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## PART II/PARTIE II

### REVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS RÉVISÉS DE LA SASKATCHEWAN

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**REVISED REGULATIONS OF SASKATCHEWAN**

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**CHAPTER M-32.1 REG 12***The Municipal Revenue Sharing Act*

## Section 13

Order in Council 698/2003, dated August 26, 2003

(Filed August 27, 2003)

## PART I

**Introductory Matters****Title**

**1** These regulations may be cited as *The Rural Municipalities Revenue Sharing Regulations, 2003*.

**Interpretation**

**2** In these regulations:

- (a) “**Act**” means *The Municipal Revenue Sharing Act*;
- (b) “**basic bridge percentage rate**” means the percentage of assistance for municipal bridge services for a rural municipality as determined in accordance with Table 1;
- (c) “**basic road percentage rate**” means the percentage of assistance for municipal road services for a rural municipality as determined in accordance with Table 2;
- (d) “**construction**”, with respect to roads, includes any of the following:
  - (i) subgrade construction;
  - (ii) reconstruction;
  - (iii) acquisition of rights-of-way;
  - (iv) legal surveying;
  - (v) engineering;
  - (vi) installation of traffic control devices;
  - (vii) application of gravel surfaces;
  - (viii) any other related work that the minister considers necessary for proper road maintenance;

but does not include bridge construction;

- (e) “**table**” means a table set out in the Appendix.

**Classes of rural roads**

**3** For the purposes of section 8 of the Act and these regulations:

- (a) **“rural road class”** means a rural road class as established by the Road Classification Committee of the Department of Highways and Transportation;
- (b) **“class 2 road”, “class 3 road”, “class 4 road”, “class 5 road”, “class 6 road” or “class 7 road”** means a road in a rural municipality that the Road Classification Committee of the Department of Highways and Transportation has designated as falling within the corresponding rural road class.

**Unconditional grants**

**4** Grants paid pursuant to Parts II and III of these regulations are unconditional grants.

**Conditional grants**

**5(1)** Grants paid pursuant to Parts IV and V of these regulations:

- (a) are conditional grants; and
- (b) may be paid on a specific project basis from, as the case requires:
  - (i) the appropriate provincial pool of revenue sharing funds; or
  - (ii) the funds available pursuant to the Canada-Saskatchewan Infrastructure Program, which was established by a written agreement between the Governments of Canada and Saskatchewan dated October 16, 2000 and approved by Order in Council 613/2000.

(2) Notwithstanding any other provision of these regulations, no conditional grant or any portion of a conditional grant is to be made until the minister or the Minister of Highways and Transportation:

- (a) receives a written application from a rural municipality for a conditional grant;
- (b) approves the project, in writing, including the standards and level of assistance in accordance with which the project has been or will be completed; and
- (c) is satisfied that the costs associated with the project are eligible for grant assistance pursuant to these regulations.

**Manner of grant payment**

**6(1)** Subject to subsection (2), any grant paid pursuant to these regulations may be paid in any manner and at any times that may be approved by the minister, in writing.

(2) Not more than 80% of the total of any grant payable pursuant to section 17, 18, 20 or 21 may be paid on the basis of the estimated cost of the work completed, with the remainder to be paid when the final costs are approved by the minister.

PART II  
**Grants to Organized Hamlets**

**Basic and per capita grants**

7(1) For the purposes of section 10 of the Act, the minister may pay to each organized hamlet:

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

(2) Notwithstanding subsection (1), the total amount of unconditional grants that may be paid to each organized hamlet in the 2003-2004 fiscal year is to be equal to the total amount of basic and per capita grants that the organized hamlet was paid in the 2001-2002 fiscal year, plus a per capita amount determined by multiplying \$13.53 by the population of the organized hamlet as determined by the most recent census taken pursuant to the *Statistics Act* (Canada) that is available to the minister.

PART III  
**Unconditional Grants**

**Interpretation of Part**

8 In this Part:

- (a) “**average gravel costs**” means the average cost of one cubic metre of gravel applied on a road for the most recent six-year period that is available to the minister;
- (b) “**average road construction costs**” means the average cost to construct one kilometre of main farm access road between 1987 and 1998, excluding the highest and lowest cost for each rural municipality;
- (c) “**main farm access road**” means any road designated as a main farm access road by:
  - (i) the Minister of Rural Development between 1987 and 1992; or
  - (ii) the Minister of Highways and Transportation between 1993 and 1998;
- (d) “**taxable assessment**” means the most recent taxable assessment for a rural municipality, as determined by the Saskatchewan Assessment Management Agency, that is available to the minister.

**Unconditional grants**

**9** Subject to sections 14 to 16, in each fiscal year the minister may pay to each rural municipality a grant in the amount A calculated in accordance with the following formula:

$$A = \{B + [K2 \times \$3,200 + K3 \times \$3,200 + K4 \times \$2,800 + K5 \times \$1,000 + K6 \times \$750] \times RM \times CGCI\} + [NSE \times SM] \times F$$

where:

B is the base transportation amount, calculated in accordance with section 10;

CGCI is the construction and gravel cost index, calculated in accordance with section 11;

F is the factor to be determined annually by the minister based on the total amount of funding available for unconditional rural revenue sharing grants;

K2 is the number of kilometres of class 2 roads in the rural municipality as at December 31 of the previous year;

K3 is the number of kilometres of class 3 roads in the rural municipality as at December 31 of the previous year;

K4 is the number of kilometres of class 4 roads in the rural municipality as at December 31 of the previous year;

K5 is the number of kilometres of class 5 roads in the rural municipality as at December 31 of the previous year;

K6 is the number of kilometres of class 6 roads in the rural municipality as at December 31 of the previous year;

NSE is the average net expenditures by the rural municipality on all services, excluding transportation, determined by the minister from the most recent three years of municipal financial information available to the minister;

RM is the road multiplier, calculated in accordance with section 12; and

SM is the services multiplier, calculated in accordance with section 13.

**Base transportation amount**

**10(1)** Subject to subsection (2), the base transportation amount for the purposes of the formula set out in section 9 is the amount B calculated in accordance with the following formula:

$$B = \frac{C \times \$15,000}{D}$$

where:

C is the minimum assessment per kilometre of class 2, 3, 4, 5 and 6 roads in all rural municipalities; and

D is the minimum assessment per kilometre of class 2, 3, 4, 5 and 6 roads in the rural municipality.

(2) The base transportation amount for a rural municipality, being the figure B in subsection (1), is zero if the ratio of the total taxable assessment of the rural municipality to the total number of kilometres of class 2, 3, 4, 5 and 6 roads in the rural municipality is greater than the ratio of the average taxable assessment of all rural municipalities to the total number of kilometres of class 2, 3, 4, 5 and 6 roads in all rural municipalities.

**Construction and gravel cost index**

**11** The construction and gravel cost index for the purposes of the formula set out in section 9 is the amount CGCI calculated in accordance with the following formula:

$$\text{CGCI} = \frac{A \times 0.9}{B} + \frac{C \times 0.1}{D}$$

where:

- A is the average road construction cost for the rural municipality;
- B is the average road construction cost for all rural municipalities;
- C is the average gravel cost for the rural municipality; and
- D is the average gravel cost for all rural municipalities.

