

1971 Bill 135

Fourth Session, 16th Legislature, 20 Elizabeth II

~~FEDERAL GOVERNMENT OF ALBERTA~~

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 135

The Sales of Crown Lands Act

MR. COPITHORNE

First Reading

Second Reading

Third Reading

Printed by L. S. Wall, Queen's Printer, Edmonton

BILL 135

1971

~~THE~~ SALE OF CROWN LANDS ACT

(Assented to _____, 1971)

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

1. In this Act;

- (a) "Crown" includes Her Majesty in right of Alberta and any body corporate effectively controlled by Her Majesty in the right of Alberta;
- (b) "Crown Lands" means any real property owned by the Crown;
- (c) "citizen of Canada" means
 - (i) any person who, at the relevant time is a Canadian citizen either by birth or naturalization;
 - (ii) any body corporate with at least three quarters of the voting shares owned directly or indirectly by citizens of Canada;
- (d) "Minister" means the Minister of Lands and Forests.

2. This Act applies only to the surface rights of Crown Lands.

3. The Crown shall only sell the surface rights of Crown Lands to citizens of Canada.

4. No citizen of Canada who, after the coming into force of this Act, acquires any surface rights of Crown land shall sell his interest in the said Crown Lands to any person who is not a citizen of Canada, nor lease, for a period exceeding 10 years, to any person who is not a citizen of Canada without first obtaining the consent and approval of the Minister.

5. Where there is a purported sale of surface rights of Crown Lands contrary to Section 4, then such sale shall be null and void.

Explanatory Notes

This Act allows the sale of the surface rights of Crown Lands only to a citizen of Canada or a body corporate with at least three-quarters of the voting shares owned directly or indirectly by citizens of Canada.

The Act contains no retroactive features.

The Act does not in any way affect mines or minerals or any interest in mines or minerals.

The Act contains a provision rendering null and void any future re-sale of surface rights purchased from the Crown after this Act comes into force to other than a citizen of Canada or a body corporate as herein defined.

- 6.** The prohibition in this Act does not apply
- (a) to surface rights of Crown Lands acquired from the Crown before the coming into force of this Act, or
 - (b) to any mines or minerals, or
 - (c) to any lease of surface rights of Crown Lands for a period of less than 10 years.

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

