

1997

CHAPTER 12

An Act to repeal miscellaneous obsolete Statutes and to enact transitional provisions and consequential amendments with respect to certain Statutes being repealed

(Assented to May 9, 1997)

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 Miscellaneous Statutes Repeal (Regulatory Reform) Act, 1997*.

S.S. 1986, c.H-4.01 repeal and consequential amendments

2(1) *The Home Care Act* is repealed.

(2) Clause 2(j) of *The Health Districts Act* is repealed and the following substituted:

“(j) ‘**home care services**’ means services provided to any person who, because of illness or disability, requires care and support while living in the community and, without limiting the generality of the foregoing, includes:

- (i) assessment services and care co-ordination services;
- (ii) nursing services;
- (iii) home-making services, including personal care and respite services;
- (iv) meal services; and
- (v) home maintenance services”.

(3) Subclause 2(f)(xiv) of *The Local Authority Freedom of Information and Protection of Privacy Act* is repealed.

R.S.S. 1978, c.H-9 repeal, transitional and consequential amendment

3(1) *The Hospital Revenue Act* is repealed.

(2) Notwithstanding the repeal of *The Hospital Revenue Act* but subject to subsection (3), all agreements entered into pursuant to that Act remain in force according to their terms.

(3) Each agreement entered into pursuant to *The Hospital Revenue Act* is deemed to contain the following terms:

- (a) any of the parties may terminate the agreement by providing not less than 90 days’ written notice to the other parties;
- (b) the agreement terminates on the date specified in a notice given pursuant to clause (a);

(c) if a notice is given pursuant to clause (a) before October 1 in any year, a municipality that is a party is not obligated to provide funding for that year pursuant to the agreement.

(4) Clause 2(a) of *The Municipal Tax Sharing (Potash) Act* is amended by striking out “, exclusive of any amounts required under *The Union Hospital Act* and *The Hospital Revenue Act*”.

R.S.S. 1978, c.M-8 repealed

4 *The Medical Care Insurance Supplementary Provisions Act* is repealed.

R.S.S. 1978, c.M-11 repealed

5 *The Medical Scholarships and Bursaries Act* is repealed.

R.S.S. 1978, c.P-17 repeal and transitional

6(1) In this section, “**corporation**” means the corporation continued pursuant to section 3 of *The Potash Corporation of Saskatchewan Act*.

(2) *The Potash Corporation of Saskatchewan Act* is repealed.

(3) On the day on which this section comes into force, the assets and liabilities of the corporation are transferred at their book value to the Crown Investments Corporation of Saskatchewan.

(4) Notwithstanding the repeal of section 20 of *The Potash Corporation of Saskatchewan Act*, the Provincial Auditor or any other auditor or firm of auditors that the Crown Investments Corporation of Saskatchewan with the approval of the Lieutenant Governor in Council may appoint shall audit the accounts and transactions of the corporation for the fiscal year ending on June 30, 1997.

(5) Notwithstanding the repeal of section 21 of *The Potash Corporation of Saskatchewan Act*, the Crown Investments Corporation of Saskatchewan shall prepare and submit, in accordance with *The Crown Corporations Act, 1993*:

(a) a report respecting the business of the corporation for the fiscal year ending on June 30, 1997; and

(b) a financial statement showing the business of the corporation for the fiscal year ending on June 30, 1997.

R.S.S. 1978, c.S-23 repeal and consequential amendments

7(1) *The Saskatchewan Hospitalization Act* is repealed.

(2) *The Automobile Accident Insurance Act* is amended:

(a) in subsection 58(6) by striking out “under *The Saskatchewan Hospitalization Act* or under a similar statute or law with respect to hospital services” and substituting “pursuant to an Act”;

(b) in clause 59(3)(d) by striking out “under *The Saskatchewan Hospitalization Act* or under a similar statute or law in respect of” and substituting “pursuant to an Act with respect to”; and

(c) in the portion of section 208 preceding clause (a) by striking out “*The Saskatchewan Hospitalization Act*” and substituting “*The Department of Health Act*”.

(3) Clause 4(a) of *The Cancer Foundation Act* is amended by striking out “*The Saskatchewan Hospitalization Act* or”.

