

PART II

REVISED REGULATIONS OF SASKATCHEWAN

NOTICE

Pursuant to the authority given to me by section 12 of *The Regulations Act, 1995*, *The Building and Accessibility Standards Administration Regulations*, as published in Part II of the Gazette on May 30, 1997, are corrected by striking out "(Filed April 16, 1997)" and substituting "(Filed May 16, 1997)".

Dated at Regina, this 11th day of June, 1997.

Lois Thacyk,
Registrar of Regulations.

CHAPTER D-28 REG 2

The Direct Sellers Act

Section 35

Order in Council 340/97, dated June 11, 1997

(Filed June 12, 1997)

Title

- 1 These regulations may be cited as *The Direct Sellers Regulations, 1997*.

Interpretation

- 2 In these regulations:
- (a) "Act" means *The Direct Sellers Act*;
 - (b) "buyer" means the buyer or purchaser under a direct sales contract;
 - (c) "population" means the population as determined by the most recent Statistics Canada census.

Non-application of Act

- 3 The Act does not apply to:
- (a) a person carrying on a business where the person is required to be licensed or registered pursuant to:
 - (i) *The Agricultural Implements Act*;
 - (ii) *The Electrical Licensing Act*;
 - (iii) *The Fisheries Act (Saskatchewan), 1994*;
 - (iv) *The Motor Dealers Act*;
 - (v) *The Private Vocational Schools Regulation Act, 1995*;
 - (vi) *The Cemeteries Act*;
 - (vii) *The Prepaid Funeral Services Act*;
 - (viii) *The Sale of Training Courses Act*;
 - (ix) *The Saskatchewan Insurance Act*;
 - (x) *The Real Estate Act*;
 - (xi) *The Securities Act, 1988*; or
 - (b) direct sales of individual private storage units for the storage of insurable crops as defined in *The Crop Insurance Act*.

Licensing exemption of salesperson

- 4(1) Subject to subsection (2), a salesperson is exempt from complying with the licensing requirements of the Act and these regulations if:
- (a) the total price of the goods or services on an average sale to any one purchaser by the vendor is less than \$500; and

- (b) the registrar is satisfied that it is not prejudicial to the public interest to exempt the salesperson from the licensing requirements of the Act and these regulations.
- (2) Subsection (1) does not apply if a salesperson acts for or on behalf of a direct sales contractor.

Licence fee

5 The fee payable to the registrar for a licence is:

- (a) \$100 in the case of a vendor where no salesperson acts or will act for or on behalf of the vendor;
- (b) \$250 in the case of any other vendor; or
- (c) \$50 in the case of a salesperson.

Identification card

6(1) Subject to subsection (2), a vendor shall provide an identification card containing its issue date to every salesperson acting for or on behalf of the vendor.

(2) Subsection (1) does not apply to a vendor whose salespersons are required to be licensed.

Written direct sales contract required

7 A direct sales contract is to be in writing where the direct sale exceeds \$100.

Contents of a written direct sales contract

8 A written direct sales contract is to clearly set out the following:

- (a) the name and address of the purchaser;
- (b) the name, business address, telephone number and, where applicable, facsimile number of the vendor;
- (c) the name of the salesperson printed or signed in a legible manner to allow the salesperson's name to be determined by the purchaser;
- (d) the date on which the direct sales contract is signed and the place in which the direct sales contract is made;
- (e) a detailed description of the goods or services that readily identifies the goods or services sold to the purchaser;
- (f) a statement of cancellation rights that conforms with the requirements set out in section 9;
- (g) an itemized purchase price for the goods or services;
- (h) the total amount payable under the direct sales contract;
- (i) the terms and conditions of payment;
- (j) in the case of a direct sales contract for the future supply of goods or the future supply of services or both:
 - (i) the supply date for the goods or the commencement date for the supply of services or both; and
 - (ii) the completion date for the supply of services or the supply of services and goods;
- (k) where credit is extended or arranged by a direct seller:
 - (i) a statement of any security taken for securing payment of the purchaser's debt obligations; and

- (ii) the cost of credit, in accordance with *The Cost of Credit Disclosure Act* and the regulations made pursuant to that Act;
- (l) where goods are accepted as a trade-in, a description of and the value of the trade-in;
- (m) the signatures of the purchaser and the direct seller;
- (n) where the vendor is a direct sales contractor:
 - (i) a detailed description of the quality and type of materials to be used under the contract; and
 - (ii) the services and work to be carried out under the contract.

Statement of cancellation rights

9(1) A statement of cancellation rights is to:

- (a) contain the words specified in the “Buyer’s Right to Cancel” in the Appendix;
 - (b) show the heading “Buyer’s Right to Cancel” in not less than 12-point bold type;
 - (c) show the statement of 10-day cancellation rights in not less than 12-point type; and
 - (d) show the remainder of the information in not less than 10-point type.
- (2) Where a statement of cancellation rights mentioned in subsection (1) is not located on the first page of the written contract, there is to be a notice on the first page of the written contract in not less than 12-point bold type, directing the purchaser to the location of the statement of cancellation rights.
- (3) Where a statement of cancellation rights is located in a separate document from the written contract, it is to include the business name, business address, telephone number and, where applicable, facsimile number of the vendor.
- (4) Where a written contract is not required pursuant to section 7, the direct seller shall provide in a document a statement of cancellation rights that complies with subsection (1), and the document is to include the name, business address, telephone number and facsimile number, where applicable, of the vendor.

Gifts and premiums not prohibited

10 A direct seller who conducts home party plan sales in a personal residence is exempt from the prohibition set out in subsection 6(7) of the Act respecting home party plan sales.

Municipal fees

11(1) Subject to subsection (2), the maximum fee payable in each year by a person carrying on the business of a direct seller intending to sell goods or services, where the total price of the goods or services on an average sale to any one purchaser is, has been or will be:

- (a) \$100 or more, is:
 - (i) in the case of a city with a population of 50,000 or more, \$75;
 - (ii) in the case of a city with a population of 20,000 or more but less than 50,000, \$50;
 - (iii) in the case of a city with a population of less than 20,000, \$30;
 - (iv) in the case of a town, \$30;

- (v) in the case of a village, \$30;
- (vi) in the case of a rural municipality, \$30;
- (b) less than \$100, is:
 - (i) in the case of a city with a population of 50,000 or more, \$50;
 - (ii) in the case of a city with a population of 20,000 or more but less than 50,000, \$35;
 - (iii) in the case of a city with a population of less than 20,000, \$20;
 - (iv) in the case of a town, \$20;
 - (v) in the case of a village, \$20;
 - (vi) in the case of a rural municipality, \$20.
- (2) Subject to subsections (3) and (4), a person responsible for collecting a fee pursuant to this section may reduce the fee where the person considers it appropriate having regard to:
 - (a) the nature, selling price, type and normal marketing season of the product being sold;
 - (b) the place of residence of the salesperson;
 - (c) the manner in which the product is being sold;
 - (d) the expected term of selling by the salesperson;
 - (e) whether the vendor or a salesperson of the vendor has a recognized place of business in that municipality with respect to which the vendor or the salesperson pays a business tax.
- (3) Where a person responsible for collecting a fee reduces the fee pursuant to clause (2)(d) by having regard to the salesperson's expected term of selling and the salesperson's term of selling is greater than expected, the person responsible for collecting the fee may:
 - (a) review the reduced fee set in accordance with clause (2)(d); and
 - (b) increase the fee to the appropriate maximum fee set in subsection (1), if the person considers it suitable.
- (4) The minimum fee payable in each year pursuant to this section is \$5.
- (5) Where a person claims to be eligible to pay a fee pursuant to clause (1)(b), the person shall provide proof satisfactory to the person responsible for collecting the fee to show that the total price on an average sale to any one purchaser is, has been or will be less than \$100.

R.R.S. c.D-28 Reg 1 repealed

12 *The Direct Sellers Regulations* are repealed.

Coming into force

13(1) These regulations come into force on the day on which section 1 of *The Direct Sellers Amendment Act, 1996* comes into force.

(2) If section 1 of *The Direct Sellers Amendment Act, 1996* comes into force before these regulations are filed with the Registrar of Regulations, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

Appendix

The following is to appear in each statement of cancellation rights:

BUYER'S RIGHT TO CANCEL

You may cancel this contract from the day you enter the contract until 10 days after you receive a copy of this *[contract/statement of cancellation rights]*.^{*} You do not need a reason to cancel.

If you do not receive the goods or services within 30 days of the date stated in the contract, you may cancel this contract within one year of the contract date. You lose that right if you accept delivery after 30 days. There are other grounds for extended cancellation. For more information, you may contact your provincial/territorial consumer affairs office.

If you cancel this contract, the seller has 15 days to refund your money and any trade-in, or the cash value of the trade-in. You must then return the goods.

To cancel, you must give notice of cancellation at the address *[below/in this contract]*.^{**} You must give notice of cancellation by a method that will allow you to prove that you gave notice, including registered mail, fax, or by personal delivery.

[Address for Notice – include name, business address, phone and, if applicable, fax number of the vendor]^{**}

* Use “contract”, in the case of a written contract; use “statement of cancellation rights” if a written contract is not required.

** Where a written contract is not required, you must include this information in a statement of cancellation rights.

CHAPTER F-13.4 REG 15

The Financial Administration Act, 1993

Section 71

Order in Council 374/97, dated June 18, 1997

(Filed June 18, 1997)

Title

1 These regulations may be cited as *The Livestock and Horticultural Facilities (Education and Health Tax) Remission Regulations*.

Interpretation

2 In these regulations:

(a) “**eligible applicant**” means a person who:

(i) does one or more of the following:

(A) constructs, expands or renovates a livestock facility or a horticultural facility for use in a primary farming activity;

(B) has a livestock facility or horticultural facility constructed, expanded or renovated for use in a primary farming activity;

(C) installs eligible equipment in or on his or her livestock facility or horticultural facility;

(D) has eligible equipment installed in or on his or her livestock facility or horticultural facility; and

(ii) is or was the owner of the livestock facility or horticultural facility at the time the construction, expansion or renovation of his or her livestock facility or horticultural facility took place or the eligible equipment was installed in or on his or her livestock facility or horticultural facility;

(b) **“eligible equipment”** means any stationary equipment, on which tax has been paid, that is permanently installed in or on a livestock facility or horticultural facility;

(c) **“eligible materials”** means building materials on which tax has been paid and that are incorporated into a livestock facility or horticultural facility but does not include construction equipment or consumable items used in constructing, expanding or renovating a livestock facility or horticultural facility;

(d) **“greenhouse”** means a permanent enclosed structure used for the production of flowers, bedding plants, tree seedlings or vegetables for commercial purposes;

(e) **“horticultural facility”** means a greenhouse or any permanent structure, or that part of a greenhouse or permanent structure, in Saskatchewan that is used exclusively for the storage of fruit or vegetables, and includes conveyors and bin pilers, but does not include facilities used for the sorting, cleaning or processing of fruit or vegetables;

(f) **“livestock”** means swine, cattle, horses, sheep, goats, poultry, fur bearing animals, llamas, alpacas, game farm species, including antelope, caribou, elk, moose, mule deer, white tailed deer and fallow deer, and non-game farm species, including bison, wild boar, rabbits, ratites, and includes fish and bees but does not include pet stock;

(g) **“livestock facility”** means any permanent structure, or that part of a permanent structure, in Saskatchewan that is used exclusively for the raising of livestock;

(h) **“minister”** means the member of the Executive Council to whom for the time being the administration of these regulations is assigned;

(i) **“primary farming activity”** means any or all of the following activities:

(i) the preparation of lands for fruit or vegetable crops, animal forage or grazing;

(ii) the seeding, cultivation, irrigation, harvesting and storage of fruit or vegetable crops;

(iii) the raising, breeding, feeding, watering, protecting, training, handling or segregating of livestock;

(iv) the collection and primary processing of eggs, poultry, milk and honey;

but does not include sorting, cleaning, grading and preparing crops for market or any manufacturing, processing, refining or marketing operation by which livestock is changed from its natural primary state to a secondary state for the purpose of resale;

(j) “**remission**” means a remission pursuant to these regulations of tax already paid;

(k) “**tax**” means the tax payable pursuant to *The Education and Health Tax Act*.

