



INDIGENOUS LANDS SUPPLEMENTARY ORDER FORM

Residential

National

Date:

Tel No.:

289-562-5216 / 1-888-868-4853

Email:

residentialtitle@ctic.ca

Fax No.:

289-562-2478 / 1-866-214-1953

Closing Date:

CTIC Policy No.:

Your File No.:

Copies of the following documents must be submitted with your order for review:

- Agreement of purchase and sale (if a purchase transaction);
- Head lease from the Crown or the Indigenous group, as the case may be;
- Draft sublease transferring the interest to the insured owner/borrower; and
- Title search from either The Indian Lands Registry System; The First Nations Land Registry System or The Self Governing First Nations Land Register.

***We may require additional information or clarification in order to issue a policy on Indigenous land.

There are known disputes within the Indigenous group or elsewhere which could potentially develop into litigation or other challenges to the validity of the interest to granted or mortgaged.

Yes No*

*Please provide details:

Complete ONLY the section below, which corresponds to the type of Indigenous land being insured.

IF DESIGNATED LAND:

1. An Order-In-Council has been issued by the Governor General of Canada accepting a designation pursuant to Section 38 of the Indian Act with respect to the Land.

Yes

No

2. The sublease to the Insured complies with the terms and limitations of the head lease from the Crown.

Yes

No

3. The use or interested use of the Land complies with the uses permitted under the head lease

Yes

No

4. All required consents have been obtained under the terms of the head lease and the sublease with respect to the granting of the interest in the Land and any mortgages from:

a. The Crown

Yes

No*

*Please provide details:

b. The Band Council

Yes

No*

*Please provide details:

5. [FOR LOAN POLICIES ONLY] The head lease and sublease permits the insured lender to exercise default remedies, which would allow the transfer of the Land to a third party after a default by the borrower.

Yes

No*

*Please provide details:

IF LAND CODE/CONSTITUTION/SELF GOVERNMENT:

1. The Land Code or Constitution was created on:

2. The head lease and any sublease to the Insured complies with the terms and conditions of the Land Code or Constitution.

Yes

No*

*Please provide details:



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3. All required consents been obtained under the provisions of the Land Code or Constitution with respect to the granting of the interest in the Land and any mortgages.

Yes No*

*Please provide details:

4. **[FOR LOAN POLICIES ONLY]** The Land Code or Constitution permits the insured lender to exercise default remedies, which would allow the transfer of the Land to a third party after a default by the borrower.

Yes No*

*Please provide details:

IF ALLOTTED/LOCATEE LAND:

1. Please select the authority pursuant to which the band member was granted possession of the Land through either a certificate of possession, certificate of occupation, notice of entitlement, or location ticket from the Crown or the Band, as the case may be:

- a. Section 20 of the *Indian Act*

- b. Land Code

*If the Land Code, the Land Code was created on:

2. All required consents have been obtained with respect to the granting of the interest in the Land any mortgages from:

- a. The Crown

Yes No*

*Please provide details:

- ## b. The Band Council

Yes No*

*Please provide details:

3. **[FOR LOAN POLICIES ONLY]** The head lease, sublease and/or Land Code (if applicable) permits the insured lender to exercise default remedies, which would allow the transfer of the Land to a third party after a default by the borrower.

Yes No*

*Please provide details:

Submit