

No. 80

2nd Session, 13th Legislature, Alberta
4 Elizabeth II, 1956

BILL 80

A Bill to Remove Doubt as to the Meaning of the Term
"Lease" Under The Land Titles Act

HON. MR. MANNING

EDMONTON, ALBERTA
Printed by A. SHNITKA, Printer to the Queen's Most Excellent Majesty
1956

Explanatory Note

Recent court decisions in Saskatchewan and in the Supreme Court of Canada that a mineral "lease" was not a lease in the proper sense of the term have cast doubt on the power of the Registrar of Land Titles to register these documents under The Land Titles Act. This Bill will remove that doubt.

BILL

No. 80 of 1956

An Act to Remove Doubt as to the Meaning of the Term
“Lease” Under The Land Titles Act

(Assented to , 1956)

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 Land Titles Act Clarification Act*”.

2. It is hereby declared that the term “lease” as used in *The Land Titles Act* and any Act for which *The Land Titles Act* was substituted includes an agreement whereby an owner of any estate or interest in any minerals with, upon or under any land for which a certificate of title has been granted under *The Land Titles Act* or any Act for which *The Land Titles Act* was substituted, demises or grants or purports to demise or grant to another person a right to take or remove any such minerals for a term certain or for a term certain coupled with a right thereafter to remove any such minerals so long as the same are being produced from the land within, upon or under which such minerals are situate.

3. This Act comes into force on the day upon which it is assented to.

SECOND SESSION
THIRTEENTH LEGISLATURE
4 ELIZABETH II
1956

BILL

An Act to Remove Doubt as to the
Meaning of the Term "Lease"
Under The Land Titles Act

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. MANNING