Application

3(1) An eligible applicant who wishes to receive a remission respecting eligible materials used in his or her livestock facility or horticultural facility or respecting eligible equipment installed in or on his or her livestock facility or horticultural facility shall apply to the minister on a form supplied by the minister.

(2) An eligible applicant shall apply on or before June 30 of the year following the year in which the eligible materials or eligible equipment were purchased.

(3) An eligible applicant shall forward, along with his or her application:

(a) a declaration, in a form satisfactory to the minister, that:

(i) all eligible materials for which a remission is claimed were used in the construction, expansion or renovation of his or her livestock facility or horticultural facility; and

(ii) all eligible equipment for which a remission is claimed was installed in or on his or her livestock facility or horticultural facility; and

(b) receipts, in a form satisfactory to the minister, with respect to the eligible materials and eligible equipment.

(4) At the time the application is made or at any subsequent time, the minister may require an eligible applicant to supply the minister with any additional information that the minister may reasonably require to evaluate the application or to determine that the conditions under which a remission is granted have been complied with.

(5) Where the minister requires additional information pursuant to subsection (4), the eligible applicant shall supply that information within the time specified by the minister.

(6) At the request of the minister, the eligible applicant shall allow the minister to inspect the eligible applicant's livestock facility or horticultural facility, and any eligible equipment, for which a remission is claimed.

(7) An eligible applicant may submit one or more applications respecting eligible materials or eligible equipment purchased during a year.

(8) No eligible applicant shall supply any false or misleading information to the minister on any application form or in response to any request for information from the minister.

Receipts

4(1) Subject to subsection (2), the receipts mentioned in clause 3(3)(b) must:

(a) show the date of purchase of the eligible materials or the eligible equipment;

- (b) show the amount of tax that was paid on the eligible materials or eligible equipment; and
 - (c) show the kind and amount of eligible materials used or consumed or of the eligible equipment installed in or on the livestock facility or horticultural facility.
- (2) If an eligible applicant has hired a contractor to construct, expand or renovate a livestock facility or horticultural facility or to install eligible equipment and the contractor submits documentation in support of the eligible applicant's application, the documentation must:
- (a) be in a form acceptable to the minister;
 - (b) show the date of purchase of the eligible materials or eligible equipment;
 - (c) show the kind and amount of eligible materials used or consumed or of the eligible equipment installed in or on the livestock facility or horticultural facility;
 - (d) show the value of the eligible materials or of the eligible equipment; and
 - (e) show the amount of tax paid on the eligible materials or eligible equipment.

When eligible materials or eligible equipment must be purchased

5 To be eligible for a remission, an eligible applicant or a contractor on behalf of an eligible applicant must purchase the eligible materials or the eligible equipment after March 20, 1997 and before January 1, 2001.

Approval of remission

6 Where the minister has received an application from an eligible applicant and is satisfied that the eligible applicant has complied with these regulations, the minister may grant a remission to the eligible applicant.

Amount of remission

7(1) Subject to subsections (2) to (4), the amount of remission that may be granted to an eligible applicant for a calendar year is equal to the total amount of tax paid in the calendar year on eligible materials and eligible equipment for which remissions are granted to the eligible applicant less \$500.

(2) Subject to subsection (3), no remission is to be granted with respect to any eligible materials or eligible equipment installed in or on, incorporated into or used in a facility that is not used exclusively as a livestock facility or horticultural facility.

(3) Where a facility is used partly as a livestock facility or horticultural facility and partly for other purposes:

- (a) only the eligible materials used in constructing, expanding or renovating the part of the facility that is used exclusively for a primary farming activity are eligible for a remission; and

- (b) only the eligible equipment installed in or on the part of the facility that is used exclusively for a primary farming activity is eligible for a remission.

(4) The minister shall not grant any remission if a tax credit or a tax remission, other than a remission pursuant to these regulations, has been granted by the Government of Saskatchewan respecting the livestock facility or horticultural facility, the eligible materials or the eligible equipment.

Payment of remission to contractor

8(1) If an eligible applicant employs a contractor to construct, expand or renovate the eligible applicant's livestock facility or horticultural facility or to install eligible equipment, the eligible applicant may request, in the eligible applicant's application form, that the contractor be paid any remission to which the eligible applicant is entitled.

(2) In the circumstances mentioned in subsection (1), the minister may pay the remission granted to the eligible applicant to the contractor.

Conditions imposed on remission

9(1) A remission is subject to the condition that, while the eligible applicant is the owner of the livestock facility or horticultural facility, the eligible applicant shall:

(a) in the case of a remission granted respecting eligible materials, continue to use the facility, or the part of the facility, in which the eligible materials were incorporated as a livestock facility or horticultural facility for at least three years after the remission is granted; or

(b) in the case of a remission granted respecting eligible equipment, continue to have the eligible equipment installed in or on the livestock facility or horticultural facility for at least three years after the remission is granted.

(2) If an eligible applicant fails to comply with the condition set out in subsection (1), the eligible applicant shall repay to the minister the remission granted in the following proportions based on the following circumstances:

(a) all of the remission granted, if the eligible applicant fails to comply with the condition set out in subsection (1) during the first year after the remission was granted;

(b) two-thirds of the remission granted, where the eligible applicant has complied with the condition set out in subsection (1) for at least one year, but fails to comply during the second year after the remission was granted;

(c) one-third of the remission granted, where the eligible applicant has complied with the condition set out in subsection (1) for at least two years, but fails to comply during the third year after the remission was granted.

Delegation

10(1) The minister may delegate to any officer or employee of the department over which the minister presides the exercise of any of the minister's powers or the performance of any of the minister's responsibilities pursuant to these regulations.

(2) The exercise of any power or the performance of any responsibility by a person to whom it is delegated pursuant to this section is deemed to be the exercise or the performance by the minister.

(3) The minister may set any limits or impose any conditions that the minister considers appropriate on a delegation pursuant to this section of any power or responsibility.

Coming into force

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

CHAPTER F-13.4 REG 16*The Financial Administration Act, 1993*

Section 71

Order in Council 375/97, dated June 18, 1997

(Filed June 18, 1997)

Title

1 These regulations may be cited as *The Municipal Levy (Saskatchewan Assistance Act) Exemption Regulations*.

Exemption granted

2 Each municipality that is liable to pay amounts pursuant to section 10 of *The Saskatchewan Assistance Act* is exempted from paying any amounts outstanding with respect to the 1995 calendar year and the 1996 calendar year.

Coming into force

3(1) Subject to subsection (2), these regulations come into force on the day on which section 8 of *The Saskatchewan Assistance Amendment Act, 1997* comes into force.

(2) If section 8 of *The Saskatchewan Assistance Amendment Act, 1997* comes into force before these regulations are filed with the Registrar of Regulations, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

CHAPTER M-32.1 REG 11*The Municipal Revenue Sharing Act*

Section 13

Order in Council 381/97, dated June 18, 1997

(Filed June 18, 1997)

PART I**Title and Interpretation****Title**

1 These regulations may be cited as *The Rural Municipalities Revenue Sharing Regulations, 1997*.

Interpretation

2 In these regulations:

- (a) “**Act**” means *The Municipal Revenue Sharing Act*;
- (b) “**basic bridge percentage rate**”, with respect to a rural municipality, means the percentage of assistance for municipal bridge services for that rural municipality as determined in accordance with Table 1 of the Appendix;
- (c) “**basic road percentage rate**”, with respect to a rural municipality, means the percentage of assistance for municipal road services for that rural municipality as determined in accordance with Table 2 of the Appendix;
- (d) “**construction**”, with respect to roads, includes any of the following:
 - (i) subgrade construction;
 - (ii) reconstruction;

- (iii) acquisition of rights-of-way;
- (iv) legal surveying;
- (v) engineering;
- (vi) installation of traffic control devices;
- (vii) application of gravel surfaces;
- (viii) locating and surveying gravel pits, including surveying access roads to gravel pits;
- (ix) any other related work that the minister considers necessary for proper road maintenance;

but does not include bridge construction;

(e) **“grid road”** means any road designated by the Minister of Highways and Transportation as a grid road;

(f) **“heavy haul and high volume road”** means any primary grid surfaced road, primary grid gravel road, grid road, special gravel road or special surfaced road that is designated by the Minister of Highways and Transportation as a heavy haul and high volume road;

(g) **“main farm access road”** means any road designated by the Minister of Highways and Transportation as a main farm access road;

(h) **“oil surfacing”** means the construction of a bituminous surface on a road;

(i) **“population”**, unless otherwise determined by the minister, means the population determined by the most recent census taken pursuant to the *Statistics Act* (Canada) that is available to the minister;

(j) **“primary grid gravel road”** means any road designated by the Minister of Highways and Transportation as a primary grid gravel road;

(k) **“primary grid surfaced road”** means any road designated by the Minister of Highways and Transportation as a primary grid surfaced road;

(l) **“road construction allocation”**, with respect to a rural municipality, means the allocation of revenue sharing funds by the minister to the rural municipality in each fiscal year for the purposes of the road construction grants that are conditionally available to the rural municipality pursuant to these regulations;

(m) **“special gravel road”** means any road designated by the Minister of Highways and Transportation as a special gravel road;

(n) **“special surfaced road”** means any road designated by the Minister of Highways and Transportation as a special surfaced road.

PART II
Basic and Per Capita Grants

Organized hamlets

3 Pursuant to section 10 of the Act, each organized hamlet is entitled to receive in each fiscal year:

- (a) a basic grant of \$1,350; and
- (b) a per capita grant of \$15.62.

PART III
Equalization Grants

Computational mill rate

4 The computational mill rate to be used in determining the recognized local revenue of a rural municipality pursuant to clause 9(1)(b) of the Act is 47.0 mills.

Factor

5 The factor to be used in calculating the equalization grant pursuant to subsection 9(2) of the Act is 0.334846.

PART IV
Grants for Municipal Road Services

Primary grid roads

6(1) In this section, “**partial reconstruction**”, with respect to roads, includes any of the following:

- (a) spot repairs;
- (b) the installation of additional culverts or approaches;
- (c) spot clay capping;
- (d) any other work determined by the Minister of Highways and Transportation to be included.

(2) Grants for the construction or oil surfacing of primary grid surfaced roads or for the construction of primary grid gravel roads are payable to any rural municipality, calculated in accordance with the basic road percentage rate plus 20%.

(3) Grants authorized pursuant to subsection (2) are payable only where the work meets the primary grid road standards set by the Department of Highways and Transportation.

(4) Notwithstanding subsection (3), grants for partial reconstruction of a primary grid road that does not meet primary grid road standards are payable to any rural municipality, calculated in accordance with the basic road percentage rate.

Grid roads

7(1) Grants for the construction of grid roads are payable to any rural municipality, calculated in accordance with the basic road percentage rate.

(2) Grants authorized pursuant to subsection (1) are payable only where the work meets the grid road standards set by the Department of Highways and Transportation.

Special roads

8(1) Grants for the construction of special surfaced roads and special gravel roads are payable to any rural municipality, calculated in accordance with the basic road percentage rate plus 20%.

