Canada. Laws, statutes, etc.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-2.

An Act to amend the Bankruptcy Act.

First reading, Tuesday, 21st May, 1963.

Honourable Senator MACDONALD, P.C.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

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1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-2.

An Act to amend the Bankruptcy Act.

R.S., c. 14.

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

1. Sections 114 and 115 of the *Bankruptcy Act* are repealed and the following substituted therefor: 5

"**114.** The following provisions apply to the summary administration of estates under this Act, namely,

(*a*) all proceedings under this section shall be entitled "Summary Administration";

(*b*) the security to be deposited by a trustee under section 8 shall not be required unless directed by the official receiver; 10

(*c*) notice of the bankruptcy shall be published in the *Canada Gazette* in the prescribed form but shall not be published in a local newspaper unless deemed expedient by the trustee or ordered by the court; 15

(*d*) all notices, statements and other documents shall be sent by ordinary mail; and

(*e*) there shall be no inspectors unless the creditors decide to appoint them, and if no inspectors are appointed the trustee, in the absence of directions from the creditors, may do all things that may ordinarily be done by the trustee with the permission of the inspectors. 20 25

115. The trustee shall receive such fees and disbursements as may be prescribed."

Explanatory Notes.

Clause 1: The purpose of these amendments is to correct certain abuses that have occurred in the administration of small estates under the *Bankruptcy Act*, by modifying those sections of the Act that provide for the summary administration of such estates.

Subsection (6) of section 26 at present provides as follows:

> "(6) Where the bankrupt is not a corporation and in the opinion of the official receiver the realizable assets of the bankrupt, after deducting the claims of secured creditors, will not exceed five hundred dollars, the provisions of the Act relating to summary administration of estates shall apply."

Sections 114 and 115 at present set out special provisions for the administration of the estates referred to in subsection (6) of section 26. The effect of such provisions is to relax, in respect of such estates, certain of the ordinary procedures and safeguards set out in the Act. The changes made in sections 114 and 115 by this Bill will eliminate or modify a number of these special provisions in order to provide for the stricter administration of such estates.

2. The said Act is further amended by adding thereto the following heading and sections:

"PART X.

ORDERLY PAYMENT OF DEBTS.

Definitions.
"Clerk."
"Court."

173. In this Part,

(*a*) "clerk" means a clerk of the court;

(*b*) "court" means

(i) in the Province of Alberta, the district court,

(ii) in the Province of Manitoba, the county court, and

(iii) in any other province, such court as is designated from time to time by the regulations for the purposes of this Part;

"Debtor."

(*c*) "debtor" does not include a corporation; and

"Registered creditor."

(*d*) "registered creditor" means a creditor who is named in a consolidation order.

Application.

174. (1) This Part applies only to the following classes of debts:

(*a*) a judgment for the payment of money where the amount of the judgment does not exceed one thousand dollars;

(*b*) a judgment for the payment of money where the amount of the judgment is in excess of one thousand dollars if the judgment creditor consents to come under this Part;

(*c*) a claim or demand for or in respect of money, debt, account, covenant or otherwise, not in excess of one thousand dollars; and

(*d*) a claim or demand for or in respect of money, debt, account, covenant or otherwise, in excess of one thousand dollars if the creditor having such claim or demand consents to come under this Part.

Exception.

(2) Notwithstanding subsection (1), this Part does not apply to the following classes of debts:

(*a*) a debt due, owing or payable

(i) to Her Majesty in right of Canada or a province,

(ii) to a municipality in Canada, or

(iii) to a school district in Canada;

(*b*) a debt relating to the public revenue or one that may be levied and collected in the form of taxes;

(*c*) a covenant in a mortgage or charge on land or in an agreement for sale of land; or

(*d*) a debt incurred by a trader or merchant in the ordinary course of his business.

Clause 2: The purpose of this amendment is to enact, as part of the *Bankruptcy Act*, provisions relating to the orderly payment of debts. Similar provisions were contained in the legislation of certain provinces but have recently been declared by the Supreme Court of Canada to be *ultra vires* of the provincial legislature.

Idem.

(3) Notwithstanding subsection (1), this Part does not apply to any of the following classes of debts, unless the creditor consents to come under this Part:

(*a*) in the Province of Alberta 5
  (i) a claim for wages that may be heard before, or a judgment therefor by, a magistrate under *The Masters and Servants Act*,
  (ii) a claim for a lien or a judgment thereon under *The Mechanics' Lien Act* or *The Mechanics Lien Act, 1960*, or 10
  (iii) a claim for a lien under *The Garagemen's Lien Act*;

(*b*) in the Province of Manitoba
  (i) a claim for wages that may be heard before, or a judgment therefor by, a magistrate under *The Wages Recovery Act*, or 15
  (ii) a claim for a mechanic's lien or a judgment thereon under *The Mechanics' Liens Act;* or 20

(*c*) in any other province, any debt of a class designated by the regulations to be a class of debts to which this Part does not apply.

Application for consolidation order.

175. (1) A debtor who resides in a province in which this Part is in force may apply to the clerk of the court having jurisdiction where he resides for a consolidation order. 25

Affidavit to be filed.

(2) Upon an application pursuant to subsection (1), the debtor shall file an affidavit setting forth the following: 30

(*a*) the names and addresses of his creditors and the amount he owes to each creditor and, if any of them are related to him, the relationship;

(*b*) a statement of the property he owns or in which he has any interest and of the value thereof; 35

(*c*) the amount of his income from all sources, naming them, and where he is married the amount of the income of his wife from all sources, naming them;

(*d*) his business or occupation and that of his wife, if any, and the name and address of his employer and of his wife's employer, if any; 40

(*e*) the number of persons dependent upon him, the name and relationship of each and particulars of the extent to which each is so dependent; 45

(*f*) the amount payable for board and lodging or for rent or as payment on home property, as the case may be; and

(*g*) whether any of his creditors' claims are secured and, if so, the nature and particulars of the security held by each such creditor.

Duties of clerk.

176. (1) The clerk shall

(*a*) file the affidavit referred to in subsection (2) of section 175, giving it a number, and enter the particulars it contains in a register;

(*b*) upon reading the affidavit and hearing the debtor, settle the amounts to be paid by the debtor into court and the times of payment thereof until all of the claims entered in the register are paid in full, and enter in the register particulars of the amounts and times of payment so settled or, where applicable, enter in the register a statement that the present circumstances of the debtor do not warrant the immediate settling of any such amounts or times; and

(*c*) fix a date for hearing objections by creditors.

Notice to be given.

(2) The clerk shall give notice of an application for a consolidation order to each creditor named in the affidavit filed in connection with the application, setting forth in the notice

(*a*) the particulars of all entries made in the register with respect to the application; and

(*b*) the date fixed for hearing objections by the creditors to the application or to any of the entries made in the register in respect thereof.

Idem.

(3) The notice referred to in subsection (2) shall be served by registered mail and the clerk shall enter in the register the date the notice was mailed.

Register.

(4) The register referred to in this section shall be separate from all other books and records kept by the clerk and shall be available to the public for inspection, free of charge, during the hours when the office of the clerk is open to the public.

Objection by creditor.

177. (1) A creditor may, within a period of twenty days after the date of mailing of the notice of an application for a consolidation order pursuant to section 176, file with the clerk an objection with respect to any of the following matters:

(*a*) the amount entered in the register as the amount owing to him or to any other creditor;

(*b*) the amounts settled by the clerk as the amounts to be paid by the debtor into court, or the fact that no such amounts have been settled; or

(*c*) the times of payment of any such amounts, where applicable.

Idem.

(2) The clerk shall enter in the register a memorandum of the date of receipt of any objection filed with him.

Notice of objection.

(3) Where an objection has been filed by a creditor, the clerk shall forthwith, by registered mail, give notice of the objection and of the time and place appointed for the hearing thereof to the debtor and to each creditor named in the affidavit filed in connection with the application specifying the creditor whose claim has been objected to under subsection (1).

Adding additional creditors.

178. At the time appointed for the hearing of any objection in connection with a consolidation order, the clerk may add to the register the name of any creditor of the debtor of whom he has notice and who is not disclosed in the affidavit of the debtor.

Hearing of objections.

179. (1) The clerk shall, at the time appointed for the hearing thereof, consider any objection in connection with a consolidation order that has been filed with him in accordance with this Part, and

(*a*) if the objection is to the claim of a creditor and the parties are brought to agreement or if the creditor's claim is a judgment of a court and the only objection is to the amount paid thereon, he may dispose of the objection in a summary manner and determine the amount owing to the creditor;

(*b*) if the objection is to the proposed terms or method of payment of the claims by the debtor or that terms of payment are not but should be fixed, he may dispose of the objection in a summary manner and determine, as the circumstances require, the terms and method of payment of the claims, or that no terms be presently fixed; and

(*c*) in any case he may on notice of motion refer any objection to be disposed of by the court or as the court otherwise directs.

Issue of order.

(2) After the conclusion of the hearing referred to in subsection (1), the clerk shall enter in the register his decision or the decision of the court, as the case may be, and issue a consolidation order.

Issue of consolidation order.

180. Where no objection has been received within twenty days after the date of mailing of the notice of an application for a consolidation order pursuant to section 176, the clerk shall

(*a*) make an entry in the register to that effect, and

(*b*) issue the consolidation order.

Contents of consolidation order.

181. (1) A consolidation order shall state the following:

(*a*) the name of and the amount owing to each creditor named in the register; and

(*b*) the amounts to be paid into court by the debtor and the times of payment thereof or, where applicable, that the present circumstances of the debtor do not warrant the immediate settling of any such amounts or times.

Effect of order.

(2) A consolidation order

(*a*) is a judgment of the court in favour of each creditor named in the register for the amount stated therein to be owing to such creditor; and

(*b*) is an order of the court for the payment by the debtor of the amounts stated therein and at the stated times.

Consolidation order not to be issued.

182. (1) A consolidation order that does not provide for the payment in full of all the debts to which it refers within a period of three years shall not be issued unless

(*a*) all registered creditors consent thereto in writing, or

(*b*) the order is approved by the court.

Referral to court.

(2) Any consolidation order referred to in subsection (1) shall be referred to the court for approval or otherwise by the clerk upon notice of motion to any registered creditor who has not consented thereto in writing.

Review of consolidation order.

183. (1) The court may, on application to review a consolidation order of the clerk made by notice of motion within fourteen days of the making of the order by any of the parties affected thereby, review the consolidation order and confirm or vary it or set it aside and make such disposition of the matter as the court sees fit.

Decision to be entered.

(2) The clerk shall enter any decision made by the court under subsection (1) in the register and the decision shall take effect in place of the order of the clerk.

Terms may be imposed on debtor.

184. The court may, in deciding any matter brought before it, impose such terms on a debtor with respect to the custody of his property or any disposition thereof or of the proceeds thereof as it deems proper to protect the registered creditors and may give such directions for that purpose as the circumstances require.

Process stayed by consolidation order.

185. Upon the making of a consolidation order, no process shall be issued out of any court in the province in which the debtor resides against the debtor at the instance of a creditor in respect of any debt to which this Part applies, except as permitted by this Part.

Assignments of debtor's property to clerk.

186. (1) The clerk may, at any time after the making of a consolidation order, require of and take from the debtor an assignment to himself as clerk of the court of any moneys due, owing or payable or to become due, owing or payable to the debtor, or earned or to be earned by the debtor.

Notification.

(2) Unless otherwise agreed upon the clerk shall forthwith notify the person owing or about to owe the moneys of the assignment referred to in subsection (1) and all moneys collected thereon shall be applied to the credit of the claims against the debtor under the consolidation order.

Writ of execution.

(3) The clerk may issue a writ of execution or certificate of judgment in respect of a consolidation order and cause it to be filed in any place where such writ or certificate may bind or be a charge upon land or chattels.

Adding creditors after order.

187. (1) Where at any time before the payment in full of the claims against a debtor under a consolidation order, the clerk is notified of a claim to which this Part applies that is not entered in the order, he shall, subject to subsection (2) and upon notice to the debtor and the creditor and to each registered creditor,

(*a*) settle the amount owing to the creditor;

(*b*) where he deems it necessary to do so, vary the amounts to be paid by the debtor into court and the times of payment thereof in order to provide for the new claim; and

(*c*) enter the matters referred to in paragraphs (*a*) and (*b*) in the register.

Court to decide.

(2) Where the debtor or any registered creditor disputes the claim of a creditor described in subsection (1), the clerk shall on notice of motion refer the matter to the court and the decision of the court shall be entered in the register.

Notice.

(3) The clerk shall make such amendments to the consolidation order as may be necessary to give effect to any entries in the register made pursuant to this section, and shall give notice thereof to the registered creditors.

Creditor to share.

(4) Upon the entry of a claim in the register pursuant to this section, the creditor shall share with the other creditors in any further distribution of moneys paid into court by or on behalf of the debtor.

Secured claims.

188. (1) A registered creditor holding security for a claim may, at any time, elect to rely upon his security notwithstanding that the claim is included in a consolidation order.

Proceeds in excess.

(2) Where the proceeds from the disposal of the security referred to in subsection (1) are in excess of the registered creditor's claim, the excess shall be paid into court and applied in payment of other judgments against the debtor.

Exemption.

(3) Subsection (2) does not apply where the security is in the form of chattels exempt from seizure under any law in force in the province in which the consolidation order was issued.

Reduced claim.

(4) Where the proceeds from the disposal of the security referred to in subsection (1) are less than the registered creditor's claim, the creditor shall remain entitled to the balance of his claim.

Exception.

(5) Subsection (4) does not apply in a case where, under the law in force in the province in which the consolidation order was issued, a creditor

(*a*) who enforces his security by repossession or repossession and sale, or

(*b*) who seizes and sells such security under an execution issued pursuant to a judgment obtained against the debtor in respect of the claim so secured,

is limited in his recovery of such claim to the security so repossessed or the proceeds of the sale thereof.

Enforcement of order in default of debtor.

189. (1) A registered creditor may apply by notice of motion to the court where

(*a*) a debtor defaults in complying with an order for payment or any other order or direction of the court;

(*b*) any other proceeding for the recovery of money is brought against the debtor;

(*c*) the debtor has, after the consolidation order was made, incurred further debts totalling in excess of two hundred dollars;

(*d*) a judgment is recovered against the debtor larger in amount than a judgment to which this Part applies without the judgment creditor's consent, and the judgment creditor refuses to permit his name to be added to the register; or

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(*e*) the debtor has property or funds that should be made available for the satisfaction of the consolidation order.

Ex parte application.

(2) A registered creditor may apply *ex parte* to the court where a debtor

(*a*) is about to abscond or has absconded from the province in which the consolidation order was issued leaving personal property liable to seizure under execution; or

(*b*) with intent to defraud his creditors has attempted or is attempting to remove from the province in which the consolidation order was issued personal property liable to seizure under execution.

Proceedings authorized.

(3) Upon the application referred to in subsection (1) or (2), the court may

(*a*) authorize the registered creditor making the application to take on behalf of all the registered creditors such proceedings to enforce the consolidation order as the court deems advisable; or

(*b*) where it deems it advisable and on notice to all parties, make an order permitting all the registered creditors to proceed each independently of the others for the enforcement of their claims under the consolidation order.

Moneys applied to judgment.

(4) All moneys recovered as a result of proceedings taken pursuant to paragraph (*a*) of subsection (3) after payment of costs incurred thereby shall be paid into the court and shall be applied to the credit of the judgments against the debtor appearing in the register.

Debtor not entitled to relief.

(5) Where an order is made under paragraph (*b*) of subsection (3), the debtor under the consolidation order is not, without the leave of the court, entitled to any further relief under this Part during the currency of any claim against him entered in the register.

Re-examination of debtor.

190. (1) A debtor or any registered creditor may at any time apply *ex parte* to the clerk for a further examination and hearing of the debtor in respect of his financial circumstances.

Idem.

(2) The further hearing referred to in subsection (1) may only be held

(*a*) with the leave of the clerk; or

(*b*) in the event of the refusal of the clerk, with the leave of the court.

Notice of hearing.

(3) The clerk shall give all parties to the consolidation order at least twenty days' notice of the time appointed for the hearing referred to in subsection (1).

Clerk may vary order, etc.

(4) Where after considering the evidence presented at the further hearing referred to in subsection (1) the clerk is of the opinion that

(*a*) the terms of payment set out in the consolidation order, or

(*b*) the decision that the circumstances of the debtor do not warrant the immediate settling of any amounts or times of payment thereof,

should be changed because of a change in the circumstances of the debtor, he may

(*c*) vary the order as to the amounts to be paid by the debtor into court or the times of payment thereof, or

(*d*) on notice of motion refer the matter to the court for settlement.

Application of section 183.

(5) Section 183 applies *mutatis mutandis* to a decision of the clerk under subsection (4).

Disposition of moneys paid into court.

191. (1) The clerk shall distribute the moneys paid into court on account of the debts of a debtor at least once every three months.

Idem.

(2) The clerk shall distribute the money *pro rata*, or as nearly so as is practicable, among the registered creditors.

Oaths.

192. (1) The clerk may for the purposes of this Part examine any person under oath and may administer oaths.

Record.

(2) The clerk shall make a written record in summary form of all evidence given at a hearing.

Where assignment or receiving order made.

193. (1) Where a debtor, in respect of whom a consolidation order has been issued under this Part, makes an assignment pursuant to section 26 or where a receiving order is made against him under section 21 or where a proposal by such debtor is approved by the court having jurisdiction in bankruptcy under section 34, any moneys that have been paid into court pursuant to such consolidation order and have not yet been distributed to the registered creditors shall thereupon be distributed among such creditors by the clerk in the proportions to which they are entitled under the consolidation order.

Proceedings may be taken under other Parts.

(2) The fact that proceedings have been taken under this Part shall not prevent the taking of proceedings by or against the debtor under the provisions of any other Part of this Act.

Idem.

(3) None of the provisions of Parts I to IX of this Act applies to proceedings under this Part.

Appeal.

194. A decision or order of the court under this Part shall be subject to appeal in the same manner as if it were a judgment of the court in a civil action. 5

Clerk to report.

195. (1) Upon the issue of any consolidation order, the clerk shall forward a copy thereof to the Superintendent of Bankruptcy.

Idem.

(2) The clerk shall report to the Superintendent of Bankruptcy upon the conclusion of each 10 proceedings taken under this Part, within thirty days of such conclusion, in a form prescribed by the regulations or, if no form is so prescribed, in a form prescribed by the Superintendent.

Regulations.

196. The Governor in Council may make regulations 15

(*a*) prescribing the forms to be used under this Part;
(*b*) prescribing fees to be paid under this Part;
(*c*) designating the "court" for the purpose of this Part in any province except Alberta and Manitoba; 20
(*d*) adapting this Part to the court organization or other circumstances of a particular province;
(*e*) varying, in respect of any province, the classes of debts and amounts thereof to which this Part applies; 25
(*f*) changing or prescribing, in respect of any province, the classes of debts to which this Part does not apply; and
(*g*) generally, for carrying into effect the purposes 30 and provisions of this Part.

Audit of proceedings.

197. The accounts of every clerk relating to proceedings under this Part shall be subject to audit in the same manner as if he were a provincial officer.

Coming into force.

198. This Part shall come into force in any 35 province only upon the issue, at the request of the Lieutenant Governor in Council of that province, of a proclamation by the Governor in Council declaring it to be in force in that province."

Proceedings continued.

3. Any proceedings commenced before the coming 40 into force of this Act to which sections 114 to 116 of the *Bankruptcy Act* apply shall be continued as though this Act had not been enacted.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-3.

An Act to amend the Export and Import Permits Act.

First reading, Tuesday, 21st May, 1963.

Honourable Senator MACDONALD, P.C.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

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1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-3.

An Act to amend the Export and Import Permits Act.

R.S., cc. 104, 321; 1953–54, c. 27; 1957, c. 7; 1960, c. 12.

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

1960, c. 12, s. 2.

1. Section 27 of the *Export and Import Permits Act* is repealed and the following substituted therefor: 5

Duration.

"**27.** This Act shall expire on the 31st day of July, 1966."

Explanatory Note.

The purpose of this Bill is to extend the duration of the *Export and Import Permits Act* for a further period of three years.

Section 27 at present reads as follows:

"**27.** This Act shall expire on the 31st day of July, *1963*."

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-4.

An Act to repeal The Newfoundland Savings Bank Act, 1939.

First Reading, Tuesday, 21st May, 1963.

Honourable Senator MACDONALD, P.C.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

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1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-4.

An Act to repeal The Newfoundland Savings Bank Act, 1939.

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

Repeal of the Newfoundland Savings Bank Acts.

1. *The Newfoundland Savings Bank Act, 1939*, No. 53 of the Statutes of Newfoundland, 1939, and *The Newfoundland Savings Bank Act*, Chapter 252 of the Revised Statutes of Newfoundland, 1952, and all amendments thereto and all orders, rules and regulations made thereunder are repealed.

Disposal of surplus assets.

2. The surplus assets of the Newfoundland Savings Bank remaining after the disposal of its banking business to the Bank of Montreal pursuant to an Agreement dated the 30th day of March, 1962, between Her Majesty in right of Newfoundland, the Newfoundland Savings Bank and the Bank of Montreal, are hereby vested in Her Majesty in right of Newfoundland.

Coming into force.

3. This Act shall come into force on a day to be fixed by proclamation of the Governor in Council.

Explanatory Note.

By Agreement dated the 30th of March, 1962, between the Government of Newfoundland, the Newfoundland Savings Bank, and the Bank of Montreal, the latter acquired all the active deposit accounts, and the real and personal property, of the Newfoundland Savings Bank.

The Newfoundland Savings Bank was created in 1834 by the Government of Newfoundland. It is presently constituted under *The Newfoundland Savings Bank Act, 1939*, which appears in the Revised Statutes of Newfoundland, 1952, as Chapter 252 thereof. Under that Act the Province of Newfoundland is liable for all moneys deposited in the Newfoundland Savings Bank and for the interest thereon. A general reserve fund of the Newfoundland Savings Bank was created from the profits of the Bank and any amount in that fund in excess of 20% of the deposits in the Bank was required to be paid into the Newfoundland Consolidated Revenue Fund.

The subject of savings banks is within the legislative jurisdiction of Parliament. It is now desired to repeal *The Newfoundland Savings Bank Act, 1939*, and to transfer the remaining assets to the Province of Newfoundland.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-5.

An Act to approve an Agreement between the Government of Canada and the Government of the Province of Ontario respecting Public Harbours.

First reading, Tuesday, 21st May, 1963.

Honourable Senator MACDONALD, P.C.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

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1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-5.

An Act to approve an Agreement between the Government of Canada and the Government of the Province of Ontario respecting Public Harbours.

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

Short title.

1. This Act may be cited as the *Ontario Harbours Agreement Act.* 5

Agreement ratified and approved.

2. The Agreement between the Government of Canada and the Government of the Province of Ontario, set out in the Schedule, is hereby ratified and approved and shall take effect according to its terms.

Reference to plans.

3. A reference by number in Schedule A to the Agreement to a plan attached to that Schedule shall be construed as a reference to the plan of the same number on record in the Department of Transport, Ottawa and in the Ontario Department of Lands and Forests, Toronto. 10

Explanatory Note.

Section 108 of the *British North America Act*, and the Third Schedule to that Act, vested in the Crown in right of Canada ownership of the bed and foreshore of all public harbours in Canada that were actually used as such at the time of Confederation. However, because the Act did not list and describe those harbours, confusion has arisen as to which harbours became the property of Canada and what were the precise limits of those harbours.

An Agreement has now been negotiated with the Government of Ontario to resolve this confusion by defining which harbours in Ontario shall be considered to be the property of Canada and what the limits of these harbours shall be.

The purpose of this Bill is to ratify and approve the Agreement.

SCHEDULE.

AGREEMENT

between

THE GOVERNMENT OF CANADA

and

THE GOVERNMENT OF THE PROVINCE OF ONTARIO.

THIS AGREEMENT made this 26th day of September, One thousand nine hundred and sixty-one;

BETWEEN—

THE GOVERNMENT OF CANADA,
hereinafter referred to as "Canada"
Of the First Part;

AND

THE GOVERNMENT OF THE PROVINCE OF ONTARIO,
hereinafter referred to as "Ontario"
Of the Second Part.

WHEREAS by virtue of section 108 and the Third Schedule of the British North America Act, 1867, public harbours in the Province of Ontario became the property of Canada;

AND WHEREAS it is desirable in the public interest that the property belonging to Canada under the designation "public harbours" should be finally ascertained and fixed, and, as a result of negotiations between representatives of Canada and Ontario, it has been mutually agreed upon that certain defined areas in the Province of Ontario are the property of Canada under the said designation;

NOW THIS AGREEMENT WITNESSETH that the parties hereto have mutually agreed, subject to the approval and ratification of the Parliament of Canada and the Legislature of the Province of Ontario, as follows:

1. In this Agreement, the expression "lands" includes all interests in lands, lands covered by water and foreshore lands.

2. It is hereby declared that the harbours as described in Schedule "A" to this Agreement are the Public Harbours in Ontario that are included in the Third Schedule to the British North America Act, 1867, and accordingly it is hereby recognized and further declared that:

(*a*) subject to clause 3 of this Agreement, all ungranted lands within the harbours as described in Schedule A to this Agreement belong to Her Majesty in right of Canada; and

(*b*) subject to clause 4 of this Agreement, all ungranted lands not within any harbour as described in Schedule A to this Agreement belong to Her Majesty in right of Ontario.

3. It is hereby further declared that all mines and minerals, including gold and silver and base metals, in, upon or under all lands within the harbours as described in Schedule A to this Agreement are the property of and are vested in Her Majesty in right of Ontario.

4. Nothing in this Agreement affects the title to

(*a*) any lands that prior to the date of this Agreement were conveyed or transferred by one party to this Agreement to the other party or any lands the administration and control of which were, prior to the date of this Agreement, transferred by Her Majesty in right of Canada to Her Majesty in right of Ontario or by Her Majesty in right of Ontario to Her Majesty in right of Canada; or

(*b*) any lands belonging to Her Majesty in right of Canada at the date of this Agreement and acquired otherwise than by virtue of the Second Item in the Third Schedule to the British North America Act, 1867.

5. It is hereby further declared that all grants and quit-claims by Her Majesty in right of Canada as described in Schedule B to this Agreement are hereby confirmed by Ontario, and that all grants and quit-claims by Her Majesty in right of Ontario as described in Schedule C to this Agreement are hereby confirmed by Canada.

6. This Agreement shall take effect upon being duly approved by the Parliament of Canada and the Legislature of Ontario.

In Witness Whereof the Minister of Transport has hereunto set his hand on behalf of the Government of Canada and the Minister of Lands and Forests and the Minister of Mines have hereunto set their hands on behalf of the Government of the Province of Ontario.

Signed on behalf of the Government of Canada by the Minister of Transport, in the presence of

(Sgd.) Renee Simard

(Sgd.)
Leon Balcer

Signed on behalf of the Government of the Province of Ontario by the Minister of Lands and Forests, in the presence of

(Sgd.) Mildred Donaldson

(Sgd.)
J. W. Spooner

and by the Minister of Mines, in the presence of

(Sgd.) D. P. Douglass

(Sgd.)
G. C. Wardrope

SCHEDULE A.

PUBLIC HARBOURS

AMHERSTBURG

ALL AND SINGULAR that certain parcel or tract of land and lands under the waters of the Detroit River, lying adjacent to the Township of Malden, the Town of Amherstburg and the Township of Anderdon, in the County of Essex and Province of Ontario and being more particularly described as follows:

COMMENCING at a point in the waters of the Detroit River, being the intersection of the International Boundary with the production westerly of the southern boundary of Lot 16, in Concession 1, in the Township of Malden;

THENCE easterly along the production westerly of the said southern boundary of Lot 16, to the high water mark of the Detroit River;

THENCE northerly along the high water mark of the East bank of the Detroit River to its intersection with the northern boundary of Lot 15, in Concession 1, in the Township of Anderdon;

THENCE westerly along the production westerly of the northern boundary of said Lot 15 to the intersection thereof with the International Boundary;

THENCE southerly along the International Boundary to the point of commencement as shown outlined in green on plan number T1785 attached to this Schedule.

BELLEVILLE

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of the Bay of Quinte, of Lake Ontario and the Moira River, being a water lot lying in front of part of Lot 2 and in front of Lots 3 and 4, in Concession 1, and in front of Lot 5 and part of Lot 6, in the Broken Front Concession, in the Township of Thurlow, the said Lots now being in the City of Belleville, in the County of Hastings and Province of Ontario, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the southern boundary of Lot 1 fronting on the East side of South Church Street as shown on the Government Plan in the City of Belleville as having a bearing of North 73 degrees 20 minutes East;

COMMENCING at a point in the production southerly of the eastern limit of Newberry Street as shown on a plan of subdivision registered in the Registry Office for the Registry Division of the County of Hastings as Plan Number 415, the said point being under the waters of the Bay of Quinte and being located as follows:

STARTING at the southwesterly angle of Lot 8, as shown on the Murney Plan in the City of Belleville, the said angle being the intersection of the western boundary of Lot 1, in Concession 1, in the Township of Thurlow with the northern limit of Dundas Street West, as shown on that Plan;

THENCE South 18 degrees 08 minutes 15 seconds East along the said boundary of Lot 1 and the production southerly thereof, a distance of 2493.77 feet;

THENCE North 76 degrees 48 minutes 30 seconds East, a distance of 6672.98 feet, more or less, to a point in the above mentioned production southerly of the eastern limit of Newberry Street, the said point being the point of commencement;

THENCE South 76 degrees 48 minutes 30 seconds West, a distance of 5266.43 feet, more or less, to the intersection thereof with the eastern limit of the property of the Department of Highways of Ontario, the said limit being a line drawn parallel to and perpendicularly distant 80 feet measured easterly from the centre line of the Belleville-Prince Edward County Bridge, and shown on Department of Highways Plan P–1463–3;

THENCE North 13 degrees 21 minutes 30 seconds West along the said limit, a distance of 388.18 feet;

THENCE South 76 degrees 38 minutes 30 seconds West, a distance of 50 feet;

THENCE North 13 degrees 21 minutes 30 seconds West along the eastern limit of the property of the Department of Highways of Ontario to the natural High Water Mark of Bushy Island, shown as Lot 75 on the Murney Plan in the City of Belleville;

THENCE in a general easterly and northerly direction along the natural High Water Mark of Bushy Island to the intersection thereof with the eastern limit of the property of the said Department of Highways, as described in an Instrument registered in the Registry Office for the Registry Division of the County of Hastings as No. 161;

THENCE northerly along the said eastern limit to the natural High Water Mark of the Bay of Quinte;

THENCE in a general easterly direction along the natural High Water Mark of the Bay of Quinte and the Moira River to the intersection thereof with a line drawn North 19 degrees 28 minutes 45 seconds West from the point of commencement, the said intersection being distant 1374 feet, more or less, measured South 19 degrees 28 minutes 45 seconds East along the eastern limit of said Newberry Street and the production southerly thereof from the northwesterly angle of Lot 1, as shown on the said Plan No. 415;

THENCE South 19 degrees 28 minutes 45 seconds East, a distance of 3000 feet, more or less, to the point of commencement.

SAVING AND EXCEPTING thereout and therefrom that portion of the Moira River lying North of the southerly side line of the bridge of the Canadian Pacific Railway, crossing the said River near the mouth thereof;

As shown outlined in green on plan Number T1786 attached to this Schedule.

BROCKVILLE

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of the St. Lawrence River, being a water lot lying in front of Lots 9, 10, 11 and 12, and part of Lot 13, and in front of the original allowance for road between Lots 12 and 13, in Concession 1, in the Township of Elizabethtown, the said Lots and allowances for road now being in the City of Brockville, in the County of Leeds and Province of Ontario, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the western limit of Thomas Street, as shown on the compiled plan of the City of Brockville by Chipman, P.L.S., and filed in the Registry Office for the Registry Division of the County of Leeds as Plan No. 67, which said limit has a bearing of North 30 degrees 17 minutes West;

COMMENCING at the intersection of the International Boundary between Canada and the United States of America with the production southerly of the eastern boundary of said Lot 9, the said intersection being distant 3635.26 feet measured South 30 degrees 34 minutes East along the said boundary and that production from a point distant 28 feet measured easterly along a line drawn perpendicular to the said eastern boundary, from a concrete monument marking the northeasterly corner of Lot 58, in Block 3, as shown on the said compiled plan of the City of Brockville;

THENCE North 30 degrees 34 minutes West along the production southerly of the eastern boundary of Lot 9, a distance of 2633.26 feet to the natural High Water Mark of the North bank of the St. Lawrence River;

THENCE in a general southwesterly direction along the natural High Water Mark of the North bank of the St. Lawrence River to the intersection thereof with the production southerly of the western limit of Thomas Street;

THENCE south 30 degrees 17 minutes East along the production southerly of the western limit of Thomas Street, a distance of 2579.72 feet, more or less, to the said International Boundary;

THENCE northeasterly along the International Boundary, a distance of 6453 feet, more or less, to the point of commencement;
As shown outlined in green on Plan Number T1787 attached to this Schedule.

CHATHAM

ALL AND SINGULAR that certain parcel or tract of land lying under the waters of the Thames River, being a water lot lying in front of part of Lot 24, in Concession 1, in the Township of Dover, and in front of part of Lot 1, in Concession 1, in the Township of Chatham, and in front of part of Lot 24, in Concession 1, reckoned on the eastern boundary from the Thames River, in the Township of Raleigh, and in front of part of Lot 1, in 1st Concession on River Thames, in the Township of Harwick, County of Kent and Province of Ontario, the said Lots now being in the City of Chatham, as shown on a plan of the Town of Chatham, by Kirk and Salter, Provincial Land Surveyors, and of record with the Department of Lands and Forests for the Province of Ontario, the said water lot being more particularly described as follows:

COMMENCING at the most southerly angle of Lot 1, in Block 13, as shown on the said plan of the Town of Chatham, the said angle being at the intersection of the northeastern limit of Salter Street and the High Water Mark of the westerly bank of the Thames River;

THENCE southerly in and along the High Water Mark of the westerly bank of the Thames River to the southerly angle of Lot 4, in Block 8, as shown on the said plan of the Town of Chatham;

THENCE southeasterly along the production southeasterly of the southwestern boundary of said Lot 4, across the Thames River to the intersection thereof with the High Water Mark of the easterly bank of the Thames River;

THENCE northerly in and along the High Water Mark of the eastern bank of the Thames River to the intersection thereof with the production southeasterly of the southwestern boundary of Lot 1, in Block 13;

THENCE northwesterly along the last said production southeasterly across the Thames River to the point of commencement;

As shown outlined in green on Plan Number T1788 attached to this Schedule.

COLLINGWOOD

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of Nottawasaga Bay, of Georgian Bay, of Lake Huron, being a water lot lying opposite Lot 44, in Concession 8 and Lots 44, 45 and 46, in Concession 9, in the Township of Nottawasaga, the said Lots now being in the Town of Collingwood, in the County of Simcoe and Province of Ontario, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the meridian through the southeasterly angle of Lot 46, in Concession 10, in the Township of Nottawasaga;

COMMENCING at the intersection of the High Water Mark of Lake Huron with the western boundary of Lot 46, in Concession 9, in the

said Township, the said intersection being distant 1730.73 feet measured North 9 degrees 06 minutes 35 seconds West along the said western boundary from the southwesterly angle of the said Lot;

THENCE North 5 degrees 00 minutes East, a distance of 5000 feet;

THENCE South 60 degrees 00 minutes East, a distance of 4786.5 feet, more or less, to the intersection thereof with the production northwesterly of the eastern limit of Niagara Street as shown on a plan of subdivision registered in the Registry Office for the Registry Division of the County of Simcoe as Plan 282;

THENCE South 30 degrees 34 minutes 35 seconds East along the said production of the eastern limit of Niagara Street, a distance of 5080.37 feet, more or less, to the High Water Mark of Nottawasaga Bay;

THENCE in a general southerly direction along the High Water Mark to the northwesterly limit of that portion of Huron Street granted by Crown,Ontario, to the Town of Collingwood on July 8th, 1904;

THENCE southwesterly along the said limit of Huron Street to the intersection thereof with the High Water Mark of Lake Huron;

THENCE in a general westerly and northerly direction following in and along the said High Water Mark to the point of commencement;

As shown outlined in green on Plan Number T1789 attached to this Schedule.

FORT WILLIAM

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of Thunder Bay of Lake Superior, being a water lot lying opposite part of the allowance for road between the Townships of McIntyre and Neebing Additional (McKellar Ward) and opposite the allowance for road along the shore of Thunder Bay East of and adjacent to Lots 1 to 20 inclusive in Concession K, in the Township of Neebing Additional (McKeller Ward), now in the City of Fort William and opposite part of the Fort William Indian Reserve, in the District of Thunder Bay and Province of Ontario, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the meridian through the Geodetic Station "Library";

COMMENCING at the intersection of the natural high water mark of Thunder Bay, with a line drawn parallel to and perpendicularly distant 33 feet northerly from the northern boundary of Lot 20, in Concession K, in the said Township of Neebing Additional (McKellar Ward);

THENCE South 89 degrees 56 minutes East along the production easterly of the said parallel line, a distance of 5738.8 feet, more or less, to a point in Thunder Bay, distant 7018.8 feet measured South 89 degrees 56 minutes East along the said parallel line and the production easterly thereof from the intersection of the said line with the production northerly of the western boundary of said Lot 20;

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THENCE South 14 degrees 29 minutes East, a distance of 7700 feet;

THENCE South 06 degrees 57 minutes 34.27 seconds West, a distance of 17,714.84 feet, more or less, to the southeasterly angle of the water lot granted to the Department of Railways and Canals under Order-in-Council P.C. No. 2157, dated June 25th, 1921;

THENCE West, a distance of 2100 feet, more or less, to the natural high water mark of Thunder Bay;

THENCE in a general northerly direction along the said natural high water mark of Thunder Bay and the natural high water mark of the South bank of the Mission River, to the intersection thereof with a line drawn North 05 degrees 57 minutes 59 seconds West across the Mission River from the Geodetic Station "Mission";

THENCE North 05 degrees 57 minutes 59 seconds West along the said line across the Mission River to the natural high water mark of the North bank of the said River;

THENCE in a general northerly direction along the natural high water mark of the North bank of the Mission River and along the natural high water mark of Thunder Bay to the intersection thereof with a line drawn North 17 degrees 25 minutes 01 seconds East across the mouth of the McKellar River from the Geodetic Station "Playfair";

THENCE North 17 degrees 25 minutes 01 seconds East along the said line across the mouth of the McKellar River to the natural high water mark of Thunder Bay;

THENCE continuing in a general northerly direction along the natural high water mark of Thunder Bay to the intersection thereof with a line drawn North across the mouth of the Kaministiqua River from the Geodetic Station "C.P.R. Slip, North";

THENCE North along the last said line to the intersection thereof with the high water mark of the North bank of the said Kaministiqua River;

THENCE in a general northerly direction along the high water mark of the North bank of the said River and along the natural high water mark of Thunder Bay to the point of commencement.

