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c 133 Federal District Commission Act

Ontario

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CHAPTER 133

The Federal District Commission Act

- 1.** The councils of the corporations of the City of Ottawa, the County of Carleton, the County of Russell and of any municipality in either of the said counties or of any of them may, with the approval of the Ontario Municipal Board first obtained, convey to The Federal District Commission for a real or nominal consideration any highway, square, street, avenue, drive, thoroughfare or bridge, or interest therein, vested in the municipality upon such terms and subject to such conditions as may be agreed upon between the council and the Commission. R.S.O. 1937, c. 276, s. 1.
- Transfer of highways, etc., to Federal District Commission by agreement.
- 2.** The corporation of any municipality in which land vested in the Commission is situate or which lies within three miles of any such land may enter into agreements with the Commission for the undertaking by the corporation in, upon, under, through, across or along any such land of any work of any of the characters or descriptions mentioned in *The Local Improvement Act* and any such agreement may provide for the maintenance, repair and renewal of any work so undertaken. R.S.O. 1937, c. 276, s. 2.
- Undertaking of local improvement works by municipality by agreement.
- Rev. Stat., c. 215.
- 3.** Any work undertaken by the corporation of a municipality pursuant to any agreement entered into with the Commission under section 2 may be undertaken by the corporation as a local improvement under *The Local Improvement Act* and in accordance with the provisions thereof, notwithstanding that the land wherein, whereon or whereunder the same is undertaken is not a street or land vested in the corporation or that the council thereof has limited or no jurisdiction or control thereover. R.S.O. 1937, c. 276, s. 3.
- Assessment of cost of works undertaken.
- Rev. Stat., c. 215.
- 4.** Every agreement entered into under this Act may provide that the corporation of the municipality entering into the same shall solely be responsible for any injury, loss or damage resulting from or by reason of the undertaking, execution or existence of any work undertaken pursuant to the agreement during the time of its construction and after its completion or from non-repair of the same, and for all claims, demands, actions, suits, proceedings, costs and damages resulting therefrom. R.S.O. 1937, c. 276, s. 4.
- Liability of municipality for actions.

Assent to electors not requisite.

5. It shall not be necessary that any agreement entered into hereunder or any by-law authorizing the agreement be submitted to or receive the assent of the electors of the municipality the corporation of which enters into the agreement. R.S.O. 1937, c. 276, s. 5.

Rev. Stat., c. 243, ss. 469, 470, and 472 not to apply.

6. Sections 469, 470 and 472 of *The Municipal Act* shall not apply with respect to any highway conveyed to the Commission under this Act. R.S.O. 1937, c. 276, s. 6.

Rev. Stat., c. 243, s. 478 to apply.

7. Section 478 of *The Municipal Act* shall apply to enable the council of any of the municipalities mentioned in section 1 to grant aid to the Commission for any of the purposes mentioned in the said section 478. R.S.O. 1937, c. 276, s. 7.

Validity of conveyances and agreements.

8. Any conveyance made and agreement entered into pursuant to this Act shall be legal, valid and binding upon the corporation of the municipality entering into the same and the ratepayers thereof, and shall not be open to question in any court. R.S.O. 1937, c. 276, s. 8.