**Road multiplier**

**12** The road multiplier for the purposes of the formula set out in section 9 is the amount RM calculated in accordance with the following formula:

$$\text{RM} = \frac{(A/B)}{(C/D)}$$

where:

- A is the total taxable assessment of the rural municipality;
- B is the total number of kilometres of class 2, 3, 4, 5 and 6 roads in the rural municipality;
- C is the total taxable assessment of all rural municipalities; and
- D is the total number of kilometres of class 2, 3, 4, 5 and 6 roads in all rural municipalities.

**Services multiplier**

**13** The services multiplier for the purposes of the formula set out in section 9 is the amount SM calculated in accordance with the following formula:

$$\text{SM} = \frac{\text{NSE1}}{\text{NSE2}}$$

where:

- NSE1 is the average net expenditures by the rural municipality on all services, excluding transportation, determined by the minister from the most recent three years of municipal financial information available to the minister; and

NSE2 is the average net expenditures by all rural municipalities on all services, excluding transportation, determined by the minister from the most recent three years of municipal financial information available to the minister.

**Total unconditional grants for 2003-04 fiscal year**

**14(1)** For the 2003-04 fiscal year only, if the amount of an unconditional grant to be paid to a rural municipality in accordance with section 9 would result in the rural municipality receiving a smaller unconditional grant amount than it received in the 2002-2003 fiscal year, the rural municipality shall receive the same unconditional grant amount that it received in the 2002-2003 fiscal year.

(2) For the 2003-04 fiscal year only, if the amount of an unconditional grant to be paid to a rural municipality in accordance with section 9 would result in the rural municipality receiving a larger unconditional grant amount than it received in the 2002-2003 fiscal year, the maximum unconditional grant amount that the rural municipality may receive is the product of:

- (a) the unconditional grant amount that the rural municipality received in the 2002-2003 fiscal year; and
- (b) 1.333.

**Total unconditional grants for expanded rural municipalities**

**15(1)** If, on or after January 1, 2000, an urban municipality is dissolved and the area of the former urban municipality is included in a rural municipality, the total amount of unconditional grants that the rural municipality may be paid in the first fiscal year after the dissolution of the urban municipality is the greater of:

- (a) the total amount of unconditional grants prescribed in these regulations for the rural municipality for that fiscal year; and
- (b) the sum of:
  - (i) the total amount of unconditional grants paid to the rural municipality in the previous fiscal year; and
  - (ii) the total amount of unconditional grants paid to the former urban municipality in the previous fiscal year.

(2) The total amount of unconditional grants that the rural municipality mentioned in subsection (1) may be paid in the second fiscal year after its expansion is:

- (a) the total amount of unconditional grants prescribed in these regulations for the rural municipality for that fiscal year; or



(b) if the amount mentioned in clause (a) is less than the sum of the total amount of unconditional grants paid to the rural municipality in the fiscal year before its expansion and the total amount of unconditional grants paid to the former urban municipality in the fiscal year before its dissolution, the amount G calculated in accordance with the following formula:

$$G = B + [(A - B) \times 2/3]$$

where:

A is the sum of:

- (i) the total amount of unconditional grants paid to the rural municipality in the fiscal year before its expansion; and
- (ii) the total amount of unconditional grants paid to the former urban municipality in the fiscal year before its dissolution; and

B is the amount mentioned in clause (a).

(3) The total amount of unconditional grants that the rural municipality mentioned in subsection (1) may be paid in the third fiscal year after its expansion is:

(a) the total amount of unconditional grants prescribed in these regulations for the rural municipality for that fiscal year; or

(b) if the amount mentioned in clause (a) is less than the sum of the total amount of unconditional grants paid to the rural municipality in the fiscal year before its expansion and the total amount of unconditional grants paid to the former urban municipality in the fiscal year before its dissolution, the amount G calculated in accordance with the following formula:

$$G = C + [(A - C) \times 1/3]$$

where:

A is the sum of:

- (i) the total amount of unconditional grants paid to the rural municipality in the fiscal year before its expansion; and
- (ii) the total amount of unconditional grants paid to the former urban municipality in the fiscal year before its dissolution; and

C is the amount mentioned in clause (a).

**Total unconditional grants for restructured rural municipalities**

**16(1)** If, on or after April 1, 2001, two or more municipalities amalgamate or restructure to form a new rural municipality, the total amount of unconditional grants that the new rural municipality may be paid in the first fiscal year after its incorporation is the greater of:

(a) the total amount of unconditional grants prescribed in these regulations for the new rural municipality for that fiscal year; and

(b) the total amount of unconditional grants that the municipalities that amalgamated or restructured to form the new rural municipality were paid in the fiscal year before incorporation of the new rural municipality.

(2) The total amount of unconditional grants that the new rural municipality mentioned in subsection (1) may be paid in the second fiscal year after its incorporation is:

(a) the total amount of unconditional grants prescribed in these regulations for the new rural municipality for that fiscal year; or

(b) if the amount mentioned in clause (a) is less than the total amount of unconditional grants that the municipalities that amalgamated or restructured to form the new rural municipality were paid in the fiscal year before incorporation of the new rural municipality, the amount G calculated in accordance with the following formula:

$$G = B + [(A - B) \times 2/3]$$

where:

A is the total amount of unconditional grants that the municipalities that amalgamated or restructured to form the new rural municipality were paid in the fiscal year before incorporation of the new rural municipality; and

B is the amount mentioned in clause (a).

(3) The total amount of unconditional grants that the new rural municipality mentioned in subsection (1) may be paid in the third fiscal year after its incorporation is:

(a) the total amount of unconditional grants prescribed in these regulations for the new rural municipality for that fiscal year; or

(b) if the amount mentioned in clause (a) is less than the total amount of unconditional grants that the municipalities that amalgamated or restructured to form the new rural municipality were paid in the fiscal year before incorporation of the new rural municipality, the amount G calculated in accordance with the following formula:

$$G = C + [(A - C) \times 1/3]$$

where:

A is the total amount of unconditional grants that the municipalities that amalgamated or restructured to form the new rural municipality were paid in the fiscal year before incorporation of the new rural municipality; and

C is the amount mentioned in clause (a).

PART IV  
**Conditional Grants for Road Services and Infrastructure Projects**

**Traffic counting**

17 Grants for traffic counting services on class 2, 3, 4, 5 and 6 roads may be paid to a rural municipality at a rate of 100% of the cost of the traffic counting service.

**Heavy haul and high volume**

18(1) In this section:

(a) **“heavy haul and high volume road”** means any road in a rural municipality that is:

- (i) a class 2, 3 or 4 road; and
- (ii) designated by the Minister of Highways and Transportation as a heavy haul and high volume road;

(b) **“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:

- (i) current road construction allocation, as determined pursuant to Table 3; and
- (ii) share of the construction costs;

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

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

**Infrastructure projects**

19 Grants for the construction of municipal infrastructure projects, including roads, bridges, rural water systems, landfills and waste management facilities, may be paid to a rural municipality at a rate not exceeding 66 2/3% of the cost of the project.

