

SCHEDULE.

MEMORANDUM OF AGREEMENT MADE THIS 14TH DAY OF APRIL, 1959.

BETWEEN

THE GOVERNMENT OF CANADA, hereinafter referred to as "Canada",

of the first part,

AND

THE GOVERNMENT OF THE PROVINCE OF NOVA SCOTIA, hereinafter referred to as "Nova Scotia",

of the second part.

WHEREAS since the enactment of the British North America Act, 1867, certain lands in the Province of Nova Scotia set aside for Indians have been surrendered to the Crown by the Indians entitled thereto;

AND WHEREAS from time to time Letters Patent have been issued under the Great Seal of Canada purporting to convey said lands to various persons;

AND WHEREAS two decisions of the Judicial Committee of the Privy Council relating to Indian lands in the Provinces of Ontario and Quebec lead to the conclusion that said lands could only have been lawfully conveyed by authority of Nova Scotia with the result that the grantees of said lands hold defective titles and are thereby occasioned hardship and inconvenience;

NOW THIS AGREEMENT WITNESSETH that the parties hereto, in order to settle all outstanding problems relating to Indian reserves in the Province of Nova Scotia and to enable Canada to deal effectively in future with lands forming part of said reserves, have mutually agreed subject to the approval of the Parliament of Canada and the Legislature of the Province of Nova Scotia as follows:

1. In this agreement, unless the context otherwise requires,
 - (a) "Province" means the Province of Nova Scotia;
 - (b) "reserve lands" means those reserves in the Province referred to in the appendix to this agreement;
 - (c) "patented lands" means those tracts of land in the Province in respect of which Canada accepted surrenders of their rights and interests therein from the Indians entitled to the use and occupation thereof