

PART II**REVISED REGULATIONS OF SASKATCHEWAN****CHAPTER C-3.1 REG 1***The Cattle Marketing Deductions Act, 1998*

Section 23

Order in Council 398/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Cattle Marketing Deductions Regulations, 1998*.

Interpretation

2 In these regulations:

- (a) “**Act**” means *The Cattle Marketing Deductions Act, 1998*;
- (b) “**department**” means the Department of Agriculture and Food;
- (c) “**livestock manifest**” means the livestock manifest issued by the department pursuant to “The Livestock Inspection and Transportation Regulations, 1978”, being Saskatchewan Regulations 242/78.

Deduction

3 The amount to be deducted pursuant to sections 3, 4 and 5 of the Act from the selling price of each head of cattle sold is \$2.

Apportionment

4 The moneys remitted to the minister in accordance with the Act are to be apportioned as follows:

- (a) \$1 of the amount collected to the national account; and
- (b) \$1 of the amount collected to the provincial account.

Remittances

5(1) Subject to subsection (2), a remittance pursuant to section 4 of the Act for moneys required to be deducted must be in a form issued and prepared by the department on the basis of information submitted on livestock manifests.

(2) A remittance by an inspector pursuant to section 4 of the Act must be in a form issued by the department.

Commission

6 Every livestock dealer is entitled to receive a commission of three cents per head of cattle with respect to which the livestock dealer deducts an amount pursuant to section 4 of the Act.

Slaughter plants and abattoirs

7 Slaughter plants and abattoirs where livestock inspection is provided pursuant to “The Livestock Inspection and Transportation Regulations, 1978”, being Saskatchewan Regulation 242/78, are subject to section 4 of the Act.

Out-of-province points of delivery

8(1) For the purposes of section 5 of the Act, the prescribed points of delivery for Manitoba are stockyards:

- (a) with respect to which the department has negotiated agreements for the collection of statutory deductions from Saskatchewan livestock owners; and
- (b) where cattle are inspected prior to sale.

(2) For the purposes of section 5 of the Act, the prescribed points of delivery for Alberta are inspected auction markets licensed pursuant to *The Livestock and Livestock Products Act* (Alberta) and *The Licensing and Bonding of Livestock Dealers and Livestock Dealers' Agents Regulations* made pursuant to that Act.

Expenditures

9 All expenditures from the fund must be approved by the board and signed by the secretary of the committee.

Payments to the department from provincial account

10 The department shall provide administration services for the fund and shall be paid for these services the amount of \$15,000 per annum to be paid on February 1 of each year from the provincial account.

Payments to members of the committee

11(1) Payments to members of the committee for each day spent attending to the affairs of the committee are:

- (a) \$155 for the chairperson; and
- (b) \$110 for each member of the committee other than the chairperson;

(2) Each member of the committee, including the chairperson, is entitled to reimbursement for expenses that the member incurs while attending to the affairs of the committee for travel, sustenance and accommodation, calculated in accordance with the amounts approved from time to time for employees in the classified division of the public service of Saskatchewan.

Meetings

12 The committee shall hold at least two meetings in each fiscal year.

R.R.S. c.C-3 Reg 2 repealed

13 *The Cattle Marketing Deductions Regulations* are repealed.

Coming into force

14(1) Subject to subsection (2), these regulations come into force on the day on which section 23 of *The Cattle Marketing Deductions Act, 1998* comes into force.

(2) If these regulations are filed with the Registrar of Regulations after the day on which section 23 of *The Cattle Marketing Deductions Act, 1998* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

CHAPTER G-5.1 REG 83

The Government Organization Act

Sections 19 and 24

Order in Council 393/1998, dated June 24, 1998

(Filed June 25, 1998)

PART I

Short Title and Interpretation

Short Title

1 These regulations may be cited as *The Employment Program Regulations*.

Interpretation**2** In these regulations:

- (a) **“agreement”** means an agreement entered into between the minister and an applicant;
- (b) **“applicant”** means a person who is described in section 7, 11 or 15, as the case may be;
- (c) **“approved project”** means a project that has been approved pursuant to these regulations and for which an agreement has been or will be signed;
- (d) **“department”** means the department over which the minister presides;
- (e) **“farmer”** means a farmer within the meaning of *The Fuel Tax Regulations, 1988*;
- (f) **“immediate family”** means a person’s spouse, child, step-child, mother, father, sister, brother or ward;
- (g) **“minister”** means the member of the Executive Council to whom for the time being the administration of these regulations is assigned;
- (h) **“Part III financial assistance”** means the financial assistance available pursuant to Part III;
- (i) **“Part IV financial assistance”** means the financial assistance available pursuant to Part IV;
- (j) **“Part V financial assistance”** means the financial assistance available pursuant to Part V;
- (k) **“participant”** means an individual who is described in section 3:
 - (i) holds a job or training position that is set out in an agreement for which a wage subsidy may be paid; or
 - (ii) holds a job or training position that is set out in an agreement and who is approved for employment supports, other employment related assistance or job-related services;
- (l) **“record”** includes any information that is recorded or stored in any medium or by means of any device, including a computer or electronic media.

PART II**Application and Basic Requirements****Eligibility – participants**

3(1) To be eligible to receive or benefit from financial assistance or job-related services, an individual must:

- (a) be a resident of Saskatchewan and be at least 18 years of age on the date the person is placed in an approved project or will benefit from financial assistance pursuant to these regulations;
- (b) be legally entitled to work in Saskatchewan;
- (c) meet the criteria set out in subsection (2) or (3); and

- (d) not be a member:
 - (i) of the applicant's immediate family; or
 - (ii) in the case of a corporation, of the board of directors or an officer of the applicant's business or a member of that person's immediate family.
- (2) For the purposes of subsection (1), an individual must be receiving financial assistance from one of the following sources of income support on the date that the participant is placed in an approved project:
 - (a) financial assistance pursuant to The Saskatchewan Assistance Regulations, being Saskatchewan Regulations 78/66;
 - (b) financial assistance pursuant to The Training Allowance Regulations.
- (3) For the purposes of subsection (1), an individual must be an 'insured participant' as defined in section 58 of *The Employment Insurance Act* (Canada).

Application

- 4(1) An applicant who wishes to receive Part III, IV or V financial assistance shall apply to the minister for the financial assistance, in a form acceptable to the minister.
- (2) When applying for Part III, IV or V financial assistance, an applicant shall:
 - (a) certify that no current employee has been or will be displaced, in whole or in part, by a participant;
 - (b) certify that no current employee's hours have been or will be reduced, in whole or in part, by a participant;
 - (c) provide any information with respect to the proposed project that the minister may reasonably require;
 - (d) agree to any audit procedures that the minister requires before, during or after the project;
 - (e) agree to comply with all applicable labour legislation;
 - (f) agree to employ or train each participant, for a minimum of 10 hours per week, as set out in the agreement;
 - (g) in the case of a unionized workplace, obtain written consent from the bargaining agent to enter into the agreement; and
 - (h) agree not to receive any funds pursuant to another program of the Government of Saskatchewan or the Government of Canada that duplicates the financial assistance received pursuant to these regulations.
- (3) Where the minister receives an application pursuant to subsection (1), the minister may approve the application and enter into an agreement with the applicant.

Agreements

- 5(1) Following receipt and approval of an application for Part III, IV or V financial assistance, the applicant shall enter into an agreement with the minister to provide the approved project.
- (2) Every agreement between the minister and an applicant must:
 - (a) be in writing;

- (b) be signed by the applicant and an official of the department with the proper signing authority as set out in section 23;
 - (c) relate to an employment or training opportunity for a participant;
 - (d) set out the amounts, including any maximum limits, of the financial assistance to be paid to the applicant;
 - (e) set out in detail the terms and conditions necessary for the payment of the financial assistance;
 - (f) provide for a payment schedule, that may include an advance payment or interim payments, that sets out the terms and conditions for an advance payment and interim payments;
 - (g) provide for a minimum of one on-site monitoring visit by a representative of the minister during the term of the agreement;
 - (h) provide for the applicant to make any audited financial records and statements that may reasonably be required by the minister to be made available to the minister;
 - (i) in the case of Part III or IV financial assistance, have a detailed written training plan outlining the skills development and the work experience to be provided, as well as the training delivery methods to be used;
 - (j) in the case of Part V financial assistance, have a detailed training plan outlining the skills training that will be developed on an individual basis or through a group project; and
 - (k) contain any other terms and conditions that the minister may determine that are consistent with the purpose and intent of these regulations.
- (3) Subject to section 23, a project implementation date that occurs within eight weeks of the date stated in the agreement does not require an amendment.
- (4) Subject to section 23, any change in an approved project that will result in a change in the amount of financial assistance that is to be paid to an applicant or on behalf of a participant will require an amendment to the written agreement.

PART III Work Placement

Criteria – Part III

- 6(1)** The minister may pay financial assistance to an applicant who applies for financial assistance, whose project is approved and who enters into an agreement with the minister for financial assistance.
- (2) An applicant must:
- (a) agree to hire participants in job positions that provide work experience, job training and on-the-job skills training; and
 - (b) agree not to hire participants until after the project is approved.

Applicants – Part III

- 7(1)** The following entities may apply for Part III financial assistance:
- (a) a business registered pursuant to *The Business Corporations Act*;

- (b) a public or private education institution or post-secondary training institution;
 - (c) a regional park authority constituted or continued pursuant to *The Regional Parks Act, 1979*;
 - (d) the following urban parks:
 - (i) Wakamow Park Authority;
 - (ii) Meewasin Valley Authority;
 - (iii) Wascana Park Authority;
 - (e) a district health board and any affiliate within the meaning of *The Health Districts Act*;
 - (f) a board of education;
 - (g) the Conseil scolaire fransaskois;
 - (h) a public or regional library;
 - (i) an Indian band within the meaning of the *Indian Act (Canada)*;
 - (j) a tribal council;
 - (k) the Métis Nation of Saskatchewan;
 - (l) a farmer;
 - (m) a department or agency of the Government of Canada that has an office in Saskatchewan;
 - (n) a department or agency of the Government of Saskatchewan;
 - (o) a Crown corporation of the Government of Canada that has an office in Saskatchewan;
 - (p) a Crown corporation within the meaning of *The Crown Corporations Act, 1993*.
- (2) The following entities are only eligible for participant support costs:
- (a) a Crown corporation of the Government of Canada;
 - (b) a Crown corporation with the meaning of *The Crown Corporations Act, 1993*;
 - (c) a department or agency of the Government of Canada or the Government of Saskatchewan.

Wage subsidy

- 8(1) The minister may pay Part III financial assistance in the form of wage subsidies to an applicant whose project has been approved and who has entered into an agreement with the minister for financial assistance for wage subsidies to a maximum of \$3,000 per job position that is occupied by a participant.
- (2) The minister may negotiate the level of financial assistance required pursuant to this section based on an individual participant's or applicant's needs, to the maximum set out in subsection (1).

Participant support costs

9(1) Where a participant requires other employment related assistance, the minister may pay financial assistance for the benefit of the participant for employment related supports that include, but are not limited to, mentoring, job coaching or equipment.

(2) The minister may pay a maximum of \$1,000 per job position for each participant for employment related supports.

(3) The level and type of employment related supports will be determined based on the needs of the individual participant.

(4) Payments made pursuant to this section may be paid to the applicant or the entity that provides the service or employment support to the participant on behalf of the applicant.

PART IV Community Works

Criteria – Part IV

10(1) The minister may pay financial assistance to an applicant who applies for financial assistance, whose application is approved and who enters into an agreement with the minister for the financial assistance.

(2) Applicants must:

(a) hire participants for job creation projects that provide a direct benefit to the local or regional community; and

(b) ensure that the job position provides on-the-job skills training that will enhance a participant's ability to obtain further employment opportunities when the project ends.

Applicants – Part IV

11(1) Subject to subsection (2), urban, rural and northern municipalities and entities registered pursuant to *The Non-profit Corporations Act, 1995* may apply for Part IV financial assistance.

(2) Entities listed in subsection 7(1) are not eligible for Part IV financial assistance.

Wage subsidy

12(1) Northern municipalities and entities that are registered pursuant to *The Non-profit Corporations Act, 1995* are eligible for financial assistance up to a maximum of \$5,000 per job position.

(2) Urban and rural municipalities are eligible for financial assistance up to a maximum of \$3,000 per job position.

(3) Subject to the maximums set out in subsections (1) and (2), the minister has the right to negotiate the level of financial assistance based on an individual participant's or applicant's need.

Participant support costs

13(1) Where a participant requires other employment related assistance, the minister may pay financial assistance for the benefit of the participant for employment related supports that include, but are not limited to, mentoring, job coaching or equipment.

(2) The minister may pay a maximum of \$1,000 per job position for each participant for employment related supports.

(3) The level and type of employment related supports will be determined based on the needs of the individual participant.

(4) Payments made pursuant to this section may be paid to the applicant or the entity that provides the service or employment support to the participant on behalf of the applicant.

PART V **Bridging**

Criteria – Part V

14(1) The minister may pay financial assistance to an applicant who applies for financial assistance, whose application is approved and who enters into an agreement with the minister for the financial assistance.

(2) Applicants must agree to undertake a project that will prepare an individual for employment.

