



Ontario

Ministry of  
Consumer and  
Commercial  
Relations

Property  
Rights  
Division

BULLETIN NO. 75064

DATE: July 9, 1975

TO:  
ALL LAND REGISTRARS

THE PUBLIC LANDS ACT  
R.S.O.1970 C.380 S.40

CROWN GRANTS

Section 40 of The Public Lands Act is set out below for your information and assistance.

Subsection 6 provides that upon receipt for registration the Land Registrar is not to charge a fee.

Audrey Loeb Burns  
Solicitor

ALB:pc

**40.—(1)** In this section, "Crown grant" means a grant of a <sup>interpretation</sup> freehold or leasehold interest in unpatented public lands or of an easement in or over unpatented public lands made under this or any other Act. 1965, c. 108, s. 1, *part*.

(2) Where a Crown grant is made of public lands situate in a part of the Province to which *The Land Titles Act* applies, the Minister shall cause to be forwarded to the proper master of titles the instrument by which the Crown grant is made, together with a copy thereof. 1965, c. 108, s. 1, *part*; 1968, c. 108, s. 1 (1). Crown grants registered in land titles office R.S.O. 1970, c. 234

(3) Where a Crown grant is made of public lands, other than lands to which subsection 2 applies, the Minister shall cause to be forwarded to the registrar of the registry division in which the lands are situate the instrument by which the Crown grant is made, together with a copy thereof. 1965, c. 108, s. 1, *part*. Crown grants registered in registry office

(4) Notwithstanding subsections 2 and 3, where an order is made under subsection 5 of section 60 or a grant of mineral rights is made under *The Canada Company's Lands Act, 1922*, the Minister shall cause such order or the instrument by which the Crown grant is made, as the case may be, together with a copy thereof, to be forwarded to the master of titles or registrar of deeds in whose office the land affected is registered. Orders, grants of minerals registered in land titles and registry offices 1922, c. 24

(5) Notwithstanding subsections 2 and 3, where an instrument affecting any public lands has been registered in a land titles or registry office and a Crown grant of the public lands is made, the Minister shall cause the instrument by which the Crown grant is made to be forwarded for registration and he may determine whether it shall be forwarded to the master of titles or registrar of deeds. 1968, c. 108, s. 1 (2). Registration in land titles or registry office

(6) Upon receipt of an instrument and the copy thereof under subsection 2, 3, 4 or 5, the proper master of titles or registrar shall, without fee or other charge, register the instrument, note particulars of registration on the copy and forward the copy to the grantee at the address furnished by the Department. 1965, c. 108, s. 1, *part*; 1968, c. 108, s. 1 (3). Registration