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PART II/PARTIE II

REVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS RÉVISÉS DE LA SASKATCHEWAN

TABLE OF CONTENTS/TABLE DES MATIÈRES

F-13.4Reg 24	<i>The Carbon Dioxide (Provincial Sales Tax) Exemption Regulations</i>	1167
SR 97/2001	<i>The Bison Feeder Associations Loan Guarantee Amendment Regulations, 2001</i>	1168
SR 98/2001	<i>The Cattle Breeder Associations Loan Guarantee Amendment Regulations, 2001</i>	1169
SR 99/2001	<i>The Cattle Feeder Associations Loan Guarantee Amendment Regulations, 2001.</i>	1169
SR 100/2001/ RS 100/2001	<i>The Reciprocal Enforcement of Maintenance Orders Amendment Regulations, 2001/Règlement de 2001 modifiant le Règlement de 1997 sur l'exécution réciproque des ordonnances alimentaires.....</i>	1170/ 1171
SR 101/2001	<i>The Crown Oil and Gas Royalty Amendment Regulations, 2001</i>	1172
SR 102/2001	<i>The Freehold Oil and Gas Production Tax Amendment Regulations, 2001</i>	1175

Revised Regulations of Saskatchewan/ Règlements Révisés de la Saskatchewan 2001

November 2, 2001

<i>The Animal Custom Care Amendment Regulations, 2001</i>	SR 78/2001
<i>The Conseil scolaire francsaskois Election Amendment Regulations, 2001/ Règlement de 2001 modifiant le Règlement sur les élections du Conseil scolaire francsaskois</i>	SR 79/2001/ RS 79/2001

November 16, 2001

<i>The Partnership Regulations</i>	P-3 Reg 1
<i>The Wildlife Habitat Lands Disposition and Alteration Amendment Regulations, 2001</i>	SR 80/2001
<i>The Homesteads Forms Amendment Regulations, 2001</i>	SR 81/2001
<i>The Traffic Safety Court of Saskatchewan Amendment Regulations, 2001/Règlement de 2001 modifiant le Règlement sur le Tribunal de la sécurité routière de la Saskatchewan</i>	SR 82/2001/ RS 82/2001
<i>The Vehicle Administration Fees Amendment Regulations, 2001</i>	SR 83/2001
<i>The Driver Licensing and Suspension Amendment Regulations, 2001 (No.3)</i>	SR 84/2001

December 7, 2001

<i>The Securities Commission (Adoption of National Instruments) Amendment Regulations, 2001 (No. 6)</i>	SR 85/2001
<i>The Milk Control Amendment Regulations, 2001 (No. 12)</i>	SR 86/2001

December 14, 2001

<i>The Mineral Exploration Tax Credit Regulations</i>	M-16.1 Reg 3
<i>The Political Contributions Tax Credit Regulations</i>	P-15.2 Reg 1
<i>The Professional Corporations Regulations</i>	P-27.1 Reg 1
<i>The Securities Commission (Disclosure of Personal Information) Regulations</i>	S-42.2 Reg 6
<i>The Enforcement of Maintenance Orders Amendment Regulations, 2001/Règlement de 2001 modifiant le Règlement de 1998 sur l'exécution des ordonnances alimentaires</i>	SR 87/2001/ RS 87/2001
<i>The Saskatchewan Insurance Councils Amendment Regulations, 2001</i>	SR 88/2001
<i>The Municipal Police Discipline Amendment Regulations, 2001</i>	SR 89/2001
<i>The Police Amendment Regulations, 2001</i>	SR 90/2001
<i>The Securities Amendment Regulations, 2001</i>	SR 91/2001
<i>The Summary Offences Procedure Amendment Regulations, 2001 (No.2)</i>	SR 93/2001
<i>The Treaty Land Entitlement Withdrawal Amendment Regulations, 2001 (No.2)</i>	SR 94/2001
<i>The Education Amendment Regulations, 2001 (No.3)</i>	SR 95/2001

