

towards the establishment of an experimental station, with a laboratory of agricultural chemistry attached ; which institution, before being recognized and subsidized, must have established, to the satisfaction of the Lieutenant-Governor in Council, that it is in a position to advantageously carry out the object of its foundation, and the surplus, if any, of the said balance, shall be expended in encouraging such societies or undertakings, whose operations are of a nature to further the advancement of agricultural interests, which the Lieutenant-Governor shall, upon the recommendation of the Minister of Agriculture, indicate.

portion of grant for agriculture to establishment of experimental station.
Application of surplus.

C A P . X V .

An Act respecting the sale and management of public lands, timber and mines, the clearing of land and the protection of forests.

[Assented to 12th July, 1888.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

PUBLIC LANDS.

1. Upon the conditions and for the price regulated and established by the Lieutenant-Governor in Council, the Crown Lands' Agent, if there is no contestation, is bound to grant a location ticket to any person who asks to purchase a lot of public lands for colonization purposes,; if the lot asked for is for sale and not already granted; such grant is however subject to the approval of the Commissioner of Crown Lands and shall not prejudice the right of the latter to sell the lands under the Quebec General Mining Act, as well as fire-wood lots under existing regulations and sugary lands under the following provisions.

Agents bound to grant location tickets for lands asked for, if for sale and not already granted.
Approval of commissioner and rights to sell &c. provided for.

2. Section 10 of the act 36 Victoria, chapter 9, is replaced by the following :

36 V., c. 9, s. 10.

" 10. The Commissioner of Crown Lands may dispose of lots suitable only for the working of sugaries without obliging the purchasers to fulfil thereon the conditions of settlement ;

Sale of lots for sugaries, settlement duties not required.

Such sales, which in no case can include more than one hundred acres to the same person, must be made after a special valuation determined by the Commissioner upon the report of the agents after an inspection made at

Conditions and number of acres to be sold.

Price. the expense of the purchaser, and at a price which cannot be less than seventy-five cents per acre.

Right to cut wood for use only. The purchaser has not the right to cut or dispose of any wood other than that necessary for his own use."

CANCELLING OF LAND SALES.

45 V., c. 11, s. 4, amended. **3.** Sections 20*b* and 20*c*, added to section 20 of the act 32 Victoria, chapter 11, by section 4 of the act 45 Victoria, chapter 10, are replaced by the following :

When cancelling to take place. "20*b*. Such cancelling cannot take place until sixty days after the posting up of the said notice at the church door as aforesaid.

Purchaser, &c., may petition against such cancellation. "20*c*. During these sixty days, it shall be lawful for the purchaser, his heirs or assigns, to represent by petition to the Commissioner of Crown Lands, or to the Lieutenant-Governor in Council, the reasons for which he thinks such cancellation should not take place ; and the Commissioner or the Lieutenant-Governor in Council shall then decide the question, after considering the merits of the reasons advanced in support of the petition."

Decision on such petition.

FORESTS.

Acts establishing timber reserves repealed. **4.** The acts or parts of acts, establishing a timber reserve upon public lands, as well as the Orders in Council and regulations of the Department of Crown Lands made in virtue thereof, are repealed ;

Timber reserve upon each lot. In future, a timber reserve of twenty per cent of each lot sold shall be made at the time of the granting of the location ticket or permit of occupation for public lands.

To be located by Commissioner. The Commissioner of Crown Lands may determine, through his agent, the locality where the reserve shall be situated.

Regulations respecting cutting timber upon reserve. **5.** The Lieutenant-Governor in Council may make all regulations, not incompatible with this act, for the right to cut timber upon the reserve indicated ; but the proprietor or the occupant of the lot upon which it exists shall, together with his assigns, remain the perpetual usufructuary of such land, with all the rights he may have as such.

Rights of proprietor, &c.

Words "merchantable timber" defined. **6.** The words "merchantable timber" mean : white pine, red pine, spruce, tamarac, black birch, white birch, and ash.

C. S. C., c. 23, s. 4, amended. **7.** Section 4 of chapter 23 of the Consolidated Statutes of Canada, is amended by adding before the word "timber," in the first line, the word "merchantable."

8. All timber cut for the purpose of clearing a lot sold by location ticket, until the issue of the letters-patent, may be sold by the purchaser of the said lot, but upon condition that he pays to the Crown the timber dues as fixed by the regulations of the Crown Lands' Department. Timber cut for clearing lots, under location ticket may be sold upon payment of timber dues.

The proceeds of such timber dues are imputed upon the balance due, in capital and interest, upon the price of the lot for which they were paid, up to the amount of such balance due, and the balance shall belong to the Crown. Proceeds of timber dues to be imputed price of lot.

It shall always be lawful for the Commissioner of Crown Lands to withdraw, from any timber license, any lots unsuitable for cultivation and recognized as such after inspection, and upon which there is no merchantable timber, and to dispose of such lots as fire-wood lots in quantities that are in the opinion of the said Commissioner workable. Lots may be withdrawn from timber license. Disposal of such as fire-wood lots.

The licensee shall have the right under his license, of cutting the merchantable timber on any lot so sold, which is included in his license, during thirty months from the date of issuing the location ticket, except on that part of the lot which the settler is engaged in clearing, as hereinbefore provided, and also to the further extent of ten acres. Right of licensee to cut timber. Exception.

MINES.

9. Paragraph *e* of section 1 of the Quebec General Mining Act of 1880, 43-44 Victoria, chapter 12, is replaced by the following: 43-44 V., c. 12 s. 1, § 2, replaced.

"*e*. The words "mines and minerals" mean and include all quarries of stone of whatever kind and all stones and rocks, earth or soil, whether alluvial or not, in which are found gold, silver, copper, phosphate of lime, (apatite) asbestos, amianthus, and any mineral substance having an appreciable value." "Mines and minerals" defined.

REPEALING CLAUSE.

10. The following acts and parts of acts are hereby repealed: 29 Victoria, chapter 53; 32 Victoria, chapter 11, section 10 § 3; 36 Victoria, chapter 9, sections 4, 5, 6, 7, 8 and 10; 39 Victoria, chapter 11, sections 2, 3 and 4; 45 Victoria, chapter 10, section 2, and 46 Victoria, chapter 9, and chapter 10, sections 1, 2, 3, 4 and 5, and all provisions of previous acts which are inconsistent with the provisions of this act. 29 V., c. 53; 32 V., c. 11, s. 10, § 3; 36 V., c. 9, ss. 4 to 10; 39 V., c. 11, ss. 2, 3 and 4; 45 V., c. 10, s. 2; 46 V., c. 9; 46 V., c. 10, ss. 1 to 5, repealed.