

**2005**

**CHAPTER 46**

An Act to amend *The Workers' Compensation Act, 1979*

(Assented to December 2, 2005)

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 Workers' Compensation Amendment Act, 2005*.

**S.S. 1979, c.W-17.1 amended**

**2** *The Workers' Compensation Act, 1979* is amended in the manner set forth in this Act.

**Section 29.1 amended**

**3(1) Clause 29.1(1)(b) is amended:**

**(a) by striking out “or” after subclause (iv); and**

**(b) by adding the following after subclause (v):**

“(vi) a primary site ureter cancer;

“(vii) a primary site colorectal cancer;

“(viii) a primary site lung cancer;

“(ix) a primary site testicular cancer; or

“(x) an injury to the heart that manifests within 24 hours after attendance at an emergency response”.

**(2) Subsection 29.1(2) is amended by striking out “If a worker” and substituting “Subject to subsection (3), if a worker”.**

**(3) Subsection 29.1(3) is repealed and the following substituted:**

“(3) The presumption mentioned in subsection (2) applies:

(a) only to a worker who:

(i) has been a full-time member of a fire department for the minimum period of employment prescribed in the regulations; and

(ii) has been regularly exposed to the hazards of a fire scene, other than a forest fire scene, throughout the period mentioned in subclause (i); and

(b) in the case of primary site lung cancer, only to a worker who has been a non-smoker before the date of injury for the minimum period prescribed in the regulations”.

**Section 181 amended****4 Subsection 181(3) is repealed and the following substituted:**

“(3) For the purposes of section 29.1, the Lieutenant Governor in Council, after consulting with the board, may make regulations:

(a) prescribing periods of employment and, for that purpose, may prescribe different periods of employment for different listed diseases; and

(b) prescribing a minimum period for a worker to have been a non-smoker”.

**Coming into force**

**5** This Act comes into force on proclamation.