SAVE AND EXCEPT Mutton Island;

As shown outlined in green on Plan Number T1798B attached to this Schedule.

GANANOQUE

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of the St. Lawrence River and the Gananoque River, being a water lot lying in front of part of Lot 13 and in front of Lots 14 and 15, in Concession 1, in the Township of Leeds, in the County of Leeds and Province of Ontario, the said Lots now being in the Town of Gananoque, as shown on a plan of part of the said Town by W. H. Deane, Provincial Land Surveyor, dated November 15th, 1858, and of record in the Department of Lands and Forests for the Province of Ontario, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the eastern limit of Lot 15, in Concession 1, in the Township of Leeds as having a bearing of North 00 degrees 46 minutes West;

COMMENCING at a point under the waters of the St. Lawrence River, which said point is distant 2779.16 feet measured South 3 degrees 27 minutes 30 seconds East along the eastern limit of Princess Street and the production southerly thereof from the intersection of the said limit of Princess Street with the southern limit of King Street West;

THENCE North 71 degrees 40 minutes East, a distance of 3982.28 feet, more or less, to a point in the production southerly of the eastern boundary of Lot 15, in the said Concession 1;

THENCE North 00 degrees 46 minutes West along the said production southerly of the eastern boundary of Lot 15, a distance of 2000 feet, more or less, to the natural High Water Mark of the St. Lawrence River;

THENCE westerly along the natural High Water Mark of the St. Lawrence River, and northerly along the natural High Water Mark of the East bank of the Gananoque River to the intersection thereof with the eastern limit of King Street;

THENCE southerly along the eastern limit of King Street to the intersection thereof with the natural High Water Mark of the West bank of the Gananoque River;

THENCE in a general southerly direction along the last said High Water Mark and westerly along the natural High Water Mark of the St. Lawrence River to the intersection thereof with the production southerly of the eastern limit of Princess Street;

THENCE South 3 degrees 27 minutes 30 seconds East along that production to the intersection thereof with the natural High Water Mark of Little Island in the St. Lawrence River;

THENCE Southeasterly along the natural High Water Mark of Little Island to the intersection thereof with the production southerly of the said eastern limit of Princess Street;

THENCE South 3 degrees 27 minutes 30 seconds East along the said production of Princess Street to the point of commencement; As shown outlined in green on Plan Number T1790 attached to this Schedule.

GODERICH

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of Lake Huron and the Maitland River, being a water lot lying opposite part of Block "A", in the Township of Colborne and opposite the Town of Goderich, in the County of Huron and Province of Ontario, the said Town being shown on a plan of survey by T. V. Molesworth, P. L. S. and of record with the Department of Lands and Forests of Ontario, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the northern boundary of Lot 1, in Concession "A", in the Township of Goderich, as having a bearing of East;

COMMENCING at a point under the waters of Lake Huron, the said point being distant 3389.66 feet measured West along the northern boundary of Lot 1, in Concession "A", in the Township of Goderich and the production westerly thereof from the northeasterly angle of the said Lot;

THENCE North 13 degrees 10 minutes West, a distance of 3269.6 feet;

THENCE North 76 degrees 50 minutes East, a distance of 3997 feet, more or less, to the natural high water mark of Lake Huron;

THENCE in a general southerly direction along the natural high water mark of Lake Huron and along the natural high water mark of the North bank of the Maitland River to the intersection thereof with a line drawn North 6 degrees 51 minutes West from the said northeasterly angle of Lot 1, in Concession "A";

THENCE South 6 degrees 51 minutes East across the Maitland River to an iron bar planted, the said iron bar being distant 3251.77 feet measured North 6 degrees 51 minutes West from the said northeasterly angle of Lot 1, in Concession "A", which said iron bar is, for the purpose of this description, designated as point "A";

THENCE South 32 degrees West, a distance of 820 feet, more or less, to the North face of the North concrete pier forming the Basin entrance;

THENCE easterly along that face to the easterly extremity of that pier;

THENCE northerly along the high water mark of the Basin to the South face of the concrete wharf forming the northerly limit of the Basin;

THENCE in a general easterly, southerly and westerly direction along the southerly, westerly and northerly faces of the concrete wharf forming the Basin to the intersection thereof with a line drawn South 14 degrees 57 minutes 55 seconds West from the said point "A";

THENCE South 14 degrees 57 minutes 55 seconds West across the South concrete pier forming the Basin entrance, a distance of 35 feet, more or less, to the South face of the said pier;

THENCE in a general southerly direction along the natural high water mark of Lake Huron to the intersection thereof with a line drawn East through the point of commencement, the said intersection being distant 489.66 feet, more or less, measured West along the northern boundary of said Lot 1, in Concession "A" from the northeasterly angle of the said Lot;

THENCE West, a distance of 2900 feet, more or less, to the point of commencement;

As shown outlined in green on Plan Number T1791 attached to this Schedule.

KINCARDINE

All and Singular that certain parcel or tract of land and lands under the waters of Lake Huron, being a water lot lying adjacent to the Town of Kincardine, in the County of Bruce and Province of Ontario and being more particularly described as follows:

Premising the bearings hereinafter mentioned are astronomical and are referred to the bearing of South 59 degrees 26 minutes East for the northeasterly limit of the Town of Kincardine as shown on the plan of the said Town by A. P. Brough, D.P.S., dated 3rd May 1851 and of record with the Department of Lands and Forests for the Province of Ontario;

Commencing at the intersection of the high water mark of Lake Huron with the production northwesterly of the southwestern limit of Lambton Street, the said intersection being distant 210 feet measured North 59 degrees 26 minutes West along the said production of Lambton Street from the most northerly angle of Lot 10 on the East side of Saugheen Street;

Thence North 59 degrees 26 minutes West, a distance of 1270 feet;

Thence South 53 degrees 20 minutes West, a distance of 1087.95 feet;

Thence South 30 degrees 34 minutes West, a distance of 272.54 feet, more or less, to intersect a line drawn on a course of North 59 degrees 26 minutes West from the southeasterly angle of Lot 7 on the West side of Huron Terrace;

Thence South 59 degrees 26 minutes East, a distance of 2000 feet, more or less, to the high water mark of Lake Huron;

Thence northerly along the said high water mark of Lake Huron and along the high water mark of the Kincardine Harbour to its intersection of the Western limit of Huron Terrace;

Thence North 30 degrees 34 minutes East along the said limit of Huron Terrace to its intersection with the high water mark of the said harbour;

Thence along the high water mark of the said harbour and along the high water mark of Lake Huron to the point of commencement;

As shown outlined in green on Plan Number T1792 attached to this Schedule.

KINGSTON

All and Singular that certain parcel or tract of land and land lying under the waters of Lake Ontario and the St. Lawrence River and the Cataraqui River, being a water lot lying in front of Lots 18, 19, 20 and 21 and in front of the allowance for road between Lots 17 and 18, in the Broken Front Concession, and in front of Lots 22, 23 and 24, in Concession 1, and in front of the Town of Kingston as incorporated in 1838, and in front of Lot 1 West of the Great Cataraqui River, in the

Township of Kingston, the said Lots and Town now being in the City of Kingston, in the County of Frontenac and Province of Ontario, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the meridian through a standard iron bar planted at the most southerly end of Point Frederick;

COMMENCING at a point in the waters of Lake Ontario, the said point being distant 3887.71 feet measured South 4 degrees 24 minutes 45 seconds East along the easterly boundary of Lot 17 in the said Broken Front Concession and the production southerly thereof from the northeasterly angle of the said Lot;

THENCE due East 14,342.88 feet, more or less, to a point distant 6080 feet measured South 4 degrees 1 minute 30 seconds East from a standard iron bar planted at the natural high water mark of the most southerly end of Point Frederick;

THENCE North 4 degrees 1 minute 30 seconds West, a distance of 6075 feet, more or less, to the waters edge at the most southerly end of Point Frederick;

THENCE in a general northerly direction along the waters edge of the East bank of the Cataraqui River to the intersection thereof with the production easterly of the northerly boundary of Lot 1, West of the Great Cataraqui River;

THENCE South 78 degrees 58 minutes West along that production to the intersection thereof with the natural high water mark of Bell Island;

THENCE in a general southwesterly, westerly and northwesterly direction along the said natural high water mark to its intersection with the said production easterly of the northerly boundary of said Lot 1;

THENCE South 78 degrees 58 minutes West along the said easterly production to its intersection with the natural high water mark of the West bank of the Cataraqui River, the said intersection being distant 3131.81 feet measured North 78 degrees 58 minutes East along the northerly boundary of the said Lot 1 from the northwesterly angle thereof;

THENCE in a general southerly and westerly direction along the natural high water mark of the said westerly bank of the Cataraqui River and of Lake Ontario to the intersection with the easterly boundary of Lot 17 in the said Broken Front Concession, the said intersection being distant 2221.20 feet measured South 4 degrees 24 minutes 45 seconds East along the said easterly boundary from the northeasterly angle of the said Lot;

THENCE South 4 degrees 24 minutes 45 seconds East along the production southerly of the said easterly boundary of Lot 17, a distance of 1666.51 feet to the point of commencement;

As shown outlined in green on Plan Number T2866 attached to this Schedule.

KINGSVILLE

ALL AND SINGULAR that certain parcel or tract of land lying under the waters of Lake Erie, being a water lot lying in front of Lot 1 and part of Lot 2, in Concession 1 Eastern Division, in the Township of Gosfield South, the said Lots now being in the Town of Kingsville, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the meridian through the northwesterly angle of Lot 15 as shown on a plan of subdivision registered in the Registry Office for the County of Essex as Plan Number 965;

COMMENCING at the intersection of the high water mark of Lake Erie with the western boundary of said Lot 1, the said intersection being distant 369 feet measured South 03 degrees 20 minutes 15 seconds West along the said boundary from the northwesterly angle of Lot 15 as shown on a plan of subdivision registered in the Registry Office for the County of Essex as Plan Number 965;

THENCE South 03 degrees 20 minutes 15 seconds West, a distance of 2100 feet;

THENCE North 72 degrees 14 minutes 45 seconds East, a distance of 3642.5 feet, more or less, to the intersection thereof with the production southerly of the western limit of Wigle Avenue as shown on a plan of subdivision registered in the Registry Office for the County of Essex as Plan Number 432;

THENCE North 00 degrees 22 minutes East along the said production southerly of the western limit of Wigle Avenue, a distance of 2218.94 feet, more or less, to the high water mark of Lake Erie;

THENCE westerly along the said high water mark of Lake Erie to the point of commencement;

As shown outlined in green on Plan Number T1793 attached to this Schedule.

LEAMINGTON

ALL AND SINGULAR that certain parcel or tract of land lying under the waters of Lake Erie, being a water lot lying in front of part of Lots 6 and 7, in Concession 1, in the Township of Mersea, in the County of Essex, and Province of Ontario, the said Lots now being in the Town of Leamington, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the eastern boundary of Lot 6, in Concession 1, in the Township of Mersea, as having a bearing of North 2 degrees 55 minutes East;

COMMENCING at the intersection of the High Water Mark of Lake Erie with a line drawn parallel to and distant 660 feet measured westerly at right angles to the eastern boundary of Lot 6, the said intersection being located as follows:

STARTING at the intersection of the eastern boundary of said Lot 6 with the southern limit of the allowance for road as laid out by the Township of Mersea By-Law Number 58;

THENCE North 87 degrees 04 minutes West along the said southern limit of the said allowance for road, a distance of 660 feet;

THENCE South 02 degrees 55 minutes West parallel to the said eastern boundary of said Lot 6, a distance of 1496.25 feet to the point of commencement;

THENCE South 02 degrees 55 minutes West, a distance of 2000 feet;

THENCE South 65 degrees 25 minutes East, a distance of 1491.37 feet, more or less, to a point in the production southerly of a line drawn parallel to and distant 660 feet measured easterly at right angles from the western boundary of said Lot 7, in the said Concession;

THENCE North 02 degrees 55 minutes East along the said production southerly, a distance of 1892 feet, more or less, to the High Water Mark of Lake Erie;

THENCE westerly along the said High Water Mark of Lake Erie to the point of commencement;

As shown outlined in green on Plan Number T1794 attached to this Schedule.

OSHAWA

ALL AND SINGULAR that certain parcel or tract of land lying under the waters of Lake Ontario, being a water lot lying in front of part of Lots 5, 6 and 7, in the Broken Front Concession, in the Township of East Whitby, in the County of Ontario, and Province of Ontario, and being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomic and are referred to the northern boundary of Lot 6, in the Broken Front Concession, in the Township of East Whitby, as having a bearing of North 72 degrees 46 minutes 30 seconds East;

COMMENCING at the intersection of the High Water Mark of Lake Ontario with a line drawn parallel to the easterly face of the western pier of Oshawa Harbour and distant 892.15 feet measured easterly at right angles thereto, the said intersection being located as follows:

STARTING at the northeasterly angle of Lot 6, in the Broken Front Concession, in the said Township;

THENCE South 17 degrees 01 minutes East along the eastern boundary of said Lot 6, the said boundary being the western limit of a travelled road through Lot 5, in the said Concession, a distance of 1657.75 feet;

THENCE South 17 degrees 11 minutes 30 seconds East continuing along the said limit of the said road, a distance of 1952.93 feet;

THENCE South 18 degrees 22 minutes 40 seconds East continuing along the said limit of the said road, a distance of 1708.32 feet;

THENCE South 18 degrees 25 minutes 55 seconds East continuing along the said limit, a distance of 804.90 feet;

THENCE South 45 degrees 56 minutes 30 seconds East, a distance of 1054.4 feet to the point of commencement;

THENCE South 32 degrees 35 minutes 30 seconds East along the said parallel line, a distance of 2750 feet;

THENCE South 49 degrees 24 minutes 30 seconds West, a distance of 1405.8 feet, more or less, to a line drawn parallel to the said easterly face of the westerly pier and distant 500 feet measured westerly at right angles thereto;

THENCE North 32 degrees 35 minutes 30 seconds West along the last said parallel line, a distance of 2469.82 feet, more or less, to the intersection thereof with the High Water Mark of Lake Ontario;

THENCE northeasterly along the High Water Mark of Lake Ontario and Oshawa Harbour to the point of commencement;

As shown outlined in green on Plan Number T1795 attached to this Schedule.

OWEN SOUND

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of Owen Sound, of Georgian Bay, of Lake Huron and of the Potowatami and the Sydenham Rivers, being a water lot lying opposite the Allowance for Road lying in rear of Lots 10, 11, 12, 13, 14, 15, 16 and 17, in Concession 3, in the Township of Sarawak and lying opposite the City of Owen Sound, in the County of Grey and Province of Ontario, the said City being shown on plans of survey of the Town of Brooks and the Village of Sydenham and of record in the Department of Lands and Forests, Ontario, the said water lot being more particularly described as follows:

COMMENCING at the intersection of the natural High Water Mark of Owen Sound with the production easterly of the northern boundary of Lot 17, in Concession 3, in the Township of Sarawak, the said intersection being distant 2459 feet measured easterly along the said boundary and the said production thereof from the northwesterly angle of the said Lot;

THENCE southerly along the natural High Water Mark of Owen Sound and the natural High Water Mark of the West bank of the Potowatami River to the intersection thereof with the production northerly of the eastern limit of First Avenue West as shown on the said plan of the Town of Brooke;

THENCE southerly along the production northerly of the eastern limit of First Avenue West to the intersection thereof with the natural High Water Mark of the East bank of the Potowatami River;

THENCE northerly along the natural High Water Mark of the East bank of Potowatami River and easterly along the natural High Water

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Mark of Owen Sound and southerly along the High Water Mark of the West bank of the Sydenham River to the intersection thereof with the northern limit of Tenth Street West as shown on the said plan of the Village of Sydenham;

THENCE easterly along the northern limit of Tenth Street West to the intersection thereof with the High Water Mark of the East bank of the Sydenham River;

THENCE northerly along the High Water Mark of the East bank of the Sydenham River and continuing in a general northerly direction along the natural High Water Mark of Owen Sound to the intersection thereof with the western limit of the Allowance for Road between the City of Owen Sound and the Township of Sydenham;

THENCE northerly along the production northerly of the western limit of the said Allowance for Road, a distance of 142 feet, more or less, to the intersection thereof with the production easterly of the northern boundary of Lot 17, in Concession 3, in the said Township of Sarawak, the said intersection being distant 2810.19 feet measured northerly along the western limit of the said Allowance for Road and the said production thereof from the southeasterly angle of Park Lot B, in Squaw Point, in the City of Owen Sound;

THENCE westerly along the said production easterly of the northern boundary of said Lot 17, a distance of 8850.82 feet, more or less, to the point of commencement;

As shown outlined in green on Plan Number T1796 attached to this Schedule.

PENETANGUISHENE

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of Penetang Harbour, of Georgian Bay, of Lake Huron, being a water lot lying opposite part of the Military Reserve Triangular Redoubt, Lots 1 and 2 in Concession 16, the allowance for road between Concessions 15 and 16, Lot 2 in Concession 15, the Military Reserve Square Redoubt, Lot 3 in Concession 14, the allowance for road between said Lot 3 and Park Lot 1 West of the Bay, Park Lots 1, 2, 3, 4, 5, 6, 18, 19, 20 and 21 West of the Bay, Lots 117 and 116 in Concession 1, West of Penetanguishene Road and the Western part of the Town Plot of Penetanguishene, all in the Township of Tiny, and opposite the allowance for road between the Townships of Tiny and Tay, known as the Penetanguishene Road, and opposite the eastern part of the Town Plot of Penetanguishene, the Pensioner's 3 acre Lots, formerly known as the Military Ordnance Lands, and part of the Reformatory Prison Farm, all in the Township of Tay, in the County of Simcoe and Province of Ontario, the said water lot being more particularly described as follows:

COMMENCING at the intersection of the natural high water mark of the eastern shore of Penetang Harbour with the production northwesterly of the eastern limit of the allowance for road between Concessions

1 and 2, East of the Penetanguishene Road, in the Township of Tay, the said intersection being distant 5048 feet measured northwesterly along the said limit from the most southerly angle of Lot A 1 of the Pensioner's 40 acre Lots in the said Township;

THENCE northwesterly along that production, a distance of 2643.55 feet, more or less, to the southeasterly angle of Lot 11 as shown on a plan of subdivision of part of the Military Reserve Triangular Redoubt, filed in the Registry Office for the Registry Division of the County of Simcoe as Plan 1143;

THENCE in a general southerly direction along the natural high water mark of the West shore of Penetang Harbour and continuing in a general northerly direction along the natural high water mark of the East shore of Penetang Harbour to the point of commencement.

SAVE AND EXCEPTING Magazine Island;

As shown outlined in green on Plan Number T1797 attached to this Schedule.

PORT ARTHUR

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of Thunder Bay, of Lake Superior, being a water lot lying opposite Mining Locations 2, 3, 4 and 6, in the Township of McGregor, and opposite Mining Location 7, and Sections 37, 38, 39, 51 and 52, in the Township of McIntyre, and in front of Prince Arthur's Landing and part of the allowance for road between the Townships of McIntyre and Neebing Additional (McKellar Ward), all of the above now being in the City of Port Arthur, in the District of Thunder Bay and Province of Ontario, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the meridian through the Geodetic Station "Stephen";

COMMENCING at the intersection of the natural high water mark of Thunder Bay, with a line drawn parallel to and perpendicularly distant 33 feet northerly from the northern boundary of Lot 20, in Concession K, in the Township of Neebing Additional (McKellar Ward);

THENCE South 89 degrees 56 minutes East along the production easterly of the said parallel line, a distance of 5738.8 feet, more or less, to a point in Thunder Bay, distant 7018.8 feet measured South 89 degrees 56 minutes East along the said parallel line and the production easterly thereof from the intersection of the said line with the production northerly of the western boundary of said Lot 20;

THENCE North 14 degrees 29 minutes 7.18 seconds West, a distance of 8687.2 feet;

THENCE North 31 degrees 58 minutes 47.95 seconds East, a distance of 2356.3 feet;

THENCE North 44 degrees 35 minutes 18.2 seconds East, a distance of 11,717 feet;

THENCE North 23 degrees 46 minutes East, a distance of 7837.8 feet, more or less, to a point distant 3128.8 feet measured South 00 degrees 33 minutes East along the eastern boundary of the said Mining Location 2 and the production southerly thereof, from the northeasterly angle of the said Mining Location 2;

THENCE North 00 degrees 33 minutes West along that production, a distance of 2000 feet, more or less, to the natural high water mark of Thunder Bay;

THENCE in a general southwesterly direction along the said high water mark to the point of commencement;

As shown outlined in green on Plan Number T1798A attached to this Schedule.

PORT BURWELL

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of Lake Erie and of Big Otter Creek, being a water lot lying in front of Lots 11 and 12, in Concession 1, in the Township of Bayham, part of the said Lots now being in the Town of Port Burwell, in the County of Elgin and Province of Ontario, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the eastern boundary of Lot 12, in Concession 1, in the Township of Bayham, as North 00 degrees 54 minutes 30 seconds East;

COMMENCING at the intersection of the western boundary of Lot 11, with the natural High Water Mark of Lake Erie;

THENCE South 00 degrees 42 minutes 15 seconds West along the production southerly of the said western boundary of Lot 11, a distance of 3850 feet, more or less, to a point in Lake Erie distant 11,657 feet measured South 00 degrees 42 minutes 15 seconds West along the said boundary and the said production from the northwesterly angle of said Lot 11;

THENCE South 89 degrees 17 minutes 45 seconds East, a distance of 2626.92 feet, more or less, to the intersection with the production southerly of the eastern boundary of said Lot 12;

THENCE North 00 degrees 54 minutes 30 seconds East along the said production southerly of the eastern boundary of said Lot 12, a distance of 5461 feet, more or less, to the natural High Water Mark of Lake Erie;

THENCE westerly along the natural High Water Mark of Lake Erie and northerly along the High Water Mark of the East bank of Big Otter Creek to the intersection thereof with the production westerly of the northern limit of Waterloo Street, as shown on a plan of subdivision registered in the Registry Office for the Registry Division of the County of Elgin, as Plan Number 12;

THENCE westerly along the said production westerly of the northern limit of Waterloo Street to the High Water Mark of the West bank of Big Otter Creek;

THENCE southerly along the High Water Mark of the West bank of Big Otter Creek and westerly along the natural High Water Mark of Lake Erie to the point of commencement;
As shown outlined in green on Plan Number T1799 attached to this Schedule.

PORT HOPE

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of Lake Ontario and of the Ganaraska River, being a water lot lying in front of part of Lot 5, Lot 6, part of Lot 7, and the Allowance for Road between Lots 6 and 7, all in the Broken Front Concession, in the Township of Hope, and now in the Town of Port Hope, in the County of Durham and Province of Ontario, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the westerly limit of Lot 4, in the Broken Front Concession, in the Township of Hope, and now in the Town of Port Hope as being North 18 degrees 49 minutes 30 seconds West;

COMMENCING at a point in Lake Ontario, opposite Lot 5, in the said Broken Front Concession which may be located as follows:

STARTING at the northeasterly corner of the said Lot Five (5);

THENCE South 18 degrees 49 minutes 30 seconds East along the eastern boundary of the said Lot 5, a distance of 989.25 feet;

THENCE South 70 degrees 53 minutes 30 seconds West, a distance of 968.67 feet;

THENCE South 18 degrees 49 minutes 30 seconds East, a distance of 4182.10 feet to the point of commencement of the herein described land;

THENCE South 71 degrees 10 minutes 30 seconds West, a distance of 2400 feet, more or less, to the intersection with a line drawn South 18 degrees 49 minutes 30 seconds East, through a point in the said Lot 7 which may be located as follows:

STARTING at the intersection of the southern boundary of Hayward Street with the western boundary of John Street as shown on a plan of the Town of Port Hope and registered in the Registry Office for the Registry Division of the East Riding of the County of Durham;

THENCE southerly along the westerly boundary of John Street, a distance of 1258 feet;

THENCE South 71 degrees 10 minutes 30 seconds West, a distance of 301.10 feet to the above mentioned point in the said Lot 7;

THENCE North 18 degrees 49 minutes 30 seconds West along the above mentioned line, a distance of 2873.45 feet, more or less, to the natural High Water Mark of Lake Ontario;

THENCE in a general easterly and northerly direction along the High Water Mark of Lake Ontario and of the western bank of the Ganaraska River to the intersection of the last mentioned High Water Mark with the southern limit of Gage Street, as shown on the said plan of the Town of Port Hope;

THENCE easterly along that southern limit to the intersection with the High Water Mark on the eastern bank of the Ganaraska River;

THENCE in a general southerly and easterly direction along that High Water Mark and the natural High Water Mark of Lake Ontario, to the intersection of the last mentioned High Water Mark with a line drawn North 18 degrees 49 minutes 30 seconds West through the point of commencement;

THENCE South 18 degrees 49 minutes 30 seconds East along that line a distance of 3800 feet, more or less, to the point of commencement; As shown outlined in green on Plan Number T1817 attached to this Schedule.

PORT STANLEY

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of Lake Erie and of Kettle Creek, being a water lot lying in front of Lot 1, in Concession 1, in the Township of Yarmouth and in front of part of Lot 16, in Range 1, South of Lake Road in the Township of Southwold and opposite the Allowance for Road between the said Townships, the said Lots now being in the Village of Port Stanley, in the County of Elgin and Province of Ontario, the said water lot being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the line between Lots 1 and 2, in Concession 1, in the Township of Yarmouth as having a bearing of North 2 degrees 27 minutes East;

COMMENCING at the intersection of the natural High Water Mark of Lake Erie with the eastern limit of William Street, as shown on a plan of subdivision registered in the Registry Office for the Registry Division of the County of Elgin as Plan Number 176;

THENCE South 02 degrees 51 minutes West along the production southerly of the said eastern limit of William Street, a distance of 2128.5 feet, more or less, to a point in Lake Erie distant 4058.56 feet measured South 02 degrees 51 minutes West along the said limit of William Street and the production southerly thereof from the southwesterly angle of Lot 5 fronting on the North side of George Street, East of William Street, as shown on a plan of subdivision filed in the said Registry Office as Plan Number 117;

THENCE East, a distance of 2112 feet, more or less, to the intersection with the production southerly of the eastern boundary of Lot 1, in Concession 1, in the Township of Yarmouth;

THENCE North 02 degrees 27 minutes East along the said production southerly of the eastern boundary of said Lot, a distance of 4000 feet, more or less, to the natural High Water Mark of Lake Erie;

THENCE in a general southwesterly direction along the natural High Water Mark of Lake Erie and northerly along the natural High Water Mark of the East bank of Kettle Creek to the intersection thereof with the southern limit of Warren Street as shown on a plan of subdivision registered in the said Registry Office as Plan Number 117;

THENCE westerly along the said limit of Warren Street to the intersection thereof with the natural High Water Mark of the West bank of Kettle Creek;

THENCE southerly along the natural High Water Mark of the West bank of Kettle Creek and westerly along the natural High Water Mark of Lake Erie to the point of commencement;

As shown outlined in green on Plan Number T1818 attached to this Schedule.

PRESCOTT

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of the St. Lawrence River, being a water lot lying in front of Lots 34, 35, 36, 37 and the Commons, now known as Lot 38, in Concession 1, in the Township of Edwardsburgh, and in front of Commons Lot A and Lots 1, 2, 3, 4, and part of Lot 5, and in front of the original Allowance for Road between Lot 1 and Commons Lot A, in Concession 1, in the Township of Augusta, part of the said Lots, excepting Lots 34, 35 and 36, in the Township of Edwardsburgh, now being in the Town of Prescott, in the County of Grenville and Province of Ontario, which said water lot is more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the western limit of Sophia Street, as shown on the compiled plan of the Town of Prescott by Willis Chipman, P.L.S. and filed in the Registry Office for the Registry Division of the County of Grenville as Plan Number 15, as having a bearing of South 40 degrees 15 minutes 20 seconds East;

COMMENCING at the intersection of the International Boundary between Canada and the United States of America with the production southerly of the said westerly limit of Sophia Street, the said intersection being distant 2985.25 feet measured South 40 degrees 15 minutes 20 seconds East along the said westerly limit of Sophia Street and that production from the southeasterly angle of Lot 39 on the South side of King Street, in Block 3, as shown on the said plan No. 15;

THENCE North 40 degrees 15 minutes 20 seconds West along the production southerly of the westerly limit of Sophia Street, a distance of 2663.60 feet to the High Water Mark of the North bank of the St. Lawrence River;

THENCE in a general northeasterly direction along the High Water Mark of the North bank of the St. Lawrence River to the intersection thereof with the production southerly of the easterly boundary of Lot 34, in Concession 1, in the said Township of Edwardsburgh;

THENCE South 30 degrees 45 minutes East along the production southerly of the said easterly boundary, a distance of 1661.1 feet, more or less, to the said International Boundary;

THENCE southwesterly along the said International Boundary, a distance of 7157.4 feet, more or less, to turning point No. 62;

THENCE southwesterly, continuing along the said International Boundary, a distance of 3624.6 feet, more or less, to the point of commencement;

As shown outlined in green on Plan Number T1995 attached to this Schedule.

RONDEAU BAY

ALL AND SINGULAR that certain parcel or tract of land lying under the waters of Lake Erie and Rondeau Bay, being a water lot lying adjacent to and on each side of the Sand Bar at Rondeau Harbour, in the Township of Harwich, in the County of Kent and Province of Ontario, and being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the meridian through the intersection of the easterly face of the westerly pier of Rondeau Harbour with the centre line of Mariner's Road, as shown on a plan of subdivision registered in the Registry Office for the County of Kent as Plan Number 439;

COMMENCING at the intersection of the high water mark of Lake Erie with a line drawn parallel to and distant 500 feet measured westerly at right angles from the easterly face of the westerly pier of Rondeau Harbour, the said intersection being located as follows:

STARTING at the intersection of the easterly face of the said westerly pier with the southern limit of Mariner's Road as shown on a plan of subdivision registered in the Registry Office for the County of Kent as Plan Number 439;

THENCE North 73 degrees 10 minutes 40 seconds West along the southern limit of Mariner's Road, a distance of 501.25 feet, more or less, to the intersection thereof with the said parallel line;

THENCE South 12 degrees 45 minutes 35 seconds West along the said parallel line, a distance of 257.32 feet, to the point of commencement;

THENCE easterly along the high water mark of Lake Erie and along the several faces of the westerly pier to a point on the easterly face of the said pier, distant 421.18 feet measured northerly along the said pier from the intersection thereof with the said southern limit of Mariner's Road;

THENCE South 77 degrees 14 minutes 25 seconds East, a distance of 100 feet;

THENCE North 12 degrees 45 minutes 35 seconds East parallel to the said easterly face of the said westerly pier, a distance of 800 feet;

THENCE South 77 degrees 14 minutes 25 seconds East, a distance of 700 feet;

THENCE South 12 degrees 45 minutes 35 seconds West parallel to the said easterly face of the said pier, a distance of 800 feet, more or less, to the high water mark of Rondeau Bay;

THENCE westerly following in and along the high water mark of Rondeau Bay and along the faces of the easterly pier of Rondeau Harbour, and along the high water mark of Lake Erie to the intersection thereof with a line drawn parallel to the easterly face of the westerly pier and distant 800 feet measured easterly at right angles thereto;

THENCE South 12 degrees 45 minutes 35 seconds West along the said parallel line to the intersection thereof with a line drawn South 77 degrees 14 minutes 25 seconds East from a point in the said parallel line drawn through the point of commencement and distant 1750 feet measured South 12 degrees 45 minutes 35 seconds West along the said parallel line from the said point of commencement;

THENCE North 77 degrees 14 minutes 25 seconds West, a distance of 1300 feet to the said parallel line through the point of commencement;

THENCE North 12 degrees 45 minutes 35 seconds East along the said parallel line, a distance of 1750 feet to the point of commencement:

As shown outlined in green on Plan Number T1996 attached to this Schedule.

SARNIA

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of the Saint Clair River, being a water lot lying in front of the Village of Point Edward, formerly part of the Military Reserve and in front of Lots 70, 71, 72, 73, 74, 75 and 76, in the Front Concession, in the Township of Sarnia and in front of the Town of Sarnia, formerly part of the Sarnia Indian Reserve, the said Lots and Town now being in the City of Sarnia, in the County of Lambton and the Province of Ontario, the said water lot being more particularly described as follows:

COMMENCING at a point in the waters of the Saint Clair River, being the intersection of the International Boundary between Canada and the United States of America, with the production westerly the southern limit of the approach to the International Bridge between Point Edward, Ontario, and Port Huron, Michigan, as shown on Department of Highways of Ontario Plan P2039–2 and deposited in the Registry Office for the Registry Division of the County of Lambton as Number 153;

THENCE easterly along that production to the high water mark of the East bank of the Saint Clair River;

THENCE in a general southerly direction along the said high water mark to the intersection thereof with the northern boundary of Lot 44, fronting on the River, in the Sarnia Indian Reserve;

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THENCE westerly along the production westerly of the said northern boundary of Lot 44, to the intersection thereof with the said International Boundary;

THENCE northerly along the said International Boundary to the point of commencement;

As shown outlined in green on Plan Number T1997 attached to this Schedule.

SAULT STE. MARIE

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of the St. Marys River, being a water lot lying in front of the Town Plot of St. Mary's and in front of Church Street and Park Lots 23, 24, 25, 26, 27, 28, 29, in Concession 1, as shown on the plans of the Town Plot and the Park Lots adjoining the Town of St. Mary's as surveyed by Alexander Vidal, P.L.S., dated October 1846 and of record in the Department of Lands and Forests, Ontario, and in front of Broken Section 2 and the East one-half of Broken Section 3, in the Township of Awenge, now in the City of Sault Ste. Marie and in front of the West one-half of Broken Section 3 and in front of Broken Section 10 in the said Township, in the District of Algoma, in the Province of Ontario and being more particularly described as follows:

COMMENCING at the intersection of the International Boundary between Canada and the United States of America with the production southerly of the eastern limit of Church Street;

THENCE northerly along the said production to the intersection thereof with the high water mark of the North bank of the St. Mary's River, the said intersection being distant 640 feet measured southerly along the said eastern limit of Church Street from the intersection thereof with the southern limit of Queen Street;

THENCE in a general northwesterly, westerly and southwesterly direction along the said high water mark to its intersection with the western boundary of said Broken Section 10, in the said Township, the said intersection being distant 480 feet measured southerly along the said boundary from the North westerly angle of the said Section;

THENCE southerly along the production southerly of the said western boundary to the said International Boundary;

THENCE in a general easterly direction along the said International Boundary to the point of commencement.

SAVING AND EXCLUDING Dick Moores Island;

As shown outlined in green on Plan Number T1998 attached to this Schedule.

SOUTHAMPTON

ALL AND SINGULAR that certain parcel or tract of land and lands under the waters of Lake Huron and the Saugeen River, being a water

lot lying adjacent to the Town of Southampton, in the County of Bruce, in the Province of Ontario and being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the bearing of South 60 degrees 31 minutes East for the southwesterly limit of the Town of Southampton as shown on the plan of the Township of Saugeen;

COMMENCING at a point in the waters of Lake Huron, distant 2373.57 feet measured North 60 degrees 31 minutes West from the northwesterly angle of Lot 27 on the South side of Gosford Street, in the Town of Southampton;

THENCE South 29 degrees 29 minutes West, a distance of 2844.1 feet, more or less, to its intersection with the production westerly of the southern limit of High Street;

THENCE South 60 degrees 31 minutes East along the production westerly of the southern limit of High Street, a distance of 2350 feet, more or less, to its intersection with the high water mark of Lake Huron;

THENCE northerly along the high water mark of Lake Huron and easterly along the high water mark of the southerly bank of the Saugeen River to its intersection with the production northerly of the western limit of Victoria Street;

THENCE northerly along the production northerly of the said limit of Victoria Street to its intersection with the high water mark on the northerly bank of the Saugeen River;

THENCE westerly along the said high water mark of the northerly bank of the Saugeen River and northerly along the high water mark of Lake Huron to its intersection with a line drawn on a course of North 60 degrees 31 minutes West from the northwesterly angle of Lot 27 on the South side of Gosford Street;

THENCE North 60 degrees 31 minutes West, a distance of 2148.57 feet, more or less, to the point of commencement;

As shown outlined in green on Plan Number T1999 attached to this Schedule.

