

BYLAW NO. 4/2020

A BYLAW OF THE VILLAGE OF BUENA VISTA TO PROVIDE FOR THE DISPOSITION OF LOST AND UNCLAIMED PERSONAL PROPERTY IN THE POSSESSION OF THE VILLAGE

The Unclaimed Personal Property Bylaw

The Council of the Village of Buena Vista in the Province of Saskatchewan enacts as follows:

- 1) This bylaw may be cited as The Unclaimed Personal Property Bylaw.
- 2) The purpose of this bylaw is to provide for the disposition of lost and unclaimed personal property in the possession of the Village.
- 3) In this bylaw:
 - a) "Council" means the Council of the Village of Buena Vista;
 - b) "Designated Officer" means a person designated by Council to deal with unclaimed personal property;
 - c) "Earlier Owner" means a person who has established a claim to the personal property prior to that of the Village or the Owner, but does not include an Owner;
 - d) "Owner" means a person who obtains unclaimed personal property from the Village; and
 - e) "Village" means the Village of Buena Vista.
- 4) This Bylaw shall apply to all unclaimed personal property in the possession of the Village.
- 5) The Village of Buena Vista shall retain all unclaimed personal property in its possession for 90 days, except as provided in Section 6.
- 6) Any perishable unclaimed property in the Village's possession may be disposed of as soon as practicable after the property is received by the Village.
- 7) If personal property is not claimed within the time limit specified in Section 5, it becomes the property of the Village, and the Village may dispose of the property:
 - a) By donating it to any person or organization; or
 - b) By offering it for sale at public auction.

- 8) Any personal property offered for sale at a public auction pursuant to Section 7 that is not sold may be disposed of in any manner that a Designated Officer may direct.
- 9) A person who acquires personal property from the Village becomes the Owner of the personal property.
- 10) If no claim is made for the proceeds of the sale of the personal property within one year of the date of the sale, the proceeds of the sale form part of the general revenues of the Village.
- 11) If the Earlier Owner of the personal property makes a claim for the property within one year from the date of the sale of the property, the claim of the Earlier Owner is a claim for the proceeds of the sale, and the Village shall pay the proceeds of the sale to the Earlier Owner of the property, less any costs incurred by the Village, including costs for hauling, storage, necessary expenses, and costs of the sale.
- 12) The person who buys unclaimed personal property at a public auction is the Owner of that property.
- 13) Chief Administrative Officer and Public Works Foreman are appointed as Designated Officers for the purposes of this Bylaw.
- 14) A Designated Officer is authorized to further delegate his or her powers or duties under this Bylaw to an employee or agent of the Village.
- 15) This Bylaw comes into force on the day of its final passing.



Chief Administrative Officer



Mayor

Certified a true copy of
Bylaw No.4/20 adopted
by resolution of Council
on the 23rd day of June, 2020.



CAO