

- The same. (2) All grants of estates less than freehold in land made by the Hudson's Bay Company, up to the 8th day of March aforesaid, shall if required by the owner, be converted into an estate in freehold by grant from the Crown.
- Titles by occupancy with permission. (3) All titles by occupancy with the sanction and under the license and authority of the Hudson's Bay Company up to the eighth day of March aforesaid, of land in that part of the Province in which the Indian Title has been extinguished, shall, if required by the owner, be converted into an estate in freehold by grant from the Crown.
- By peaceable possession. (4) All persons in peaceable possession of tracts of land at the time of the transfer to Canada, in those parts of the Province in which the Indian title has not been extinguished, shall have the right of pre-emption of the same, on such terms and conditions as may be determined by the Governor in Council.
- Lieutenant-Governor to make provisions under Order in Council. (5) The Lieutenant-Governor is hereby authorized under regulations to be made from time to time by the Governor General in Council to make all such provisions for ascertaining and adjusting, on fair and equitable terms, the rights of Common, and rights of cutting Hay held and enjoyed by the Settlers in the Province, and for the commutation of the same by grants of land from the Crown.
- Governor in Council to appoint form, &c., of grants. 33. The Governor General in Council shall from time to time settle and appoint the mode and form of Grants of Land from the Crown, and any Order in Council for that purpose when published in the Canada Gazette shall have the same force and effect as if it were a portion of this Act.
- Rights of H. B. Company not affected. 34. Nothing in this Act shall in any way prejudice or affect the rights or properties of the Hudson's Bay Company as contained in the conditions under which that Company surrendered Rupert's Land to her Majesty.¹
- Lieutenant-Governor to govern N.-W. territory for Canada. 35. And with respect to such portion of Rupert's Land and the North-Western Territory as is not included in the Province of Manitoba, it is hereby enacted that the Lieutenant-Governor of the said Province shall be appointed, by Commission under the Great Seal of Canada, to be the Lieutenant-Governor of the same, under the name of the North-West Territories and subject to the provisions of the Act in the next section mentioned.
- Act 32 and 33 V., c. 3, extended and continued. 36. Except as hereinbefore is enacted and provided, the Act of the Parliament of Canada passed in the now last session thereof, and entitled "An Act for the Temporary Government of Rupert's Land and the North-Western Territory when united with Canada" is hereby re-enacted, extended and continued in force until the first day of January, 1871, and until the end of the Session of Parliament then next succeeding.

CLXXVI

ORDER OF HER MAJESTY IN COUNCIL ADMITTING RUPERT'S
LAND AND THE NORTH-WESTERN TERRITORY INTO THE
UNION, 1870

[Trans: *Revised Statutes of Canada*, 1927, vol. v.]

At the Court at Windsor, the 23rd day of June, 1870.

PRESENT

The QUEEN'S Most Excellent Majesty.

Lord President.
Lord Privy Seal.
Lord Chamberlain.
Mr. Gladstone.

Whereas by the British North America Act, 1867,² it was (amongst other things) enacted that it should be lawful for the Queen, by and with the advice of Her Majesty's Most Honourable Privy Council, on Address from the Houses of the Parliament of Canada, to admit Rupert's Land and the North-Western Territory, or either of them, into the Union on such terms and conditions in each case as should be in the Addresses expressed, and as the Queen should think fit to approve, subject to the provisions of the said Act. And it was further enacted that the provisions of any Order in Council in that behalf should have effect as if they had

¹ See No. CLXXVI.

² No. CLXXIII.