TORONTO

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of Toronto Harbour of Lake Ontario, being a water lot lying between the group of islands known as the Toronto Islands and the high water mark on the northern shore of Toronto Harbour as shown on a plan of survey of the said harbour being the Toronto Harbour Commissioners Plan No. 11341, dated March 1st, 1940, a copy of which plan is of record in the Department of Lands and Forests, Ontario, the said water lot now being in the City of Toronto, in the County of York and Province of Ontario, and including the water lots lying under the waters of the Ship Channel, the Turning Basin and that part of Keating Channel lying south of the southern limit of Keating Street, as shown on a plan of subdivision registered in the Registry

Office for the Registry Division of Toronto East as Plan No. 159E, the Western Gap and the Eastern Gap, as the same are shown on the above mentioned Commissioners Plan, and including the water lots lying under the waters of the Western Entrance and the Eastern Entrance to Toronto Harbour, the outer limits of the said entrances being more particularly described as follows:

PREMISING that the co-ordinates hereinafter mentioned are referred to the Rectangular Co-ordinate System for Toronto Harbour as established by the Department of Mines and Technical Surveys, Hydrographic Surveys in 1938 and that all bearings herein are related to the meridian through the point of origin for the said co-ordinate system which point is 5002.1 feet South and 12654.8 feet West of Gibraltar Point Lighthouse.

FIRSTLY:—The Outer Limits of the Western Entrance.

COMMENCING at the southwest corner of the first section of the North concrete breakwater leading from the Western Entrance to the Western Gap (Co-ordinates N. 11522.52; E. 7591.53);

THENCE South 53 degrees 23 minutes 45 seconds West, a distance of 2000 feet (Co-ordinates N. 10329.95; E. 5985.98);

THENCE South 36 degrees 36 minutes 15 seconds East, a distance of 1650 feet (Co-ordinates N. 9005.38; E. 6969.85);

THENCE North 53 degrees 23 minutes 45 seconds East to the high water mark of the West shore of Centre Island;

THENCE northwesterly along the said high water mark to the southeastern face of the southeasterly concrete breakwater leading to the said Western Gap.

SECONDLY:—The Outer Limits of the Eastern Entrance.

COMMENCING at the intersection of the natural high water mark on the southern shore of Wards Island with the southwestern face of the southwesterly concrete pier forming the Eastern Gap;

THENCE southwesterly along the said high water mark, a distance of 500 feet, more or less, to the intersection thereof with a line drawn North 39 degrees 54 minutes 45 seconds West from Co-ordinates N. 10043.12; E. 22555.22;

THENCE South 39 degrees 54 minutes 45 seconds East, a distance of 1800 feet, more or less, to Co-ordinates N. 10043.12; E. 22555.22;

THENCE North 50 degrees 5 minutes 15 seconds East, a distance of 1300 feet (Co-ordinates N. 10877.22; E. 23552.35);

THENCE North 39 degrees 54 minutes 45 seconds West to the natural high water mark of Lake Ontario;

THENCE southwesterly along the said natural high water mark to the northeastern face of the northeasterly concrete pier forming the Eastern Gap;

As shown outlined in green on Plan Number T1467 attached to this Schedule.

WHITBY

ALL AND SINGULAR that certain parcel or tract of land lying under the waters of Lake Ontario, being a water lot lying in front of Lots 25, 26, 27 and 28, in the Broken Front Concession, in the Township of Whitby, in the County of Ontario, in the Province of Ontario, and being more particularly described as follows:

PREMISING that the bearings hereinafter mentioned are astronomical and are referred to the eastern boundary of Lot 25, in the Broken Front Concession, in the Township of Whitby, as having a bearing of North 16 degrees 58 minutes West;

COMMENCING at the intersection of the high water mark of Lake Ontario with the eastern boundary of said Lot 25, in the Broken Front Concession, the said intersection being distant 5791 feet measured South 16 degrees 58 minutes East along the said boundary from the northeasterly angle of said Lot 25;

THENCE South 16 degrees 58 minutes East, a distance of 4200 feet;

THENCE West a distance of 5609.65 feet, more or less, to the intersection thereof with the production southerly of the western boundary of Lot 28, in the Broken Front Concession;

THENCE North 16 degrees 55 minutes 50 seconds West along the said production southerly of the said boundary, a distance of 3960 feet, more or less, to the high water mark of Lake Ontario, the said high water mark being distant 4356 feet measured South 16 degrees 55 minutes 50 seconds West along the said western boundary of Lot 28 from the northwesterly angle of the said Lot;

THENCE easterly following in and along the high water mark of Lake Ontario to the point of commencement;

As shown outlined in green on Plan Number T1468 attached to this Schedule.

WINDSOR

ALL AND SINGULAR that certain parcel or tract of land and land lying under the waters of the Detroit River, being a water lot lying in front of Lots 86 to 111 both inclusive, in Concession 1 (McNiff's Survey), in the Township of Sandwich East and in front of Lots 58 and 59 and Lots 63 to 85 both inclusive, in Concession 1 (McNiff's Survey), in the Township of Sandwich West, and in front of the Town of Sandwich, as shown on a plan of the said Town, and of record in the Department of Lands and Forests, Ontario, the said Lots and the Town of Sandwich now being in the City of Windsor, in the County of Essex and Province of Ontario, the said water lot being more particularly described as follows:

COMMENCING at a point in the waters of the Detroit River, being the intersection of the International Boundary with the production northerly of the eastern boundary of Lot 111, in Concession 1 (McNiff's Survey) in the Township of Sandwich East;

THENCE southerly along that production to the high water mark of the South bank of the Detroit River;

THENCE in a general westerly direction along the high water mark of the South bank of the Detroit River to the intersection thereof with the southern boundary of Lot 58, in Concession 1, in the Township of Sandwich West;

THENCE westerly along the production westerly of the southern boundary of said Lot 58 to the intersection thereof with the International Boundary;

THENCE easterly along the International Boundary to the point of commencement;

As shown outlined in green on Plan Number T1469 attached to this Schedule.

SCHEDULE B.

GRANTS AND QUIT CLAIMS BY HER MAJESTY IN THE RIGHT OF CANADA

Secretary of State Reference Number	Name of Grantee	Place	Date
Lib. 411, Fol. 116 31 January 1944	Marlhill Mines Limited	Deseronto	25 Nov. 1943
Lib. 327, Fol. 163 28 May 1929	The Bole Grain Co. Ltd	Fort William	18 May 1929
Lib. 302, Fol. 365 27 May 1927	N. M. Patterson & Co. Ltd	Fort William	23 May 1927
Lib. 194, Fol. 591 9 Dec. 1912	James Purvis	Gore Bay	23 Nov. 1912
Lib. 158, Fol. 253 23 May 1900	Canada Iron Furnace Co.	Midland	1 May 1900
Lib. 301, Fol. 276 24 Nov. 1926	The Great Lakes Transportation Co. Ltd.	Midland	16 Nov. 1926
Lib. 158, Fol. 400 10 June 1902	Charles Edward Gudewill	Midland	26 May 1902
Lib. 157, Fol. 513 14 Dec. 1903	James Playfair	Midland	28 Nov. 1903
Lib. 158, Fol. 484 22 Dec. 1903	David S. Pratt	Midland	2 Dec. 1903
Lib. 243, Fol. 169 6 March 1917	Toronto, Hamilton & Buffalo Railway Co.	Port Maitland	5 Mar. 1917
Lib. 243, Fol. 18 26 April 1915	Canadian Pacific Railway Co.	Parry Sound	21 April 1915
Lib. 159, Fol. 534 14 May 1906	Conger Lumber Co.	Parry Sound	28 April 1906
Lib. 192, Fol. 165 22 Jan. 1909	John Galna & Robert William Danter	Parry Sound	26 Jan. 1909
Lib. 159, Fol. 145 30 March 1900	John McClelland	Parry Sound	28 Mar. 1900
Lib. 216, Fol. 555 16 Feb. 1916	George Neibergall & William Neibergall	Parry Sound	10 Feb. 1916
Lib. 413, Fol. 460 28 Sept. 1944	Lorne S. Falls	Riverside	28 Sept. 1944
Lib. 213, Fol. 91 11 July 1911	Georgian Bay & Seabord Railway	Victoria Harbour	11 July 1911
Lib. 159, Fol. 594 Jan. 1907	Georgian Bay & Seabord Railway	Victoria Harbour	16 Jan. 1907
Lib. 192, Fol. 293 14 June 1910	Corporation of the Town of Wiarton	Wiarton	8 June 1910
Lib. 194, Fol. 79 5 Nov. 1908	Elijah M. Miers	Wiarton	2 Nov. 1908

SCHEDULE B—*Concluded.*

GRANTS AND QUIT CLAIMS BY HER MAJESTY IN THE RIGHT OF CANADA

Secretary of State Reference Number	Name of Grantee	Place	Date
Lib. 157, Fol. 333 Aug. 1900	Jacob Charles Siemon, John L. Siemon, Andrew Siemon & Daniel McIntyre.....	Wiarton	23 Aug. 1900
Lib. 214, Fol. 152 22 Oct. 1912	Elizabeth Tyson.....	Wiarton	24 June 1912
Lib. 157, Fol. 516 22 Dec. 1903	Wiarton Beet Sugar Co. Ltd. & The Grand Trunk Railway of Canada.....	Wiarton	16 Nov. 1903

The grants and quit claims in this Schedule are on record in the Department of the Secretary of State at Ottawa.

SCHEDULE C.

GRANTS AND QUIT CLAIMS BY HER MAJESTY IN THE RIGHT OF ONTARIO

Reference Number	Name of Patentee	Date	Area
AMHERSTBURG			
50158 C.L.S.	John Sale	31 Oct. 1901	2.5 acres
51754 C.L.S.	John Parks	15 Feb. 1905	5.8 acres
58491 C.L.S.	Sarah Jane Emily Elliott	9 Sept. 1913	5.55 acres
47803 C.L.S.	Griffith J. Colborne	13 Dec. 1894	2.46 acres
51238 C.L.S.	John Anderson	25 Feb. 1904	0.19 acre
51243 C.L.S.	Nancy C. Levergood	25 Feb. 1904	0.25 acre
48756 C.L.S.	Perry Barclay Leighton	8 Dec. 1897	0.82 acre
51292 C.L.S.	Alexander Pirie	24 Mar. 1904	0.36 acre
48675 C.L.S.	Frank C. Robbins	13 Aug. 1897	0.34 acre
58410 C.L.S.	The Detroit and Windsor Ferry Co	8 Aug. 1913	76.5 acres
58409 C.L.S.	William Menzies	8 Aug. 1913	3.83 acres
90148 C.L.S.	Orval Leland Duncanson	8 Dec. 1937	13.60 acres
83488 C.L.S.	Charles Bissell Johnson	17 Mar. 1932	6,750 sq. ft.
49619 C.L.S.	O'Brien Atkinson	20 April 1900	3.59 acres
56745 C.L.S.	Marguerite C. Wilcox Price	18 Sept. 1911	1.00 acres
56746 C.L.S.	Harriet C. Oliver	18 Sept. 1911	0.85 acre
BROCKVILLE			
47133 C.L.S.	Anna Maria Cooke	21 Nov. 1892	18,650 sq. ft.
51217 C.L.S.	Henry Tolford Murray	20 Jan. 1904	24,500 sq. ft.
34324 C.L.S.	James Hall	3 July 1871	1 Rood 30 sq. rods
47425 C.L.S.	John L. Upham	30 Oct. 1893	0.14 acre
38219 C.L.S.	James William Brereton Rivers	12 May 1874	0.5 acre
46736 C.S.L.	Catherine Hayes	18 Mar. 1891	23,560 sq. ft.
49371 C.L.S.	Samuel Armour & Etta Armour	17 July 1899	11,200 sq. ft.
40865 C.L.S.	William McCullough	20 Feb. 1877	12,000 sq. ft.
40872 C.L.S.	Josephine Comstock & Sally Gates Booth	22 Feb. 1877	12,500 sq. ft.
88854 C.L.S.	The Laing Produce & Storage Co. Ltd	23 Nov. 1936	8,031 sq. ft.
47828 C.L.S.	George Edward Shields	4 Jan. 1895	9,600 sq. ft.
36601 C.L.S.	Alphonso Brooks	3 May 1873	10,162 sq. ft.
37291 C.L.S.	Richard Farmer Steele	20 Nov. 1873	12,000 sq. ft.
36603 C.L.S.	Ellen McSween	3 May 1873	17,835 sq. ft.
36602 C.L.S.	George Easton	3 May 1873	15,472 sq. ft.
58760 C.L.S.	Charles Wesley McLean	30 Jan. 1914	1.2 acres
63749 C.L.S.	Wilson Sheridan	22 July 1918	0.07 acre
55675 C.L.S.	George Beecher, Jr	21 July 1910	0.25 acre
45337 C.L.S.	George Augustus Dana	6 May 1886	25,800 sq. ft.
45338 C.L.S.	Albert John Dana	6 May 1886	37,900 sq. ft.
35690 C.L.S.	Robert Shepherd	31 Oct. 1872	3.25 acres
44667 C.L.S.	Alexander G. McCrady & Charles H. McCrady	19 June 1884	21,000 sq. ft.
49869 C.L.S.	The Corporation of the Town of Brockville	21 Jan. 1901	35,209 sq. ft.
44278 C.L.S.	Aurinda Beecher	3 July 1883	25,280 sq. ft.
44277 C.L.S.	William Gilmour	3 July 1883	23,850 sq. ft.
40791 C.L.S.	Elswood Smart, Albert Smart & Benjamin C. Sheppard	1 Feb. 1877	2 Roods, 19 Perches } 180 sq. ft.
35716 C.L.S.	James Smart	26 Nov. 1872	3 Roods 27 Perches
58818 C.L.S.	The Central Canada Coal Co	21 Mar. 1914	15,444 sq. ft.
56682 C.L.S.	The James Smart Manufacturing Co. Ltd	4 Aug. 1911	24,622 sq. ft.
46540 C.L.S.	William Reid Gardner	18 Sept. 1890	15,110 sq. ft.
46528 C.L.S.	The James Smart Manufacturing Co. Ltd	19 Sept. 1890	14,250 sq. ft.
45043 C.L.S.	The James Smart Manufacturing Co. Ltd	29 June 1885	54,570 sq. ft.
10647 C.L.S.	Margaret Buell & Martha Ann Buell or Findlay	17 Mar. 1885	56,245 sq. ft.
47816 C.L.S.	Mary Connolly	27 Dec. 1894	24,500 sq. ft.
46441 C.L.S.	Edwin Perkins Comstock Etal	17 Feb. 1890	67,000 sq. ft.
BELLEVILLE			
44430 C.L.S.	The Corporation of the Town of Belleville, their successors assigns forever	24 Dec. 1883	38-60/100 acres
82694 C.L.S.	Canadian Northern Ontario Railway Co	15 May 1931	0.403 acre
82695	Campbellford, Lake Ontario and Western Railway Company	15 May 1931	1,380.5 sq. ft.
82716 C.L.S.	Canadian Northern Ontario Railway Co	15 May 1931	1,863.25 sq. ft.
41526 C.L.S.	Mary Jane Van Dusen, wife of Joseph G. Van Dusen	23 Jan. 1878	2-20/100 acres

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SCHEDULE C.—*Continued*

GRANTS AND QUIT CLAIMS BY HER MAJESTY IN THE RIGHT OF ONTARIO

Reference Number	Name of Patentee	Date	Area
COLLINGWOOD			
51363 C.L.S.	Corporation of the Town of Collingwood...	8 July 1904	4/5 acre
51363 C.L.S.	Corporation of the Town of Collingwood...	8 July 1904	1-3/5 acres
38351 C.L.S.	George Buck, Andrew Nelville, Thomas W. Fair.....	25 June 1874	3 acres
51363 C.L.S.	Corporation of the Town of Collingwood...	8 July 1904	2/5 acre
51363 C.L.S.	Corporation of the Town of Collingwood...	8 July 1904	9/20 acre
44893 C.L.S.	Jessie Hamilton.....	29 Jan. 1885	1,050 sq. ft.
38974 C.L.S.	George Moberly & Charles Gamon.....	18 Dec. 1874	1/10 acre
45632 C.L.S.	Peter Paterson, Henry Colwell - William W. Colwell.....	5 April 1887	61/100 acre
38973 C.L.S.	John Nettleton.....	18 Dec. 1874	19/100 acre
38953 C.L.S.	John Rowland.....	18 Dec. 1874	82/100 acre
51363 C.L.S.	Corporation of the Town of Collingwood...	8 July 1904	1-1/2 acres
51363 C.L.S.	Corporation of the Town of Collingwood...	8 July 1904	1/3 acre
47095 C.L.S.	The Grand Trunk Railway Company of Canada.....	24 Oct. 1892	44 acres
41955 C.L.S.	The Corporation of the Town of Collingwood.....	11 Oct. 1878	12-58/100 acres
42053 C.L.S.	Georgian Bay Lumber Co..... Their Successors & Assigns	24 Dec. 1878	8-92/100 acres
51363 C.L.S.	Corporation of the Town of Collingwood..	8 July 1904	3/5 acre
51048 C.L.S.	Hiram Norman Truesdell.....	9 Oct. 1903	1-37/100 acres
45306 C.L.S.	David Fleming.....	22 April 1886	3-63/100 acres
51363 C.L.S.	Corporation of the Town of Collingwood..	8 July 1904	1/2 acre
49926 C.L.S.	John Wilson & James Brydon.....	25 Mar. 1901	3 acres
49927 C.L.S.	Corporation of the Town of Collingwood..	23 Mar. 1901	3 acres
49928 C.L.S.	The Collingwood Meat Company Ltd.....	22 Mar. 1901	14-1/2 acres
51363 C.L.S.	Corporation of the Town of Collingwood..	8 July 1904	3/5 acre
51363 C.L.S.	Corporation of the Town of Collingwood..	8 July 1904	3/5 acre
35265 C.L.S.	Lewis Moffat.....	18 July 1872	34-8/10 acres
FORT WILLIAM			
51140 C.L.S.	Alexander J. McComber.....	12 Nov. 1903	47.00 acres
55474 C.L.S.	Canadian Pacific Railway Co.....	28 April 1910	39.90 acres
56366 C.L.S.	Canadian Pacific Railway Co.....	27 Mar. 1911	1.60 acres
63702 P.L.S.	Canadian Pacific Railway Co.....	16 July 1918	21.50 acres
65976 C.L.S.	The Empire Elevator Co. Ltd.....	1 Mar. 1920	0.02 acre
58180 C.L.S.	The Fort William Terminal Railway and Bridge Company.....	24 April 1913	149.60 acres
55159 C.L.S.	Henry Thorpe Canniff.....	6 Dec. 1909	61.50 acres
52923 C.L.S.	John Thomas Horne.....	14 Dec. 1906	101.25 acres
55158 C.L.S.	Henry Thorpe Canniff.....	6 Dec. 1909	51.00 acres
53445 C.L.S.	Charles R. Dunsford.....	26 Sept. 1907	95.00 acres
58619 C.L.S.	Charles Henry Ritchie.....	19 Nov. 1913	106.00 acres
57519 C.L.S.	Minnie MacEdward.....	11 July 1912	46.00 acres
54241 C.L.S.	Samuel Wellington Ray.....	18 Dec. 1908	19.50 acres
54284 C.L.S.	Joseph Kilgour.....	12 Jan. 1909	19.50 acres
49847 C.L.S.	The Canadian Pacific Railway.....	21 Jan. 1901	1.21 acres
GANANOQUE			
51011 C.L.S.	The Corporation Town of Gananoque.....	5 Sept. 1903	3.00 acres
KINGSTON			
64399 C.L.S.	Alice F. Richardson, Robert G. Richardson & James A. Richardson.....	18 Feb. 1919	2.96 acres
79060 C.L.S.	Thomas Alexander McGinnis.....	29 Oct. 1928	17,500 sq. ft.
49852 C.L.S.	Jessie Primrose Dawson.....	3 Jan. 1901	2 acres
44790 C.L.S.	Isaac Simpson.....	2 Oct. 1884	1/2 acre
35759 C.L.S.	Mary Maloney Wife of John Maloney, General Dealer.....	12 Dec. 1872	13500 acres
KINGSVILLE			
47100 C.L.S.	Mettawas Summer Resort Co. Ltd.....	3 Nov. 1892	48.75 acres
58972 C.L.S.	Hugh Wilfred Leitch.....	28 May 1914	1.60 acres

SCHEDULE C.—*Continued*

GRANTS AND QUIT CLAIMS BY HER MAJESTY IN THE RIGHT OF ONTARIO

Reference Number	Name of Patentee	Date	Area
OWEN SOUND			
46419 C.L.S.	James Edward Murphy	20 Jan. 1890	1-92/100 acres
46372 C.L.S.	James Edward Murphy	4 Nov. 1889	6-1/2 acres
50223 C.L.S.	Toronto Grey and Bruce Railway Company	27 Dec. 1901	6-13/100 acres
35764 C.L.S.	Toronto Grey and Bruce Railway Company	30 Nov. 1872	17 acres
47912 C.L.S.	Toronto Grey and Bruce Railway Company	10 April 1895	21-42/100 acres
44860 C.L.S.	Toronto Grey and Bruce Railway Company	2 Jan. 1885	8-30/100 acres
35765 C.L.S.	Toronto Grey and Bruce Railway Company	30 Nov. 1872	18 acres
PENETANGUISHENE			
44141 C.L.S.	L. J. Breithaupt, John C. Breithaupt	11 May 1883	2.3 acres
42950 C.L.S.	Walter J. Keating	22 Jan. 1881	5.10 acres
42796 C.L.S.	Charles Beck	18 Sept. 1880	3.92 acres
42344 C.L.S.	Charles Beck	12 June 1879	2 acres
37400 C.L.S.	James S. McMurray	19 Dec. 1873	3-1/5 acres
38884 C.L.S.	J. S. McMurray, Charles Beck, Thomas R. Fuller	23 Nov. 1874	1.21 acres
36415 C.L.S.	J. S. McMurray	27 Mar. 1873	4.64 acres
38923 C.L.S.	Charles W. Robinson	14 Jan. 1875	1.5 acres
37715 C.L.S.	Louisa Anne Darling	16 Mar. 1874	63200 Sq. Lk.
41685 C.L.S.	North Simcoe Railway Company	1 April 1878	52 acres
55505 C.L.S.	Charles Jules Picotte	5 May 1910	38 acres
59463 C.L.S.	Hermenegilde Picotte	22 Feb. 1915	4.7 acres
PORT ARTHUR			
52988 C.L.S.	Corporation of the Town of Port Arthur	15 Jan. 1907	273 acres
44213 C.L.S.	Andrew Allen, Jackson Rae, Thomas D. Millburne, Alfred H. White, Donald A. Smith, George Stephen, George Alexander Drummond, Francis Stephen, Thomas Reynolds & Edmund Reynolds	30 May 1883	77 acres
93012 C.L.S.	Port Arthur Ship Building Co. Ltd	3 Mar. 1943	0.44 acre
65490 C.L.S.	United Grain Growers Ltd	12 Nov. 1919	12.16 acres
64397 C.L.S.	Saskatchewan Co-operative Elevator Company Ltd	17 Feb. 1919	10.26 acres
84753 C.L.S.	James Richardson & Sons Ltd	31 Mar. 1933	8.41 acres
48242 C.L.S.	The Canadian Pacific Railway Co.	15 April 1896	1.32 acres
73180 C.L.S.	The Canadian Pacific Railway Co.	28 Nov. 1924	0.56 acre
43138 C.L.S.	Christina McVicar	16 June 1881	73 acres
44685 C.L.S.	The Canadian Pacific Railway	24 July 1884	2.38 acres
44684 C.L.S.	The Canadian Pacific Railway	23 July 1884	0.82 acre
44183 C.L.S.	Frank Stayner Nugent	2 May 1883	3.652 acres
44318 C.L.S.	Alexander Lord Russell	6 Aug. 1883	1.8 acres
44683 C.L.S.	The Canadian Pacific Railway	23 July 1884	1.85 acres
44682 C.L.S.	The Canadian Pacific Railway	23 July 1884	0.94 acre
43770 C.L.S.	William Henry Laird	12 Oct. 1882	3.88 acres
43797 C.L.S.	John Catto	5 Oct. 1882	3.92 acres
44681 C.L.S.	The Canadian Pacific Railway	23 July 1884	1.95 acres
43846 C.L.S.	The Hon. James Cox Aikens	13 Nov. 1882	3.89 acres
44253 C.L.S.	The Hon. Croydon Partlow Brown	11 June 1883	3.86 acres
44680 C.L.S.	The Canadian Pacific Railway	22 July 1884	0.95 acre
43726 C.L.S.	William Henry Laird	14 Sept. 1882	3.85 acres
44194 C.L.S.	George I. Marks	4 June 1883	3.80 acres
44679 C.L.S.	The Canadian Pacific Railway	22 July 1884	1.84 acres
44678 C.L.S.	The Canadian Pacific Railway	21 July 1884	2.60 acres
43835 C.L.S.	Daniel F. Burk	31 Oct. 1882	6.94 acres
44677 C.L.S.	The Canadian Pacific Railway	19 July 1884	9.23 acres
44676 C.L.S.	The Canadian Pacific Railway	18 July 1884	1.60 acres
49821 C.L.S.	William Mackenzie, Donald D. Mann, & Roderick J. Mackenzie	3 Dec. 1900	1.25 acres
38819 C.L.S.	Noah Barnhart	13 Nov. 1874	1.50 acres
43790 C.L.S.	The Elevator "A" Shuniah Dock and Forwarding Co. Ltd	17 Oct. 1882	4.18 acres
43822 C.L.S.	Simon James Dawson	18 Oct. 1882	2.36 acres
44198 C.L.S.	Samuel Wellington Ray	1 June 1883	2.00 acres
43801 C.L.S.	George Allan Brown	24 Oct. 1882	1.16 acres
44200 C.L.S.	John Cann Hasking	29 May 1883	1.39 acres

SCHEDULE C—*Continued.*

GRANTS AND QUIT CLAIMS BY HER MAJESTY IN THE RIGHT OF ONTARIO

Reference Number	Name of Patentee	Date	Area
PORT ARTHUR —*Concluded*			
44317 C.L.S.	Louis Ulrich Bonin	7 Aug. 1883	2.13 acres
43727 C.L.S.	George Clavet	26 Aug. 1882	1.55 acres
44196 C.L.S.	Margaret Ross	15 May 1883	1.55 acres
44405 C.L.S.	Donald Campbell	7 Dec. 1883	0.78 acre
44201 C.L.S.	Wilmot Horton Davis	4 June 1883	0.78 acre
43768 C.L.S.	The Lake Superior Dock Forwarding and Elevator Co.	7 Sept. 1882	16.50 acres
44094 C.L.S.	The Thunder Bay Forwarding and Elevator Co.	19 Mar. 1883	42.50 acres
44976 C.L.S.	James Conmee	2 April 1885	37 acres
40351 C.L.S.	Henry O'Brien	7 July 1876	95.20 acres
43645 C.L.S.	George Mountain Evans & John Gunn Robinson	3 July 1882	192.80 acres
43918 C.L.S.	James Watson	27 Dec. 1882	81.00 acres
46622 C.L.S.	Henry Lloyd Lyon and James Stuart Lyon	13 Nov. 1890	120.00 acres
44437 C.L.S.	Henry Lloyd Lyon	5 Jan. 1884	45.00 acres
PRESCOTT			
48180 C.L.S.	John Philip Wiser	17 Jan. 1896	2.02 acres
48179 C.L.S.	John Philip Wiser	16 Jan. 1896	1.08 acres
39350 C.L.S.	John Buckley	10 Apr. 1875	29,930 sq. ft.
39358 C.L.S.	John Buckley and James Buckley	10 Apr. 1875	15,425 sq. ft.
44702 C.L.S.	James Buckley	16 July 1884	26,990 sq. ft.
48365 C.L.S.	The Prescott Elevator Co. Ltd	3 Sept. 1896	20,460 sq. ft.
32764 C.L.S.	Lewis Walsh	13 Sept. 1869	13,200 sq ft.
56801 C.L.S.	Canadian Pacific Railway Company	7 Oct. 1911	9 acres
56189 C.L.S.	Canadian Pacific Railway Company	20 Jan. 1911	17.5 acres
41075 C.L.S.	Samuel Miles Coons	22 May 1877	86,700 sq. ft.
48308 C.L.S.	Harry Horwood	20 May 1896	108,000 sq. ft.
58671 C.L.S.	Edward Donald	12 Jan. 1914	25.6 acres
SARNIA			
49599 C.L.S.	The Corporation of the Town of Sarnia	16 May 1900	0.63 acre
44406 C.L.S.	James S. Loughead	7 Dec. 1883	13,440 sq. ft.
44211 C.L.S.	Raymond A. Baby	17 May 1883	4,000 sq. ft.
69805 C.L.S.	Port Huron and Sarnia Ferry Company	13 Oct. 1925	1/8 acre
76917 C.L.S.	Port Huron and Sarnia Ferry Company	25 June 1927	6,030 sq. ft.
32088 C.L.S.	John R. Gimmell	8 Mar. 1869	11,900 sq. lks.
32089 C.L.S.	William B. Clark	8 Mar. 1869	11,900 sq. lks.
37054 C.L.S.	Charles James Morris	9 Sept. 1873	7,260 sq. ft.
37543 C.L.S.	Colonial Trusts Corp	23 Jan. 1874	1.6 acres
50156 C.L.S.	Liberty Dean Holden	19 Oct. 1901	3 acres
36808 C.L.S.	John Dandy	25 June 1873	4 acres
40435 C.L.S.	Henry James Slocum	18 Aug. 1876	4.5 acres
31958 C.L.S.	Lovina Slocum	30 Jan. 1869	4 acres
41188 C.L.S.	John Humphrey Jones	19 July 1877	101 acres
SAULT STE. MARIE			
58679 C.L.S.	The Algoma Steel Corp. Ltd	3 Dec. 1913	230.0 acres
53311 C.L.S.	The Lake Superior Power Co	8 June 1907	H=76.39 acres M=16.46 acres N=35.49 acres
53309 C.L.S.	The Algoma Commercial Co. Ltd	8 June 1907	I=41.50 acres J=21.06 acres
53310 C.L.S.	The Algoma Steel Co. Ltd	8 June 1907	K=47.40 acres L=10.13 acres
48273 C.L.S.	The Lake Superior Power Co	8 Apr. 1896	28.09 acres
	The Dominion Government	12 Dec. 1906	50 acres
	The Dominion Government	20 Dec. 1901	57 acres
45897 C.L.S.	The Sault Ste. Marie Bridge Company	18 Feb. 1888	2.02 acres
47811 C.L.S.	The Corporation of the Town of Sault Ste. Marie	13 Dec. 1894	38 acres
41128 C.L.S.	John Laird and Jonathan Henderson	7 June 1877	12 acres
85325 C.L.S.	Great Lakes Power Co. Ltd	15 Nov. 1933	32/100 acre

SCHEDULE C—*Continued.*

GRANTS AND QUIT CLAIMS BY HER MAJESTY IN THE RIGHT OF ONTARIO

Reference Number	Name of Patentee	Date	Area
SAULT STE. MARIE—*Con.*			
47809 C.L.S.	The Ontario, Sault Ste. Marie Water, Light and Power Company	14 Dec. 1894	27 acres
	The Dominion Government	27 Dec. 1901	28.22 acres
	The Dominion Government	12 Dec. 1906	5 acres
56688 C.L.S.	The Algoma Central and Hudson Bay Railway Co.	17 Aug. 1911	2.55 acres
45790 C.L.S.	John Richards	1 Oct. 1887	1.3 acres
49770 C.L.S.	Joseph Cozens	17 Sept. 1900	1 acre
46004 ½C.L.S.	Joseph Cozens	14 June 1888	1 acre
46004 C.L.S.	Joseph Cozens	14 June 1888	1.6 acres
45959 C.L.S.	Charles Ripley	27 Apr. 1888	1¾ acres
46003 C.L.S.	William Henry Plummer	14 June 1888	3-5/10 acres
46019 C.L.S.	Thomas A. Reynolds	12 July 1888	3 acres
45874 C.L.S.	Lucy Richards	31 Jan. 1888	1½ acres
45726 C.L.S.	John Macpherson Hamilton	13 June 1887	1.5 acres
46005 C.L.S.	William Henry Plummer	14 June 1888	1-6/10 acres
46343 C.L.S.	David J. Millar	9 Oct. 1889	1-6/10 acres
45964 C.L.S.	Willet Francis Ferris	7 May 1888	3 acres
51014 C.L.S.	The Algoma Commercial Co. Ltd	5 Oct. 1903	4/10 acre
45705 C.L.S.	Joseph Wilson	9 June 1887	3½ acres
58334 C.L.S.	The Algoma Central Terminals Ltd	7 Aug. 1913	16.86 acres
45487 C.L.S.	James Manning	28 Sept. 1886	3½ acres
40595 C.L.S.	The Hon. Walter McCrea	13 Nov. 1876	4-1/3 acres
57351 C.L.S.	The Algoma Central and Hudson Bay Railway Co.	3 May 1912	1-1/3 acres
45931 C.L.S.	Charles Ripley	22 Mar. 1888	2 acres
45963 C.L.S.	William Henry Plummer	2 May 1888	2 acres
51002 C.L.S.	Adam Brown MacKay	18 Sept. 1903	1 acre
48620 C.L.S.	Florence Henrietta Farwell	6 July 1897	10 acres
57004 C.L.S.	Corporation of the Town of Sault Ste. Marie	27 Dec. 1911	2.51 acres
58715 C.L.S.	Soo Falls Brewing Co. Ltd	29 Dec. 1913	0.65 acre
57756 C.L.S.	The Sims Lumber Co. of Sault Ste. Marie Ltd	14 Oct. 1912	1.62 acres
48895 C.L.S.	Robert D. Perry	9 May 1898	1 acre
45996 C.L.S.	Henry Wood	4 June 1888	3 acres
46002 C.L.S.	Raymond Miron	15 June 1888	3.38 acres
58742 C.L.S.	The Corporation of the City of Sault Ste. Marie	15 Jan. 1914	5.5 acres
45997 C.L.S.	John James Kehoe	4 June 1888	2 acres
49905 C.L.S.	John M. Stephens	1 Mar. 1901	2 acres
44741 C.L.S.	Edward Sayer	13 Aug. 1884	5 acres
59685 C.L.S.	Joseph Ganley	2 June 1915	0.36 acre
50895 C.L.S.	The International Transit Company	12 June 1903	1.27 acres
59500 C.L.S.	The McPhail & Wright Construction Co. Ltd	23 Mar. 1915	1/8 acre
59249 C.L.S.	Isaac James Downey	19 Oct. 1914	0.24 acre
59141 C.L.S.	Sarah Ann Toombs	12 Aug. 1914	0.1 acre
59873 C.L.S.	John A. Shannon	10 Nov. 1915	.07 acre
55963 C.L.S.	The Sault Ste. Marie Coal and Wood Co. Ltd	21 Oct. 1910	1.53 acres
45894 C.L.S.	William Henry Plummer	18 Feb. 1888	1/6 acre
50557 C.L.S.	George Gilmore Farwell	14 Oct. 1902	0.14 acre
38845 C.L.S.	Joachim Biron	16 Nov. 1874	5 acres
38752 C.L.S.	James A. Gouin	7 Oct. 1874	3¼ acres
45741 C.L.S.	Etienne Jollineau	4 July 1887	4 acres
44362 C.L.S.	Victory Atkins	19 Sept. 1883	1.1 acres
21744 R.J.	Roman Catholic Church c/o Rev. John Francis Jamot	3 Apr. 1880	1 acre
42112 C.L.S.	Richard Carney	25 Jan. 1879	2¼ acres
44357 C.L.S.	William Orlando Luscombe	14 Sept. 1883	1.73 acres
43250 C.L.S.	James Gardner	15 Oct. 1881	2-4/5 acres
58837 C.L.S.	The Corporation of the City of Sault Ste. Marie	31 Mar. 1914	4.36 acres
44631 C.L.S.	Jane McRae, Isabella Cameron, Margaret Cameron and Clementina Cameron	11 June 1884	1.70 acres

