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c 125 The City of The Lakehead Amendment Act, 1970

Ontario

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CHAPTER 125

**An Act to amend
The City of The Lakehead Act, 1968-69**

*Assented to November 13th, 1970
Session Prorogued November 13th, 1970*

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

1. Subsection 9 of section 12 of *The City of The Lakehead Act, 1968-69* is repealed. 1968-69,
c. 56, s. 12,
subs. 9,
repealed

2. Section 13 of *The City of The Lakehead Act, 1968-69* is repealed and the following substituted therefor: 1968-69,
c. 56, s. 13,
re-enacted

13.—(1) Notwithstanding section 12, the council of the City may by by-law passed before the adoption of the estimates in any year levy in each of the wards of the City, before the adoption of the estimates for the year, on the whole of the assessment for real property in the ward, according to the last revised assessment roll, a sum not exceeding 50 per cent of that which would be produced by applying to such assessment the total rate for all purposes levied in the ward in the preceding year on residential real property of public school supporters. Levy
before
estimates
adopted,
on real
property

(2) Where the council of the City has not provided for taking the assessment of business during the same year in which the rates of taxation thereon are to be levied, the council, notwithstanding section 12, may by by-law passed before the adoption of the estimates in any year levy in each of the wards of the City, before the adoption of the estimates for the year, on the whole of the business assessment in the ward according to the last revised assessment roll, a sum not exceeding 50 per cent of that which would be produced by applying to such assessment the total rate for all purposes levied in the ward in the preceding year on business assessment of public school supporters. on business
assessment

Levy under section 12 to be reduced

- (3) Where in any year a levy is made under this section, the amount required to be raised in that year by levy under section 12 shall be reduced by the amount to be raised by the levy under this section.

Application of R.S.O. 1960, c. 249

- (4) The provisions of *The Municipal Act* with respect to the levy of the yearly rates and the collection of taxes apply *mutatis mutandis* to the levy of rates and collection of taxes under this section.

By-laws not to be passed under R.S.O. 1960, c. 249, s. 294a

- (5) The council of the City shall not pass by-laws under section 294a of *The Municipal Act*.

1968-69, c. 56, s. 15, re-enacted

3. Section 15 of *The City of The Lakehead Act, 1968-69* is repealed and the following substituted therefor:

Rates under R.S.O. 1960, c. 368

- 15.—(1) For the purposes of levying taxes under *The Separate Schools Act*, the wards of the City shall be deemed to be municipalities, and the council of the City shall be deemed to be the council of each ward.

Rates for public school purposes on commercial assessment R.S.O. 1960, c. 361

- (2) The amount required to be levied and collected by the City for public school purposes on commercial assessment determined as a result of the application of section 105 of *The Schools Administration Act* shall be apportioned among the wards of the City in the ratio that the total commercial assessment for public school purposes in each ward bears to the total commercial assessment for public school purposes in the City, both as equalized by the Department in accordance with subsection 2 of section 12.

Rates for public school purposes on residential assessment

- (3) The amount required to be levied and collected by the City for public school purposes on residential assessment determined as a result of the application of section 105 of *The Schools Administration Act* shall be apportioned among the wards of the City in the ratio that the total residential assessment for public school purposes in each ward bears to the total residential assessment for public school purposes in the City, both as equalized by the Department in accordance with subsection 2 of section 12.

Rates for secondary school purposes on commercial assessment

- (4) The amount required to be levied and collected by the City for secondary school purposes on commercial assessment determined as a result of the application of section 105 of *The Schools Administration Act* shall be apportioned among the wards of the City in the ratio that the total commercial assessment for secondary school purposes in each ward bears to the total commercial assessment for

secondary school purposes in the City, both as equalized by the Department in accordance with subsection 2 of section 12.

(5) The amount required to be levied and collected by the City for secondary school purposes on residential assessment determined as a result of the application of section 105 of *The Schools Administration Act* shall be apportioned among the wards of the City in the ratio that the total residential assessment for secondary school purposes in each ward bears to the total residential assessment for secondary school purposes in the City, both as equalized by the Department in accordance with subsection 2 of section 12.

Rates for secondary school purposes on residential assessment
R.S.O. 1960, c. 361

(6) Notwithstanding subsections 2, 3, 4 and 5, where, in any year, a regulation is in force under section 87a of *The Secondary Schools and Boards of Education Act*, the apportionments referred to in the said subsections 2, 3, 4 and 5 shall be made in accordance with such regulations.

Regulations under
B.S.O. 1960, c. 362
to apply

4. *The City of The Lakehead Act, 1968-69* is amended by adding thereto the following section:

R.S.O. 1960, c. 56, amended

15a. Sections 12, 13 and 15 shall cease to apply on dates to be determined by order of the Minister.

Application of sections 12, 13 and 15

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

Commencement

6. This Act may be cited as *The City of The Lakehead Amendment Act, 1970*.

Short title

