Revised Statutes of British Columbia, 1960*, is amended by repealing the definition of "Minister" and substituting the following:

"Minister" means that member of the Executive Council charged by order of the Lieutenant-Governor in Council with the administration of this Act, and includes a person designated in writing by the Minister; .

Amends
Insurance Act

20. The *Insurance Act*, being chapter 197 of the *Revised Statutes of British Columbia, 1960*, is amended

- (a) in section 2 (1),
 - (i) by repealing the definition of "automobile" and substituting the following:

"automobile" means

- (a) a motor-vehicle as defined in the *Automobile Insurance Act*; and
- (b) a trailer as defined in the *Automobile Insurance Act*, and includes the machinery, equipment, or apparatus mounted on or attached to it; but does not include a motor-vehicle or trailer or class thereof that is excluded or exempted from the operation of the *Automobile Insurance Act* or regulations made under it; and
- (ii) by adding at the end of the definition of "automobile insurance", the words

"but does not include

- (c) insurance relating to
 - (i) an automobile for which, or for the use or operation of which, a permit or licence is not required under the *Motor-vehicle Act*; or
 - (ii) any operation, use, or loss of use of an automobile, excluded by order of the Lieutenant-Governor in Council, or
- (d) reinsurance undertaken by one insurer in respect of liability for loss or damage assumed by another insurer.

- (b) by renumbering section 7 as section 7 (1) and adding the following as subsection (2):

(2) An insurer who is not licensed under this Act shall not be deemed to be carrying on any business of insurance within the Province or otherwise acting in contravention of subsection (1) by reason only that it

- (a) adjusts any loss;
- (b) prosecutes or maintains any writ, action, or proceeding; or
- (c) performs any obligation

under or arising out of a policy of automobile insurance that was made or issued

- (d) within the Province at a time when the insurer was licensed; or
 - (e) without the Province. ; and
- (c) in section 99
- (i) by repealing subsection (2) and substituting the following:

(2) Where an insurer issues a policy or uses an application or advertisement relating to a policy that is, in the opinion of the Superintendent, unfair, fraudulent, or not in the public interest, the Superintendent may, after hearing the insurer, prohibit the insurer from issuing further policies in the same or similar form and from using applications and advertisements in the same or similar form. ;

- (ii) in subsection (3), by adding after the word "application" in the second line, the words "or advertisement"; and

(iii) by adding after subsection (3), the following as subsection (4):

(4) An appeal lies to the Minister from a prohibition by the Superintendent under subsection (2).

Amends
Insurance
Corporation
of British
Columbia
Act.

21. ~~The Insurance Corporation of British Columbia Act~~, being chapter 44 of the Statutes of British Columbia, 1973, is amended

- (a) in section 2,
 - (i) in subsection (1), by striking out the word "four" in the fourth line and substituting the word "eight"; and
 - (ii) in subsection (4), by striking out the words "Three members constitute" in the first line, and substituting the words "A majority of the members constitutes";

(b) by renumbering section 16 as section 16 (1) and adding the following as subsection (2):

(2) ~~The Lieutenant-Governor in Council may, by order, direct the Minister of Finance to pay to the corporation out of the Consolidated Revenue Fund, or out of the Revenue Surplus Appropriation Account of the Consolidated Revenue Fund, or partly out of the Consolidated Revenue Fund and partly out of the Revenue Surplus Appropriation Account of the Consolidated Revenue Fund, such amounts as are considered advisable but not to exceed the equivalent of the proceeds of~~

- (a) ~~a tax of ten cents per gallon on every gallon taxable under the Gasoline Tax Act, 1948 or 1958, Coloured Gasoline Tax Act, and Motive-fuel Use Tax Act; and~~

- (b) such portion as is considered advisable, of the fees payable under the *Motor-vehicle Act*, *Commercial Transport Act*, and *Motor Carrier Act*,

for the purposes of the *Automobile Insurance Act*.