SCHEDULE C—*Continued.*

GRANTS AND QUIT CLAIMS BY HER MAJESTY IN THE RIGHT OF ONTARIO

Reference Number	Name of Patentee	Date	Area
SAULT STE. MARIE—*Con.*			
39733 C.L.S.	James Phipps and Edward Herrick	8 Oct. 1875	.77 acre
45986 C.L.S.	Henry Penno	29 May 1888	1.5 acres
47867 C.L.S.	Sault Ste. Marie Bridge Co	2 Mar. 1895	¾ acre
TORONTO			
47586 C.L.S.	The Corp. of the City of Toronto	19 Apr. 1894	6.47 acres
48762 C.L.S.	The Corp. of the City of Toronto	15 Dec. 1897	345.0 acres
21747 R.J.	The Corp. of the City of Toronto	18 May 1880	1,385.0 acres
WHITBY			
52191 C.L.S.	The Port Whitby Harbour Company	4 Dec. 1905	1.91 acres
52192 C.L.S.	The Corporation of the Town of Whitby	4 Dec. 1905	6.15 acres
52150 C.L.S.	Lawrence Heyden	4 Nov. 1905	1.8 acres
49653 C.L.S.	Lawrence Heyden	17 May 1900	13.58 acres
WINDSOR			
102098 C.L.S.	H.E.P.C. of Ontario	8 Mar. 1950	2.213 acres
40102 C.L.S.	James C. Patterson	14 Mar. 1876	1 acre 3 roods 18 perches
45309 C.L.S.	George Buchanan The Younger	27 Apr. 1886	11 acres 3 roods 36 perches
57309 C.L.S.	The Bank of Toronto	11 Apr. 1912	2.10 acres
58339 C.L.S.	The Pittsburgh Coal Co.	17 July 1913	2.20 acres
50867 C.L.S.	Reinhardt Gluns	21 May 1903	1.00 acre
44529 C.L.S.	Arthur Keith Stewart & MacAlpine Robertson	12 Mar. 1884	4 acres 4¾ perches
44528 C.L.S.	Arthur Keith Stewart & MacAlpine Robertson	13 Mar. 1884	7 acres 9¾ perches
50667 C.L.S.	William C. Weber	8 Dec. 1902	6.84 acres
105940 C.L.S.	The Corp. of the City of Windsor	18 Mar. 1952	1.388 acres
88397 C.L.S.	Confed. Coal and Coke Ltd	6 July 1936	3.84 acres
91427 C.L.S.	Empire Coal Co. Ltd	2 Feb. 1940	2.47 acres
57726 C.L.S.	William Phillips	3 Oct. 1912	2.30 acres
77489 C.L.S.	Cadwells Ltd	1 Nov. 1927	0.129 acre
47468 C.L.S.	Mary J. Lambert	3 Jan. 1894	2.14 acres
91823 C.L.S.	Concoal Sales Co. of Canada Ltd	7 Nov. 1940	0.02 acre
84977 C.L.S.	John Henry Rodd	20 July 1933	3.62 acres
51391 C.L.S.	John G. Watson	27 June 1904	0.77 acre
52205 C.L.S.	George W. Mason	6 Dec. 1905	0.21 acre
76988 C.L.S.	Toronto General Trusts Corp.	11 July 1927	0.92 acre
114997 C.L.S.	Ryan Builders Supplies Ltd	29 Jan. 1957	0.126 acre
102601 C.L.S.	Ryan Contracting Co. Ltd	18 July 1950	1.687 acres
104009	Ryan Contracting Co. Ltd	16 Mar. 1951	3.097 acres
82692 C.L.S.	Samuel P. West & Ada C. West	26 May 1931	8,868 sq. ft.
76066 C.L.S.	Samuel P. West	12 Nov. 1926	3,882 sq. ft.
37634	John B. Gauthier	5 Feb. 1874	2.75 acres
49737 C.L.S.	The R.C. Episcopal Corp. Diocese of London	1 Aug. 1900	3.70 acres
35017 C.L.S.	Mary McKinstry	6 Apr. 1872	1 acre 65,984 sq. lks.
34738 C.L.S.	George Parent	26 Jan. 1872	1.285 acres
44275 C.L.S.	Incorporated Synod Dioc. of Huron	5 July 1883	21,948 sq. links
46269 C.L.S.	Arthur Rankin	31 May 1889	0.436 acre
38267 C.L.S.	R. L. MacGregor	16 May 1874	0.46 acre
95122 C.L.S.	The Canada Southern Rlwy. Co.	14 Apr. 1945	3.61 acres
30699½ C.L.S.	Luc Ouillette	29 Jan. 1868	0.50 acre
43813 C.L.S.	Alex Cameron, Francis Cleary and John Curry	3 Oct. 1882	0.73 acre
53010 C.L.S.	Detroit River Tunnel Co.	18 Jan. 1907	2.10 acres
42533 C.L.S.	Charles L. Potter	4 Feb. 1880	0.22 acre
46280 C.L.S.	Robert Meighen	12 June 1889	0.98 acre
76456 C.L.S.	Ontario and Quebec Rlwy. Co.	5 Mar. 1927	0.15 acre
45427 C.L.S.	John F. Bell Et Al.	21 July 1886	1 Rood 22 Perches
71279 C.L.S.	Ontario and Quebec Rlwy. Co.	23 Aug. 1923	0.21 acre
39087 C.L.S.	Robert Rae	14 Jan. 1875	1 Rood 35 Perches
50929 C.L.S.	The Canadian Pacific Rlwy. Co.	13 July 1903	0.44 acre

SCHEDULE C—*Concluded.*

GRANTS AND QUIT CLAIMS BY HER MAJESTY IN THE RIGHT OF ONTARIO

Reference Number	Name of Patentee	Date	Area
WINDSOR—*Con.*			
46777 C.L.S.	John McGregor Sr., Donald McGregor, John McGregor Jr.	29 Apr. 1891	0.52 acre
47488 C.L.S.	The Grand Trunk Rly. Co. of Canada	20 Jan. 1894	0.545 acre
47739 C.L.S.	John Piggott	19 Sept. 1894	5,984 sq. ft.
75156 C.L.S.	Cross Builders Supply Co. Ltd	30 Apr. 1926	0.10 acre
39030 C.L.S.	William Rolff and T. Schmidt	4 Jan. 1875	36,330 sq. ft.
47487 C.L.S.	The Grand Trunk Rlwy. Co. of Canada	22 Jan. 1894	1.11 acres
49106 C.L.S.	Chas. Bell Alex Crawford Estate	18 Oct. 1898	2,352 sq. ft.
43526 C.L.S.	Vital Ouillette	18 Apr. 1882	14,880 sq. ft.
62101 C.L.S.	Detroit and Windsor Ferry Co.	9 May 1917	1.07 acres
38323 C.L.S.	Anne E. Russell	13 June 1874	9,032 sq. ft.
38324 C.L.S.	Louis Davenport	13 June 1874	9,032 sq. ft.
2609	Detroit and Windsor Subway Co.	31 Dec. 1957	3.92 acres
78066 C.L.S.	Canadian National Rlwy. Co.	9 Mar. 1928	0.58 acre
94904 C.L.S.	Canadian National Rlwy. Co.	31 Jan. 1945	2.29 acres
93652 C.L.S.	Hiram Walker and Sons Ltd	14 Oct. 1943	0.017 acre
74991 C.L.S.	Walkerville Land & Building Co. Ltd	9 Mar. 1926	0.07 acre
74990 C.L.S.	Hiram Walker and Sons Ltd	8 Mar. 1926	0.617 acre
37297 C.L.S.	Hiram Walker and Sons Ltd	22 Nov. 1873	5.25 acres
38714 C.L.S.	Luc Montreuil	7 Oct. 1874	2 ac. 1 Rood 37 Perches
73367 C.L.S.	Hiram Walker and Sons Ltd	7 Jan. 1925	0.22 acre
72260 C.L.S.	Merlo, Merlo & Ray Ltd	3 Apr. 1924	0.097 acre
54820 C.L.S.	Albert T. Montreuil	2 Aug. 1909	0.38 acre
93570 C.L.S.	Ford Motor Co. of Canada Ltd	8 Sept. 1943	0.003 acre
75146 C.L.S.	Ford Motor Co. of Canada Ltd	23 Apr. 1926	0.075 acre
60751 C.L.S.	Ford Motor Co. of Canada Ltd	21 July 1916	0.68 acre
56896 C.L.S.	Sarah H. L. Johnson	6 Dec. 1911	1.89 acres
56691 C.L.S.	Barney Maisonville	24 Aug. 1911	1.36 acres
40990 C.L.S.	Robert J. Orris and George W. Girdlestone.	20 Apr. 1877	1 acre 2 Roods 27 Perches
72038 C.L.S.	Ford Motor Co. of Canada Ltd	13 Feb. 1924	1.77 acres
51201 C.L.S.	Luce Drouillard	6 Jan. 1904	0.66 acre
45035 C.L.S.	F. X. Drouillard	22 June 1885	2.186 acres
39238 C.L.S.	George Bell	12 Mar. 1875	1-1/3 acres
37646 C.L.S.	Hiram Walker	14 Feb. 1874	1.50 acres
35120 C.L.S.	William F. Reily	7 Mar. 1872	2 Roods 25 Perches
35119 C.L.S.	Piere Langlois	7 May 1872	2 Roods 25 Perches
46356 C.L.S.	W. J. Partridge	14 Oct. 1889	1.46 acres
90957 C.L.S.	Ford Motor Co. of Canada Ltd	17 Apr. 1939	1.00 acre
62044 C.L.S.	Albert T. Montreuil	5 May 1917	0.27 acre
41806 C.L.S.	Archange M. Askin	6 June 1878	3.00 acres
108735 C.L.S.	The Corp. of the City of Windsor	28 Aug. 1953	2.35 acres
56464 C.L.S.	Frank J. Webber	5 May 1911	0.53 acre
57081 C.L.S.	Robert Henkel	27 Jan. 1912	0.55 acre
54174 C.L.S.	Henrietta E. Westcott	23 Nov. 1908	0.56 acre
56862 C.L.S.	Helen N. Hoyt	10 Nov. 1911	0.58 acre
44298 C.L.S.	Archange Parent	27 July 1883	2.434 acres
44279 C.L.S.	Robert Barr	10 July 1883	0.83 acre
44960 C.L.S.	Noah Parent	20 Mar. 1885	4.00 acres
44916 C.L.S.	Benjamin Meloche	4 Mar. 1885	3.36 acres
41887 C.L.S.	Charles Janisse	13 Aug. 1878	2.39 acres
48177 C.L.S.	William G. Latimer	21 Jan. 1896	0.82 acre
56741 C.L.S.	Rosa Merbach	6 Sept. 1911	0.83 acre
58239 C.L.S.	M. L. Janisse	19 May 1913	1.97 acres
51570 C.L.S.	G. H. Bennett	11 Oct. 1904	0.91 acre
51878 C.L.S.	F. H. MacPherson	10 May 1905	0.90 acre
45851 C.L.S.	Adolphe Parent	7 Dec. 1887	2 acres 1 Rood 25 Perches
49452 C.L.S.	Charles Janisse	8 Dec. 1899	1.54 acres
42659 C.L.S.	William Armstrong	23 Apr. 1880	2 Roods 17½ Perches
55688 C.L.S.	T. W. McGregor	13 July 1910	2.71 acres

The grants and quit claims in this Schedule are on record in the Department of Lands and Forests at Toronto.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-6.

An Act to make Provision for the Disclosure of Information in respect of Finance Charges.

Read a first time, Wednesday, 22nd May, 1963.

Honourable Senator CROLL.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28817–5

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-6.

An Act to make Provision for the Disclosure of Information in respect of Finance Charges.

Preamble.

WHEREAS Canadian consumers generally are not being fully or accurately informed, with reference to any recognizable common standard, of the cost of the credit extended to them in respect of retail purchases, and it is highly desirable in the public interest to ensure that in future they will be provided with such essential information: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Short title.

1. This Act may be cited as the *Finance Charges (Disclosure) Act.*

Definitions.

2. In this Act,

"credit financier".

(*a*) "credit financier" means any person who in the ordinary course of his business, whether operated separately or in conjunction with some other business, enters into a transaction with another person arising out of a sale or agreement for the sale of personal property to such other person whereby the whole or part of the price therefor is to become payable after the transaction is complete, and in respect of which finance charges are to become payable to such person;

"finance charges".

(*b*) "finance charges" means the total cost of the credit to the consumer thereof, and includes interest, fees, bonuses, service charges, discounts and any other type of charge whether described as interest or not;

"person".

(*c*) "person" includes any individual, partnership, association, corporation or unincorporated organization.

Explanatory Notes.

The sole purpose of this bill is to require every person who carries on the business of extending consumer credit to disclose in writing to the consumer of such credit the total cost thereof, expressed both as a lump sum and in terms of simple annual interest.

The bill is restricted to the field of consumer credit and has no application to cash loans, mortgages on real estate, etc.

No criminal liability would flow from non-compliance with the bill but in the event of non-disclosure a credit financier would be unable to recover or retain any finance charges whatever on any unpaid balance in respect of which he has extended credit.

Statement in writing.

3. Every credit financier who enters into a transaction extending credit to another person, as referred to in paragraph (*a*) of section 2, shall in accordance with regulations made under section 5, and before the transaction is complete, furnish such other person with a clear statement in writing setting forth

(*a*) the total amount of the unpaid balance outstanding;

(*b*) the total amount of the finance charges to be borne by such other person in connection with the transaction; and

(*c*) the percentage relationship, expressed in terms of simple annual interest, that the total amount of the finance charges bears to the unpaid balance outstanding under the transaction.

Recovery of finance charges.

4. (1) No credit financier who fails to provide the written statement referred to in section 3 to a person to whom he is extending credit shall have any right, remedy or cause of action either in law or equity with respect to any finance charges whatsoever under the transaction.

(2) Where a credit financier has failed to provide the written statement referred to in section 3 to a person to whom he is extending credit, and such person has paid some or all of the finance charges to such credit financier, such person shall have a right of action against such credit financier whereby he may recover back the finance charges so paid.

Regulations.

5. The Governor in Council may make regulations prescribing

(*a*) the form and manner in which the written statement referred to in section 3 is to be made;

(*b*) the manner of calculating the percentage relationship mentioned in paragraph (*c*) of section 3 in respect of any transaction or type of transaction; and

(*c*) the degree of accuracy within which the percentage relationship mentioned in paragraph (*c*) of section 3 shall be calculated.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-7.

An Act to incorporate The Pharmacy Examining Board of Canada.

Read a first time, Tuesday, 28th May, 1963.

Honourable Senator KINLEY.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28757-3

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-7.

An Act to incorporate The Pharmacy Examining Board of Canada.

Preamble.

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Incorporation.

1. John Cameron Turnbull, manager, of the city of Toronto, in the province of Ontario, Wesley Claude MacAulay, professor, of the city of Saskatoon, in the province of Saskatchewan, and John Keith Lawton, pharmacist, of the city of Halifax, in the province of Nova Scotia, together with such persons as become members of the Board as hereinafter provided, are incorporated under the name of The Pharmacy Examining Board of Canada. 10

Corporate name.

Definitions.

2. In this Act, 15

"Board".

(*a*) "Board" means The Pharmacy Examining Board of Canada constituted under this Act;

"licensing body".

(*b*) "licensing body" means a professional board, council or corporation authorized by statute of any province of Canada to license persons to practise pharmacy within such province; 20

"participating licensing body".

(*c*) "participating licensing body" means a licensing body which has by resolution elected to appoint a representative to the Board; and

"qualified pharmacist".

(*d*) "qualified pharmacist" means a person holding a licence or authority to engage in the practice of pharmacy from, or registered by, any licensing body. 25

Provisional members.

3. The persons named in section 1 shall be the provisional members of the Board with power to effect the organization of the Board as provided for in this Act. 30

Head office.

4. The head office of the Board shall be in the city of Toronto, in the province of Ontario, or at such other place as the Board may determine by by-law from time to time.

Purposes.

5. The purposes of the Board shall be

(*a*) to establish qualifications for pharmacists, acceptable to participating licensing bodies and recognizable as the highest in Canada;

(*b*) to provide for fair and equitable examinations, for the issuance of certificates of qualification to, and for the registration of, applicants therefor; and

(*c*) to promote, with the consent of the appropriate licensing bodies, the enactment of such provincial legislation as may be necessary or desirable in order to supplement the provisions of this Act.

Members of Board.

6. (1) The Board shall be composed of

(*a*) one member appointed as its representative by each participating licensing body;

(*b*) two members appointed by the Canadian Conference of Pharmaceutical Faculties, at least one of whom shall be proficient in both the French and the English languages;

(*c*) one member appointed by the Canadian Society of Hospital Pharmacists;

(*d*) the general manager for the time being of The Canadian Pharmaceutical Association; and

(*e*) the president for the time being of The Canadian Pharmaceutical Association.

(2) Where any of the organizations mentioned in paragraphs (*a*), (*b*) or (*c*) of subsection (1) ceases to exist or fails to appoint a representative to the Board, or where either of the offices referred to in paragraphs (*d*) and (*e*) of subsection (1) becomes vacant, the Board shall be deemed to be properly constituted by the remaining members thereof.

(3) The term of office of each member of the Board appointed pursuant to paragraphs (*a*), (*b*) or (*c*) of subsection (1) shall be three years: Provided that this shall not apply to the members appointed to constitute the first Board established under this Act.

Proviso.

(4) Where the first Board established under this Act consists of an even number of members, the terms of office of one-half of the members appointed pursuant to paragraphs (*a*), (*b*) or (*c*) of subsection (1) shall be two years, and of the remaining one-half four years, and the members constituting each such one-half shall be chosen by lot in such manner as the Board may determine.

(5) Where the first Board appointed under this Act consists of an uneven number of members, the term of office of one member of such Board, to be chosen by lot in such manner as the Board may determine, shall be two years; and the terms of office of the remaining members of the Board shall be determined as provided for in subsection (4).

(6) An appointed member of the Board may resign at any time by giving written notice thereof to the president or registrar-treasurer of the Board, and upon the acceptance of such resignation by the Board it shall forthwith notify the appointing body accordingly.

(7) An appointed member of the Board, if properly qualified, shall be eligible for reappointment on the expiration of his term of office: Provided that no person shall serve for more than two consecutive terms or serve as a member of the Board in more than one capacity at any one time.

Proviso.

(8) Any person appointed to fill a vacancy on the Board shall hold office for the unexpired portion of the term for which his predecessor was appointed, and for purposes of reappointment shall be deemed to have served a full term.

Failure to appoint to Board.

7. Where any appointing body fails to appoint a member to the Board within a reasonable time after a vacancy occurs, the registrar-treasurer of the Board shall notify such appointing body by registered mail of such failure.

Continuance in office.

8. Each appointed member of the Board shall continue in office until his successor is appointed, or, if his successor is appointed before the expiration of his term, until the expiration of such term.

Eligibility for Board membership. Proviso.

9. No person shall be eligible for membership on the Board unless he is a qualified pharmacist registered under this Act: Provided that the requirement of registration shall not apply to the members of the first Board established under this Act.

Withdrawal from participation.

10. (1) A participating licensing body may by resolution withdraw from participation in the activities of the Board upon giving the Board six months' notice of its intention so to do and in such event the term of office of its representative on the Board shall expire at the end of such period of notice.

(2) Any licensing body which has so withdrawn may apply to the Board for reinstatement as a participating licensing body, and the Board may if it sees fit reinstate such body accordingly.

Powers of Board.

11. (1) The Board shall have power to 5

(*a*) issue certificates of qualification in pharmacy to applicants therefor;

(*b*) establish, maintain and revise from time to time a register (hereinafter called "the Register") of all persons who have been granted 10 certificates of qualification by the Board;

(*c*) establish the terms and conditions under which persons may obtain certificates of qualification and, subject to this Act, the terms and conditions under which their names may be placed 15 on the Register, removed therefrom or restored thereto; and

(*d*) establish and maintain a panel or panels of examiners to conduct examinations and make recommendations to the Board concerning the 20 issuance of certificates of qualification to, and the registration of, applicants therefor.

(2) Nothing in this Act shall authorize the Board to interfere with or otherwise affect the rights or privileges of any licensing body under provincial law. 25

Removal from Register.

12. (1) The Board may direct that the name of any person be removed from the Register if such person

(*a*) has been convicted of an offence against any Act of the Parliament of Canada or of the legislature of any province of Canada relating 30 to drugs, poisons, medicines or alcoholic liquors, or

(*b*) has been found by the Board to have been guilty of negligence, incompetence or improper conduct in a professional capacity, or 35

(*c*) has been determined to be mentally incompetent under provincial law.

(2) Where any person registered under this Act has been registered, licensed or otherwise authorized to practise pharmacy under the laws of any province and 40 such registration, licence or authority has been revoked or suspended under the laws of that province, the Board may direct that the name of such person be removed from the Register.

Correction of Register.

(3) The Board may direct that any entry in the Register be cancelled or corrected on the ground of fraud, accident or mistake.

Notice of hearing.

13. (1) The name of a person shall not be removed from the Register under section 12 except by direction of the Board after it has given such person one month's notice of a meeting of the Board called for the consideration of such matter and, if so requested, has permitted such person to appear and be heard by the Board either in person or by counsel.

(2) Notice under this section may be given to any person by registered mail sent to the most recent address shown on the Register.

By-laws and regulations.

14. (1) The Board may make such by-laws and regulations, not contrary to the provisions of this Act, as it may deem necessary or advisable for

(*a*) the government and management of its business and affairs and the calling and conduct of its meetings;

(*b*) the selection, election or appointment and remuneration of a president, registrar-treasurer, and other officers and employees and prescribing their respective powers and duties;

(*c*) the imposition and collection of dues or fees; and

(*d*) dealing with such matters as may require regulation to promote the purposes of the Board or facilitate the exercise of its powers under this Act.

(2) The Board may from time to time alter or repeal all or any of such by-laws or regulations as it may see fit.

(3) No such by-law or regulation shall be enacted, altered or repealed except with the concurrence of two-thirds of the members of the Board appointed by participating licensing bodies.

Registration of qualified pharmacists.

15. Any qualified pharmacist licensed or registered in any province prior to the coming into force of this Act shall, after ten years from the date when he became so licensed or registered, be entitled to be registered under this Act without examination upon payment of the prescribed fees.

Board may hold property.

16. The Board may acquire, own, hold, invest, deal with and dispose of real or personal property as may be required for the purposes of the Board.

Borrowing powers.

17. (1) The Board may, from time to time, for the purposes of the Board

(*a*) borrow money upon the credit of the Board;

(*b*) limit or increase the amount to be borrowed; and

(*c*) make, draw, accept, endorse or become party to promissory notes and bills of exchange, and every such note or bill made, drawn, accepted or endorsed by the party thereto authorized by the by-laws of the Board and countersigned by the proper party thereto authorized by the by-laws of the Board, shall be binding upon the Board, and shall be presumed to have been made, drawn, accepted or endorsed with proper authority until the contrary is shown; and it shall not be necessary in any case to have the seal of the Board affixed to any such note or bill.

(2) Nothing in this section shall be construed to authorize the Board to issue any note or bill payable to bearer thereof, or any promissory note intended to be circulated as money or as the note or bill of a bank, or to engage in the business of banking or insurance.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-8.

An Act respecting Quebec Fire Assurance Company.

Read a first time, Wednesday, 29th May, 1963.

Honourable Senator VAILLANCOURT.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28721-9

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-8.

An Act respecting Quebec Fire Assurance Company.

Preamble. 1878, c. 31; 1879, c. 69; 1883, c. 83.

WHEREAS Quebec Fire Assurance Company, and, in French, Compagnie d'Assurance de Québec contre les accidents du feu, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Change of name.

Existing rights saved.

1. The name of the Company is hereby changed to Quebec Assurance Company, and, in French, Compagnie d'assurance du Québec, but such change in name shall not in any way impair, alter or affect the rights or liabilities of the Company, nor in any way affect any suit or proceeding now pending, or judgment existing, either by, or in favour of, or against the Company, which, notwithstanding such change in the name of the Company, may be prosecuted, continued, completed and enforced as if this Act had not been passed, and any suit or proceeding that might have been commenced or continued by or against the Company under its former name may be commenced or continued by or against it under its new name.

Increase in capital stock.

2. The authorized capital stock of the Company is hereby increased from two hundred and twenty-five thousand dollars, divided into five thousand shares of forty-five dollars each, to nine hundred thousand dollars, divided into twenty thousand shares of forty-five dollars each.

Explanatory Notes.

The purpose of clause 1 is to change the name of the Company from Quebec Fire Assurance Company, and, in French, Compagnie d'Assurance de Québec contre les accidents du feu, to Quebec Assurance Company, and, in French, Compagnie d'assurance du Québec.

The purpose of clause 2 is to increase the capital stock of the Company.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-9

An Act respecting Confederation Life Association.

Read a first time, Wednesday, 29th May, 1963.

Honourable Senator LEONARD.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28717-7

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-9.

An Act respecting Confederation Life Association.

Preamble. 1871, c. 54; 1874, c. 88; 1879, c. 72; 1890, c. 45; 1930, c. 60.

WHEREAS Confederation Life Association, and, in French, Association d'assurance sur la vie dite de la Confédération, hereinafter called "the Association", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Change of name in French.

1. The name of the Association, in French, is hereby changed to La Confédération, Compagnie d'Assurance-Vie. 10

Transaction of business, etc.

2. The Association may use in the transaction of its business either the name Confederation Life Association or the name La Confédération, Compagnie d'Assurance-Vie, or both of such names, as and when it so elects, and may sue or be sued in either or both of such names. 15

Existing rights saved.

3. Nothing contained in sections 1 and 2 of this Act shall in any way impair, alter or affect the rights or liabilities of the Association, except as therein expressly provided, or in any way affect any right of action or judgment existing, or any suit or proceeding now pending, either by or in favour of or against the Association, which, notwithstanding the provisions of sections 1 and 2 of this Act, may be initiated, prosecuted, continued, completed and enforced as if this Act had not been passed. 20 25

Explanatory Note.

The sole purpose of this bill is to change the name of the Association in French.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-10.

An Act respecting The Great-West Life Assurance Company.

Read a first time, Wednesday, 29th May, 1963.

Honourable Senator HAIG.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28868-8

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-10.

An Act respecting The Great-West Life Assurance Company.

Preamble. 1891, c. 115.

WHEREAS The Great-West Life Assurance Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Name in French.

1. The Company may use, in the transaction of its business, either the name The Great-West Life Assurance Company or the name La Great-West, compagnie d'assurance-vie, or both of such names, as and when it so elects. 10 It may sue or be sued in either or both of such names, and any transaction, contract or obligation heretofore or hereafter entered into or incurred by the Company in either or both of the said names shall be valid and binding on the Company. 15

Existing rights saved.

2. Nothing contained in section 1 of this Act shall in any way impair, alter or affect the rights or liabilities of the Company, except as therein expressly provided, nor in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the 20 Company, which, notwithstanding the provisions of section 1 of this Act, may be prosecuted, continued, completed and enforced as if this Act had not been passed.

Explanatory Note.

The sole purpose of this bill is to add a French version to the name of The Great-West Life Assurance Company.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-11.

An Act respecting The Evangelical Lutheran Synod of Western Canada.

Read a first time, Thursday, 30th May, 1963.

Honourable Senator HNATYSHYN.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28733–4

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-11.

An Act respecting The Evangelical Lutheran Synod of Western Canada.

Preamble. 1952-53, c. 65.

WHEREAS The Evangelical Lutheran Synod of Western Canada, hereinafter called "the Corporation", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Change of name.

Existing rights saved.

1. The name of the Corporation is hereby changed to Central Canada Synod of the Lutheran Church in America, but such change in name shall not in any way impair, alter or affect the rights or liabilities of the Corporation, nor in any way affect any suit or proceeding now pending or judgment existing, either by, or in favour of, or against the Corporation which, notwithstanding such change in the name of the Corporation, may be prosecuted, continued, completed and enforced as if this Act had not been passed, and any suit or legal proceeding that might have been commenced or continued by or against the Corporation by its former name may be commenced or continued by or against it by its new name.

Amendment.

2. Section 4 of chapter 65 of the statutes of 1952-53 is amended by adding thereto the following paragraph:

Objects.

"(*h*) in ecclesiastical matters to adhere to the Lutheran Church in America or its lawful successors and to be amenable to its laws."

Explanatory Notes.

The purpose of the present bill is to give effect to an Agreement of Consolidation, effective as of July 1st, 1962, whereby four large branches of the Lutheran Church in the United States and Canada, namely, American Evangelical Lutheran Church, the Augustana Evangelical Lutheran Church, the Finnish Evangelical Lutheran Church of America and the United Lutheran Church in America agreed to consolidate under the name of "Lutheran Church in America". The Evangelical Lutheran Synod of Western Canada was one of the Synods of the United Lutheran Church in America.

The territorial jurisdiction of the Evangelical Lutheran Synod of Western Canada included the provinces of British Columbia, Alberta, Saskatchewan, Manitoba and that part of Ontario lying west of the 86th meridian of longitude and the Yukon Territory and the Northwest Territories.

Under the terms of consolidation, this Synod is to be known as "Central Canada Synod of the Lutheran Church in America" and the territorial jurisdiction is to be limited to the provinces of Saskatchewan and Manitoba and that portion of the province of Ontario lying west of the 88th meridian of longitude.

Clause 1 of the bill changes the name of the Corporation in accordance with the Agreement of Consolidation.

Clause 2 of the bill provides for the adherence of the Corporation to the Lutheran Church in America in ecclesiastical matters.

Repeal.

3. Section 18 of chapter 65 of the statutes of 1952-53 is repealed and the following substituted therefor:

Territorial jurisdiction.

"**18.** The Corporation may exercise the rights and powers conferred upon it by this Act in the provinces of Saskatchewan and Manitoba and that portion of the province of Ontario lying west of the 88th meridian of longitude." 5

Clause 3 of the bill restricts the territorial jurisdiction of the Corporation in accordance with the Agreement of Consolidation.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-12.

An Act respecting Ukrainian National Federation of Canada.

Read a first time, Thursday, 30th May, 1963.

Honourable Senator HNATYSHYN.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28737–5

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-12.

An Act respecting Ukrainian National Federation of Canada.

Preamble. 1950, c. 66.

WHEREAS Ukrainian National Federation of Canada, hereinafter called "the Association", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

1. Chapter 66 of the statutes of 1950 is amended by inserting, immediately after section 8, the following as section 8A:— 10

Establishment of branches, boards and committees.

"**8A.** (1) The Association may, by resolution of the board of directors, hereinafter in this section called "the Board", establish branches, boards, committees or other bodies of its members to hold, manage, deal with, dispose of or otherwise administer any of its 15 property, funds, trusts, interests, institutions, houses, provinces or undertakings, and any cultural, social or charitable projects, now or hereafter owned, founded or established by the Association, may define and prescribe the constitution, powers, duties, officers and 20 quorum of any such branches, board, committee or other body and may delegate to any of them such of its powers as it may deem expedient.

Incorporation of branches, boards and committees.

(2) Whenever it is deemed expedient to establish as a body corporate any branch, board, 25 committee or other body for any of the purposes of the Association, the Association may so declare in the resolution of the Board establishing such branch, board, committee or other body, in accordance with the by-laws, rules and regulations of the Association 30 in that behalf. Upon the filing of any such resolution,

Explanatory Notes.

The purpose of this bill is to enable Ukrainian National Federation of Canada to establish its branches, boards, committees or other bodies as corporate entities with power to manage the various undertakings of the parent body.

The proposed new section 8A will enable the Association to segregate its undertakings by conferring corporate status on the entities concerned which will operate in accordance with the constitution and under the authority of the Association.

as hereinafter prescribed, the same shall be and become a body corporate with such name, head office, seal, membership, organization, powers, rights and duties, not contrary to law or inconsistent with this Act, as may be determined or defined from time to time by the Board, including the acquiring, holding, administering and disposing of all property, real or personal, which may be devised, bequeathed, granted or conveyed to any such branch, board, committee or governing body for the purposes of the Association, and the borrowing of any money necessary in the opinion of such branch, board, committee or body for the purposes thereof, and the mortgaging, hypothecating or pledging of so much of the real or personal property held by any such branch, board, committee or body as may be necessary to secure any amount so borrowed. In each case, whenever any such branch, board, committee or other body is to be established as a body corporate, or its name or head office is changed by resolution of the Board, the Board shall file a certified copy of such resolution, under the hand of the president of the Association and the secretary thereof, with the Secretary of State for Canada. A certificate under the official seal of the Association signed by its secretary shall be sufficient evidence in all courts of the establishment as a body corporate of such branch, board, committee or body, of any change in its name or head office, and of its constitution and powers.

Limitation.

(3) Nothing in this section shall authorize the establishment as a body corporate of any branch, board, committee or other body having purely provincial objects."

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-13.

An Act to incorporate Standard Trust Company.

Read a first time, Thursday, 30th May, 1963.

Honourable Senator CHOQUETTE.

ROGER DUHAMEL, F.R.S.C
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28741–7

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-13.

An Act to incorporate Standard Trust Company.

Preamble.

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Incorporation.

1. Wilbur Carlisle Cochrane, executive, and Bertram Elmore Willoughby, realtor, of the city of Toronto, Wesley Gardiner Thompson, grain merchant, of the town of Blenheim, Stephen Boleslav Roman, executive, of the township of Markham, George Gustav Rodanz, farmer, of the township of Whitchurch, both in the county of York, and John Bull, farmer, of the township of Chinguacousy, in the county of Peel, all in the province of Ontario, together with such persons as become shareholders in the company, are hereby incorporated under the name of Standard Trust Company, hereinafter called "the Company". 10 15

Corporate name.

Provisional directors.

2. The persons named in section 1 shall be the provisional directors of the Company.

Capital stock.

3. The capital stock of the Company shall be five million dollars. 20

Amount to be subscribed before general meeting.

4. The amount to be subscribed before the provisional directors may call a general meeting of the shareholders shall be five hundred thousand dollars.

Amount to be subscribed and paid before commencement.

5. The Company shall not commence business until at least one million dollars of the capital stock shall have been subscribed and at least one million dollars paid thereon. 25

Head office.

6. The head office of the Company shall be in the city of Toronto, in the province of Ontario.

Trust Companies Act to apply. R.S., c. 272; 1952-53, c. 10; 1958, c. 42; 1960-61, c. 55.

7. The Company has all the powers, privileges and immunities conferred by, and is subject to all the limitations, liabilities and provisions of, the *Trust Companies Act.* 5

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-14.

An Act respecting Canada Permanent Toronto General Trust Company.

Read a first time, Thursday, 30th May, 1963.

Honourable Senator CHOQUETTE.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28753-2

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-14.

An Act respecting Canada Permanent Toronto General Trust Company.

Preamble. 1913, c. 87; 1947, c. 87; 1960-61, c. 77.

WHEREAS Canada Permanent Toronto General Trust Company, and, in French, Compagnie de Fiducie Canada Permanent Toronto General, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Change of name.

1. The name of the Company, in English, is hereby changed to Canada Permanent Trust Company, and, in French, to La Canada Permanent, Compagnie de Fiducie. 10

Transaction of business, etc.

2. The Company may use in the transaction of its business either or both of such names, as and when it so elects, and may sue or be sued in either or both of such names.

Existing rights saved.

3. Nothing contained in sections 1 and 2 of this Act shall in any way impair, alter or affect the rights or liabilities of the Company, except as therein expressly provided, or in any way affect any right of action or judgment existing, or any suit or proceeding now pending, either by or in favour of or against the Company, which, notwithstanding the provisions of sections 1 and 2 of this Act, may be initiated, prosecuted, continued, completed and enforced as if this Act had not been passed. 15 20

Coming into force.

4. This Act shall come into force on the thirtieth day following the day on which this Act is assented to. 25

Explanatory Note.

The sole purpose of this bill is to change the name of the Company in English and in French.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-15.

An Act to incorporate The Good News Broadcasting Association of Canada.

Read a first time, Monday, 3rd June, 1963.

Honourable Senator BEAUBIEN
(*Provencher*).

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28917–3

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-15.

An Act to incorporate The Good News Broadcasting Association of Canada.

Preamble.

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Incorporation.

Corporate name.

1. Clarence Lewis Reimer, manager, Walter Carman Newman, barrister, and Wesley Bernard Penner, barrister, all of the city of Winnipeg, in the province of Manitoba, together with such persons as may become 10 members of the corporation, are hereby incorporated under the name of The Good News Broadcasting Association of Canada, hereinafter called "the Corporation".

Directors.

2. The persons named in section 1 shall be the first directors of the Corporation. 15

Head office.

Notice of change.

3. (1) The head office of the Corporation shall be in the city of Winnipeg, in the province of Manitoba, or at such other place within Canada as the Corporation may determine by by-law from time to time.

(2) Notice in writing shall be given to the 20 Secretary of State by the Corporation of any change in the head office and such notice shall be published forthwith in the *Canada Gazette.*

Objects.

4. The objects of the Corporation shall be

(*a*) to promote the dissemination of Christian 25 knowledge and to promote, organize, establish, maintain and carry on, conduct and assist organizations or facilities for the dissemination of Christian knowledge in all its branches and

activities, including foreign and home missions, publishing houses, seminaries, schools, colleges, public correspondence schools, hospitals, dispensaries, parsonages, orphanages and homes for the aged, and any other institutions and organizations for charitable purposes or any of them;

(*b*) to supply and render charitable services to poor and needy persons;

(*c*) to give and to receive donations for charitable purposes and in connection therewith to do all things reasonably necessary in order to comply with any terms stipulated by the donors of gifts made from time to time to the Corporation; and

(*d*) to do all such other things as are incidental or conducive to the attainment of the above objects.

Power to make by-laws.

5. (1) The Corporation may from time to time make by-laws, not contrary to law, for

(*a*) the administration, management and control of the property, business and other temporal affairs of the Corporation;

(*b*) the appointment, functions, duties and remuneration of all officers, agents and servants of the Corporation;

(*c*) the appointment or deposition of an executive committee or any special committee or boards from time to time created for the purposes of the Corporation, and defining the powers of such committees or boards;

(*d*) the calling of regular or special meetings of the Corporation or of the executive and other committees or boards thereof;

(*e*) fixing the necessary quorum and the procedure to be followed at all meetings referred to in the preceding paragraph;

(*f*) determining the qualifications of members of the Corporation;

(*g*) defining and applying the principles, doctrine, faith and religious standards of the Corporation; and

(*h*) generally carrying out the objects and purposes of the Corporation.

Limitation.

(2) Nothing in this Act shall authorize, or empower the Corporation to authorize, any person to ordain ministers, solemnize marriages or conduct funeral services in Canada.

Executive committee.

6. Subject to and in accordance with the by-laws enacted by the Corporation under section 5, an executive committee consisting of such persons as the Corporation may from time to time elect or appoint thereto shall manage all the temporal affairs of the Corporation.

Committees.

7. The Corporation may exercise all its powers by and through an executive committee or through such boards or committees as may from time to time be elected or appointed by the Corporation for the management of its affairs.

Power to acquire and hold property.

8. (1) The Corporation may purchase, take, have, hold, receive, possess, retain and enjoy property, real and personal, corporeal and incorporeal, and any or every estate or interest whatsoever, given, granted, devised or bequeathed to it, or appropriated, purchased or acquired by it in any manner or way whatsoever, to, for or in favour of the uses or purposes of the Corporation, or to, for or in favour of any religious, educational, eleemosynary or other institution established or intended to be established or assisted by, under the management of, or in connection with the uses or purposes of the Corporation.