Applicants – Part V

15 Entities listed in subsection 7(1) or 11(1) and individuals may apply for Part V financial assistance.

Eligible costs

16(1) The minister may provide financial assistance to applicants who apply for financial assistance and who enter into agreements with the minister with respect to the financial assistance.

(2) Part V financial assistance may be provided to applicants pursuant to this Part for any of the following project-related costs:

- (a) instructor or mentor salaries and financial assistance;
- (b) skills training delivered through a third party;
- (c) administrative costs;
- (d) facility rental costs;
- (e) equipment rental;
- (f) learning materials and supplies;
- (g) wage subsidies;
- (h) job development services;
- (i) project development costs;
- (j) project evaluation;
- (k) liability insurance premiums, in the case of injury in classroom settings or in work placements;
- (l) liability insurance premiums directly related to the project.

(3) Proposals may include requests for Part V financial assistance for employment-related supports, employment-related training supports, and the purchase of employment-related equipment.

Participant support

17(1) The minister may pay financial assistance to an applicant who applies for financial assistance, whose project is approved and who enters into an agreement with the minister for financial assistance to a maximum of \$3,500 per training position.

(2) The minister may negotiate the level of funding based on the needs of individual participants or applicants.

Liability Insurance

18 Applicants who receive Part V financial assistance must insure that participants are covered by adequate liability insurance in the event of damage or injury as a result of participating in the project.

PART VI Administration

Power to enter into agreements

19(1) The minister may, for any purpose relating to any matter under the minister's administration or for which the minister is responsible, provide financial assistance on any terms or conditions that the minister may determine, to any person, agency, organization, association, institution or body within Saskatchewan.

(2) The minister may, for any purpose relating to any matter under the minister's administration or for which the minister is responsible, enter into agreements with applicants.

Limits on financial assistance

20 The minister reserves the right to limit funding in any area, region or respecting any project initiative.

Individual funding limit

21 The minister has the right to limit the total amount of financial assistance paid to any applicant.

Delegation

22(1) Employees of the department may exercise the minister's discretion with respect to applications received pursuant to these regulations, on a case-by-case basis, within the parameters set out in this Part and these regulations respecting the following:

- (a) the criteria to be applied when assessing applications and proposals;
- (b) financial assistance limits for projects to the maximums set out section 23;
- (c) the reasons for declining an application or proposal.

(2) Any amendments to an agreement that result in an increase in financial assistance that is above the limits set out in section 23 must be signed by the appropriate departmental official.

Signing authority

23(1) The Executive Director of the Regional Services Branch has the authority:

- (a) to approve projects, approve financial assistance and sign agreements with applicants that involve 16 or more participants or an amount over \$90,000 and up to \$150,000; and
- (b) to sign any letter declining an application.

- (2) A Regional Director of the Regional Services Branch has the authority:
- (a) to approve projects, approve financial assistance and sign agreements with applicants that involve up to 15 participants or a maximum amount of:
 - (i) in the case of Part III financial assistance, \$60,000;
 - (ii) in the case of Part IV financial assistance, \$90,000; and
 - (iii) in the case of Part V financial assistance, \$52,500; and
 - (b) to sign letters declining an application that is described in clause (a).
- (3) Supervisors in the Regional Services Branch have the authority:
- (a) to approve projects, approve financial assistance and sign agreements with applicants for projects that involve up to three participants or a maximum amount of:
 - (i) in the case of Part III financial assistance, \$12,000;
 - (ii) in the case of Part IV financial assistance, \$18,000; and
 - (iii) in the case of Part V financial assistance, \$10,500; and
 - (b) to sign letters declining an application that is described in clause (a).
- (4) Community Program Consultants have authority to approve financial assistance to a maximum of \$100 per project participant for employment-related costs.

Exemptions

- 24(1)** Only the Executive Director of the Regional Services Branch may approve exemptions with respect to sections 3 and 6, subsection 7(2), sections 8, 9, 10, 12, 13, subsection 16(2) and section 17.
- (2) Only a Regional Director of the Regional Services Branch may approve exemptions with respect to clauses 3(1)(a) and 4(2)(f).

Reimbursement

- 25(1)** Where an agreement has been signed by the minister and an applicant, the applicant is eligible to be paid for all costs specified in the agreement.
- (2) The minister shall not reimburse an applicant for the wages paid to a participant with respect to any period during which:
- (a) the participant is not working or is not in attendance; or
 - (b) the applicant fails to comply with the terms and conditions of the agreement.
- (3) The minister shall only reimburse an applicant in accordance with:
- (a) the terms and conditions set out in the agreement; and
 - (b) these regulations.
- (4) The minister may require satisfactory evidence from an applicant that the applicant's financial obligations to a participant have been fulfilled and that the services or employment support costs have been provided as set out in the agreement prior to reimbursing the applicant.

(5) The minister may require an applicant to provide any additional information, documentation or records that the minister considers necessary to establish that the applicant's obligations to a participant pursuant to these regulations have been met and that, as a result, the applicant is entitled to receive reimbursement.

(6) An applicant shall provide the minister with any information or documentation that is required pursuant to subsection (4) or (5).

Requirements for reimbursement

26 To be eligible for Part III, IV or V financial assistance, an applicant shall:

- (a) submit a request for payment to the minister on a form acceptable to the minister;
- (b) certify that no current employee has been or will be displaced, in whole or in part, by hiring a participant;
- (c) certify that no current employee's wages or hours were or will be reduced, in whole or in part, by a participant;
- (d) provide any information and records with respect to the proposed job position or training position or with respect to the special needs of the proposed participant that the minister may require;
- (e) agree to any audit procedures that the minister requires during or after the period of employment;
- (f) agree to comply with any applicable labour legislation; and
- (g) not receive any funds pursuant to another program of the Government of Saskatchewan or the Government of Canada that duplicates the financial assistance received pursuant to these regulations.

Advance and interim payments

27(1) Where circumstances warrant and where provision for an advance payment or for interim payments is included in the agreement, the minister may make an advance payment or interim payments to an applicant for Part III, IV or V financial assistance.

(2) Prior to an advance payment being made, the applicant must sign a promissory note for the amount of the advance payment.

(3) The minister reserves the right to withhold any interim payments until the completion of a project and a final report with respect to the project is submitted by the applicant.

(4) Advance payments to a total maximum of one-half of the amount of the agreement may be authorized by the appropriate signing authority as set out in section 23.

Final Payments

28 Subject to section 27, Part III, IV or V financial assistance is payable when:

- (a) the period of employment or training with respect to which the Part III, IV or V financial assistance is payable has terminated;
- (b) the applicant has submitted a claim in a form acceptable to the minister;

(c) the applicant has certified that all wages or salaries of and employment supports for participants owing for the period covered by the Part III, IV or V financial assistance have been paid; and

(d) the minister is satisfied that the applicant has complied with all other requirements of these regulations and the agreement.

Overpayment

29(1) If an applicant contravenes any provision of these regulations or the agreement, the minister may declare that any payments received by the applicant pursuant to these regulations are overpayments.

(2) Any overpayment made to an applicant is a debt due to the Crown and may be recovered in any manner authorized by law.

**PART VII
Coming into Force**

Coming into force

30 These regulations come into force on September 1, 1998.

CHAPTER I-2 REG 5

The Income Tax Act

Section 8.5

Order in Council 399/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Child Benefit Regulations*.

Interpretation

2 In these regulations:

(a) “**Act**” means *The Income Tax Act*;

(b) “**Saskatchewan Child Benefit**”, with respect to an eligible individual, means the amount of an overpayment that is deemed to have arisen in a month pursuant to subsection 8.5(3) of the Act with respect to the eligible individual’s liability pursuant to the Act.

Determination of qualified dependants

3 For the purposes of these regulations, the qualified dependants of an eligible individual for a month are the persons who are the qualified dependants of the eligible individual at the beginning of the month.

Calculation of SCB

4 The amount of the Saskatchewan Child Benefit of an eligible individual with respect to the qualified dependants of the eligible individual is the amount SCB, if it is positive, calculated in accordance with the following formula:

$$\text{SCB} = \frac{1}{12} \times [(A + B + C) - D]$$

where:

A is \$900 for the first qualified dependant;

B is \$1,104 for the second qualified dependant, if any;

C is the amount calculated in accordance with the following formula:

$$C = \$1,176 \times E$$

where E is the number of qualified dependants of the eligible individual in excess of two; and

D is the benefit reduction applicable to the eligible individual that is calculated in accordance with section 5.

Calculation of benefit reduction

5(1) In the formulas set out in this section:

(a) where the adjusted income of the eligible individual for the base taxation year in relation to the month is \$15,921 or less:

F is zero; and

G is zero;

(b) where the adjusted income of the eligible individual for the base taxation year in relation to the month is greater than \$15,921 but not greater than \$20,921:

F is the amount by which the adjusted income of the eligible individual exceeds \$15,921; and

G is zero;

(c) where the adjusted income of the eligible individual for the base taxation year in relation to the month is greater than \$20,921:

F is \$5,000; and

G is the amount by which the adjusted income of the eligible individual exceeds \$20,921.

(2) For an eligible individual with one qualified dependant, the benefit reduction is the amount D, calculated in accordance with the following formula:

$$D = (15.05\% \times F) + (2.95\% \times G).$$

(3) For an eligible individual with two qualified dependants, the benefit reduction is the amount D, calculated in accordance with the following formula:

$$D = (30.14\% \times F) + (9.94\% \times G).$$

(4) For an eligible individual with three qualified dependants, the benefit reduction is the amount D, calculated in accordance with the following formula:

$$D = (45.2\% \times F) + (18.4\% \times G).$$

(5) For an eligible individual with four qualified dependants, the benefit reduction is the amount D, calculated in accordance with the following formula:

$$D = (53.6534\% \times F) + (26.8534\% \times G).$$

(6) For an eligible individual with five qualified dependants, the benefit reduction is the amount D, calculated in accordance with the following formula:

$$D = (60.4364\% \times F) + (33.6364\% \times G).$$

(7) For an eligible individual with six qualified dependants, the benefit reduction is the amount D, calculated in accordance with the following formula:

$$D = (65.9996\% \times F) + (39.1996\% \times G).$$

(8) For an eligible individual with seven qualified dependants, the benefit reduction is the amount D, calculated in accordance with the following formula:

$$D = (70.6448\% \times F) + (43.8448\% \times G).$$

(9) For an eligible individual with eight qualified dependants, the benefit reduction is the amount D, calculated in accordance with the following formula:

$$D = (74.582\% \times F) + (47.782\% \times G).$$

(10) For an eligible individual with nine qualified dependants, the benefit reduction is the amount D, calculated in accordance with the following formula:

$$D = (77.9615\% \times F) + (51.1615\% \times G).$$

(11) For an eligible individual with 10 or more qualified dependants, the benefit reduction is the amount D, calculated in accordance with the following formula:

$$D = (80.8941\% \times F) + (54.0941\% \times G).$$

Coming into force

6(1) Subject to subsections (2) and (3), these regulations come into force on the day on which section 8.5 of *The Income Tax Act*, as being enacted by *The Income Tax Amendment Act, 1998*, comes into force.

(2) Subject to subsection (3), if section 8.5 of *The Income Tax Act*, as being enacted by *The Income Tax Amendment Act, 1998*, comes into force after July 1, 1998, these regulations come into force on the day on which section 8.5 of *The Income Tax Act* comes into force, but are retroactive and are deemed to have been in force on and from July 1, 1998.

(3) If section 8.5 of *The Income Tax Act*, as being enacted by *The Income Tax Amendment Act, 1998*, 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, but are retroactive and are deemed to have been in force on and from July 1, 1998.

CHAPTER M-17.1 REG 7

The Mineral Taxation Act, 1983

Sections 13.1, 41 and 44 to 46

Order in Council 390/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Mineral Rights Tax Regulations, 1998*.

Interpretation**2** In these regulations:

- (a) **“Act”** means *The Mineral Taxation Act, 1983*;
- (b) **“entitlement mineral right”** means a mineral right acquired by an Indian band pursuant to a Framework Agreement where the mineral right:
 - (i) is intended to be set apart by Canada as an entitlement reserve for the use and benefit of the Indian band; and
 - (ii) is held by:
 - (A) trustees of the Indian Band; or
 - (B) a corporation, of which the majority of issued voting shares are legally and beneficially owned by the Indian band;
- (c) **“farmer”** means an individual who:
 - (i) spends a significant portion of his or her time actively engaged in farming; and
 - (ii) derives a majority of his or her income either directly or indirectly from the sale of agricultural products;
- (d) **“farming”** includes tillage of soil, livestock raising, poultry raising, dairying, fur farming, tree farming, bee-keeping or fish farming or any other activity undertaken to produce agricultural products but does not include:
 - (i) the production of agricultural products for the purpose of crop science research;
 - (ii) the purchase for resale of agricultural products; or
 - (iii) the commercial processing of agricultural products;
- (e) **“Framework Agreement”** means a Framework Agreement as defined in *The Treaty Land Entitlement Implementation Act*;
- (f) **“Indian band”** means a band as defined in the *Indian Act* (Canada);
- (g) **“resident farmer”** means a farmer who resides in Saskatchewan for at least 183 days in each year;
- (h) **“share”** includes:
 - (i) a membership interest as defined in *The Non-profit Corporations Act*;
 - (ii) shares held in a co-operative association incorporated or continued pursuant to *The Co-operatives Act, 1989*; or
 - (iii) the interest of a member of a co-operative association incorporated or continued pursuant to *The Co-operatives Act, 1989*, where the co-operative association does not have share capital.