(2) Grants for the oil surfacing of special surfaced roads are payable to any rural municipality, calculated in accordance with the basic road percentage rate plus 20%.

(3) Grants authorized pursuant to subsections (1) and (2) are payable only where the work meets the special road standards set by the Department of Highways and Transportation.

Gravel pits

9(1) Grants for the exploration for and the locating of gravel pits are payable to any rural municipality, calculated in accordance with the basic road percentage rate.

(2) Grants for legal surveys of gravel pits purchased by a rural municipality, and for legal surveys of access roads to the gravel pits, are payable to the rural municipality at a rate of 100% of the cost of the surveys.

Legal surveys

10 Grants for legal surveys on primary grid surfaced roads, primary grid gravel roads, grid roads, special surfaced roads and special gravel roads constructed before April 1, 1984 are payable to any rural municipality at a rate of 100% of the cost of the survey.

Traffic counting

11 Grants for traffic counting services on primary grid surfaced roads, primary grid gravel roads, grid roads, special surfaced roads and special gravel roads are payable to any rural municipality at a rate of 100% of the cost of the traffic counting service.

Heavy haul and high volume

12(1) In this section, “**incremental costs**” means the costs incurred by a rural municipality to construct a heavy haul and high volume road that exceed the rural municipality’s:

- (a) current road construction allocation; and
- (b) local share of the construction costs.

(2) Grants for the incremental costs in the construction, oil surfacing or paving of heavy haul and high volume roads are payable to any rural municipality, calculated in accordance with the basic road percentage rate plus 25%.

Maintenance of roads

13(1) Grants for the maintenance of the right-of-way and the subgrade surface of constructed primary grid surfaced roads, primary grid gravel roads, and special surfaced roads with a gravel surface, are payable to any rural municipality at a rate of \$100 per kilometre of road within the rural municipality.

(2) Grants for the maintenance of the right-of-way and the subgrade surface of constructed grid roads and special gravel roads with a gravel surface are payable to any rural municipality at a rate of \$70 per kilometre of road within the rural municipality.

(3) Grants for the maintenance of the right-of-way of primary grid surfaced roads and special surfaced roads with an oil or paved surface are payable to any rural municipality at a rate of \$35 per kilometre of road within the rural municipality.

(4) Subject to subsection (5), grants for the maintenance, including centre-line striping, of an oil or paved surface on primary grid surfaced roads and special surfaced roads are payable to any rural municipality at a rate of 40% of the maintenance costs.

(5) No grant is payable pursuant to subsection (4) with respect to centre-line striping where centre-line striping is included in a grant made pursuant to subsection 6(2) or 8(2), section 12 or clause 19(2)(b).

Traffic signs

14 Grants for the maintenance of traffic signs on primary grid surfaced roads, primary grid gravel roads, grid roads, special surfaced roads and special gravel roads are payable to any rural municipality at a rate of \$5 per kilometre of road where the road is eligible for a maintenance grant pursuant to subsection 13(1), (2) or (3).

Signalized railroad crossings

15 Grants for the maintenance of signalized railroad crossings on primary grid surfaced roads, primary grid gravel roads, grid roads, special surfaced roads and special gravel roads are payable to any rural municipality at a rate of \$1,000 per crossing where the road is eligible for a maintenance grant pursuant to subsection 13(1), (2) or (3).

Regravelling

16(1) Grants for the application of gravel to the subgrade surface of primary grid surfaced roads, primary grid gravel roads, grid roads, special surfaced roads, special gravel roads and main farm access roads are payable to any rural municipality, calculated pursuant to subsection (2) where the road:

- (a) is maintained with a gravel surface;
- (b) is constructed in accordance with standards set by the Department of Highways and Transportation for the construction of the road; and
- (c) has had at least one application of gravel to the subgrade surface.

(2) Subject to subsection (3), grants payable pursuant to subsection (1) are calculated at a rate of 50% of the cost of applying the gravel to a maximum of:

- (a) 72 cubic metres of gravel per year per kilometre of special surfaced road, primary grid gravel road and primary grid surfaced road;
- (b) 48 cubic metres of gravel per year per kilometre of special gravel road or grid road; or
- (c) 43 cubic metres of gravel per year per kilometre of main farm access road.

(3) The maximum grant payable to a rural municipality per year pursuant to subsection (2) is equal to 50% of the average cost of applying the applicable maximum number of cubic metres provided for in subsection (2) to 36% of the eligible roads within the rural municipality.

PART V
Grants for Municipal Bridge Services

Bridge construction

17(1) A rural municipality is eligible to receive a grant for the construction of bridges in the rural municipality:

- (a) in the case of the construction of a bridge having a length of not less than six metres and not more than 24.4 metres:
 - (i) where the bridge is on a primary grid surfaced road, primary grid gravel road, grid road, special surfaced road or special gravel road, calculated in accordance with the greater of:
 - (A) the basic bridge percentage rate; and
 - (B) the applicable percentage rate that the municipality would be eligible to receive as part of road construction pursuant to sections 6 to 8; or
 - (ii) where the bridge is on any road other than a road described in subclause (i), calculated in accordance with the basic bridge percentage rate;
 - (b) in the case of the construction of a bridge having a length of not less than 24.5 metres and not more than 30.5 metres, or the replacement of a bridge having that length with a bridge having a length of less than 24.5 metres, in an amount equal to the sum of:
 - (i) the amount calculated in accordance with the basic bridge percentage rate; and
 - (ii) one-half of the difference between 90% of the actual cost of the project and the amount calculated in accordance with the basic bridge percentage rate;
 - (c) in the case of the construction of a bridge described in clause (b) that is located on a primary grid surfaced road, primary grid gravel road, grid road, special surfaced road or special gravel road, in an amount equal to the greater of:
 - (i) the sum of the amounts mentioned in subclauses (b)(i) and (ii); and
 - (ii) the applicable percentage rate that the municipality would be eligible to receive as part of road construction pursuant to sections 6 to 8; and
 - (d) in the case of the construction of a bridge having a length of more than 30.5 metres, or the replacement of a bridge having that length with a bridge having a length of less than 30.5 metres, in an amount equal to 90% of the cost of the project.
- (2) For the purposes of subsection (1), the costs of constructing a bridge include the cost of river or creek channel improvements that are approved, in writing, by the Minister of Highways and Transportation.
- (3) If a rural municipality eliminates the need for a bridge having a length of not less than six metres by:
- (a) installing a culvert or a low level ford crossing; or
 - (b) constructing a road diversion;

the rural municipality is eligible to receive a grant to assist it in the installation or construction described in clause (a) or (b), calculated on the same basis as the grant that the rural municipality would have been eligible to receive pursuant to subsection (1) if it were constructing a bridge.

(4) A rural municipality is eligible to receive a grant equal to 90% of the cost of dismantling a bridge having a length of more than 30.5 metres if the bridge is to be used for salvage purposes.

Bridge maintenance

18(1) A rural municipality is eligible to receive a grant for the purposes of maintaining and inspecting bridges in the rural municipality:

- (a) in the case of a bridge that has a length of more than 30.5 metres, in an amount equal to 90% of the costs;
 - (b) in the case of a bridge that has a length of 30.5 metres or less, in an amount equal to the grant that the rural municipality would be eligible to receive pursuant to clauses 17(1)(a), (b) or (c) for the construction of a bridge; or
 - (c) in the case of a bridge that is eliminated as described in clause 17(3)(a), in an amount equal to the grant that the rural municipality would be eligible to receive pursuant to clause 17(1)(a).
- (2) For the purpose of clauses (1)(a), (b) and (c), the costs of maintaining a bridge are the costs approved, in writing, by the Minister of Highways and Transportation, less \$2,000.

PART VI

Grants for Urban Municipal Road Linkages

Road linkages

19(1) Grants for urban municipal road linkages are payable to any urban municipality in accordance with subsections (2) and (3) where:

- (a) a written agreement is entered into between one or more rural municipalities and the urban municipality certifying that the construction, oil surfacing or paving of the road specified in the agreement is of mutual concern to the municipalities; and
 - (b) the Minister of Highways and Transportation approves, in writing, that the section of road in the urban municipality is a necessary connection with sections of road in the rural municipality or rural municipalities.
- (2) An urban municipality is eligible to receive a grant pursuant to subsection (1) equal to 50% of the cost of:
- (a) constructing grid roads, primary grid surfaced roads, primary grid gravel roads, special surfaced roads, special gravel roads and heavy haul and high volume roads; or
 - (b) oil surfacing primary grid surfaced roads and special surfaced roads and oil surfacing or paving heavy haul and high volume roads.

(3) An urban municipality is eligible to receive a grant pursuant to subsection (1) for bridges located on primary grid surfaced roads, primary grid gravel roads, grid roads, special surfaced roads and special gravel roads, subject to the written approval of the Minister of Highways and Transportation, equal to:

- (a) 50% of the cost of constructing bridges having a length of not less than six metres and not more than 30.5 metres;
- (b) 50% of the cost in excess of \$2,000 of repairing bridges having a length of not less than six metres and not more than 30.5 metres; and
- (c) 90% of the cost of constructing bridges having a length of more than 30.5 metres.

PART VII Grants Related to Indian Land Entitlement Transfers

Grants related to Indian land entitlement transfers

20(1) In this section, “**Indian band**” means a band as defined in the *Indian Act* (Canada) and includes the council of a band.

(2) A rural municipality is eligible to receive a grant calculated in accordance with the basic road percentage rate with respect to the costs incurred by it for legal surveys relating to, and the purchase and registration of, previously unregistered roadways that are on lands:

- (a) to be transferred to Indian reserve status pursuant to the terms of a Framework Agreement within the meaning of *The Treaty Land Entitlement Implementation Act*; or
- (b) to be purchased or otherwise acquired by an Indian band pursuant to the settlement of an outstanding land claim.

PART VIII Administration

Unconditional grants

21 Grants payable pursuant to section 3, subsections 13(1), (2) and (3), and sections 14, 15 and 16 are unconditional.

Conditional grants

22(1) Grants payable pursuant to sections 6, 7, 8 and 9, subsection 13(4) and section 20:

- (a) are conditional; and
 - (b) are payable from the rural municipality’s road construction allocation.
- (2) Grants payable pursuant to sections 10, 11, 12, 17, 18 and 19:
- (a) are conditional; and
 - (b) are payable on a specific project basis from the appropriate provincial pool of revenue sharing funds.
- (3) Notwithstanding any other provision of these regulations, no conditional grant or any portion of a conditional grant is to be made until:
- (a) a written application for the conditional grant has been received by the Minister of Highways and Transportation; and

- (b) the Minister of Highways and Transportation:
 - (i) has approved the project, in writing, including the standards and level of assistance in accordance with which the project has been or will be completed; and
 - (ii) is satisfied that the costs associated with the project are eligible for grant assistance pursuant to these regulations.

Transfer of grants

23(1) In this section, “**maintenance area**” means any group of rural municipalities designated by the minister as a maintenance area for the purpose of constructing, oil surfacing, paving or maintaining rural roads.

(2) Notwithstanding any other provision of these regulations, by notifying the Minister of Highways and Transportation in writing before July 31 in any year, any rural municipality may, for the purpose of constructing or oil surfacing a road pursuant to sections 6, 7 and 8, transfer all or any portion of the rural municipality’s road construction allocation for that fiscal year to:

- (a) a neighbouring rural municipality with which it shares a common boundary; or
- (b) a maintenance area of which the rural municipality is a member.

Manner of grant payment

24(1) Subject to subsection (2), any grant payable pursuant to these regulations may be paid in any manner and at any times that may be approved, in writing, by the minister.

(2) Not more than 80% of the total of any grant payable may be paid on the basis of the estimated cost of the work completed, with the remainder to be paid when the final costs are approved by the minister.