December 21, 2001

<i>The Carbon Dioxide (Provincial Sales Tax) Exemption Regulations</i>	F-13.4 Reg 24
<i>The Bison Feeder Associations Loan Guarantee Amendment Regulations, 2001</i>	SR 97/2001
<i>The Cattle Breeder Associations Loan Guarantee Amendment Regulations, 2001</i>	SR 98/2001
<i>The Cattle Feeder Associations Loan Guarantee Amendment Regulations, 2001</i>	SR 99/2001
<i>The Reciprocal Enforcement of Maintenance Orders Amendment Regulations, 2001/ Règlement de 2001 modifiant le Règlement de 1997 sur l'exécution réciproque des ordonnances alimentaires</i>	SR 100/2001/ RS 100/2001
<i>The Crown Oil and Gas Royalty Amendment Regulations, 2001</i>	SR 101/2001
<i>The Freehold Oil and Gas Production Tax Amendment Regulations, 2001</i>	SR 102/2001

CHAPTER F-13.4 REG 24*The Financial Administration Act, 1993*

Section 71

Order in Council 924/2001, dated December 11, 2001

(Filed December 12, 2001)

Title

1 These regulations may be cited as *The Carbon Dioxide (Provincial Sales Tax) Exemption Regulations*.

Interpretation

2 In these regulations:

- (a) **“eligible enhanced oil recovery project”** means a project that:
 - (i) is designed to enhance the total recovery of oil from an underground reservoir through the use of carbon dioxide injection; and
 - (ii) has been approved pursuant to *The Oil and Gas Conservation Act*;
- (b) **“eligible carbon dioxide”** means carbon dioxide that is used to enhance the total recovery of oil in an eligible enhanced oil recovery project;
- (c) **“operator”** means an operator as defined in *The Crown Oil and Gas Royalty Regulations*;
- (d) **“tax”** means the tax payable pursuant to *The Provincial Sales Tax Act*.

Exemption

3(1) Every operator that purchases eligible carbon dioxide for use in an eligible enhanced oil recovery project is exempt from paying tax on eligible carbon dioxide purchased on or after March 31, 2001.

(2) Where, notwithstanding subsection (1), an operator purchases eligible carbon dioxide and pays the full amount of tax on that eligible carbon dioxide on or after March 31, 2001, a remission of the tax, equivalent to the exemption set out in subsection (1), is granted to the operator.

Application

4 An operator that wishes to claim a remission pursuant to subsection 3(2) shall:

- (a) apply to the minister within four years from the date the eligible carbon dioxide was purchased; and
- (b) provide the minister with information to establish to the minister's satisfaction that the applicant is entitled to a remission and of the amount of the remission.

Coming into force

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

SASKATCHEWAN REGULATIONS 97/2001*The Farm Financial Stability Act*

Section 61

Order in Council 921/2001, dated December 11, 2001

(Filed December 12, 2001)

Title

1 These regulations may be cited as *The Bison Feeder Associations Loan Guarantee Amendment Regulations, 2001*.

R.R.S. c.F-8.001 Reg 13 amended

2 *The Bison Feeder Associations Loan Guarantee Regulations* are amended in the manner set forth in these regulations.

Section 6 amended

3 **Clause 6(3)(d) is repealed and the following substituted:**

“(d) a total of \$5,000,000 with respect to all feeders”.

Section 12 amended

4 **Subsection 12(1) is repealed and the following substituted:**

“(1) All bison purchased by a feeder association must be identified by:

- (a) a Canadian Cattle Identification Agency (CCIA) tag;
- (b) a federal health of animals tag; and
- (c) one additional tag that:
 - (i) distinguishes the bison purchased for a member from all other bison; and
 - (ii) is approved by the provincial supervisor”.

Coming into force

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

SASKATCHEWAN REGULATIONS 98/2001*The Farm Financial Stability Act*

Section 61

Order in Council 922/2001, dated December 11, 2001

(Filed December 12, 2001)

Title

1 These regulations may be cited as *The Cattle Breeder Associations Loan Guarantee Amendment Regulations, 2001*.

R.R.S. c.F-8.001 Reg 5, section 5 amended

2 Clause 5(4)(c) of *The Cattle Breeder Associations Loan Guarantee Regulations, 1991* is amended by striking out “\$4,000,000” and substituting “\$5,000,000”.

Coming into force

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

SASKATCHEWAN REGULATIONS 99/2001*The Farm Financial Stability Act*

Section 61

Order in Council 923/2001, dated December 11, 2001

(Filed December 12, 2001)

Title

1 These regulations may be cited as *The Cattle Feeder Associations Loan Guarantee Amendment Regulations, 2001*.

R.R.S. c.F-8.001 Reg 1 amended

2 *The Cattle Feeder Associations Loan Guarantee Regulations, 1989* are amended in the manner set forth in these regulations.

