

Land Value Appraisal Commission

Objective/Mandate

The Land Value Appraisal Commission is an independent tribunal, which determines the due compensation payable for government land purchases and expropriations. Its operation is governed by The Land Acquisition Act, with respect to government purchases, and by The Expropriation Act, with respect to expropriations.

The Commission's expropriation compensation decisions are binding on both the expropriating authority and landowner(s). Decisions on matters of fact and law are appealable to the Court of Appeal. The Commission's Land Acquisition Act decisions are binding on the acquiring authority, but not on the landowner(s).

As of March 31, 2006 the Commission had 40 outstanding applications. For the period April 1, 2006 to March 31, 2007, the Commission received 25 applications under *The Land Acquisition Act* and *The Expropriation Act*. The applications are as follows:

	<u>Received</u>	<u>Closed</u>	<u>Outstanding</u>
Land Acquisition Act	18	15	4
Expropriation Act	7	8	38

The Commission closed a total of 23 files. Of the files, the Commission issued 22 Certificates of Compensation. Of these 22 Certificates, 20 were agreements and 2 Certificates were for 1 contentious case.

In addition, the Commission closed 3 files where the parties withdrew their application, leaving the Commission with 42 outstanding applications (4 under *The Land Acquisition Act*, 38 under *The Expropriation Act*).

The Commission held Public Hearings in connection with land being acquired by Crown Lands and Property Agency (formerly Land Management Services) for the Department of Infrastructure and Transportation, Manitoba Public Insurance Corporation, Division Scolaire Franco-Manitobaine.

The Director of Crown Lands and Property Agency is empowered to accept agreements on which settlements of less than \$5,000.00 are reached with owners. The Commission, in an administrative rather than adjudicatory role, reviews land transfer agreements, referred by Land Management Services. There were a total of 18 properties covered in this category.

The Commission issues its reasons for decisions, which are reported in the "Land Compensation Reports", published by the Canada Law Book Inc.

1 (i) Land Value Appraisal Commission

Expenditures	Actual	Estimate	Variance	Expl.
Sub-Appropriation	2006/07	2006/07	Over(Under)	No.
	\$(000)	FTE	\$(000)	
Other Expenditures	8.5		27.4	(18.9)