Minister may delegate

25(1) The minister or the Minister of Highways and Transportation may delegate to any officer or employee of the department over which that minister presides the exercise of any of that minister’s powers or the performance of any of that minister’s responsibilities pursuant to these regulations.

(2) The exercise of any power or the performance of any responsibility by a person to whom it is delegated pursuant to this section is deemed to be the exercise or the performance by the minister or by the Minister of Highways and Transportation, as the case may be.

(3) The minister or the Minister of Highways and Transportation, as the case may be, may set any limits or impose any conditions that that minister considers appropriate on a delegation of any power or responsibility pursuant to this section.

PART IX**Repeal, Transitional and Coming into Force****R.R.S. c.M-32.1 Reg 10 repealed**

26 *The Rural Municipalities Revenue Sharing Regulations, 1993* are repealed.

Transitional

27 Notwithstanding the repeal of *The Rural Municipalities Revenue Sharing Regulations, 1993*:

(a) those regulations continue to apply to any project mentioned in subclauses (i) to (iii) that was commenced by a rural municipality before the coming into force of these regulations and approved by the Minister of Highways and Transportation pursuant to those regulations:

(i) a legal survey on a primary grid surfaced road, primary grid gravel road, grid road, special surfaced road or special gravel road;

(ii) a bridge construction or bridge maintenance project;

(iii) a maintenance project of an oil surface on a primary grid surfaced road, primary grid gravel road, grid road, special surfaced road or special gravel road; and

(b) the rural municipality is eligible to receive a grant for that project in the amount calculated pursuant to those regulations.

Coming into force

28 These regulations come into force on the day on which they are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and from April 1, 1997.

Appendix

TABLE 1
[Clause 2(b)]

Basic Bridge Percentage Rate

Rural Municipality's Taxable Assessment for each 6 metres of bridge length for bridges in the rural municipality	Basic Bridge Percentage Rate for the rural municipality
72,000 or less	70%
72,001 to 150,000	65
150,001 to 228,000	60
228,001 to 306,000	55
306,001 to 384,000	50
384,001 to 462,000	45
462,001 to 540,000	40
540,001 to 618,000	35
618,001 to 696,000	30
696,001 to 774,000	25
774,001 or greater	20

In this table, "taxable assessment" means the taxable assessment for a rural municipality for the preceding year determined by the Saskatchewan Assessment Management Agency.

TABLE 2
[Clause 2(c)]

1997-98 Basic Road Percentage Rate

Rural Municipality's Computational Mill Rate	Basic Road Percentage Rate for the Rural Municipality
Less than 21	30%
21.0 to 24.2	32
24.3 to 27.5	34
27.6 to 30.8	36
30.9 to 34.1	38
34.2 to 37.4	40
37.5 to 40.7	42
40.8 to 44.0	44
44.1 to 47.3	46
47.4 to 50.6	48
50.7 to 53.9	50
54.0 to 59.9	52
60.0 to 65.9	54
66.0 to 71.9	56
72.0 to 77.9	58
78.0 or more	60

CHAPTER P-36.2 REG 1

The Public Employees Pension Plan Act

Section 26

Order in Council 372/97, dated June 18, 1997

(Filed June 18, 1997)

Title

1 These regulations may be cited as *The Public Employees Pension Plan Regulations*.

Interpretation

2 In these regulations:

- (a) “**Act**” means *The Public Employees Pension Plan Act*;
- (b) “**locked-in retirement account**” means a locked-in retirement account contract as defined in section 29 of *The Pension Benefits Regulations, 1993*;
- (c) “**registered retirement savings plan**” means a registered retirement savings plan as defined in section 146 of the *Income Tax Act (Canada)*;
- (d) “**year's maximum pensionable earnings**” means the Year's Maximum Pensionable Earnings as defined in the *Canada Pension Plan*.

Participating employers and employees

3(1) For the purposes of subsection 10(1) of the Act:

- (a) the following employers are designated as participating employers with respect to the category of employees described in clause (b):
 - (i) district health boards established or deemed to have been established pursuant to *The Health Districts Act*;

- (ii) Saskatchewan Government Insurance;
 - (iii) Saskatchewan Trade and Export Partnership Inc.;
 - (iv) University of Saskatchewan;
 - (v) Wakamow Valley Authority;
 - (vi) Wascana Energy Inc.; and
- (b) the employees of the employers set out in clause (a) who, on the day before these regulations come into force, are members of the Public Employees (Government Contributory) Superannuation Plan and are entitled to make contributions to that plan are designated as employees who are entitled to be members of the plan.
- (2) For the purposes of subsection 10(1) of the Act:
- (a) the employers set out in Table 1 of the Appendix are designated as participating employers with respect to the categories of employees described in clause (b); and
 - (b) the following categories of employees of the employers set out in Table 1 of the Appendix are designated as employees who are entitled to be members of the plan:
 - (i) employees who, on the day before these regulations come into force, are members of the Public Employees (Government Contributory) Superannuation Plan or are entitled to be members of that plan;
 - (ii) permanent and non-permanent employees who are hired on or after the day on which these regulations come into force.
- (3) For the purposes of subsection 10(1) of the Act:
- (a) the following employers are designated as participating employers with respect to the categories of employees described in clause (b):
 - (i) DirectWest Publishers Inc.;
 - (ii) New Careers Corporation; and
 - (b) the following categories of employees of the employers set out in clause (a) are designated as employees who are entitled to be members of the plan:
 - (i) employees who, on the day before these regulations come into force, are members of the Public Employees (Government Contributory) Superannuation Plan or are entitled to be members of that plan;
 - (ii) permanent and non-permanent employees who are hired on or after the day on which these regulations come into force and who:
 - (A) are members of a trade union that bargains collectively on behalf of the employees; or
 - (B) are not members of another pension plan.

Application of *The Superannuation (Supplementary Provisions) Act*

- 4 For the purposes of subsection 10(4) of the Act, section 47.5 of *The Superannuation (Supplementary Provisions) Act* applies to members of the plan.

Voluntary contributions

5(1) Where the amount standing to the credit of a member is vested pursuant to section 18 of the Act, the member may make voluntary contributions in any of the following ways:

- (a) by lump sum transfer from a registered retirement savings plan or from a locked-in retirement account;
- (b) by payroll deduction;
- (c) by transfer from a pension plan pursuant to section 15 of the Act.

(2) Where the amount standing to the credit of a member is not vested pursuant to section 18 of the Act, the member may apply to the board to make voluntary contributions in any manner that the board specifies.

Contributions re leave of absence

6(1) A member described in subsection 14(1) of the Act may make contributions to the plan on returning to work after a leave of absence in any of the following ways:

- (a) by lump sum transfer from a registered retirement savings plan or from a locked-in retirement account;
- (b) by lump sum payment by personal cheque;
- (c) by payroll deduction for a period of time equal to the period of leave or for a period agreed on by the board.

(2) A lump sum transfer, a lump sum payment or the first payment by payroll deduction pursuant to subsection (1) must be made not later than 90 days after the member returns to work.

Contributions re disability income plan benefits

7 A member described in subsection 14(2) of the Act shall remit the contributions required by that subsection to the board not later than the fifteenth day of the month that follows the month with respect to which the contributions are made.

Transfers to plan

8(1) Any amount transferred to the plan pursuant to section 15 of the Act that is locked in immediately before the transfer remains locked in.

(2) Any amount transferred to the plan pursuant to section 16 of the Act is locked in.

Small benefits

9 The board may pay to a person entitled to a pension benefit an amount equal to the amount standing to the credit of a member if:

- (a) the amount standing to the credit of the member does not exceed 4% of the year's maximum pensionable earnings in effect in the year in which the entitlement occurs; or
- (b) the annual pension benefit does not exceed 2% of the year's maximum pensionable earnings in effect in the year in which the entitlement occurs.

Prescribed pension benefits

10 For the purposes of subsection 20(1) of the Act, the following are prescribed pension benefits:

- (a) contracts as defined in section 29, 30 or 31 of *The Pension Benefits Regulations, 1993* that meet the requirements of one of those sections;
- (b) annuities purchased from the Public Employees Pension Board pursuant to *The Saskatchewan Pension Annuity Fund Act*;

- (c) life annuity contracts as defined in clause 29(1)(b) of *The Pension Benefits Regulations, 1993*.

Beneficiaries

11 On the death of a member, a beneficiary must provide the board with the following documents, in addition to any other requirements established by the Act or the regulations, in order to establish the beneficiary's entitlements pursuant to the Act:

- (a) a notarial copy of the death certificate;
- (b) if the beneficiary is a spouse within the meaning of subclause 2(m)(i) of the Act, a notarial copy of the marriage certificate;
- (c) if the beneficiary is a spouse within the meaning of subclause 2(m)(ii) of the Act, a statutory declaration setting out the facts establishing the relationship of the beneficiary and the deceased member;
- (d) if the deceased member was divorced, the original certificate or decree of divorce or a copy that is notarized or certified by the proper official of the court that issued the certificate or decree;
- (e) if the beneficiary is not a spouse, a statutory declaration setting out the facts establishing the identity of the beneficiary.

Attachments

12 For the purposes of clause 23(3)(b) of the Act, the cost of complying with an attachment is deemed to be \$200.

Compliance with *Income Tax Act (Canada)*

13(1) Subsections 13(1) and 20(4) of the Act are declared to be inoperative to the extent that is necessary in order to comply with the *Income Tax Act (Canada)*.

(2) In order to comply with the *Income Tax Act (Canada)*, subsections 13(1) and 20(4) of the Act are to be administered as if the reference in each subsection to "the age of 71 years" were a reference to "the age of 69 years".

Coming into force

14(1) Subject to subsection (2), these regulations come into force on the day on which section 26 of *The Public Employees Pension Plan Act* comes into force.

(2) If section 26 of *The Public Employees Pension Plan Act* comes into force before these regulations are filed with the Registrar of Regulations, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

AppendixTABLE 1
[Subsection 3(2)]**Participating Employers**

Agricultural Implements Board
 Board of the Saskatchewan Centre of the Arts
 Channel Lake Petroleum Ltd.
 Farm Land Security Board
 Farm Tenure Arbitration Board
 Government of Saskatchewan with respect to:

- (a) members of the public service, as defined in *The Public Service Act*;
- (b) ministerial assistants, as defined in *The Ministerial Assistant Employment Regulations, 1993*;
- (c) holders of the following positions:
 - (i) Assistant Chief Electoral Officer
 - (ii) Chief Electoral Officer
 - (iii) Children's Advocate;
 - (iv) Clerk of the Legislative Assembly
 - (v) Conflict of Interest Commissioner;
 - (vi) Information and Privacy Commissioner;
 - (vii) Ombudsman;
 - (viii) Provincial Auditor;
 - (ix) traffic justices appointed pursuant to *The Traffic Safety Court of Saskatchewan Act, 1988*.