Interpretation of the Act

3 For the purposes of section 13.1 of the Act and in these regulations, “**agricultural corporation**” means a corporation that is primarily engaged in the business of farming and of which:

- (a) the majority of issued voting shares are legally and beneficially owned by resident farmers; and
- (b) the majority of issued shares are legally and beneficially owned by resident farmers.

Exemption certificate for agricultural corporation

4(1) To qualify for an exemption pursuant to subsection 13.1(1) of the Act, an agricultural corporation shall apply to the minister for an exemption certificate respecting its mineral rights ownership.

(2) An application by an agricultural corporation for an exemption certificate pursuant to subsection (1) is to:

- (a) be in the form approved by the minister and be delivered to the department;
- (b) contain any information the minister may require, including:
 - (i) the name of the agricultural corporation;
 - (ii) the ownership of and voting rights respecting the shares of the agricultural corporation;
 - (iii) the occupation and residence of each shareholder of the agricultural corporation;
 - (iv) a description of the business activities of the agricultural corporation; and
 - (v) the legal description of the area of all mineral rights owned by the agricultural corporation; and
- (c) be verified by a declaration in a form approved by the minister and signed on behalf of the agricultural corporation certifying that:
 - (i) all information contained in the application is true and complete; and
 - (ii) the applicant is an agricultural corporation within the meaning of the Act and these regulations.

(3) The minister shall issue to an agricultural corporation an exemption certificate if the minister is satisfied that:

- (a) the information contained in an application pursuant to subsection (2) is accurate and complete; and
- (b) the applicant is an agricultural corporation.

(4) An exemption certificate issued by the minister pursuant to subsection (3) is to:

- (a) identify the agricultural corporation to which it is issued; and
- (b) describe the mineral rights owned by the agricultural corporation.

(5) Subject to subsection (6), an exemption certificate issued by the minister pursuant to subsection (3) shall not be issued for a term exceeding 36 consecutive months, beginning with the month in which it is issued.

(6) An agricultural corporation may apply for a new exemption certificate in accordance with this section within 60 days before the expiry of an existing exemption certificate.

(7) Where the minister issues an exemption certificate pursuant to subsection (3) to an agricultural corporation, the agricultural corporation shall immediately inform the minister in writing of any change in any of the information contained:

(a) in the exemption certificate that materially affects the accuracy of the exemption certificate; or

(b) in the application for the exemption certificate that materially affects the right of the agricultural corporation to claim the exemption certificate.

(8) On receipt of any information pursuant to subsection (7), the minister may, where the circumstances warrant:

(a) cancel the exemption certificate; or

(b) cancel the exemption certificate and issue a new exemption certificate reflecting the new information, for the remainder of the term for which the original certificate was issued.

(9) Notwithstanding any other provision of this section, the minister may cancel any exemption certificate at any time if the minister is satisfied that:

(a) the applicant for the exemption certificate was not, or is no longer, an agricultural corporation; or

(b) the agricultural corporation has failed for any reason to inform the minister of any change in any of the information contained in the exemption certificate or in the application for the exemption certificate when required by subsection (7).

Exemption from mineral rights tax

5 The mineral rights tax imposed by the Act does not apply to:

(a) any entitlement mineral rights; or

(b) any mineral rights in any lands the surface of which is within the boundaries of a northern municipality.

Refund for certain mineral rights taxes

6 The minister may refund to a taxpayer the amount of any mineral rights tax paid in accordance with the Act where:

(a) the mineral rights tax was imposed before the coming into force of these regulations; and

(b) the mineral rights tax mentioned in clause (a) related to a mineral right that would have been an entitlement mineral right if these regulations had been in force at the time the mineral rights tax was imposed.

Forms

7 A certificate delivered pursuant to clause 13(2)(b) of the Act is to be:

(a) in Form A of the Appendix;

- (b) on good quality, white paper;
- (c) printed or typewritten; and
- (d) legible and suitable for photocopying.

Rate of interest

8(1) For the purposes of subsection 22(1) of the Act, the prescribed rate of interest payable by a taxpayer is 1½% for each month or part of a month that the amount the Act requires the taxpayer to pay or remit is not paid or remitted, with a minimum interest charge payable by the taxpayer of \$10.

(2) For the purposes of subsection 22(2) of the Act, the prescribed rate of interest for refunds is the rate of interest published in the *Bank of Canada Review* as the "bank rate" for the year preceding the year in which the refund became payable, and the interest is to be paid for each month or part of a month that the refund remains unpaid.

R.R.S. c.M-17.1 Reg 3 repealed

9 *The Mineral Taxation Act, 1983 Forms Regulations* are repealed.

R.R.S. c.M-17.1 Reg 4 repealed

10 *The Agricultural Corporation Exemption Regulations* are repealed.

Sask. Reg. 49/84 repealed

11 *The Mineral Rights Tax Regulations*, being Saskatchewan Regulations 49/84, are repealed.

Coming into force

12(1) Subject to subsection (2), these regulations come into force on the day on which they are filed with the Registrar of Regulations.

(2) Clauses 2(b), (e), (f) and (g), clause 5(a) and section 6 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 for two years prior to that day.

Appendix**FORM A**

[*Subsection 13(2) of the Act*]

Certificate

This is to certify that _____
(Name of corporation)

is the holder of a valid licence under *The Trust and Loan Corporations Act* and holds the following mineral rights in trust for _____ .
(Name(s) of individual(s))

(Legal description of mineral rights)

DATED _____, _____ .
(Day, month) (year)

(Name of corporation)

(Name and position of signing officer)

CHAPTER S-8 REG 3*The Saskatchewan Assistance Act*

Section 14

Order in Council 387/1998, dated June 24, 1998

(Filed June 25, 1998)

Part I

Preliminary Matters**Title**

1 These regulations may be cited as *The Employment Supplement Regulations*.

Interpretation

2(1) In these regulations:

- (a) “**Act**” means *The Saskatchewan Assistance Act*;
- (b) “**applicant**” means an individual who applies for the SES benefit pursuant to section 8;
- (c) “**child**” means an individual who is less than 18 years of age;
- (d) “**client**” means an individual whose application for the SES benefit has been accepted;
- (e) “**eligible family unit**” means a family unit that meets the requirements of section 6;
- (f) “**eligible individual**” means an individual who is determined to be an eligible individual pursuant to section 7;
- (g) “**employment income**” means any amount that is within the meaning of wages as defined in *The Labour Standards Act*, and includes actual gratuities to a maximum of 20% of wages;
- (h) “**family/beneficiary number**” means the number under which persons are registered with the Department of Health as members of a family unit and that is indicated on a Saskatchewan Health Services Card as the family/beneficiary number;
- (i) “**family income**” means family income calculated in accordance with section 31;
- (j) “**family unit**” means a family unit within the meaning of section 5;
- (k) “**insured services**” means insured services as defined in *The Saskatchewan Medical Care Insurance Act*;
- (l) “**maintenance income**” means any gross amount that is paid pursuant to:
 - (i) a maintenance order, whether received directly from the respondent, collected by the Maintenance Enforcement Office and subsequently remitted to the applicant or client or spouse of the applicant or client or collected by the Maintenance Enforcement Office and subsequently deposited to the general revenue fund; or

- (ii) a maintenance agreement in writing that is not included within the definition of "maintenance order";
- (m) **"maintenance order"** means a maintenance order as defined in *The Enforcement of Maintenance Orders Act, 1997*;
- (n) **"other income"** means any income amount, other than family income, that must be included as income for the purposes of Part I of the *Income Tax Act* (Canada);
- (o) **"preceding taxation year"** means:
- (i) with respect to an applicant or the spouse of an applicant, the taxation year immediately preceding the taxation year in which the applicant applies for the SES benefit; and
- (ii) with respect to a client or the spouse of a client, the taxation year immediately preceding the taxation year in which the income of the client or spouse is being calculated;
- (p) **"program"** means the Saskatchewan Employment Supplement Program established pursuant to section 3;
- (q) **"reserve"** means a reserve within the meaning of the *Indian Act* (Canada);
- (r) **"respondent"** means a respondent as defined in *The Enforcement of Maintenance Orders Act, 1997*;
- (s) **"Saskatchewan Health Services Card"** means a valid Saskatchewan Health Services Card issued for the purposes of *The Saskatchewan Hospitalization Act* or *The Saskatchewan Medical Care Insurance Act*;
- (t) **"SES benefit"** means the benefit calculated pursuant to section 32;
- (u) **"spouse"** means an individual described in clause 5(b);
- (v) **"taxation year"** means taxation year as defined in the *Income Tax Act* (Canada).
- (2) For the purposes of these regulations, a person is deemed to be under 18 years of age during the entire month in which the person attains the age of 18 years.

Part II Employment Supplement Program

Program established and designated

3 The Saskatchewan Employment Supplement Program is:

- (a) established to provide program benefits to eligible family units; and
- (b) designated as an income-tested program for the purposes of clause 2(c.01) of the Act.

Eligibility

4(1) The SES benefit is payable:

- (a) to family units containing one or more children that are determined to be eligible family units; and

- (b) only with respect to individuals who are determined to be eligible individuals.
- (2) The SES benefit continues to be payable to family units until the entitlement of the family unit to receive payments is terminated pursuant to section 23.

Composition of family units

5 A family unit consists of:

- (a) an individual who is an applicant or client and who has been assigned a family/beneficiary number by the Department of Health;
- (b) an individual who has been registered by the Department of Health under the family/beneficiary number of the applicant or client as the spouse of the applicant or client; and
- (c) any children who have been registered by the Department of Health under the family/beneficiary number of the applicant or client as members of the family unit of the applicant or client.

Eligible family units

6(1) In order for the family unit of an applicant to be an eligible family unit:

- (a) the applicant and the spouse, if any, of the applicant must have a valid social insurance number assigned pursuant to the authority of any Act of the Parliament of Canada; and
- (b) the total of the family income and other income of the applicant and the spouse, if any, of the applicant in a month, determined in accordance with Part III, must be less than \$3,000.

(2) An eligible family unit includes only those members of a family unit who are eligible individuals.

(3) Unless otherwise provided, the fact that one member of a family unit is not an eligible individual does not prevent the other members of the family unit from being considered an eligible family unit.

Eligible individuals

7(1) Subject to this section, an individual is an eligible individual if the individual is eligible to receive insured services as a resident or beneficiary pursuant to *The Saskatchewan Medical Care Insurance Act* and *The Medical Care Insurance Beneficiary and Administration Regulations*.

(2) Where an individual who enters Saskatchewan and establishes residence in Saskatchewan applies for a Saskatchewan Health Services Card, the individual becomes an eligible individual when a family/beneficiary number is assigned, even if the individual is not entitled to receive insured services for a period after entering Saskatchewan.

(3) An individual who leaves Saskatchewan to establish residence outside of Saskatchewan ceases to be an eligible individual when the individual leaves Saskatchewan, even if the individual is entitled to receive insured services for a period after leaving Saskatchewan.

(4) The following are not eligible individuals, whether or not they are eligible to receive insured services:

- (a) an individual who is sentenced to a term of imprisonment of more than 30 days in a correctional facility as defined in *The Correctional Services Act*;

- (b) an individual who is sentenced to a term of imprisonment of more than 30 days in a custody facility as defined in *The Young Offenders Services Act*;
 - (c) an inmate as defined in the *Corrections and Conditional Release Act* (Canada) or a prisoner as defined in the *Prisons and Reformatories Act* (Canada);
 - (d) a child in the care of the minister within the meaning of *The Child and Family Services Act*;
 - (e) a child in the care of an agency that has entered into an agreement pursuant to section 61 of *The Child and Family Services Act*;
 - (f) a non-immigrant as defined in *The Medical Care Insurance Beneficiary and Administration Regulations* to whom subsection 6(3) of those regulations applies;
 - (g) an individual whose application for landing was sponsored pursuant to subsection 6(2) of the *Immigration Act* (Canada), during the period of sponsorship;
 - (h) an individual who ordinarily resides on a reserve, where the Government of Canada has agreed to fund a similar or comparable program.
- (5) The following are eligible individuals, whether or not they are entitled to receive insured services:
- (a) a member of the Royal Canadian Mounted Police who establishes residence in Saskatchewan;
 - (b) a member of the Canadian Forces who establishes residence in Saskatchewan.

Application

- 8(1) One member of a family unit may apply for the SES benefit on behalf of the family unit.
- (2) An applicant must:
- (a) apply to the department by telephone and provide the information requested with respect to the composition of the applicant's family unit that is necessary to establish the eligibility of the applicant's family unit to receive the SES benefit; and
 - (b) orally give consent to the use of the applicant's family/beneficiary number to verify the composition of the applicant's family unit.
- (3) Where, in the opinion of a program manager, exceptional circumstances exist, the program manager may permit:
- (a) a person other than a member of the family unit to apply for the SES benefit on behalf of a family unit; or
 - (b) an applicant to make an application in writing.

