

CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 1638.

A BY-LAW to provide for the rebate of a certain amount of percentages and interest added to taxes (in arrear and delinquent) upon payment of said taxes prior to date of the 1939 Tax Sale.

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WHEREAS by Section 261 of the "Municipal Act" Revised Statutes of B. C. 1936 it is provided that the Council of a Municipality may by by-law provide that the owner of any land, and improvements (if any) thereon, on which taxes are delinquent or in arrear shall be entitled, upon payment of the taxes prior to the date of the Tax Sale, to receive a rebate or allowance of an amount not exceeding one-half of the total of all percentages added under Section 257 and one-half of all interest added under Section 259.

AND WHEREAS the Commissioner of the Corporation of Burnaby is entitled to pass such by-laws as might be passed by a Council of the said Municipality.

AND WHEREAS the said Commissioner deems it advisable to pass a By-law under said Section 261 of the said "Municipal Act" in the manner and to the extent and effect hereinafter set forth.

THEREFORE the Commissioner of the Corporation of the District of Burnaby in exercise of all the powers him thereunto enabling ENACTS AS FOLLOWS:-

1. The owner of the land and improvements (if any) thereon, on which taxes are delinquent or in arrear shall be entitled upon payment of the taxes prior to the date of the Tax Sale in the year 1939 (as the said date may be fixed by Statute or by by-law or resolution) to receive a rebate or allowance of an amount, being one-half of the total of all percentages added under Section 257 and one-half of all interest

added under Section 259 of the "Municipal Act".

2. Nothing herein contained shall entitle the owner of any land and improvements (if any) thereon who has prior to the coming into force of this By-law and in terms of legislation then in force, paid taxes (delinquent or in arrear) without rebate or allowance in respect of penalties or interest included therein, to demand or receive repayment or refund of any portion of the penalties and/or interest so paid by such owner.

3. The owner upon whose land and improvements (if any) thereon, taxes are both delinquent and in arrear shall have the right, in accordance with existing law, to pay the delinquent taxes only or in the alternative, to pay the delinquent taxes and the taxes in arrear together, prior to the date of Tax Sale in the year ¹⁹⁴¹ ~~1939~~ and in either of these events he shall be entitled to receive the said rebate or allowance, but only to the extent of one-half of the percentages and interest added to the taxes so paid by him prior to the date of the said Tax Sale.

4. This By-law may be cited for all purposes as "SURVIVAL PERCENTAGE REBATE BY-LAW ~~1938-39~~". *1941/42*

5. This By-law shall not come into force and effect unless and until it is approved by the Lieutenant-Governor in Council as required by law.

DONE AND PASSED this Fifth (5th) day of October,
A.D. 1938.

RECONSIDERED AND FINALLY PASSED this Twelfth (12th)
day of October, A.D. 1938.

Hugh M. Fraser

COMMISSIONER.

Charles B. Brown

CLERK.

I, Charles B. Brown, Clerk of the Corporation of the District of Burnaby do hereby certify the foregoing to be a true copy of a By-law passed by the Commissioner for the Corporation of the District of Burnaby on the Twelfth (12th) day of October, A.D. 1938.

Charles B. Brown

