

1970

## c 34 The Telephone Amendment Act, 1970

Ontario

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## CHAPTER 34

**An Act to amend The Telephone Act***Assented to June 26th, 1970**Session Prorogued November 13th, 1970*

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

1. *The Telephone Act* is amended by adding thereto the following section: R.S.O. 1960,  
c. 394,  
amended

117.—(1) In this section, "communication service" means Interpre-  
tation any form of communication by electrical currents or impulses conducted by wires, cables or radio, other than telephone service.

(2) Where a communication service may be conveniently provided in conjunction with telephone service and all provisions of any Act of the Legislature or the Parliament of Canada respecting such communication service have been complied with, Municipality  
may provide  
communica-  
tion service

(a) the council of a municipality that is carrying on a telephone system as a public utility; or

(b) the council of an initiating municipality or the commissioners of a municipal telephone system, as the case may be,

may, with the approval of the Commission, provide the communication service as part of the telephone system.

(3) Where approval of the Commission has been given under subsection 2, By-law  
authorizing  
work and  
issue of  
debentures

(a) the council of a municipality that is carrying on a telephone system as a public utility may, with the prior approval of the Board, pass a by-law authorizing the work and the issuing of debentures for that purpose but such a

by-law

by-law is not valid until it has received the assent of the electors qualified to vote on money by-laws under *The Municipal Act*; or

R.S.O. 1960,  
c. 249

- (b) the council of an initiating municipality may, with the prior approval of a majority of the subscribers present in person or represented by proxy at a general meeting of the subscribers called for the purpose and with the prior approval of the Board, pass a by-law authorizing the work and the issuing of debentures for that purpose and it is not necessary that the by-law be submitted for the assent of the electors.

How cost  
paid

- (4) The Board shall determine the period within which the debentures to be issued shall be made payable and, in the case of a by-law made under clause *b* of subsection 3, the landowners who shall defray the cost of such works and the lands upon and in respect of which the special rate shall be levied to discharge the debenture debt so incurred, with interest.

Provisions  
of Act  
to apply

- (5) The provisions of this Act as to debentures apply to debentures issued under this section.

Commence-  
ment

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

Short title

- 3.** This Act may be cited as *The Telephone Amendment Act, 1970*.