- (c) by repealing section 18 (3) and (4) and substituting the following as subsection (3):

(3) The financial statement referred to in subsection (1) shall be prepared in accordance with generally accepted accounting principles. ; and

- (d) by adding after section 18, the following as sections 18A and 18B:

18A. The corporation shall file with the superintendent each year an annual report on condition and affairs of the corporation for the corporation's immediately preceding fiscal year, and the report shall be prepared in a manner prescribed by the superintendent and filed in the office of the superintendent within thirty days after the date on which the financial statement for the corresponding fiscal year is laid before the Legislative Assembly under section 18.

18B. (1) The Comptroller-General shall, as often as he considers necessary or advisable, inspect the records of the corporation to satisfy himself that revenues collected by the corporation on behalf of the Province have been accurately recorded and remitted promptly to the Minister of Finance.

(2) The Minister of Finance may at any time direct the Comptroller-General to examine and report to the Treasury Board on the financial or accounting operations of the corporation.

Report to
Superin-
tendent.

Inspection
by
Comptroller-
General.

Amends
Labour
Code of
British
Columbia
Act

22. The *Labour Code of British Columbia Act*, being chapter 122 of the Statutes of British Columbia, 1973 (Second Session) is amended

- (a) in the title, by striking out the word "Act";
- (b) in section 8 (4) (e), by adding at the end the words " ; but the board may impose such conditions as it considers necessary or advisable upon the trade-union, and, if the conditions are not substantially fulfilled to the satisfaction of the board within twelve months from the date of the certification, or within such lesser period of time as the board may order, the certification shall be deemed to be cancelled.";
- (c) in section 33 by striking out the words "38, and 90," in the second line and substituting the words "36, 38, 45, 53, 90, and 96,";
- (d) by adding after section 39 (2) the following as subsection (3):

(3) Two or more trade-unions claiming to have as members in good standing in those trade-unions a majority of employees in a unit that is appropriate for collective bargaining may join in an application under this part, and the provisions of this Act relating to an application by one trade-union, and all matters or things arising therefrom, apply in respect of the application and those trade-unions as if it were an application by one trade-union. ;

- (e) by repealing section 40 (4);

- (f) in section 45,
 - (i) subsection (1) is amended by inserting, after the word "that" in the first line, the words ", on the date the board receives the application for certification,"; and
 - (ii) section 45 is further amended by adding after subsection (2) the following as subsection (3):
 - (3) Where a representation vote is taken, a majority, for the purposes of subsection (1), shall be determined as the majority of the employees in the unit who cast ballots and who vote to elect the trade-union as bargaining agent for the employees in the unit. ;
- (g) in section 67, by striking out the words "one copy with the minister" in the second line and substituting the words "two copies with the minister and one copy with the board.";
- (h) in section 98 (1), by inserting, after the word "board" in the first line, the words ", or the Labour Relations Board,"; and
- (i) in section 139 (1), by striking out the period at the end and adding the words "; but this Act and the *Public Service Labour Relations Act* do not apply to the members of the board or the secretary, or the officers and employees of the board."

Amends
Land
Act

23. The *Land Act*, being chapter 17 of the Statutes of British Columbia, 1970, is amended

Term of
lease.

- (a) by repealing section 18 and substituting the following:
 - 18. Except with the prior approval of the Lieutenant-Governor in Council, no Crown land shall be leased under this Act for a term greater than
 - (a) sixty years where the land is to be used for residential purposes; and
 - (b) twenty years in all other cases. ;
- (b) in section 9 (1),
 - (i) in clause (c) by striking out the comma at the end and substituting the word "; or"; and
 - (ii) by adding after clause (c), the following as clause (d):
 - (d) by public drawing of lots, , and
- (c) in section 95, by striking out the words "co-ordinator of lands" in the third line and substituting the words "chief of the lands administration division".

Amends
Laws
Declaratory
Act

24. The *Laws Declaratory Act*, being chapter 213 of the *Revised Statutes of British Columbia, 1960*, is amended

- (a) in section 41 (2) (c), by inserting after the word "annuitant," the words "but shall be deemed, for the purposes of the *Succession Duty Act*, to be property of the deceased annuitant and to be property passing on his death,"; and
- (b) by renumbering section 42 as section 43 and inserting the following as section 42:

Court to consider interests of child.

