

The Land Titles Consequential Amendment Regulations, 2001

being

[Chapter L-5.1 Reg 3](#) (effective June 25, 2001).

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 L-5.1 REG 3
The Land Titles Act, 2000

PART I
Title and Application

Title

1 These regulations may be cited as *The Land Titles Consequential Amendment Regulations, 2001*.

Application of regulations

2(1) Subject to subsection (2), in accordance with section 3 of *The Land Titles Act, 2000*, these regulations apply to transactions and any other matters regulated by that Act that have effect or that may have effect in an area of Saskatchewan that the Lieutenant Governor in Council has designated pursuant to section 191 of that Act as an area to which that Act applies.

(2) Part V of these regulations applies to every area of Saskatchewan insofar as a writ or maintenance order, as defined in *The Land Titles Act, 2000*, has effect or may have effect in that area.

6 Jly 2001 cL-5.1 Reg 3 s2.

PART II
The Builders' Lien Regulations

R.R.S. c.B-7.1 Reg 1 amended

3 *The Builders' Lien Regulations* are amended in the manner set forth in this Part.

6 Jly 2001 cL-5.1 Reg 3 s3.

Section 11 repealed

4 Section 11 is repealed.

6 Jly 2001 cL-5.1 Reg 3 s4.

Appendix amended

5(1) The Appendix is amended in the manner set forth in this section.

(2) Form F is amended:

(a) by striking out "To the Registrar of Land Titles for the Land Registration District" **and substituting** "To the Registrar of Titles"; **and**

(b) by striking out "Land Titles Office for the said land registration district as instrument" **and substituting** "Land Titles Registry as interest number or interest register".

(3) Forms G and H are repealed.

L-5.1 REG 3 LAND TITLES CONSEQUENTIAL AMENDMENT, 2001**(4) Form L is amended:**

(a) by striking out “To: The Registrar of Land Titles for the Land Registration District” **and substituting** “To: The Registrar of Titles”; **and**

(b) by striking out “Land Titles Office of the said land registration district as instrument” **and substituting** “Land Titles Registry as interest register”.

(5) Form M is amended:

(a) by striking out “To: The Registrar of Land Titles for the Land Registration District” **and substituting** “To: The Registrar of Titles”; **and**

(b) by striking out “Land Titles Office of the said land registration district as instrument” **and substituting** “Land Titles Registry as interest”.

(6) Form N is amended:

(a) by striking out “To: The Registrar of Land Titles for the Land Registration District” **and substituting** “To: The Registrar of Titles”; **and**

(b) by striking out “Land Titles Office of the said land registration district as instrument” **and substituting** “Land Titles Registry as interest register”.

6 Jly 2001 cL-5.1 Reg 3 s5.

PART III

*The Conservation Easements Regulations***R.R.S. c.C-27.01 Reg 1 amended**

6 *The Conservation Easements Regulations* are amended in the manner set forth in this Part.

6 Jly 2001 cL-5.1 Reg 3 s6.

Section 5 amended

7 **Clause 5(b) is amended by striking out** “metes and bounds” **and substituting** “descriptive plan”.

6 Jly 2001 cL-5.1 Reg 3 s7.

Appendix amended

8(1) The Appendix is amended in the manner set forth in this section.

(2) Form A is amended:

(a) by striking out “*appearing on the certificate of title*” **and substituting** “*registered against the title*”;

(b) by striking out “*metes and bounds*” **and substituting** “*descriptive plan*”; **and**

(c) by striking out “_____ Land Titles Office for registration against the certificate of title” **and substituting** “Land Titles Registry for registration against the title”.