Section 4 amended

3 Clause 4(4)(d) is repealed and the following substituted:

“(d) a total of \$5,000,000 with respect to all feeders”.

Section 5 amended

4 Clause 5(3)(a) is amended by striking out “120” and substituting “180”.

Section 8 amended

5 Clause 8(2)(a) is amended by striking out “120” and substituting “180”.

Coming into force

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

SASKATCHEWAN REGULATIONS 100/2001*The Reciprocal Enforcement of Maintenance Orders Act, 1996*

Section 22

Order in Council 925/2001, dated December 11, 2001

(Filed December 12, 2001)

Title

1 These regulations may be cited as *The Reciprocal Enforcement of Maintenance Orders Amendment Regulations, 2001*.

R.R.S. c.R-4.2 Reg 1, Appendix amended

2 **Table 1 of the Appendix to *The Reciprocal Enforcement of Maintenance Orders Regulations, 1997* is amended:**

- (a) by adding “Republic of Ireland” after “Queensland”; and**
- (b) by adding “Swiss Confederation” after “Sweden”.**

Coming into force

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

RÈGLEMENT DE LA SASKATCHEWAN 100/2001*Loi de 1996 sur l'exécution réciproque des ordonnances alimentaires*

Article 22

Décret 925/2001, en date du 11 décembre 2001

(déposé le 12 décembre 2001)

Titre

1 *Règlement de 2001 modifiant le Règlement de 1997 sur l'exécution réciproque des ordonnances alimentaires.*

Modification de l'Annexe du Règl. 1 des R.R.S., ch. R-4.2

2 *Le tableau 1 de l'Annexe du Règlement de 1997 sur l'exécution réciproque des ordonnances alimentaires est modifié :*

- a) par l'adjonction des mots « République d'Irlande » après le mot « Queensland »;**
- b) par l'adjonction des mots « Confédération suisse » après les mots « Colombie-Britannique ».**

Entrée en vigueur

3 Le présent règlement entre en vigueur le jour de son dépôt auprès du registraire des règlements.

SASKATCHEWAN REGULATIONS 101/2001*The Crown Minerals Act*

Section 22

Order in Council 926/2001, dated December 11, 2001

(Filed December 12, 2001)

Title

1 These regulations may be cited as *The Crown Oil and Gas Royalty Amendment Regulations, 2001*.

R.R.S. c.C-50.2 Reg 9 amended

2 *The Crown Oil and Gas Royalty Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 Section 2 is amended:

(a) by adding the following clause after clause (a):

“(a.1) ‘**CO₂ enhanced oil recovery project**’ means an EOR project, other than the EOR project to which *The Weyburn Unit CO₂ Crown Oil Royalty Regulations* apply:

(i) that is designed to enhance the total recovery of oil through the use of carbon dioxide injection; and

(ii) that is approved by the minister as a CO₂ enhanced oil recovery project for the purposes of these regulations”;

(b) in paragraph (h)(i)(A) in the portion preceding subparagraph (I) by striking out “has not been” and substituting “is not”;

(c) in paragraph (s)(i)(A) in the portion preceding subparagraph (I) by striking out “has not been” and substituting “is not”; and

(d) in clause (v) by striking out “pool approved by the minister” and substituting “underground reservoir that is approved by the minister as a pool for purposes of these regulations”.

Section 17 repealed

4 Section 17 is repealed.

Section 25 repealed

5 Section 25 is repealed.

Section 26 amended

6 Clause 26(ff) is repealed and the following substituted:

“(ff) ‘**royalty deduction**’ for any royalty year means:

(i) for a CO₂ enhanced oil recovery project, an amount equal to the aggregate of:

(A) 1% of the gross EOR Crown-acquired revenues of the EOR project for the year, where ‘**gross EOR Crown-acquired revenues**’ has the meaning provided in Part IV of *The Freehold Oil and Gas Production Tax Regulations, 1995*;