PART V  
**Grants for Municipal Bridge Services**

**Bridge construction**

20(1) A rural municipality is eligible to receive a grant for the construction of bridges in the rural municipality:

(a) in the case of the construction of a bridge having a length of not less than six metres and not more than 24.4 metres:

(i) if the bridge is located on a class 2, 3 or 4 road, calculated in accordance with the greater of:

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

- (ii) if the bridge is located on a class 5 road, calculated in accordance with the greater of:
    - (A) the basic bridge percentage rate; and
    - (B) the basic road percentage rate; or
  - (iii) if the bridge is located on any road other than a road described in subclause (i) or (ii), calculated in accordance with the basic bridge percentage rate;
- (b) in the case of the construction of a bridge having a length of not less than 24.5 metres and not more than 30.5 metres, or the replacement of a bridge having that length with a bridge having a length of less than 24.5 metres, in an amount equal to the sum of:
- (i) the amount calculated in accordance with the basic bridge percentage rate; and
  - (ii) one-half of the difference between 90% of the actual cost of the project and the amount calculated in accordance with the basic bridge percentage rate;
- (c) in the case of the construction of a bridge described in clause (b) that is located on a class 2, 3 or 4 road, in an amount equal to the greater of:
- (i) the sum of the amounts mentioned in subclauses (b)(i) and (ii); and
  - (ii) the basic road percentage rate plus 20%;
- (d) in the case of the construction of a bridge described in clause (b) that is located on a class 5 road, in an amount equal to the greater of:
- (i) the sum of the amounts mentioned in subclauses (b)(i) and (ii); and
  - (ii) the basic road percentage rate; and
- (e) in the case of the construction of a bridge having a length of more than 30.5 metres, or the replacement of a bridge having that length with a bridge having a length of less than 30.5 metres, in an amount equal to 90% of the cost of the project.
- (2) For the purposes of subsection (1), the costs of constructing a bridge include the cost of river or creek channel improvements that are approved, in writing, by the Minister of Highways and Transportation.
- (3) If, by installing a culvert or low level ford crossing or by constructing a road diversion, a rural municipality eliminates the need for a bridge having a length of six metres or more, the rural municipality is eligible to receive a grant to assist it with that work, in an amount calculated on the same basis as the grant that the rural municipality would have been eligible to receive pursuant to subsection (1) if it were constructing a bridge.
- (4) A rural municipality is eligible to receive a grant equal to 100% of the cost of dismantling a bridge having a length of more than 30.5 metres if the bridge is to be used for salvage purposes.

**Bridge maintenance**

**21(1)** A rural municipality is eligible to receive a grant for the purposes of maintaining and inspecting bridges in the rural municipality:

- (a) in the case of a bridge that has a length of more than 30.5 metres, in an amount equal to 90% of the costs;
  - (b) in the case of a bridge that has a length of 30.5 metres or less, in an amount equal to the grant that the rural municipality would be eligible to receive pursuant to clause 20(1)(a), (b), (c) or (d) for the construction of a bridge; or
  - (c) in the case of a bridge that is eliminated as mentioned in subsection 20(3) by installing a culvert or low level ford crossing, in an amount equal to the grant that the rural municipality would be eligible to receive pursuant to clause 20(1)(a), (b), (c) or (d).
- (2) For the purpose of clauses (1)(a), (b) and (c), the costs of maintaining a bridge are the costs approved, in writing, by the Minister of Highways and Transportation, less \$2,000.

## PART VI

**Repeal and Coming into Force****R.R.S. c.M-32.1 Reg 11 repealed**

**22** *The Rural Municipalities Revenue Sharing Regulations, 1997* are repealed.

**Coming into force**

**23** 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, 2003.

**Appendix**

TABLE 1  
[Clause 2(b)]

**Basic Bridge Percentage Rate**

In this table, “**taxable assessment**” means the most recent taxable assessment for a rural municipality, as determined by the Saskatchewan Assessment Management Agency, that is available to the minister.

| Rural Municipality's Taxable Assessment<br>for each six metres of bridge length for<br>bridges in the rural municipality | Basic Bridge<br>Percentage Rate for the<br>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 to greater   | 20  |

TABLE 2  
[Clause 2(c)]

**Basic Road Percentage Rates**

| RM<br># | Per-<br>centage | RM<br># | Per-<br>centage | RM<br># | Per-<br>centage | RM<br># | Per-<br>centage |
|---------|-----------------|---------|-----------------|---------|-----------------|---------|-----------------|
| 1       | 46              | 77      | 54              | 73      | 52              | 141     | 36              |
| 2       | 44              | 78      | 52              | 74      | 58              | 142     | 38              |
| 3       | 46              | 79      | 52              | 75      | 60              | 151     | 30              |
| 4       | 38              | 91      | 52              | 76      | 58              | 152     | 30              |
| 5       | 34              | 92      | 50              | 153     | 52              | 241     | 60              |
| 6       | 50              | 93      | 50              | 154     | 58              | 243     | 56              |
| 7       | 50              | 94      | 48              | 155     | 56              | 244     | 56              |
| 8       | 52              | 95      | 52              | 156     | 54              | 245     | 60              |
| 9       | 52              | 96      | 52              | 157     | 50              | 246     | 56              |
| 10      | 50              | 97      | 50              | 158     | 36              | 247     | 58              |
| 11      | 36              | 98      | 52              | 159     | 30              | 248     | 58              |
| 12      | 60              | 99      | 56              | 160     | 30              | 250     | 58              |
| 17      | 44              | 100     | 56              | 161     | 30              | 251     | 54              |
| 18      | 56              | 101     | 60              | 162     | 42              | 252     | 56              |
| 19      | 50              | 102     | 56              | 163     | 44              | 253     | 52              |
| 31      | 52              | 103     | 54              | 164     | 36              | 254     | 46              |
| 32      | 38              | 104     | 54              | 165     | 46              | 255     | 56              |
| 33      | 36              | 105     | 54              | 166     | 50              | 256     | 56              |
| 34      | 40              | 106     | 56              | 167     | 40              | 257     | 40              |
| 35      | 46              | 107     | 50              | 168     | 38              | 259     | 46              |
| 36      | 44              | 108     | 50              | 169     | 54              | 260     | 52              |
| 37      | 32              | 109     | 46              | 171     | 34              | 261     | 48              |
| 38      | 50              | 110     | 50              | 181     | 42              | 271     | 54              |
| 39      | 50              | 111     | 50              | 183     | 46              | 273     | 58              |
| 40      | 60              | 121     | 40              | 184     | 56              | 274     | 54              |
| 42      | 60              | 122     | 42              | 185     | 58              | 275     | 60              |
| 43      | 60              | 123     | 40              | 186     | 54              | 276     | 58              |
| 44      | 60              | 124     | 48              | 187     | 42              | 277     | 58              |
| 45      | 56              | 125     | 42              | 189     | 50              | 278     | 60              |
| 46      | 50              | 126     | 50              | 190     | 46              | 279     | 54              |
| 49      | 56              | 127     | 40              | 191     | 50              | 280     | 54              |
| 51      | 52              | 128     | 40              | 193     | 60              | 281     | 50              |
| 61      | 52              | 129     | 44              | 194     | 58              | 282     | 58              |
| 63      | 50              | 130     | 46              | 211     | 50              | 283     | 60              |
| 64      | 48              | 131     | 54              | 213     | 60              | 284     | 60              |
| 65      | 44              | 132     | 48              | 214     | 58              | 285     | 44              |
| 66      | 46              | 133     | 58              | 215     | 58              | 286     | 38              |
| 67      | 48              | 134     | 52              | 216     | 54              | 287     | 38              |
| 68      | 60              | 135     | 56              | 217     | 58              | 288     | 50              |
| 69      | 58              | 136     | 50              | 218     | 54              | 290     | 44              |
| 70      | 60              | 137     | 42              | 219     | 58              | 292     | 44              |
| 71      | 56              | 138     | 44              | 220     | 52              | 301     | 60              |
| 72      | 52              | 139     | 46              | 221     | 58              | 303     | 56              |