(3) Form B is amended:

(a) in the portion preceding Part A by striking out “TO THE REGISTRAR: _____ Land Registration District _____, Saskatchewan” **and substituting** “TO THE REGISTRAR OF TITLES”;

- (b) in paragraph 1 of Part A by striking out “*metes and bounds*” and substituting “*descriptive plan*”; and
- (c) in paragraph 2(a) of Part B by striking out “appearing on the certificate of title” and substituting “registered against the title”.
- (4) Form C is amended:
- (a) by striking out “TO THE REGISTRAR: Land Registration District , Saskatchewan” and substituting “TO THE REGISTRAR OF TITLES”;
- (b) by striking out “Land Titles Office for the Land Registration District as Instrument No.” and substituting “Land Titles Registry as interest number”; and
- (c) by striking out “*The Land Titles Act*” and substituting “*The Land Titles Act, 2000*”.
- (5) Form D is amended:
- (a) by striking out “TO THE REGISTRAR: LandRegistration District , Saskatchewan” and substituting “TO THE REGISTRAR OF TITLES”;
- (b) by striking out “Instrument No.” and substituting “interest number”; and
- (c) by striking out “*metes and bounds*” and substituting “*descriptive plan*”.

6 Jly 2001 cL-5.1 Reg 3 s8.

PART IV

The Dependent Adults Forms Regulations

R.R.S. c.D-25.1 Reg 1, Appendix amended

9(1) The Appendix to *The Dependent Adults Forms Regulations* is amended in the manner set forth in this section.

- (2) Form F is amended:
- (a) by striking out “To the Registrar, Land Titles Office Saskatchewan” and substituting “To the Registrar of Titles”; and
- (b) by striking out “with respect to the following land: (*land description(s)*)” and substituting “with respect to the following titles and interests: (*list by title number or interest number*)”.
- (3) Form G is amended by striking out “To the Registrar, Land Titles Office , Saskatchewan” and substituting “To the Registrar of Titles”.
- (4) Form H is amended:
- (a) by striking out “To the Registrar, Land Titles Office Saskatchewan” and substituting “To the Registrar of Titles”; and

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(b) by striking out “You are hereby required to register this notice and to enter a memorandum of it on the Certificate of Title to the following described land in your Land Registration District in which, in my opinion, the dependent adult has an interest: (*land description(s)*)” **and substituting** “I submit this form pursuant to subsection 29(1) of *The Dependent Adults Act* with my application to be registered as the property guardian of the above named person with respect to the following titles and interests in which, in my opinion, the dependent adult has an interest: (*list by title number or interest number*)”.

6 Jly 2001 cL-5.1 Reg 3 s9.

PART V

The Personal Property Security Regulations**R.R.S. c.P-6.2 Reg 1 amended**

10 *The Personal Property Security Regulations* are amended in the manner set forth in this Part.

6 Jly 2001 cL-5.1 Reg 3 s10.

New section 16

11 Section 16 is repealed and the following substituted:

“Writs of execution

16(1) A registrant shall insert the words “all of the goods and lands of the debtor within Saskatchewan” in the “General Collateral” area of a financing statement where the registrant wishes to register:

- (a) a writ of execution issued out of the Court of Queen’s Bench; or
- (b) a writ of execution issued out of the Court of Queen’s Bench to enforce a maintenance order.

(2) A registrant shall insert the words “all of the lands of the debtor within Saskatchewan” in the “General Collateral” area of a financing statement where the registrant wishes to register a maintenance order as defined in *The Enforcement of Maintenance Orders Act, 1997*.

(3) Where a registrant wishes to register a writ of execution issued out of the Federal Court of Canada, the registrant shall insert the words “all of the goods of the debtor within Saskatchewan” or “all of the goods and lands of the debtor within Saskatchewan”, as the case may be, in the “General Collateral” area of a financing statement”.

6 Jly 2001 cL-5.1 Reg 3 s11.

Section 35 amended

12 Subsection 35(2) is repealed.

6 Jly 2001 cL-5.1 Reg 3 s12.

Section 36 amended

13 Section 36 is amended:

- (a) **by renumbering it as subsection 36(1);**
- (b) **in the portion preceding clause (1)(a) by striking out “8:30 a.m.” and substituting “8:00 a.m.”; and**
- (c) **by adding the following subsection after subsection (1):**

“(2) Notwithstanding subsection (1), the registrar may alter the hours of operation of the registry office where the registrar considers it necessary:

- (a) to meet the public interest; or
- (b) to meet emergency or unforeseen circumstances”.

