

2002

CHAPTER 7

An Act to amend *The Election Act, 1996* and *The Ombudsman and Children's Advocate Act* for the purpose of ensuring the independent status of certain officers of the Legislative Assembly

(Assented to May 30, 2002)

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 Independent Officers' Remuneration (Amendment) Act, 2002*.

S.S. 1996, c.E-6.01, new section 4.4

2 **Section 4.4 of *The Election Act, 1996* is repealed and the following substituted:**

“Salary of the Chief Electoral Officer

4.4(1) Subject to subsections (2) to (4), the Chief Electoral Officer is to be paid a salary in an amount that is equal to the maximum of the senior executive II range established pursuant to subsection 19(2) of *The Public Service Act, 1998*.

(2) If there is a change in the maximum of the senior executive II range, the Chief Electoral Officer is entitled to receive any increase to the maximum of the senior executive II range that occurs.

(3) If the senior executive II range is abolished, the Board of Internal Economy shall determine the new classification to which the Chief Electoral Officer's salary is to be linked.

(4) If, as a result of the circumstances mentioned in subsection (2) or (3), the salary of the Chief Electoral Officer would be less than the Chief Electoral Officer's previous salary, the Chief Electoral Officer is to be paid not less than his or her previous salary.

(5) The Chief Electoral Officer is entitled to receive any benefits of office and economic adjustments to the salary range and to the salary that are provided generally to deputy ministers.

(6) The Chief Electoral Officer is entitled to be paid an allowance for travel and other expenses incurred in the performance of the duties of the Chief Electoral Officer at a rate approved pursuant to *The Public Service Act, 1998* for employees of the public service.

(7) The salary of the Chief Electoral Officer shall be paid out of the general revenue fund”.

R.S.S. 1978, c.O-4 amended

3(1) *The Ombudsman and Children's Advocate Act* is amended in the manner set forth in this section.

(2) Section 6 is repealed and the following substituted:**“Salary of the Ombudsman**

6(1) Subject to subsections (2) and (3), the Ombudsman is to be paid a salary equal to the average salary of all the deputy ministers and acting deputy ministers of the Government of Saskatchewan calculated as at April 1 in each year.

(2) Any benefits or payments that may be characterized as deferred income, retirement allowances, separation allowances, severance allowances or payments in lieu of notice are not to be included in calculating the average salary of all the deputy ministers and acting deputy ministers pursuant to subsection (1).

(3) If, as a result of a calculation made pursuant to subsection (1), the salary of the Ombudsman would be less than the Ombudsman's previous salary, the Ombudsman is to be paid not less than his or her previous salary.

(4) The Ombudsman is entitled to receive any benefits of office and economic adjustments that are provided generally to deputy ministers.

(5) The Ombudsman is entitled to be paid an allowance for travel and other expenses incurred in the performance of the duties of the Ombudsman at a rate approved pursuant to *The Public Service Act, 1998* for employees of the public service.

(6) The salary of the Ombudsman shall be paid out of the general revenue fund”.

(3) Section 12.3 is repealed and the following substituted:**“Salary of the Children's Advocate**

12.3(1) Subject to subsections (2) and (3), the Children's Advocate is to be paid a salary equal to the average salary of all the deputy ministers and acting deputy ministers of the Government of Saskatchewan calculated as at April 1 in each year.

(2) Any benefits or payments that may be characterized as deferred income, retirement allowances, separation allowances, severance allowances or payments in lieu of notice are not to be included in calculating the average salary of all the deputy ministers and acting deputy ministers pursuant to subsection (1).

(3) If, as a result of a calculation made pursuant to subsection (1), the salary of the Children's Advocate would be less than the Children's Advocate's previous salary, the Children's Advocate is to be paid not less than his or her previous salary.

(4) The Children's Advocate is entitled to receive any benefits of office and economic adjustments that are provided generally to deputy ministers.

(5) The Children's Advocate is entitled to be paid an allowance for travel and other expenses incurred in the performance of the duties of the Children's Advocate at a rate approved pursuant to *The Public Service Act, 1998* for employees of the public service.

(6) The salary of the Children's Advocate shall be paid out of the general revenue fund".

Coming into force

4 This Act comes into force on assent.

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