| RM<br># | Per-<br>centage | RM<br># | Per-<br>centage | RM<br># | Per-<br>centage | RM<br># | Per-<br>centage |
|---------|-----------------|---------|-----------------|---------|-----------------|---------|-----------------|
| 222     | 54              | 304     | 56              | 347     | 54              | 456     | 56              |
| 223     | 48              | 305     | 60              | 349     | 54              | 457     | 52              |
| 224     | 60              | 307     | 60              | 350     | 50              | 458     | 54              |
| 225     | 56              | 308     | 60              | 351     | 48              | 459     | 60              |
| 226     | 54              | 309     | 52              | 352     | 36              | 460     | 54              |
| 228     | 46              | 310     | 46              | 366     | 58              | 461     | 38              |
| 229     | 42              | 312     | 42              | 367     | 60              | 463     | 54              |
| 230     | 38              | 313     | 52              | 368     | 60              | 464     | 58              |
| 231     | 42              | 314     | 32              | 369     | 56              | 466     | 60              |
| 232     | 38              | 315     | 48              | 370     | 50              | 467     | 60              |
| 316     | 54              | 402     | 58              | 371     | 56              | 468     | 48              |
| 317     | 52              | 403     | 52              | 372     | 52              | 469     | 44              |
| 318     | 40              | 404     | 52              | 373     | 38              | 470     | 44              |
| 319     | 38              | 405     | 52              | 376     | 54              | 471     | 34              |
| 320     | 30              | 406     | 48              | 377     | 60              | 472     | 36              |
| 321     | 42              | 409     | 54              | 378     | 50              | 486     | 56              |
| 322     | 34              | 410     | 42              | 379     | 50              | 487     | 56              |
| 331     | 60              | 411     | 36              | 380     | 42              | 488     | 60              |
| 333     | 60              | 426     | 60              | 381     | 48              | 490     | 60              |
| 334     | 60              | 427     | 50              | 382     | 42              | 491     | 38              |
| 335     | 60              | 428     | 52              | 394     | 60              | 493     | 56              |
| 336     | 60              | 429     | 50              | 395     | 60              | 494     | 58              |
| 337     | 60              | 430     | 58              | 397     | 60              | 496     | 58              |
| 338     | 58              | 431     | 48              | 398     | 58              | 497     | 60              |
| 339     | 56              | 434     | 54              | 399     | 52              | 498     | 58              |
| 340     | 46              | 435     | 60              | 400     | 58              | 499     | 52              |
| 341     | 42              | 436     | 54              | 401     | 50              | 501     | 36              |
| 342     | 30              | 437     | 44              | 502     | 40              | 561     | 52              |
| 343     | 30              | 438     | 54              | 520     | 60              | 588     | 50              |
| 344     | 36              | 439     | 48              | 521     | 30              | 622     | 52              |
| 345     | 32              | 440     | 44              | 555     | 52              |         |                 |
| 346     | 46              | 442     | 46              |         |                 |         |                 |

TABLE 3  
[Clause 18(1)(b)]

**2003-2004 Road Construction Allocation**

| RM # | Allo-<br>cation | RM # | Allo-<br>cation | RM # | Allo-<br>cation | RM # | Allo-<br>cation |
|------|-----------------|------|-----------------|------|-----------------|------|-----------------|
| 1    | \$21,500        | 66   | \$21,500        | 131  | \$21,500        | 219  | \$27,600        |
| 2    | \$26,400        | 67   | \$21,500        | 132  | \$21,500        | 220  | \$21,500        |
| 3    | \$21,500        | 68   | \$21,500        | 133  | \$21,500        | 221  | \$24,900        |
| 4    | \$21,500        | 69   | \$21,500        | 134  | \$21,500        | 222  | \$21,500        |
| 5    | \$21,500        | 70   | \$21,700        | 135  | \$21,500        | 223  | \$24,900        |
| 6    | \$21,500        | 71   | \$21,500        | 136  | \$21,500        | 224  | \$21,500        |
| 7    | \$21,500        | 72   | \$21,500        | 137  | \$21,500        | 225  | \$21,500        |
| 8    | \$21,500        | 73   | \$21,500        | 138  | \$21,500        | 226  | \$21,500        |
| 9    | \$21,500        | 74   | \$21,500        | 139  | \$27,700        | 228  | \$21,500        |
| 10   | \$21,500        | 75   | \$21,500        | 141  | \$21,500        | 229  | \$21,500        |
| 11   | \$21,500        | 76   | \$21,500        | 142  | \$23,400        | 230  | \$21,500        |
| 12   | \$21,500        | 77   | \$21,500        | 151  | \$21,500        | 231  | \$21,500        |
| 17   | \$21,500        | 78   | \$21,500        | 152  | \$21,500        | 232  | \$21,500        |
| 18   | \$21,500        | 79   | \$21,500        | 153  | \$21,500        | 241  | \$21,500        |
| 19   | \$21,500        | 91   | \$21,500        | 154  | \$21,500        | 243  | \$32,600        |
| 31   | \$26,100        | 92   | \$21,500        | 155  | \$21,500        | 244  | \$21,500        |
| 32   | \$21,500        | 93   | \$21,500        | 156  | \$21,500        | 245  | \$25,300        |
| 33   | \$21,500        | 94   | \$24,600        | 157  | \$22,000        | 246  | \$21,500        |
| 34   | \$30,600        | 95   | \$21,500        | 158  | \$21,500        | 247  | \$21,500        |
| 35   | \$21,500        | 96   | \$21,500        | 159  | \$31,300        | 248  | \$21,500        |
| 36   | \$57,700        | 97   | \$21,500        | 160  | \$21,500        | 250  | \$21,500        |
| 37   | \$21,500        | 98   | \$30,600        | 161  | \$21,500        | 251  | \$21,500        |
| 38   | \$21,500        | 99   | \$21,500        | 162  | \$21,500        | 252  | \$25,400        |
| 39   | \$21,500        | 100  | \$21,500        | 163  | \$22,000        | 253  | \$21,500        |
| 40   | \$21,500        | 101  | \$21,500        | 164  | \$21,500        | 254  | \$21,500        |
| 42   | \$21,500        | 102  | \$21,500        | 165  | \$21,500        | 255  | \$21,500        |
| 43   | \$21,500        | 103  | \$21,500        | 166  | \$35,300        | 256  | \$21,500        |
| 44   | \$21,500        | 104  | \$21,500        | 167  | \$21,500        | 257  | \$21,500        |
| 45   | \$21,500        | 105  | \$21,500        | 168  | \$25,300        | 259  | \$37,200        |
| 46   | \$21,500        | 106  | \$27,700        | 169  | \$21,500        | 260  | \$21,500        |
| 49   | \$33,600        | 107  | \$21,500        | 171  | \$21,500        | 261  | \$27,700        |
| 51   | \$21,500        | 108  | \$21,500        | 181  | \$26,900        | 271  | \$21,500        |
| 61   | \$21,500        | 109  | \$21,500        | 183  | \$22,000        | 273  | \$24,700        |
| 63   | \$21,500        | 110  | \$21,500        | 184  | \$21,500        | 274  | \$21,500        |
| 64   | \$21,500        | 111  | \$21,500        | 185  | \$21,500        | 275  | \$38,600        |
| 65   | \$21,500        | 121  | \$21,500        | 186  | \$21,500        | 276  | \$30,300        |
| 122  | \$21,500        | 193  | \$30,200        | 187  | \$29,600        | 277  | \$21,500        |
| 123  | \$21,500        | 194  | \$21,500        | 189  | \$30,000        | 278  | \$21,500        |
| 124  | \$21,500        | 211  | \$21,500        | 190  | \$21,500        | 279  | \$21,500        |
| 125  | \$21,500        | 213  | \$27,000        | 191  | \$21,500        | 280  | \$21,500        |
| 126  | \$22,400        | 214  | \$21,500        | 281  | \$21,500        | 366  | \$21,500        |
| 127  | \$21,500        | 215  | \$29,400        | 282  | \$21,500        | 367  | \$34,000        |
| 128  | \$21,500        | 216  | \$21,500        | 283  | \$24,000        | 368  | \$21,500        |
| 129  | \$21,700        | 217  | \$21,500        | 284  | \$44,800        | 369  | \$21,500        |
| 130  | \$21,500        | 218  | \$21,500        | 285  | \$29,000        | 370  | \$21,500        |



