

The Seniors Income Plan Regulations

being

[Chapter S-25.1 Reg 3](#) (effective February 21, 2002) as amended by Saskatchewan Regulations 123/2005 and an Errata notice published in the Gazette [January 20, 2006](#) and [118/2008](#).

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.

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CHAPTER S-25.1 REG 3
The Saskatchewan Income Plan Act

Title

- 1 These regulations may be cited as *The Seniors Income Plan Regulations*.

19 Dec 2008 SR 118/2008 s3.

Interpretation

- 2 In these regulations:

- (a) “**Act**” means *The Saskatchewan Income Plan Act*;
- (b) “**allowance**” means the allowance authorized to be paid pursuant to Part III of the *Old Age Security Act* (Canada);
- (c) “**beneficiary**” means a person to whom payment of a benefit has been approved;
- (d) “**common-law partner**” means a common-law partner as defined in the *Old Age Security Act* (Canada);
- (e) “**payment period**” means the period commencing on July 1 of one year and ending on June 30 of the next year;
- (f) “**pensioner**” means a person who is in receipt of a pension and a supplement;
- (g) “**resident of a facility**” means:
 - (i) a person who lives in a special-care home, as defined in *The Housing and Special-care Homes Act*, for the purpose of receiving care; or
 - (ii) a patient in a hospital, nursing home or other institution approved pursuant to *The Hospital Standards Act* who, by reason of receiving long-term care, is being assessed a resident charge;
- (h) “**single person**” means a person without a spouse or common-law partner.

1 Mar 2002 cS-25.1 Reg 3 s2.

Basis of entitlement

- 3(1) Subject to subsection (2) and sections 7 and 9, the minister shall base the entitlement of a beneficiary to a benefit on the amount of the supplement to which the beneficiary is entitled for that month.

- (2) Except in the case of a person who is entitled to a minimum payment as set out in section 6, no person is entitled to receive a benefit if the amount of the benefit, determined in accordance with these regulations, to which the person would otherwise be entitled is less than:

- (a) \$10 per month in the case of a single person;

- (b) \$10 per month in the case of a person whose spouse or common-law partner is a pensioner;
- (c) \$10 per month in the case of a person whose spouse or common-law partner is in receipt of an allowance;
- (d) \$10 per month in the case of a person whose spouse or common-law partner is not a pensioner and is not in receipt of an allowance.

1 Mar 2002 cS-25.1 Reg 3 s3; 19 Dec 2008
SR 118/2008 s4.

Maximum benefit

4(1) Subject to subsection (2) and section 5, the maximum benefit payable is:

- (a) \$190 per month to:
 - (i) a single person who is a pensioner; or
 - (ii) a person who is a pensioner and whose spouse or common-law partner is not a pensioner;
- (b) \$155 per month to a person if both that person and that person's spouse or common-law partner are pensioners.

(2) Subject to section 5, in the case of a person who is a resident of a facility, the maximum benefit payable is:

- (a) \$25 per month to:
 - (i) a single person who is a pensioner; or
 - (ii) a person who is a pensioner and whose spouse or common-law partner is not a pensioner;
- (b) \$23 per month to a person if both that person and that person's spouse or common-law partner are pensioners.

1 Mar 2002 cS-25.1 Reg 3 s4; 19 Dec 2008 SR
118/2008 s5.

Reduction

5(1) In this section, a reference to a table is a reference to a table set out in the Old Age Security Pension Guaranteed Income Supplement Allowance Table of Rates, published pursuant to the *Old Age Security Act (Canada)*, that is in force at the relevant time.

(2) Subject to section 6, if a person receives less than the maximum supplement, the minister shall reduce the maximum benefit payable pursuant to section 4 to the person:

- (a) by \$1 for every \$1 reduction made to the person's supplement:
 - (i) in accordance with Table 1 in the case of a single person; or
 - (ii) in accordance with Table 2 in the case of a person whose spouse or common-law partner is a pensioner;

- (b) by \$3 for every \$1 reduction made to the person's supplement in accordance with Table 3 in the case of a person whose spouse or common-law partner is not a pensioner or is not in receipt of an allowance;
- (c) in the case of a person whose spouse or common-law partner is in receipt of an allowance that is less than the maximum allowance:
 - (i) by \$1 for every \$3 reduction made to the allowance of the spouse or common-law partner in accordance with Table 4; and
 - (ii) by \$1 for every reduction of less than \$3 made to the allowance of the spouse or common-law partner in accordance with Table 4.

19 Dec 2008 SR 118/2008 s6.

Minimum payment

6 If a beneficiary is a resident of a facility, the minimum payment to the beneficiary is:

- (a) \$5 per month in the case of a single person;
- (b) \$5 per month in the case of a person whose spouse or common-law partner is a pensioner;
- (c) \$5 per month in the case of a person whose spouse or common-law partner is in receipt of an allowance;
- (d) \$5 per month in the case of a person whose spouse or common-law partner is not a pensioner and is not in receipt of an allowance.

1 Mar 2002 cS-25.1 Reg 3 s6; 19 Dec 2008 SR 118/2008 s7.

Admissions and discharges

7 The minister shall adjust a beneficiary's benefit payable as of the second month following the month in which the change occurred where:

- (a) the beneficiary:
 - (i) becomes a resident of a facility; or
 - (ii) ceases to be a resident of a facility; and
- (b) as a result of the change in the beneficiary's status described in clause (a), there is a change in the beneficiary's eligibility pursuant to section 4.

1 Mar 2002 cS-25.1 Reg 3 s7.

7.1 Repealed. 19 Dec 2008 SR 118/2008 s8.

Payment of benefits

8 The minister may pay benefits:

- (a) by direct electronic deposit to the same account in a financial institution to which the beneficiary's supplement is paid; or
- (b) by cheque.

1 Mar 2002 cS-25.1 Reg 3 s8.

Underpayment of benefits

9(1) Subject to subsection (2), where the department discovers that a beneficiary was entitled to receive a benefit which was not paid, or that a beneficiary's entitlement to a supplement was incorrectly assessed, resulting in an underpayment of benefits, the minister shall calculate and pay the amount of the benefits owing to the beneficiary from the date that the beneficiary was entitled to receive the benefit or the adjusted benefit, as the case may be.

(2) The minister is not required to calculate and pay, and the beneficiary is not entitled to receive, benefits owing pursuant to subsection (1) from a date earlier than the beginning of the payment period in which the entitlement or the incorrect assessment was discovered by the department.

1 Mar 2002 cS-25.1 Reg 3 s9.

R.R.S. c.S-25.1 Reg 2 repealed

10 *The Saskatchewan Income Plan Regulations, 1992* are repealed.

1 Mar 2002 cS-25.1 Reg 3 s10.

Coming into force

11 These regulations come into force on the day on which they are filed with the Registrar of Regulations.

1 Mar 2002 cS-25.1 Reg 3 s11.