

# *The Manitoba- Saskatchewan Boundary Act, 1978*

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Chapter 34 of *The Statutes of Saskatchewan, 1978*  
27 Elizabeth II

**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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## 27 ELIZABETH II, 1978, CHAPTER 34

An Act of Consent respecting the adoption of the Manitoba-Saskatchewan boundary south of the twenty-second base line as surveyed by the Manitoba-Saskatchewan Boundary Commission during the years 1965 to 1972

[Assented to April 25, 1978]

### Preamble

WHEREAS *The Saskatchewan Act*, 4 and 5 Edward VII, chapter 42, and *The Manitoba Boundaries Extension Act, 1912*, 2 George V, chapter 32, define the boundary between the Provinces of Manitoba and Saskatchewan as the centre of the road allowance between the twenty-ninth and thirtieth ranges of townships lying west of the first Principal Meridian in the system of Dominion lands surveys from its intersection with the international boundary between Canada and the United States of America to its intersection with the second meridian in the system of Dominion lands surveys and thence as the said second meridian to its intersection with the sixtieth degree of north latitude; and

Whereas, in order to survey and demarcate that portion of the second meridian that constitutes the defined boundary between the Provinces of Manitoba and Saskatchewan, a commission to under take the same and designated the Manitoba-Saskatchewan Boundary Commission was appointed and authorized by Order Number 1958-9 of the Privy Council, dated January 2, 1958, by Order Number 1963-683 of the Privy Council, dated May 2, 1963, by Order in Council No. 1871/60 dated October 21, 1960, and by Order in Council No. 1061/59 (Manitoba) dated August 4, 1959; and

Whereas, in order to survey and demarcate certain parts of the remaining portion of the boundary that have not yet been surveyed, and to resurvey, re-establish and restore the monumentation of certain parts of the remaining portion surveyed prior to 1920, the Commission was authorized by P.C. 1964-2040 to undertake the same; and

Whereas the Commission, during the years 1961 and 1962, caused the survey and demarcation of the northerly portion of the boundary defined as the second meridian in the system of Dominion lands surveys to be completed and caused the same to be duly shown upon fifteen map sheets entitled "Boundary between Manitoba and Saskatchewan" numbered 30A and 31 to 44 and signed by the Commissioners, which said map sheets have been printed and copies thereof deposited in the office of the Controller of Surveys of the province; and

Whereas the Legislatures of the Provinces of Saskatchewan and Manitoba, and the Parliament of Canada, have assented on February 25, 1966, March 29, 1966 and December 14, 1966, respectively, to the said boundary shown on those sheets numbered 30A and 31 to 44; and

Whereas the Commission, during the years 1965 to 1972, caused the survey of those parts of the remaining portion of the boundary that had not been surveyed, caused the resurvey, re-establishment and restoration of the monumentation together with the survey of supplementary monumentation of certain parts of the remaining portion surveyed prior to 1920 and, during the years 1975 and 1976, caused the whole said remaining portion to be duly shown upon thirty map sheets entitled "Boundary between Manitoba and Saskatchewan" numbered 1 to 30 and signed by the Commissioners, which said sheets have been printed and copies thereof deposited in the office of the Controller of Surveys of the Province; and

Whereas the said remaining portion may have been moved slightly east and west in areas where former monumentation was destroyed or lost, and it is expedient that the line surveyed, resurveyed, re-monumented, restored and shown by the said Commission should be established as the boundary between this province and the Province of Manitoba; and

Whereas by section 3 of *The British North America Act, 1871* it was enacted that the Parliament of Canada may from time to time, with the consent of the Legislature of any province, increase, diminish or otherwise alter the limits of that province upon such terms and conditions as may be agreed upon by that Legislature and may, with such consent, make provision respecting the effect and operation of any such increase, diminution or alteration of territory in relation to any province affected thereby; and

Whereas the Commission has been empowered to issue instructions and direct the, execution of all resurveys, line clearing or restorative work, including the employment of any professional or other personnel and the purchase of necessary equipment and supplies, that may be necessary from time to time to add supplementary monumentation or to maintain the boundary vista and monuments; and

Whereas the Commission has recommended that each Commissioner maintain a master copy of each atlas sheet depicting the boundary and that, when any survey monuments have been established, restored or maintained, or measurements have been adjusted, each Commissioner, upon the unanimous consent of the Commission, supplement or revise his master copy to show the upgraded and updated survey data, provided that no change in the position of the boundary is involved:

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

**Short title**

1 This Act may be cited as *The Manitoba-Saskatchewan Boundary Act, 1978*.

**Consent of Legislature respecting boundary between Saskatchewan and Manitoba**

2 In case the Legislature of the Province of Manitoba also consents thereto with respect to that province, the Legislature of the Province of Saskatchewan hereby consents that the Parliament of Canada do declare the line so surveyed, resurveyed, remonumented, restored and shown in the manner referred to in the preamble to the extent thereof, to be the boundary line between this province and the Province of Manitoba, whether or not the same increases, diminishes or otherwise alters the territory of this province.

**Powers of minister re future restoration**

3 The minister charged by order of the Lieutenant Governor in Council with the administration of this Act may enter into, settle, execute and deliver, on behalf of the province, an agreement with the Province of Manitoba to provide for the establishment, re-establishment, restoration and maintenance of the survey monuments and other physical evidence of the boundary.

**Incorporation of future surveys**

4 Each Commissioner shall maintain a master copy of each of the boundary map sheets referred to in the preamble and, when survey monuments have been established, restored or maintained, or measurements have been adjusted, under the mandate of the Commission, each Commissioner, upon the unanimous consent of the Commission, shall supplement or revise his master copy of the map sheets to incorporate the upgraded and updated survey data, provided that no change in the position of the boundary has been made.