42. In proceedings involving the adoption, guardianship, custody, access to, or maintenance of a child, or proceedings under the *Protection of Children Act*, the Court shall consider the best interests of the child.

Amends *Litter Act*.

25. Section 2 (e) of the *Litter Act*, being chapter 22 of the Statutes of British Columbia, 1970, is repealed and the following is substituted:

(e) "minister" means that member of the Executive Council charged by order of the Lieutenant-Governor in Council with the administration of this Act, and includes a person designated in writing by the minister; .

Amends *Mechanics' Lien Act*.

26. The *Mechanics' Lien Act*, being chapter 238 of the *Revised Statutes of British Columbia, 1960*, is amended

- (a) in section 26 (2), by inserting after the word "owner" in the first line, the words "or his agent"; and
- (b) in the last line of Form II in the Schedule, by adding after the word "owner", the words "or agent".

Amends *Medical Act*.

27. Section 71 of the *Medical Act*, being chapter 239 of the *Revised Statutes of British Columbia, 1960*, is amended by striking out the word "Act." in the last line and substituting the words "Act, or to any emergency medical assistant acting within the scope of the *Emergency Health Services Act*, or to any optometrist acting within the scope of the *Optometry Act*."

Amends *Mental Health Act*.

28. The *Mental Health Act*, being chapter 29 of the Statutes of British Columbia, 1964, is amended

- (a) in section 19 (2) (a), by adding after the word "facility" in the last line, the words "or psychiatric unit";
- (b) by renumbering section 11 as section 11 (1) and adding the following as subsection (2).
 - (2) Subsection (1) (a) and (b) applies, with the necessary changes,
 - (a) to a person appointed under the regulations as an officer in charge of a psychiatric unit; and
 - (b) to a psychiatric unit. ;
- (c) in section 17 (1), by inserting after the word "The" in the first line, the words "Minister, with the approval of the";
- (d) in section 24A (3), by striking out the words "24, 29, 30, and 34 and subsections (2) and (3) of section 22" in the first and second lines and substituting the words "22, 24, 29, 30, 32, 33, and 34,";
- (e) in section 30 (1), by striking out the words "within three months" in the sixth line; and
- (f) in section 39,
 - (i) by striking out the period at the end of clause (j) and substituting a semi-colon; and

- (ii) by adding after clause (j), the following as clause (k):
- (k) prescribing rules respecting the conduct of hearings under section 24.

Amends
Municipal
Act.

29. The *Municipal Act*, being chapter 255 of the *Revised Statutes of British Columbia, 1960*, is amended by adding after section 215, the following as section 215A:

Agreement
under
Department
of
Housing
Act.

215A. (1) A Council may, with the approval of the Lieutenant-Governor in Council, enter into an agreement under the *Department of Housing Act* for any purpose relating to housing including the provision of works and services incidental to housing to any area within the municipality.

(2) The Council may specify an area of the municipality in respect of which the agreement under subsection (1) shall apply.

(3) An agreement under subsection (1) may provide a formula for imposing the costs of works and service on the owners of real property within a specified area and, where it does so provide, the costs shall be levied in accordance with the agreement.

(4) Section 616, except subsection (4), applies to this section with the necessary changes and insofar as it is applicable.

Amends
Pacific
Great
Eastern
Incorporation
Act.

- 29A. Section 15 of the *Pacific Great Eastern Incorporation Act*, being chapter 36 of the *Statutes of British Columbia, 1912*, is amended

- (a) by striking out the word "The" in the first line and substituting the words "Subject to the prior approval of the Lieutenant-Governor in Council, the";
- (b) by inserting after the word "securities" in the third line, the words " , debts, or obligations";
- (c) by striking out the words "company authorized to carry on any business incidental to the working of a railway, or to any business which the Company is authorized to carry on:" in the fifth to seventh lines, and substituting the words "corporation or business:"; and
- (d) in clause (a), by inserting, after the word "securities" in the sixth line, the words " , debts, or obligations".

Amends
Provincial
Court
Act.