| RM<br># | Allo-<br>cation | RM<br># | Allo-<br>cation | RM<br># | Allo-<br>cation | RM<br># | Allo-<br>cation |
|---------|-----------------|---------|-----------------|---------|-----------------|---------|-----------------|
| 286     | \$21,500        | 371     | \$21,500        | 338     | \$21,500        | 431     | \$21,500        |
| 287     | \$21,500        | 372     | \$21,500        | 339     | \$21,500        | 434     | \$21,500        |
| 288     | \$21,500        | 373     | \$22,000        | 340     | \$21,500        | 435     | \$31,200        |
| 290     | \$24,900        | 376     | \$25,600        | 341     | \$21,500        | 436     | \$21,500        |
| 292     | \$21,500        | 377     | \$21,500        | 342     | \$21,500        | 437     | \$21,500        |
| 301     | \$21,500        | 378     | \$21,500        | 343     | \$21,500        | 438     | \$28,300        |
| 303     | \$27,000        | 379     | \$21,500        | 344     | \$61,500        | 439     | \$21,500        |
| 304     | \$21,500        | 380     | \$21,500        | 345     | \$31,900        | 440     | \$21,500        |
| 305     | \$21,500        | 381     | \$21,500        | 346     | \$21,500        | 442     | \$26,400        |
| 307     | \$21,500        | 382     | \$21,500        | 347     | \$22,000        | 456     | \$21,500        |
| 308     | \$21,500        | 394     | \$38,900        | 349     | \$21,500        | 457     | \$26,300        |
| 309     | \$21,500        | 395     | \$54,000        | 350     | \$21,500        | 458     | \$32,000        |
| 310     | \$21,500        | 397     | \$28,400        | 351     | \$21,500        | 459     | \$36,800        |
| 312     | \$21,500        | 398     | \$28,700        | 352     | \$21,500        | 460     | \$23,300        |
| 313     | \$23,100        | 399     | \$21,500        | 461     | \$21,500        | 493     | \$46,000        |
| 314     | \$21,500        | 400     | \$21,500        | 463     | \$21,500        | 494     | \$47,700        |
| 315     | \$23,400        | 401     | \$21,500        | 464     | \$25,000        | 496     | \$24,300        |
| 316     | \$26,700        | 402     | \$22,700        | 466     | \$26,600        | 497     | \$21,500        |
| 317     | \$21,500        | 403     | \$45,000        | 467     | \$21,500        | 498     | \$38,500        |
| 318     | \$21,500        | 404     | \$22,600        | 468     | \$25,300        | 499     | \$81,400        |
| 319     | \$38,800        | 405     | \$21,500        | 469     | \$21,500        | 501     | \$21,500        |
| 320     | \$21,500        | 406     | \$21,500        | 470     | \$21,500        | 502     | \$37,200        |
| 321     | \$21,500        | 409     | \$27,300        | 471     | \$21,500        | 520     | \$21,500        |
| 322     | \$21,500        | 410     | \$21,500        | 472     | \$43,100        | 521     | \$21,500        |
| 331     | \$40,100        | 411     | \$21,500        | 486     | \$35,100        | 555     | \$21,500        |
| 333     | \$28,400        | 426     | \$75,100        | 487     | \$27,900        | 561     | \$38,800        |
| 334     | \$39,100        | 427     | \$58,600        | 488     | \$21,500        | 588     | \$46,000        |
| 335     | \$35,900        | 428     | \$28,200        | 490     | \$25,900        | 622     | \$21,500        |
| 336     | \$40,100        | 429     | \$35,800        | 491     | \$21,500        |         |                 |
| 337     | \$25,000        | 430     | \$36,100        |         |                 |         |                 |

**CHAPTER P-4 REG 2***The Passenger and Freight Elevator Act*

## Section 18

Order in Council 699/2003, dated August 26, 2003

(Filed August 27, 2003)

**PART I  
Preliminary Matters****Title**

**1** These regulations may be cited as *The Passenger and Freight Elevator Regulations, 2003*.

**Interpretation**

**2(1)** In these regulations:

- (a) **“acceptance inspection”** means an inspection required by subsection 20(1);
- (b) **“Act”** means *The Passenger and Freight Elevator Act*;
- (c) **“applicable code”** means:
  - (i) with respect to passenger elevators, freight elevators, dumbwaiters, escalators and moving walks, the Canadian Standards Association standard B44-00 *Safety Code for Elevators*, including Update No.1 B44 00 September 2002, as amended by Part I of the Appendix;
  - (ii) with respect to personnel hoists, the Canadian Standards Association standard CAN/CSA Z185-M87 *Safety Code for Personnel Hoists*;
  - (iii) with respect to manlifts, the Canadian Standards Association standard B311-02 *Safety Code for Manlifts*;
  - (iv) with respect to passenger ropeways, the Canadian Standards Association standard Z98-01 *Passenger Ropeways*, including Z98S1-02 Supplement No. 1 to CAN/CSA-Z98-01, *Passenger Ropeways*, December 2002;
  - (v) with respect to lifts for persons with physical disabilities, the Canadian Standards Association standard B355-00 *Lifts for Persons with Physical Disabilities*, including B355S1-02 Supplement No. 1 to CAN/CSA-B355-00, *Lifts for Persons with Physical Disabilities*, September 2002; and
  - (vi) with respect to electrical wiring, apparatus and devices associated with the construction or operation of an elevator, the latest prescribed edition of the *Canadian Electrical Code*, within the meaning of subsection 5(1) of *The Electrical Inspection Act, 1993*;
- (d) **“approved”** means approved by the chief inspector;