(2) The Corporation may also hold such real property or estate therein as is bona fide mortgaged to it by way of security, or conveyed to it in satisfaction of debts or judgments recovered.

Investment in and disposal of property.

9. Subject always to the terms of any trust relating thereto, the Corporation may also sell, convey, exchange, alienate, mortgage, lease or demise any real property held by the Corporation, whether by way of investment for the uses and purposes of the Corporation or not; and may also, from time to time, invest all or any of its funds or moneys, and all or any funds or moneys vested in or acquired by it for the uses and purposes aforesaid, in and upon any security by way of mortgage, hypothec or charge upon real property; and for the purposes of such investment may take, receive and accept mortgages or assignments thereof, whether made and executed directly to the Corporation or to any corporation, body, company or person in trust for it; and may sell, grant, assign and transfer such mortgages or assignments either in whole or in part.

Application of mortmain laws.

10. In regard to any real property which, by reason of its situation or otherwise, is subject to the legislative authority of the Parliament of Canada, a licence in mortmain shall not be necessary for the exercise of the powers granted by this Act; but otherwise the exercise of the said powers shall in any province of Canada be subject to the laws of such province as to the acquisition and holding of lands by religious corporations, insofar as such laws apply to the Corporation.

Transfer of property held in trust.

11. Insofar as authorization by the Parliament of Canada is necessary, any person or corporation, in whose name any property, real or personal, is held, in trust or otherwise, for the uses and purposes of the Corporation, or any such person or corporation to whom any such property devolves, may, subject always to the terms and conditions of any trust relating to such property, transfer such property or any part thereof to the Corporation.

Execution of documents.

12. Any deed or other instrument relating to real property or to any interest therein shall, if executed within the jurisdiction of the Parliament of Canada, be deemed to be duly executed if there is affixed thereto the seal of the Corporation and there is thereon the signature of any officer of the Corporation duly authorized for such purpose.

Disposition of property by gift or loan.

13. The Corporation may make a gift of or lend any of its property, whether real or personal, for or to assist any other religious, charitable, educational, congregational, social or recreational institutions, having the same or similar objects and powers as the Corporation, upon such terms and conditions as it may deem expedient, including assistance in the erection or maintenance of any building or buildings of such institution.

Borrowing powers.

14. (1) The Corporation may, from time to time, for the purposes of the Corporation

(*a*) borrow money upon the credit of the Corporation;

(*b*) limit or increase the amount to be borrowed;

(*c*) make, draw, accept, endorse or become party to promissory notes and bills of exchange, and every such note or bill made, drawn, accepted or endorsed by the party thereto, authorized by the by-laws of the Corporation, and countersigned by the proper party thereto, authorized by the by-laws of the Corporation, shall be binding upon the Corporation and shall be presumed to have been made, drawn, accepted

or endorsed with proper authority until the contrary is shown, and it shall not be necessary in any case to have the seal of the Corporation affixed to any such note or bill;

(*d*) mortgage, hypothecate or pledge any property of the Corporation, real or personal, to secure the repayment of any money borrowed for the purposes of the Corporation;

(*e*) issue bonds, debentures or other securities of the Corporation;

(*f*) pledge or sell such bonds, debentures or other securities for such sums and at any such prices as may be deemed expedient;

(*g*) acquire by gift or purchase, have, hold, receive, possess, retain and enjoy lands, tenements, hereditaments, rents, annuities, and other property, moveable and immoveable, real and personal, corporeal and incorporeal, and any land and every estate and interest whatsoever given, granted, devised or bequeathed to it, or appropriated, purchased or acquired by it in any manner or way whatsoever, to, for or in favour of the Corporation;

(*h*) adopt a corporate seal and change it at will; and

(*i*) do any and all other things as are incidental or conducive to the attainment of the objects for which the Corporation is established.

Limitation.

(2) Nothing in the preceding subsection shall be construed to authorize the Corporation to issue any note or bill payable to the bearer thereof, or any promissory note intended to be circulated as money or as the note or bill of a bank, or to engage in the business of banking or insurance.

Investment of funds.

15. The Corporation may invest and re-invest any of its funds

(*a*) in any bonds or debentures of any municipality or public school corporation or district in Canada, or in securities of or guaranteed by the Government of Canada or of any province thereof;

(*b*) in first mortgages on freehold property in Canada, and for the purposes of the same may take mortgages or assignments thereof whether such mortgages or assignments be made directly to the Corporation in its own corporate name or to some company or person in trust for it, and may sell and assign the same; and

(*c*) in any securities in which life insurance companies are authorized from time to time by the Parliament of Canada to invest funds subject to the limitation on investments in stocks, bonds and debentures set out in the *Canadian and British Insurance Companies Act*. 5

R.S., c. 31; 1956, c. 28; 1957-58, c. 11; 1960-61, c. 13.

Jurisdiction.

16. The Corporation may exercise its functions throughout Canada.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-16.

An Act to authorize the Construction and Maintenance of a Bridge and Tunnel across the St. Lawrence River at the Boucherville Islands, in the Province of Quebec.

Read a first time, Tuesday, 4th June, 1963.

Honourable Senator MACDONALD, P.C.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28942–1

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-16.

An Act to authorize the Construction and Maintenance of a Bridge and Tunnel across the St. Lawrence River at the Boucherville Islands, in the Province of Quebec.

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

SHORT TITLE.

Short title.

1. This Act may be cited as the *Boucherville Islands Bridge and Tunnel Act.* 5

Construction of bridge authorized.

2. Subject to this Act, the Province of Quebec (hereinafter referred to as "the Province") is hereby authorized to construct and maintain a bridge, approaches and other works ancillary thereto, for the use and passage of persons, vehicles and goods, across and over the St. 10 Lawrence River from a point at or near the City of Jacques Cartier, Quebec, to a point on Charron Island, one of the Boucherville Islands, Quebec.

Construction of tunnel authorized.

3. Subject to this Act, the Province is hereby authorized to construct and maintain a tunnel, approaches 15 and other works ancillary thereto, for the use and passage of persons, vehicles and goods, across and under the St. Lawrence River from a point at or near the City of Montreal, Quebec to a point on Charron Island, one of the Boucherville Islands, Quebec. 20

Plans and drawings to be submitted.

4. (1) The bridge and tunnel described in sections 2 and 3 respectively and the works ancillary thereto shall be constructed and maintained in accordance with and subject to such regulations for the safeguarding of navigation of the St. Lawrence River as the Governor in Council may 25

prescribe, and, for that purpose, the Province shall, prior to the commencement of construction of the bridge, tunnel or ancillary works, submit to the Governor in Council for examination and approval plans and drawings thereof and a map of their proposed locations, indicating accurately all relevant soundings and showing the bed of the stream and the location of all other bridges in the area, and furnish to the Governor in Council such other information as is required for a full and satisfactory understanding of the project.

Approval of plans and drawings prior to commencement.

(2) Construction of the bridge, tunnel or works ancillary thereto shall not be commenced until such time as the plans and drawings referred to in subsection (1) and the location of the bridge, tunnel and ancillary works have been approved by the Governor in Council, and no material change in such plans or drawings, or in the location of the bridge, tunnel or ancillary works shall be made after the commencement of construction thereof except with the prior approval of the Governor in Council.

Regulations.

5. (1) The Governor in Council may, in addition to any regulations authorized by section 4, make such regulations in relation to the bridge and tunnel described in sections 2 and 3 and the works ancillary thereto, as he deems necessary for navigation purposes.

Compliance.

(2) All persons affected by any regulation made under the authority of this Act shall comply therewith.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-17.

An Act respecting Chartered Trust Company.

Read a first time, Wednesday, 5th June, 1963.

Honourable Senator LEONARD.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28938–9

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-17.

An Act respecting Chartered Trust Company.

Preamble. 1905, c. 162; 1915, c. 70; 1929, c. 75; 1949 (1st Sess.), c. 29.

WHEREAS Chartered Trust Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Repeal.

1. Section 3 of chapter 162 of the statutes of 1905, as amended by chapter 75 of the statutes of 1929, is repealed and the following substituted therefor:

Capital Stock

"**3.** The capital stock of the Company shall be ten million dollars divided into one million shares of ten dollars each." 10

Explanatory Note.

The sole purpose of this bill is to increase the capital stock of the Company from two million five hundred thousand dollars divided into twenty-five thousand shares of one hundred dollars each, to ten million dollars divided into one million shares of ten dollars each.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-18.

An Act to incorporate Baptist Convention of Ontario and Quebec.

Read a first time, Wednesday, 5th June, 1963.

Honourable Senator WILLIS.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28725–0

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-18.

An Act to incorporate Baptist Convention of Ontario and Quebec.

Preamble. 1889, c. 105; 1911, c. 38; 1922, c. 76; 1957, c. 51.

WHEREAS Baptist Convention of Ontario and Quebec, hereinafter called "the Convention", a religious body formed pursuant to chapter 105 of the statutes of 1889, The Home Mission Board of the Baptist Convention, The Ministerial Superannuation Board of the Baptist Convention, The Publication Board of the Baptist Convention, The Church Extension Board of the Baptist Convention, The Western Mission Board of the Baptist Convention, The Board of Religious Education of the Baptist Convention, The Properties Board of the Baptist Convention of Ontario and Quebec, and The Board of Evangelism and Social Service of the Baptist Convention of Ontario and Quebec, hereinafter collectively called "the Boards", have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Incorporation.

1. Arthur Bachelor Francis, chartered accountant, of the town of Burlington, Gordon Benjamin Woodcock, clergyman, of the city of Belleville, Harold Stibbards, clergyman, of the city of Brantford, Murray John Stanley Ford, clergyman, and Robert Alexander Mitchell, life underwriter, of the town of Dundas, Ernest Winston Lawson, business consultant, of the township of Etobicoke, Howard Sands Matthews, retired executive, of the city of Guelph, Dixon Alexander Burns, clergyman, Robert Edward Henderson, clergyman, and Harold Urban Trinier, clergyman, of the township of North York, John Henry Haines Root, farmer, of the township of Erin, James Kenneth Allaby, clergyman, Thomas William Kenneth Gillespie, clergyman,

Leland Andrew Gregory, clergyman, Mortimer Cleeve Hooper, one of Her Majesty's Counsel, Alexander Cecil Fyfe Hotson, retired civil servant, Philip Karpetz, clergyman, and Malcolm Fair Morden, clergyman, of the city of Toronto, all in the province of Ontario, together with such other persons, churches and associations of churches as may from time to time become members of the religious body hereby incorporated, are incorporated under the name of Baptist Convention of Ontario and Quebec, hereinafter called "the Corporation", for the purposes set out in this Act and for the purposes of administering the property and other temporal affairs of the Corporation.

Merger of Boards.

2. The Boards are hereby merged and amalgamated with the Corporation and are continued with the Corporation as one corporate body under the name of the Corporation.

Management.

Proviso.

3. The temporal affairs of the Corporation shall be managed and directed by an Assembly constituted in accordance with the by-laws of the Corporation: Provided that between meetings of the Assembly, the temporal affairs of the Corporation shall be managed and directed by a Council subject to and in accordance with the by-laws of the Corporation.

Head office.

4. The head office of the Corporation shall be in the city of Toronto, in the province of Ontario, or at such other place within Canada as the Corporation may determine by by-law from time to time.

Objects.

5. The objects of the Corporation shall be

(*a*) to promote, maintain, superintend and carry on, in accordance with the constitution, acts and rulings of the Corporation, any and all of the work of that body;

(*b*) to give expression to the opinions of its constituency upon moral, religious and ecclesiastical matters;

(*c*) to organize, establish, maintain and carry on missions, churches, places of worship, parsonages, residences, schools, hospitals, summer camps, conference properties, child care institutions, homes for the aged, rest homes, and agencies of all kinds for promoting, teaching, propagating and disseminating the faith and doctrine of its constituency and for training persons for the said purposes;

(*d*) to promote, organize, establish, maintain and carry on social service, welfare and guidance institutions and agencies;

(*e*) to establish, support, maintain and carry on offices, libraries, houses and agencies for printing, publishing and disseminating literature, newspapers, periodicals and works of religion, education, arts and science;

(*f*) to administer the property, business and other temporal affairs of the Corporation; and

(*g*) to promote the spiritual welfare of all the churches, mission fields and enterprises of the Corporation.

Property vested in Corporation.

6. All property, real and personal, belonging to or held in trust for or for the benefit of the Convention and the respective Boards or belonging to or held in trust for or for the benefit of any committee or other body, whether incorporated or unincorporated, created by or under the government or control of, or in connection with, the Convention or any of the Boards, shall be vested in the Corporation subject, however, to all such rights, obligations and liabilities with respect to any property so acquired as exist on the coming into force of this Act; and nothing in this section shall be deemed in any way to vary or otherwise affect any trust relating to such property.

Limitation.

Existing trusts continued.

7. Where, prior to the coming into force of this Act, any existing trust has been created or declared in any manner whatsoever for any special purpose or object having regard to the teaching, preaching or maintenance of any principles, doctrines or religious standards, or to the support, assistance or maintenance of any congregation, minister or charity, or to the furtherance of any charitable, educational, congregational or social purpose, in connection with the Convention, the respective Boards, or any committee or other body referred to in the preceding section, such trust shall continue to exist and to be performed as nearly as may be for the like purposes or objects in connection with the Corporation, and the Corporation shall perform and discharge all of the obligations and liabilities of the Convention, the respective Boards, and any committee or other body referred to in the preceding section, with respect to such trusts, and anything done in pursuance of this Act shall not be deemed to be a breach of any such trust but shall be deemed to be in compliance therewith and a performance thereof.

Establishment of departments and committees.

8. The Corporation may, by by-law or resolution of the Assembly, establish departments or committees of its members to hold, manage, deal with, dispose of or otherwise administer any of its property, funds, trusts, interests, institutions and religious or charitable schemes now or hereafter owned, founded or established, define and prescribe the constitution, powers, duties, officers and quorum of any such department or committee, and delegate to any of them such of its powers as it may deem expedient.

Powers.

Acquisition and disposal of property.

9. (1) The Corporation shall have power to

(*a*) acquire by purchase, lease, gift, devise or bequest, and hold, possess, retain and enjoy any real or personal property, or any estate or interest therein, either absolutely or in trust, and, subject always to the terms of any trust relating thereto, sell, convey, exchange, alienate, mortgage, hypothecate, lease or otherwise dispose of the same or any part thereof, and apply the proceeds of any such property for its purposes;

Grants to other religious bodies.

(*b*) give, grant, convey, lease or otherwise alienate any property, real or personal, to any individual, church, religious body, or organization or to any trustees, board, committee or governing body thereof, as it may deem expedient, in pursuance of any agreement or understanding with such church or religious body or organizaation for the purpose of co-operation in the prosecution of religious work;

Investment of funds.

R.S., c. 31; 1956, c. 28; 1957-58, c. 11; 1960-61, c. 13.

(*c*) lend money upon the security of real estate, and invest and re-invest any of its funds and moneys in any securities authorized for investment by insurance companies under the *Canadian and British Insurance Companies Act*, and for all purposes of any loan or investment it shall have all such rights and remedies for the collection, enforcement or repayment thereof as any individual or corporation would have by law in the premises;

Loans for building purposes.

(*d*) lend or give any of its property, funds or moneys for, or to assist in, the erection, renovation, improvement or maintenance of any building or buildings deemed necessary for any church, college, parsonage, school or hospital, or for any other religious, charitable, educational, congregational or social purpose, upon such terms and securities as it may deem expedient, and it shall have, in respect of any such loan, the rights and remedies mentioned in paragraph (*c*) above;

Borrowing powers.

(*e*) borrow money for its purposes upon its credit, and mortgage, hypothecate or pledge any of its property, real or personal, as security for any loan;

Negotiable instruments.

(*f*) make, accept, draw, endorse and execute bills of exchange, promissory notes and other negotiable instruments;

Annuities, etc.

(*g*) receive and accept for its own use as to the principal sum or corpus thereof any moneys or other personal property, subject to and in consideration of the payment of interest thereon or of any annuity in respect thereof;

By-laws.

(*h*) make such by-laws, rules or regulations as it may deem expedient for the exercise of any powers conferred by this Act, and amend or repeal any such by-laws, rules or regulations;

Boards, departments and committees.

(*i*) exercise the powers conferred by this Act, or any of them, by and through such departments, committees or other bodies as the Assembly or the Council acting within its jurisdiction under the provisions of the by-laws, rules and regulations may from time to time establish or appoint, and determine the method of appointment or election thereof, and define and prescribe the constitution, powers, duties, officers and quorum of such departments, committees or other bodies; and

Incidental powers.

(*j*) do all such lawful acts or things as are incidental to or as may be conducive to the carrying out of the terms and provisions of this Act and the objects of the Corporation.

Restriction.

(2) Nothing in this section shall be construed to authorize the Corporation to issue any note or bill payable to bearer thereof, or any promissory note intended to be circulated as money or as the note or bill of a bank, or to engage in the business of banking or insurance.

Debentures.

10. The Corporation, and any department or committee appointed by the Corporation or by the Council, having charge of any of the funds or property of the Corporation, may issue debentures in such denominations and upon such terms as it or they may deem expedient, under the hand or hands of such officer or officers as may be thereto authorized, and the seal of the Corporation, or the seal (if any) of such department or committee issuing the same, for any money borrowed under the authority of this Act; and the payment of such debentures and the interest

thereon may be secured by mortgage in favour of a trustee or trustees for the holders of such debentures upon any real estate under the control of the Corporation or of such department or committee.

Documents to be evidence.

11. Any copy of the by-laws, rules and regulations of the Corporation, or any amendments or alterations thereto, published in any Year Book issued under the direction or authority of the Corporation, and any copy of any by-law, rule, regulation or resolution of the Assembly or Council under the seal of the Corporation, and signed by the President or General Secretary of the Corporation, shall be evidence in all courts of the contents thereof.

Repeal.

12. Chapter 105 of the statutes of 1889 as amended from time to time is repealed.

First by-laws.

13. The by-laws of the Corporation, until amended or repealed at a general meeting of the Assembly, shall be the by-laws approved by the Annual Assembly of the Convention held in June, 1963, insofar as they are not contrary to law or to the provisions of this Act.

First officers and committees.

14. The officers of the Corporation, the members of the Council, and the members of each department and committee required to be elected by the Assembly, shall be the officers and members elected by the Annual Assembly of the Convention held in June, 1963, all of whom shall hold office until their successors are elected in accordance with the by-laws of the Corporation.

Coming into force.

15. This Act shall come into force on a day to be fixed by proclamation of the Governor in Council.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-19.

An Act to incorporate The Union of Slavic Churches of Evangelical Christians and Baptists of Canada.

Read a first time, Wednesday, 5th June, 1963.

Honourable Senator WILLIS.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28729–2

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-19.

An Act to incorporate The Union of Slavic Churches of Evangelical Christians and Baptists of Canada.

Preamble.

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Incorporation.

1. John Mark, clergyman, Alexander Bondarenko, clergyman, Peter Nesterenko, proprietor, and Alex Evdokimenko, packer, of the city of Toronto, in the province of Ontario, Jan Dovgalev, engineering technician, of the town of Oshawa, in the province of Ontario, Peter Kolibaiev, clergyman, of the city of Montreal, in the province of Quebec, and Paul Gnylycky, clergyman, of the city of Calgary, in the province of Alberta, together with such other persons as may from time to time become members of the corporation, are hereby incorporated under the name of The Union of Slavic Churches of Evangelical Christians and Baptists of Canada, hereinafter called "the Corporation". 10 15

Corporate name.

Directors.

2. The persons named in section 1 shall be the first directors of the Corporation. 20

Head office.

3. (1) The head office of the Corporation shall be in the city of Toronto, in the province of Ontario, or at such other place within Canada as the Corporation may determine by by-law from time to time.

Notice of change.

(2) Notice in writing shall be given to the Secretary of State by the Corporation of any change of the head office and such notice shall be published forthwith in the *Canada Gazette*. 25

Objects.

4. The objects of the Corporation shall be

(*a*) to promote, maintain, superintend and carry on, in accordance with the Christian faith, doctrines, constitution, acts and rulings of the Corporation, any or all of the work of that body; 5

(*b*) to advance and increase the diffusion of the Christian faith of the Corporation in all lawful ways;

(*c*) to promote, organize, establish, maintain, carry on, conduct and assist the Corporation in all 10 its branches and activities including missions, seminaries, schools, colleges, hospitals, dispensaries, parsonages, orphanages and homes for the aged, and any other institutions for religious, educational, congregational, social or 15 recreational purposes;

(*d*) to promote the erection and purchase of houses of worship and parsonages;

(*e*) to administer the property, business and other temporal affairs of the Corporation and its 20 congregations;

(*f*) to establish, support and maintain a publishing house for the purpose of printing and disseminating Gospel literature for the support of the doctrines and faith of the Corporation; and 25

(*g*) to promote generally the spiritual welfare of all the members, congregations and mission fields of the Corporation.

Power to make by-laws.

5. The Corporation may from time to time make by-laws, not contrary to law, for 30

(*a*) the administration, management and control of the property, business and other temporal affairs of the Corporation;

(*b*) the appointment, functions, duties and remuneration of all officers, agents and servants 35 of the Corporation;

(*c*) the appointment or deposition of an executive committee or any special committees or boards from time to time created for the purposes of the Corporation, and defining the powers of 40 such committees or boards;

(*d*) the calling of regular or special meetings of the Corporation or of the executive and other committees or boards thereof;

(*e*) fixing the quorum and the procedure to be 45 followed at all meetings referred to in the preceding paragraph;

(*f*) determining the qualifications of members of the Corporation;

(*g*) defining and applying the principles, doctrine, faith and religious standards of the Corporation; and

(*h*) generally carrying out the objects and purposes of the Corporation. 5

Executive committee.

6. Subject to and in accordance with the by-laws enacted by the Corporation under section 5, an executive committee consisting of such persons as the Corporation may from time to time elect or appoint thereto shall manage all the temporal affairs of the Corporation. 10

Incidental powers.

7. The Corporation may do all such lawful acts and things as are incidental or as may be conducive to the attainment of its objects.

Committees.

8. The Corporation may exercise all its powers by and through an executive committee or such boards or committees as may from time to time be elected or appointed by the Corporation for the management of its affairs. 15

Power to acquire and hold property.

9. (1) The Corporation may purchase, take, have, hold, receive, possess, retain and enjoy property, real and personal, corporeal and incorporeal, and any or every estate or interest whatsoever, given, granted, devised or bequeathed to it, or appropriated, purchased or acquired by it in any manner or way whatsoever, to, for or in favour of the uses or purposes of the Corporation, or to, for or in favour of any religious, educational, eleemosynary or other institution established or intended to be established or assisted by, under the management of, or in connection with the uses or purposes of the Corporation. 20 25

(2) The Corporation may also hold such real property or estate therein as is bona fide mortgaged to it by way of security, or conveyed to it in satisfaction of debts or judgments recovered. 30

Investment in and disposal of property.

10. Subject always to the terms of any trust relating thereto, the Corporation may also sell, convey, exchange, alienate, mortgage, lease or demise any real property held by the Corporation, whether by way of investment for the uses and purposes of the Corporation or not; and may also, from time to time, invest all or any of its funds or moneys, and all or any funds or moneys vested in or acquired by it for the uses and purposes aforesaid, in and upon any security by way of mortgage, hypothec or charge upon real property; and for the purpose of such investment may take, receive and accept mortgages or assign- 35 40

ments thereof, whether made and executed directly to the Corporation or to any corporation, body, company or person in trust for it; and may sell, grant, assign and transfer such mortgages or assignments either in whole or in part.

Application of mortmain laws.

11. In regard to any real property which, by reason of its situation or otherwise, is subject to the legislative authority of the Parliament of Canada, a licence in mortmain shall not be necessary for the exercise of the powers granted by this Act; but otherwise the exercise of the said powers shall in any province of Canada be subject to the laws of such province as to the acquisition and holding of lands by religious corporations, insofar as such laws apply to the Corporation.

Transfer of property held in trust.

12. Insofar as authorization by the Parliament of Canada is necessary, any person or corporation, in whose name any property, real or personal, is held, in trust or otherwise, for the uses and purposes of the Corporation, or any such person or corporation to whom any such property devolves, may, subject always to the terms and conditions of any trust relating to such property, transfer such property or any part thereof to the Corporation.

Execution of documents.

13. Any deed or other instrument relating to real property or to any interest therein shall, if executed within the jurisdiction of the Parliament of Canada, be deemed to be duly executed if there is affixed thereto the seal of the Corporation and there is thereon the signature of any officer of the Corporation duly authorized for such purpose.

Disposition of property by gift or loan.

14. The Corporation may make a gift of or lend any of its property, whether real or personal, for or to assist any other religious, charitable, educational, congregational, social or recreational institutions, having the same or similar objects and powers as the Corporation, upon such terms and conditions as it may deem expedient, including assistance in the erection or maintenance of any building or buildings of such institution.

Borrowing powers.

15. (1) The Corporation may, from time to time, for the purposes of the Corporation

(*a*) borrow money upon the credit of the Corporation;

(*b*) limit or increase the amount to be borrowed;

(*c*) make, draw, accept, endorse or become party to promissory notes and bills of exchange, and every such note or bill made, drawn, accepted or endorsed by the party thereto, authorized by the by-laws of the Corporation, and counter-

signed by the proper party thereto, authorized by the by-laws of the Corporation, shall be binding upon the Corporation and shall be presumed to have been made, drawn, accepted or endorsed with proper authority until the contrary is shown, and it shall not be necessary in any case to have the seal of the Corporation affixed to any such note or bill;

(*d*) mortgage, hypothecate or pledge any property of the Corporation, real or personal, to secure the repayment of any money borrowed for the purposes of the Corporation;

(*e*) issue bonds, debentures or other securities of the Corporation;

(*f*) pledge or sell such bonds, debentures or other securities for such sums and at any such prices as may be deemed expedient;

(*g*) acquire by gift or purchase, have, hold, receive, possess, retain and enjoy lands, tenements, hereditaments, rents, annuities, and other property, moveable and immoveable, real and personal, corporeal and incorporeal, and any land and every estate and interest whatsoever given, granted, devised or bequeathed to it, or appropriated, purchased or acquired by it in any manner or way whatsoever, to, for or in favour of the Corporation;

(*h*) adopt a corporate seal and change it at will; and

(*i*) do any and all other things as are incidental or conducive to the attainment of the objects for which the Corporation is established.

Limitation.

(2) Nothing in the preceding subsection shall be construed to authorize the Corporation to issue any note or bill payable to the bearer thereof, or any promissory note intended to be circulated as money or as the note or bill of a bank, or to engage in the business of banking or insurance.

Investment of funds.

16. The Corporation may invest and reinvest any of its funds

(*a*) in any bonds or debentures of any municipality or public school corporation or district in Canada, or in securities of or guaranteed by the Government of Canada or of any province thereof;

(*b*) in first mortgages on freehold property in Canada, and for such purposes may take mortgages or assignments thereof, whether such mortgages or assignments be made directly to the Corporation in its own corporate name or to some company or person in trust for it, and may sell or assign the same; and

(*c*) in any securities in which life insurance companies are authorized from time to time by the Parliament of Canada to invest funds, subject to the limitation on investments in stocks, bonds and debentures set out in the *Canadian and British Insurance Companies Act.*

R.S., c. 31; 1956, c. 28; 1957-58, c. 11; 1960-61, c. 13.

5

Jurisdiction.

17. The Corporation may exercise its functions throughout Canada.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-20.

An Act respecting General Mortgage Service Corporation of Canada.

Read a first time, Wednesday, 12th June, 1963.

Honourable Senator THORVALDSON.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28749-0

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-20.

An Act respecting General Mortgage Service Corporation of Canada.

Preamble. 1960-61, c. 78.

WHEREAS General Mortgage Service Corporation of Canada, hereinafter called "the Corporation", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Amendment.

1. Chapter 78 of the statutes of 1960-61 is amended by adding thereto, immediately after section 1 thereof, the following sections:

Name in French.

"**1A.** The Corporation may use, in the transaction of its business, either the name General Mortgage Service Corporation of Canada or the name Compagnie Générale Mortgage Service du Canada, in either of which names it may sue or be sued, and any transaction, contract or obligation heretofore or hereafter entered into or incurred by the Corporation in either of the said names shall be valid and binding on the Corporation."

Existing rights saved.

"**1B.** Nothing contained in section 1A of this Act shall in any way impair, alter or affect the rights or liabilities of the Corporation, except as therein expressly provided, nor in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Corporation, which, notwithstanding the provisions of section 1A of this Act, may be prosecuted, continued, completed and enforced as if this Act had not been passed."

Explanatory Notes.

The purpose of clause 1 of the bill is to add a French version to the name of the Corporation.

Amendment.

2. Chapter 78 of the statutes of 1960-61 is further amended by adding thereto, immediately after section 9 thereof, the following sections:

Power of interim investment.

"**9A.** All moneys received by the Corporation for the purposes of Mortgage Fund A, until invested in the manner provided in section 8 of this Act, and all moneys received by the Corporation for the purposes of Mortgage Fund B, until invested in the manner provided in section 9 of this Act, may be invested in the bonds, debentures or other securities of, or guaranteed by, the government of Canada or the government of any province of Canada, or in any loans fully secured by such bonds, debentures or other securities."

Power to pledge bonds to banks.

"**9B.** Notwithstanding anything contained or expressed in this Act, the Corporation may issue Series A Mortgage Bonds or Series B Mortgage Bonds to chartered banks in Canada by way of pledge as security for money borrowed: Provided that in no event shall the principal amount of the bonds so issued exceed the moneys borrowed on the security thereof."

Proviso.

Moneys received through pledge of bonds.

"**9C.** All moneys received as a consequence of the issue of Series A Mortgage Bonds or Series B Mortgage Bonds by way of pledge shall, for the purposes of subsection (2) of section 8 and subsection (2) of section 9 of this Act, be deemed to be moneys received from the sale of such bonds."

Pledgee deemed to be a holder.

"**9D.** Any bank to which a Series A Mortgage Bond or a Series B Mortgage Bond is pledged shall be deemed to be the holder thereof for the purposes of subsection (3) of section 8 and subsection (4) of section 9, as the case may be, of this Act."

Power to redeem bonds pledged.

"**9E.** The directors may withdraw from Mortgage Fund A such amounts as may be required from time to time to repay moneys borrowed on the security of Series A Mortgage Bonds issued by way of pledge and may withdraw from Mortgage Fund B such amounts as may be required, from time to time, to repay moneys borrowed on the security of Series B Mortgage Bonds issued by way of pledge."

The purpose of proposed new section 9A is to give the Corporation express powers of interim investment of funds received for the purpose of investment in mortgages.

The purpose of proposed new section 9B is to give the Corporation power to issue bonds by way of pledge to chartered banks in Canada.

The purpose of proposed new section 9C is to give moneys received by a pledge of bonds the same legal status as moneys received by a sale of bonds.

The purpose of proposed new section 9D is to give the holder of a bond by way of pledge the same legal status as a holder of a bond by way of purchase.

The purpose of proposed new section 9E is to authorize the directors to use moneys in Mortgage Fund A to redeem Series A Mortgage Bonds issued by way of pledge, and to authorize the directors to use moneys in Mortgage Fund B to redeem Series B Mortgage Bonds issued by way of pledge.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-21.

An Act to incorporate Ukrainian Canadian Foundation of Taras Shevchenko.

Read a first time, Tuesday, 18th June, 1963.

Honourable Senator HNATYSHYN.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28985–0

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-21.

An Act to incorporate Ukrainian Canadian Foundation of Taras Shevchenko.

Preamble.

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Definitions.

"Ukrainian Canadian Committee".

1. In this Act,

(*a*) "Ukrainian Canadian Committee" means the committee established in November, 1940, consisting of representatives of the Ukrainian Catholic Brotherhood of Canada, Ukrainian Self Reliance League, Ukrainian National Federation, United Hetman Organization, and Association of Ukrainian Organizations, and of representatives of all other organizations that have joined the Ukrainian Canadian Committee since that time; 10 15

"Praesidium".

(*b*) "Praesidium" means the executive of the Ukrainian Canadian Committee;

"Ukrainian culture".

(*c*) "Ukrainian culture" means the culture of the Ukrainian people in the fields of letters, fine arts, literature and science; 20

"organization".

(*d*) "organization" includes a person, an incorporated or unincorporated body, a committee or any other institution; and 25

"income".

(*e*) "income" means "realized income".

Incorporation.

2. Monsignor Wasyl Kushnir, clergyman, John Hnat Syrnick, editor, Wladimir Kossar, insurance agent, Ivan Iwanchuk, clerk, John George Karasevich, barrister-at-law, William John Sarchuk, teacher, George Hwozdulych, 30

merchant, Peter Bashuk, organizer, Natalia Bashuk, housewife, Daniel Lobay, editor, Roman Bryk, sales manager, Harry Kuksa, merchant, Michæl Marunchak, social worker, Theodore Mychaliwsky, merchant, Peter Oleinicki, painter, Cornelius Prodan, esquire, Serhij Radchuk, barrister-at-law, Semen Romaniw, manager, and Luka Standret, clergyman, all of the city of Winnipeg, in the province of Manitoba, and all at present members of the Præsidium, together with such other persons as may become members of the Præsidium, are incorporated under the name of Ukrainian Canadian Foundation of Taras Shevchenko, hereinafter called "the Foundation", for the purposes set out in this Act and, in particular, for administering and controlling the activities of the Foundation.

Corporate name.

Head office.

3. (1) The head office of the Foundation shall be in the city of Winnipeg, in the province of Manitoba, or at such other place as may be decided upon by the Foundation.

Notice of change.

(2) Notice in writing shall be given to the Secretary of State by the Foundation of any change in the head office and such notice shall be published forthwith in the *Canada Gazette*.

Objects.

4. The objects of the Foundation shall be

(*a*) to receive donations, contributions and legacies from donors and to invest such receipts in accordance with the provisions of this Act; and

(*b*) to use the income from such investments for the purpose of promoting and advancing the Ukrainian culture in Canada.

Management.

5. The affairs of the Foundation shall be managed by a Board of Directors, hereinafter called "the Board", composed of seven members appointed by the unanimous agreement of the members of the Praesidium. Each member shall be appointed for a term of three years: Provided that the first members of the Board shall be appointed as follows, two members for a term of one year each, two members for a term of two years each, and three members for a term of three years each. Each retiring member of the Board shall be eligible for re-appointment and shall hold office until his successor is appointed.

Proviso.

Meeting of Board.

6. The members of the Board shall meet at least once each year and from among themselves shall elect a chairman, a vice-chairman and a secretary-treasurer.

Board of Auditors.

7. A Board of Auditors composed of five members shall be appointed by the Praesidium to audit the affairs of the Foundation. Each member of such Board shall hold office for a period of three years. Each retiring member shall be eligible for re-appointment and shall hold office until his successor is appointed.

Provisional members of Board.

8. The seven executive officers of the Praesidium shall constitute the provisional members of the Board, shall have the same powers as duly appointed members of the Board, shall hold office for a period of not more than six months and shall not be eligible for re-appointment.

Appointment of Board members.

9. Should the Ukrainian Canadian Committee decide to discontinue its operation, the manner of appointment of the members of the Board of Directors and of the Board of Auditors shall be determined at the last meeting of the Praesidium, by agreement among the Praesidium, the President of the Ukrainian Catholic Episcopal Corporation of Manitoba and the Ukrainian Greek Orthodox Church of Canada.

Distribution of income.

10. The Board is empowered to

(*a*) use or grant to other organizations such portion of the income of the Foundation as the Board may deem proper for the preservation, fostering, promotion and advancement of the Ukrainian culture in Canada, with the stipulation that any organization which receives such a contribution from the Foundation may not use any portion of such receipts for its administrative, operational or organizational expenses; and

(*b*) grant to individuals scholarships, fellowships and bursaries for the preservation, fostering, promotion and advancement of Ukrainian culture in Canada.

Audit.

11. The Board shall cause an audit to be made by a chartered accountant, at least once a year, of the receipts and disbursements of the Foundation and of each separate donation thereto, and shall cause to be published in such publication as the Board may decide upon a complete financial statement together with the auditor's certificate. In addition, the Board shall cause to be published the names and addresses of all the donors from the date of the inception of the Foundation to the end of the last fiscal year prior to such publication.

Power to make by-laws.

12. The Board may make by-laws for carrying out the objects and purposes of the Foundation; and, in particular, without limiting the generality of the foregoing,

may make by-laws concerning the fixing of the fiscal year, the election of officers, the management and control of property, the fixing of dates of annual meetings, the establishment of quorums at meetings of the Board and of the Board of Auditors, and the fixing of terms for the audit and distribution of the income of the Foundation.

Trust companies, etc.

13. The Foundation is empowered to entrust such trust companies, institutions or agencies as in the opinion of the Board are acceptable, with the custody and management of all or any portion of the property received by the Foundation from time to time.

Appointment of officers, etc.

14. The Board may appoint such officers and engage such employees at such salaries or for such remuneration as the Board may deem proper, and may incur such expenditures, incidental to the conduct of the affairs of the Foundation and for the carrying out of its objects, as to the Board may appear requisite.

Transfers of property.

15. All transfers, documents, assignments or conveyances of property by the Foundation shall be executed by and on behalf of the Foundation in such a manner as the Board may prescribe from time to time.

Power to acquire and hold property.

16. The Foundation may purchase, take, have, hold, receive, possess, retain and enjoy property, both real and personal, and any or every estate or interest whatsoever, given, granted, devised or bequeathed to it or appropriated, purchased or acquired by it in any manner or way whatsoever. The Foundation may also hold such real and personal property or estate therein as is bona fide mortgaged to it by way of security or conveyed to it in satisfaction of debts or judgments recovered.

