

# *The Agricultural Development and Adjustment Act*

*Repealed*

by Chapter P-4.1 of *The Statutes of Saskatchewan, 1998*  
(effective August 1, 2000).

*Formerly*

Chapter A-9 of *The Revised Statutes of Saskatchewan, 1978*  
(effective February 26, 1979), as amended by the *Statutes of  
Saskatchewan, 1979-80, c.M-32.01; 1983, c.11; 1983-84, c.63;  
1984-85-86, c.38; 1988-89, c.42; 1996, c.32.*

## **NOTE:**

**This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.**

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## CHAPTER A-9

### An Act to provide for Assistance in Agricultural Development and Adjustment

#### SHORT TITLE

##### Short title

- 1** This Act may be cited as *The Agricultural Development and Adjustment Act*.

#### INTERPRETATION

##### Interpretation

- 2** In this Act:

- (a) **“board”** means the Agricultural Development Advisory Board mentioned in section 3;
- (b) **“department”** means the Department of Agriculture;
- (c) **“minister”** means the Minister of Agriculture;
- (d) **“project”** means the undertaking of the appropriate course of action necessary for the carrying out of a plan or design for the purpose of providing income and training opportunities and of improving the utilization of agricultural resources, and includes:
  - (i) a project for the conservation of soil;
  - (ii) a program of agricultural extension and research;
  - (iii) works required for the establishment of community pastures or for fodder production, soil erosion control, forestry purposes, recreational facilities or the protection of wild animals and wild birds and aquatic life;
  - (iv) programs and works required to develop farms for the employment and training of persons in need of the same and to establish those persons on individually operated farm or ranch units;
  - (v) programs for the training of persons in farming and farm employment.

R.S.S. 1965, c.222, s.2; 1969, c.2, s.2; R.S.S.  
1978, c.A-9, s.2; 1983-84, c.63, s.2.

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AGRICULTURAL DEVELOPMENT ADVISORY BOARD

**Constitution**

**3** There shall be a board to be known as the Agricultural Development Advisory Board consisting of the Deputy Minister of Agriculture and Food, the Deputy Minister of Environment and Resource Management and the Deputy Minister of Municipal Government and not more than nine other members:

- (a) one of whom may be appointed by the Deputy Minister of Agriculture for Canada;
- (b) two of whom may be appointed by the Dean of the College of Agriculture, University of Saskatchewan;
- (c) one of whom may be appointed by the Director of the Centre for Community Studies;
- (d) one of whom may be appointed by The Saskatchewan Association of Rural Municipalities;
- (e) one of whom may be appointed by the Saskatchewan Farmers' Union;
- (f) one of whom may be appointed by the Saskatchewan Federation of Agriculture; and
- (g) two of whom may be appointed by the Lieutenant Governor in Council.

R.S.S. 1965, c.222, s.3; R.S.S. 1978, c.A-9, s.3; 1979-80, c.M-32.01, s.2; 1983, c.11, s.3; 1988-89, c.42, s.3; 1996, c.32, s.2.

**Term of office of members**

**4** Each member of the board shall hold office during the pleasure of the person or organization appointing him or of the successor of that person or organization.

R.S.S. 1965, c.222, s.4; R.S.S. 1978, c.A-9, s.4.

**Chairman**

**5** The Deputy Minister of Agriculture for Saskatchewan shall be chairman of the board.

R.S.S. 1965, c.222, s.5; R.S.S. 1978, c.A-9, s.5.

**Secretary and staff**

**6** The minister shall appoint a secretary to the board and any staff that may be necessary for the effectual functioning of the board.

R.S.S. 1965, c.222, s.6; R.S.S. 1978, c.A-9, s.6.

**Remuneration of members of board**

**7** The Lieutenant Governor in Council may authorize:

- (a) payment to the members of the board of any expenses and allowances that may be deemed reasonable;
- (b) payment to any member of the board for work done for or expenses incurred on behalf of the board.

R.S.S. 1965, c.222, s.7; R.S.S. 1978, c.A-9, s.7.