Confirmation and income information required

- 9 An applicant who wishes to proceed with an application, and the applicant's spouse, if any, must provide:
- (a) confirmation of the application in accordance with section 10; and
 - (b) information respecting their incomes in accordance with section 11.

Confirmation of application

10(1) The confirmation of an application must:

- (a) be made in writing on a form supplied by the department and must be signed by the applicant and the applicant's spouse, if any; and
 - (b) be returned to the department before the end of the month that follows the month in which the application is made.
- (2) Where an applicant fails to return the completed confirmation form to the department within the period mentioned in clause (1)(b), the application is discontinued and will not be processed.
- (3) The confirmation form will include:
- (a) a declaration that the applicant and the applicant's spouse, if any, have reviewed the information set out on the form and the information provided pursuant to section 8 and confirm that it is correct;
 - (b) the consent of the applicant and the applicant's spouse, if any, to the disclosure to the department of personal information with respect to the family unit in the records of government departments and agencies and other bodies for the purpose of determining the eligibility of the family unit to receive the SES benefit or to continue receiving the SES benefit and the amount of the SES benefit to which the family unit may be entitled; and
 - (c) information to be provided by the applicant or the applicant's financial institution to make possible the direct deposit of the applicant's SES benefit in an account of the applicant with that financial institution.

Income information

11(1) Before the end of the month that follows the month in which an application is made, the applicant must:

- (a) by telephone, provide complete information with respect to the employment income, maintenance income and other income of the applicant and the applicant's spouse, if any, for the previous month; and
 - (b) if the applicant or the applicant's spouse has any income from farming or self-employment:
 - (i) provide by telephone the gross amount of income from farming and self-employment reported in the return of income filed pursuant to the *Income Tax Act* (Canada) for the preceding taxation year; or
 - (ii) in the case of income from a farm or business in its first calendar year of operation, provide by telephone complete information with respect to the gross income from the farm or business for the previous month.
- (2) Where, in the opinion of a program manager, exceptional circumstances exist, the program manager may permit:
- (a) a person other than a member of the family unit to provide the income information required by subsection (1) on behalf of the family unit; or
 - (b) an applicant to provide the income information required by subsection (1) in writing.

- (3) An application is discontinued and will not be processed if:
- (a) the applicant fails to provide the income information required by subsection (1) to the department within the period mentioned in subsection (1); or
 - (b) the applicant or the applicant's spouse has income from a farm or business that has been in operation for more than one calendar year and has not filed a return of income pursuant to the *Income Tax Act* (Canada) with respect to that income.

Determination of eligibility

12(1) The information provided pursuant to sections 8 and 11 will be assessed to determine whether the family unit of an applicant is an eligible family unit.

(2) After an initial determination of eligibility, the eligibility of a family unit to receive the SES benefit will be reassessed each month to take into account any changes in income, composition of the family unit or other factors that affect eligibility.

Discrepancies in information

13(1) In this section, “**information holder**” means:

- (a) the Department of Health;
 - (b) the Maintenance Enforcement Office continued by *The Enforcement of Maintenance Orders Act, 1997*;
 - (c) the Workers' Compensation Board;
 - (d) any department or agency of the Government of Canada that keeps records pursuant to the *Canada Pension Plan* or the *Income Tax Act* (Canada); or
 - (e) the Canada Employment Insurance Commission.
- (2) If there are discrepancies between the information provided by an applicant or client and the information in the records of an information holder:
- (a) the eligibility of the applicant and the amount of the SES benefit, if any, to which the applicant is entitled will be determined on the basis of the information in the records of the information holder; and
 - (b) the eligibility of the client to continue receiving the SES benefit and the amount of the client's SES benefit will be determined on the basis of the information in the records of the information holder until the information holder has corrected that information at the request of the client.

Personal identification number and account number

14 Where an application is approved, the client will be assigned a personal identification number and an account number.

Telephone inquiries and reporting

15(1) Subject to subsection (2), a client requesting information about his or her file, reporting monthly income pursuant to section 16, reporting changes pursuant to subsection 17(1) or making a quarterly report pursuant to section 18 must do so by telephone.

(2) Where, in the opinion of a program manager, exceptional circumstances exist, the program manager may accept a written report.

Reporting monthly income

16 If a client or a client's spouse has income from farming or self-employment income that is being calculated pursuant to subsection 29(2), the client must report at the end of each month the gross amount of all income from farming and self-employment for that month, until July of the calendar year that follows the first calendar year of operation of the farm or business from which the income is obtained.

Reporting changes

17(1) A client must report immediately:

- (a) any changes in monthly income of the family unit to the department; and
 - (b) any changes in the composition of the family unit or residence to the Department of Health.
- (2) Where a client reports a change in the composition of the family unit that involves the addition of a spouse or a change of spouse, the client must provide confirmation of information respecting the spouse and the spouse's consent in accordance with section 10.

Quarterly report

18(1) In addition to the requirements of section 17, a client must report on a quarterly basis in accordance with this section.

- (2) A form setting out the information that is currently in the client's file will be mailed to the client before the quarterly report is required.
- (3) A client must review the information set out in the form and, in the manner described in section 15, make a quarterly report confirming that the information is correct or notifying the department of any changes in the information.

Late report

19(1) Subject to subsection (2), if a client fails to complete the requirements of section 16 or 18 in the month in which the report is required, the payment of the SES benefit will be suspended.

- (2) If a client completes a monthly income report or a quarterly report in the month that follows the month mentioned in subsection (1) and otherwise remains eligible for the SES benefit, the client's entitlement to receive the SES benefit for the month mentioned in subsection (1) will be reinstated.
- (3) If a client fails to complete a monthly income report or a quarterly report by the end of the month that follows the month mentioned in subsection (1), the client's entitlement to receive payments of the SES benefit terminates in accordance with clause 23(b).

Calculation of SES benefit

20(1) The amount of the SES benefit for a month is calculated in accordance with section 32 based on the income of the family unit in the month preceding the month in which the payment is to be made.

- (2) After the initial calculation of the amount of the SES benefit, the amount is recalculated each month, taking into account any changes in circumstances that affect the amount of the benefit.
- (3) For the purposes of recalculating the amount of the SES benefit, changes in circumstances are taken into account from the date on which they are reported to the department or the Department of Health, as the case may be.

(4) Where a recalculation results in a determination of an underpayment, no payment will be made with respect to the underpayment with respect to the period before the recalculation unless the underpayment is the result of an error made by the department.

Benefit less than \$1 per month

21 Where the amount of the SES benefit of an applicant or client calculated pursuant to section 32 is less than \$1 per month, no benefit is payable to the applicant or client.

Payment of SES benefit

22(1) The SES benefit will be paid to a client with respect to the month in which an application is made, as calculated pursuant to subsection 20(1), and thereafter on a monthly basis, as recalculated pursuant to subsection 20(2), while the client remains eligible.

(2) Subject to subsection (3), the SES benefit will be paid to a client only by direct deposit to an account of the client with a chartered bank, trust company or credit union.

(3) A program manager may approve payment directly by cheque to a client:

(a) where the client is unable to obtain an account with a chartered bank, trust company or credit union; or

(b) in other exceptional circumstances where the program manager considers it appropriate to do so.

(4) A written statement of benefits will be provided to a client on request.

Termination of entitlement

23 A client's entitlement to receive payments of the SES benefit terminates where:

(a) as a result of a change in income, composition of the family unit or another factor that affects eligibility, the client is determined to be no longer eligible for the SES benefit; or

(b) the client fails:

(i) to complete a quarterly report within the period mentioned in subsection 19(3); or

(ii) in the case of a client who is required to report income from farming or self-employment at the end of a month pursuant to section 16:

(A) to complete a monthly income report within the period mentioned in subsection 19(3); or

(B) to file a return of income pursuant to the *Income Tax Act* (Canada) before the end of June of the calendar year that follows the first calendar year of operation of the farm or business from which the income is obtained.

Notice of termination

24 Where a client's entitlement to receive payments of the SES benefit is terminated for a reason described in section 23, written notice will be given to the client that the client's entitlement to payments of the SES benefit is terminated.

Effects of termination

25 Where a client's entitlement to receive payments of the SES benefit is terminated, no further payments of the SES benefit will be made to the client unless:

- (a) on an appeal pursuant to section 36 or 38, it is determined that the client is eligible to receive the SES benefit; or
- (b) the client re-establishes his or her entitlement to receive the SES benefit pursuant to section 26.

Reinstatement

26(1) A client whose SES benefit is terminated pursuant to section 23 or who withdraws from the program must request reinstatement if he or she wishes to re-establish his or her entitlement to receive the SES benefit.

(2) Subject to subsection (3), a request for reinstatement is to be made by telephone, and the information necessary for determining the eligibility of the client for reinstatement is to be confirmed by telephone.

(3) Where, in the opinion of a program manager, exceptional circumstances exist, the program manager may permit:

- (a) a person other than the client to request reinstatement on behalf of a family unit; or
- (b) a client to request reinstatement in writing.

(4) Where a client's request for reinstatement is granted:

- (a) the consents given by the client and the client's spouse, if any, pursuant to clause 10(3)(b) are deemed to be valid; and
- (b) the client must provide income information pursuant to section 11 before payment of the SES benefit will resume.

Part III**Calculation of Income and SES Benefit****Interpretation of Part**

27 In this Part:

- (a) **"benefit month"** means the calendar month for which the SES benefit is being calculated;
- (b) **"eligible income"** means eligible income calculated in accordance with section 30;
- (c) **"farming and self-employment income"** means farming and self-employment income calculated in accordance with section 29.

Income received as lump sum

28(1) Subject to subsection (2) and section 29, income in the form of a lump sum payment is included in the calculation of income in the month in which it is received.

(2) Maintenance income in the form of a lump sum payment is apportioned, commencing with the month in which the payment is received, over a number of months equal to the length of the period to which the payment relates, to a maximum of 12 months.

Calculation of farming and self-employment income

29(1) In the case of an individual who has filed a return of income pursuant to the *Income Tax Act* (Canada) for the preceding taxation year, the farming and self-employment income of the individual for a month is the amount FSE, calculated in accordance with the following formula:

$$\text{FSE} = 0.40 \times \frac{\text{G}}{\text{N}}$$

where:

G is the total of all amounts of gross income from farming and self-employment reported in the return of income for the preceding taxation year; and

N is the number of months in the preceding taxation year in which the individual was engaged in farming or self-employment.

(2) In the case of an individual who has not filed a return of income pursuant to the *Income Tax Act* (Canada) for the preceding taxation year, the farming and self-employment income of the individual for a month is an amount equal to 40% of the individual's gross income from farming and self-employment in the previous month.

(3) Where a farm or business operated by an individual is incorporated, the individual's farming and self-employment income will be determined as a share of the gross amount of income of the corporation that is proportionate to the number of shares in the corporation owned by the individual.

Eligible income

30 With respect to a benefit month, eligible income is the amount E, calculated in accordance with the following formula:

$$\text{E} = \text{EM} + \text{FSE} + \text{M}$$

where:

EM is the total employment income of the applicant or client and the spouse, if any, of the applicant or client for the previous month;

FSE is the total farming and self-employment income of the applicant or client and the spouse, if any, of the applicant or client for the previous month; and

M is the total maintenance income of the applicant or client and the spouse, if any, of the applicant or client for the previous month.

Family income

31 With respect to a benefit month, family income is the amount F, calculated in accordance with the following formula:

$$\text{F} = \text{E} + \text{EI} + \text{CPP} + \text{WC}$$

where:

E is the eligible income of the applicant or client and the spouse, if any, of the applicant or client for the previous month;

EI is the total of all amounts received by the applicant or client and the spouse, if any, of the applicant or client in the previous month as benefits pursuant to Parts I and II of the *Employment Insurance Act* (Canada), but not including allowances pursuant to Part II of that Act;

CPP is the total of all amounts received by the applicant or client and the spouse, if any, of the applicant or client in the previous month as benefits pursuant to the *Canada Pension Plan*; and

WC is the total of all amounts received by the applicant or client and the spouse, if any, of the applicant or client in the previous month as benefits pursuant to *The Workers' Compensation Act, 1979*.

Calculation of SES benefit

32(1) Subject to subsection (4), the SES benefit of an applicant or client for a benefit month is the amount SES, if it is positive, calculated in accordance with the following formula:

$$\text{SES} = \text{B} - \text{R}$$

where:

B is the basic amount determined pursuant to subsection (2); and

R is the amount of the reduction determined pursuant to subsection (3).

(2) The basic amount is the amount B, if it is positive, calculated in accordance with the following formula:

$$\text{B} = \text{A} \times (\text{E} - \$125)$$

where:

(a) A is:

- (i) 0.25 in the case of an eligible family unit with one child;
- (ii) 0.30 in the case of an eligible family unit with two children;
- (iii) 0.35 in the case of an eligible family unit with three children;
- (iv) 0.40 in the case of an eligible family unit with four children; and
- (v) 0.45 in the case of an eligible family unit with five or more children;

(b) E is the eligible income of the applicant or client and the spouse, if any, of the applicant or client for the previous month; and

(c) B does not exceed:

- (i) \$175 in the case of an eligible family unit with one child;
- (ii) \$210 in the case of an eligible family unit with two children;
- (iii) \$245 in the case of an eligible family unit with three children;
- (iv) \$280 in the case of an eligible family unit with four children; and
- (v) \$315 in the case of an eligible family unit with five or more children.