- (B) 1% of the gross EOR Crown revenues of the EOR project for the year;
- (C) any net royalty payments made to the Crown for the year respecting any EOR oil produced from the project and allocated to the lands that are subject to a net royalty lease; and
- (D) any royalties paid for the year to a person, other than the Crown, who is a beneficial owner of oil and gas rights within the meaning of section 28 of *The Freehold Oil and Gas Production Tax Act* respecting any EOR oil produced from or allocated to the lands subject to those oil and gas rights, but where royalties are paid pursuant to an agreement or arrangement made before 1986, and that agreement or arrangement has been amended to increase the royalties payable after December 31, 1985, the increase must be approved by the minister; and
- (ii) for an EOR project other than a CO₂ enhanced oil recovery project or the EOR project to which *The Weyburn Unit CO₂ Crown Oil Royalty Regulations* apply, an amount equal to the aggregate of:
- (A) the amount, if any, by which the intermediate amount of the following amounts exceeds the amount equal to the product of the SRC and the gross EOR Crown revenues for the project for the year:
- (I) 1% of the gross EOR Crown revenues of the project for the year;
- (II) 5% of the gross EOR Crown revenues of the project for the year;
- (III) 10% of the Crown EOR income subject to royalty of the project for the year;
- (B) any net royalty payments made to the Crown for the year respecting any EOR oil produced from the project and allocated to the lands that are subject to a net royalty lease;
- (C) the amount, if any, by which the intermediate amount of the amounts set out in paragraphs (I), (II) and (III) exceeds the amount set out in paragraph (IV), where **‘gross EOR Crown-acquired revenues’** and **‘Crown-acquired EOR income subject to tax’** have the meanings provided in Part IV of *The Freehold Oil and Gas Production Tax Regulations, 1995*:
- (I) 1% of the gross EOR Crown-acquired revenues of the project for the year;
- (II) 5% of the gross EOR Crown-acquired revenues of the project for the year;
- (III) 10% of the Crown-acquired EOR income subject to tax of the project for the year;
- (IV) the amount equal to the product of the SRC and the gross EOR Crown-acquired revenues for the project for the year; and

(D) any royalties paid for the year to a person, other than the Crown, who is a beneficial owner of oil and gas rights within the meaning of section 28 of *The Freehold Oil and Gas Production Tax Act* respecting any EOR oil produced from or allocated to the lands subject to those oil and gas rights, but where royalties are paid pursuant to an agreement or arrangement made before 1986, and that agreement or arrangement has been amended to increase the royalties payable after December 31, 1985, the increase must be approved by the minister”.

Section 28 amended

7 Section 28 is amended:

(a) in subclause (a)(ii) in the portion preceding paragraph (A) by adding “a CO₂ enhanced oil recovery project or” after “other than”; and

(b) by adding the following subclause after subclause 28(a)(ii):

“(iii) the Crown royalty rate for a CO₂ enhanced oil recovery project is equal to the fraction, expressed as a percentage, the numerator of which is the aggregate of paragraphs (A) and (B), and the denominator of which is the gross EOR Crown revenues of the project for the year:

(A) the product obtained when the pre-payout ratio of the project for the year is multiplied by 1% of the gross EOR Crown revenues of the project for the royalty year;

(B) the product obtained when the post-payout ratio of the project for the royalty year is multiplied by 20% of the Crown EOR income subject to royalty of the project for the royalty year”.

Section 44.1 amended

8 Section 44.1 is amended:

(a) in clause (3)(b) by striking out “has previously been approved by the minister to use the OGP” and substituting “has not previously elected to use the PGP pursuant to clause (a)”;

(b) by repealing subsection (4) and substituting the following:

“(4) The operator or special operator shall use:

(a) the PGP in cases where the operator or special operator:

(i) has been approved to use the PGP pursuant to subsection (3); and

(ii) has not subsequently had the approval repealed pursuant to subsection (5); and

(b) the OGP in cases other than those described in clause (a).

(c) by repealing subsection (5) and substituting the following:

“(5) Where an operator or special operator has been approved to use the PGP pursuant to subsection (3), the minister may, at the request of the operator or special operator, withdraw the approval in situations where the operator or special operator has notified the department that:

(a) changes have occurred respecting the operator’s or special operator’s ownership, corporate structure or relationship to any associates that are operators or special operators; or

(b) the operator or special operator who did not have any working interest in gas produced from or allocated to Crown lands at the time the election was made pursuant to subsection (3) obtains a working interest in gas produced from or allocated to Crown lands”; **and**

(d) in clause (6)(a) in the portion preceding subclause (i) by striking out “and subsection (4)”.

Coming into force

9(1) Subject to subsection (2), these regulations come into force on the day on which they are filed with the Registrar of Regulations, but are retroactive and are deemed to have been in force on and from April 1, 2001.

