

# CHAPTER XXVII.—MISCELLANEOUS ADMINISTRATION.

## Section 1—Public Lands.

### Subsection 1.—Dominion Public Lands.<sup>1</sup>

Agreements have recently been reached, and assented to by the Crown, for the transfer of the lands and natural resources of the Prairie Provinces and of the Railway Belt and the Peace River Block in British Columbia from the Dominion to the provinces concerned. The National Parks and Indian reservations are not included in these transfers but remain under the jurisdiction of the Dominion Government as in the older provinces of Canada. These agreements were entered into with the object of placing the western provinces in the same position as the original provinces of Confederation under section 109 of the British North America Act, 1867.

It is accordingly provided that the interest of the Crown in all Crown lands, mines, minerals (precious and base) and royalties derived therefrom within the province, and all sums due or payable for such lands, mines, minerals or royalties shall, from and after the coming into force of the agreement and subject as therein otherwise provided, belong to the province, subject to any trust existing in respect thereof, and to any interest other than that of the Crown in the same. Any remittance received by Canada in respect of any such lands, mines, minerals, or royalties, before the coming into force of the agreement shall continue to belong to Canada whether paid in advance or otherwise. On the other hand, the province is not liable to account to Canada for any such payment made thereafter.

The province is bound in each case to carry out, in accordance with the terms thereof, any contract of purchase or lease of any Crown land, mines or minerals, and every arrangement whereby any person has become entitled to any interest therein as against the Crown. The province is also engaged to perform every obligation of Canada arising by virtue of any statute, Order in Council or regulation in connection with railway subsidies or grants to railway companies of lands for right of way, road-bed, stations, station-grounds, workshops, buildings, yards, ballast pits or other appurtenances.

Canada is under obligation to transfer to the province all School Lands Funds. Such of the school lands specified in the Dominion Lands Act (R.S.C. 1927, c. 113, s. 37) as passed to the administration of the province are to be set aside and to be administered by the province "in accordance, *mutatis mutandis*, with the provisions of sections 37 to 40 of the Dominion Lands Act, for the support of schools organized and carried on therein in accordance with the law of the province".

Province.	Date of Agreement.	Date of Transfer of Resources.
Manitoba.....	Dec. 14, 1929	July 15, 1930
Saskatchewan.....	Mar. 20, 1930	Oct. 1, 1930
Alberta.....	Dec. 14, 1929	Oct. 1, 1930
British Columbia (lands in Railway Belt and Peace River Block).....	Feb. 20, 1930	Aug. 1, 1930

<sup>1</sup> Revised by J. W. Martin, Commissioner of Dominion Lands, Department of the Interior.