Investment in and disposal of property.

17. Subject always to the terms of any trust relating thereto or subject to the express terms of the donor making a donation, the Foundation may convert, sell, convey, exchange, alienate, mortgage, lease or demise any real property held by the Foundation, whether by way of investment for the uses and purposes of the Foundation or not; and may also, from time to time, invest all or any of its funds or moneys vested in or acquired by it for the uses and purposes aforesaid, in and upon any security by way of mortgage or charge upon real property; and for the purposes of such investment may take, receive and accept mortgages or assignments thereof, whether made and executed directly to the Foundation or to any corporation, body, company or person in trust for it; and may sell, grant, assign and transfer such mortgages or assignments either in whole or in part.

Investment of funds.

18. In the absence of any direction by a donor to the contrary, the Foundation may invest and reinvest any of its funds

(*a*) in any bonds or debentures of any municipality or public school corporation or district in Canada, or in securities of or guaranteed by the Government of Canada or of any province thereof; or

(*b*) in any securities in which life insurance companies are authorized from time to time by the Parliament of Canada to invest funds, subject to the limitations on investments in stocks, bonds and debentures and real estate mortgages set out in the *Canadian and British Insurance Companies Act.*

R.S., c. 31; 1956, c. 58; 1957-58, c. 11; 1960-61, c. 13.

Application of mortmain laws.

19. In regard to any real property which, by reason of its situation or otherwise, is subject to the legislative authority of the Parliament of Canada, a licence in mortmain shall not be necessary for the exercise of the powers granted by this Act; but otherwise the exercise of the said powers shall in any province of Canada be subject to the laws of such province.

Incidental powers.

20. The Foundation may do all such lawful acts and things as are incidental or as may be conducive to the attainment of its objects.

Jurisdiction.

21. The Foundation may exercise its functions throughout Canada.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-22.

An Act to incorporate Fidelity Mortgage and Savings Corporation.

Read a first time, Tuesday, 18th June, 1963.

Honourable Senator TAYLOR (*Norfolk*).

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28973-6

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-22.

An Act to incorporate Fidelity Mortgage and Savings Corporation.

Preamble.

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Incorporation.

Corporate name.

1. Sam Foster Ross, solicitor, of the town of Dundas, Cecil William Robinson, solicitor, of the city of Hamilton, and Alan Thomas Marshall, solicitor, John Edward Charles Robinson, solicitor, and Hugh Strathearn Hendrie, executive, of the town of Burlington, all in the province of Ontario, together with such persons as become shareholders in the company, are incorporated under the name of Fidelity Mortgage and Savings Corporation, and, in French, Compagnie d'Hypothèque et d'Epargne Fidélité, hereinafter called "the Company".

Provisional directors.

2. The persons named in section 1 shall be the provisional directors of the Company.

Capital stock.

3. The capital stock of the Company shall be one million dollars, which may be increased to five million dollars.

Amount to be subscribed before general meeting.

4. The amount to be subscribed before the provisional directors may call a general meeting of the shareholders shall be five hundred thousand dollars.

Amount to be subscribed and paid before commencement of business.

5. The Company shall not commence business until five hundred thousand dollars of the capital stock has been subscribed and two hundred thousand dollars paid thereon.

Head office.

6. The head office of the Company shall be in the city of Hamilton, in the province of Ontario.

Powers and limitations. R.S., c. 170; 1952-53, c. 5; 1958, c. 35; 1960-61, c. 51.

7. The Company has all the powers, privileges and immunities conferred by, and is subject to all the limitations, liabilities and provisions of, the *Loan Companies Act*. 5

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-23.

An Act respecting The Canada Board of American Missions of The United Lutheran Church in America.

Read a first time, Tuesday, 25th June, 1963.

Honourable Senator BLOIS.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29035–3

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-23.

An Act respecting The Canada Board of American Missions of The United Lutheran Church in America.

Preamble. 1939, c. 62.

WHEREAS The Canada Board of American Missions of The United Lutheran Church in America, hereinafter called "the Corporation", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Change of name.

Existing rights saved.

1. The name of the Corporation is hereby changed to The Canada Board of American Missions of the Lutheran Church in America, but such change in name shall not in any way impair, alter or affect the rights or liabilities of the Corporation, or in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Corporation, which, notwithstanding such change in the name of the Corporation, may be prosecuted, continued, completed and enforced as if this Act had not been passed, and any suit or legal proceeding that might have been commenced or continued by or against the Corporation under its former name may be commenced or continued by or against it under its new name. 10 15 20

Reference to "American Corporation".

2. Any reference in chapter 62 of the statutes of 1939 to the "American Corporation" shall be deemed to be a reference to The Board of American Missions of the Lutheran Church in America, a body duly incorporated under the laws of the state of Minnesota, one of the United States of America, with offices at present in the city of Chicago, in the state of Illinois. 25

Explanatory Notes.

The Board of American Missions of The United Lutheran Church in America, being the "American Corporation" referred to in chapter 62 of the statutes of 1939, has changed its name to The Board of American Missions of the Lutheran Church in America, and has changed its head office from Philadelphia to Chicago.

This being so, it has become necessary to make a consequential change in the name of The Canada Board. This is accomplished by clause 1 of the bill.

Clause 2 of the bill simply makes it clear that the expression "American Corporation" in chapter 62 of the statutes of 1939 means the Board under its new name.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-24.

An Act respecting The Evangelical Lutheran Synod of Canada.

Read a first time, Tuesday, 25th June, 1963.

Honourable Senator BLOIS.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29039–5

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-24.

An Act respecting The Evangelical Lutheran Synod of Canada.

Preamble. 1885, c. 32.

WHEREAS The Evangelical Lutheran Synod of Canada, hereinafter called "the Corporation", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Change of name.

Existing rights saved.

1. The name of the Corporation is hereby changed to Eastern Canada Synod of the Lutheran Church in America, but such change in name shall not in any way impair, alter or affect the rights or liabilities of the Corporation, or in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Corporation, which, notwithstanding such change in the name of the Corporation, may be prosecuted, continued, completed and enforced as if this Act had not been passed, and any suit or legal proceeding that might have been commenced or continued by or against the Corporation under its former name may be commenced or continued by or against it under its new name. 10 15 20

Territorial jurisdiction.

2. The Corporation may exercise the rights and powers conferred upon it by this Act in the provinces of Newfoundland, Prince Edward Island, Nova Scotia, New Brunswick, Quebec and that part of the province of Ontario lying east of the 88th meridian of longitude. 25

Explanatory Notes.

The purpose of this bill is to give effect to an Agreement of Consolidation, effective as of July 1st, 1962, whereby four large branches of the Lutheran Church in the United States and Canada, namely, American Evangelical Lutheran Church, the Augustana Evangelical Lutheran Church, the Finnish Evangelical Lutheran Church of America and the United Lutheran Church in America agreed to consolidate under the name of Lutheran Church in America.

Under the terms of consolidation, this Synod is to be known as Eastern Canada Synod of the Lutheran Church in America, and the territorial jurisdiction is to be limited as set forth in clause 2.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-25.

An Act respecting The Board of Trade of Metropolitan Toronto.

Read a first time, Tuesday, 25th June, 1963.

Honourable Senator WILLIS.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28994–2

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-25.

An Act respecting The Board of Trade of Metropolitan Toronto.

Preamble. 1932–33, c. 68; 1958, c. 57.

WHEREAS The Board of Trade of Metropolitan Toronto, hereinafter called "the Corporation", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Repeal.

1. Subsection (2) of section 5 of chapter 68 of the statutes of 1932–33 is repealed and the following substituted therefor:

Power to hold property.

"(2) The Corporation shall have power to purchase or otherwise take or receive, hold and enjoy any estate whatsoever, real or personal, as it may deem necessary for attaining the objects for which the Corporation is constituted, and to alienate, sell, convey, lease or otherwise dispose of the same or any part thereof from time to time, and as occasion may require, and to acquire other estate, real or personal, in addition to or in place thereof."

Explanatory Note.

The sole purpose of this bill is to remove the limitations on the powers of the Corporation with respect to the holding of real property as contained in subsection (2) of section 5 of chapter 68 of the statutes of 1932–33, which reads as follows:—

> "**5.** (2) The Corporation shall have power to purchase or otherwise take or receive, hold and enjoy any estate whatsoever, real or personal, and to alienate, sell, convey, lease or otherwise dispose of the same or any part thereof from time to time, and as occasion may require, and to acquire other estate, real or personal, in addition to or in place thereof. Provided always that the Corporation shall not have power to hold lands to a greater value in the whole than seven hundred and fifty thousand dollars."

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-26.

An Act respecting Co-operative Fire and Casualty Company.

Read a first time, Tuesday, 25th June, 1963.

Honourable Senator CAMERON.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

28745-8

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-26.

An Act respecting Co-operative Fire and Casualty Company.

Preamble. 1951 (1st Sess.), c. 68; 1959, c. 59.

WHEREAS Co-operative Fire and Casualty Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Short title.

1. This Act may be cited as the *Co-operative Fire and Casualty Company Act, 1963.*

Corporate existence continued.

2. (1) The Company is hereby converted into a joint stock company, hereinafter called "the converted Company", and is continued as a body corporate under the same name with all the rights, powers and privileges hereinafter set forth, is vested with all the property and rights of the Company and is liable for all the debts and obligations of the Company.

Composition of converted Company.

(2) The converted Company shall be composed of the contributors listed in the Schedule to this Act, together with such other persons as may become shareholders in the converted Company: Provided that every policyholder in the Company as at the date on which this Act comes into force shall continue to have one vote at all meetings of the converted Company until his policy expires, or where he is the holder of more than one policy in the Company as at such date, until all such policies expire.

Proviso.

Capital stock.

3. The capital stock of the converted Company shall be two million dollars, which may be increased to five million dollars, divided into shares of one hundred dollars each.

Explanatory Notes.

The purpose of this Act is to convert the Company from a mutual to a joint stock company. The present contributors to the guarantee fund of the Company, being members of the Co-operative movement across Canada, will be given the opportunity to convert their contributions into shares of the capital stock of the Company. The resulting shareholders will have exclusive voting rights after the expiry date of existing policies, but surpluses may continue to be paid to policyholders as before.

Conversion to capital stock.

4. (1) All sums contributed to the Company in cash or paid to the Company under guarantees and listed in the Schedule to this Act are hereby converted into capital stock of the converted Company, and the converted Company shall issue paid-up shares of the said capital stock at par value to each contributor so listed in the amount shown opposite the name of such contributor in the said Schedule.

(2) Upon the request of a contributor, any sum contributed to the Company in cash or paid to the Company under guarantee by such contributor, and not previously repaid to such contributor or converted into capital stock, other than residual sums under one hundred dollars, shall be converted into capital stock of the converted Company, and the converted Company shall issue paid-up shares of the said capital stock at par value to such contributor in the amount of the sum converted.

(3) Upon the conversion into capital stock of the converted Company of a sum contributed to the Company in cash or paid to the Company under guarantee by a contributor, and upon the issuance to the contributor of paid-up shares of the said capital stock at par value, the liability of the converted Company to refund such sum to the contributor shall terminate.

(4) Any sum contributed to the Company in cash or paid to the Company under guarantee by a contributor, and not previously repaid to such contributor or converted into capital stock, may be repaid out of accumulated surpluses in whole or in part as the directors may from time to time determine, and until repaid or converted into capital stock the directors may pay interest thereon at such a rate as the directors may from time to time determine: Provided that such rate shall not exceed six per cent per annum.

(5) No repayment of any sum contributed to the Company in cash or paid to the Company under guarantee by a contributor and no payment of interest as aforesaid shall be made at any time where the effect thereof would be to reduce the assets of the converted Company below the minimum required by the provisions of the *Canadian and British Insurance Companies Act.*

R.S., c. 31; 1956, c. 28; 1957-58, c. 11; 1960-61, c. 13.

(6) Until such time as all sums contributed to the Company in cash or paid to the Company under guarantees by contributors have been fully repaid or converted as hereinbefore provided, the converted Company shall indicate in all published financial statements and in its annual statement filed under the provisions of the *Canadian and British Insurance Companies Act,* the amount thereof not repaid or converted, and that such amount is a liability of the converted Company.

R.S., c. 31; 1956, c. 28; 1957-58, c. 11; 1960-61, c. 13.

Head office.

5. The head office of the converted Company shall be in the city of Regina, in the province of Saskatchewan.

Classes of insurance authorized.

6. The converted Company may make or continue to make contracts of insurance in any one or more of the following classes of insurance:

(*a*) accident insurance;
(*b*) aircraft insurance;
(*c*) automobile insurance;
(*d*) boiler insurance;
(*e*) credit insurance;
(*f*) earthquake insurance;
(*g*) explosion insurance;
(*h*) falling aircraft insurance;
(*i*) fire insurance;
(*j*) forgery insurance;
(*k*) guarantee insurance;
(*l*) hail insurance;
(*m*) impact by vehicles insurance;
(*n*) inland transportation insurance;
(*o*) livestock insurance;
(*p*) marine insurance;
(*q*) personal property insurance;
(*r*) plate glass insurance;
(*s*) real property insurance;
(*t*) sickness insurance;
(*u*) sprinkler leakage insurance;
(*v*) theft insurance;
(*w*) water damage insurance;
(*x*) weather insurance; and
(*y*) windstorm insurance.

Directors.

7. (1) At any general meeting the converted Company may by by-law change, or authorize the board of directors to change from time to time, the number of directors, but the board shall at all times consist of not less than nine nor more than twenty-one directors, and in the event of any increase in the number of directors having been made by the directors, the vacancy, or vacancies, in the board thereby created may be filled by the directors from among the qualified shareholders to hold office until the next annual meeting.

(2) The converted Company may by by-law provide that all of the directors shall be elected for one, two or three years, and if the by-law provides for a term of two or three years, it may also provide that the term

of office of each director shall be for the whole of that term, or that, as nearly as may be, one-half of the directors shall retire each year if the term is two years, and, as nearly as may be, one-third of the directors shall retire each year if the term is three years; but a director who has completed his term of office shall be eligible for re-election.

Distributions to policy-holders.

8. The directors may from time to time, out of the earnings of the converted Company, distribute equitably to the holders of policies issued by the Company or by the converted Company such sums as in the judgment of the directors are proper and justifiable.

R.S., c. 31; 1956, c. 28; 1957-58, c. 11; 1960-61, c. 13.

9. The provisions of the *Canadian and British Insurance Companies Act* shall apply to the converted Company except as otherwise provided in section 7 of this Act.

By-laws continue.

10. (1) Except insofar as they may be inconsistent with the provisions of this Act, the by-laws by which the Company is governed as at the date on which this Act comes into force shall continue in effect until amended or repealed.

Directors continue.

(2) The directors of the Company holding office as at the date on which this Act comes into force shall continue in office with their then existing qualifications until the first general meeting of the converted Company following the said date.

Repeal.

11. Chapter 68 of the statutes of 1951 (First Session) and chapter 59 of the statutes of 1959 are repealed.

Coming into force.

12. This Act shall come into force on a date to be specified by the Superintendent of Insurance in a notice in the *Canada Gazette*, and such notice shall not be given until this Act has been approved by a resolution adopted by at least two-thirds of the votes of the members of the Company present or represented by proxy at a meeting duly called for that purpose, nor until the Superintendent of Insurance has been satisfied by such evidence as he may require that such approval has been given.

SCHEDULE.

Alberta Livestock Co-operative Limited, Edmonton, Alberta	$ 1,000.00
Alberta Poultry Marketers Co-operative Limited, Edmonton, Alberta	8,000.00
Alberta Wheat Pool, Calgary, Alberta	100,000.00
British Columbia Co-operative Wholesale Society, Burnaby, British Columbia	12,600.00
Central Alberta Dairy Pool, Red Deer, Alberta	6,000.00
Co-operative Credit Society of Manitoba Limited, St. Boniface, Manitoba	2,000.00
Co-op Vegetable Oils Ltd., Altona, Manitoba	7,200.00
Federated Co-operatives Limited, Saskatoon, Saskatchewan	280,900.00
Interprovincial Co-operatives Limited, Winnipeg, Manitoba	3,000.00
La Federation des Caisses Populaires Acadiennes Limitee, Caraquet, New Brunswick	25,000.00
Manitoba Dairy & Poultry Co-operative Ltd., Winnipeg, Manitoba	17,100.00
Manitoba Pool Elevators, Winnipeg, Manitoba	50,000.00
Maritime Co-operative Services Ltd., Moncton, New Brunswick	100,000.00
Northern Alberta Dairy Pool Ltd., Edmonton, Alberta	37,000.00
Nova Scotia Credit Union League, Antigonish, Nova Scotia	50,000.00
Saskatchewan Wheat Pool, Regina, Saskatchewan	135,000.00
The Canadian Co-operative Implements Limited, Winnipeg, Manitoba	27,400.00
United Farmers of Alberta Co-operative Limited, Calgary, Alberta	57,500.00
TOTAL	$ 919,700.00

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-27.

An Act to incorporate Kinross Mortgage Corporation.

Read a first time, Tuesday, 25th June, 1963.

Honourable Senator CONNOLLY
(*Ottawa West*).

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29051–0

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-27.

An Act to incorporate Kinross Mortgage Corporation.

Preamble.

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Incorporation.

Corporate name.

1. Gordon Peter Campbell, solicitor, J. Grant Glassco, executive, John G. Hungerford, executive, Allan Graydon, solicitor, and Alexander John MacIntosh, solicitor, all of the city of Toronto, in the province of Ontario, 10 together with such persons as become shareholders in the company, are incorporated under the name of Kinross Mortgage Corporation, hereinafter called "the Company".

Provisional directors.

2. The persons named in section 1 shall be the provisional directors of the Company. 15

Capital stock.

3. The capital stock of the Company shall be ten million dollars, which may be increased to twenty million dollars.

Amount to be subscribed before general meeting.

4. The amount to be subscribed before the provisional directors may call a general meeting of the 20 shareholders shall be five hundred thousand dollars.

Amount to be subscribed and paid before commencement of business.

5. The Company shall not commence business until one million dollars of the capital stock has been subscribed and five hundred thousand dollars paid thereon.

Head office.

6. The head office of the Company shall be in the city of Toronto, in the province of Ontario.

Powers and limitations. R.S., c. 170; 1952-53, c. 5; 1958, c. 35; 1960-61, c. 51.

7. The Company has all the powers, privileges and immunities conferred by, and is subject to all the limitations, liabilities and provisions of, the *Loan Companies Act*. 5

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-28.

An Act to incorporate Allstate Life Insurance Company of Canada.

Read a first time, Wednesday, 26th June, 1963.

Honourable Senator THORVALDSON.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29055–1

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-28.

An Act to incorporate Allstate Life Insurance Company of Canada.

Preamble.

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Incorporation.

Corporate name.

1. John Atkinson, insurance executive, Edgar Gordon Burton, merchant, James Wilson Button, merchant, Gordon McCalla Graham, merchant, John James Illingworth, insurance executive, and Norman Currie Urquhart, 10 financier, all of the city of Toronto, in the province of Ontario, together with such persons as become shareholders in the company, are incorporated under the name of Allstate Life Insurance Company of Canada, hereinafter called "the Company". 15

Provisional directors.

2. The persons named in section 1 shall be the provisional directors of the Company.

Capital stock.

3. The capital stock of the Company shall be one million dollars, which may be increased to three million dollars. 20

Amount to be subscribed before general meeting.

4. The amount to be subscribed before the general meeting for the election of directors is called shall be five hundred thousand dollars.

Amount to be subscribed and paid before commencement of business.

5. The Company shall not commence any business of insurance until at least five hundred thousand dollars of 25 its capital stock has been bona fide subscribed and at least that amount paid thereon, together with a contribution to surplus of five hundred thousand dollars.

Head office.

6. The head office of the Company shall be in the city of Toronto, in the province of Ontario.

Classes of insurance authorized.

7. The Company may undertake, transact and make contracts of insurance in any one or more of the following classes of insurance: 5

(*a*) life insurance;
(*b*) personal accident insurance; and
(*c*) sickness insurance.

R.S., c. 31; 1956, c. 28; 1957-58, c. 11; 1960-61, c. 13.

8. The *Canadian and British Insurance Companies Act* shall apply to the Company. 10

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-29.

An Act respecting The Sovereign Life Assurance Company of Canada.

Read a first time, Wednesday, 26th June, 1963.

Honourable Senator THORVALDSON.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29047–8

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-29.

An Act respecting The Sovereign Life Assurance Company of Canada.

Preamble. 1902, c. 102.

WHEREAS The Sovereign Life Assurance Company of Canada, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Name in French.

1. The Company may use, in the transaction of its business, either the name The Sovereign Life Assurance Company of Canada or the name La Souveraine, Compagnie d'Assurance-Vie du Canada, or both of such names, as and when it so elects. It may sue or be sued in either or both of such names, and any transaction, contract or obligation heretofore or hereafter entered into or incurred by the Company in either or both of the said names shall be valid and binding on the Company. 10 15

Existing rights saved.

2. Nothing contained in section 1 of this Act shall in any way impair, alter or affect the rights or liabilities of the Company, except as therein expressly provided, or in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Company, which, notwithstanding the provisions of section 1 of this Act, may be prosecuted, continued, completed and enforced as if this Act had not been passed. 20

Explanatory Note.

The sole purpose of this bill is to add a French version to the name of The Sovereign Life Assurance Company of Canada.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963

THE SENATE OF CANADA

BILL S-30.

An Act respecting The Monarch Life Assurance Company.

Read a first time, Tuesday, 9th July, 1963.

Honourable Senator HAIG.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29100–5

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-30.

An Act respecting The Monarch Life Assurance Company.

Preamble. 1904, c. 96.

WHEREAS The Monarch Life Assurance Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Name in French.

1. The Company may use, in the transaction of its business, either the name The Monarch Life Assurance Company or the name La Monarch, Compagnie d'Assurance-Vie, or both of such names, as and when it so elects. It may sue or be sued in either or both of such names, and any transaction, contract or obligation heretofore or hereafter entered into or incurred by the Company in either or both of the said names shall be valid and binding on the Company. 10 15

Existing rights saved.

2. Nothing contained in section 1 of this Act shall in any way impair, alter or affect the rights or liabilities of the Company, except as therein expressly provided, or in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Company, which, notwithstanding the provisions of section 1 of this Act, may be prosecuted, continued, completed and enforced as if this Act had not been passed. 20

Explanatory Note.

The sole purpose of this bill is to add a French version to the name of The Monarch Life Assurance Company.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-31.

An Act respecting The Canadian Manufacturers' Association.

Read a first time, Wednesday, 10th July, 1963.

Honourable Senator BOUFFARD.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29096–5

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-31.

An Act respecting The Canadian Manufacturers' Association.

Preamble. 1902, c. 48.

WHEREAS The Canadian Manufacturers' Association, hereinafter called "the Association", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Name in French.

1. The Association may use, in the transaction of its business, either the name The Canadian Manufacturers' Association or the name L'Association des manufacturiers canadiens, or both of such names, as and when it so elects. It may sue or be sued in either or both of such names, and any transaction, contract or obligation heretofore or hereafter entered into or incurred by the Association in either or both of the said names shall be valid and binding on the Association.

Existing rights saved.

2. Nothing contained in section 1 of this Act shall in any way impair, alter or affect the rights or liabilities of the Association, except as therein expressly provided, or in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Association, which, notwithstanding the provisions of section 1 of this Act, may be prosecuted, continued, completed and enforced as if this Act had not been passed.

Explanatory Note.

The sole purpose of this bill is to add a French version to the name of The Canadian Manufacturers' Association.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-32.

An Act to amend the Marriage and Divorce Act.

Read a first time, Tuesday, 16th July, 1963.

Honourable Senator POULIOT.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29270–6

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-32.

An Act to amend the Marriage and Divorce Act.

R.S., c. 176.

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

1. The *Marriage and Divorce Act* is amended by adding, immediately after section 1 thereof, the following section:— 5

"**1A.** Married women shall have the same rights as unmarried women for the sale and alienation of immoveable property."

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-33.

An Act respecting The Canada Accident and Fire Assurance Company.

Read a first time, Wednesday, 17th July, 1963.

Honourable Senator GOUIN.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29092–4

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-33.

An Act respecting The Canada Accident and Fire Assurance Company.

Preamble. 1887, c. 106; 1899, c. 98; 1919, c. 94.

WHEREAS The Canada Accident and Fire Assurance Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Name in French.

1. The Company may use, in the transaction of its business, either the name The Canada Accident and Fire Assurance Company or the name La Compagnie d'Assurance du Canada contre les Accidents et l'Incendie, or both of such names, as and when it so elects. It may sue or be sued in either or both of such names, and any transaction, contract or obligation heretofore or hereafter entered into or incurred by the Company in either or both of the said names shall be valid and binding on the Company. 10 15

Existing rights saved.

2. Nothing contained in section 1 of this Act shall in any way impair, alter or affect the rights or liabilities of the Company, except as therein expressly provided, or in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Company, which, notwithstanding the provisions of section 1 of this Act, may be prosecuted, continued, completed and enforced as if this Act had not been passed. 20 25

Explanatory Note.

The sole purpose of this bill is to add a French version to the name of The Canada Accident and Fire Assurance Company.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-34.

An Act respecting The National Life Assurance Company of Canada.

Read a first time, Thursday, 18th July, 1963.

Honourable Senator WILLIS.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29227-6

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-34.

An Act respecting The National Life Assurance Company of Canada.

Preamble. 1897, c. 78.

WHEREAS The National Life Assurance Company of Canada, and, in French, Compagnie d'assurances sur la vie La Nationale du Canada, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Change of name in French.

1. The name of the Company, in French, is hereby changed to La Nationale du Canada, compagnie d'assurance-vie.

Transaction of business, etc.

2. The Company may use, in the transaction of its business, either the name The National Life Assurance Company of Canada or the name La Nationale du Canada, compagnie d'assurance-vie, or both of such names, as and when it so elects, and may sue or be sued in either or both of such names.

Existing rights saved.

3. Nothing contained in sections 1 and 2 of this Act shall in any way impair, alter or affect the rights or liabilities of the Company, except as therein expressly provided, or in any way affect any right of action or judgment existing, or any suit or proceeding now pending, either by or in favour of or against the Company, which, notwithstanding the provisions of sections 1 and 2 of this Act, may be initiated, prosecuted, continued, completed and enforced as if this Act had not been passed.

Explanatory Note.

The sole purpose of this bill is to change the name of the Company in French.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-35.

An Act respecting The Crown Life Insurance Company.

Read a first time, Tuesday, 23rd July, 1963.

Honourable Senator McLEAN.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29104–7

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-35.

An Act respecting The Crown Life Insurance Company.

Preamble. 1900, c. 97.

WHEREAS The Crown Life Insurance Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Change of name.

1. The name of the Company is hereby changed to Crown Life Insurance Company.

Name in French.

2. The Company may use, in the transaction of its business, either the name Crown Life Insurance Company or the name La Compagnie d'Assurance-Vie Crown Life, or both of such names, as and when it so elects. It may sue or be sued in either or both of such names, and any transaction, contract or obligation heretofore entered into or incurred by the Company in the name The Crown Life Insurance Company, and any transaction, contract or obligation hereafter entered into or incurred by the Company in either the name Crown Life Insurance Company or the name La Compagnie d'Assurance-Vie Crown Life, or both of such names, shall be valid and binding on the Company. 10 15 20

Existing rights saved.

3. Nothing contained in sections 1 and 2 of this Act shall in any way impair, alter or affect the rights or liabilities of the Company, except as therein expressly provided, or in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Company, which, notwithstanding the provisions of sections 1 and 2 of this Act, may be prosecuted, continued, completed and enforced as if this Act had not been passed. 25

Explanatory Note.

The purposes of this bill are to change the name of the Company from The Crown Life Insurance Company to Crown Life Insurance Company and to add a French version to the name of Crown Life Insurance Company.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-36.

An Act respecting The Canadian Union Conference Corporation of Seventh-day Adventists.

Read a first time, Monday, 29th July, 1963.

Honourable Senator CROLL.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29334–0

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-36.

An Act respecting The Canadian Union Conference Corporation of Seventh-day Adventists.

Preamble. 1955, c. 85.

WHEREAS The Canadian Union Conference Corporation of Seventh-day Adventists, hereinafter called "the Corporation", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Change of name.

Existing rights saved.

1. The name of the Corporation is hereby changed to Seventh-day Adventist Church in Canada, but such change in name shall not in any way impair, alter or affect the rights or liabilities of the Corporation, or in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Corporation, which, notwithstanding such change in the name of the Corporation, may be prosecuted, continued, completed and enforced as if this Act had not been passed, and any suit or legal proceeding that might have been commenced or continued by or against the Corporation under its former name may be commenced or continued by or against it under its new name.

Repeal.

2. (1) Section 15 of chapter 85 of the statutes of 1955 is repealed.

Holding of land.

(2) There shall not be, and shall be deemed not to have been in the past, any limitation on the powers of the Corporation with respect to the holding of parcels of land or of any interest or estate therein.

Explanatory Notes.

The purpose of clause 1 of the Bill is to change the name of The Canadian Union Conference Corporation of Seventh-day Adventists.

The purpose of clause 2 is to remove the limitation on the powers of the Corporation to hold land. Section 15 of chapter 85 of the statutes of 1955, which is being repealed, reads as follows:—

"**15.** (1) No parcel of land or interest therein at any time acquired by the Corporation and not required for its actual use or occupation, and not held by way of security, shall be held by the Corporation, or by any trustee on its behalf, for a longer period than ten years after the acquisition thereof, but shall, at or before the expiration of such period, be absolutely sold or disposed of, so that the Corporation shall no longer retain any interest or estate therein except by way of security.

(2) The Secretary of State may extend the time for the sale or disposal of any such parcel of land, or any estate or interest therein, for a further period or periods not to exceed five years.

(3) The whole period during which the Corporation may hold any such parcel of land, or any estate or interest therein, under the foregoing provision of this section, shall not exceed fifteen years from the date of the acquisition thereof, or after it shall have ceased to be required for actual use or occupation by the Corporation.

(4) Any such parcel of land, or any estate or interest therein, not within the exceptions hereinbefore mentioned, which has been held by the Corporation for a longer period than authorized by the foregoing provisions of this section without being disposed of, shall be forfeited to Her Majesty for the use of Canada.

(5) The Corporation shall give the Secretary of State, when required, a full and correct statement of all lands, at the date of such statement, held by the Corporation, or in trust for it, and subject to the provisions of this section."

Repeal.

3. Paragraph (*c*) of section 6 of chapter 85 of the statutes of 1955 is repealed and the following substituted therefor:

"(*c*) to establish, support, maintain and carry on offices, libraries, houses and agencies for printing, publishing and disseminating literature, newspapers, periodicals and works of religion, education, arts and science;" 5

Amendment.

4. Chapter 85 of the statutes of 1955 is amended by adding, immediately after section 22, the following section:— 10

Meetings of the Corporation.

"**23.** Unless otherwise provided by the by-laws, regular general meetings of the Corporation shall be held once in every four years and the board of directors may at any time call for a special general meeting of the Corporation." 15

The purpose of clause 3 is to enlarge and clarify the objects of the Corporation. Paragraph (*e*) of section 6 of chapter 85 of the statutes of 1955, which is being repealed, reads as follows:—

> "(*e*) to promote the erection and purchase of houses of worship and parsonages;"

The purpose of clause 4 is to make it clear that annual meetings need be held only once in every four years.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-37.

An Act to amend the Carriage by Air Act.

AS PASSED BY THE SENATE, 18th OCTOBER, 1963.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29438–9

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-37.

An Act to amend the Carriage by Air Act.

R.S., c. 45.

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

1. Subsection (2) of section 2 of the *Carriage by Air Act* is repealed and the following substituted therefor:

Convention as amended in force.

"(1a) Subject to this section, the provisions of the Convention set out in the First Schedule, as amended by the Protocol set out in the Third Schedule, in so far as they relate to the rights and liabilities of carriers, passengers, consignors, consignees and other persons, have the force of law in Canada in relation to any carriage by air to which the Convention as so amended applies, irrespective of the nationality of the aircraft performing that carriage.

Proclamation as evidence.

(2) The Governor in Council may from time to time by proclamation published in the *Canada Gazette* certify who are the High Contracting Parties to the Convention, in respect of what territories they are respectively parties, to what extent they have availed themselves of the Additional Protocol to the Convention and who are the parties to the Protocol set out in the Third Schedule, and any such proclamation is, except in so far as it has been superseded by a subsequent proclamation, conclusive evidence of the matters so certified."

2. The said Act is further amended by adding thereto the following section:

References to First Schedule.

"**6.** In this Act except subsections (1) to (3) of section 2, a reference to the First Schedule or to any article or provision thereof shall,

Explanatory Notes.

The Warsaw Convention of 1929 makes provision for the uniformity of documents of air carriage and establishes an absolute liability on the carrier while at the same time limiting that liability in the event of an accident resulting in loss of life or injury to passengers or loss of or damage to property of passengers or shippers. Some forty-six countries including Canada are parties to the Convention, which governs most international air transport.

The Protocol to the Convention, which was signed at The Hague on September 28th, 1955 and which appears in the Schedule to this Bill, makes provision for an increase in the limit of liability for loss of life or injury to a passenger from approximately $8,300 to approximately $16,600, and for the removal of certain unsatisfactory requirements with respect to carriage documents. The purpose of this Bill is to enable effect to be given, in so far as Canada is concerned, to the provisions of the Protocol upon its ratification on behalf of Canada and its coming into force.

Subsections (1) and (2) of section 2 at present read as follows:

"2. (1) As from such day as the Governor in Council may, by proclamation published in the *Canada Gazette*, certify to be the day on which the Convention comes into force as regards Canada, the provisions thereof as set out in the First Schedule shall, so far as they relate to the rights and liabilities of carriers, passengers, consignors, consignees and other persons and subject to the provisions of this section, have the force of law in Canada in relation to any carriage by air to which the Convention applies, irrespective of the nationality of the aircraft performing that carriage.

(2) The Governor in Council may from time to time by proclamation published in the *Canada Gazette* certify who are the High Contracting Parties to the Convention, in respect of what territories they are respectively parties and to what extent they have availed themselves of the provisions of the Additional Protocol to the Convention, and any such proclamation shall, except in so far as it has been superseded by a subsequent proclamation, be conclusive evidence of the matters so certified."

(*a*) in relation to any carriage by air to which the Convention as amended by the Protocol set out in the Third Schedule applies, or

(*b*) in relation to the application of the provisions of the First Schedule and any provision of section 2 to any carriage by air not being international carriage by air as defined in the First Schedule,

be read as though for the provisions of the Convention set out in the First Schedule there were substituted the provisions of the Convention as amended by the Protocol set out in the Third Schedule, and a reference to "international carriage by air as defined in the First Schedule" shall be read as a reference to international carriage as defined in the First Schedule or in the Convention as amended by the Protocol set out in the Third Schedule."

English version amended.

3. The English version of the First Schedule to the said Act is amended by substituting

(*a*) the words "agreement between the parties" for the words "contract made by the parties" in Article 1 thereof;

(*b*) the word "baggage" for the word "luggage" in Articles 1, 4, 18, 19, 20, 22, 26 and 30 thereof;

(*c*) the words "baggage check" for the words "luggage ticket" in the heading preceding Article 4 and in Article 4 thereof;

(*d*) the word "cargo" for the word "goods" in Articles 1, 5, 6, 7, 8, 9, 10, 11, 12, 13, 16, 18, 19, 20, 22, 26, 30 and 32 thereof, the words "cargo has" for the words "goods have" in Article 6 thereof and the words "cargo is" for the words "goods are" in Article 8 thereof;

(*e*) the words "air waybill" for the words "air consignment note" in the heading preceding Article 5 and in Articles 5, 6, 8, 9, 10, 11, 12, 13, 15 and 16 thereof; and

(*f*) the words "air waybills" for the words "consignment notes" in Article 7 thereof.

Schedule added.

4. The said Act is further amended by adding thereto the Schedule set out in the Schedule to this Act.

Coming into force.

5. This Act shall come into force on a day to be fixed by proclamation of the Governor in Council.

Clause 3: The original Warsaw Convention was officially adopted in the French language only, and the English version set out in the First Schedule is merely a translation thereof. The Protocol which amends the Convention was, however, officially adopted in the English language as well as in the French and Spanish languages, with the result that certain expressions used in the translation appearing in the First Schedule are inconsistent with the corresponding expressions in the officially adopted English version of the Protocol. The purpose of this clause is to remove these inconsistencies in the English version of the First Schedule.

SCHEDULE

"Third Schedule

PROTOCOL

to Amend the Convention for the Unification of Certain Rules Relating to International Carriage by Air Signed at Warsaw on 12 October 1929

THE HAGUE
28 September 1955

THE GOVERNMENTS UNDERSIGNED

CONSIDERING that it is desirable to amend the Convention for the Unification of Certain Rules Relating to International Carriage by Air signed at Warsaw on 12 October 1929,

HAVE AGREED as follows:

CHAPTER I.

AMENDMENTS TO THE CONVENTION

ARTICLE I.

IN ARTICLE 1 of the Convention—

(*a*) paragraph 2 shall be deleted and replaced by the following:—

"2. For the purposes of this Convention, the expression *international carriage* means any carriage in which, according to the agreement between the parties, the place of departure and the place of destination, whether or not there be a break in the carriage or a transhipment, are situated either within the territories of two High Contracting Parties or within the territory of a single High Contracting Party if there is an agreed stopping place within the territory of another State, even if that State is not a High Contracting Party. Carriage between two points within the territory of a single High Contracting Party without an agreed stopping place within the territory of another State is not international carriage for the purposes of this Convention."