6 Jly 2001 cL-5.1 Reg 3 s13.

Section 37 amended

14 Section 37 is amended:

- (a) by renumbering it as subsection 37(1);**
- (b) in the portion preceding clause (1)(a) by striking out “8:30 a.m.” and substituting “8:00 a.m.”; and**
- (c) by adding the following subsection after subsection (1):**

“(2) Notwithstanding subsection (1), the registrar may alter the hours of operation of the electronic registry system where the registrar considers it necessary:

- (a) to meet the public interest; or
- (b) to meet emergency or unforeseen circumstances”.

6 Jly 2001 cL-5.1 Reg 3 s14.

Section 38 amended

15(1) Subsections 38(1) and (2) are repealed and the following substituted:

“(1) A registration pursuant to section 49 of the Act of a security interest in goods that are or may become fixtures, or in crops that are or may become growing crops, is to be effected by registering an interest in the Land Titles Registry against the title to the land to which the goods are affixed or are to be affixed or on which the crops are growing or are to be growing, as the case may be.

“(1.1) An application to register an interest in the Land Titles Registry pursuant to subsection (1) must be accompanied by Form C of Appendix C.

“(2) Where a secured party who has registered a security interest in accordance with subsection (1) wishes to amend or renew registration of that interest, or where the secured party assigns, discharges or subordinates the security interest or releases part of the collateral from the security interest, the secured party shall apply to the Registrar of Titles to amend the registration of that interest accordingly.

“(2.1) An application pursuant to subsection (2) must be accompanied by Form D of Appendix C”.

(2) Subsection 38(3) is amended by striking out “A notice filed pursuant to this section” and substituting “Where Form C or D of Appendix C is used in accordance with this section, the Form”.

(3) Subsection 38(4) is amended by striking out “notice filed” and substituting “Form submitted to the Registrar of Titles”.

(4) Subsection 38(5) is amended by striking out “a notice mentioned in subsection (1) or (2)” and substituting “Form C or D of Appendix C”.

6 Jly 2001 cL-5.1 Reg 3 s15.

L-5.1 REG 3 LAND TITLES CONSEQUENTIAL AMENDMENT, 2001**Appendix C amended**

16(1) Appendix C is amended in the manner set forth in this section.

(2) Form C is amended:

(a) by striking out “To: The Registrar of Land Titles at , Saskatchewan” **and substituting** “To: The Registrar of Titles”; **and**

(b) by striking out “Land Titles Office at _ Saskatchewan” **and substituting** “Land Titles Registry”.

(3) Form D is amended:

(a) by striking out “To: The Registrar of Land Titles at Saskatchewan” **and substituting** “To: The Registrar of Titles”; **and**

(b) by striking out “Instrument Number” **wherever it appears and in each case substituting** “interest number”.

6 Jly 2001 cL-5.1 Reg 3 s16.

Appendix E amended

17 Table 1 of Appendix E is amended by adding the following clause after item 1(d):

“(e) Maintenance Order as defined in *The Enforcement of Maintenance Orders Act, 1997* \$10”.

6 Jly 2001 cL-5.1 Reg 3 s17.

PART VI

The Provincial Lands Regulations**Sask. Reg. 145/68 amended**

18 *The Provincial Lands Regulations*, being Saskatchewan Regulations 145/68, are amended in the manner set forth in this Part.

6 Jly 2001 cL-5.1 Reg 3 s18.

Part II, section 7 amended

19 Subsection 7(17) of Part II is amended by striking out “*The Land Titles Act*” **and substituting** “*The Land Surveys Act, 2000*”.