**Duties of board**

**8** The board shall advise the minister concerning investigations and researches that may be required with respect to:

- (a) projects and programs proposed with a view to increasing income and employment;
- (b) market opportunities and limitations;
- (c) land capabilities;
- (d) areas where income and employment opportunities are below the average for Saskatchewan;
- (e) the establishment of rural development areas;
- (f) studies directed towards the resolving of problems in rural development areas;
- (g) any other matter that may be referred to the board by the minister.

R.S.S. 1965, c.222, s.8; R.S.S. 1978, c.A-9, s.8.

## AGRICULTURAL ADJUSTMENTS AND PROJECTS

**Agreements with Canada respecting agricultural adjustments, etc.**

**9** The Lieutenant Governor in Council may authorize the minister to enter into agreements with the Government of Canada, or any agency thereof, providing for the undertaking jointly of research, studies and investigations:

- (a) for the purpose of providing information necessary for the determination of desirable adjustments in the agricultural industry and in the utilization of land and for the development of programs, policies and projects required to assist or encourage those adjustments; and
- (b) without restricting the generality of the foregoing, with respect to marketing, land capability studies, soil surveys and resource utilization studies that may be required to delineate areas where special projects or programs may be desirable.

R.S.S. 1965, c.222, s.9; R.S.S. 1978, c.A-9, s.9;  
1983-84, c.63, s.2.

**Power of minister respecting undertaking of researches, studies and investigations**

**10** The minister may, subject to the terms of any agreement entered into under section 9, undertake researches, studies or investigations of the kind mentioned in section 9, through the department or in co-operation with any other agency of the Government of Saskatchewan, The University of Saskatchewan, an independent research agency or consultant, the Government of Canada or any agency thereof, a local governmental authority or a rural development council appointed pursuant to section 23, and may pay the cost of, and arrange for the publication of the results of, those researches, studies or investigations.

R.S.S. 1965, c.222, s.10; R.S.S. 1978, c.A-9, s.10.

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**Agreements with Canada, municipalities, etc., respecting utilization of land and water resources**

**11(1)** The Lieutenant Governor in Council may authorize the minister to enter into agreements with the Government of Canada or any agency thereof, municipalities and co-operative associations, providing for the investigation, construction, operation and maintenance of projects.

(2) An agreement entered into under subsection (1) may provide for:

- (a) the proportion or percentage of costs that shall be the responsibility of the parties to the agreement, respectively, and of organizations or individuals who will benefit from projects for which provision is made in the agreement;
- (b) the conditions of operating and maintaining any of these projects;
- (c) the fees that may be charged to users or beneficiaries of any of those projects;
- (d) grants or loans that may be made in respect of the investigation, construction, operation or maintenance of any of those projects; and
- (e) any matter or thing considered necessary in connection with the construction, operation or maintenance of the projects.

R.S.S. 1965, c.222, s.11; 1969, c.2, s.3; R.S.S. 1978, c.A-9, s.11; 1983-84, c.63, s.2.

**Power of minister to acquire property, construct projects and make grants**

**12** Subject to the regulations, the minister may:

- (a) acquire, by purchase, lease or exchange, lands and other property required for the construction or operation of any project;
- (b) construct, operate or maintain any project or cause any project to be constructed, operated or maintained;
- (c) make grants to assist in the construction, operation or maintenance of projects.

R.S.S. 1965, c.222, s.12; R.S.S. 1978, c.A-9, s.12.

**Reservation or use of land**

**13** The minister may reserve or use, for the purpose of a project developed under this Act, any land administered by the department.

R.S.S. 1965, c.222, s.13; R.S.S. 1978, c.A-9, s.13.

**Exchange of lands**

**14** The minister may act as agent for any person for the purposes of acquiring land on behalf of the person if he has agreed to exchange land to be acquired for land administered by the department, and while so acting the minister may accept, hold and disburse any moneys paid to him in trust for the purpose of acquiring the first-mentioned land.

R.S.S. 1965, c.222, s.14; R.S.S. 1978, c.A-9, s.14.

