

## SENATE BILL.

1895

An Act further to amend "The Indian Act."

HER Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. The section substituted for section thirty-eight of *The Indian Act*, chapter forty-three of the Revised Statutes, by section three of chapter thirty-two of the Statutes of 1894 is hereby repealed and the following substituted therefor:—

R.S.C., c. 43, s. 38 and 1894, c. 32, s. 3 amended.

“38. No reserve or portion of a reserve shall be sold, alienated or leased until the same has been released or surrendered to the Crown for the purposes of this Act; but the Superintendent General may lease, for the benefit of any Indian, the land to which he is entitled without the same being released or surrendered.”

Provisions respecting sale or lease of reserves.

2. Section seventy of *The Indian Act* is hereby repealed and the following substituted therefor:—

R.S.C., c. 43 s. 70 amended.

“70. The Governor in Council may, subject to the provisions of this Act, direct how, and in what manner, and by whom, the moneys arising from the disposal of Indian lands, and of property held or to be held in trust for Indians, or timber on Indian lands or reserves, or from any other source for the benefit of Indians, (with the exception of such sum not exceeding ten per cent of the proceeds of any lands, timber or property, as is agreed at the time of the surrender to be paid to the members of the band interested therein,) shall be invested, from time to time, and how the payments or assistance to which the Indians are entitled shall be made or given; and may provide for the general management of such moneys, and direct what percentage or proportion thereof shall be set apart, from time to time, to cover the cost of and incidental to the management of reserves, lands, property and moneys under the provisions of this Act, and may authorize and direct the expenditure of such moneys for the construction or repair of roads, bridges, ditches and watercourses on such reserves or lands, for the construction of schools, and by way of contribution to schools attended by such Indians.”

Governor in Council may direct investment and management of Indian funds and payments made therefrom.

3. Section seventy-five of *The Indian Act* is hereby repealed and the following substituted therefor:—

Section 75 amended.

“75. Whenever the Governor in Council deems it advisable, for the good government of a band, to introduce the system of election of chiefs, he may provide that the chiefs of any band of Indians shall be elected, as hereinafter provided, at

Governor in Council may provide for election of chiefs.