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No. 189.

5th Session, 8th Parliament, 63 Victoria, 1900

BILL.

An Act to amend the Land Titles Act,
1894.

First reading, April 18, 1900.

MR. SUTHERLAND.

OTTAWA

Printed by S. E. DAWSON
Printer to the Queen's most Excellent Majesty
1900

An Act to amend the Land Titles Act, 1894.

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

1. Subsection 1 of section 92 of chapter 28 of the statutes 1894, c. 28,
5 of 1894 is amended by adding the following proviso thereto:— s. 92 amended.
- “Provided that every writ shall cease to bind or affect land at the expiration of two years from the date of the receipt thereof by the registrar of the district in which the land is situated, unless before the expiration of such period of two
10 years a renewal of such writ is filed with the registrar in the same manner as the original is required to be filed with him.” Proviso: renewal of writs.
2. Section 93 of the said Act is repealed and the following section is substituted therefor:— New s. 93.
- “93. Upon the satisfaction or withdrawal from his hands
15 of any writ, the sheriff or other duly qualified officer shall forthwith transmit to the registrar a certificate under his official seal, if any, to that effect, and upon the production and delivery to the registrar of such a certificate, or of a judge’s order, showing the expiration, satisfaction or withdrawal of
20 the writ as against the whole or any portion of the land so bound, the registrar shall make a memorandum upon the certificate of title to that effect if the land has been brought under the provisions of this Act, and, if not, upon or opposite to the entry of the writ in the book to be kept under the provisions
25 of the next preceding section; and thenceforth such land or portion of land shall be deemed to be absolutely released and discharged from the writ.” Memorandum to be made on certificate or in book of writs. Discharge of land.
3. Section 97 of the said Act is amended by adding the following subsection thereto:— Section 97 amended.
- 35 “2. When any land for which a certificate of title has been granted has been sold for taxes, and the owner or owners of such land have been notified, in the same manner as is provided in the case of a sheriff’s sale of land, that an application
40 is to be made to a judge by the purchaser of such land to confirm the sale thereof to him for taxes, and have not appeared before the judge to oppose such application, the production to the judge of the warrant of the mayor or reeve authorizing such sale, issued under the provisions in that behalf contained in the Ordinance passed by the Legislative Assembly of the
45 North-west Territories intituled “An Ordinance respecting Municipalities,” and of proof of the advertisement of the sale for taxes of such land in a newspaper and in “The North-west Evidence upon application to judge to confirm sale for taxes.

Territories Gazette," in accordance with the provisions in that behalf contained in the said Ordinance, may be accepted by the judge as sufficient evidence of the regularity of the assessment of the land for the taxes for the non-payment of which such land was sold, and of all notices and proceedings with regard thereto up to such sale for taxes, as well as of regularity of the sale itself." 5