**Powers and duties of Minister of Parks, Recreation and Culture  
respecting certain lands**

**15** With respect to any land administered by the Department of Parks, Recreation and Culture pursuant to subsection (2) of section 3 of *The Provincial Lands Act* and with respect to any project for which that department is responsible, the Minister of Parks, Recreation and Culture shall have all the powers conferred upon, and all the duties and obligations imposed upon, the Minister of Agriculture by or under sections 11, 12, 13 and 14 of this Act.

R.S.S. 1965, c.222, s.15; R.S.S. 1978, c.A-9, s.15;  
1983, c.11, s.3; 1988-89, c.42, s.3.

**Power of minister to acquire title to certain lands**

**16(1)** Where a tax lien is registered against land in a rural municipality, the municipality may assign the lien to the minister, or, having obtained title to the land, transfer it to Her Majesty as represented by the minister, and the minister may accept the assignment or transfer.

(2) Where a tax lien has been so assigned, the minister may, notwithstanding anything in any Act, take all necessary proceedings under *The Tax Enforcement Act* to acquire title to the land in the name of Her Majesty as represented by the minister, and all notices relating to the proceedings shall be given by the minister.

(3) Upon the issue of title in the name of Her Majesty under a tax lien so assigned, or the delivery of a transfer of land to Her Majesty, the minister may pay all taxes due in respect of the land.

(4) Notwithstanding sections 22 and 26 of *The Tax Enforcement Act*, the minister may, after accepting an assignment of a tax lien from a rural municipality, apply for title at any time within three years from the date on which the tax lien was filed by the municipality and shall not be required to withhold final application for title until after the thirtieth day of November next following the expiration of two years from the date of filing the tax lien.

(5) Where the secretary treasurer of a rural municipality that has assigned a tax lien to the minister certifies that no taxes levied on the land have been paid by or on behalf of the assessed owner during the period of at least seven years preceding the date of the assignment of the tax lien, the minister shall not be required to serve any notice required under section 189 of *The Land Titles Act*, or section 26 of *The Tax Enforcement Act*, but the minister shall prove that such notice was forwarded by registered mail.

R.S.S. 1965, c.222, s.16; R.S.S. 1978, c.A-9, s.16.

**Power of minister respecting water rights**

**17** Subject to *The Water Corporation Act*, the minister may divert, take, remove and impound and use any water vested in Her Majesty that is required for the completion or development of a project undertaken under this Act.

R.S.S. 1965, c.222, s.17; R.S.S. 1978, c.A-9, s.17;  
1983-84, c.63, s.2.

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**Certain lands deemed provincial lands**

**18** All lands acquired by the minister under this Act and lands heretofore acquired by the Land Utilization Board under any *Land Utilization Act*, shall be deemed to be provincial lands within the meaning of *The Provincial Lands Act* and shall be administered, and may be disposed of, in accordance with that Act.

R.S.S. 1965, c.222, s.18; R.S.S. 1978, c.A-9, s.18.

## RURAL DEVELOPMENT

**Agreements with Canada respecting rural development**

**19** The Lieutenant Governor in Council may authorize the minister to enter into agreements with the Government of Canada providing for:

- (a) the undertaking jointly with the Government of Canada, or any agency thereof, of programs of research and investigation for the purpose of assisting in the development of income and employment opportunities and for the purpose of improving standards of living in any rural area or areas;
- (b) the undertaking jointly with the Government of Canada, or any agency thereof, of projects for the development of income and employment opportunities and for improving standards of living in any rural area or areas;
- (c) the undertaking jointly with the Government of Canada, or any agency thereof, of projects:
  - (i) for the training of persons carrying on farming operations on lands that, by reason of their low productivity or unsuitability for cultivation, are to be affected by, or used in, any project;
  - (ii) for the relocation and re-establishment of persons carrying on farming operations on any lands mentioned in subclause (i);
  - (iii) for the training, relocation and re-establishment of persons living in any rural area or areas who are in receipt of low incomes or are unemployed.

