

Ministry of  
Consumer and  
Business Services

Ministère des Services  
aux consommateurs  
et aux entreprises



Title and Survey Services Office  
Registration Division  
393 University Avenue, 3<sup>rd</sup> Floor  
Toronto ON M5G 1E6  
Telephone: (416) 314-4886  
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Bureau de l'arpentage et des droits immobiliers  
Division de l'enregistrement  
393, av. University, 3e étage  
Toronto ON M5G 1E6  
Téléphone: (416) 314-4886  
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April 4, 2005

**MEMORANDUM: EM 2005-01**

**TO:** All Land Registrars

**FROM:** Doug Aron  
Examiner of Surveys

**RE:** Memo EM199712 – Transfers from Ontario Clean Water Agency to  
Municipalities under the *Municipal Water and Sewage Transfer Act*

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Recently, our Ministry has been contacted by the Ministry of the Environment concerning the above noted transfers. Despite memo EM199712 advising that these transfers would end in 1999, they will continue to be presented for registration. In light of this, we have granted authorization for these documents to be registered in paper form in all Land Registry Offices.

We have approved new document generals (Land Titles and Registry) that have an additional paragraph to the two set out in memo EM199712. Therefore, the Ministry of the Environment will now be completing their documents using one of the three approved paragraphs. Please use the attached document generals in conjunction with the ones in memo EM199712.

In addition, Regulation 374/04 under the *Land Transfer Tax Act* exempts acquisition of land by municipalities, pursuant to transfer orders under the *Municipal Water and Sewage Transfer Act*, from land transfer tax. Therefore, a land transfer tax affidavit is not required to be included with the transfer order. However, if a municipality has attached a completed affidavit, the document should not be refused registration.

This memo is to be used in conjunction with memo EM199712.

Any questions in this matter should be directed to your Regional Surveyor.

A handwritten signature in black ink, appearing to read "Doug Aron", with a stylized flourish extending to the right.

- c. Kate Murray, Director of Titles  
John Dalgliesh, Director of Land Registration  
Regional Managers  
Regional Surveyors  
TSSO Staff  
Peter Templin, Ministry of the Environment

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(1) Registry  Land Titles  (2) Page 1 of \_\_\_\_\_ pages

(3) Property Identifier(s) Block see Property attached Schedule(s) Additional: See Schedule

(4) Nature of Document  
**Minister's Transfer Order - [Municipality] [#W or S]-LT/YEAR**  
**(e.g. Minister's Transfer Order Haileybury #W1-LT/1997)**

(5) Consideration  
**N I L Dollars \$**

(6) Description  
**See the following schedules which include lands in the Town of X in the County of Y**

**Schedule "A" - Fee Simple OR Fee Simple Interests**

**Schedule "B" - Permanent Easements OR Registered Easements**

**Schedule "C" - Temporary Easements/ Other Easements**

New Property Identifiers Additional: See Schedule

Executions Additional: See Schedule

(7) This Document Contains: (a) Redescription New Easement Plan/Sketch  (b) Schedule for: Description  Additional Parties  Other

(8) This Document provides as follows:  
  
**PLEASE SEE PAGE 2 AS ENTIRE PRECEDENT DOES NOT FIT IN THIS BOX.**  
  
**REGISTERABLE TRANSFER ORDERS WILL NOT HAVE THE PAGE 2, ATTACHED, ONLY ONE OF THE PARAGRAPHS WILL BE IN BOX 8 OF THE DOCUMENT GENERAL PRESENTED FOR REGISTRATION.**  
  
Continued on Schedule

(9) This Document relates to instrument number(s)

(10) Party(ies) (Set out Status or Interest)  
Name(s) Signature(s) Date of Signature Y M D  
**From: The Ontario Clean Water Agency or Ontario Clean Water Agency [Minister's signature]**  
  
**Minister of the Environment OR Minister of the Environment and Energy**

(11) Address for Service **c/o Ontario Clean Water Agency, 1 Yonge Street, Suite 1700, Toronto, Ontario M5E 1E5**

(12) Party(ies) (Set out Status or Interest)  
Name(s) Signature(s) Date of Signature Y M D  
**To: [LEGAL NAME OF MUNICIPALITY] TRANSFEREE**

(13) Address for Service **ADDRESS OF MUNICIPALITY**

(14) Municipal Address of Property  
**Not assigned, OR Unknown, OR Multiple, OR Address if available**

(15) Document Prepared by:  
**Environmental Innovations & Emerging Sciences Branch, Ministry of the Environment, 14th Floor, 40 St. Clair Avenue West, Toronto, Ontario M4V 1M2**

Fees and Tax	
Registration Fee	
<b>Total</b>	

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**Additional Property Identifier(s) and/or Other Information**

CONTINUATION OF BOX 8 OF PAGE 1:

MINISTER SIGNING AS THE MINISTER OF THE ENVIRONMENT AND ENERGY: Pursuant to subsection 2(6) of the *Municipal Water and Sewage Transfer Act, 1997*, the Minister hereby transfers from the Ontario Clean Water Agency to the [LEGAL NAME OF MUNICIPALITY], the lands described in the Schedule(s) which are part of the [NAME OF FACILITY/SYSTEM] and which became vested under s. 53, in the Ontario Clean Water Agency, pursuant to purchase or expropriation by them or under s. 59 of the Capital Investment Plan Act, 1993.

OR

MINISTER SIGNING AS THE MINISTER OF THE ENVIRONMENT: Pursuant to subsection 2(6) of the *Municipal Water and Sewage Transfer Act, 1997*, the Minister as successor to the Minister of the Environment and Energy pursuant to subsection 5(3) of the Executive Council Act, hereby transfers from the Ontario Clean Water Agency to the [LEGAL NAME OF MUNICIPALITY/COUNTY], the lands described in the Schedule(s) which are part of the [NAME OF FACILITY/SYSTEM] and which became vested under s. 53, in the Ontario Clean Water Agency, pursuant to purchase or expropriation by them or under s. 59 of the Capital Investment Plan Act, 1993.

OR

Pursuant to subsection 2(6) of the *Municipal Water and Sewage Transfer Act, 1997*, the Minister hereby transfers, from the Ontario Clean Water Agency to the [LEGAL NAME OF MUNICIPALITY/COUNTY], the lands described in the Schedule(s), which are part of the [NAME OF FACILITY/SYSTEM] and which became vested under s. 53 of the Capital Investment Plan Act, 1993, in the Ontario Clean Water Agency, pursuant to purchase or expropriation by them or under s. 59 of the Capital Investment Plan Act, 1993.

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**D**

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**Minister of the Environment OR Minister of the Environment and Energy**

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