(2) Section 4 of these regulations comes into force on the first day of the month following the month in which these regulations are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 102/2001

The Freehold Oil and Gas Production Tax Act

Section 32

Order in Council 927/2001, dated December 11, 2001

(Filed December 12, 2001)

Title

1 These regulations may be cited as *The Freehold Oil and Gas Production Tax Amendment Regulations, 2001*.

R.R.S. c.F-22.1 Reg 1 amended

2 *The Freehold Oil and Gas Production Tax Regulations, 1995* are amended in the manner set forth in these regulations.

Section 2 amended

3 Section 2 is amended:

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

“(b.1) ‘**CO₂ enhanced oil recovery project**’ means an EOR project, other than the EOR project to which *The Weyburn Unit CO₂ Freehold Oil Production Tax Regulations* apply:

(i) that is designed to enhance the total recovery of oil through the use of carbon dioxide injection; and

(ii) that is approved by the minister as a CO₂ enhanced oil recovery project for the purposes of these regulations”;

(b) in paragraph (f)(i)(A) in the portion preceding subparagraph (I) by striking out “has not been” and substituting “is not”;

(c) in paragraph (p)(i)(A) in the portion preceding subparagraph (I) by striking out “has not been” and substituting “is not”; **and**

(d) in clause (r) by striking out “pool approved by the minister” and substituting “underground reservoir that is approved by the minister as a pool for the purposes of these regulations”.

Section 6 amended

4 Section 6 is amended by adding “of Part II” after “purposes”.

Section 8 amended

5 Section 8 is amended in the portion preceding clause (a) by adding “Part II of” after “imposed by”.

Section 14 repealed

6 Section 14 is repealed.

Section 22 repealed

7 Section 22 is repealed.

Section 23 amended

8 Clause 23(gg) is repealed and the following substituted:

“(gg) ‘royalty deduction’ for any taxation year means:

(i) for a CO₂ enhanced oil recovery project, an amount equal to the aggregate of:

(A) 1% of the gross EOR Crown revenues of the EOR project for the year, where ‘**gross EOR Crown revenues**’ has the meaning provided in Part IV of *The Crown Oil and Gas Royalty Regulations*;

(B) 1% of the gross EOR Crown-acquired revenues of the EOR project for the year;

(C) any net royalty payments made to the Crown for the year respecting any EOR oil produced from the project and allocated to the lands that are subject to a net royalty lease; and

(D) any royalties paid for the year to a person, other than the Crown, who is a beneficial owner of oil and gas rights respecting any EOR oil produced from or allocated to the lands subject to those oil and gas rights, but where royalties are paid pursuant to an agreement or arrangement made before 1986, and that agreement or arrangement has been amended to increase the royalties payable after December 31, 1985, the increase must be approved by the minister; and

(ii) for an EOR project other than a CO₂ enhanced oil recovery project or the EOR project to which *The Weyburn Unit CO₂ Freehold Oil Production Tax Regulations* apply, an amount equal to the aggregate of:

(A) the amount, if any, by which the intermediate amount of the following amounts exceeds the amount equal to the product of the SRC and the gross EOR Crown revenues for the project for the year, where ‘**gross EOR Crown revenues**’ and ‘**Crown EOR income subject to royalty**’ have the meanings provided in Part IV of *The Crown Oil and Gas Royalty Regulations*:

(I) 1% of the gross EOR Crown revenues of the project for the year;

(II) 5% of the gross EOR Crown revenues of the project for the year;

(III) 10% of the Crown EOR income subject to royalty of the project for the year;

(B) any net royalty payments made to the Crown for the year respecting any EOR oil produced from the project and allocated to the lands that are subject to a net royalty lease;

(C) the amount, if any, by which the intermediate amount of the amounts set out in paragraphs (I), (II) and (III) exceeds the amount set out in paragraph (IV):

(I) 1% of the gross EOR Crown-acquired revenues of the project for the year;

(II) 5% of the gross EOR Crown-acquired revenues of the project for the year;

(III) 10% of the Crown-acquired EOR income subject to tax of the project for the year;

(IV) the amount equal to the product of the SRC and the gross EOR Crown-acquired revenues for the project for the year; and

(D) any royalties paid for the year to a person, other than the Crown, who is a beneficial owner of oil and gas rights respecting any EOR oil produced from or allocated to the lands subject to those oil and gas rights, but where royalties are paid pursuant to an agreement or arrangement made before 1986 and that agreement or arrangement has been amended to increase the royalties payable after December 31, 1985, the increase must be approved by the minister”.