R.S.S. 1965, c.222, s.19; 1966, c.26, s.2; R.S.S. 1978, c.A-9, s.19.

**Requests for establishment of rural development areas**

**20** The council of any rural municipality or the councils of two or more rural municipalities may, in writing, request the Minister of Agriculture to take any action that may be necessary:

- (a) to declare the area specified by the council or councils to be a rural development area;
- (b) to declare that the area specified by the council or councils be added to or withdrawn from a rural development area;
- (c) to declare a rural development area to be disestablished.

R.S.S. 1965, c.222, s.20; 1966, c.26, s.3; R.S.S. 1978, c.A-9, s.20; 1979-80, c.M-32.01, s.2.

**Establishment of rural development areas**

**21** Upon receipt by the minister of a request under section 20 he shall refer the request to the board for its consideration and recommendation, and if the board recommends:

- (a) with respect to a request under clause (a) of section 20 that the areas specified in the request, or such part thereof as may be described in the recommendation, be declared to be a rural development area;
- (b) with respect to a request under clause (b) of section 20 that the area specified in the request, or such part thereof as may be described in the recommendation, be added to or withdrawn from a rural development area;
- (c) with respect to a request under clause (c) of section 20 that the rural development area be disestablished;

the Lieutenant Governor in Council may, upon the recommendation of the minister:

- (d) with respect to a request referred to in clause (a), by order declare that the area specified in the request, or the part thereof described in the recommendation of the board, be a rural development area;
- (e) with respect to a request referred to in clause (b), by order declare that the area specified in the request, or the part thereof described in the recommendation of the board, be added to or withdrawn from a rural development area;
- (f) with respect to a request referred to in clause (c), by order declare that the rural development area be disestablished;

but no order shall be made under clause (e) or (f) unless the making of the order receives the assent of at least two-thirds of the members of the council of the rural development area that will be affected by the making of the order.

R.S.S. 1965, c.222, s.21; 1966, c.26, s.4; R.S.S. 1978, c.A-9, s.21.

**Meeting for establishment of rural development council**

**22** As soon as convenient after a rural development area has been established, the agricultural representative in whose district the area or the larger part of it lies shall call a meeting of:

- (a) the councils of the towns, villages and rural municipalities lying wholly or partly within the rural development area;
- (b) the district committees of local improvement districts lying wholly or partly within the rural development area;
- (c) Agricultural Conservation and Improvement Committees functioning with respect to the rural development area or any part thereof;
- (d) area authorities of conservation and development areas lying wholly or partly within the rural development area; and

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(e) the councils of the Indian bands from any reserves lying wholly or partly within the rural development area;

for the purpose of appointing a rural development council.

R.S.S. 1965, c.222, s.22; 1966, c.26, s.5; R.S.S. 1978, c.A-9, s.22.

**Establishment of rural development council**

**23(1)** The persons present at the meeting called pursuant to section 22 shall, by resolution passed at the meeting, designate the organizations that shall be represented in the rural development area and fix the number of representatives that each organization shall have on the council, and upon the appointment by the designated organizations of their representatives, respectively, those representatives shall be the rural development council for the rural development area.

(2) Upon the establishment of the rural development council the agricultural representative shall fix the time and place of the first meeting of the council.

R.S.S. 1965, c.222, s.23; R.S.S. 1978, c.A-9, s.23.

**Representation for certain organizations on rural development council**

**24(1)** As soon as convenient after an area has been added to a rural development area under clause (e) of section 21, the rural development council shall invite the councils, committees and area authorities, as the case may be, of any of the organizations mentioned in section 22 that are situated in or are functioning with respect to the area that has been added to a meeting of the rural development council for the purpose of discussing the matter of representation for that area on the rural development council.

(2) At the meeting mentioned in subsection (1) the rural development council shall, by resolution passed at the meeting, designate the organizations referred to in subsection (1) that shall be represented on the rural development council and fix the number of representatives that the designated organization shall have on the council, and upon the appointment by the designated organizations of their representatives, respectively, those representatives shall be members of the rural development council.