6 Jly 2001 cL-5.1 Reg 3 s19.

Part VII, section 10 amended

20(1) Subsection 10(1) of Part VII is amended:

(a) in clause (a) by striking out “Land Titles Office” **and substituting** “Land Titles Registry”; **and**

(b) in clause (b) by striking out “upon receipt of a certificate from the registrar of such office of his acceptance of such transfer” **and substituting** “on receiving verification of registration of the transfer in the Land Titles Registry”.

(2) Subsection 10(2) of Part VII is amended by striking out “at the Land Titles Office” **and substituting** “in the Land Titles Registry”.

(3) Subsection 10(3) of Part VII is amended:

(a) by striking out “Land Titles Office” and substituting “Land Titles Registry”; and

(b) by striking out “upon receipt of evidence of the acceptance of the transfer in the said office” and substituting “on receiving verification of registration of the transfer in the Land Titles Registry”.

(4) Subsection 10(4) of Part VII is amended by striking out “at the Land Titles Office without cost to the transferee” and substituting “in the Land Titles Registry”.

6 Jly 2001 cL-5.1 Reg 3 s20.

PART VII

*The Public Trustee Regulations, 1999***R.R.S. c.P-43.1 Reg 2 amended**

21 *The Public Trustee Regulations, 1999* are amended in the manner set forth in this Part.

6 Jly 2001 cL-5.1 Reg 3 s21.

New section 13.1

22 The following section is added after section 13:

“Fee for accepting service of land titles document

13.1 The Public Trustee may charge a fee of \$50 for accepting service of a document served on the Public Trustee pursuant to clause 115(3)(a) of *The Land Titles Act, 2000*”.

6 Jly 2001 cL-5.1 Reg 3 s22.

Section 24 amended

23 Section 24 is amended:

(a) in clause (a) by striking out “clause 172(1)(a) of *The Land Titles Act*” and substituting “clause 71(2)(c), 71(4)(a), 72(2)(c) or 72(3)(a) of *The Land Titles Regulations, 2001*”;

(b) in clause (b) by striking out “clause 172(1)(a) of *The Land Titles Act*” and substituting “clause 71(2)(c), 71(4)(a), 72(2)(c) or 72(3)(a) of *The Land Titles Regulations, 2001*”;

(c) in clause (e) in the portion preceding subclause (i) by striking out “clause 172(1)(b) of *The Land Titles Act*” and substituting “clause 71(4)(b) or 73(3)(b) of *The Land Titles Regulations, 2001*”; and

(d) in clause (j) by striking out “general consent given pursuant to subsection 172(2) of *The Land Titles Act*” and substituting “general consent of the public trustee given for the purposes of section 71 or 72 of *The Land Titles Regulations, 2001*”.

6 Jly 2001 cL-5.1 Reg 3 s23.

PART VIII
The Resource Lands Regulations, 1989

R.R.S. c.P-31 Reg 3, section 8 amended

24 Subsection 8(2) of *The Resource Lands Regulations, 1989* is amended by striking out “registered in the land titles office for the appropriate Land Registration District” and substituting “approved by the Controller of Surveys”.

6 Jly 2001 cL-5.1 Reg 3 s24.

PART IX
The Subdivision Regulations

R.R.S. c.P-13.1 Reg 1, section 7 amended

25 Section 7 of *The Subdivision Regulations* is amended in the portion preceding clause (a) by striking out “a metes and bounds description that is sufficient for Land Titles purposes and”.

6 Jly 2001 cL-5.1 Reg 3 s25.

PART X
The Water Rights Regulations

Sask. Reg. 905/68, section 5 repealed

26 Section 5 of the Regulations for the Administration of Water Rights under *The Water Rights Act*, being Saskatchewan Regulations 905/68 and made by Order-in-Council 1359/43, is repealed.

6 Jly 2001 cL-5.1 Reg 3 s26.

PART XI
Coming into Force

Coming into force

27 These regulations come into force on the day on which section 1 of *The Land Titles Act, 2000* comes into force.

6 Jly 2001 cL-5.1 Reg 3 s27.