(*b*) paragraph 3 shall be deleted and replaced by the following:—

"3. Carriage to be performed by several successive air carriers is deemed, for the purposes of this Convention, to be one undivided carriage if it has been regarded by the parties as a single operation, whether it had been agreed upon under the form of a single contract or of a series of contracts, and it does not lose its international character merely because one contract or a series of contracts is to be performed entirely within the territory of the same State."

ARTICLE II.

IN ARTICLE 2 of the Convention—

paragraph 2 shall be deleted and replaced by the following:—

"2. This Convention shall not apply to carriage of mail and postal packages."

ARTICLE III.

IN ARTICLE 3 of the Convention—

(*a*) paragraph 1 shall be deleted and replaced by the following:—

"1. In respect of the carriage of passengers a ticket shall be delivered containing:

(*a*) an indication of the places of departure and destination;

(*b*) if the places of departure and destination are within the territory of a single High Contracting Party, one or more agreed stopping places being within the territory of another State, an indication of at least one such stopping place;

(*c*) a notice to the effect that, if the passenger's journey involves an ultimate destination or stop in a country other than the country of departure, the Warsaw Convention may be applicable and that the Convention governs and in most cases limits the liability of carriers for death or personal injury and in respect of loss of or damage to baggage."

(*b*) paragraph 2 shall be deleted and replaced by the following:—

"2. The passenger ticket shall constitute *prima facie* evidence of the conclusion and conditions of the contract of carriage. The absence, irregularity or loss of the passenger ticket does not affect the existence or the validity of the contract of carriage which shall, none the less, be subject to the rules of this Convention. Nevertheless, if, with the consent of the carrier, the passenger embarks without a passenger ticket having been delivered, or if the ticket does not include the notice required by paragraph 1 (*c*) of this Article, the carrier shall not be entitled to avail himself of the provisions of Article 22."

ARTICLE IV.

IN ARTICLE 4 of the Convention —

(*a*) paragraphs 1, 2 and 3 shall be deleted and replaced by the following:—

"1. In respect of the carriage of registered baggage, a baggage check shall be delivered, which, unless combined with or incorporated in a passenger ticket which complies with the provisions of Article 3, paragraph 1, shall contain:

(*a*) an indication of the places of departure and destination;

(*b*) if the places of departure and destination are within the territory of a single High Contracting Party, one or more agreed stopping places being within the territory of another State, an indication of at least one such stopping place;

(*c*) a notice to the effect that, if the carriage involves an ultimate destination or stop in a country other than the country of departure, the Warsaw Convention may be applicable and that the Convention governs and in most cases limits the liability of carriers in respect of loss of or damage to baggage."

(*b*) paragraph 4 shall be deleted and replaced by the following:—

"2. The baggage check shall constitute *prima facie* evidence of the registration of the baggage and of the conditions of the contract of carriage. The absence, irregularity or loss of the baggage check does not affect the existence or the validity of the contract of carriage which shall, none the less, be subject to the rules of this Convention. Nevertheless, if the carrier takes charge of the baggage without a baggage check having been delivered or if the baggage check (unless combined with or incorporated in the passenger ticket which complies with the provisions of Article 3, paragraph 1 (*c*)) does not include the notice required by paragraph 1 (*c*) of this Article, he shall not be entitled to avail himself of the provisions of Article 22, paragraph 2."

Article V.

In Article 6 of the Convention—

paragraph 3 shall be deleted and replaced by the following:—

"3. The carrier shall sign prior to the loading of the cargo on board the aircraft."

Article VI.

Article 8 of the Convention shall be deleted and replaced by the following:—

"The air waybill shall contain:

(*a*) an indication of the places of departure and destination;

(*b*) if the places of departure and destination are within the territory of a single High Contracting Party, one or more agreed stopping places being within the territory of another State, an indication of at least one such stopping place;

(*c*) a notice to the consignor to the effect that, if the carriage involves an ultimate destination or stop in a country other than the country of departure, the Warsaw Convention may be applicable and that the Convention governs and in most cases limits the liability of carriers in respect of loss of or damage to cargo."

ARTICLE VII.

ARTICLE 9 of the Convention shall be deleted and replaced by the following:—

"If, with the consent of the carrier, cargo is loaded on board the aircraft without an air waybill having been made out, or if the air waybill does not include the notice required by Article 8, paragraph (*c*), the carrier shall not be entitled to avail himself of the provisions of Article 22, paragraph 2."

ARTICLE VIII.

IN ARTICLE 10 of the Convention—

paragraph 2 shall be deleted and replaced by the following:—

"2. The consignor shall indemnify the carrier against all damage suffered by him, or by any other person to whom the carrier is liable, by reason of the irregularity, incorrectness or incompleteness of the particulars and statements furnished by the consignor."

ARTICLE IX.

TO ARTICLE 15 of the Convention—

the following paragraph shall be added:—

"3. Nothing in this Convention prevents the issue of a negotiable air waybill."

ARTICLE X.

Paragraph 2 of Article 20 of the Convention shall be deleted.

ARTICLE XI.

ARTICLE 22 of the Convention shall be deleted and replaced by the following:—

"*Article 22*

1. In the carriage of persons the liability of the carrier for each passenger is limited to the sum of two hundred and fifty thousand francs. Where, in accordance with the law of the court seised of the case, damages may be awarded in the form of periodical payments, the equivalent capital value of the said payments shall not exceed two hundred and fifty thousand francs. Nevertheless, by special contract, the carrier and the passenger may agree to a higher limit of liability.

2. (*a*) In the carriage of registered baggage and of cargo, the liability of the carrier is limited to a sum of two hundred and fifty francs per kilogramme, unless the passenger or consignor has

made, at the time when the package was handed over to the carrier, a special declaration of interest in delivery at destination and has paid a supplementary sum if the case so requires. In that case the carrier will be liable to pay a sum not exceeding the declared sum, unless he proves that that sum is greater than the passenger's or consignor's actual interest in delivery at destination.

(*b*) In the case of loss, damage or delay of part of registered baggage or cargo, or of any object contained therein, the weight to be taken into consideration in determining the amount to which the carrier's liability is limited shall be only the total weight of the package or packages concerned. Nevertheless, when the loss, damage or delay of a part of the registered baggage or cargo, or of an object contained therein, affects the value of other packages covered by the same baggage check or the same air waybill, the total weight of such package or packages shall also be taken into consideration in determining the limit of liability.

3. As regards objects of which the passenger takes charge himself the liability of the carrier is limited to five thousand francs per passenger.

4. The limits prescribed in this article shall not prevent the court from awarding, in accordance with its own law, in addition, the whole or part of the court costs and of the other expenses of the litigation incurred by the plaintiff. The foregoing provision shall not apply if the amount of the damages awarded, excluding court costs and other expenses of the litigation, does not exceed the sum which the carrier has offered in writing to the plaintiff within a period of six months from the date of the occurrence causing the damage, or before the commencement of the action, if that is later.

5. The sums mentioned in francs in this Article shall be deemed to refer to a currency unit consisting of sixty-five and a half milligrammes of gold of millesimal fineness nine hundred. These sums may be converted into national currencies in round figures. Conversion of the sums into national currencies other than gold shall, in case of judicial proceedings, be made according to the gold value of such currencies at the date of the judgment."

Article XII.

In Article 23 of the Convention, the existing provision shall be renumbered as paragraph 1 and another paragraph shall be added as follows:—

"2. Paragraph 1 of this Article shall not apply to provisions governing loss or damage resulting from the inherent defect, quality or vice of the cargo carried."

ARTICLE XIII.

IN ARTICLE 25 of the Convention—

paragraphs 1 and 2 shall be deleted and replaced by the following:—

"The limits of liability specified in Article 22 shall not apply if it is proved that the damage resulted from an act or omission of the carrier, his servants or agents, done with intent to cause damage or recklessly and with knowledge that damage would probably result; provided that, in the case of such act or omission of a servant or agent, it is also proved that he was acting within the scope of his employment."

ARTICLE XIV.

AFTER ARTICLE 25 of the Convention, the following article shall be inserted:—

"*Article 25 A*

1. If an action is brought against a servant or agent of the carrier arising out of damage to which this Convention relates, such servant or agent, if he proves that he acted within the scope of his employment, shall be entitled to avail himself of the limits of liability which that carrier himself is entitled to invoke under Article 22.

2. The aggregate of the amounts recoverable from the carrier, his servants and agents, in that case, shall not exceed the said limits.

3. The provisions of paragraphs 1 and 2 of this article shall not apply if it is proved that the damage resulted from an act or omission of the servant or agent done with intent to cause damage or recklessly and with knowledge that damage would probably result."

ARTICLE XV.

IN ARTICLE 26 of the Convention—

paragraph 2 shall be deleted and replaced by the following:—

"2. In the case of damage, the person entitled to delivery must complain to the carrier forthwith after the discovery of the damage, and, at the latest, within seven days from the date of receipt in the case of baggage and fourteen days from the date of receipt in the case of cargo. In the case of delay the complaint must be made at the latest within twenty-one days from the date on which the baggage or cargo have been placed at his disposal."

ARTICLE XVI.

ARTICLE 34 of the Convention shall be deleted and replaced by the following:—

"The provisions of Articles 3 to 9 inclusive relating to documents of carriage shall not apply in the case of carriage performed in extraordinary circumstances outside the normal scope of an air carrier's business."

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Article XVII.

After Article 40 of the Convention, the following Article shall be inserted:—

"Article 40 A

1. In Article 37, paragraph 2 and Article 40, paragraph 1, the expression *High Contracting Party* shall mean *State*. In all other cases, the expression *High Contracting Party* shall mean a State whose ratification of or adherence to the Convention has become effective and whose denunciation thereof has not become effective.

2. For the purposes of the Convention the word *territory* means not only the metropolitan territory of a State but also all other territories for the foreign relations of which that State is responsible."

CHAPTER II

SCOPE OF APPLICATION OF THE CONVENTION AS AMENDED

Article XVIII.

The Convention as amended by this Protocol shall apply to international carriage as defined in Article 1 of the Convention, provided that the places of departure and destination referred to in that Article are situated either in the territories of two parties to this Protocol or within the territory of a single party to this Protocol with an agreed stopping place within the territory of another State.

CHAPTER III

FINAL CLAUSES

Article XIX.

As between the Parties to this Protocol, the Convention and the Protocol shall be read and interpreted together as one single instrument and shall be known as the *Warsaw Convention as amended at The Hague, 1955.*

Article XX.

Until the date on which this Protocol comes into force in accordance with the provisions of Article XXII, paragraph 1, it shall remain open for signature on behalf of any State which up to that date has ratified or adhered to the Convention or which has participated in the Conference at which this Protocol was adopted.

Article XXI.

1. This Protocol shall be subject to ratification by the signatory States.

2. Ratification of this Protocol by any State which is not a Party to the Convention shall have the effect of adherence to the Convention as amended by this Protocol.

3. The instruments of ratification shall be deposited with the Government of the People's Republic of Poland.

Article XXII.

1. As soon as thirty signatory States have deposited their instruments of ratification of this Protocol, it shall come into force between them on the ninetieth day after the deposit of the thirtieth instrument of ratification. It shall come into force for each State ratifying thereafter on the ninetieth day after the deposit of its instrument of ratification.

2. As soon as this Protocol comes into force it shall be registered with the United Nations by the Government of the People's Republic of Poland.

Article XXIII.

1. This Protocol shall, after it has come into force, be open for adherence by any non-signatory State.

2. Adherence to this Protocol by any State which is not a Party to the Convention shall have the effect of adherence to the Convention as amended by this Protocol.

3. Adherence shall be effected by the deposit of an instrument of adherence with the Government of the People's Republic of Poland and shall take effect on the ninetieth day after the deposit.

Article XXIV.

1. Any Party to this Protocol may denounce the Protocol by notification addressed to the Government of the People's Republic of Poland.

2. Denunciation shall take effect six months after the date of receipt by the Government of the People's Republic of Poland of the notification of denunciation.

3. As between the Parties to this Protocol, denunciation by any of them of the Convention in accordance with Article 39 thereof shall not be construed in any way as a denunciation of the Convention as amended by this Protocol.

Article XXV.

1. This Protocol shall apply to all territories for the foreign relations of which a State Party to this Protocol is responsible, with the exception of territories in respect of which a declaration has been made in accordance with paragraph 2 of this Article.

2. Any State may, at the time of deposit of its instrument of ratification or adherence, declare that its acceptance of this Protocol does not apply to any one or more of the territories for the foreign relations of which such State is responsible.

3. Any State may subsequently, by notification to the Government of the People's Republic of Poland, extend the application of this Protocol to any or all of the territories regarding which it has made a declaration in accordance with paragraph 2 of this Article. The notification shall take effect on the ninetieth day after its receipt by that Government.

4. Any State Party to this Protocol may denounce it, in accordance with the provisions of Article XXIV, paragraph 1, separately for any or all of the territories for the foreign relations of which such State is responsible.

Article XXVI.

No reservation may be made to this Protocol except that a State may at any time declare by a notification addressed to the Government of the People's Republic of Poland that the Convention as amended by this Protocol shall not apply to the carriage of persons, cargo and baggage for its military authorities on aircraft, registered in that State, the whole capacity of which has been reserved by or on behalf of such authorities.

Article XXVII.

The Government of the People's Republic of Poland shall give immediate notice to the Governments of all States signatories to the Convention or this Protocol, all States Parties to the Convention or this Protocol, and all States Members of the International Civil Aviation Organization or of the United Nations and to the International Civil Aviation Organization:

(*a*) of any signature of this Protocol and the date thereof;

(*b*) of the deposit of any instrument of ratification or adherence in respect of this Protocol and the date thereof;

(*c*) of the date on which this Protocol comes into force in accordance with Article XXII, paragraph 1;

(*d*) of the receipt of any notification of denunciation and the date thereof;

(*e*) of the receipt of any declaration or notification made under Article XXV and the date thereof; and

(*f*) of the receipt of any notification made under Article XXVI and the date thereof.

IN WITNESS WHEREOF the undersigned Plenipotentiaries, having been duly authorized, have signed this Protocol.

DONE at The Hague on the twenty-eighth day of the month of September of the year One Thousand Nine Hundred and Fifty-five, in three authentic texts in the English, French and Spanish languages. In the case of any inconsistency, the text in the French language, in which language the Convention was drawn up, shall prevail.

This Protocol shall be deposited with the Government of the People's Republic of Poland with which, in accordance with Article XX, it shall remain open for signature, and that Government shall send certified copies thereof to the Governments of all States signatories to the Convention or this Protocol, all States Parties to the Convention or this Protocol, and all States Members of the International Civil Aviation Organization or of the United Nations, and to the International Civil Aviation Organization."

(Here follow the signatures on behalf of the following countries:

Belgium, Brazil, Republic of Czechoslovakia, Egypt, France, Federal Republic of Germany, Greece, Hungarian People's Republic, Ireland, Israel, Italy, Laos, Liechtenstein, Luxembourg, Mexico, Norway, Netherlands, Philippines, Polish People's Republic, Portugal, Roumanian People's Republic, Salvador, Sweden, Switzerland, Union of Soviet Socialist Republics and Venezuela.)

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-38.

An Act to provide for the
Establishment of Harbour Commissions.

Read a first time, Tuesday, 1st October, 1963.

Honourable Senator MACDONALD, P.C.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

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1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-38.

An Act to provide for the
Establishment of Harbour Commissions.

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

SHORT TITLE.

Short title.

1. This Act may be cited as the *Harbour Commissions Act.*

INTERPRETATION.

Definitions.

"Commission."

"Harbour."

"Member."

"Minister."

'Vessel."

2. In this Act,

(*a*) "Commission" means a harbour Commission established pursuant to this Act;

(*b*) "harbour" in relation to a Commission means the harbour for which that Commission is established;

(*c*) "member" means a member of a Commission;

(*d*) "Minister" means the Minister of Transport; and

(*e*) "vessel" includes any ship, boat, barge, raft, dredge, floating elevator, scow, seaplane or other floating craft.

ESTABLISHMENT OF HARBOUR COMMISSIONS.

Establishment of Commissions.

3. (1) The Governor in Council may by proclamation establish a harbour Commission for any harbour in Canada.

Commissions to be bodies corporate.

(2) Every Commission established pursuant to this Act is a body corporate.

Contents of proclamation establishing Commission.

4. (1) The proclamation establishing a harbour Commission shall

(*a*) define the limits of the harbour for which the Commission is established;

(*b*) state the corporate name of the Commission; and

(*c*) fix the number of members of the Commission which shall be not less than three and not more than five.

Alteration of harbour limits, etc.

(2) The Governor in Council may, by proclamation, alter from time to time the limits of a harbour for which a Commission has been established pursuant to this Act, change the name of a Commission and increase or decrease the number of members thereof, but not so as to decrease the number below three or increase it above five.

COMMISSIONERS.

Appointment of members of Commission.

5. (1) A majority of the members of a Commission shall be appointed by the Governor in Council and the remainder shall be appointed by such of the following bodies as the Governor in Council may designate:

(*a*) the council or councils of one or more municipalities adjoining the harbour for which the Commission is established;

(*b*) any organization or group of organizations representative of local interests in the vicinity of the harbour for which the Commission is established; or

(*c*) the Lieutenant Governor in Council of the province in which is located the harbour for which the Commission is established.

Tenure of office.

(2) Each member of a Commission shall hold office during pleasure for a term not exceeding three years and at the expiration of his term of office may be reappointed.

Persons ineligible to be members.

(3) No member of the council of a municipality adjoining a harbour for which a Commission is established and no member of the legislature of the province in which is located any harbour for which a Commission is established is eligible to be a member of that Commission.

Oath of office.

6. (1) Each member of a Commission shall, before entering upon the duties of his office, take and subscribe an oath in the following form:

"I, A. B., solemnly swear that I will truly and impartially and to the best of my skill and understanding execute and perform the duties of member of the ..... Harbour Commission. So help me God."

Who may administer oaths.

(2) The oath described in subsection (1) may be administered by a member of the Commission previously sworn, the Chief Executive Officer of the Commission or a justice of the peace.

Chairman.

7. (1) The members of a Commission shall elect one of their number as Chairman.

Quorum.

(2) A majority of the members constitutes a quorum of the Commission and a vacancy in the membership of the Commission does not impair the right of the remaining members to act.

Remuneration of members.

(3) There may be paid to each member of a Commission out of the revenues of the Commission such remuneration as may be fixed by the Governor in Council.

Appointment of officers and employees of Commission.

8. (1) The Commission may appoint a Chief Executive Officer and employ such other officers and employees as it deems necessary to carry out the purposes and functions of the Commission under this Act.

Salary of Chief Executive Officer.

(2) The Chief Executive Officer shall be paid out of the revenues of the Commission such salary as may be fixed by the Commission with the approval of the Minister.

General Powers.

Jurisdiction within harbour.

9. Subject to this Act, a Commission shall regulate and control the use and development of all land, buildings and other property within the limits of the harbour, and all docks, wharves and equipment erected or used in connection therewith.

Powers of Commission to purchase, construct, sell, etc., real and personal property.

10. A Commission may

(*a*) with the approval of the Minister, where the amount involved exceeds such amount as the Minister may fix, and

(*b*) without the approval of the Minister, in any other case,

purchase or otherwise acquire land within the limits of the harbour or in the immediate vicinity thereof, and purchase or construct, and operate and maintain, docks, wharves, buildings or other structures and machinery or other equipment for use in the operation and development of the harbour and may sell or lease such land, structures or equipment.

Administration of Crown and municipal property.

11. (1) A Commission may administer and develop on behalf of Her Majesty in right of Canada or in right of any province, or on behalf of any municipality adjoining the harbour, any property owned by Her Majesty in right of Canada or in right of that province or owned by that municipality, as the case may be, within the limits of the harbour or in the immediate vicinity thereof.

Leasing of land administered for Crown.

(2) Notwithstanding anything in this Act, a Commission shall not lease any land administered by it on behalf of Her Majesty in right of Canada

(*a*) for any period of twenty years or less without the approval of the Minister, and

(*b*) for any period of more than twenty years without the approval of the Governor in Council.

Construction of rail facilities.

12. (1) Subject to any other Act of the Parliament of Canada and any regulations made thereunder, a Commission may,

(*a*) construct, purchase or lease and operate or maintain railways within the boundaries of the harbour on lands owned by or within the jurisdiction of the Commission;

(*b*) enter into agreements with any company for the maintenance of the railways referred to in paragraph (*a*) and for the operation thereof, in a manner that will afford all railway companies whose lines reach the harbour the same facilities for traffic as those enjoyed by that company; and

(*c*) enter into arrangements with railway, navigation, air or road transport companies for the facilitating of traffic to, from or within the limits of the harbour.

Commission not railway company.

(2) Nothing in this section shall be deemed to constitute a Commission a railway company.

By-laws.

By-laws.

13. A Commission may, with the approval of the Governor in Council, make by-laws respecting the management of its internal affairs and the duties of its officers and employees, and for the management and control of the harbour and the works and property therein under its jurisdiction, including by-laws respecting

(*a*) the regulation of the navigation and use of the harbour by vessels, including the mooring and berthing thereof and the discharging and loading of cargo;

(*b*) the regulation of all works and operations within the harbour;

(*c*) the regulation or prohibition of the construction of channels, docks, wharves, piers, buildings or other structures within the limits of the harbour and the maintenance thereof, and the excavation, removal or deposit of material or any other action that is likely to affect in any way the docks, piers, wharves or channels of the harbour or the lands adjacent thereto;

(*d*) the construction, operation and maintenance of

(i) elevators, pipes, conduits and other works or appliances upon docks, piers or wharves within the limits of the harbour, and

(ii) pipes or lines of wire or cable across or under the bed of the harbour;

(*e*) the regulation or prohibition of the erection of towers or poles, and the stringing or laying of wires or cables within the harbour;

(*f*) the transportation, handling or storing within the harbour of explosives or other substances that, in the opinion of the Commission, constitute or are likely to constitute a danger or hazard to life or property;

(*g*) the maintenance of order and the protection of property within the harbour;

(*h*) the punishment that may be imposed on summary conviction for the breach of any by-law, which punishment shall not exceed a fine of five hundred dollars or imprisonment for a term of six months or both such fine and imprisonment; and

(*i*) the regulation of all persons and vessels coming into or using the harbour, including the imposition and collection of rates to be paid upon such vessels and upon goods landed from or shipped on board such vessels, or transshipped by water within the harbour.

Borrowing Powers.

Commission may borrow and issue debentures therefor.

14. For the purpose of defraying the expenses of constructing or improving wharves, structures and other works within the limits of the harbour, a Commission may on such terms and conditions as the Governor in Council may approve,

(*a*) borrow money in Canada or elsewhere, and

(*b*) issue debentures for sums of not less than one hundred dollars, payable in not more than forty years.

FINANCES.

Charges against revenues.

15. (1) The revenues of a Commission shall be charged with

(*a*) the costs of collecting such revenues;

(*b*) the expenses, including depreciation, incurred by the Commission in operating and maintaining the harbour and works and property owned, controlled, administered or managed by the Commission under this Act;

(*c*) the interest and other charges incurred in connection with debentures issued or money borrowed by the Commission under this Act; and

(*d*) any other expenses lawfully incurred by the Commission in carrying out its duties and functions under this Act.

Amounts payable to Receiver General.

(2) After providing for

(*a*) the charges specified in subsection (1), other than depreciation, and

(*b*) the appropriation to the reserves of the Commission of such amounts as may be approved by the Minister,

the revenues of a Commission remaining at the end of each fiscal year of that Commission shall be paid by the Commission to the Receiver General.

Powers to invest.

16. A Commission may, with the approval of the Minister of Finance, invest in bonds or other obligations of Her Majesty in right of Canada or any province or of any municipality in Canada any moneys in its reserves or any moneys not immediately required for the purpose of the Commission.

Accounts.

17. (1) A Commission shall

(*a*) keep accounts of all moneys borrowed, received and expended by it under this Act, and

(*b*) account therefor to the Minister within three months after the end of each fiscal year of the Commission,

in such form and manner as the Minister may direct.

Inspection of accounts.

(2) All books, accounts, records and documents of the Commission shall be at all reasonable times open for inspection by the Minister or by a person authorized by the Minister for such purpose.

Moneys obtained from use of Crown property to form part of Commission's revenues.

18. Where a Commission is authorized by the Governor in Council to develop, administer or lease any property owned by Her Majesty in right of Canada within the limits of or in the vicinity of a harbour, all moneys paid to the Commission in respect of that property shall, notwithstanding the *Financial Administration Act*, form part of the revenues of the Commission.

EXPROPRIATION.

Expropriation.

19. A Commission may, with the approval of the Governor in Council, take or acquire lands for the purposes of this Act without the consent of the owner where it is unable to agree with the owner as to the price to be paid therefor, and the provisions of the *Railway Act* relating to the taking of lands by railway companies are, *mutatis mutandis,* applicable to the acquisition of such lands by the Commission. 5

PAYMENT OF RATES.

Payment of rates imposed on cargoes of vessels.

20. The rates imposed by by-law upon the cargo of a vessel shall be paid by the master or person in charge of the vessel, without prejudice to any recourse he may have by law against any other person for the recovery of the amounts so paid, but the Commission may demand and recover the rates from the owners, consignees, agents or shippers of such cargo. 10 15

SEIZURES.

Seizure of vessels or goods.

21. Where

(*a*) any amount is due to a Commission for rates in respect of a vessel or goods; or

(*b*) the owner or person in charge of a vessel or goods has in respect of that vessel or those goods violated the provisions of any by-law, 20

a Commission may on the order of any county or district court or any magistrate having jurisdiction in the area in which the goods or vessel are located seize that vessel or those goods. 25

Detention of vessels or goods.

22. Any vessel or goods seized pursuant to section 21 may be detained until there have been paid in full,

(*a*) all amounts due and all penalties incurred in respect thereof;

(*b*) all proper and reasonable costs and charges incurred in the seizure and detention; and 30

(*c*) all court costs in respect thereof.

Sale of detained goods.

23. Where, in the opinion of the Chief Executive Officer of a Commission, goods seized by the Commission pursuant to section 21 will rot, spoil or otherwise perish, he may order the sale of those goods in such manner and for such price as he may determine and the proceeds of that sale shall be credited towards payment of the amounts described in section 22. 35

Evidence.

Evidence of by-laws.

24. (1) A copy of a by-law of a Commission under its seal and purporting to be signed by a member or the Chief Executive Officer of the Commission is evidence of that by-law in all courts.

Evidence of harbour limits.

(2) A Commission may erect marks or signs to indicate the limits of its harbour and every mark or sign so erected is evidence of the limits of that harbour in all courts.

General.

Pecuniary dealings with members prohibited.

25. A Commission shall not enter into any transaction of a pecuniary nature directly or indirectly with any member of the Commission.

Limitation of actions.

26. Proceedings in respect of any violation of a provision in any by-law made under this Act may be initiated at any time within one year after the time when the subject matter of the proceedings arose.

Winding up of a Commission.

27. The Governor in Council may order any Commission established pursuant to this Act to wind up its affairs and may by proclamation dissolve any Commission in respect of which such an order has been made.

Governor in Council may authorize development, etc., of Crown lands.

28. The Governor in Council may authorize a Commission to administer and develop on behalf of Her Majesty in right of Canada any property owned by Her Majesty in right of Canada within the limits of or in the vicinity of the harbour on such terms and conditions as the Governor in Council may determine.

Works of Commission subject to *Navigable Waters Protection Act.*

29. Any work undertaken by or on behalf of the Commission affecting the use of any navigable waters is subject to the *Navigable Waters Protection Act.*

Transitional.

Procedure for bringing existing Commission under Act.

30. (1) The Governor in Council may, with the consent of a majority of the members of a Commission established by any Act set out in the Schedule hereto, by proclamation declare that Commission to be established pursuant to this Act as of the day fixed in the proclamation, define the limits of the harbour for which that Commission is so declared to be established, and declare the Act set out in the Schedule establishing that Commission to be repealed as of that day.

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Members of Commissions continued.

(2) The persons who, on the day fixed in a proclamation issued pursuant to subsection (1), hold office as chairman or member of a Commission established by the Act set out in that proclamation shall be deemed to have been appointed chairman or member of that Commission respectively under this Act for the then unexpired portion of their terms.

Commissions to be one and same corporation.

(3) A Commission established by an Act set out in the Schedule hereto that is declared by proclamation of the Governor in Council to be a Commission established pursuant to this Act shall be deemed for all purposes to be one and the same Commission, and from the day fixed in that proclamation the provisions of this Act shall apply to and in respect of that Commission in all respects.

Interim application of certain enactments.

31. Notwithstanding anything in the *Government Harbours and Piers Act* or Part X of the *Canada Shipping Act*, where that Act or Part would apply to any harbour but for the establishment pursuant to this Act of a Commission for that harbour, that Act or Part shall continue to apply to such harbour until the day on which any by-laws made by that Commission under section 13 of this Act become effective.

SCHEDULE.

The Toronto Harbour Commissioners' Act, 1911, chapter 26 of the Statutes of Canada, 1911.

The Winnipeg and St. Boniface Harbour Commissioners Act, chapter 55 of the Statutes of Canada, 1912.

The Hamilton Harbour Commissioners' Act, chapter 98 of the Statutes of Canada, 1912.

The New Westminster Harbour Commissioners Act, chapter 158 of the Statutes of Canada, 1913.

The North Fraser Harbour Commissioners Act, chapter 162 of the Statutes of Canada, 1913.

The Port Alberni Harbour Commissioners Act, chapter 42 of the Statutes of Canada, 1947.

The Belleville Harbour Commissioners Act, chapter 34 of the Statutes of Canada, 1952.

Windsor Harbour Commissioners Act, chapter 38 of the Statutes of Canada, 1957.

Lakehead Harbour Commissioners Act, chapter 34 of the Statutes of Canada, 1958.

Nanaimo Harbour Commissioners Act, chapter 19 of the Statutes of Canada, 1960.

Oshawa Harbour Commissioners Act, chapter 21 of the Statutes of Canada, 1960.

First Session, Twenty-Sixth Parliament 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-39.

An Act to amend the National Harbours Board Act.

Read a first time, Tuesday, 1st October, 1963.

Honourable Senator MACDONALD, P.C.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29440–5

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-39.

An Act to amend the National Harbours Board Act.

R.S. c. 187; 1953–54, c. 60; 1955, c. 4.

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

1. The English language version of paragraph (*b*) of section 2 and subsections (1) and (2) of section 6 of the *National Harbours Board Act* and the English language version of the Schedule to the said Act are amended by striking out the words "Three Rivers" wherever they occur therein and substituting therefor in each case the words "Trois-Rivières".

Explanatory Note.

The purpose of this Bill is to alter the designation given to the Harbour at Trois-Rivières and to the City of Trois-Rivières in the English language version of the Act by changing the words "Three Rivers" wherever they appear in the Act to "Trois-Rivières".

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-40.

An Act to incorporate Pacific Transmission Company.

Read a first time, Wednesday, 2nd October, 1963.

Honourable Senator CAMERON.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29145-0

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-40.

An Act to incorporate Pacific Transmission Company.

Preamble.

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Incorporation.

1. John Getgood, executive, Kelly H. Gibson, executive, A. Patrick Bowsher, executive, John Anderson, barrister-at-law, of the city of Calgary, in the province of Alberta, and Charles F. Scott, barrister-at-law, of the city of Ottawa, in the province of Ontario, together with such other persons as become shareholders in the company, are incorporated under the name of Pacific Transmission Company, hereinafter called "the Company".

Corporate name.

Directors.

2. (1) The persons named in section 1 of this Act shall be the first directors of the Company.

(2) No person shall be elected as a director unless he is a shareholder owning shares absolutely in his own right, and not in arrear in respect of any call thereon; and the majority of the directors of the Company so chosen shall, at all times, be persons resident in Canada and Canadian citizens.

Capital stock.

3. The capital stock of the Company shall consist of one million dollars divided into five hundred thousand shares of the par value of two dollars each.

Head office and other offices.

4. (1) The head office of the Company shall be in the city of Calgary, in the province of Alberta, which head office shall be the domicile of the Company in Canada; and the Company may establish such other offices and agencies elsewhere within or without Canada as it deems expedient.

(2) The Company may, by by-law, change the place within Canada where the head office of the Company is to be situate.

(3) No by-law for the said purpose shall be valid or acted upon until it is sanctioned by at least two-thirds of the votes cast at a special general meeting of the shareholders of the Company duly called for considering the by-law, and a copy of the by-law certified under the seal of the Company has been filed with the Secretary of State and published in the *Canada Gazette*.

Pipe lines legislation to apply. 1959, c. 46.

5. The Company shall have all the powers, privileges and immunities conferred by, and be subject to all the limitations, liabilities and provisions of the *National Energy Board Act* and any other general legislation relating to pipe lines enacted by Parliament.

Power to construct and operate pipe lines.

6. The Company, subject to the provisions of any general legislation relating to pipe lines enacted by Parliament, may

(*a*) within or outside Canada construct, purchase, lease or otherwise acquire and hold, develop, operate, maintain, control, lease, mortgage, hypothecate, create liens or other security upon, sell, convey or otherwise dispose of and turn to account any and all interprovincial, extra-provincial and/or international pipe lines and all appurtenances relative thereto for the gathering, processing, refining, treating, transmitting, transporting, storing and delivering of gases, liquids and solids or any of them including, without limiting the generality of the foregoing, any natural and artificial gas and oil and hydrocarbons or any of them or any products or by-products thereof, pumping stations, terminals, storage tanks or reservoirs and all works relative thereto for use in connection with the said pipe lines: Provided that the main pipe line or lines for the transmission and transportation of any of the said substances shall be located entirely within Canada; and buy or otherwise acquire, process, refine, treat, transmit, transport and sell or otherwise dispose of and distribute any natural and artificial gas and oil and hydrocarbons and related substances or any of them or any products or by-products thereof; and own, lease, sell, operate and maintain aircraft and aerodromes for the purpose of its undertaking, together with the facilities required for the operation of such aircraft and aerodromes;

Proviso.

and own, lease, operate and maintain interstation telephone, teletype, telegraph and microwave or television communication systems, and, subject to the *Radio Act* and any other statute relating to radio, microwave or television, own, lease, operate and maintain interstation radio, microwave or television communication facilities;

R.S., c. 233.

Power to hold land.

(*b*) purchase, hold, lease, sell, improve, exchange or otherwise deal in any property, real or personal, moveable or immoveable, or any interest and rights therein legal or equitable or otherwise howsoever, and deal with any portion of the lands and property so acquired, and may subdivide the same into building lots and generally lay the same out into lots, streets and building sites for residential purposes or otherwise, and may construct streets thereon and necessary sewerage and drainage systems and build upon the same for residential purposes or otherwise, and supply any buildings so erected, or other buildings erected upon such lands, with electric light, heat, gas, water or other requisites, and lease or sell the same, upon such terms and subject to such conditions as appear requisite, either to its employees or to others; and

Ancillary powers.

(*c*) exercise, as ancillary and incidental to the purposes or objects set forth in this Act, the powers following, unless such powers or any of them are expressly excluded by this Act, namely, the powers set forth in paragraphs (*a*) to (*bb*) inclusive of subsection (1) of section 14 of the *Companies Act*.

R.S., c. 53.

Sections of the *Companies Act* to apply. R.S., c. 53.

7. The provisions of subsections (7), (8), (9), (10), (11), (12) and (13) of section 12, and subsection (2) of section 14, and section 15, and subsection (1) of section 20, and sections 35, 36, 37, 39, 40, 59, 62, 63, 64, 65, 84, 87, 91, 94 and 96, and paragraph (*a*) of section 103, and subsection (6) of section 108, and section 110 of Part I of the *Companies Act* apply to the Company: Provided that wherever in the said sections and subsections the words "letters patent" or "supplementary letters patent" appear, the words "Special Act" shall be substituted therefor.

Proviso.

Sections of the *Companies Act* not to apply. R.S., c. 53.

8. Sections 153, 155, 162, 163, 167, 172, 180, 184, 189, 190, 193 and 194 of Part III of the *Companies Act* shall not be incorporated with this Act.

When redemption or purchase not a reduction of paid-up capital.

9. The redemption or purchase for cancellation of any fully paid preferred shares created by by-law pursuant to the provisions of this Act, in accordance with any right of redemption or purchase for cancellation reserved in favour of the Company in the provisions attaching to such preferred shares, or the redemption or purchase for cancellation of any fully paid shares of any class, not being common or ordinary shares, and in respect of which the by-laws provide for such right of redemption or purchase, in accordance with the provisions of such by-laws, shall not be deemed to be a reduction of the paid-up capital of the Company, if such redemption or purchase for cancellation is made out of the proceeds of an issue of shares made for the purpose of such redemption or purchase for cancellation, or if

(*a*) no cumulative dividends on the preferred shares or shares of the class in respect of which such right of redemption or purchase exists and which are so redeemed or purchased for cancellation are in arrears; and

(*b*) if such redemption or purchase for cancellation of such fully paid shares is made without impairment of the Company's capital by payment out of the ascertained net profits of the Company which have been set aside by the directors for the purposes of such redemption or of such purchase for cancellation, and if such net profits are then available for such application as liquid assets of the Company, as shown by the last balance sheet of the Company, certified by the Company's auditors, and being made up to a date not more than ninety days prior to such redemption or purchase for cancellation, and after giving effect to such redemption or purchase for cancellation;

and subject as aforesaid, any such shares may be redeemed or purchased for cancellation by the Company on such terms and in such manner as is set forth in the provisions attaching to such shares, and the surplus resulting from such redemption or purchase for cancellation shall be designated as a capital surplus, which shall not be reduced or distributed by the Company except as provided by a subsequent Act of the Parliament of Canada.

Share warrants.