30. Section 5 of the *Provincial Court Act*, being chapter 28 of the *Statutes of British Columbia, 1969*, is amended by adding after subsection (7), the following as subsection (8):

(8) Notwithstanding subsections (1) and (3), where a judge is sixty-five years or more on the date this section comes into force, he shall continue to be a judge for a period of thirty days after the date this section comes into force, and, during that period,

- (a) he may elect under subsection (3) to hold office as a supernumerary judge; and

- (b) the Lieutenant-Governor in Council may extend the judge's term under subsection (1).

Amends
Public
Printing
Act.

31. The *Public Printing Act*, being chapter 318 of the *Revised Statutes of British Columbia, 1960*, is amended
- (a) in section 6 (1), by striking out the words "Lieutenant-Governor in Council" in the seventh line and substituting the word "Minister"; and
 - (b) in section 7, by striking out the words "by the regulations." in the third line and substituting the word "Minister."

Amends
Public
Service
Labour
Relations
Act.

32. Section 1 (1) of the *Public Service Labour Relations Act*, being chapter 144 of the *Statutes of British Columbia, 1973 (Second Session)*, is amended in the definition of employee,
- (a) by repealing paragraph (iv) and substituting the following:
 - (iv) a sheriff, or senior deputy sheriff;
 - (b) by striking out the word "and" at the end of paragraph (ix);
 - (c) by adding, at the end of paragraph (x), the word "and"; and
 - (d) by adding after paragraph (x), the following as paragraph (xi):
 - (xi) a chief court administrator or regional court administrator;

Amends
Residence
and
Responsi-
bility
Act.

33. The *Residence and Responsibility Act*, being chapter 340 of the *Revised Statutes of British Columbia, 1960*, is amended
- (a) by repealing section 3 (e); and
 - (b) in section 8, by striking out the words "tuberculosis institution," in the second line.

Amends
Revenue
Act.

34. Section 9 (c) of the *Revenue Act*, being chapter 341 of the *Revised Statutes of British Columbia, 1960*, is repealed and the following is substituted
- (c) in fixed deposits, notes, certificates, and other short term paper of, or guaranteed by, any chartered bank, credit union incorporated under the *Credit Unions Act*, or trust company, registered under the *Trust Companies Act*, including swapped deposit transactions in currency of the United States; and.

Amends
Sheriffs
Act.

35. Section 3 of the *Sheriffs Act*, being chapter 355 of the *Revised Statutes of British Columbia, 1960*, is amended by striking out the words "or for any less or greater jurisdiction." in the second line and substituting the words "and each sheriff has jurisdiction throughout the Province to exercise all the powers and authority and perform all the duties imposed upon a sheriff under this or any other Act."

Amends
Small
Claims
Act.

36. The *Small Claims Act*, being chapter 359 of the *Revised Statutes of British Columbia, 1960* is amended

- (a) in section 18 (a) by inserting after the word "with" in the fourth line the words "the costs of any garnishing proceedings and"; and
- (b) by repealing section 27 (2) and (3) and renumbering section 27 (1) as section 27.

Amends
An Act to
Amend the
Supreme
Court Act.

37. Sections 2 to 7, 9 to 13, and 15 to 17 of *An Act to Amend the Supreme Court Act*, being chapter 38 of the Statutes of British Columbia, 1969, are repealed.

Amends
Vancouver
Charter.

38. The *Vancouver Charter*, being chapter 55 of the Statutes of British Columbia, 1953, is amended

- (a) by repealing section 322 (2);
- (b) in section 396 (c), by adding after paragraph (iv), the following as paragraph (v):
 - (v) in respect of which a grant has been made after the thirty-first day of March, 1974, under the *Elderly Citizen's Housing Aid Act*, but, notwithstanding paragraph (i), the real property is only exempt if it is so provided by by-law;
- (c) by repealing Part XXI;
- (d) by repealing sections 482, 483, 484A, and 484B, and substituting the following as sections 482 to 484:

Ticket
offences.

