

PROCLAMATION

[L.S.] W. C. WOODWARD,
Lieutenant-Governor.

CANADA:

PROVINCE OF BRITISH COLUMBIA.

GEORGE THE SIXTH, by the Grace of God,
of Great Britain, Ireland, and the British
Dominions beyond the Seas, KING,
Defender of the Faith, Emperor of India.

To all to whom these presents shall come—
GREETING.

JOHN HART,
Acting Minister of { WHEREAS by section
Lands and Forests. } 49 of the "Water
Act, 1939," it is pro-
vided that the Lieutenant-Governor in Council
may incorporate a tract of land and the owners
thereof into an improvement district:

And whereas the Lieutenant-Governor in
Council has by Order in Council made pursuant
to the said Act been pleased to order that the
tract of land hereinafter described and the
owners thereof be incorporated into an im-
provement district under the said Act and has
made further provision to the tenor and effect
hereinafter appearing:

NOW KNOW YE that by these presents We do
hereby order and proclaim:—

1. The tract of land comprising Lots 1 and 2,
Block U, and Lots 6 to 14 (inclusive), Block T,
Registered Plan 79, as amended, and District
Lots (foreshore) 162, 171, 173, and 189 to 217
(inclusive), Cowichan District and Victoria
Land Registration District and all subdivisions
thereof, and the owners of land in the said
tract are incorporated into an improvement
district under the "Water Act, 1939," and
subject to the provisions thereof and to the
conditions hereinafter contained.

2. The said improvement district shall be
known as the "Cowichan Bay Waterworks
District."

3. The objects of the said improvement dis-
trict shall be the acquisition, maintenance, and
operation of works for waterworks purpose and
the provision of fire-protection and all matters
incidental thereto.

4. There shall be five Trustees of the said
improvement district.

5. The persons qualified to vote at the first
election of Trustees shall be British subjects
who are twenty-one years of age or older and
are not disqualified from voting in an election
under the "Provincial Elections Act" and are
owners of land in the tract of land herein-
before described, and the persons qualified to
be candidates at the said election shall be the
persons qualified as aforesaid to vote and their
wives and husbands.

6. Arthur Hardy, of Cowichan Bay, B.C.,
shall be Returning Officer for the first election

of Trustees. He shall call a general meeting
of the persons who are qualified as aforesaid to
vote and shall, at least seven days before the
date of the said meeting, post in a conspicuous
place at the post-office at Cowichan Bay, B.C.,
a notice signed by him giving the date, time,
and place of holding the said meeting. The
Returning Officer shall be chairman of the said
meeting and he shall have power to determine
whether or not any person who desires to vote
is qualified to do so. He shall have power to
determine the procedure to be followed at the
said meeting and the method of taking the
votes. Each qualified voter shall be entitled to
cast one vote for each of five candidates. The
Returning Officer shall declare the result of the
election and shall advise the Comptroller of
Water Rights of the said result.

7. The candidates elected as Trustees for
whom the greatest and second greatest num-
bers of votes are cast at the general meeting
called pursuant to clause 6 hereof shall hold
office until the annual general meeting of 1949,
the candidates elected for whom the third and
fourth greatest numbers of votes are cast shall
hold office until the annual general meeting of
1948, and the candidate elected for whom the
fifth greatest number of votes are cast shall
hold office until the annual general meeting of
1947, but should there be nominated no more
than five candidates for the office of Trustee,
or should any two or more candidates receive
an equal number of votes, then the Returning
Officer shall have power to and shall declare
which of the candidates elected shall hold office
until the next, the second, and the third suc-
ceeding annual general meetings respectively.

8. All subsequent elections of Trustees shall
be held at the annual general meetings of the
improvement district and it shall be the duty
of the Trustees to call a general meeting to be
held between January 1st and May 1st in each
year for the following purposes:—

- (a.) To receive from the Trustees a report
on condition of the works and a state-
ment of the financial condition of the
improvement district:
- (b.) To discuss with the Trustees any mat-
ter relating to the works or finances of
the improvement district:
- (c.) To fix the remuneration of the Trustees
for the ensuing year:
- (d.) To elect a Trustee or Trustees to suc-
ceed those whose terms of office expire
coincident with the holding of such
annual general meeting, and to elect a
Trustee or Trustees to fill any other
vacancy or vacancies that has or have
occurred or is or are about to occur
among the Trustees:
- (e.) To choose the auditor for the ensuing
year.

[OVER.]

* A special general meeting may be called by the Trustees at any time for the purpose of electing a Trustee or Trustees to fill any vacancy or vacancies among the Trustees, or for the purpose of discussing with the owners any matter or matters which in the opinion of the Trustees should be brought up at a general meeting.

At least seven days' notice of every general meeting shall be given by a notice posted up in a conspicuous place at the post-office at Cowichan Bay, B.C.

The secretary shall enter in a book provided by the Trustees for this purpose minutes of all matters brought before the meeting and the action taken thereon. At any general meeting every person shall be qualified to vote who is a British subject and is twenty-one years old or older and is an owner of land in the improvement district, or the authorized agent of any board or corporation that is an owner of such land, or the legal representative of any owner or such land who has died, become insolvent, or insane, and is not disqualified from voting in an election held under the "Provincial Elections Act." Every person qualified as aforesaid to vote and the wife or husband of any such person shall be qualified to be a candidate for and to hold the office of Trustee, but no person shall be entitled to vote or be a candidate for Trustee or hold the office of Trustee while there is owing to the improvement district in respect of the land held by him or her or by his wife or her husband any taxes, tolls, or other charges other than those levied, fixed, or charged by the Trustees within one year of

the date of the meeting. In the event of the right of any person to vote at any general meeting being challenged, the chairman shall have authority to determine whether or not such person is entitled to vote, and the chairman may require such person to make and file with him a statutory declaration showing that the declarant is qualified as aforesaid to vote at such general meeting. Forthwith after the holding of a general meeting the Trustees shall file with the Comptroller of Water Rights a true copy of the minutes of such meeting and copies of all auditors' reports and financial statements presented or discussed at the meeting.

7. All words and phrases given special meaning in section 2 of the "Water Act, 1939," shall, where used herein, be ascribed the meaning given them in the said section unless the context otherwise requires.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent and the Great Seal of Our said Province to be hereunto affixed:

WITNESS, His Honour WILLIAM CULHAM WOODWARD, Lieutenant-Governor of Our said Province, at Our Government House, in Our City of Victoria, this twelfth day of August, in the year of our Lord one thousand nine hundred and forty-six, and in the tenth year of Our Reign.

By Command.

P. WALKER,
Deputy Provincial Secretary.

VICTORIA, B.C.:

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1946.