Legislative Assembly Office
 Liquor and Gaming Authority
 Meewasin Valley Authority
 Milk Control Board
 Municipal Financing Corporation
 Office of the Provincial Auditor
 Power Greenhouses Inc.
 Prairie Agricultural Machinery Institute
 Public Employees Pension Board
 Saskatchewan Archives Board
 Saskatchewan Arts Board
 Saskatchewan Assessment Management Agency
 Saskatchewan Cancer Foundation
 Saskatchewan Communications Network Corporation
 Saskatchewan Crop Insurance Corporation

Saskatchewan Institute of Applied Science and Technology
Saskatchewan Legal Aid Commission
Saskatchewan Lung Association
Saskatchewan Municipal Board
Saskatchewan Pension Plan Board of Trustees
Saskatchewan Police Commission with respect to:
 (a) its employees employed pursuant to section 7 of *The Police Act, 1990*
 (b) the complaints investigator appointed pursuant to section 16 of *The Police Act, 1990*

Saskatchewan Power Corporation
Saskatchewan Property Management Corporation
Saskatchewan Telecommunications
Saskatchewan Telecommunications Holding Corporation
Saskatchewan Telecommunications International, Inc.
Saskatchewan Wetland Conservation Corporation
SaskEnergy Incorporated
SaskPower Commercial Inc.
St. Louis Rehabilitation Centre
SPI Marketing Group
Tourism Authority
TransGas Limited
Wanuskewin Heritage Park Corporation
Wascana Centre Authority
Water Appeal Board
Western Development Museum
The Workers' Compensation Board

CHAPTER S-26 REG 7

The Saskatchewan Insurance Act

Section 467

Order in Council 336/97, dated June 11, 1997

(Filed June 12, 1997)

Title

1 These regulations may be cited as *The Designated Provincial Insurers Investment Exemption Regulations*.

Exemptions

2(1) In this section, “**designated provincial insurer**” means:

- (a) Additional Municipal Hail Limited;
- (b) Co-operative Hail Insurance Company Limited;
- (c) Germania Mutual Insurance Company;
- (d) Midwest Insurance Inc.;
- (e) Palliser Insurance Company Limited;

- (f) Palliser Insurance Corporation;
 - (g) Pinnacle Insurance Corporation;
 - (h) Robin Hood Employees' Mutual Insurance Association;
 - (i) Saskatchewan Motor Club Insurance Company Limited;
 - (j) SGI Canada Insurance Services Ltd.;
 - (k) SMDA Insurance Corporation;
 - (l) Western Agricultural Insurance Corporation.
- (2) Subject to subsection (3), subsections 81(1) and (2) of *The Saskatchewan Insurance Act* do not apply to a designated provincial insurer to the extent that those subsections restrict the designated provincial insurer from investing in the shares of another corporation.
- (3) A designated provincial insurer may invest in the shares of another corporation only if the investment:
- (a) is not prohibited by subsections 81(3) to (12) of *The Saskatchewan Insurance Act*; and
 - (b) is an investment that a reasonable and prudent person would make with respect to a portfolio of investments and loans with a view to avoiding undue risk and of obtaining a reasonable return.

Coming into force

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

CHAPTER S-32.12 REG 1

The Saskatchewan Pension Annuity Fund Act

Section 12

Order in Council 373/97, dated June 18, 1997

(Filed June 18, 1997)

Title

1 These regulations may be cited as *The Saskatchewan Pension Annuity Fund Regulations*.

Interpretation

2 In these regulations:

- (a) “**Act**” means *The Saskatchewan Pension Annuity Fund Act*;
- (b) “**pension Act**” means an Act pursuant to which a designated pension plan is established or continued.

Types of annuities

3 Subject to the relevant pension Act, members of designated pension plans may purchase the following types of annuities from the board out of the fund:

- (a) joint life annuities that provide for payment to the surviving spouse of any of the following percentages of the amount that would have been paid to the member as a pensioner:
 - (i) 60%;
 - (ii) 66²/₃%;

(iii) 75%;

(iv) 100%;

(b) on and after January 1, 1998, joint life annuities described in clause (a) with a zero-, 10- or 15-year guarantee;

(c) single life annuities with a zero-, 10- or 15-year guarantee.

Payment of annuities

4 Annuities shall be paid monthly, commencing on the first day of the month that follows the month in which the annuity is purchased.

Beneficiaries

5 On the death of a pensioner, a beneficiary must provide the board with the following documents, in addition to any other requirements established by the Act, the regulations, the relevant pension Act or any regulations made pursuant to the relevant pension Act, in order to establish the beneficiary's entitlements pursuant to the annuity purchased by the pensioner:

(a) a notarial copy of the death certificate;

(b) if the beneficiary is a spouse within the meaning of subclause 2(g)(i) of the Act, a notarial copy of the marriage certificate;

(c) if the beneficiary is a spouse within the meaning of subclause 2(g)(ii) of the Act, a statutory declaration setting out the facts establishing the relationship of the beneficiary and the deceased pensioner;

(d) if the deceased pensioner was divorced, the original certificate or decree of divorce or a copy that is notarized or certified by the proper official of the court that issued the certificate or decree;

(e) if the beneficiary is not a spouse, a statutory declaration setting out the facts establishing the identity of the beneficiary.

Designated pension plans

6 For the purposes of clause 2(c) of the Act, the following pension plans are designated as pension plans whose members are eligible to purchase annuities from the board:

(a) the Public Employees Pension Plan continued by section 7 of *The Public Employees Pension Plan Act*;

(b) the pension plan established for members of the Legislative Assembly pursuant to Part III of *The Members of the Legislative Assembly Superannuation Act, 1979*.

Coming into force

7(1) Subject to subsection (2), these regulations come into force on the day on which section 12 of *The Saskatchewan Pension Annuity Fund Act* comes into force.

(2) If section 12 of *The Saskatchewan Pension Annuity Fund Act* comes into force before these regulations are filed with the Registrar of Regulations, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 33/97*The Local Government Election Act*

Sections 59.1 and 160

Order in Council 333/97, dated June 11, 1997

(Filed June 12, 1997)

Title

1 These regulations may be cited as *The Local Government Election Amendment Regulations, 1997*.

R.R.S. c.L-30.1 Reg 3 amended

2 *The Local Government Election Regulations, 1985* are amended in the manner set forth in these regulations.

Section 2 amended

3 **Clause 2(g) is repealed and the following substituted:**

“(g) **‘Indian Reserve ward’** means a ward consisting of one or more reserves”.

New section 2.01

4 **The following section is added after section 2:**

“Forms

2.01(1) The forms mentioned in these regulations are the forms set out in the Appendix.

(2) For the purposes of conducting an election pursuant to these regulations jointly with an election pursuant to *The Health Districts Act*, forms prescribed in these regulations may be modified in accordance with section 142 of the Act and subsection 26(1) of *The Interpretation Act, 1995* to facilitate their joint use with forms prescribed pursuant to *The Health Districts Act*”.

New section 2.1

5 **Section 2.1 is repealed and the following substituted:**

“Application by elector

2.1 The form prescribed for the application pursuant to subsection 22.1(4) of the Act by an elector with a physical disability or limited mobility is Form A”.

Section 2.2 amended

6 **Section 2.2 is amended by striking out “subsection 22.1(4)” and substituting “subsection 22.1(5)”.**

Section 2.3 amended

7 **Section 2.3 is amended by striking out “subsection 22.1(5)” and substituting “subsection 22.1(6)”.**

New section 14

8 **Section 14 is repealed and the following substituted:**

“Transfer to other polling place

14 The form prescribed for a transfer certificate to permit any election official, candidate’s agent or elector with a disability to vote at a polling place other than the one in which he or she would ordinarily vote pursuant to section 65 or 65.1 of the Act is Form M”.

Section 17 amended

9 Section 17 is amended by striking out “incapacitated by any physical cause” and substituting “unable, for any physical reason, to vote”.

New section 22

10 Section 22 is repealed and the following substituted:

“Declaration by friend of voter

22 The form prescribed for the declaration of a friend of a voter for the purposes of subsection 89(3) of the Act is Form U”.

Section 38 amended

11 Section 38 is amended by striking out “the election of board members on Indian Reserves” and substituting “elections in Indian Reserve wards”.

New section 39

12 Section 39 is repealed and the following substituted:

“First election in Indian Reserve ward

39 For the first election in an Indian Reserve ward, the secretary of the division shall cause to be delivered on or before a date to be determined by the minister at least two copies of the nomination paper and the candidate’s acceptance form to the chief of each band council in the ward”.

Section 40 amended

13 Subsection 40(1) is amended:

(a) by adding “for an election in an Indian Reserve ward” after “nomination paper”; and

(b) by striking out “sub-division” and substituting “ward”.

Section 41 amended

14 Subsection 41(1) is repealed and the following substituted:

“(1) For the first election in an Indian Reserve ward, where more than one person is nominated, a poll is to be taken in each reserve within or partly within the ward on a date to be fixed by the minister and at a place designated by the chief of the affected reserve”.

Section 42 amended

15 Section 42 is amended by striking out “The” and substituting “In an election in an Indian Reserve ward, the”.

New section 43

16 Section 43 is repealed and the following substituted:

“Electors

43 Persons entitled to vote in any election in an Indian Reserve ward:

(a) must be at least 18 years of age; and

(b) must have resided in the school division, or on land now in the school division, in which the poll is taken for at least three months and in Saskatchewan for at least six months”.

Section 44 amended

17 Section 44 is amended:

(a) by striking out “The” and substituting “In an election in an Indian Reserve ward, the”; and

(b) by striking out “he shall” and substituting “the returning officer shall”.

Section 45 amended

18 Section 45 is amended by striking out “The” and substituting “In an election in an Indian Reserve ward, the”.

Section 46 amended

19 Section 46 is amended by striking out “A” and substituting “In an election in an Indian Reserve ward, a”.

Section 47 amended

20 Section 47 is amended:

(a) in the portion that precedes clause (a) by striking out “for the sub-division” and substituting “ward”; and

(b) in clause (c) by striking out “sub-division” and substituting “Indian Reserve ward”.

Appendix amended

21(1) The Appendix is amended in the manner set forth in this section.

(2) Forms A, A1 and A2 are repealed and the following substituted:

FORM A

[Subsection 22.1(4) of the Act]

**Application by Elector With Physical Disability
or Limited Mobility to Vote**

Part I

To the Returning Officer For The

_____ *(City, Town, Village, Resort Village, Northern Municipality)*

of _____

_____ School Division No. _____

_____ Separate School Division No. _____

I _____, being an elector pursuant to *The Local Government Election Act*, hereby apply pursuant to section 22.1 of that Act to vote at the municipal or school election now pending. I am entitled to vote pursuant to section 22.1 of the Act because I am unable to attend in person at the polling place in the polling area or at an advance poll by reason of physical disability or limited mobility.

Dated this _____ day of _____, _____.

(Address of Applicant)

(Signature of Applicant)

Part II

I, _____, the undersigned,
(Name of Witness)

do hereby certify that the applicant named in Part I:

- (a) is personally known to me;
- (b) resides in the polling area; and
- (c) is unable to attend at the polling place in the polling area or at an advance poll by reason of physical disability or limited mobility.

Dated this _____ day of _____, _____.

(Address of Witness)

(Signature of Witness)

FORM A1

[Subsection 22.1(5) of the Act]

**List of Electors Entitled to Vote
pursuant to section 22.1 of the Act**_____
(City, Town, Village, Resort Village, Northern Municipality)_____
School Division No. __________
Separate School Division No. _____

The following electors are entitled to vote pursuant to section 22.1 due to their physical disabilities or limited mobility for the municipal or school election to be held on

_____, _____.

No	Name	Address	Public School Elector	Separate School Elector

Dated this _____ day of _____, _____.

Returning Officer

FORM A2

[Subsection 22.1(6) of the Act]

Notice for Voting

To: _____

(Applicant's Name and Address)

Your name has been included in the list of electors entitled to vote pursuant to section 22.1 of the Act for the municipal or school election to be held on _____, _____.

Election officials will attend at your residence at approximately _____, _____,
(time) (day of week)

_____ day of _____, _____, to enable you to vote.
(date) (month)

Dated this _____ day of _____, _____.