(3) The reduction is the amount R, if it is positive, calculated in accordance with the following formula:

$$\text{R} = 0.25 \times (\text{F} - \$1,075)$$

where F is the family income of the applicant or client and the spouse, if any, of the applicant or client for the previous month.

(4) Where the total of the family income and other income of an applicant or client and the spouse, if any, of the applicant or client is \$3,000 or more in a month, the amount of the SES benefit is zero.

Part IV
Appeals

Interpretation of Part

33 In this Part:

- (a) **“adjudicator”** means the adjudicator appointed pursuant to section 37;
- (b) **“appellant”** means a person who:
 - (i) appeals a decision to a program manager or designate pursuant to section 36; or
 - (ii) appeals a decision of a program manager or designate to an adjudicator pursuant to section 38.

Advice re right to appeal

34(1) A program manager shall advise clients in writing of their right to appeal decisions described in subsection 35(1).

(2) A program manager shall advise applicants orally or by supplying them with a brochure of their right to appeal a decision with respect to an assessment of their eligibility.

Grounds for appeal

35(1) Appeals may be made only with respect to oral or written decisions relating to the following matters:

- (a) assessment of eligibility;
 - (b) calculation of the SES benefit;
 - (c) termination of entitlement to receive the SES benefit;
 - (d) overpayments.
- (2) For the purposes of clause (1)(b) and subsection 36(1), payment of the SES benefit is deemed to be a decision with respect to the calculation of the SES benefit, and the date of payment is deemed to be the date of the decision.
- (3) Subject to subsection (4), an appeal may be commenced only by a client or by a person with authority pursuant to an Act or a court order to act on behalf of a client.
- (4) An appeal may be commenced with respect to the assessment of eligibility by an applicant or by a person with authority pursuant to an Act or a court order to act on behalf of an applicant.

Appeal to program manager

36(1) An appellant may appeal a decision mentioned in subsection 35(1) to a program manager or a program manager’s designate by submitting to the program manager a written notice of appeal within 30 days after the date of the decision.

(2) An appellant must provide any written documentation in support of the appeal when submitting the notice of appeal.

(3) Within 20 days after receiving a notice of appeal, a program manager or designate shall:

- (a) consider the appeal and make a decision; and
- (b) mail to the appellant a copy of the decision together with written reasons for the decision.

Adjudicator

37(1) The minister shall appoint an adjudicator for the purpose of considering and determining appeals pursuant to section 38.

(2) The department shall provide the adjudicator with any clerical and other support that is needed for carrying out the duties of the adjudicator pursuant to these regulations.

Appeal to adjudicator

38(1) An appellant may appeal a decision of a program manager or designate pursuant to clause 36(3)(a) to the adjudicator by filing a notice of appeal, together with any written submissions and materials in support of the appeal, with the adjudicator within 30 days after the date of the decision.

(2) As soon as is practicable after receiving a notice of appeal pursuant to subsection (1), the adjudicator shall provide the program manager or designate with a copy of the notice of appeal and any written submissions and materials filed by the appellant.

(3) The program manager or designate shall:

(a) file any written submissions and materials in support of the decision that is the subject of the appeal within seven days after receiving a copy of the notice of appeal; and

(b) as soon as is practicable, provide the appellant with a copy of the submissions and materials mentioned in clause (a).

(4) An appeal pursuant to this section is to be based on the written submissions of the appellant and the program manager or designate.

(5) The adjudicator shall review the decision and the submissions of the parties and may require the parties to provide further information.

(6) The adjudicator shall make a decision within 20 days after the day on which the notice of appeal is filed and provide the parties with a copy of the decision, together with written reasons for the decision.

(7) The decision of an adjudicator is final and there is no further right of appeal.

Benefits to successful appellant

39(1) Where an appellant who was receiving the SES benefit prior to the commencement of an appeal pursuant to section 36 is successful on the appeal or on a further appeal pursuant to section 38, and it is determined that the appellant is entitled to receive the SES benefit in an amount greater than the amount actually received, the appellant is entitled to receive a payment in an amount equal to the difference between the total of the amounts actually received and the total of the amounts to which the appellant is determined to be entitled.

(2) Where an appellant whose application for the SES benefit was refused is successful on an appeal pursuant to section 36 or on a further appeal pursuant to section 38, and it is determined that the appellant is entitled to receive the SES benefit, the appellant is entitled to receive a payment in an amount equal to the total of the amounts of the SES benefit that the appellant would have received if the appellant's application for the SES benefit had been approved.

Part V
General

Overpayments

40(1) Overpayments will be deducted from the next regular payment.

(2) If the amount of an overpayment exceeds the amount of the SES benefit payable in the next regular payment, the remainder of the overpayment will be recovered by deduction from succeeding regular payments until the entire amount of the overpayment is recovered.

Coming into force

41(1) Subject to subsection (2), these regulations come into force on July 1, 1998.

(2) If these regulations are filed with the Registrar of Regulations after July 1, 1998, 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 July 1, 1998.

CHAPTER S-8 REG 4

The Saskatchewan Assistance Act

Section 14

Order in Council 388/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Benefit Adjustment Regulations*.

Interpretation

2 In these regulations:

- (a) **“adjudicator”** means the adjudicator appointed pursuant to section 37 of *The Employment Supplement Regulations*;
- (b) **“appellant”** means a person who:
 - (i) appeals a decision to a program manager or designate pursuant to section 19; or
 - (ii) appeals a decision of a program manager or designate to an adjudicator pursuant to section 20;
- (c) **“budget surplus”** means a budget surplus determined in accordance with clause 9(3)(c) of the SAP regulations;
- (d) **“CCTB”** means the Canada Child Tax Benefit provided pursuant to section 122.61 of the federal Act, as being enacted by sections 90 to 94 of the *Budget Implementation Act, 1998* (Canada), introduced as Bill C-36 in the first session of the thirty-sixth Parliament;
- (e) **“dependent child”** means a child as defined in the SAP regulations who is a dependant as defined in those regulations;
- (f) **“federal Act”** means the *Income Tax Act* (Canada);
- (g) **“FIP”** means benefits granted pursuant to section 26 of the SAP regulations as that section existed on June 30, 1998;

(h) “**NCBS**” means the National Child Benefit Supplement that is the amount C in the formula set out in subsection 122.61(1) of the federal Act, as being enacted by section 92 of the *Budget Implementation Act, 1998* (Canada), introduced as Bill C-36 in the first session of the thirty-sixth Parliament;

(i) “**qualified dependant**” means a qualified dependant as defined in section 122.6 of the federal Act;

(j) “**return of income**” means a return of income as defined in section 122.6 of the federal Act;

(k) “**SAP**” means assistance granted pursuant to the SAP regulations, and includes the provision of supplementary health benefits pursuant to the Saskatchewan Assistance Plan Supplementary Health Benefits Regulations, being Saskatchewan Regulations 65/66, but does not include FIP;

(l) “**SAP regulations**” means The Saskatchewan Assistance Regulations, being Saskatchewan Regulations 78/66;

(m) “**SCB**” means the Saskatchewan Child Benefit to which a person is entitled pursuant to section 8.5 of *The Income Tax Act*;

(n) “**SES**” means the Saskatchewan Employment Supplement to which a person is entitled pursuant to *The Employment Supplement Regulations*;

(o) “**WIS**” means the Working Income Supplement that is the amount described in paragraph (c) of the definition of the amount A in the formula set out in subsection 122.61(1) of the federal Act, as it existed prior to the coming into force of section 92 of the *Budget Implementation Act, 1998* (Canada), introduced as Bill C-36 in the first session of the thirty-sixth Parliament.

Program established

3 A program is established to provide benefit adjustments to persons who, on or after July 1, 1998, are eligible for program benefits pursuant to one or more income-tested programs that are less than the assistance for which they were eligible before July 1, 1998.

Designation of child benefit program

4 The program to provide the Saskatchewan Child Benefit established by section 8.5 of *The Income Tax Act* and *The Child Benefit Regulations* is designated as an income-tested program for the purposes of clause 2(c.01) of *The Saskatchewan Assistance Act*.

Provision of benefit adjustments

5(1) A benefit adjustment may be provided to a person who is eligible in accordance with section 9, 10, 11, 12 or 13 and who applies on a form supplied by the department.

(2) Benefit adjustments are calculated and paid once a month, commencing in July 1998.

Application for CCTB required

6(1) A person who is provided with a benefit adjustment pursuant to section 9, 10, 11 or 12 must apply for the CCTB with respect to all qualified dependants in accordance with the federal Act within two calendar months after being provided with the first payment of the benefit adjustment.

(2) No benefit adjustment will be paid pursuant to section 9, 10, 11 or 12 after the expiry of the period mentioned in subsection (1) to a person who fails to comply with that subsection.

Application for SES required

7(1) A person who is provided with a benefit adjustment pursuant to section 13 and who has employment income or maintenance income as defined in *The Employment Supplement Regulations* must apply for the SES within the month in which the first payment of the benefit adjustment is made.

(2) No benefit adjustment will be paid pursuant to section 13 after the expiry of the period mentioned in subsection (1) to a person who fails to comply with that subsection.

Updating of information required

8 For the purpose of enabling the determination of a person's eligibility for a benefit adjustment and the amount of the person's benefit adjustment, the person must ensure that all information provided to the department, the Department of Health and the Department of National Revenue for the purposes of determining the amount of any benefit on which the calculation of the benefit adjustment is based is current, accurate and complete.

Category A benefit adjustment

9(1) A person who is eligible to receive SAP but is not entitled to receive the maximum amount of the NCBS and the SCB is eligible to receive a category A benefit adjustment calculated in accordance with subsection (2).

(2) A person's category A benefit adjustment per month is the amount ABA calculated in accordance with the following formula:

$$ABA = (\$125.12 \times N) - (NCBS + SCB)$$

where:

N is the number of the person's dependent children;

NCBS is the amount of the person's NCBS entitlement for the current month;
and

SCB is the amount of the person's SCB entitlement for the current month.

(3) A person's eligibility to receive a category A benefit adjustment ends if the person:

(a) ceases to be eligible to receive SAP;

(b) becomes eligible to receive the maximum amount of the NCBS and the SCB; or

(c) fails to comply with subsection 6(1).

Category B benefit adjustment

10(1) A person who is eligible to receive SAP and who is entitled to receive the CCTB in an amount that is less than \$34.88 per month for each dependent child is entitled to receive a category B benefit adjustment calculated in accordance with subsection (2).

(2) A person's category B benefit adjustment per month is the amount BBA calculated in accordance with the following formula:

$$BBA = N \times (\$34.88 - CCTB)$$

where:

N is the number of the person's dependent children; and

CCTB is the amount of the person's CCTB per dependent child for the current month.

(3) A person's eligibility to receive a category B benefit adjustment ends if the person becomes eligible to receive the CCTB in an amount that is \$34.88 per month or more.

Category C benefit adjustment

11(1) A person who is not eligible to receive SAP but who has a budget surplus of less than \$125.12 per month for each dependent child is eligible to receive a category C benefit adjustment calculated in accordance with subsection (2).

(2) A person's category C benefit adjustment per month is the amount CBA calculated in accordance with the following formula:

$$\text{CBA} = (\$125.12 \times N) - (\text{NCBS} + \text{SCB}) - \text{BS}$$

where:

N is the number of the person's dependent children;

NCBS is the amount of the person's NCBS entitlement for the current month;

SCB is the amount of the person's SCB entitlement for the current month; and

BS is the amount of the person's budget surplus.

(3) A person's eligibility to receive a category C benefit adjustment ends if the person:

(a) has a budget surplus of \$125.12 or more per child in a month; or

(b) fails to comply with subsection 6(1).

Category D benefit adjustment

12(1) A person who is not eligible to receive SAP but who has a budget surplus of less than \$125.12 per month for each dependent child and who is entitled to receive the CCTB in an amount that is less than \$34.88 per month for each dependent child is entitled to receive a category D benefit adjustment calculated in accordance with subsection (2).

(2) A person's category D benefit adjustment per month is the amount DBA calculated in accordance with the following formula:

$$\text{DBA} = (N \times \$34.88) - \text{CCTB}$$

where:

N is the number of the person's dependent children; and

CCTB is the amount of the person's CCTB entitlement for the current month.

(3) A person's eligibility to receive a category D benefit adjustment ends if the person has a budget surplus of \$125.12 or more per month for each dependent child.