1966, c.26, s.6; R.S.S. 1978, c.A-9, s.24.

**Changes in representation on rural development council in certain cases**

**25(1)** After an area has been withdrawn from a rural development area under clause (e) of section 21, the rural development council may, by resolution passed at a meeting, designate the organizations that shall cease to be represented on the council or that shall have a reduced representation on the council and where the representation of an organization is reduced the council shall designate the number of representatives that will thereafter represent the organization.

(2) Where a rural development council designates under subsection (1) that an organization:

(a) shall cease to be represented on the council, the representatives of that organization shall cease to be members of the council;

(b) shall have a reduced membership on the council, the organization shall thereafter be represented on the council by the number of representatives designated by the council.

(3) An organization that has been designated under subsection (1) to have a reduced representation on the rural development council shall, subject to clause (b) of subsection 2, notify the council respecting the representatives who will thereafter represent the organization and when the rural development council has been so notified the representatives in respect of whom the notice was given shall be members of the rural development council.

1966, c.26, s.6; R.S.S. 1978, c.A-9, s.25.

**Term of office of members**

**26** A member of a rural development council shall hold office during the pleasure of the organization represented by him.

R.S.S. 1965, c.222, s.24; R.S.S. 1978, c.A-9, s.26.

**Eligibility of Government employees as members or advisors**

**27** Notwithstanding section 23, any person employed in the public service of Saskatchewan may be appointed by a rural development council to serve as a member of the council or as an advisor to the council.

R.S.S. 1965, c.222, s.25; R.S.S. 1978, c.A-9, s.27.

**Officers, conduct of affairs, etc.**

**28** A rural development council may elect its own chairman and secretary, determine its own procedures, fix the number of members that shall constitute a quorum, prescribe the manner of filling vacancies in its membership and in all respects conduct its affairs as an independent organization.

R.S.S. 1965, c.222, s.26; R.S.S. 1978, c.A-9, s.28.

**Remuneration of members**

**29(1)** Subject to subsection (3), the council of a town, village or rural municipality represented on a rural development council may pay its representatives for the time necessarily spent by them in performing their duties as representatives and may reimburse them for the expenses necessarily incurred by them in performing those duties.

(2) **Repealed.** 1979-80, c.M-32.01, s.2.

(3) No payment or reimbursement shall be made under subsection (1) or (2) unless the amount proposed to be paid is verified by the secretary to the rural development council, and in the case of a representative of a town, village or rural municipality the rate of remuneration or reimbursement shall not exceed the rate prescribed by law in respect of the remuneration or reimbursement of a member of the council of a town, village or rural municipality, as the case may require.

R.S.S. 1965, c.222, s.27; R.S.S. 1978, c.A-9, s.29;  
1979-80, c.M-32.01, s.2.

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**Duties of council**

**30** A rural development council shall:

- (a) undertake studies of the rural development area in respect of which it has been appointed, with a view to recommending or undertaking programs or projects for the development of income and employment opportunities and improving the standard of living in the area;
- (b) appoint program committees or project committees it considers necessary for the purpose of carrying out its functions;
- (c) furnish to organizations and persons in the area such information respecting its activities and findings as it considers advisable.

R.S.S. 1965, c.222, s.28; R.S.S. 1978, c.A-9, s.30.

**Powers of minister**

**31** The minister may:

- (a) pay to the council of a town, village or rural municipality one-half of the sums from time to time paid under section 29 by the council or that minister;
- (b) undertake or cause to be undertaken in a rural development area any project or program for the improvement of income or employment opportunities:
  - (i) that as a result of anything done pursuant to an agreement entered into under section 9 or 11, he considers it advisable to undertake; and
  - (ii) that has been approved by the council of the rural development area;
- (c) undertake or cause to be undertaken in a rural development area any special project of research or investigation that is provided for in an agreement entered into under section 19 and has been approved by the council of the rural development area.

R.S.S. 1965, c.222, s.29; R.S.S. 1978, c.A-9, s.31;  
1979-80, c.M-32.01, s.2.