Returning Officer

(3) Forms F (Front), F (Back), F.1 (Front) and F.1 (Back) are repealed and the following substituted:

FORM F (FRONT)
[Section 46 of the Act]

Nomination

We the undersigned, being electors of the

(Complete one)

_____ of _____ <small>(City, Town, Village, Resort Village, Northern Municipality)</small> Ward No. _____ (if applicable)

OR THE

_____ School Division No. _____ Ward No. _____ (if applicable)

OR THE

_____ Separate School Division No. _____ Ward No. _____ (if applicable)
--

nominate _____ ,
(name)

of _____ , to be a candidate at the election
(address)

to be held on the _____ day of _____ , _____ , for the office of:

(Complete one)

Mayor: _____ of _____ <small>(City, Town, Village, Resort Village, Northern Municipality)</small>
--

OR

Alderman: _____ of _____ <small>(City, Town, Village, Resort Village, Northern Municipality)</small> Ward No. _____ (if applicable)

OR

Board Member: _____ School Division No. _____ Ward No. _____ (<i>if applicable</i>)
--

OR

Board Member: _____ Separate School Division No. _____ Ward No. _____ (<i>if applicable</i>)

Signature	Address	Elector of School Division No.
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

FORM F (BACK)
[Section 46 of the Act]

Candidate's Acceptance

I, _____, a(n) _____, a candidate nominated
(name as it will appear on the ballot) (occupation)

for the office of:

(Complete as applicable)

Mayor: _____ of _____ (City, Town, Village, Resort Village, Northern Municipality)

OR

Alderman: _____ of _____ (City, Town, Village, Resort Village, Northern Municipality)
Ward No. _____ (if applicable)

OR

Board Member: _____ School Division No. _____
Ward No. _____ (if applicable)

OR

Board Member: _____ Separate School Division No. _____
Ward No. _____ (if applicable)

declare that:

1. I am or will be on election day the full age of 18 years;
2. I am a Canadian citizen and I have resided in Saskatchewan for at least six months;
3. I am not disqualified from holding the office for which I am a candidate by *The Local Government Election Act, The Education Act, 1995* or any other Act;
4. If elected I will accept the office for which I was nominated;

(Candidates for municipal office – excluding resort villages)

5. I have resided in the _____ (City, Town, Village, Northern Municipality)
of _____ for at least three months;

(Candidates for municipal office – resort village only) (Indicate one of the following)

<p>6. I:</p> <p>_____ (a) have resided in the resort village, or on land now situated in the resort village, for at least three months;</p> <p>_____ (b) have been the owner of assessable land situated in the resort village, or of land now situated in the resort village, for at least three months;</p> <p>_____ (c) have been the lessee of assessable land situated in the resort village, or of land now situated in the resort village, for at least three months;</p> <p>_____ (d) am the spouse of a person mentioned in (a), (b) or (c);</p>

(Candidates for board of education only)

<p>7. I have, for at least three months, resided in, or on land now in, the:</p> <p>(a) _____ School Division No. _____</p> <p>(b) _____ Separate School Division No. _____, and I am of the religious faith of the minority that established the separate school division.</p>

Dated at _____ this _____ day of _____, _____.

Signature of Candidate

Witness

Witness

FORM F.1 (FRONT)
[Section 46 of the Act]

Nomination

We the undersigned, being electors of the

(Complete one)

<p>_____ of _____ <i>(City, Town, Village, Resort Village, Northern Municipality)</i></p> <p>Ward No. _____ <i>(if applicable)</i></p>
--

OR THE

<p>_____ School Division No. _____</p> <p>Ward No. _____ <i>(if applicable)</i></p>

OR THE

<p>_____ Separate School Division No. _____</p> <p>Ward No. _____ <i>(if applicable)</i></p>
--

nominate _____ ,
(name)

of _____ , to be a candidate at the election
(address)

to be held on the _____ day of _____ , _____ , for the office of:

(Complete one)

<p>Mayor: _____ of _____ <i>(City, Town, Village, Resort Village, Northern Municipality)</i></p>
--

FORM F.1 (BACK)
[Section 46 of the Act]

Candidate's Acceptance

I, _____, a(n) _____, a candidate nominated
(name as it will appear on the ballot) (occupation)

for the office of:

(Complete as applicable)

Mayor: _____ of _____ <small>(City, Town, Village, Northern Municipality)</small>
--

OR

Alderman: _____ of _____ <small>(City, Town, Village, Northern Municipality)</small> Ward No. _____ (if applicable)

OR

Board Member: _____ School Division No. _____ Ward No. _____ (if applicable)

OR

Board Member: _____ Separate School Division No. _____ Ward No. _____ (if applicable)
--

declare that:

1. I am or will be on election day the full age of 18 years;
2. I am a Canadian citizen and I have resided in Saskatchewan for at least six months;
3. I am not disqualified from holding the office for which I am a candidate by *The Local Government Election Act, The Education Act, 1995*, or any other Act;
4. If elected I will accept the office for which I was nominated;

(Candidates for municipal office – excluding resort villages)

5. I have resided in the _____ <small>(City, Town, Village, Northern Municipality)</small> of _____ for at least three months;
--

(Candidates for board of education only)

6. I have, for at least three months, resided in, or on land now in, the:

(a) _____ School Division No. _____

(b) _____ Separate School Division
 No. _____, and I am of the religious faith of the minority that
 established the separate school division.

Dated at _____ this _____ day of _____, _____.

Signature of Candidate

Witness

Witness

(4) Form H is repealed and the following substituted:

FORM H

[Clause 54(1)(b) of the Act]

**Notice of Call For Further Nominations
(Municipal or School Division Election)**

Public notice is hereby given that an insufficient number of nominations having been received to fill the office(s) of:

(Complete as applicable)

Mayor: _____ of _____ (City, Town, Village, Resort Village, Northern Municipality)

Alderman: _____ of _____ (City, Town, Village, Resort Village, Northern Municipality)
Ward No. _____ (if applicable)

Board Member: _____ School Division No. _____
Ward No. _____ (if applicable)

Board Member: _____ Separate School Division No. _____
Ward No. _____ (if applicable)

The undersigned will receive nominations of candidates for the said office(s):

(a) on the _____ day of _____, _____, from _____ until _____ at _____; and
(place)

(b) during normal office hours from _____ until _____
(close of withdrawal period)

(14th day after close of withdrawal period for resort village elections; 13th day after

close of withdrawal period for other municipal / school division elections)

at _____
(place)

Nomination forms may be obtained at the following location(s):

Dated this _____ day of _____, _____.

Returning Officer / Nomination Officer

(5) Form M is repealed and the following substituted:

FORM M

[Sections 65 and 65.1 of the Act]

Transfer Certificate

I hereby authorize _____ of _____
(name) (address)

who resides in Polling Area No. _____ to vote at Polling Area No. _____ ;

(Check one)

(a) at which he or she will perform the duties of:

Deputy Returning Officer

Poll Clerk

Enumerator

Candidate's Agent

Other _____ ; or
(office)

(b) that provides convenient access to persons with disabilities.

Dated this _____ day of _____ , _____ .

Returning Officer

NOTE: No person may transfer his or her vote from one ward to another.

(6) Forms P and Q are repealed and the following substituted:

FORM P

[Subsection 89(1) of the Act]

Declaration for Voters Who Are Unable, for Any Physical Reason, to Vote

I declare that:

1. I am a Canadian citizen.
2. I am or will be on election day the full age of 18 years.
3. I have not already voted at this election.
4. I am unable, for a physical reason, to vote.

(School Division Electors)

5. On the day of the election, I:

(a) have resided for at least three months in, or on land now in, the:

- (i) _____ School Division No. _____; or
- (ii) _____ Separate School Division No. _____ and I am of the religious faith of the minority that established the separate school division;

and I qualify as an elector of that school division; and

(b) have resided in Saskatchewan for at least six months.

(Municipal Electors — Excluding Resort Villages)

6. On the day of the election:

(a) I:

- (i) have resided for at least three months in, or on land now in, the _____ of _____; or
(City, Town, Village, Northern Municipality)

(ii) have been the owner for at least three months of assessable land situated in the municipality or of land now in the municipality; and

(b) I have resided in Saskatchewan for at least six months.

(Municipal Electors — Resort Villages only)

7. On the day of the election, I:

- (a) have resided for at least three months in, or on land now in, the Resort Village of _____;
- (b) have been the owner for at least three months of assessable land situated in the Resort Village of _____ or of land now situated in that resort village;
- (c) have been the lessee for at least three months of land situated in the Resort Village of _____ or of land now situated in that resort village; or
- (d) am the spouse of a person described in clause (a), (b) or (c).

FORM Q

[Clause 74(a) and subsection 95(1) of the Act]

Voter's Registration FormName: _____
(print)Address: _____
(print)Election held in:
(Complete as applicable)

_____ of _____ (City, Town, Village, Resort Village, Northern Municipality)
Ward No. _____ (if applicable)

_____ School Division No. _____
Ward No. _____ (if applicable)

_____ Separate School Division No. _____
Ward No. _____ (if applicable)

Complete the following by marking an "X" after the statements that are correct.

1. I am a Canadian citizen. _____
2. I am or will be on election day the full age of 18 years. _____
3. I have not already voted at this election. _____

(School Division Electors)

4. On the day of the election, I:
 - (a) have resided for at least three months in, or on land now in, the:
 - (i) _____ School Division No. _____; or
 - (ii) _____ Separate School Division No. _____ and I am of the religious faith of the minority that established the separate school division;
 and I qualify as an elector of that school division; and
 - (b) have resided in Saskatchewan for at least six months.

(Municipal Electors — Excluding Resort Villages)

5. On the day of the election:
 - (a) I:
 - (i) have resided for at least three months in, or on land now in, the _____ of _____; or
(City, Town, Village, Northern Municipality)
 - (ii) have been the owner for at least three months of assessable land situated in the municipality or of land now in the municipality; and
 - (b) I have resided in Saskatchewan for at least six months.

(Municipal Electors — Resort Villages only)

6. On the day of the election, I:

- (a) have resided for at least three months in, or on land now in, the Resort Village of _____ ;
- (b) have been the owner for at least three months of assessable land situated in the Resort Village of _____ or of land now situated in that resort village;
- (c) have been the lessee for at least three months of land situated in the Resort Village of _____ or of land now situated in that resort village; or
- (d) am the spouse of a person described in clause (a), (b) or (c).

(Advance Polls)

7. I:

- (a) am unable, for a physical reason, to vote;
- (b) have been appointed as an election official; or
- (c) anticipate being unable to vote on the day of the election.

I declare that the information given by me with respect to the foregoing statements is true in all respects.

Dated this _____ day of _____, _____.

Witness:

Deputy Returning Officer or Enumerator

Voter

(7) Forms T and U are repealed and the following substituted:

FORM T

[Clause 72(1)(b) of the Act]

Declaration of Agent

I, _____, declare that I will not, at the
(name)
election to be held for the:

(Complete as applicable)

_____ of _____ <i>(City, Town, Village, Resort Village, Northern Municipality)</i> Ward No. _____ <i>(if applicable)</i>
--

_____ School Division No. _____ Ward No. _____ <i>(if applicable)</i>
--

_____ Separate School Division No. _____ Ward No. _____ <i>(if applicable)</i>

on the _____ day of _____, _____, attempt unlawfully to ascertain:

- the candidate or candidates for whom any person has voted; or
- the manner of a person's vote on a bylaw or question;

and will not in any way aid the unlawful discovery of the same.

I will strictly observe secrecy with respect to any and all knowledge that may come into my possession of:

- the candidate or candidates for whom any person has voted; and
- the manner in which a voter has marked the ballot on a bylaw or question.

Dated this _____ day of _____, _____.

