

## EVIDENCE

MAY 26, 1952.  
11.00 a.m.

The CHAIRMAN: Gentlemen, we have a quorum, and we are on Bill No. 194, an Act to amend the Aeronautics Act.

Hon. Mr. CHEVRIER: We have here this morning Mr. John R. Baldwin, chairman of the Air Transport Board and with him Mr. Ken Main and Mr. W. J. Matthews.

The CHAIRMAN: Section 1?

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

1. (1) Subsection one of section four of the *Aeronautics Act*, chapter three of the Revised Statutes of Canada, 1927, is amended by adding thereto the following paragraph:—

(j) the height, use and location of buildings, structures and objects, including objects of natural growth, situated on lands adjacent to or in the vicinity of airports, for purposes relating to navigation of aircraft and use and operation of airports, and including, for such purposes, regulations restricting, regulating or prohibiting the doing of anything or the suffering of anything to be done on any such lands, or the construction or use of any such building, structure or object.

(2) Section four of the said Act is further amended by adding thereto the following subsections:

“(5) In addition to any other mode of publication prescribed by law, a copy of every regulation made under the authority of paragraph (j) of subsection one (in this section called a “zoning regulation”) shall be published in two successive issues of at least two newspapers serving the area wherein the airport in relation to which the regulation was made is situated.

(6) A plan and description of the lands affected by a zoning regulation shall be signed and deposited in the same manner as a plan and description is by subsection one of section nine of the *Expropriation Act* required to be signed and deposited, and a copy of the regulation shall be deposited with the plan and description.

(7) Where a regulation deposited as required by subsection six is amended, a copy of the amendment shall be deposited in the same office where the regulation amended thereby was deposited, but a further plan and description need not be deposited unless additional lands are affected by the amendment.

(8) Every person whose property is injuriously affected by the operation of a zoning regulation is entitled to recover from Her Majesty, as compensation, the amount, if any, by which the property was decreased in value by the enactment of the regulation, minus an amount equal to any increase in the value of the property that occurred after the claimant became the owner thereof and is attributable to the airport.