

BILL

No. 86 of 1948.

An Act to Provide for the Clearing and Breaking of
Provincial Lands.

(Assented to , 1948.)

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

Short Title.

1. This Act may be cited as "The Land Clearing and Breaking Projects Act".

Interpretation.

2. In this Act, unless the context otherwise requires,--

(a) "Department" means the Department of Lands and Mines;

(b) "Minister" means the Minister of Lands and Mines.

Land Clearing and Breaking Agreements.

3. With the approval of the Lieutenant Governor in Council, the Minister may enter into agreements from time to time with such person or persons and on such terms and conditions as he may deem expedient for the clearing and breaking of land vested in the Crown in the right of the Province.
4. Any agreement made by the Minister pursuant to section 3 may provide for the remuneration for the clearing and breaking to be paid at such rate per acre as may be set out in the agreement, or to be recovered out of the crops subsequently grown on the land cleared and broken, or to be paid or recovered in such manner and on such terms and conditions as may be provided for in the agreement.
5. In the event of it becoming necessary to pay any sum or sums of money under the provisions of any agreement made pursuant to the provisions of this Act or of chapter 5 of the Statutes of Alberta, 1945, (Second Session), the same shall be paid with the approval of the Lieutenant Governor in Council by the Provincial Treasurer from the Post War Reconstruction Fund, or the

Lieutenant Governor in Council may, if it is deemed expedient so to do, authorize the Provincial Treasurer to make the payments required from the General Revenue Fund of the Province, and payment may be made without any further or other appropriation than is hereby provided.

6. Any land cleared and broken pursuant to the provisions of this Act or of chapter 5 of the Statutes of Alberta, 1945, (Second Session), may be leased by the Minister to any person pursuant to the provisions of The Provincial Lands Act.

7. (1) On submission of satisfactory proof by a lessee of his inability to provide seed for the utilization of land acquired under this Act, the Minister of Agriculture may provide seed grain to any lessee of Provincial lands which have been cleared and broken pursuant to the provisions of this Act or of chapter 5 of the Statutes of Alberta, 1945, (Second Session), in the first year that such lessee is in possession of the land, and for the second year in the event that the crop of the first year is a failure in the opinion of the Minister of Agriculture.

(2) Any such seed grain may be provided on such terms and conditions as may be approved from time to time by the Lieutenant Governor in Council either for cash or on credit.

(3) In any case where seed grain is provided on credit, the moneys owing for such seed grain, together with interest thereon, shall be a lien against the crops of the lessee from year to year until the said moneys have been repaid in full.

(4) The moneys owing for such seed grain shall be paid to the Minister of Lands and Mines in cash or by a share of the crop, and any such share of crop so paid shall be in addition to the share of crop payable under the terms of the lessee's lease.

8. The Lieutenant Governor in Council may from time to time make regulations,--

- (a) authorizing the making of advances of cash or credit to any lessee of Provincial lands which have been cleared and broken pursuant to the provisions of this Act or of chapter 5 of the Statutes of Alberta, 1945, (Second Session), on such terms and conditions as to repayment, interest and otherwise, as may be set out in the said regulations;
- (b) prescribing terms and conditions governing the advances of seed grain authorized pursuant to section 7, and the repayment of such advances;
- (c) as to any other matter or thing deemed necessary or advisable for carrying out the provisions of this Act according to their true intent or to facilitate the efficient administration thereof

9 Any moneys required for the making of advances of seed grain or advances of cash or credit pursuant to section 7 and section 8 or for the administration of this Act or for the carrying out of any of the provisions of this Act shall, in the absence of any vote of the Legislative Assembly available therefore be paid out of the General Revenue Fund.

10. An Act respecting agreements for the clearing and breaking of Provincial lands and validating the agreement made under the authority of Order in Council number 1209/45, being chapter 5 of the Statutes of Alberta, 1945, (Second Session), is hereby repealed.

11 This Act shall come into force on the day upon which it is assented to, and upon so coming into force shall be deemed to have been in force at all times since the first day of April, 1947

Fifth Session

Tenth Legislature

12 George VI

1948

B I L L

An Act to Provide for the Clearing and
Breaking of Provincial Lands.

Received and read the

First time _____

Second time _____

Third time _____

Honourable Mr. Tanner

Edmonton - A. Shnitka