Witnessed:

Deputy Returning Officer

Candidate or Agent

FORM U

[Subsection 89(3) of the Act]

Declaration of Friend

I, _____, declare that I shall observe strict secrecy
(name)

with respect to all knowledge that comes into my possession of the candidate(s) for
whom _____ has voted and that I shall mark the
ballot as he or she has instructed.

Dated this _____ day of _____, _____.

Witnessed:

Deputy Returning Officer

Signature of Friend

(8) Form W is amended by repealing section 8 and substituting the following:

“8. If you accidentally spoil the ballot paper, return it to the deputy returning officer and ask for another, which will be given to you if the deputy returning officer is satisfied that the first one was spoiled by accident”.

(9) Forms KK, LL and MM are repealed and the following substituted:

FORM KK

[Section 40 of the regulations]

Nomination Paper

The _____ School Division No. _____ of
Saskatchewan, Indian Reserve Ward No. _____.

We the undersigned, each being an adult resident of the band or bands of the above-mentioned Indian Reserve Ward, do hereby nominate _____ of _____, an adult resident band member of the _____ Indian Reserve No. _____ of the said Ward, as a candidate for election as a member of the board of the said division for the said Indian Reserve Ward.

Dated this _____ day of _____, _____.

_____ I.R. No. _____
Band Member

_____ I.R. No. _____
Band Member

_____ I.R. No. _____
Band Member

_____ I.R. No. _____
Band Member

_____ I.R. No. _____
Band Member

Candidate's Acceptance

The _____ School Division No. _____ of
Saskatchewan, Indian Reserve Ward No. _____.

I, _____, a(n) _____,
(name as it will appear on the ballot) *(occupation)*

named in the foregoing nomination, declare that:

1. I am of the full age of 18 years.

2. I am a band member of the _____
_____ Indian Reserve No. _____.

3. I am a Canadian citizen and I have resided in Saskatchewan for at least six months.
4. I am not disqualified from holding the office for which I am a candidate by *The Local Government Election Act, The Education Act, 1995* or any other Act.
5. If elected, I will accept the office for which I was nominated.
6. I have resided in the school division, or on land now in the school division, for at least three months.

Witness

Witness

Candidate

FORM LL
 [Section 44 of the regulations]
Poll Book

The _____ School Division No. _____ of
 Saskatchewan, Indian Reserve Ward No. _____.

Record of poll taken this _____ day of _____
 _____, for the election of a member of the board of education.

Date of Poll _____ ;

Name of Voter	Place of Residence	Declared or Refused to Declare	Voted	Objected To	Remarks

FORM MM

[Section 44 of the regulations]

Registration Form For Voter Residing on Indian Reserve

_____ School Division No. _____
 _____ Indian Reserve Ward No. _____
 _____ Separate School Division No. _____
 _____ Indian Reserve Ward No. _____

Print: Full Name _____

Post Office Address _____

Residing on _____ Indian Reserve No. _____

Polling Area No. _____

I declare that:

1. I have not already voted in this election.

2. On the day of the election:

(a) I am the full age of 18 years;

(b) I have for a period of three months resided in, or on land now in, the school division or separate school division named above;

(c) I am a band member of the _____ Indian Reserve No. _____ ;

(d) I have resided in Saskatchewan for at least six months; and

(mark with an X the correct statements)

(e) I am an elector of the public school division;

or

I am an elector of the separate school division and I am of the religious faith of the minority that established the separate school division.

I declare that the information given by me with respect to the foregoing statements is true in all respects.

Dated this _____ day of _____, _____.

Witness:

Deputy Returning Officer or Enumerator

Voter

Coming into force

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

SASKATCHEWAN REGULATIONS 34/97*The Agricultural Operations Act*

Section 28

Order in Council 334/97, dated June 11, 1997

(Filed June 12, 1997)

Title

1 These regulations may be cited as *The Agricultural Operations Amendment Regulations, 1997*.

R.R.S. c.A-12.1 Reg 1, section 9 amended

2 **Subsection 9(4) of *The Agricultural Operations Regulations* is repealed and the following substituted:**

“(4) The application fee shall be refunded if:

- (a) the dispute is resolved before the board makes a decision; or
- (b) the board makes a decision pursuant to clause 17(1)(b) of the Act”.

Coming into force

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

SASKATCHEWAN REGULATIONS 35/97*The Saskatchewan Medical Care Insurance Act*

Section 48

Order in Council 335/97, dated June 11, 1997

(Filed June 12, 1997)

Title

1 These regulations may be cited as *The Medical Care Insurance Beneficiary and Administration Amendment Regulations, 1997 (No. 2)*.

R.R.S. c.S-29 Reg 13 amended

2 *The Medical Care Insurance Beneficiary and Administration Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 **Clause 2(h) is repealed.**

Section 11 amended

4 **Clauses 11(a), (b) and (c) are repealed.**

Coming into force

5(1) Subject to subsection (2), these regulations come into force on the day on which *The Cancer Foundation Amendment Act, 1997* comes into force.

(2) If *The Cancer Foundation Amendment Act, 1997* comes into force before these regulations are filed with the Registrar of Regulations, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 36/97*The Agricultural Implements Act*

Section 53

Order in Council 337/97, dated June 11, 1997

(Filed June 12, 1997)

Title

1 These regulations may be cited as *The Agricultural Implements Amendment Regulations, 1997*.

R.R.S. c.A-10 Reg 1, section 6 amended

2 **Subsection 6(2) of *The Agricultural Implements Regulations, 1982* is amended by striking out “\$50” and substituting “\$100”.**

Coming into force

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

SASKATCHEWAN REGULATIONS 37/97*The Cemeteries Act*

Section 71

Order in Council 338/97, dated June 11, 1997

(Filed June 12, 1997)

Title

1 These regulations may be cited as *The Cemeteries Amendment Regulations, 1997*.

R.R.S. c.C-4 Reg 1, section 21 amended

2 **Section 21 of *The Cemeteries Regulations* is amended:**

(a) **in subsection (1) by striking out “\$150” and substituting “\$250”;**
and

(b) **by repealing subsection (2).**

Coming into force

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

SASKATCHEWAN REGULATIONS 38/97*The Collection Agents Act*

Section 33

Order in Council 339/97, dated June 11, 1997

(Filed June 12, 1997)

Title

1 These regulations may be cited as *The Collection Agents Amendment Regulations, 1997*.

R.R.S. c.C-15 Reg 1, section 3 amended

2 **Section 3 of *The Collection Agents Regulations* is amended:**

(a) **in clause (a) by striking out “\$125” and substituting “\$250”; and**

(b) **in clause (b) by striking out “\$625” and substituting “\$1,250”.**

Coming into force

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

SASKATCHEWAN REGULATIONS 39/97*The Education and Health Tax Act*

Section 44

Order in Council 376/97, dated June 18, 1997

(Filed June 18, 1997)

Title

1 These regulations may be cited as *The Education and Health Tax Amendment Regulations, 1997*.

R.R.S. c.E-3 Reg 1 amended

2 *The Education and Health Tax Regulations, 1986* are amended in the manner set forth in these regulations.

Section 4 amended

3 Subsection 4(2) is repealed and the following substituted:

“(2) In subsections 5(9), (9.1), (10) and (11) of the Act, ‘**every person residing or ordinarily resident or carrying on business in Saskatchewan**’ includes any person who is not resident in Saskatchewan and who:

- (a) enters Saskatchewan for the purpose of transacting business for gain; or
- (b) brings building materials into Saskatchewan, or receives building materials in Saskatchewan, for the purpose of constructing a building, structure or improvement that is to be attached permanently to land in Saskatchewan”.

Section 5 amended

4 Subsection 5(1) is amended:

(a) by repealing clause (h) and substituting the following:

“(h) ‘**equipment designed solely for the use of blind persons, physically handicapped persons or chronic invalids**’ means:

- (i) special equipment designed for use by blind persons, physically handicapped persons or chronic invalids that is not purchased by or for use in a hospital, nursing home or similar institution providing medical or palliative care;
- (ii) crutches, canes, wheelchairs, wheelchair motorizing kits and similar equipment purchased by or for use in a hospital, nursing home or similar institution providing medical or palliative care;
- (iii) insulin needles and syringes used by diabetics for the injection of insulin that are not purchased by or for use in a hospital, nursing home or similar institution providing medical or palliative care”;

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

“(q.1) ‘**medical devices and monitoring equipment**’ means any of the following that are not purchased by or for use in a hospital, nursing home or similar institution providing medical or palliative care:

- (i) adjustable grab bars designed for invalids;

- (ii) blood-glucose monitoring devices;
- (iii) blood pressure monitors;
- (iv) cholesterol testers and monitors;
- (v) home traction kits;
- (vi) hospital beds;
- (vii) lancets and lancet holders;
- (viii) medical alert bracelets;
- (ix) medical alert monitoring systems”;

- (c) by repealing subclauses (t)(vi) and (ix); and
- (d) by repealing clause (x.1).

Section 17.1 amended

- 5 Subsection 17.1(1) is amended by striking out “Subject to subsection (2),” and substituting “Subject to subsection (2) and to section 17.31.”**

Section 17.3 amended

- 6 Section 17.3 is amended:**

- (a) by striking out “For” and substituting “Subject to section 17.31, for”; and
- (b) by striking out “or section 17.2”.

New section 17.31

- 7 The following section is added after section 17.3:**

“Maximum amount of tax payable pursuant to sections 17.1 and 17.3

17.31 The maximum amount of tax payable with respect to tangible personal property pursuant to section 17.1 or 17.3 is the amount of tax that would have been payable if the tangible personal property had been purchased at retail in Saskatchewan”.

Coming into force

- 8** These regulations come into force on the day on which they are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and from March 21, 1997.

SASKATCHEWAN REGULATIONS 40/97

The Revenue and Financial Services Act

Section 85

Order in Council 377/97, dated June 18, 1997

(Filed June 18, 1997)

Title

- 1** These regulations may be cited as *The Revenue Collection Administration Amendment Regulations, 1997*.

R.R.S. c.R-22.01 Reg 2, section 20.1 amended

- 2 Subsection 20.1(2) of *The Revenue Collection Administration Regulations* is amended:**

- (a) by striking out “and” after clause (b); and

(b) by repealing clause (c) and substituting the following:

“(c) with respect to a sale made on or after March 19, 1993 but before March 21, 1997, 8.26%; and

“(d) with respect to a sale made on or after March 21, 1997, 6.54%”.

Coming into force

3 These regulations come into force on the day on which they are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and from March 21, 1997.

SASKATCHEWAN REGULATIONS 41/97
The Northern Municipalities Act

Sections 286 and 286.01

Order in Council 378/97, dated June 18, 1997

(Filed June 18, 1997)

Title

1 These regulations may be cited as *The Northern Municipality Assessment and Taxation Amendment Regulations, 1997 (No. 2)*.

R.R.S. c.N-5.1 Reg 12 amended

2 *The Northern Municipality Assessment and Taxation Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 **Clause 2(b) is amended by striking out** “, a municipal public library board, and the province with respect to any levy pursuant to sections 5 and 6 of *The Hospital Revenue Act*”.

Section 15 amended

4 **Section 15 is amended by striking out** “Subject to *The Hospital Revenue Act*, the” **and substituting** “The”.

Section 19 amended

5 **Clause 19(b) is repealed and the following substituted:**

$$\text{“(b) } V = \frac{A}{B} \times C \times \frac{D}{E}$$

if council decides, in place of what would have been raised from business assessment, to:

- (i) raise an amount of tax from a levy on assessments of all land and improvements; or
- (ii) allocate revenue from any other source”.