Category E benefit adjustment

13(1) In this section:

(a) "**former benefits**" means the total of the following amounts for which the family unit of a person was eligible in June 1998:

(i) net children's basic benefits pursuant to the SAP regulations;

(ii) WIS;

(iii) FIP;

- (iv) earnings exemption pursuant to clause 28(2)(d) of the SAP regulations;
- (b) **“net children’s basic benefits pursuant to the SAP regulations”**:
- (i) means the amount payable pursuant to the SAP regulations with respect to the basic needs of a child, exclusive of any special allowances and, with respect to any period before July 1, 1998, exclusive of any amount that was paid pursuant to the SAP regulations as they existed on June 30, 1998 that would not have been paid if sections 5, 6, 7, 12 and 13 of *The Saskatchewan Assistance Amendment Regulations, 1998* had been in force; and
- (ii) is deemed to be \$125.12;
- (c) **“new benefits”** means the total of the following amounts for which the family unit of a person is eligible in a month after June 1998:
- (i) benefit adjustments pursuant to sections 9 to 12;
- (ii) NCBS;
- (iii) SCB;
- (iv) SES;
- (v) earnings exemption pursuant to clause 28(2)(d) of the SAP regulations.
- (2) A person is eligible to receive a category E benefit adjustment if:
- (a) in June 1998, the person:
- (i) was receiving SAP and WIS; or
- (ii) was receiving FIP; and
- (b) in July 1998, the person experiences a decrease in benefits, calculated in accordance with subsection (3).
- (3) A person has a decrease in benefits if the amount D, calculated in accordance with the following formula, is greater than zero:
- $$D = FB - NB$$
- where:
- FB is the amount of the person’s former benefits for the month of June 1998; and
- NB is the amount of the person’s new benefits for the month of July 1998 or a subsequent month.
- (4) Subject to subsections (5) and (6), the amount of a person’s category E benefit adjustment is the amount of the decrease in benefits calculated pursuant to subsection (3).
- (5) Where there is a decrease in the number of dependent children in a person’s family unit, the amount of the category E benefit adjustment will be recalculated.
- (6) Where a person becomes ineligible to receive a category E benefit adjustment in a month, the person becomes ineligible to receive a category E benefit adjustment in any future month.

(7) No category E benefit adjustments will be paid with respect to any period after June 1999.

Benefit adjustment less than \$1 per month

14 Where the amount of a benefit adjustment of a person calculated pursuant to section 9, 10, 11, 12 or 13 is less than \$1 per month, no benefit adjustment is payable to the person.

Benefit adjustment recovery

15(1) Subject to subsection (2), where a benefit adjustment has been paid to a person and the person receives a retroactive payment of the NCBS or the SCB with respect to the same period, the amount of the benefit adjustment that was paid will be recovered from future payments of the benefit adjustment.

(2) Where the person to whom a benefit adjustment is being paid ceases to be eligible for the benefit adjustment, the outstanding amount of any benefit adjustment to be recovered pursuant to subsection (1) is deemed to be zero.

Lost, stolen or forged cheques

16(1) A person to whom a benefit adjustment is to be paid who alleges that a cheque for a benefit adjustment that was payable to him or her has been lost or stolen or that the person's signature has been forged on the cheque may apply to the program manager for a replacement cheque.

(2) A person who applies for a replacement cheque must make a statutory declaration in support of the application, setting out all relevant facts relating to the loss or theft of the cheque or the forgery of the person's signature that the program manager requests the person to set out.

(3) This section shall not be construed as providing expressly or by implication that a replacement cheque will be provided to a person who applies for a replacement cheque, and no replacement cheque will be provided to a person unless the program manager is satisfied that it is appropriate to do so.

Advice re right to appeal

17(1) A program manager shall, in writing, advise persons to whom a benefit adjustment is being paid of their right to appeal decisions described in subsection 18(1).

(2) A program manager shall, orally or by providing a brochure, advise persons who have applied for a benefit adjustment of their right to appeal a decision with respect to an assessment of their eligibility.

Grounds for appeal

18(1) Appeals may be made only with respect to oral or written decisions relating to the following matters:

- (a) assessment of eligibility;
- (b) calculation of a benefit adjustment;
- (c) termination of entitlement to receive a benefit adjustment;
- (d) benefit adjustment recovery.

(2) For the purposes of clause (1)(b) and subsection 19(1), payment of a benefit adjustment is deemed to be a decision with respect to the calculation of the benefit adjustment, and the date of payment is deemed to be the date of the decision.

(3) Subject to subsection (4), an appeal may be commenced only by a person who is receiving a benefit adjustment or by a person with authority pursuant to an Act or a court order to act on behalf of a person who is receiving a benefit adjustment.

(4) An appeal may be commenced with respect to the assessment of eligibility by a person who has applied for a benefit adjustment or by a person with authority pursuant to an Act or a court order to act on behalf of a person who has applied for a benefit adjustment.

Appeal to program manager

19(1) An appellant may appeal a decision mentioned in subsection 18(1) to a program manager or a program manager's designate by submitting to the program manager a written notice of appeal within 30 days after the date of the decision.

(2) An appellant must provide any written documentation in support of the appeal when submitting the notice of appeal.

(3) Within 20 days after receiving a notice of appeal, a program manager or designate shall:

- (a) consider the appeal and make a decision; and
- (b) mail to the appellant a copy of the decision together with written reasons for the decision.

Appeal to adjudicator

20(1) An appellant may appeal a decision of a program manager or designate pursuant to clause 19(3)(a) to the adjudicator by filing a notice of appeal, together with any written submissions and materials in support of the appeal, with the adjudicator within 30 days after the date of the decision.

(2) As soon as is practicable after receiving a notice of appeal pursuant to subsection (1), the adjudicator shall provide the program manager or designate with a copy of the notice of appeal and any written submissions and materials filed by the appellant.

(3) The program manager or designate shall:

- (a) file any written submissions and materials in support of the decision that is the subject of the appeal within seven days after receiving a copy of the notice of appeal; and
- (b) as soon as is practicable, provide the appellant with a copy of the submissions and materials mentioned in clause (a).

(4) An appeal pursuant to this section is to be based on the written submissions of the appellant and the program manager or designate.

(5) The adjudicator shall review the decision and the submissions of the parties and may require the parties to provide further information.

(6) The adjudicator shall make a decision within 20 days after the day on which the notice of appeal is filed and provide the parties with a copy of the decision, together with written reasons for the decision.

(7) The decision of an adjudicator is final and there is no further right of appeal.

Benefits to successful appellant

21(1) Where an appellant who was receiving a benefit adjustment prior to the commencement of an appeal pursuant to section 19 is successful on the appeal or on a further appeal pursuant to section 20, and it is determined that the appellant is entitled to receive a benefit adjustment in an amount greater than the amount actually received, the appellant is entitled to receive a payment in an amount equal to the difference between the total of the amounts actually received and the total of the amounts to which the appellant is determined to be entitled.

(2) Where an appellant whose application for a benefit adjustment was refused is successful on an appeal pursuant to section 19 or on a further appeal pursuant to section 20, and it is determined that the appellant is entitled to receive a benefit adjustment, the appellant is entitled to receive a payment in an amount equal to the total of the amounts of the benefit adjustment that the appellant would have received if the appellant's application for the benefit adjustment had been approved.

Coming into force

22(1) Subject to subsection (2), these regulations come into force on July 1, 1998.

(2) If these regulations are filed with the Registrar of Regulations after July 1, 1998, 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 July 1, 1998.

SASKATCHEWAN REGULATIONS 47/98*The Milk Control Act, 1992*

Section 10

Board Order, dated June 17, 1998

(Filed June 19, 1998)

Title

1 These regulations may be cited as *The Milk Control Amendment Regulations, 1998 (No. 8)*.

R.R.S. c.M-15 Reg 1, Appendix amended

2 Subsection 3(1) of Part II of the Appendix to *The Milk Control Regulations* is amended:

(a) in clause (k):

(i) in subclause (i) by striking out "\$4.3619" and substituting "\$4.3078"; and

(ii) in subclause (ii) by striking out "\$6.2296" and substituting "\$5.5207"; and

(b) in clause (l):

(i) in subclause (i) by striking out "\$4.6418" and substituting "\$5.3813";

(ii) in subclause (ii) by striking out "\$2.7470" and substituting "\$2.8305"; and

(iii) in subclause (iii) by striking out "\$2.7470" and substituting "\$2.8305".

Coming into force

3 These regulations come into force on July 1, 1998.

SASKATCHEWAN REGULATIONS 50/98

The Oil and Gas Conservation Act

Section 18

Order in Council 392/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Oil and Gas Conservation Amendment Regulations, 1998*.

R.R.S. c.O-2 Reg 1 amended

2 *The Oil and Gas Conservation Regulations, 1985* are amended in the manner set forth in these regulations.

Section 7 amended

3(1) Subsection 7(2) is repealed.

(2) Subsections 7(3) to (5) are repealed and the following substituted:

“(3) A licence holder whose name has changed shall:

- (a) give written notice of the change of name to the department; and
- (b) if the licence holder is a corporation, provide the department with a copy of the Certificate of Amendment issued by the Director of Corporations pursuant to *The Business Corporations Act*.

“(4) A licence holder that is a corporation and that amalgamates with another corporation shall:

- (a) give written notice of the amalgamation to the department; and
- (b) provide the department with a copy of the Certificate of Amalgamation issued by the Director of Corporations pursuant to *The Business Corporations Act*.

“(5) An application to change an official well name pursuant to subsection (1) is to be accompanied by a fee as set forth in Appendix 1”.

Section 10 amended

4 Section 10 is amended:

(a) by adding the following subclause after subclause 10(a)(vii):

“(vii.1) having an entry in its legend stating the latitude and longitude of the well site”; **and**

(b) by repealing subclause 10(a)(viii) and substituting the following:

“(viii) showing for any directionally drilled, slant drilled or horizontally drilled well:

(A) the proposed casing point and the proposed bottom-hole location:

- (I) in relation to the boundaries of the section; and
- (II) in relation to the well site by rectangular co-ordinates; and

(B) the proposed trajectory”.

Section 31 amended**5 The following subsections are added after subsection 31(4):**

- “(5) Every as drilled survey plan must:
- (a) include all the information for a plan of lands as required pursuant to subclauses 10(a)(i) to (vii) and (ix);
 - (b) show the actual casing point and the actual bottom-hole location:
 - (i) in relation to the boundaries of the section; and
 - (ii) in relation to the well site by rectangular co-ordinates; and
 - (c) show the actual trajectory for any directionally drilled, slant drilled or horizontally drilled well.
- “(6) Every survey report or survey plan submitted pursuant to this section must be accurately labelled with the official well name and licence number of the well”.

New section 89.2**6 The following section is added after section 89.1:****“Labelling of submissions**

89.2 Every sample, core, analysis, log survey, test, form, report, statement or summary submitted in accordance with this Part must be accurately labelled with the official well name and licence number of the well”.

Appendix 1 amended**7 Appendix 1 is amended by repealing items 4 and 5 and substituting the following:**

- “4 Application for transfer of a licence by assignment (section 18) 50.00
- “5 Application for change of a well name (sections 7 and 8) 50.00”.

Coming into force

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

SASKATCHEWAN REGULATIONS 51/98
The Government Organization Act

Sections 19 and 24

Order in Council 394/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Training Allowance Amendment Regulations, 1998*.

R.R.S. c.G-5.1 Reg 80 amended

2 *The Training Allowance Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 **Clause 2(f) is amended by striking out “training allowances” and substituting “services related to training allowances”.**

Section 14 amended

4 Clause 14(1)(c) is amended by striking out “7 days per month” and substituting “50% of the time”.

Section 15 amended

5(1) Subsection 15(1) is amended by striking out “seven days of the month” and substituting “50% of the time”.

(2) Subsection 15(2) is amended by striking out “seven days a month” and substituting “50% of the time”.

Section 17 amended

6(1) Subsection 17(1) is amended:

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

“(a) for the income sources mentioned in subsection (2), the monthly income determined in accordance with the following formula:

$$PTAR = [(I - D) - 125] \times F$$

where:

PTAR is the portion of the person’s total assessed resources as determined pursuant to this clause and if it is a negative number, it is deemed to be zero;

I is the person’s gross monthly income from all sources listed in subsection (2);

D is the percentage to be deducted from the person’s gross monthly income pursuant to subsection (4); and

F is:

- (i) in the case of a person with a child, 1.0; and
- (ii) in the case of a person with no child, 0.8”.

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

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

(d) by adding “and” after clause (c);

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

“(d) the Saskatchewan Child Benefit, to a maximum of \$125 per child per month”.

(2) The following clauses are added after clause 17(5)(h):

“(i) Youth Future Honorariums;

“(j) the Saskatchewan Employment Supplement”.

(3) The following is added after clause 17(7)(c):

“(d) student loans”.

Coming into force

7 These regulations come into force on August 1, 1998.

SASKATCHEWAN REGULATIONS 52/98*The Northern Municipalities Act*

Section 286

Order in Council 395/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Northern Revenue Sharing Grants Amendment Regulations, 1998*.

R.R.S. c.N-5.1 Reg 5 amended

2 *The Northern Revenue Sharing Grants Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 **Subclause 2(a)(iii) is amended by striking out** “prior to January 1, 1993 or after December 31, 1997 except any costs that the minister may allow that were incurred prior to January 1, 1993” **and substituting** “before January 1, 1998 or after December 31, 2002 except any costs that the minister may allow that were incurred before January 1, 1998”.

Section 5 amended

4 **Subsection 5(1) is amended by striking out** “April 1, 1993 and ending on March 31, 1998” **and substituting** “April 1, 1998 and ending on March 31, 2003”.