482. The Council may, by by-law, provide that for a contravention of
- (a) a by-law of the city respecting street traffic made under section 125 of the *Motor-vehicle Act* or section 317 of this Act; or
 - (b) any provision under section 324,

an information may be laid and a summons issued by means of a ticket in accordance with the procedure set out in section 11A (2) to (9) to the *Summary Convictions Act*, and the provisions of that section apply with the necessary changes and so far as they are applicable to this section, and for that purpose

- (a) a reference to the Lieutenant-Governor in Council shall be deemed to be a reference to the Council;
- (b) a reference to the Province shall be deemed to be a reference to the city, and
- (c) a reference to the regulations shall be deemed to be a reference to the by-laws.

Disposal of
property
by police.

483. (1) The Council may, by by-law, provide for the disposal of property that has come into the possession of a member of the police force in cases where the owner of the property has not been ascertained and no order of a competent court has been made with respect thereto.

(2) The by-law may authorize the sale of the property referred to in subsection (1) and the application of the proceeds of the sale, and the application of any money of which the owner cannot be ascertained, to all or any of the following purposes:

- (a) the expense of carrying out the provisions of the by-law;
- (b) the payment of reasonable compensation to any person by whom the property was delivered into the possession of the police;
- (c) payment into the general revenue of the city.

(3) Where the property is a perishable article or its custody involves unreasonable expense or inconvenience, it may be sold at any time; but the proceeds of the sale shall not be disposed of other than to the lawful owner until they have remained in the possession of the city for a year.

(4) In any other case the property shall not be sold until it has remained in the possession of the police for at least nine months.

Burial of unclaimed body.

484. (1) It shall be the duty of the city to bury any unclaimed human body found dead within the city limits; but the city may recover the expense of burial from the local authority of the local area of which the deceased was a resident, and thereafter the local authority by which the expense is incurred may recover the expense from the estate of the deceased.

(2) The provisions of the *Residence and Responsibility Act* apply to this section; and

(e) in section 564A, by adding after subsection (7), the following as subsection (8):

(8) Property shall be deemed not to be taken or injuriously affected by reason of the adoption of a by-law under this section, or by reason of the amendment or repeal of the by-law.

Amends Vancouver Stock Exchange Act, 1907.

39. Section 3 (2) of the *Vancouver Stock Exchange Act, 1907*, being chapter 62 of the Statutes of British Columbia, 1907, is amended by striking out the word "President" in the fifth line and substituting the word "Chairman".

Amends Water Act.

40. Section 7 (1) (a) of the *Water Act*, being chapter 405 of the *Revised Statutes of British Columbia, 1960*, is amended by striking out the words "ninety days" in the second line and substituting the words "six months".

Amends An Act to Provide for the Conservation of Wildlife.

41. *An Act to Provide for the Conservation of Wildlife*, being chapter 55 of the Statutes of British Columbia, 1966, is amended

- (a) by striking out the title, "An Act to Provide for the Conservation of Wildlife", and substituting the title "Wildlife Act";
- (b) in section 3 (4), by striking out the word "eighteen" in the first line and substituting the word "sixteen"; and
- (c) by adding the following as section 39:

Taxidermist licence.

39. (1) No person shall carry on the business of a taxidermist or tanner unless he is licensed to do so under this Act.

(2) No taxidermist or tanner shall receive, possess, or process any wildlife that is not accompanied by a copy or record of the owner's licence, permit, fur tax receipt, or royalty.

Commence-
ment. 42.

(1) This Act, except sections 1, 18 (a), and 22 (a), comes into force on Royal Assent.

(2) Sections 1, 18 (a), and 22 (a), come into force on a date to be fixed by the Lieutenant-Governor by his Proclamation, and he may fix different dates for the coming into force of the several provisions.

(3) Section 17 shall be deemed to have come into force on the first day of April, 1974, and is retroactive to the extent necessary to give it full force and effect on and after that date.

(4) Section 24 (a) shall be deemed to have come into force on the first day of January, 1971, and is retroactive to the extent necessary to give it full force and effect on and after that date.

(5) Section 29A (b), (c), and (d) shall be deemed to have come into force on the first day of November, 1973, and is retroactive to the extent necessary to give it full force and effect on and after that date.