Appendix amended

6(1) Form B of the Appendix is repealed and the following substituted:

“FORM B
[Section 23.2]
Assessment Notice

(assessment year)

(insert name of person receiving assessment)

Pursuant to clause 201(1)(b) of *The Northern Municipalities Act*, TAKE NOTICE that you are assessed as shown below. If you believe that an error has been made, you may lodge an appeal within 30 days after the date of this notice before the board of revision for:

- (a) the Northern Village of _____; or
- (b) the Northern Saskatchewan Administration District, where the land is in the district as defined by *The Northern Municipalities Act*;

at the address given below:

(insert the address of the board of revision)

Assessment Roll No.:

COMMUNITY

PLAN No.

LOT/BLOCK/PARCEL

LEASE No.

CLASSIFICATION OF LAND

VALUATION OF LAND (fair value)

TAXABLE ASSESSMENT OF LAND

CLASSIFICATION OF IMPROVEMENTS

VALUATION OF IMPROVEMENTS (fair value)

TAXABLE ASSESSMENT OF IMPROVEMENTS

ASSESSMENT OF BUSINESS

TOTAL TAXABLE ASSESSMENT

Dated this _____ day of _____, _____.

Assessor

”.

(2) Form E of the Appendix is repealed and the following substituted:

“FORM E
[Section 23.5]
Summons to Attend as a Witness

SUMMONS TO ATTEND AS A WITNESS

The board of revision for:

- (a) the Northern Village of _____ ; or
 (b) the Northern Saskatchewan Administration District. *(as the case may be)*

To _____ of _____
(name of witness) (address of witness)

You are required to appear before the board of revision for:

- (a) the Northern Village of _____ ; or
 (b) the Northern Saskatchewan Administration District; *(as the case may be)*

at _____ ,
(location of meeting)

on _____ the _____ day of _____ , _____ at the hour
(day of the week)

of _____ o'clock _____ .m.

to serve as a witness regarding the appeal of _____ , with respect to:
(name of appellant)

(description of property on which appeal is lodged)

Dated this _____ day of _____ , _____ .

(Assessor or Authorized Official's Signature) ”.

Coming into force

7(1) Subject to subsection (2), these regulations come into force on the day on which they are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and from January 1, 1997.

(2) Section 5 of these regulations comes into force on the day on which these regulations are filed with the Registrar of Regulations but is retroactive and is deemed to have been in force on and from November 1, 1996.

SASKATCHEWAN REGULATIONS 42/97

The Rural Municipality Act, 1989

Sections 414 and 414.1

Order in Council 379/97, dated June 18, 1997

(Filed June 18, 1997)

Title

1 These regulations may be cited as *The Rural Municipality Assessment and Taxation Amendment Regulations, 1997*.

R.R.S. c.R-26.1 Reg 10 amended

2 *The Rural Municipality Assessment and Taxation Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 **Clause 2(b) is amended by striking out** “, a municipal public library board, and the province with respect to any levy pursuant to sections 5 and 6 of *The Hospital Revenue Act*”.

Section 3 amended

4 **Subclause 3(d)(i) is amended by striking out** “a parcel within the meaning of *The Condominium Property Act, 1993*” **and substituting** “any part of a parcel within the meaning of *The Condominium Property Act, 1993* that is used for a residential purpose”.

Section 15 amended

5 **Section 15 is amended by striking out** “Subject to *The Hospital Revenue Act*, the” **and substituting** “The”.

Section 19 amended

6 **Clause 19(b) is repealed and the following substituted:**

$$\text{“(b) } V = \frac{A}{B} \times C \times \frac{D}{E}$$

if council decides, in place of what would have been raised from business assessment, to:

- (i) raise an amount of tax from a levy on assessments of all land and improvements; or
- (ii) allocate revenue from any other source”.

Coming into force

7(1) Subject to subsection (2), these regulations come into force on the day on which they are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and from January 1, 1997.

(2) Sections 4 and 6 of these regulations come into force on the day on which these regulations are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and from November 1, 1996.

SASKATCHEWAN REGULATIONS 43/97*The Urban Municipalities Act, 1984*

Sections 239.3, 333, and 333.1

Order in Council 380/97, dated June 18, 1997

(Filed June 18, 1997)

Title

1 These regulations may be cited as *The Urban Municipality Assessment and Taxation Amendment Regulations, 1997*.

R.R.S. c.U-11 Reg 14 amended

2 *The Urban Municipality Assessment and Taxation Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 Clause 2(b) is amended by striking out “, a municipal public library board, and the province with respect to any levy pursuant to sections 5 and 6 of *The Hospital Revenue Act*”.

Section 3 amended

4 Subclause 3(d)(i) is amended by striking out “a parcel within the meaning of *The Condominium Property Act, 1993*” **and substituting** “any part of a parcel within the meaning of *The Condominium Property Act, 1993* that is used for a residential purpose”.

Section 7 amended

5(1) Subsection 7(1) is amended:

(a) **in clause (a) by adding** “or subclasses” **after** “classes”; **and**

(b) **in clause (b) by adding** “or subclasses” **after** “classes”.

(2) Subsection 7(2) is amended:

(a) **by adding** “or subclasses” **after** “classes”; **and**

(b) **by adding** “or subclass” **after** “class”.

Section 15 amended

6 Section 15 is amended by striking out “Subject to *The Hospital Revenue Act*, the” **and substituting** “The”.

Section 19 amended

7 Clause 19(b) is repealed and the following substituted:

$$\text{“(b) } V = \frac{A}{B} \times C \times \frac{D}{E}$$

if council decides, in place of what would have been raised from business assessment, to:

(i) raise an amount of tax from a levy on assessments of all land and improvements; or

(ii) allocate revenue from any other source”.

Coming into force

8(1) Subject to subsection (2), these regulations come into force on the day on which they are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and from January 1, 1997.

(2) Sections 4, 5 and 7 of these regulations come into force on the day on which these regulations are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and from November 1, 1996.

SASKATCHEWAN REGULATIONS 44/97

The Emergency Planning Act

Section 24.1

Order in Council 382/97, dated June 18, 1997

(Filed June 18, 1997)

Title

1 These regulations may be cited as *The Provincial Disaster Assistance Program Amendment Regulations, 1997*.

R.R.S. c.E-8.1 Reg 1 amended

2 *The Provincial Disaster Assistance Program Regulations, 1993* are amended in the manner set forth in these regulations.

Section 2 amended

3(1) Section 2 is amended by renumbering it as subsection 2(1).

(2) Subsection 2(1) is amended:

(a) in clause (l) by adding “of land and improvements” after “taxable assessment”; and

(b) by repealing subclause (o)(i) and substituting:

“(i) subject to subsection (2), a loss of or damage to property owned by or under the control of a local government authority in an amount that exceeds the lesser of:

(A) a three-mill levy on the taxable assessments of the local government authority according to its 1996 rateable assessment; and

(B) \$1,000,000”.

(3) The following subsection is added after subsection 2(1):

“(2) For disasters occurring after 1997, ‘**substantial loss or damage**’ means, for the purposes of subclause (1)(o)(i), a loss of or damage to property owned by or under the control of a local government authority in an amount that exceeds the lesser of:

(a) a levy on the most recent taxable assessments of the local government authority, using the number of mills that, when multiplied by the most recent total provincial taxable assessment of land and improvements, yields an amount approximately equivalent to the amount that would have been determined by multiplying the total provincial taxable assessment of land and improvements in 1996 by a three-mill levy; and

(b) \$1,000,000”.

New section 13

4 Section 13 is repealed and the following substituted:

“Assistance to individuals

13(1) For the purposes of this section, an individual’s family consists of:

(a) the individual’s legal or common law spouse;

(b) the individual’s children, including children with respect to whom the individual stands in the place of a parent, who are:

(i) unmarried and under the age of 18 years; or

- (ii) unmarried, 18 years of age or more and in full-time attendance at an educational institution; and
 - (c) any other member of the individual's family who is, in the opinion of the minister, financially dependent on the individual.
- (2) An individual may make a disaster compensation claim in accordance with subsection (3) with respect to property mentioned in subsection (3):
- (a) that is owned by the individual or the individual's family; and
 - (b) that has been damaged by a disaster.
- (3) An individual may make a disaster compensation claim in the amount required:
- (a) to restore any dwelling, including a mobile home, that is the principal residence of the individual or the individual's family;
 - (b) to restore any garage or driveway on the grounds on which the dwelling described in clause (a) is situated;
 - (c) to restore or replace any appliance, furnishing, clothing or other personal property that is necessary to the health or reasonable comfort of the individual or the individual's family; and
 - (d) to restore or replace any other personal property or other building essential to the individual's livelihood.
- (4) An individual may make a disaster compensation claim in the amount required to clean up any debris on the grounds on which the dwelling described in clause (3)(a) is situated.
- (5) No disaster compensation claim may be made by an individual for any real property that is damaged in a disaster where the individual agrees to sell the property to the Crown in right of Saskatchewan”.

New section 20

5 Section 20 is repealed and the following substituted:

“Maximum amount of assistance

20(1) Subject to subsections (2) and (3), the maximum amount of disaster assistance that may be paid by the minister to an eligible claimant, other than a local government authority, is:

- (a) for flood clean-up:
 - (i) for labour, the product of:
 - (A) the actual number of hours of clean-up, to a maximum of 40 hours; and
 - (B) the rate approved by the minister; and
 - (ii) for equipment use, the lesser of:
 - (A) the actual cost, to a maximum of 40 hours for equipment rental; and
 - (B) \$1,000; and

- (b) for plow wind or tornado clean-up:
 - (i) for labour, the product of:
 - (A) the actual number of hours of clean-up, to a maximum of 140 hours; and
 - (B) the rate approved by the minister; and
 - (ii) for equipment use, the lesser of:
 - (A) the actual cost, to a maximum of 140 hours for equipment rental; and
 - (B) \$3,000.
- (2) Subject to subsection (3), the maximum amount of disaster assistance that may be paid by the minister to an eligible claimant, other than a local government authority, is \$30,000.
- (3) Notwithstanding subsections (1) and (2) and notwithstanding section 21, there is no limit on the amount of disaster assistance that may be paid by the minister to an eligible claimant that is:
 - (a) a department, board or commission of the Government of Saskatchewan; or
 - (b) a park authority that is the member of the Executive Council responsible for the administration of *The Parks Act*.

Section 22 amended

6 Section 22 is amended:

- (a) **by repealing clause (1)(b) and substituting the following:**

“(b) subject to subsection (3), the equivalent of a three-mill levy by the local government authority on its taxable assessments, as determined by using the 1996 rateable assessment for the local government authority”;
- (b) **in subsection (2):**
 - (i) **by striking out “The amount” and substituting “Subject to subsection (3), the amount”;** and
 - (ii) **by adding “1996” before “rateable assessment” wherever it appears; and**
- (c) **by adding the following subsection after subsection (2):**

“(3) For disasters occurring after 1997, all references in clause (1)(b) and subsection (2) to a three-mill levy or a six-mill levy, based on the taxable assessments of a local government authority, are replaced with a levy based on the number of mills that, when multiplied by the most recent total provincial taxable assessment of land and improvements, yields an amount approximately equivalent to the amount that would have been determined by multiplying the total provincial taxable assessment of land and improvements in 1996 by a three-mill levy or a six-mill levy, as the case may be”.

Section 24 amended**7 Section 24 is amended:****(a) in subsection (2):****(i) by striking out “or” after clause (i);****(ii) by adding “or” after clause (j); and****(iii) by adding the following clause after clause (j):****“(k) field shelter belts, subject to subsection (3); and****(b) by adding the following subsection after subsection (2):**

“(3) No disaster assistance is payable to an eligible claimant for any loss of or damage to field shelter belts except as may be claimed as clean-up expenses pursuant to section 20”.

Coming into force

8 These regulations come into force on the day on which they are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and from January 15, 1997.