10. The Company is authorized with respect to any fully paid shares to issue under the seal of the Company a warrant stating that the bearer of the warrant is entitled to the share or shares therein specified with all the powers, privileges and immunities conferred by but subject to all the limitations and provisions of section 35 of Part I of the *Companies Act*.

R.S., c. 53.

Stock dividends.

11. For the amount of any dividend that the directors may lawfully declare payable in money they may issue therefor shares of the Company as fully paid up, or they may credit the amount of such dividend on the shares of the Company already issued but not fully paid up, and the liability of the holders of such shares thereon shall be reduced by the amount of such dividend, if the directors have been authorized to do so by a by-law that has been sanctioned by at least two-thirds of the votes cast at a special general meeting of the shareholders of the Company duly called for considering the same.

Commission on subscription.

12. The Company may pay a commission to any person in consideration of his subscribing or agreeing to subscribe, whether absolutely or conditionally, for any shares, bonds, debentures, debenture stock or other securities of the Company, or procuring or agreeing to procure subscriptions, whether absolute or conditional, for any shares, bonds, debentures, debenture stock or other securities of the Company: Provided, however, that as regards shares such commission shall not exceed ten per centum of the amount realized therefrom.

Proviso.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-41.

An Act to authorize the construction of a toll bridge and a causeway over the St. Lawrence River near the city of Pointe-aux-Trembles.

Read a first time, Thursday, 3rd October, 1963.

Honourable Senator VIEN.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29466–0

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-41.

An Act to authorize the construction of a toll bridge and a causeway over the St. Lawrence River near the city of Pointe-aux-Trembles.

Preamble.

WHEREAS Développement Central Ville de l'Isle Inc., a company duly incorporated by letters patent issued under the Companies Act of the province of Quebec, has acquired title to, is the owner and has the control of most of the territory of two islands lying within the harbour of Montreal, namely, Isle Ste-Thérèse and l'Ile-aux-Asperges, most of which territory is presently used as farmland;

WHEREAS to provide for the full development of this territory, it is necessary to subdivide it into residential, commercial and industrial lots, under an elaborate town-planning system; and

WHEREAS the construction of a toll bridge and causeway over the St. Lawrence River in the area would contribute to such development and create employment: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Construction of bridge and causeway authorized.

1. Subject to the provisions of this Act, Développement Central Ville de l'Isle Inc. is authorized to construct, maintain and operate a toll bridge on the St. Lawrence River, linking the shore of 94th avenue, in the city of Pointe-aux-Trembles, Montreal, to the shore of Ile-aux-Asperges to a height of twenty-five feet above high water level, and a causeway linking Ile-aux-Asperges and the shore of Isle Ste-Thérèse.

Submission of plans for approval.

2. The said bridge and causeway shall be constructed and located under, and be subject to, such regulations for the security of navigation of the said river as the

Explanatory Notes.

The sole purpose of this bill is to authorize the company to construct a toll bridge and a causeway over the St. Lawrence River thus making possible the development of two Islands lying within the harbour of Montreal.

The lands involved are presently used for farming but the project will make it possible to develop them into residential, commercial and industrial properties.

The bill contains the usual safeguards, namely, that the Governor in Council must approve the plans and location; the company must observe such regulations for the security of navigation as may be prescribed by the Governor in Council; and the usual time limits are placed on the commencement and completion of construction.

Governor in Council prescribes and to such end Développement Central Ville de l'Isle Inc. shall submit to the Governor in Council, for examination and approval, a design and drawing of the bridge and causeway and a map of the location, giving the soundings accurately, showing the bed of the stream and the location of other bridges, and shall furnish such other information as is required for a full and satisfactory understanding of the subject, and until the said plans and location are approved by the Governor in Council the said bridge and causeway shall not be built or commenced; and, if any change is made in the plans of the said bridge and causeway during their construction, such change shall be subject to the approval of the Governor in Council and shall not be made or commenced until it is so approved.

Time for commencement and completion of bridge and causeway.

3. The construction of the said bridge and causeway shall be commenced within three years after the plans therefor have been approved by the Governor in Council and shall be completed within three years after such commencement, otherwise the powers granted by this Act shall cease and be null and void as respects so much of the undertaking as then remains uncompleted: Provided, however, that if such approval is not obtained within three years after the passing of this Act, the powers granted for the construction of the said bridge shall cease and be null and void.

Proviso.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-42.

An Act respecting The Canadian Equity Insurance Company.

Read a first time, Tuesday, 8th October, 1963.

Honourable Senator MacTavish.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29448-8

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-42.

An Act respecting The Canadian Equity Insurance Company.

Preamble. 1956, c. 53.

WHEREAS The Canadian Equity Insurance Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Change of name.

1. The name of the Company is hereby changed to Guildhall Insurance Company of Canada.

Name in French.

2. The Company may use, in the transaction of 10 its business, either the name Guildhall Insurance Company of Canada or the name Guildhall, Compagnie d'Assurance du Canada, or both of such names, as and when it so elects. It may sue or be sued in either or both of such names, and any transaction, contract or obligation heretofore 15 entered into or incurred by the Company in the name The Canadian Equity Insurance Company, and any transaction, contract or obligation hereafter entered into or incurred by the Company in either the name Guildhall Insurance Company of Canada or the name Guildhall, 20 Compagnie d'Assurance du Canada, or both of such names, shall be valid and binding on the Company.

Existing rights saved.

3. Nothing contained in sections 1 and 2 of this Act shall in any way impair, alter or affect the rights or liabilities of the Company, except as therein expressly 25 provided, or in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Company, which, notwithstanding the provisions of sections 1 and 2 of this Act, may be prosecuted, continued, completed and enforced as if this Act had not 30 been passed.

Explanatory Note.

The purposes of this bill are to change the name of the Company from The Canadian Equity Insurance Company to Guildhall Insurance Company of Canada and to add a French version to the name of Guildhall Insurance Company of Canada.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-43.

An Act respecting The Manufacturers Life Insurance Company.

Read a first time, Tuesday, 8th October, 1963.

Honourable Senator MacTavish.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29444–7

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-43.

An Act respecting The Manufacturers Life Insurance Company.

Preamble. 1887, c. 104; 1901, c. 105.

WHEREAS The Manufacturers Life Insurance Company, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Name in French.

1. The Company may use, in the transaction of its business, either the name The Manufacturers Life Insurance Company or the name Les Manufacturiers, Compagnie d'Assurance-Vie, or both of such names, as and when it so elects. It may sue or be sued in either or both of such names, and any transaction, contract or obligation heretofore or hereafter entered into or incurred by the Company in either or both of the said names shall be valid and binding on the Company. 10 15

Existing rights saved.

2. Nothing contained in section 1 of this Act shall in any way impair, alter or affect the rights or liabilities of the Company, except as therein expressly provided, or in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Company, which, notwithstanding the provisions of section 1 of this Act, may be prosecuted, continued, completed and enforced as if this Act has not been passed. 20

Explanatory Note.

The sole purpose of this bill is to add a French version to the name of The Manufacturers Life Insurance Company.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-44.

An Act respecting Adanac General Insurance Company of Canada.

Read a first time, Tuesday, 8th October, 1963.

Honourable Senator MacTavish.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29452-0

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-44.

An Act respecting Adanac General Insurance Company of Canada.

Preamble. 1960, c. 49.

WHEREAS Adanac General Insurance Company of Canada, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:— 5

Name in French.

1. The Company may use, in the transaction of its business, either the name Adanac General Insurance Company of Canada or the name La Compagnie Adanac d'Assurance Générale du Canada, or both of such names, as and when it so elects. It may sue or be sued in either or both of such names, and any transaction, contract or obligation heretofore or hereafter entered into or incurred by the Company in either or both of the said names shall be valid and binding on the Company. 10 15

Existing rights saved.

2. Nothing contained in section 1 of this Act shall in any way impair, alter or affect the rights or liabilities of the Company, except as therein expressly provided, or in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Company, which, notwithstanding the provisions of section 1 of this Act, may be prosecuted, continued, completed and enforced as if this Act had not been passed. 20

Explanatory Note.

The sole purpose of this bill is to add a French version to the name of Adanac General Insurance Company of Canada.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-45.

An Act respecting The Executive Board of The Canada Conference of The Evangelical Lutheran Augustana Synod of North America.

Read a first time, Wednesday, 6th November, 1963.

Honourable Senator STAMBAUGH.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29661–6

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-45.

An Act respecting The Executive Board of The Canada Conference of The Evangelical Lutheran Augustana Synod of North America.

Preamble. 1944-45, c. 57.

WHEREAS The Executive Board of The Canada Conference of The Evangelical Lutheran Augustana Synod of North America, hereinafter called "the Corporation", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Change of name.

Existing rights saved.

1. The name of the Corporation is hereby changed to Western Canada Synod of the Lutheran Church in America, but such change in name shall not in any way impair, alter or affect the rights or liabilities of the Corporation or any bequest, gift or donation now made or which hereafter may be made to the Corporation whether by its former or its new name or in any way affect any suit or proceeding now pending or judgment existing, either by, or in favour of, or against the Corporation, which, notwithstanding such change in the name of the Corporation, may be prosecuted, continued, completed and enforced as if this Act had not been passed.

Repeal.

2. Subsection (1) of section 2 of chapter 57 of the statutes of 1944-45 is repealed and the following substituted therefor:

Head office.

"**2.** (1) The head office of the Corporation shall be in the city of Edmonton, in the province of Alberta, or at such other place in Canada as may be decided upon by the Corporation."

Explanatory Notes.

The purpose of the present bill is to give effect to an Agreement of Consolidation, effective as of July 1st, 1962, whereby four large branches of the Lutheran Church in the United States and Canada, namely, American Evangelical Lutheran Church, the Augustana Evangelical Lutheran Church, the Finnish Evangelical Lutheran Church of America and the United Lutheran Church in America agreed to consolidate under the name of "Lutheran Church in America". The Evangelical Lutheran Augustana Synod was the Synod of The Augustana Evangelical Lutheran Church.

The territorial jurisdiction of The Executive Board of The Canada Conference of The Evangelical Lutheran Augustana Synod of North America extended throughout Canada.

Under the terms of consolidation, this Synod is to be known as "Western Canada Synod of the Lutheran Church in America" and the territorial jurisdiction is to be limited to the provinces of Alberta and British Columbia and the Yukon Territory and that part of the Northwest Territories lying to the west of the 110th meridian of longitude.

Clause 1 of the bill changes the name of the Corporation in accordance with the Agreement of Consolidation.

Clause 2 of the bill changes the head office of the Corporation from the city of Winnipeg to the city of Edmonton.

Repeal.

3. Paragraph (*a*) of section 3 of chapter 57 of the statutes of 1944-45 is repealed and the following substituted therefor:

"(*a*) to promote the Christian religion according to the tenets of the Lutheran faith as set forth in the laws of the Lutheran Church in America or its lawful successor in the territory consisting of the provinces of Alberta and British Columbia and the Yukon Territory and that part of the Northwest Territories lying to the west of the 110th meridian of longitude, and in ecclesiastical matters to function in adherence to such Church and in accordance with its laws;"

Repeal.

4. Section 4 of chapter 57 of the statutes of 1944-45 is repealed and the following substituted therefor:

Management.

"**4.** The affairs of the Corporation shall be managed by a board of directors consisting of not less than six nor more than twelve directors, the mode of election of whom shall be in accordance with the rules, regulations and by-laws of the Corporation."

Repeal.

5. Section 17 of chapter 57 of the statutes of 1944-45 is repealed and the following substituted therefor:

Meetings.

"**17.** Meetings of the board of directors of the Corporation and of any committees of the board of directors may be held at any place within Canada including a place other than the head office of the Corporation."

Clause 3 of the bill restricts the territorial jurisdiction of the Corporation in accordance with the Agreement of Consolidation and provides for the adherence of the Corporation to the Lutheran Church in America in ecclesiastical matters.

Clause 4 of the bill permits an increase in the number of directors from six to twelve.

Clause 5 of the bill permits meetings of the board of directors of the Corporation to be held anywhere in Canada.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-46.

An Act to amend the Quebec Savings Banks Act.

AS PASSED BY THE SENATE, 28th NOVEMBER, 1963.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29745-7

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-46.

An Act to amend the Quebec Savings Banks Act.

1953–54, c. 41; 1957, c. 12.

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

Repeal.

1. Section 12 of chapter 41 of the statutes of 1953–54 is repealed and the following substituted therefor: 5

Qualifications.

"**12.** A person is not eligible to be a director unless he holds as the absolute and sole owner thereof in his individual right and not as trustee or in the right of another at least five hundred fully-paid shares of the capital stock of the bank." 10

Repeal.

2. Section 24 of chapter 41 of the statutes of 1953–54 is repealed and the following substituted therefor:

Capital stock.

"**24.** (1) Subject to section 25,

(*a*) the authorized capital stock of The Montreal City and District Savings Bank is two million 15 dollars divided into shares of one dollar each, and

(*b*) the authorized capital stock of La Banque d'Economie de Quebec, The Quebec Savings Bank, is one million dollars divided into shares 20 of one dollar each.

(2) The registered owner of each share of ten dollars each of the capital stock of each of the said banks shall be deemed to be the registered owner of ten shares of one dollar each." 25

Repeal.

3. Subsection (1) of section 64 of chapter 41 of the statutes of 1953–54, as amended by section 6 of chapter 12 of the statutes of 1957, is repealed and the following substituted therefor:

Explanatory Notes.

The purpose of clause 1 of the bill is to vary the qualifications for the directors of the banks concerned. A minimum of 500 fully-paid shares of the capital stock of the bank would be required to be held by the directors, whereas section 12 of chapter 41 of the statutes of 1953–54 now reads as follows:

> "**12.** A person is not eligible to be a director unless he holds stock of the bank as the absolute and sole owner thereof in his individual right and not as trustee or in the right of another, on which not less than five thousand dollars have been paid up."

The purpose of clause 2 is to reduce the value of the shares in the two banks concerned from ten dollars to one dollar a share. Section 24 of chapter 41 of the statutes of 1953–54 now reads as follows:

> "**24.** Subject to section 25,
> (*a*) the authorized capital stock of The Montreal City and District Savings Bank is two million dollars divided into shares of ten dollars each, and
>
> (*b*) the authorized capital stock of La Banque d'Economie de Quebec, The Quebec Savings Bank, is one million dollars divided into shares of ten dollars each."

Under present law, a director must hold 500 fully-paid shares of ten dollars each. However, the shares of the two banks are now sold at a price far in excess of ten dollars. To qualify as a director, a person would have to own shares valued at over $80,000 in the case of The Montreal City and District Savings Bank, and at over $37,000 in the case of The Quebec Savings Bank. These appear to be excessive requirements. The combined effect of the two foregoing proposed amendments would be to reduce the directors' qualifications to approximately $8,000 and $4,000 worth of stock respectively.

The purpose of clause 3 is to allow the two banks to make loans and advances on the security of first mortgages up to 60%, in lieu of 40%, of its deposit liabilities, subject always to the conditions set forth in section 64 of chapter 41 of the statutes of 1953–54.

Loans and advances on security of first mortgages.

"**64.** (1) The bank may lend money and make advances on the security of a first mortgage or hypothec on improved real or immovable residential property in Canada if

(*a*) the loan is authorized by a resolution of the board of directors of the bank, and 5

(*b*) the amount of the loan does not exceed the lesser of

(i) sixty per cent of the value of the real or immovable property on which the mortgage or hypothec is taken, or 10

(ii) one hundred thousand dollars,

and the aggregate amount outstanding of

(*c*) loans made by the bank under this section,

(*d*) loans made by the bank under the *National Housing Act, 1954*, and 15

(*e*) mortgages and hypothecs invested in by the bank under section 60,

together with the proposed loan, does not exceed sixty per cent of its deposit liabilities." 20

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-47.

An Act to incorporate Royal General Insurance Company of Canada.

AS PASSED BY THE SENATE, 28th NOVEMBER, 1963.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29622–8

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-47.

An Act to incorporate Royal General Insurance Company of Canada.

Preamble.

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Incorporation.

Corporate name.

1. George L. Armstrong, executive, and Douglas H. Cameron, executive, of the city of Montreal, in the province of Quebec, and George Perley-Robertson, one of Her Majesty's Counsel, of the city of Ottawa, in the province of Ontario, together with such other persons as become shareholders in the Company, are incorporated under the name of Royal General Insurance Company of Canada, and, in French, La Compagnie d'Assurance Royal General du Canada, hereinafter called "the Company".

Provisional directors.

2. The persons named in section 1 shall be the provisional directors of the Company.

Capital stock.

3. The capital stock of the Company shall be one million dollars divided into shares of one hundred dollars each, which may be increased to two million dollars divided into shares of one hundred dollars each.

Amount to be subscribed before general meeting.

4. The amount to be subscribed before the general meeting for the election of directors is called shall be five hundred thousand dollars.

Head office.

5. The head office of the Company shall be in the city of Vancouver, in the province of British Columbia.

Classes of insurance authorized.

6. The Company may undertake, transact and make contracts of insurance in any one or more of the following classes of insurance:

(*a*) fire insurance;
(*b*) accident insurance;
(*c*) aircraft insurance;
(*d*) automobile insurance;
(*e*) boiler insurance;
(*f*) credit insurance;
(*g*) earthquake insurance;
(*h*) explosion insurance;
(*i*) falling aircraft insurance;
(*j*) forgery insurance;
(*k*) guarantee insurance;
(*l*) hail insurance;
(*m*) impact by vehicles insurance;
(*n*) inland transportation insurance;
(*o*) live stock insurance;
(*p*) machinery insurance;
(*q*) marine insurance;
(*r*) personal property insurance;
(*s*) plate glass insurance;
(*t*) real property insurance;
(*u*) sickness insurance;
(*v*) sprinkler leakage insurance;
(*w*) theft insurance;
(*x*) water damage insurance;
(*y*) weather insurance; and
(*z*) windstorm insurance.

Subscription and payment of capital before commencing business.

7. (1) The Company shall not commence any business of insurance until at least five hundred thousand dollars of its capital stock has been bona fide subscribed and at least that amount paid thereon. It may then transact the business of fire insurance, accident insurance, automobile insurance, boiler insurance (excluding machinery insurance), explosion insurance, personal property insurance, plate glass insurance, real property insurance, theft insurance and, in addition thereto, earthquake insurance, falling aircraft insurance, impact by vehicles insurance, limited hail insurance, sprinkler leakage insurance, water damage insurance, weather insurance and windstorm insurance, limited to the insurance of the same property as is insured against the risk of fire under a policy of the Company.

Additional amounts for certain classes of business.

(2) The Company shall not commence business in any of the other classes of insurance authorized by section 6 of this Act until the paid capital, or the paid capital together with the surplus, has been increased by an amount or amounts depending upon the nature of the additional class or classes of business as follows, that is

to say:—for aircraft insurance, the said increase shall not be less than forty thousand dollars; for credit insurance, not less than forty thousand dollars; for earthquake insurance, not less than ten thousand dollars; for falling aircraft insurance, not less than ten thousand dollars; for forgery insurance, not less than forty thousand dollars; for guarantee insurance, not less than one hundred thousand dollars; for hail insurance, not less than fifty thousand dollars; for impact by vehicles insurance, not less than ten thousand dollars; for inland transportation insurance, not less than twenty thousand dollars; for live stock insurance, not less than forty thousand dollars; for machinery insurance, not less than forty thousand dollars; for marine insurance, not less than one hundred thousand dollars; for sickness insurance, not less than twenty thousand dollars; for sprinkler leakage insurance, not less than ten thousand dollars; for water damage insurance, not less than twenty thousand dollars; for weather insurance, not less than twenty thousand dollars; and for windstorm insurance, not less than fifty thousand dollars.

When Company may transact any or all classes of insurance business.

(3) Notwithstanding anything to the contrary contained in this section, the Company may transact business in any one or more of the classes of insurance authorized by section 6 of this Act when the paid capital amounts to at least five hundred thousand dollars and the paid capital together with the surplus amounts to at least one million dollars.

"Surplus" defined.

(4) In this section, the word "surplus" means the excess of assets over liabilities, including in the liabilities the amount paid on account of capital stock and the reserve of unearned premiums calculated *pro rata* for the unexpired term of all policies of the Company in force.

Power to acquire rights, etc., of a certain insurance company.

8. (1) The Company may acquire by agreement the whole or any part of the rights and property and may assume the obligations and liabilities of the Royal General Insurance Company of Canada, incorporated by chapter 62 of the statutes of British Columbia, 1906, as amended, hereinafter called "the Provincial Company"; and, in the event of such acquisition and assumption, the Company shall perform and discharge all such obligations and liabilities of the Provincial Company with respect to the rights and property acquired as are not performed and discharged by the Provincial Company.

Submission to Treasury Board.

(2) No agreement between the Company and the Provincial Company providing for such acquisition and assumption shall become effective until it has been submitted to and approved by the Treasury Board of Canada.

Coming into force.

9. This Act shall come into force on a date to be specified by the Superintendent of Insurance in a notice in the *Canada Gazette*. Such notice shall not be given until this Act has been approved by a resolution adopted by at least two-thirds of the votes of the members of the Provincial Company present or represented by proxy at a meeting duly called for that purpose, nor until the Superintendent of Insurance has been satisfied by such evidence as he may require that such approval has been given and that the Provincial Company has ceased to transact the business of insurance or will cease to transact such business forthwith upon a certificate of registry being issued to the Company.

R.S., c. 31; 1956, c. 28; 1957-58, c. 11; 1960-61, c. 13.

10. The *Canadian and British Insurance Companies Act* shall apply to the Company.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-48.

An Act respecting The Northern Life Assurance Company of Canada.

Read a first time, Tuesday, 19th November, 1963.

Honourable Senator CONNOLLY
(*Ottawa-West*)

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29612–9

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-48.

An Act respecting The Northern Life Assurance Company of Canada.

Preamble. 1894, c. 122; 1924, c. 90.

WHEREAS The Northern Life Assurance Company of Canada, hereinafter called "the Company", has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Name in French.

1. The Company may use, in the transaction of its business, either the name The Northern Life Assurance Company of Canada or the name La Nord-Vie du Canada, Compagnie d'Assurance, or both of such names, as and when it so elects. It may sue or be sued in either or both of such names, and any transaction, contract or obligation heretofore or hereafter entered into or incurred by the Company in either or both of the said names shall be valid and binding on the Company.

Existing rights saved.

2. Nothing contained in section 1 of this Act shall in any way impair, alter or affect the rights or liabilities of the Company, except as therein expressly provided, or in any way affect any suit or proceeding now pending or judgment existing, either by or in favour of or against the Company, which, notwithstanding the provisions of section 1 of this Act, may be prosecuted, continued, completed and enforced as if this Act had not been passed.

Repeal.

3. Section 2 of chapter 122 of the statutes of 1894 is repealed and the following substituted therefor:

Classes of insurance authorized.

"**2.** The Company may undertake, transact and make contracts of insurance in any one or more of the following classes of insurance:

Explanatory Notes.

Clauses 1 and 2 add a French name to the Company.

Clause 3 authorizes the Company to undertake, transact and make contracts of personal accident insurance and sickness insurance, in addition to life insurance.

(*a*) life insurance;
(*b*) personal accident insurance; and
(*c*) sickness insurance."

Repeal.

4. Subsection 2 of section 5, and sections 8, 11, 12, 13 and 14, of chapter 122 of the statutes of 1894 are repealed. 5

Repeal.

5. Section 18 of chapter 122 of the statutes of 1894 and section 4 of chapter 90 of the statutes of 1924 are repealed, and the following substituted therefor:

R.S., c. 31; 1956, c. 28; 1957-58, c. 11; 1960-61, c. 13.

"**18.** The *Canadian and British Insurance Companies Act* shall apply to the Company as though it 10 were a company incorporated by a Special Act of the Parliament of Canada after the 4th day of May, 1910."

The subsection and sections referred to in clause 4 are being repealed as they are no longer applicable due to the present provisons of the *Canadian and British Insurance Companies Act.*

The sections being repealed by clause 5 provided that *The Insurance Act, 1910* and *The Insurance Act, 1917*, respectively, applied to the Company. Clause 5 accordingly provides that the present provisions of the *Canadian and British Insurance Companies Act* are to apply to the Company.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-49.

An Act respecting The Canada North-west Land Company (Limited).

Read a first time, Thursday, 21st November, 1963.

Honourable Senator LEONARD.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29770–5

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-49.

An Act respecting The Canada North-west Land Company (Limited).

Preamble. 1893, c. 88; 1903, c. 93; 1943–44, c. 36.

WHEREAS The Canada North-west Land Company (Limited) has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Repeal.

1. (1) Paragraphs (i.) and (j.) of section 2 of chapter 88 of the statutes of 1893 are repealed and the following substituted therefor:

To advance money.

"(i.) to make advances and loans upon the security of property other than real estate or leaseholds, or without security, for the purposes of or in connection with the improvement and development of the property of the Company or in furtherance of any of the objects of the Company;

To purchase and sell company debentures, etc.

(j.) to purchase, receive, hold, own, sell, assign, transfer and otherwise to acquire or dispose of, mortgage and pledge bonds, debentures, notes, shares of capital stock and other securities, obligations, contracts and evidences of indebtedness of any company, corporation or association, or of any government, state, municipality or body politic; to receive, collect and dispose of interest, dividends and income upon, of and from any of the bonds, debentures, notes, shares of capital stock, securities, obligations, contracts, evidences of indebtedness and other property held or owned by the Company, and to exercise in respect of all such bonds, debentures, notes, shares of capital stock, securities, obligations, contracts, evidences of indebtedness and other property, any and all the rights, powers and privileges of individual ownership thereof, including the right to vote thereon;"

Explanatory Notes.

The purpose of clause 1 of the bill is to widen the investment powers of the Company to include the power to acquire and hold personal property of all kinds.

The purpose of clause 2 of the bill is to increase the capital stock of the Company to $4,059,551.00 in order that stock dividends of redeemable preferred shares may be paid to the shareholders from time to time.

Section 4 of chapter 88 of the statutes of 1893, incorporating the Company, provided that the capital stock of the Company should be $7,443,875.00, divided into 59,551 preferred shares of $100.00 each and 59,551 common shares of $25.00 each. Subsection (3) of section 4 of chapter 88 of the statutes of 1893 provided as follows:—

> "3. The capital stock shall be subject to reduction as hereinafter provided by the cancellation of preferred shares given in exchange for land or purchased."

Section 3 of chapter 93 of the statutes of 1903 amended section 11 of the principal Act by adding subsection (3) as follows:—

> "3. After the cancellation of the preference stock the board of directors may, from time to time, repay capital out of the funds of the Company to the holders of the common shares, pari passu, provided that no capital shall be repaid to holders of the common shares unless all liabilities of the Company be first duly paid."

Pursuant to subsection (3) of section 4 and subsection (3) of section 11 of the principal Act as amended, the capital stock of the Company was reduced from $7,443,875.00 to $59,551.00 divided into 59,551 common shares of $1.00 each. This was accomplished by cancellation of the preferred shares pursuant to subsection (3) of section 4 of the principal Act as amended, and by the reduction of the par value of the common shares from $25.00 per share to $1.00 per share by resolutions of the Board of Directors adopted from time to time providing for the repayment of capital to the holders of the common shares *pari passu* pursuant to subsection (3) of section 11 of the principal Act as amended. All the capital stock of the Company is presently issued and outstanding.

(2) Section 2 of chapter 88 of the statutes of 1893 is further amended by adding immediately after paragraph (l.) the following paragraphs:

To deal in real and personal property.

"(m.) to buy, hold, own, hire, maintain, control, take, lease, sell, assign, exchange, transfer, manage, improve, develop and otherwise deal in and dispose of, either absolutely as owner or by way of collateral security or otherwise, any property, real and personal, movable and immovable, and assets generally other than mortgages and hypothecs upon real estate or leaseholds; and

To deal in mining, oil and gas lands, etc.

(n.) to acquire, lease, hold and alienate mines, mining lands, mining rights, pre-emption rights or any interest therein, oil and gas lands and deposits, timber limits or licences, water privileges and powers and rights and interests therein, mechanical contrivances and patent rights of invention, and to work, exercise, develop and turn to account all such properties and interests and any undertakings connected therewith."

Repeal.

2. Section 4 of chapter 88 of the statutes of 1893, as amended by section 1 of chapter 93 of the statutes of 1903, is repealed and the following substituted therefor:

Capital stock.

"**4.** (1) The capital stock of the Company shall be four million fifty-nine thousand five hundred and fifty one dollars, divided into one million fifty-nine thousand five hundred and fifty-one common shares of one dollar each and three million preferred shares of one dollar each.

(2) Holders of the common shares shall have one vote for every four common shares held.

Conditions attaching to preferred shares.

(3) The preferred shares shall have attached to them the following terms and conditions:

(*a*) The holders of the preferred shares shall in each year in the discretion of the directors, but always in preference and priority to any payment of dividends on the common shares for such year, be entitled, out of any or all profits or surplus available for dividends, to non-cumulative dividends at the rate of two per cent per annum on the amount paid up on the preferred shares. If, in any year, after providing for the full dividend on the preferred shares, there shall remain any profits or surplus available for dividends, such profits or surplus or any part thereof may, in the discretion of the directors, be applied to dividends on the common

shares; the holders of preferred shares shall not be entitled to any dividend other than or in excess of the non-cumulative dividends at the rate of two per cent per annum hereinbefore provided for. 5

(*b*) The preferred shares shall rank, both as regards dividend and return of capital, in priority to all other shares of the Company but shall not confer any further right to participate in profits or assets. 10

(*c*) The Company may, upon giving notice as hereinafter provided, redeem the whole or any part of the preferred shares on payment for each share to be redeemed of the amount paid up thereon, together with all dividends declared 15 thereon and unpaid. In case a part only of the then outstanding preferred shares is at any time to be redeemed, the shares so to be redeemed shall be selected by lot in such manner as the directors in their discretion shall decide 20 or, if the directors so determine, may be redeemed pro rata, disregarding fractions, and the directors may make such adjustments as may be necessary to avoid the redemption of fractional parts of shares. Not less than thirty 25 days' notice in writing of such redemption shall be given by mailing such notice to the registered holders of the shares to be redeemed, specifying the date and place of redemption. If notice of any such redemption be given by the Company 30 in the manner aforesaid, and an amount sufficient to redeem the shares be set aside by the Company at its head office on or before the date fixed for redemption, dividends on the preferred shares to be redeemed shall cease 35 after the date so fixed for redemption and the holders thereof shall thereafter have no rights against the Company in respect thereof except, upon the surrender of certificates for such shares, to receive payment therefor out of the 40 moneys so set aside. After the redemption price of such shares has been set aside by the Company as aforesaid, notice shall be given to the holders of any preferred shares called for redemption, who have failed to present the cer- 45 tificates representing such shares within two months of the date specified for redemption, that the money has been so set aside and may be obtained by the holders of the said preferred

shares upon presentation of the certificates representing such shares called for redemption at the head office of the Company. Any shares redeemed hereunder shall be cancelled and shall not be reissued.

(*d*) The Company shall have the right at its option at any time and from time to time to purchase for cancellation the whole or any part of the preferred shares at the lowest price at which such shares are obtainable pursuant to tenders received by the Company upon request for tenders addressed to all holders of preferred shares which price shall not exceed the amount paid up thereon together with all dividends declared thereon and unpaid. If, in response to an invitation for tenders, two or more shareholders submit tenders at the same price and if such tenders are accepted by the Company in whole or in part, then, unless the Company accepts all such tenders in whole, the Company shall accept such tenders in proportion as nearly as may be to the number of shares offered in each such tender. From and after the date of such purchase of any preferred shares, such shares shall be regarded as having been redeemed and shall be cancelled and shall not be reissued.

(*e*) In the event of the liquidation, dissolution or winding-up of the Company, whether voluntary or involuntary, the holders of the preferred shares shall be entitled to receive, before any distribution of any part of the assets of the Company among the holders of any other shares, an amount equal to one hundred per cent of the amount paid thereon and any dividends declared thereon and unpaid and no more.

(*f*) The holders of the preferred shares shall not, as such, have any voting rights for any purpose whatsoever unless and until the Company shall fail for a period of two consecutive years to pay a dividend at the prescribed rate on the preferred shares; whereupon, and whenever the same shall occur, the holders of the preferred shares shall, until dividends at the rate of two per cent per annum have been paid on the preferred shares for two consecutive years, be entitled to receive notice of all shareholders' meetings, to attend all such meetings and to cast one vote for each preferred share held."

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-50.

An Act to incorporate The Mortgage Insurance Company of Canada.

Read a first time, Tuesday, 26th November, 1963.

Honourable Senator CAMPBELL.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29798-6

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-50.

An Act to incorporate The Mortgage Insurance Company of Canada.

Preamble.

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Incorporation.

1. William Henry McDonald, executive, Charles William Jameson, executive, David Graham Guest, solicitor, Bernard Bruce Lockwood, solicitor, and Ronald Calvin Brown, solicitor, all of the city of Toronto, in the province of Ontario, and Thomas Leith Brock, executive, Paul Eugene Beaulieu, executive, Michael James Campbell Boyd, investment dealer, and John Terence Stott, investment dealer, all of the city of Montreal, in the province of Quebec, together with such other persons as become shareholders in the Company, are incorporated under the name of The Mortgage Insurance Company of Canada, and, in French, La Compagnie d'Assurance d'Hypothèques du Canada, hereinafter called "the Company".

Corporate name.

Provisional directors.

2. The persons named in section 1 shall be the provisional directors of the Company.

Capital stock.

3. The capital stock of the Company shall be four million dollars, which may be increased to fifteen million dollars, divided into shares of one hundred dollars each.

Amount to be subscribed before general meeting.

4. The amount to be subscribed before the general meeting for the election of directors is called shall be four million dollars.

Amount to be subscribed and paid before commencement of business.

5. The Company shall not commence business until at least four million dollars of the capital stock has been bona fide subscribed and at least one million dollars paid thereon, together with a contribution to surplus of one million dollars. 5

Head office.

6. The head office of the Company shall be in the city of Toronto, in the province of Ontario.

Classes of insurance authorized. Proviso.

7. The Company may undertake, transact and make contracts of mortgage insurance: Provided that every such contract of mortgage insurance shall contain 10 a provision to the effect that the Company may, at its option, limit its liability thereunder to twenty per cent of the aggregate of the following items

(*a*) the unpaid principal amount of the mortgage loan as at the date of any claim under the 15 contract;

(*b*) reasonable charges relating to the mortgaged property for public utilities, insurance premiums and real property taxes and rates;

(*c*) all interest due or accrued and unpaid at the 20 mortgage interest rate on the amounts specified in items (*a*) and (*b*); and

(*d*) reasonable legal fees and disbursements incurred in connection with the realization of the mortgage security. 25

R.S., c. 31; 1956, c. 28; 1957-58, c. 11; 1960-61, c. 13.

8. The *Canadian and British Insurance Companies Act* shall apply to the Company.

First Session, Twenty-Sixth Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-51.

An Act to incorporate Family Life Assurance Company.

Read a first time, Monday, 2nd December, 1963.

Honourable Senator BOUCHER.

ROGER DUHAMEL, F.R.S.C.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1963

29874–5

1st Session, 26th Parliament, 12 Elizabeth II, 1963.

THE SENATE OF CANADA

BILL S-51.

An Act to incorporate Family Life Assurance Company.

Preamble.

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Incorporation.

Corporate name.

1. Joseph D. Lalonde, executive, and Roger A. Lalonde, executive, of St. Victor, in the province of Saskatchewan, and Robert B. Sylvestre, physician and surgeon, of the town of Assiniboia, in the province of Saskatchewan, together with such other persons as become shareholders in the Company, are incorporated under the name of Family Life Assurance Company, and, in French, La Familiale, Compagnie d'Assurance-Vie, hereinafter called "the Company".

Provisional directors.

2. The persons named in section 1 shall be the provisional directors of the Company.

Capital stock.

3. The capital stock of the Company shall be one million dollars divided into shares of ten dollars each.

Subscription and payment before commencing business.

4. The Company shall not commence any business of insurance until at least five hundred thousand dollars of its capital stock has been bona fide subscribed and at least two hundred thousand dollars paid thereon.

Head office.

5. The head office of the Company shall be at St. Victor, in the province of Saskatchewan.

Classes of insurance authorized.

6. The Company may undertake, transact and make contracts of insurance in any one or more of the following classes of insurance:

(*a*) life insurance;
(*b*) personal accident insurance; and
(*c*) sickness insurance.

Power to acquire rights, etc., of a certain insurance company.

7. (1) The Company may acquire by agreement the whole or any part of the rights and property and may assume the obligations and liabilities of The Family Life Assurance Company Limited, incorporated in May, 1954, under and pursuant to The Companies Act, chapter 124 of the Revised Statutes of Saskatchewan, 1953, hereinafter called "the Provincial Company"; and, in the event of such acquisition and assumption, the Company shall perform and discharge all such obligations and liabilities of the Provincial Company with respect to the rights and property acquired as are not performed and discharged by the Provincial Company.

Submission to Treasury Board.

(2) No agreement between the Company and the Provincial Company providing for such acquisition and assumption shall become effective until it has been submitted to and approved by the Treasury Board of Canada.

Coming into force.

8. This Act shall come into force on a date to be specified by the Superintendent of Insurance in a notice in the *Canada Gazette*. Such notice shall not be given until this Act has been approved by a resolution adopted by at least two-thirds of the votes of the members of the Provincial Company present or represented by proxy at a meeting duly called for that purpose, nor until the Superintendent of Insurance has been satisfied by such evidence as he may require that such approval has been given and that the Provincial Company has ceased to transact the business of insurance or will cease to transact such business forthwith upon a certificate of registry being issued to the Company.

R.S., c. 31; 1956, c. 28; 1957–58, c. 11; 1960–61, c. 13.

9. The *Canadian and British Insurance Companies Act* shall apply to the Company.