- (4) Paragraph 265(2)(a)(i)(B) of *The Co-operatives Act, 1989* is amended by striking out “*The Saskatchewan Hospitalization Act*” and substituting “*The Department of Health Act*”.
- (5) Clause 2(a) of *The Dental Care Act* is amended by striking out “*The Saskatchewan Hospitalization Act*” and substituting “*The Saskatchewan Medical Care Insurance Act*”.
- (6) Subsection 11(1) of *The Department of Health Act* is amended by striking out “Every official of a hospital or other facility receiving payment from the minister under *The Saskatchewan Hospitalization Act*, every medical health officer” and substituting “Every designated public health officer within the meaning of *The Public Health Act, 1994*”.
- (7) Subclause 2(m)(i) of *The Fuel Tax Act, 1987* is amended by striking out “*The Saskatchewan Hospitalization Act* or”.
- (8) Section 5 of *The Hearing Aid Act* is amended by striking out “*The Saskatchewan Hospitalization Act* or”.
- (9) Section 5 of *The Hospital Standards Act* is amended:
- (a) in clause (c) by striking out “or minimum accommodation for the purposes of *The Saskatchewan Hospitalization Act*” and substituting “accommodation”; and
 - (b) by repealing clause (s) and substituting the following:
 - “(s) the standards of service and care to be met by persons providing services within the meaning of *The Health Districts Act* and to whom funding is being paid for that purpose pursuant to that Act”.
- (10) Clause 2(k) of *The Insurance Premiums Tax Act* is amended by striking out “under or pursuant to *The Saskatchewan Hospitalization Act*, *The Workers’ Compensation Act* or *The Health Services Act*” and substituting “pursuant to *The Department of Health Act* or *The Workers’ Compensation Act, 1979*”.
- (11) Subsection 6(1) of *The Jury Act, 1981* is amended by striking out “pursuant to subsection 13(1) of *The Saskatchewan Hospitalization Act*” and substituting “for the purposes of subsection 11(1) of *The Saskatchewan Medical Care Insurance Act*”.
- (12) Clause 11(a) of *The Mental Health Services Act* is repealed.
- (13) Clause 11(2)(a) of *The Mutual Medical and Hospital Benefit Associations Act* is amended by striking out “by him under *The Saskatchewan Hospitalization Act*” and substituting “by the minister pursuant to *The Department of Health Act*”.
- (14) Clause 7(a) of *The Prescription Drugs Act* is repealed.

(15) Section 265 of *The Saskatchewan Insurance Act* is amended:

(a) by repealing subsection (1) and substituting the following:

“(1) Unless otherwise specifically provided in a contract, any moneys expended in providing health services from a facility, other than a special-care home, operated by a district health board or an affiliate within the meaning of *The Health Districts Act*, to a person insured under a contract of accident, or sickness, or accident and sickness insurance is deemed to be moneys paid and expended by the insured and not by the district health board or affiliate, and the insured is deemed to have incurred expense by reason of that expenditure and to the amount of that expenditure”; and

(b) by repealing subsection (2).

(16) Section 15 of *The Saskatchewan Medical Care Insurance Act* is amended:

(a) by repealing subclause (c)(i); and

(b) by adding the following clause after clause (c):

“(c.1) services provided by a district health board or an affiliate as defined in *The Health Districts Act*”.

(17) Clause 2(1)(k) of *The Vital Statistics Act* is repealed and the following substituted:

“(k) ‘hospital’ means any facility that is operated by a district health board or an affiliate as defined in *The Health Districts Act*, but does not include a special-care home as defined in *The Housing and Special-care Homes Act*”.

Coming into force

8(1) Subject to subsections (2) to (5), this Act comes into force on assent.

(2) Sections 2 and 7 of this Act come into force on proclamation.

(3) Section 3 of this Act comes into force on assent but is retroactive and is deemed to have been in force on and from January 1, 1997.

(4) Subject to subsection (5), section 6 of this Act comes into force on June 30, 1997.

(5) If this Act is assented to after June 30, 1997, section 6 of this Act comes into force on assent but is retroactive and is deemed to have been in force on and from June 30, 1997.