- (e) **“B44 Code”** means the Canadian Standards Association standard B44-00 *Safety Code for Elevators*, including Update No.1 B44-00 September 2002, as amended by Part I of the Appendix;
- (f) **“dumbwaiter”** means an elevator used exclusively for carrying freight that moves in guides in a substantially vertical direction and has a floor area, compartment height and capacity that do not exceed the maximum measurements specified in the applicable code, but does not include a small hand-operated lift with a capacity of 10 kilograms or less and a car-platform area of not more than 0.02 metres squared;
- (g) **“escalator”** means an elevator that is power-driven and that is an inclined and continuous stairway or runway affixed to a building or structure and used for raising or lowering persons;
- (h) **“freight elevator”** means an elevator used for carrying freight and on which only the operator and the persons necessary for loading and unloading the freight are permitted by the applicable code to ride;
- (i) **“inclined elevator”** means an elevator equipped with a car or platform that moves at an angle other than the vertical and serves two or more permanent levels, but does not include a stair platform lift for persons with physical disabilities;
- (j) **“lift for persons with physical disabilities”** means an elevator that is used primarily to transport persons with physical disabilities between fixed points of a building or structure, and includes an enclosed or unenclosed stair chair lift, stair platform lift and vertical platform lift as defined by the applicable code;
- (k) **“major alteration”** means a change from the original design of an existing elevator that, if performed on the elevator:
- (i) would affect the inherent safety or operational characteristics of the elevator; and
  - (ii) would be required by the applicable code to be subjected to specific inspection and testing;
- (l) **“manlift”** means a mechanism for lifting or lowering persons in a substantially vertical direction that has a power-driven endless belt with platforms or footholds, a power-driven counter-balanced mechanism or a device powered by energy other than hand or gravity, and includes the hoistway and the hoistway enclosure for the mechanism;
- (m) **“material lift”** means an elevator that:
- (i) is equipped with a car that moves within a guide system installed at an angle greater than 70 degrees from the horizontal;
  - (ii) serves two or more landings; and
  - (iii) is used for the purpose of transporting materials;

- (n) **“passenger elevator”** means an elevator that is designed and constructed for the purpose of carrying persons;
- (o) **“passenger ropeway”** means a device used to transport passengers from one level or landing to another, and includes a chair-lift, gondola lift, T-bar lift, J-bar lift, platter lift, rope tow and other similar devices;
- (p) **“personnel hoist”** means a temporary mechanism for hoisting and lowering workers or materials in connection with the construction, alteration, maintenance or demolition of a building, structure or other work, that is equipped with a car that moves in guides during its vertical movement, and includes the hoistway and hoistway enclosure for the mechanism;
- (q) **“private residence elevator”** means a passenger elevator that is limited in size, capacity, rise and speed and is installed in a single-family dwelling or in a multiple dwelling to provide access to a dwelling unit ordinarily occupied by the members of a single family unit, and includes:
- (i) a porch lift installed:
    - (A) in the case of a single-family dwelling, adjacent to the entrance; or
    - (B) in the case of a multiple dwelling, adjacent to a point of access to a dwelling unit ordinarily occupied by the members of a single family unit; and
  - (ii) a floor-to-floor elevator, including an inclined elevator, installed within the dwelling unit;
- (r) **“reinstallation”** means the relocation of an existing elevator from one location or premises to another;
- (s) **“special freight elevator”** means a freight elevator that has been converted for the purpose of carrying passengers and meets the requirements set out in clause 2.16.4 of the B44 Code for the carrying of passengers on freight elevators;
- (t) **“special inspection”** means:
- (i) an inspection made by an inspector pursuant to section 15 of the Act; or
  - (ii) any other inspection made by an inspector on request, the cost of which is not included in any other fee charged pursuant to these regulations.
- (2) A reference in these regulations to a table is a reference to the table as set out in Part II of the Appendix.

**Exemptions****3** The Act does not apply to:

- (a) belt, bucket or scoop roller conveyors or conveyors of a similar type;
- (b) portable tiering or piling machines used to move materials to and from storage that do not operate from one floor to another;
- (c) equipment for feeding or positioning materials at machine tools, printing presses, furnaces and other similar equipment;
- (d) hoists provided with unguided hooks, slings or other similar means for attaching to the materials conveyed;
- (e) automotive or industrial lubrication hoists or similar mechanisms;
- (f) wharf ramps;
- (g) amusement devices;
- (h) stage and orchestra lifts;
- (i) lift bridges;
- (j) railroad car lifts or dumpers;
- (k) material hoists used to raise and lower building material in buildings under construction;
- (l) devices used only for the transfer of material or equipment that travel a distance of less than one storey and not exceeding two metres;
- (m) hoists in mine shafts and underground workings;
- (n) private residence elevators;
- (o) lifting devices that are an integral part of a fully automatic conveyor or material handling system;
- (p) portable lifts for persons with physical disabilities;
- (q) freight ramps that incorporate a means for adjusting the slope of the ramp;
- (r) powered platforms that are designed to provide access to the exterior or interior of a building or structure and that consist of a suspended working platform, a roof car, or other suspension means and track or guidance systems;
- (s) window cleaning platform hoists; or
- (t) winches and jacks attached to or carried as part of the normal equipment of vehicles or as accessories to vehicles.

**Codes and standards**

4(1) The following codes are adopted for the purposes of these regulations:

- (a) the Canadian Standards Association standard B44-00 *Safety Code for Elevators*, including Update No.1 B44-00 September 2002, as amended by Part I of the Appendix;
  - (b) the Canadian Standards Association standard CAN/CSA Z185-M87 *Safety Code for Personnel Hoists*;
  - (c) the Canadian Standards Association standard B311-02 *Safety Code for Manlifts*;
  - (d) the Canadian Standards Association standard Z98-01 *Passenger Ropeways*, including Z98S1-02 Supplement No. 1 to CAN/CSA-Z98-01, *Passenger Ropeways*, December 2002;
  - (e) the Canadian Standards Association standard B355-00 *Lifts for Persons with Physical Disabilities*, including B355S1-02 Supplement No. 1 to CAN/CSA-B355-00, *Lifts for Persons with Physical Disabilities*, September 2002;
  - (f) with respect to electrical wiring, apparatus and devices associated with the construction or operation of an elevator, the latest prescribed edition of the *Canadian Electrical Code*, within the meaning of subsection 5(1) of *The Electrical Inspection Act, 1993*.
- (2) Except as otherwise provided in these regulations, each elevator, its parts and its electrical wiring and associated apparatus and devices are subject to the applicable code.

## PART II Contractors' Licences

**Classes of contractors' licences**

5 The following classes of contractors' licences are established:

- (a) Class A, which authorizes the holder to construct, rebuild, alter, repair, service or test elevators or parts of elevators;
- (b) Class B, which authorizes the holder to alter, repair, service or test elevators or parts of elevators and to act as an agent for the holder of a Class A contractor's licence;
- (c) Class C, which authorizes the holder to construct, install, rebuild, alter, repair, service or test lifts for persons with disabilities.

**Application and fee for contractor's licence**

6 On or before January 1 in each year, a contractor shall apply to the department for a contractor's licence and pay the fee set out in Table 1.

**Issuance of contractor's licence**

7 The chief inspector may issue a contractor's licence of the appropriate class to a contractor if the chief inspector is satisfied that the contractor or the employees of the contractor who will carry out the work authorized by the licence are trained and experienced in the construction of elevators.

**Subcontracting not authorized by contractor's licence**

8 A contractor's licence held by a person, firm or corporation that directly employs other persons for the purpose of constructing, installing, rebuilding, altering, repairing, servicing or testing elevators covers only the work of any employees so employed and does not authorize the contractor to subcontract that work to persons not directly employed by the contractor.

**Contractor's licence to certain owners**

9(1) The chief inspector may issue a contractor's licence of the appropriate class to an owner who applies to the department and remits one-half of the fee set out in Table 1 if the chief inspector is satisfied that the owner has engineering facilities and employees trained and experienced in the construction of elevators.

(2) A contractor's licence issued pursuant to subsection (1) authorizes the owner to do work only on an elevator owned by the owner that is specified in the licence.

