

1983

## c 38 Niagara Parks Amendment Act, 1983

Ontario

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## CHAPTER 38

**An Act to amend the Niagara Parks Act***Assented to June 9th, 1983*

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

**1. Subsection 10 (2) of the *Niagara Parks Act*, being chapter 317 of the Revised Statutes of Ontario, 1980, is repealed and the following substituted therefor:** s. 10 (2),  
re-enacted

(2) Section 38 of the *Public Transportation and Highway Improvement Act* applies with necessary modifications to any portion of any of the highways, roads, boulevards or parkways designated under subsection (1) and for such purpose any reference in that section to the Minister or the Ministry shall be deemed to be a reference to the Commission. Application  
of  
R.S.O. 1980,  
c. 421, s. 38

**2. Clause 21 (1) (f) of the said Act is repealed and the following substituted therefor:** s. 21 (1) (f),  
re-enacted

(f) prohibiting or licensing, regulating and governing the erection, posting up or other display of notices, signs, sign boards and other advertising devices in the Parks or within 400 metres of any part thereof;

(fa) prescribing fees, permits and terms and conditions under which the erection, posting up or other display of notices, signs, sign boards, and other advertising devices may be permitted within the Parks or within 400 metres of any part thereof.

**3. The said Act is amended by adding thereto the following section:** s. 23,  
enacted

**23.—(1)** Any lost, mislaid or abandoned property coming into the custody of an officer or employee of the Commission or found on the lands of the Commission and not claimed by the owner within three months is the property of the Commission and may be sold under the direction of the Commission, but, where the property is perishable or has no commercial value, it may be given to a charitable institution or destroyed. Lost,  
mislaid or  
abandoned  
property

Idem

(2) Where a person establishes to the satisfaction of the Commission within one year of the date of sale that he was the owner of property sold under subsection (1), the Commission may direct the payment to him of an amount equal to the price received for the property less the costs referable to the sale and other expenses, including costs and charges under subsection (3), incurred in connection with the property.

Lien for costs and charges for care and storage

(3) Where any lost, mislaid or abandoned property comes into the custody of an officer or employee of the Commission or is found on the lands of the Commission, any officer or employee of the Commission may take the property into his custody, cause it to be taken, cared for and stored in a suitable place and all costs and charges for removal, care and storage are a lien upon the property and may be enforced in the manner provided by section 52 of the *Mechanics' Lien Act*.

R.S.O. 1980,  
c. 261

Commence-  
ment

**4. This Act comes into force on the day it receives Royal Assent.**

Short title

**5. The short title of this Act is the *Niagara Parks Amendment Act, 1983*.**