Appendix amended

5 **Table 2 of the Appendix is repealed and the following substituted:**

“TABLE 2
[Section 5]

Northern Capital Grants Eligibility

NORTHERN MUNICIPALITY	CALCULATED 1998-2003 ELIGIBILITY	CARRY-OVER OF 1993-1998 ELIGIBILITY	TOTAL GRANT ELIGIBILITY
Air Ronge	\$255,643.41	\$0.00	\$255,643.41
Bear Creek	50,000.00	725.85	50,725.85
Beauval	253,314.04	6,326.08	259,640.12
Black Point	50,000.00	0.00	50,000.00
Brabant Lake	50,000.00	38,854.57	88,854.57
Buffalo Narrows	342,608.65	28,980.75	371,589.40
Camsell Portage	50,000.00	38,172.62	88,172.62
Cole Bay	50,000.00	18,034.64	68,034.64
Creighton	548,654.83	0.00	548,654.83
Cumberland House	275,801.04	9,395.26	285,196.30
Denare Beach	253,726.49	80,175.08	333,901.57
Descharme Lake	50,000.00	0.00	50,000.00
Dore Lake	50,000.00	8,260.25	58,260.25
Garson Lake	50,000.00	5,857.66	55,857.66
Green Lake	147,047.59	0.00	147,047.59

Ile a la Crosse	479,309.22	0.00	479,309.22
Jans Bay	64,215.91	11,453.40	75,669.31
La Loche	645,968.42	18,944.52	664,912.94
La Ronge	791,773.32	0.00	791,773.32
Michel Village	50,000.00	1,037.78	51,037.78
Missinipe	50,000.00	0.00	50,000.00
Patuanak	50,000.00	62,116.78	112,116.78
Pelican Narrows	146,332.48	109,635.93	255,968.41
Pinehouse	299,000.75	69,586.37	368,587.12
Sandy Bay	325,345.64	120,023.05	445,368.69
Sled Lake	50,000.00	1,241.17	51,241.17
Southend	50,000.00	87,464.03	137,464.03
St. George's Hill	50,000.00	0.00	50,000.00
Stanley Mission	60,398.09	70,820.00	131,218.09
Stony Rapids	115,021.90	117,328.66	232,350.56
Timber Bay	50,000.00	28,627.48	78,627.48
Turnor Lake	64,739.49	7,079.41	71,818.90
Uranium City	81,076.63	49,179.88	130,256.51
Weyakwin	50,000.00	39,015.70	89,015.70
Wollaston Lake	50,000.00	41,665.80	91,665.80".

Coming into force

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

SASKATCHEWAN REGULATIONS 53/98

The Northern Municipalities Act

Section 286

Order in Council 396/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Northern Municipalities Revenue Sharing Program Amendment Regulations, 1998*.

R.R.S. c.N-5.1 Reg 8 amended

2 *The Northern Municipalities Revenue Sharing Program Regulations, 1988* are amended in the manner set forth in these regulations.

Section 7.1 amended

3 Subsection 7.1(1) is repealed and the following substituted:

“(1) Subject to subsection (1.1) but notwithstanding any other provision of these regulations, the amount of the operating grant to be paid to a northern municipality for the 1998-99 fiscal year is an amount equal to the operating grant paid to that northern municipality for the 1997-98 fiscal year.

“(1.1) The amount of the operating grant to be paid to each of the following northern municipalities for the 1998-99 fiscal year is the amount shown opposite the name of the northern municipality:

Town of Creighton	\$229,470.54
Town of La Ronge	321,613.92
Northern Village of Air Ronge	163,597.38
Northern Settlement of Southend	42,092.50”.

Appendix amended

4 Table 1 of the Appendix is repealed and the following substituted:

“TABLE 1
[Section 3]

<u>NORTHERN MUNICIPALITY</u>	<u>NORTHERN FACTOR</u>
Air Ronge	1.000
Bear Creek	1.330
Beauval	1.208
Black Point	1.330
Brabant Lake	1.281
Buffalo Narrows	1.218
Camsell Portage	1.655
Cole Bay	1.208
Creighton	1.199
Cumberland House	1.235
Denare Beach	1.224
Descharme Lake	1.387
Dore Lake	1.110
Garson Lake	1.378
Green Lake	1.027
Ile a la Crosse	1.214
Jans Bay	1.208
La Loche	1.230
La Ronge	1.000
Michel Village	1.220
Missinipe	1.048
Patuanak	1.212
Pelican Narrows	1.231
Pinehouse	1.214
Sandy Bay	1.270
Sled Lake	1.092
Southend	1.228

St. George's Hill	1.220
Stanley Mission	1.190
Stony Rapids	1.848
Timber Bay	1.070
Turnor Lake	1.224
Uranium City	1.510
Weyakwin	1.089
Wollaston Lake	1.383".

Coming into force

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

SASKATCHEWAN REGULATIONS 54/98

The Municipal Revenue Sharing Act

Section 13

Order in Council 397/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Rural Municipalities Revenue Sharing Amendment Regulations, 1998*.

R.R.S. c.M-32.1 Reg 11 amended

2 *The Rural Municipalities Revenue Sharing Regulations, 1997* are amended in the manner set forth in these regulations.

Section 2 amended

3 Section 2 is amended:

(a) by repealing subclause (d)(viii); and

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

“(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 road construction, calculated in accordance with section 10”.

Section 4 amended

4 Section 4 is amended by striking out “47.0 mills” and substituting “6.50 mills”.

Section 5 amended

5 Section 5 is amended by striking out “0.334846” and substituting “0.266922”.

New Part IV**6 Part IV is repealed and the following substituted:**

“PART IV
Unconditional Road Preservation and Construction Grants

“Maintenance of roads

6(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 each 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 each 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 each rural municipality at a rate of \$35 per kilometre of road within the rural municipality.

(4) Grants for the maintenance of an oil or paved surface on primary grid surfaced roads and special surfaced roads are payable to each rural municipality at a rate of \$600 per kilometre of road within the rural municipality.

“Traffic signs

7 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 each rural municipality at a rate of \$5 per kilometre of road where the road is eligible for a maintenance grant pursuant to subsection 6(1), (2) or (3).

“Signalized railroad crossings

8 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 each rural municipality at a rate of \$1,000 per crossing where the road is eligible for a maintenance grant pursuant to subsection 6(1), (2) or (3).

“Regravelling

9(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 each 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.

“Road construction allocation

10(1) Subject to subsection (3), in each fiscal year, each rural municipality is entitled to receive a road construction allocation in an amount equal to A calculated in accordance with the following formula:

$$A = \frac{R}{S} \times T$$

where:

R is the rural municipality’s road needs in the fiscal year calculated pursuant to subsection (2);

S is the sum of the road needs for all rural municipalities in the fiscal year; and

T is the total funding available for road construction allocation in the fiscal year.

(2) For the purposes of subsection (1), the sum of the following constitutes a rural municipality’s road needs in a fiscal year:

(a) the estimated cost to construct to the standards set by the Department of Highways and Transportation all primary grid surfaced roads, primary grid gravel roads, special surfaced roads and special gravel roads in the rural municipality that have never been constructed, multiplied by the rural municipality’s basic road percentage rate plus 20%;

(b) the estimated cost to reconstruct all primary grid surfaced roads, primary grid gravel roads, special surfaced roads and special gravel roads in the rural municipality that were last constructed or reconstructed at least 25 years before the current year, multiplied by the rural municipality’s basic road percentage rate plus 20%;

(c) 50% of the estimated cost of oil surfacing all primary grid surfaced roads and special surfaced roads in the rural municipality that have never been oil surfaced, multiplied by the rural municipality’s basic road percentage rate plus 20%;

(d) the estimated cost to construct to the standards set by the Department of Highways and Transportation all grid roads in the rural municipality that have never been constructed and all grid roads that were last constructed or reconstructed at least 30 years before the current year, multiplied by the rural municipality’s basic road percentage rate.

(3) The minimum road construction allocation for any rural municipality in any fiscal year is \$15,000”.

New Part IV.1

7 The following Part is added before Part V.

“PART IV.1
Conditional Grants for Road Services

“Traffic counting

16.1 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

16.2(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%”.

Section 17 amended

8(1) Subsection 17(1) is amended:

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

“(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, special surfaced road or special gravel road, calculated in accordance with the greater of:

- (A) the basic bridge percentage rate; and
- (B) the basic road percentage rate plus 20%;

(ii) where the bridge is on a grid road, calculated in accordance with the greater of:

- (A) the basic bridge percentage rate; and
- (B) the basic road percentage rate; or

(iii) where the bridge is on any road other than a road described in subclause (i) or (ii), calculated in accordance with the basic bridge percentage rate”;

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

“(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, special surfaced road or special gravel road, in an amount equal to greater of:

- (i) the sum of the amounts mentioned in subclauses (b)(i) and (ii); and
- (ii) the basic road percentage rate plus 20%”;

(c) by striking out “and” after clause (c); and

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

“(c.1) in the case of the construction of a bridge described in clause (b) that is located on a grid road, in an amount equal to greater of:

- (i) the sum of the amounts mentioned in subclauses (b)(i) and (ii); and
- (ii) the basic road percentage rate; and”.

(2) Subsection 17(4) is amended by striking out “90%” and substituting “100%”.**Section 18 amended**

9(1) Clause 18(1)(b) is amended by striking out “17(1)(a), (b) or (c)” and substituting “17(1)(a), (b), (c) or (c.1)”.

(2) Clause 18(1)(c) is amended by striking out “17(1)(a)” and substituting “17(1)(a), (b), (c) or (c.1)”.

Parts VI and VII repealed

10 Parts VI and VII are repealed.

New section 21

11 Section 21 is repealed and the following substituted:

“Unconditional grants

21 Grants payable pursuant to Parts II, III and IV are unconditional”.

Section 22 amended

12 Subsections 22(1) and (2) are repealed and the following substituted:

“(1) Grants payable pursuant to Parts IV.1 and V:

- (a) are conditional; and
- (b) are payable on a specific project basis from the appropriate provincial pool of revenue sharing funds”.

Section 23 repealed

13 Section 23 is repealed.

Appendix amended

14 Tables 1 and 2 of the Appendix are repealed and the following substituted:

“TABLE 1
[Clause 2(b)]

Basic Bridge Percentage Rate

Rural Municipality's Taxable Assessment for each six metres of bridge length for bridges in the rural municipality	Basic Bridge Percentage Rate for the rural municipality
\$ 400,000 or less	70%
400,001 to 840,000	65
840,001 to 1,280,000	60
1,280,001 to 1,720,000	55
1,720,001 to 2,160,000	50
2,160,001 to 2,600,000	45
2,600,001 to 3,040,000	40

3,040,001	to	3,480,000	35
3,480,001	to	3,920,000	30
3,920,001	to	4,360,000	25
4,360,001	or	greater	20

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

"TABLE 2
[Clause 2(c)]

1998-99 Basic Road Percentage Rate

Rural Municipality's Computational Mill Rate	Basic Road Percentage Rate for the rural municipality
Less than 3.30	30%
3.30 to 3.79	32
3.80 to 4.39	34
4.40 to 4.89	36
4.90 to 5.49	38
5.50 to 5.99	40
6.00 to 6.59	42
6.60 to 7.09	44
7.10 to 7.69	46
7.70 to 8.19	48
8.20 to 9.39	50
9.40 to 10.59	52
10.60 to 11.79	54
11.80 to 12.99	56
13.00 to 14.19	58
14.20 or more	60 %

Coming into force

15 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, 1998.

SASKATCHEWAN REGULATIONS 55/98*The Fuel Tax Act, 1987*

Section 25

Order in Council 400/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Fuel Tax Amendment Regulations, 1998*.

R.R.S. c.F-23.2 Reg 1 amended

2 *The Fuel Tax Regulations, 1988* are amended in the manner set forth in these regulations.

New section 3.1

3 **Section 3.1 is repealed and the following substituted:**

“Marked diesel fuel

3.1 For the purposes of clause 2(h.1) of the Act, diesel fuel marked for tax purposes in another jurisdiction is prescribed as marked diesel fuel”.

Section 8.1 amended

4 **Subsection 8.1(1) is repealed and the following substituted:**

“(1) Every person appointed to mark or colour diesel fuel pursuant to the Act shall:

- (a) use a red dye with a chemical marker mixture known as Azo dye mixture to mark the diesel fuel;
- (b) subject to subsection (2), use a metered mechanical injector system approved by the minister to apply the red dye and chemical marker mixture; and
- (c) apply the red dye and chemical marker mixture so that the resulting proportion of red dye and chemical marker mixture to diesel fuel is 14 parts per million, plus or minus one part per million”.

Section 11.1 amended

5 **Clause 11.1(b) is amended by striking out “75%” and substituting “90%”.**

Sections 11.4 and 11.5 repealed

6 **Sections 11.4 and 11.5 are repealed.**

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.

(2) Section 5 of these regulations comes into force on the day on which it is filed with the Registrar of Regulations, but is retroactive and is deemed to have been in force on and from June 1, 1998.