## LOANS IN RURAL DEVELOPMENT AREAS

**Power of minister to make loans**

**32** Subject to the regulations, the minister may make loans to farmers in rural development areas who, by reason of their low incomes, are considered to be in need of loans for the purpose of assisting them to increase their incomes through land improvement, the acquisition of live stock, the erection or improvement of buildings or the purchase of machinery and equipment or for the purpose of acquiring working capital or for any other purposes, excluding the purchase of land, that may be deemed necessary to assist those farmers in developing their farms and increasing the income derived therefrom.

R.S.S. 1965, c.222, s.30; R.S.S. 1978, c.A-9, s.32.

**Limitation on amounts of loans**

**33** Loans made to any one borrower during any period of two years shall not exceed in the aggregate the sum of \$8,000, but in each period of two years after the making of the first loan to a borrower further loans not exceeding in the aggregate the sum of \$8,000 may be made to him if the minister considers that satisfactory progress has, through the proceeds of previous loans, been made by the borrower towards the development of his farm, provided that the total of all loans made to any one borrower shall not exceed \$20,000.

R.S.S. 1965, c.222, s.31; R.S.S. 1978, c.A-9, s.33.

**Rate of interest**

**34(1)** Loans made under this Act shall bear interest at the rate specified by the Lieutenant Governor in Council but not exceeding the rate of interest on long-term Government of Saskatchewan bonds by more than one-quarter of one per cent.

(2) For the purpose of this section “**rate of interest on long-term Government of Saskatchewan bonds**” means the rate of interest return that would be yielded in the money market by Government of Saskatchewan bonds that, at the time the rate of interest is prescribed under subsection (1), would mature in twenty years, the return to be determined by the Lieutenant Governor in Council on the basis of the yield of the most comparable issues of Government of Saskatchewan bonds outstanding in the money market.

R.S.S. 1965, c.222, s.32; R.S.S. 1978, c.A-9, s.34.

**Security**

**35** Every loan shall be secured by a mortgage of chattels or farm land owned by the borrower and any other security that may be appropriate and every mortgage shall contain the covenants, provisions and terms respecting repayment of the loan that may be prescribed by the regulations.

R.S.S. 1965, c.222, s.33; R.S.S. 1978, c.A-9, s.35.

**Restriction on power to make loans**

**36** No loan shall be made unless the applicant satisfies the minister that he will, out of resources available to him other than the loan applied for, provide not less than ten per cent of the total cost:

- (a) of the farming enterprise to be established; or
- (b) of the proposed expansion or development of a farming enterprise;

by means of the proceeds of the loan applied for.

R.S.S. 1965, c.222, s.34; R.S.S. 1978, c.A-9, s.36.

**Purchase of live stock for resale to borrowers**

**37** The minister may purchase live stock for resale to any borrower on the condition that the resale price will be paid out of the proceeds of a loan made under this Act.

R.S.S. 1965, c.222, s.35; R.S.S. 1978, c.A-9, s.37.

**c. A-9** AGRICULTURAL DEVELOPMENT AND ADJUSTMENT**Limitation on total amount of loans**

**38** The total principal amount outstanding at any time in respect of loans made under this Act shall not exceed \$2,000,000.

R.S.S. 1965, c.222, s.36; R.S.S. 1978, c.A-9, s.38.

**Appointment of staff to deal with loans, etc.**

**39** The Public Service Commission shall appoint officers and other staff that may be required for the purpose of considering and dealing with applications for loans, administering loans made under this Act and providing for or arranging for the provision of adequate supervision of loans made or guaranteed under this Act and management and technical advice that may be considered desirable in assisting a borrower in the development of his farming enterprise and in the repayment of a loan.

R.S.S. 1965, c.222, s.37; R.S.S. 1978, c.A-9, s.39.