### PART III Elevator Licences

**Application and fee for elevator licence**

10(1) Every person, firm or corporation who or that, as an owner or agent, is responsible for the operation of an elevator shall annually apply to the department for an elevator licence and, subject to subsection (4), shall remit the fee set out in Table 2.

(2) Subject to subsection (3), an application for an elevator licence must be made on or before January 1 of the year for which the licence is required.

(3) Subsection (2) does not apply to:

- (a) a passenger ropeway, chair lift, T-bar lift, rope tow or other similar device; or
- (b) a personnel hoist.

(4) The fee payable with respect to an elevator licence, other than a licence for a type of elevator mentioned in subsection (3), is to be reduced by one-half if the elevator has not passed an acceptance inspection or a special inspection before July 1 in the year for which the licence is issued.

**Duration of elevator licence**

11 Unless it is sooner cancelled or suspended:

- (a) an elevator licence to which subsection 10(2) applies is valid until December 31 of the year for which it is issued;
- (b) a licence for a type of elevator mentioned in clause 10(3)(a) is valid for a period of 12 months from the date of issue; and
- (c) a licence for a personnel hoist is valid for a period of 12 months from the date of issue or until the location of the personnel hoist is changed, whichever occurs first.

**Application of licence**

**12** An elevator licence applies only to the particular elevator for which it is issued and is not transferable.

**Posting requirements**

**13** The holder of an elevator licence shall cause the licence to be posted:

- (a) in the car of a passenger elevator;
- (b) in the car of, or in some conspicuous place near, a freight elevator; or
- (c) adjacent to the machine or in the machine room or as otherwise instructed by an inspector, in the case of a dumbwaiter, escalator, manlift, inclined elevator, lift for persons with disabilities or personnel hoist.

**Unlicensed elevator**

**14** Any unlicensed elevator may be sealed by the chief inspector, without notice, to prevent its unauthorized use.

**PART IV****Design, Installation and Major Alteration****Application of codes**

**15** The requirements set out in the applicable code respecting the design, construction, installation and testing of elevators apply to:

- (a) a new elevator;
- (b) a reinstallation;
- (c) an elevator installed to replace an obsolete or condemned elevator; and
- (d) a major alteration.

**Submissions for review and registration**

**16(1)** Before commencing construction or installation of an elevator, a contractor must submit three copies of the drawings and specifications containing the information set out in Part III of the Appendix to the department for review and registration.

(2) Before reinstalling an existing elevator and before any major alteration on an existing elevator, a contractor must submit three copies of any drawings, specifications and other information that is required by the chief inspector to the department for review and registration.

(3) Drawings submitted for design registration pursuant to subsection (1) or (2) must be stamped and endorsed by a registered professional engineer.

**Registration**

**17(1)** If, after a review by an inspector, the chief inspector is satisfied that the drawings, specifications and other information submitted pursuant to section 16 are appropriate for registration:

- (a) the chief inspector may accept the drawings, specifications and other information for registration; and



- (b) the department shall allot a registration number to drawings, specifications and other information accepted for registration and return one copy bearing the registration number to the person who submitted them.
- (2) The acceptance for registration of drawings, specifications and other information pertaining to any proposed elevator, reinstallation or major alteration does not relieve the owner or contractor from compliance with the applicable code.

**Registration fees**

- 18(1)** The fees to be paid by a contractor for an application to register drawings and specifications for a new or reinstalled elevator or an elevator to which major alterations are to be made:
- (a) are those set out in Table 3; and
  - (b) must be paid not later than 30 days after the date of the invoice sent by the department.
- (2) The chief inspector may cancel a registration granted pursuant to section 17 if the contractor fails to pay the registration fee within the period specified in clause (1)(b).

**Requirements where existing elevator requires extensive repairs or alterations**

- 19(1)** This section applies to existing elevators that were constructed or installed in accordance with a code that is a predecessor to the applicable code for the type of elevator in question.
- (2) If an accident occurs involving an existing elevator, or if an existing elevator is in a condition that requires extensive repairs or alterations in order to comply with these regulations or an instruction or requirement of an inspector, the chief inspector may, by written notice, require the owner to have the elevator repaired or altered to comply with the requirements of the applicable code.
- (3) If the owner fails to comply with the requirements set out in a notice given pursuant to subsection (2) within the time specified in the notice, the owner shall:
- (a) ensure that use of the elevator is discontinued; or
  - (b) replace the elevator.

**Acceptance inspection**

- 20(1)** Subject to subsections (5) and (6), no person shall put into operation any new elevator, any reinstallation or any existing elevator that is undergoing a major alteration until the elevator has passed an acceptance inspection conducted by an inspector.
- (2) No acceptance inspection will be carried out unless there is a valid registration pursuant to section 17 of the drawings and specifications for the new elevator, reinstallation or major alteration, as the case may be.
- (3) At a reasonable time before the completion of an installation of a new elevator, a reinstallation or a major alteration to an existing elevator, the contractor shall notify the department as to when the elevator will be ready for an acceptance inspection and specify the date on which the elevator is intended to be placed in service.

(4) An acceptance inspection may be requested in accordance with subsection (3) to authorize the temporary use of an elevator for carrying workmen and materials.

(5) If, in the opinion of the chief inspector, it is appropriate to do so, the chief inspector may authorize the operation of an elevator before an acceptance inspection has been carried out if:

- (a) a test of all safety apparatus is carried out by the contractor; and
- (b) the chief inspector is satisfied, by means of an affidavit or other approved certification, with the performance and results of any tests carried out pursuant to clause (a).

(6) If, in the inspection report prepared by an inspector who has conducted an acceptance inspection, the inspector has required that corrections or other changes be made, and those corrections or changes are outside the scope of the contractor's work, the chief inspector may grant an interim or conditional approval to operate the elevator pending remedial action by the owner or the owner's agent to meet the requirements set out in the inspection report.

**Acceptance inspection fees**

**21(1)** The fees to be paid by a contractor for an acceptance inspection pursuant to section 20 are those set out in Table 4.

(2) In addition to the fees mentioned in subsection (1), an inspection fee as set out in Table 5 is payable:

- (a) for every hour or portion of an hour that an acceptance inspection is unduly delayed or prolonged by the contractor; or
- (b) for every hour or portion of an hour of an acceptance inspection that is a repeat visit by an inspector to the site of an elevator.

**Provision of materials necessary for inspection**

**22** The contractor who installs or reinstalls an elevator or carries out major alterations on an elevator shall provide the necessary materials for the performance of the acceptance inspection required by section 20.

## PART V

### Use, Operation, Maintenance, Repair and Replacement

**General duty re safe condition**

**23(1)** The owner of an elevator shall ensure that the elevator is maintained in a condition that is safe for its use and operation.

(2) For the purposes of subsection (1), the owner of an elevator shall determine the frequency of maintenance and methods of maintenance to be used on the basis of:

- (a) the age, condition and accumulated wear of the equipment;
- (b) the design and inherent quality of the equipment;
- (c) the frequency and method of usage of the equipment; and
- (d) the environment in which the elevator is being operated.

**Standards for certain new elevators**

**24(1)** This section applies to elevators for which the B44 Code is the applicable code.

(2) Without limiting the generality of section 23, the owner of an elevator installed after the coming into force of these regulations shall ensure that:

- (a) the maintenance, repair and replacement requirements of the B44 Code are complied with in relation to that elevator; and
- (b) that elevator is subjected to periodic inspection and testing in accordance with the requirements of the B44 Code.

