

Bill No. 55 of 1955

A BILL TO PROVIDE FINANCIAL ASSISTANCE TO
HOMESTEAD LESSEES BY WAY OF LOANS
FOR BREAKING AND CLEARING

NOTE

This Bill enacts a new Act to be called "*The Homestead Lease Loan Act*", which provides for the setting up of a revolving fund, to be known as the Homestead Lease Loan Fund, from which loans to homestead lessees may be made.

Initially the fund will not exceed one million dollars provided from general revenue. Repayment of principal of loans will revert to the fund for use under this Act; payment of interest will form part of the General Revenue Fund.

An advisory board is to be set up to review applications for loans and advise the Minister of Lands and Forests thereon. Loans will be made by that Minister for periods not exceeding ten years and with interest rates of three and one-half or four and one-half per cent depending upon whether instalments are repaid promptly or not.

This Bill comes into force on the 1st day of July, 1955.

J. W. RYAN,
Acting Legislative Counsel.

(This note does not form any part of the Bill but is offered in explanation of its provisions.)

BILL

No. 55 of 1955

An Act to provide Financial Assistance to Homestead Lessees by Way of Loans for Clearing and Breaking

(Assented to _____, 1955)

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

1. This Act may be cited as "*The Homestead Lease Loan Act*" Short title *Act*".

Interpretation

2. In this Act

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|--|---------------------------|
| (a) "board" means the Homestead Lease Loan Advisory Board; | Interpretation
"board" |
| (b) "clearing and breaking" means clearing or breaking or both; | "clearing and breaking" |
| (c) "Department" means the Department of Lands and Forests; | "Department" |
| (d) "fund" means the Homestead Lease Loan Fund; | "fund" |
| (e) "lease" means a homestead lease granted under <i>The Public Lands Act</i> ; | "lease" |
| (f) "lessee" means the holder of a homestead lease granted under <i>The Public Lands Act</i> ; | "lessee" |
| (g) "Minister" means the Minister of Lands and Forests; | "Minister" |
| (h) "regulations" means regulations made under this Act. | "regulations" |

The Fund

3. (1) The Provincial Treasurer shall establish a fund to be known as the Homestead Lease Loan Fund. Homestead Lease Loan Fund

(2) The Provincial Treasurer shall, from time to time, as the moneys are required for the purposes of this Act, advance to the fund from the general revenue of the Province sums not exceeding in the aggregate one million dollars and such other sums as may from time to time be appropriated by the Legislative Assembly for the purposes of this Act.

(3) If at any time the fund has on deposit more moneys than are required at that time for the purposes of this Act, the Minister may direct that the surplus moneys or any part thereof be deposited to the General Revenue Fund.

**Reinvest-
ment** **4.** (1) Moneys received as repayment of principal of loans made under this Act shall be credited to the fund, and moneys received as payment of interest on loans shall be deposited to the General Revenue Fund of the Province.

(2) The moneys paid into the fund pursuant to this section may be used for reinvestment in loans authorized by this Act.

**Purpose
and amount
of loan** **5.** Subject to this Act, loans not exceeding one thousand dollars to any one borrower may be granted by the Minister to homestead lessees for the purpose of clearing and breaking on the lands held under homestead leases.

**Interest
on loan** **6.** A loan shall bear interest at the rate of

(a) three and one-half per cent per annum, payable annually on current instalments, and

(b) four and one-half per cent on instalments not paid within thirty days from the date on which they became due.

The Board

**Appointment
of board** **7.** A board to be known as the Homestead Lease Loan Advisory Board shall be appointed by the Lieutenant Governor in Council.

**Board
members** **8.** (1) Subject to section 10, the board shall consist of three members, including the chairman.

(2) The chairman of the board shall be an officer of the Department of Lands and Forests.

(3) One member of the board shall be an officer of the Department of Agriculture.

**Term of
office of
board** **9.** The board shall hold office during pleasure and shall receive such remuneration, emoluments or expenses and shall perform such duties as may be determined by the Lieutenant Governor in Council.

**Alternate
board
members** **10.** (1) The Lieutenant Governor in Council may appoint three alternate members of the board, one from each of the Departments mentioned in section 8 and the alternate members may act in place of the regular board members from the same Department.

(2) In the absence of the chairman the alternate member from the Department of Lands and Forests shall be the acting chairman.

**Duties
of board** **11.** The board shall

(a) review all applications for loans presented to the board, and

(b) recommend disposition of the applications and the amount of any loan to be advanced from the fund and the manner in which any loan is to be spent.

12. All recommendations of the board shall be made to the Minister and signed by the chairman. Recommendations of board

Loans

13. Subject to the requirements of this Act, the Minister may prescribe the terms and conditions of any loan, and may from time to time prescribe forms for use under this Act. Loans

14. A loan may be for any period not longer than ten years. Term of loan

15. No loan, no advance thereof nor any improvement resulting therefrom shall be attached or seized in satisfaction of any claim against the lessee other than a claim by the Minister with respect to the loan. Loan not subject to attachment

Regulations

16. The Lieutenant Governor in Council may make regulations Regulations

- (a) governing the board and prescribing its duties,
- (b) governing the manner of making payments from the fund,
- (c) governing the information required on applications for loans,
- (d) governing the granting of and repayment of a loan, and
- (e) providing for any other matter or thing necessary to carry out the intent of this Act.

17. This Act comes into force on the first day of July, 1955. Coming into force

THIRD SESSION
TWELFTH LEGISLATURE
4 ELIZABETH II
1955

BILL

An Act to Provide Financial
Assistance to Homstead Lessees by
Way of Loans for Breaking and
Clearing

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. CASEY