Section 25 amended

9 Section 25 is amended:

(a) in subclause (a)(ii) in the portion preceding paragraph (A) by adding “a CO₂ enhanced oil recovery project or” after “other than”;

(b) in subclause (a)(iii) by adding “a CO₂ enhanced oil recovery project or” after “other than”; and

(c) by adding the following subclauses after subclause 25(a)(iii):

“(iv) the tax rate for a CO₂ enhanced oil recovery project, respecting EOR oil produced from or allocated to Crown-acquired lands in each taxation year, is equal to the fraction, expressed as a percentage, the numerator of which is the aggregate of paragraphs (A) and (B), and the denominator of which is the gross EOR Crown-acquired revenues of the project for the year:

(A) the product obtained when the pre-payout ratio of the project for the year is multiplied by 1% of the gross EOR Crown-acquired revenues of the project for the taxation year; and

(B) the product obtained when the post-payout ratio of the project for the taxation year is multiplied by 20% of the Crown-acquired EOR income subject to tax of the project for the taxation year;

“(v) the tax rate for a CO₂ enhanced oil recovery project, respecting EOR oil produced from or allocated to freehold lands other than Crown-acquired lands in each taxation year, is equal to the fraction, expressed as a percentage, the numerator of which is the product obtained when the post-payout ratio of the project for the taxation year is multiplied by 11% of the freehold EOR income subject to tax of the project for the taxation year, and the denominator of which is the gross EOR freehold revenues of the project for the taxation year”.

Section 26 amended

10 Section 26 is amended by adding “Part II of” after “provided in”.

Section 41 amended

11 Paragraph 41(k)(ii)(B) is amended by adding “third tier gas and” after “10.0 for”.

Section 43.1 amended

12 Section 43.1 is amended:

(a) in clause (3)(b) by striking out “has previously been approved by the minister to use the OGP” and substituting “has not previously elected to use the PGP pursuant to clause (a)”;

(b) by repealing subsection (4) and substituting the following:

“(4) The operator or special operator shall use:

(a) the PGP in cases where the operator or special operator:

(i) has been approved to use the PGP pursuant to subsection (3); and

(ii) has not subsequently had the approval repealed pursuant to subsection (5); and

(b) the OGP in cases other than those described in clause (a).

(c) by repealing subsection (5) and substituting the following:

“(5) Where an operator or special operator has been approved to use the PGP pursuant to subsection (3), the minister may, at the request of the operator or special operator, withdraw the approval in situations where the operator or special operator has notified the department that:

(a) changes have occurred respecting the operator’s or special operator’s ownership, corporate structure or relationship to any associates that are operators or special operators; or

(b) the operator or special operator who did not have any working interest in gas produced from or allocated to any freehold lands at the time the election was made pursuant to subsection (3) obtains a working interest in gas produced from or allocated to any freehold lands”; **and**

(d) in clause (6)(a) in the portion preceding subclause (i) by striking out “and subsection (4)”.

Section 58 amended

13 Clause 58(c) is amended by adding “Part II of” after “pursuant to”.

Section 59 amended

14(1) Subsection 59(1) is amended in the portion preceding clause (a) by adding “Part II of” after “provided for in”.

(2) Clause 59(1)(c) is amended by adding “Part II of” after “pursuant to”.

(3) Clause 59(2)(b) is amended by adding “Part II of” before “the Act” wherever it appears.

Section 61 amended

15 Subsection 61(2) is amended by adding “Part II of” after “provision of”.

Section 62 repealed

16 Section 62 is repealed.

Coming into force

17(1) Subject to subsections (2) to (5), 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, 2001.

(2) Section 6 of these regulations comes into force on the first day of the month following the month in which these regulations are filed with the Registrar of Regulations.

(3) Section 11 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 February 9, 1998.

(4) Sections 4, 5, 10 and 13 to 15 of these regulations come into force on the day on which *The Freehold Oil and Gas Production Tax Amendment Act, 2001* comes into force.

(5) If these regulations are filed with the Registrar of Regulations after the day on which *The Freehold Oil and Gas Production Tax Amendment Act, 2001* comes into force, sections 4, 5, 10 and 13 to 15 of these regulations come into force on the day on which these regulations are filed with the Registrar of Regulations, but are retroactive and are deemed to have come into force on the day on which *The Freehold Oil and Gas Production Tax Amendment Act, 2001* came into force.