SASKATCHEWAN REGULATIONS 56/98*The Fisheries Act (Saskatchewan), 1994*

Section 37

Order in Council 401/1998, dated June 24, 1998

(Filed June 25, 1998)

Title**1** These regulations may be cited as *The Fisheries Amendment Regulations, 1998*.**R.R.S. c.F-16.1 Reg 1 amended****2** *The Fisheries Regulations* are amended in the manner set forth in these regulations.**Section 13 amended****3** **Subsection 13(3) is amended by adding “and retain in one day” after “take”.****Section 14 amended****4** **Subsection 14(3) is amended by adding “or an order by the director pursuant to subsection (2)” after “subsection (1)”.****(2) Subsection 14(4) is amended:****(a)** **by striking out** “Where the director varies an angling limit or closed time pursuant to subsection (2), an officer shall give notice to the fishermen affected or likely to be affected by:” **and substituting** “Notwithstanding subsection (3), where, in the opinion of the director, an emergency exists, the director is not required to publish in the Gazette an order made pursuant to subsection (2) but shall give notice by:”;**(b) in clause (a):****(i)** **by adding** “by the emergency” **after** “water affected”; **and****(ii)** **by striking out** “or in the communities” **and substituting** “and in the communities”;**(c)** **in clause (b) by adding** “of the emergency” **after** “in the area”; **and****(d)** **in clause (c) by striking out** “of the variation to those persons” **and substituting** “in the area affected by the emergency”.**Section 90 amended****5** **Subsection 90(1) is amended:****(a)** **in the portion preceding clause (a) by adding** “, unless authorized by the minister” **after** “No person shall”;**(b)** **by striking out** “take”:**(i)** **in clause (a); and****(ii)** **in clause (b);****and in each case substituting** “fish for”;**(c)** **in clauses (c), (e) and (f) by striking out** “take”;

- (d) in clause (g):
- (i) by striking out “take”; and
- (ii) by striking out “or as authorized pursuant to a licence”;
- (e) in clause (j):
- (i) by striking out “take”; and
- (ii) by striking out “except when engaged in bait fishing or commercial fishing”; and
- (f) in clause (k) by striking out “except when engaged in commercial or subsistence fishing or as otherwise specified on the licence”.

Coming into force

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

SASKATCHEWAN REGULATIONS 57/98

The Parks Act

Section 27

Order in Council 402/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Parks Amendment Regulations, 1998*.

R.R.S. c.P-1.1 Reg 6, Appendix amended

2 Table 1 of the Appendix of *The Parks Regulations, 1991* is repealed and the following substituted:

“Table 1
[Section 43]

ANNUAL LEASE RENTAL FEES

1. Commercial Lease Fees:

Commercial Lease Fees per year:	\$775 per hectare but not less than \$ 325
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NOTE: This fee applies to all commercial leases unless the commercial lease agreement specifies a different rate for park and recreation facilities and services and that fee is approved by the minister.

2. Petroleum and Natural Gas Lease Fees

(a) First Year Development Fee (capital damage cost) related to well sites, pumping stations, compressor stations, pipeline control facilities, storage facilities, etc. (only charged if not charged for a permit)	\$1,250 per hectare
---	---------------------

- (b) Annual Surface Rental Charge related to well sites, pumping stations, compressor stations, pipeline control facilities, storage facilities, etc.
- | | |
|--------------------------|--|
| (i) up to 1.21 hectares | \$1,250 per hectare
but not less than \$1,012 |
| (ii) subsequent hectares | \$ 400 per hectare |
- (c) Annual Multiple Well Head Fee applied to a second well head and subsequent well heads
- | | |
|--------------------------|---------------------|
| (i) up to 1.21 hectares | \$1,050 per hectare |
| (ii) subsequent hectares | \$ 670 per hectare |
| (iii) existing trail | \$ 270 per hectare |
- (d) Access Roads, First Year Development Fee
- | | |
|--------------------------|--------------------|
| (i) up to 1.21 hectares | \$ 580 per hectare |
| (ii) subsequent hectares | \$ 400 per hectare |
- (e) Access Roads, Annual Surface Rental Charge
- | | |
|--------------------------|--------------------|
| (i) up to 1.21 hectares | \$ 580 per hectare |
| (ii) subsequent hectares | \$ 400 per hectare |
- (f) Annual Surface Restoration Fee related to items (b) to (e) above
- | | |
|--|--|
| | 50% of the applicable annual surface rental charge |
|--|--|
3. Recreational Lease Fees:
- (a) Subject to clause (b), Recreational Lease Fees:
- | | |
|---|----------------------------|
| (i) Surveyed Recreational Lot Rental per year: | 25% of land assessment |
| (ii) Unsurveyed Recreational Lot Rental per year: | \$ 50 |
| (iii) Surveyed Permanent Residents' Recreational Lot Rental per year: | 31.25% of land assessment. |
- (b) Lac La Ronge Recreation Lease Fees:
The minimum recreational lot rental in Lac La Ronge Provincial Park is \$120, or, in the case of a permanent resident, \$150.

NOTE: Where no land assessment exists, the annual rental fees are the fees determined in accordance with *The Resource Lands Regulations, 1989* for a lease of land for a recreational purpose.

4. Institutional Camp Fees:

Institutional Camp Lease per year: \$ 35.51 per hectare

NOTE 1: Applies to all institutional camp leases where the camp operators are incorporated or continued pursuant to *The Non-profit Corporations Act, 1995*.

NOTE 2: Where camp operators are not incorporated or continued pursuant to *The Non-profit Corporations Act, 1995*, the Commercial Lease Fees apply”.

Coming into force

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

SASKATCHEWAN REGULATIONS 58/98

The Wildlife Habitat Protection Act

Sections 3 and 9

Order in Council 403/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Treaty Land Entitlement Withdrawal Amendment Regulations, 1998*.

R.R.S. c.W-13.2 Reg 2 amended

2 **The Appendix to *The Treaty Land Entitlement Withdrawal Regulations* is amended by adding the following items after item 4:**

“5 The north-west quarter of Section 1, in Township 41, in Range 12, west of the Third Meridian.

“6 Section 2, in Township 40, in Range 15, west of the Third Meridian.

“7 The south half of Section 26, in Township 41, in Range 15, west of the Third Meridian.

“8 All those lands in Township 45, in Range 21, west of the Third Meridian, described as follows:

(a) that portion of the east half of Section 13 lying to the left of the left bank of the Battle River;

(b) the west half of Section 25.

“9 All those lands in Township 59, in Range 22, west of the Third Meridian, described as follows:

(a) the north half of Section 16;

(b) Section 17;

(c) the north-east quarter of Section 19;

(d) Section 20;

(e) the south half of Section 29;

(f) the south-east quarter of Section 30.

“10 All those lands in Township 59, in Range 23, west of the Third Meridian, described as follows:

- (a) Sections 18, 19 and 20;
- (b) that portion of Section 21 lying to the left of the left bank of the Ministikwan Creek;
- (c) that portion of Section 22 lying to the left of the left bank of the Ministikwan Creek;
- (d) the west half of Section 27;
- (e) Sections 28, 29 and 30”.

Coming into force

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

SASKATCHEWAN REGULATIONS 59/98

The Health Districts Act

Section 40

Order in Council 404/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Health Districts Amalgamation Amendment Regulations, 1998 (No. 2)*.

R.R.S. c.H-0.01 Reg 1, Appendix amended

2 Part I of the Appendix to *The Health Districts Amalgamation Regulations* is amended by adding the following list after List J:

“LIST K

Kiyenaw Alcohol & Drug Abuse Out Patient Center Inc.”.

Coming into force

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

SASKATCHEWAN REGULATIONS 60/98

The Prescription Drugs Act

Section 9

Order in Council 405/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Prescription Drugs Amendment Regulations, 1998*.

R.R.S. c.P-23 Reg 3 amended

2 *The Prescription Drugs Regulations, 1993* are amended in the manner set forth in these regulations.

Section 2 amended

3 Clause 2(1)(d) is repealed.

Section 5 amended

4 Subsection 5(2) is amended by striking out “The Family Income Plan” and substituting “*The Child Benefit Regulations* or *The Employment and Maintenance Supplement Regulations*”.

Section 9 amended

5 Subsection 9(3) is repealed and the following substituted:

“(3) A family unit that is receiving benefits pursuant to *The Child Benefit Regulations* or *The Employment and Maintenance Supplement Regulations* is not eligible to receive any benefits pursuant to this section”.

Section 10 amended

6 Clause 10(2)(b) is repealed.

Transition

7 Notwithstanding the repeal of section 26 of *The Saskatchewan Assistance Regulations*, being Saskatchewan Regulation 78/66, a person who is a member of a family unit receiving benefits pursuant to that section on the day before its repeal continues to receive benefits pursuant to subsection 5(2) and clause 10(2)(c.1) of *The Prescription Drugs Regulations, 1993* until August 31, 1998.

Coming into force

8(1) Subject to subsections (2) to (4), these regulations come into force on August 1, 1998.

(2) Section 7 comes into force on July 1, 1998.

(3) If these regulations are filed with the Registrar of Regulations after July 1, 1998 but before August 1, 1998, section 7 is retroactive and is deemed to have been in force on and from July 1, 1998.

(4) If these regulations are filed with the Registrar of Regulations after August 1, 1998, section 7 is retroactive and is deemed to have been in force on and from July 1, 1998, and sections 1 to 6 are retroactive and are deemed to have been in force on and from August 1, 1998.

SASKATCHEWAN REGULATIONS 62/98

The Saskatchewan Medical Care Insurance Act

Section 48

Order in Council 407/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Saskatchewan Medical Care Insurance Payment Amendment Regulations, 1998 (No. 2)*.

R.R.S. c.S-29 Reg 19, section 3 amended

2 Section 3 of *The Saskatchewan Medical Care Insurance Payment Regulations, 1994* is amended:

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

“(a) ‘**chiropractor payment schedule**’ means:

(i) for services provided in the period commencing on September 8, 1992 and ending on March 31, 1998, the schedule adopted by the Medical Care Insurance Branch of the department for payment of chiropractor services and entitled 'Medical Care Insurance Branch Payment Schedule for Insured Services Provided by a Chiropractor, September 8, 1992' as amended by:

(A) the Saskatchewan Health Chiropractor's Newsletter Number 2, dated November 25, 1992; and

(B) the Saskatchewan Health Chiropractor's Newsletter Number 4, dated December 28, 1994; and

(ii) for services provided in the period commencing April 1, 1998, the schedule adopted by the Medical Insurance Branch of the department for payment of chiropractor services and entitled 'Saskatchewan Health Payment Schedule for Insured Services Provided by a Chiropractor, April 1, 1998"; **and**

(b) in clause (d):

(i) by striking out "and" after subclause (i);

(ii) in subclause (ii) by adding "and ending on June 30, 1998" after "April 1, 1996";

(iii) by adding "and" after subclause (ii); and

(iv) by adding the following subclause after subclause (ii):

"(iii) for services provided in the period commencing on July 1, 1998, the schedule adopted by the Medical Care Insurance Branch of the department for payment of physician services and entitled 'Medical Care Insurance Branch Payment Schedule for Insured Services Provided by a Physician, July 1, 1998'".

Coming into force

3(1) Subject to subsections (2) and (3), these regulations come into force on the day on which they are filed with the Registrar of Regulations.

(2) Clause 2(a) 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 April 1, 1998.

(3) Clause 2(b) comes into force on July 1, 1998.

SASKATCHEWAN REGULATIONS 63/98

The Alcohol and Gaming Regulation Act

Sections 54.1, 132 and 179

Order in Council 408/1998, dated June 24, 1998

(Filed June 25, 1998)

Title

1 These regulations may be cited as *The Alcohol Control Amendment Regulations, 1998*.

R.R.S. c.A-18.01 Reg 3 amended

2 *The Alcohol Control Regulations, 1994* are amended in the manner set forth in these regulations.

Section 15 amended

3(1) Section 15 is amended by renumbering it as subsection 15(1).

(2) The following subsection is added after subsection 15(1):

“(2) The holder of a permit issued pursuant to clause (1)(b) may purchase beverage alcohol from a permittee whose permit is endorsed pursuant to clause 29(1)(b), (c) or (e) if the primary purpose of the holder of the permit with respect to the permitted premises is to operate a golf course or curling rink”.

Section 21 amended

4 Section 21 is amended in the portion preceding clause (a):

(a) by striking out “The authority may authorize the holder of special occasion permit to” and substituting “The holder of a special occasion permit may”; and

(b) by striking out “clause 29(1)(b) or (c) and to sell” and substituting “clause 29(1)(b), (c) or (e) and sell”.

New section 29.1

5 The following section is added after section 29:

“Permittees may sell beverage alcohol

29.1(1) Notwithstanding any other provision of these regulations, a permittee whose permit is endorsed pursuant to clause 29(1)(b), (c) or (e) may sell beverage alcohol to:

(a) a holder of a special occasion permit; or

(b) a holder of a permit issued pursuant to subsection 15(1)(b) if the primary purpose of the holder with respect to the permitted premises is to operate a golf course or curling rink.

(2) A permittee who sells beverage alcohol to a holder of a permit mentioned in clause (1)(b) shall keep a record of each sale setting out:

(a) the name of the holder of the permit;

(b) the liquor consumption tax number of the holder of the permit;

(c) the type and quantity of the beverage alcohol sold.

(3) Every permittee shall keep the records mentioned in subsection (2) for no less than six years from the date of the sale”.

Coming into force

6(1) Subject to subsection (2), these regulations come into force on the day on which *The Alcohol and Gaming Regulation Amendment Act, 1998* comes into force.

(2) If these regulations are filed with the Registrar of Regulations after the day on which *The Alcohol and Gaming Regulation Amendment Act, 1998* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

