

The Public Health Act

being

Chapter P-37 of *The Revised Statutes of Saskatchewan, 1978* (effective February 26, 1979) as amended by the *Statutes of Saskatchewan, 1979-80, c.M-32.01, c.92; 1982-83, c.29; 1983, c.77; 1983-84, c.49; 1984-85-86, c.12, c.38 and c.102; 1986, c.25; 1989-90, c.5 and 54; 1992, c.A-24.1; 1994, c.P-37.1; 2004, c.10; and 2014, c.E-13.1.*

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.

CHAPTER P-37

An Act relating to Public Health

1 to 9 Repealed. 1994, c.P-37.1, s.73.

10 Repealed. 1994, c.P-37.1, s.73.

11 Repealed. 1994, c.P-37.1, s.73.

12 Repealed. 1979-80, c.M-32.01, s.49.

13 to 73 Repealed. 1994, c.P-37.1, s.73.

74 Repealed. 1989-90, c.54, s.5.

75 to 84 Repealed. 1994, c.P-37.1, s.73.

Board of governors, term of office, etc.

85(1) For the purposes of this section, and sections 86, 87 and 88.

(a) **“board”** means a board of governors appointed under subsection (2) of this section; and

(b) **“member”** means a member of a board.

(2) The Lieutenant Governor in Council may appoint a board of governors consisting of not less than six persons and he may designate one of the members as chairman and one of the other members as vice-chairman.

(3) The member designated as chairman shall hold office at the pleasure of the Lieutenant Governor in Council and, subject to subsection (4), the other members first appointed under subsection (2) shall hold office for the following terms:

(a) one-third, or as nearly as may be, of such remaining members shall hold office for a term of three years;

(b) one-third, or as nearly as may be, of such remaining members shall hold office for a term of two years;

(c) the balance of such remaining members shall hold office for a term of one year; and

thereafter each member, other than the chairman, shall be appointed by the Lieutenant Governor in Council for a term of three years.

(4) the Lieutenant Governor in Council may order that one of the members specified by him, in addition to the member designated as chairman, is to hold office at pleasure.

(5) Each person appointed as a member shall hold office until his successor is appointed and may be reappointed, but no person shall be appointed for more than two consecutive terms.

(6) Where a vacancy occurs in the membership of the board by reason of death, resignation or otherwise, the Lieutenant Governor in Council may appoint another person to fill the vacancy for the unexpired term of office of the member being replaced.

R.S.S. 1978, c.P-37, s.10.

Board of governors is body corporate, name, quorum

86(1) The Lieutenant Governor in Council may, under section 85, appoint one or more boards of governors and each board shall be a body corporate under the name assigned to the board by the Lieutenant Governor in Council when the appointments to the board were first made by him.

(2) The Lieutenant Governor in Council may change the name assigned to a board when he considers it advisable to do so.

(3) A majority of the members of a board shall constitute a quorum for the transaction of business and during a vacancy in the membership of a board, the remaining members may exercise all the powers and shall perform all the functions and duties of the board.

R.S.S. 1978, c.P-37, s.10.

Powers of board of governors

87(1) A board may, with the approval of the Lieutenant Governor in Council:

- (a) purchase, lease or otherwise acquire land for the purposes of a hospital;
 - (b) sell, lease or otherwise dispose of land when no longer required for hospital purposes or whenever the board considers it advisable.
- (2) A board may construct, purchase, lease or otherwise acquire buildings for use as a hospital or for any other purpose related thereto and may renovate or alter or sell, lease or otherwise dispose of such buildings when no longer required for hospital purposes or whenever the board considers it advisable.
- (3) The management, administration and control of land and buildings acquired by a board for use as a hospital is vested in the board.
- (4) Without limiting any powers conferred upon it by this section, a board may:
- (a) provide, furnish and fit out, with all necessary furniture, instruments and other equipment, and maintain, operate and manage, a hospital for the care and treatment of the sick;
 - (b) enter into an agreement with any person, corporation, board, commission, Department of the Government of Saskatchewan or the Government of Canada, municipality, board of health of a health region or agency or with any other hospital, for:
 - (i) the joint operation of any hospital facility;
 - (ii) the joint provision of any hospital services; or
 - (iii) any purpose incidental to the administration, operation or management of a hospital;

- (c) determine the charges to be made for services supplied by a hospital;
 - (d) receive grants or other moneys;
 - (e) accept subscriptions and donations, whether of real or personal property, and devises and bequests, for all or any of the purposes provided for by this section, and may manage such property and sell and dispose of any property so received and not required to be, or capable of being, used for the purposes of a hospital;
 - (f) manage and expend its moneys, and manage its property;
 - (g) with the approval of the Lieutenant Governor in Council, operate, control and manage a hospital owned by the province;
 - (h) exercise such other powers as are necessary and incidental to the exercise of the powers conferred upon the board by this section.
- (5) A board may, in any fiscal year, by resolution authorize the borrowing of such sums of money as may be required to meet the expenditures of the board until the revenues for that year are available, but such sums shall not exceed the estimated revenues to be received by the board in that year as approved by the minister for the purpose of this subsection, and the board shall provide in such resolution that those sums are to be repaid within twelve months.
- (6) Any loans made as authorized by subsection (5) shall be paid out of and shall be a first charge upon the revenues received by the board and may be secured by a promissory note or notes given on behalf of the board by the chairman and secretary or such other person or persons as the board may designate.
- (7) A board may, from time to time:
- (a) invest any part of the capital or operating moneys not presently required for expenditure in any security or class of securities authorized for the investment of moneys in the general revenue fund pursuant to *The Financial Administration Act, 1993*;
 - (b) dispose of any securities in which the board has invested under clause (a) in any manner, on any terms and in any amount as the board considers expedient.

Audit, fiscal year, annual report

- 88(1)** The accounts of a board shall be audited by the Provincial Auditor.
- (2) The fiscal year for a board shall be the period fixed from time to time by the Lieutenant Governor in Council for the purpose of this subsection.
- (3) A board shall, in accordance with section 13 of *The Executive Government Administration Act*, prepare and submit to the minister:
- (a) a report upon its business for the immediately preceding fiscal year; and
 - (b) a financial statement showing the business of the board for such fiscal year.
- (4) The minister shall, in accordance with section 13 of *The Executive Government Administration Act*, lay before the Legislative Assembly each report and statement received by him pursuant to subsection (3).

R.S.S. 1978, c.P-37, s.10; 2014, c.E-13.1, s.62.

89 Repealed. 1994, c.P-37.1, s.73.

90 Repealed. 1994, c.P-37.1, s.73.