**Guarantee of loans made by banks or credit unions**

**40(1)** The Minister of Finance may, subject to the regulations, guarantee on behalf of Saskatchewan the repayment of moneys lent by chartered banks or by credit unions, together with interest thereon, to farmers in rural development areas who, by reason of their low incomes, are considered to be in need of loans for the purpose of assisting them to increase their incomes through land improvement, the acquisition of live stock, the erection or improvement of buildings or the purchase of machinery and equipment or for the purpose of acquiring working capital, or for any other purposes, excluding the purchase of land, that may be deemed necessary to assist those farmers in developing their farms to the extent that the farms will be capable of producing income sufficient to support the farmers.

(2) The liability of Saskatchewan under guarantees made under subsection (1) shall not at any time exceed \$2,000,000.

R.S.S. 1965, c.222, s.38; R.S.S. 1978, c.A-9, s.40.

**Agreements with Canada respecting loans**

**41(1)** The Lieutenant Governor in Council may authorize the minister to enter into agreements with the Government of Canada providing for the undertaking jointly with the Government of Canada, or any agency thereof, of special programs, excluding the purchase of land, for the making of loans to farmers in rural development areas in order to assist them in expanding and adjusting their farming enterprises, including the making of loans under section 32.

(2) An agreement entered into under subsection (1) may provide for the sharing of losses in respect of loans, the sharing of costs of administration, supervision and technical advice and the making of arrangements for the provision of moneys required for the making of loans.

R.S.S. 1965, c.222, s.39; R.S.S. 1978, c.A-9, s.41.

## EDUCATIONAL ASSISTANCE

**Application for educational assistance**

**42(1)** Where the agricultural land of a farmer has been sold and the sum realized by the farmer is less than \$15,000, he may, on a form to be obtained from the department, apply to the minister for educational assistance.

(2) An application under subsection (1) shall be made within a reasonable time, and in any case not later than three years, after the sale of the applicant's land.

R.S.S. 1965, c.222, s.40; R.S.S. 1978, c.A-9, s.42;  
1984-85-86, c.38, s.3.

**Recommendation respecting application**

**43(1)** Where a person making an application under section 42 resided in a rural municipality before his land was sold, the council of that municipality may recommend that the assistance applied for be granted.

(2) **Repealed.** 1979-80, c.M-32.01, s. 2.

(3) There shall be set forth in the recommendation the date of sale of the applicant's land, the acreage of the land sold and the name of the purchaser.

R.S.S. 1965, c.222, s.41; R.S.S. 1978, c.A-9, s.43;  
1979-80, c.M-32.01, s. 2.

**Agreement respecting provision of assistance**

**44** Upon receipt of an application under section 42 and a recommendation under section 43 the minister may, after making those enquiries he considers necessary, enter into an agreement with the Minister of Education for the purpose of providing the applicant with educational assistance subject to the terms and conditions that may be set forth in the agreement.

R.S.S. 1965, c.222, s.42; R.S.S. 1978, c.A-9, s.44.

**Supplementary allowance**

**45** Where an applicant for financial assistance is a member of a family supported by him and the family has vacated or will vacate the family residence on the land sold, the minister may, subject to the regulations, make provision for the payment to the applicant, in addition to any financial assistance provided for or to be provided for in an agreement under section 44, of a supplementary allowance at the rate specified in an agreement under section 19 for persons in the class for which the applicant qualifies during the time the applicant receives training pursuant to the agreement under section 44.

R.S.S. 1965, c.222, s.43; 1966, c.26, s.7; R.S.S.  
1978, c.A-9, s.45; 1966, c.26, s. 7.

MISCELLANEOUS

**Expenditures**

**46** Sums required for the purposes of this Act may be paid out of moneys appropriated by the Legislature for the purpose.

R.S.S. 1965, c.222, s.44; R.S.S. 1978, c.A-9, s.46.

**Regulations**

**47** For the purpose of carrying out the provisions of this Act according to their intent and of supplying any deficiency therein, the Lieutenant Governor in Council may make regulations not inconsistent with the spirit of this Act, which shall have the same force and effect as if enacted herein.

R.S.S. 1965, c.222, s.45; R.S.S. 1978, c.A-9, s.47.