

1950

c 297 Provincial Forests Act

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CHAPTER 297

The Provincial Forests Act

1. The several tracts of land described in the Schedule to this Act shall continue to be and to be set apart as provincial forests under the names set out in the Schedule. R.S.O. 1937, c. 38, s. 1. Declaration of lands set apart.

2. The Lieutenant-Governor in Council may establish and set apart any other portions of the public domain as provincial forests, and may add to any provincial forest. R.S.O. 1937, c. 38, s. 2; 1946, c. 89, s. 35 (1). Power to set apart provincial forests.

3. The Lieutenant-Governor in Council may authorize the sale, lease or other disposal of land within a provincial forest for purposes, other than agriculture, which are not inconsistent with the development of the forest. 1943, c. 28, s. 28. Sale, lease or disposal of land.

4. Every provincial forest shall be under the control and management of the Minister of Lands and Forests, and the Lieutenant-Governor in Council may make regulations for its protection, care and management, and for the disposal of land therein. R.S.O. 1937, c. 38, s. 4 (1); 1943, c. 28, s. 29 (1). Control and management.

5. The Lieutenant-Governor in Council may appoint a forester in charge of provincial forests, whose duty it shall be under the Minister of Lands and Forests to carry out any regulations passed under this Act and to have charge, control and management of the provincial forests, and it shall be the duty of such officer to preserve the provincial forests according to the best forestry practice, and to gradually bring them under a sustained yield basis, and generally to have charge, control and management of the provincial forests. R.S.O. 1937, c. 38, s. 5. Appointment of provincial forest officer.

6. Where any timber in any provincial forest or any part thereof has been damaged by fire or has attained commercial maturity the same may be offered for sale, subject to such regulations as may be made by the Lieutenant-Governor in Council. R.S.O. 1937, c. 38, s. 6. Sale of timber, provincial forests.

7. Whenever it is deemed expedient to establish a site for a town or to use land for any purpose other than agricultural Lieutenant-Governor may withdraw lands for townsite purposes.

settlement within the limits of a provincial forest, the Lieutenant-Governor in Council may withdraw such lands as are necessary for that purpose from such provincial forest, and thereafter this Act shall no longer apply to such lands. R.S.O. 1937, c. 38, s. 7.

Lieutenant-Governor may make order for shooting, game or fishery purposes.

8. On the recommendation of the Minister the Lieutenant-Governor in Council may make such order as may be necessary or proper from time to time for the use of any one or more of the provincial forests, or any part or parts thereof, for shooting, fishing, camping, recreational or instructional purposes not inconsistent with the growth and development of timber. R.S.O. 1937, c. 38, s. 8.

Surrender of cut-over timber land.

9.—(1) The Minister, for the purpose of creating a provincial forest, may arrange with any holder of a timber limit which has been cut over and upon which forest growth exists, or which the Minister is satisfied will generally reproduce timber, for the surrender of such limit or any part thereof, upon such terms and conditions as to the remission of any timber dues or ground rent or any part thereof which may be due or owing to the Crown in respect thereof, and upon such other conditions as may be set forth in the report of the Minister and approved by the Lieutenant-Governor in Council.

Order in Council and report for Assembly.

(2) The Order in Council and the report of the Minister shall be laid before the Assembly within the first two weeks of the Session next after the date of the Order in Council. R.S.O. 1937, c. 38, s. 9.

Penalty.

10. Every person who violates any provision of this Act or any regulation made under this Act, in addition to any other liability, shall be guilty of an offence and on summary conviction shall be liable to a penalty of not more than \$50, and shall also be liable for all damages resulting from any such violation to be recoverable in any court of competent jurisdiction. R.S.O. 1937, c. 38, s. 10.

SCHEDULE

The lands hereinafter described shall constitute and be known as provincial forests.

EASTERN PROVINCIAL FOREST

The area known as the Eastern Forest Reserve comprising 100 square miles, more or less, with the following additions thereto, namely: Timber Licences (1927-1928) numbers 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 158, 159, comprising $225\frac{3}{4}$ square miles more or less.

TIMAGAMI PROVINCIAL FOREST

That area known as the Timagami Forest Reserve, comprising 5,830 square miles more or less with the following addition thereto, namely: Timber Licence (1927-1928) number 163, comprising 100 square miles more or less, excepting therefrom that portion of the Township of Lorrain which was included in said Timber Licence (1927-1928) number 163.

MISSISSAGI PROVINCIAL FOREST

That area known as the Mississagi Forest Reserve, comprising 4,896 square miles more or less with the following additions thereto, namely: Timber Licences, numbers 408, 409, 414, 415, 416, 417, 418, 419, 420, 421, 423, comprising 366 square miles more or less.

GEORGIAN BAY PROVINCIAL FOREST

The land vested in the Crown in the following townships—Mowat, Blair, Wallbridge, Brown, Harrison, Burton, Shawanaga and Burpee, comprising 677 square miles more or less.

NIPIGON PROVINCIAL FOREST

That area known as the Nipigon Forest Reserve, comprising 7,100 square miles more or less.

WANAPITEI PROVINCIAL FOREST

All lands vested in the Crown in Norman, Aylmer and Parkin Townships and that portion of Rathbun Township contained in Lots Eleven to Twenty-four in Concessions Four, Five and Six, inclusive; comprising 70 square miles more or less.

KAWARTHA PROVINCIAL FOREST

The portions of the Townships of Harvey, Burleigh and Methuen now vested in the Crown comprising 162 square miles more or less.

R.S.O. 1937, c. 38, Sched. A; 1947, c. 81, s. 1.