**Standards for certain existing elevators**

**25(1)** This section applies to elevators constructed or installed in accordance with a code that is a predecessor to the B44 Code.

(2) Without limiting the generality of section 23, the owner of an elevator installed before the coming into force of these regulations shall ensure that:

- (a) the maintenance requirements of the code that applied to the elevator at the time of its installation are complied with;
- (b) the repair and replacement requirements of the B44 Code are complied with; and
- (c) any of the periodic inspection and testing requirements set out in sections 26 to 28 that apply to the elevator are complied with.

**Periodic testing of electric elevators**

**26(1)** The following periodic inspection and test requirements apply to existing electric elevators:

- (a) the category 1 tests of the safety components set out in clause 8.11.2.2 of the B44 Code;
- (b) the category 5 tests for governors set out in clause 8.11.2.3.2 of the B44 Code.

(2) The inspections and tests required pursuant to subsection (1) must be carried out at intervals not exceeding five years.

**Periodic testing of hydraulic elevators**

**27(1)** The following periodic inspection and test requirements apply to existing hydraulic elevators:

- (a) the category 1 tests of the safety components set out in clause 8.11.3.2 of the B44 Code;
- (b) subject to subsection (2), the category 5 tests for safeties and governors set out in clause 8.11.3.4 of the B44 Code.

(2) Safeties are to be tested in accordance with the procedures set out in clause 8.11.2.2.2 of the B44 Code.

(3) The inspections and tests required pursuant to subsection (1) must be carried out at intervals not exceeding five years.

**Periodic testing of escalators**

**28(1)** The category 1 tests of the periodic inspection and test requirements set out in clause 8.11.4.2 of the B44 Code apply to existing escalators.

(2) The inspections and tests required pursuant to subsection (1) must be carried out at intervals not exceeding one year.

**Maintenance and inspection records**

**29(1)** The owner of an elevator shall:

(a) ensure that:

(i) the contractor who performs any work of maintenance or carries out any inspections or tests on the elevator makes an entry setting all relevant information respecting that work or those inspections or tests in a record or log; and

(ii) the record or log is posted in the elevator machine room; and

(b) keep a copy of the record or log on file for a period of five years from the date of the last entry.

**Use or operation of unmarked elevator prohibited**

**30** No person shall use or operate, or permit to be used or operated, any elevator, unless every plate, label and notice mentioned in the applicable code is in a location and condition so that it is clearly legible.

**Operation in accordance with code required**

**31** The owner of an elevator shall ensure that no person operates the elevator in a manner contrary to any requirements of the applicable code governing the operation of elevators of that type.

**Unsafe conduct prohibited**

**32** No person shall conduct himself or herself in or about an elevator in any manner that:

(a) impairs the safe operation of the elevator; or

(b) endangers the safety of any person or freight.

**Safety devices**

**33(1)** No person shall remove, displace, interfere with or damage any device installed in or about an elevator for its safe operation unless the person is:

(a) a person who makes an inspection pursuant to the Act;

(b) a contractor; or

(c) a competent mechanic who makes a test or repair.

(2) If a safety device installed in or about an elevator has been removed, displaced, interfered with or damaged, the elevator is not to be used or operated for any purpose other than inspection, testing or repair until the safety device has been restored to working order.

**Restriction of access in certain cases**

**34(1)** The owner of an enclosed vertical platform lift, stair platform lift or stair chair lift shall ensure that the public is not able to gain access to the area where the lift is installed while the lift is in operation.

(2) The owner of a stair platform lift shall ensure that the public is not able to gain access to the inside of the runway while the lift is in operation.

**Use of lift for persons with disabilities**

**35(1)** The owner of a lift for persons with disabilities shall ensure that:

(a) the lift is used primarily for the transportation of persons with physical disabilities;

(b) the operation of the lift is restricted to persons with physical disabilities designated by the owner as capable and trained to use and operate the lift unaided or to attendants designated by the owner; and

(c) the load-carrying unit of the lift is operated by means of a keyed control for the lift.

(2) The owner of a lift for persons with disabilities shall post a notice stating that the use of a lift for persons with disabilities is restricted to persons with physical disabilities and their attendants:

(a) at each landing or runway entrance of the lift; and

(b) at the load carrying unit of the lift.

(3) Where a lift for persons with disabilities is located in a building used by the public and the lift is not readily accessible, the owner of the lift shall post a notice at each entrance to the building indicating the location of the lift.

**PART VI****General****Special inspection fee**

**36** The fee payable with respect to a special inspection made at the request of an owner or other person is the fee set out in Table 5.

**Fee for replacement of licence**

**37** The fee payable with respect to the replacement of a licence is the fee set out in Table 5.

**Availability of inspection report**

**38** Subject to any laws governing the privacy of personal information and on payment of the fee prescribed in Table 5, any person may obtain a copy of an inspector's report pertaining to the condition of any elevator that has been inspected by an inspector.

**R.S.S. c.P-4 Reg 1 repealed**

**39** *The Passenger and Freight Elevator Regulations, 1982* are repealed.

**Coming into force**

**40** These regulations come into force on January 1, 2004.

## Appendix

### PART I

#### **Amendments to Canadian Standards Association standard B44-00 *Safety Code for Elevators*, including Update No.1 B44-00 September 2002**

[Subclause 2(1)(c)(i) and clause 4(1)(a)]

#### **Code amended**

**1** The Canadian Standards Association standard B44-00 *Safety Code for Elevators*, including Update No.1 B44-00 September 2002, is amended in the manner set forth in this Part.

#### **Section 8.6 amended**

**2(1)** The “c8.6 Note” following the heading “Section 8.6 - Maintenance, Repair, and Replacement” is struck out.

**(2)** Clauses 8.6.1 to 8.6.10 are adopted as part of the code.

**(3)** Clause 8.6.12 is repealed.

### PART II

#### **Fees**

Table 1

[Sections 6 and 9]

#### CONTRACTORS' LICENCE FEES

|                       |           |
|-----------------------|-----------|
| Class A Licence ..... | \$ 250.00 |
| Class B Licence ..... | 125.00    |
| Class C Licence ..... | 105.00    |

Table 2  
[Section 10]

ELEVATOR LICENCE FEES

|   |          |
|---|----------|
| Passenger elevator .....                          | \$105.00 |
| Freight elevator .....                            | 105.00   |
| Inclined elevator .....                           | 105.00   |
| Hand powered freight elevator .....               | 45.00    |
| Power and hand driven dumbwaiter .....            | 60.00    |
| Escalator or moving walk .....                    | 60.00    |
| Each additional escalator in a series .....       | 30.00    |
| Material lift .....                               | 105.00   |
| Lift for persons with physical disabilities ..... | 50.00    |
| Manlifts:   |          |
| Passenger power-type manlift .....                | 105.00   |
| Belt manlift .....                                | 60.00    |
| Passenger ropeways:                               |          |
| Surface ropeway .....                             | 75.00    |
| Above-surface ropeway .....                       | 200.00   |
| Personnel hoist .....                             | 100.00   |

Table 3  
[Section 18]

SPECIFICATIONS AND DRAWINGS REGISTRATION FEES

|   |          |
|---|----------|
| Passenger or freight elevator .....         | \$230.00 |
| Inclined elevator .....                     | 230.00   |
| Material lift .....                         | 230.00   |
| Hand powered freight .....                  | 120.00   |
| Power and hand driven dumbwaiter .....      | 150.00   |
| Escalator or moving walk .....              | 100.00   |
| Each additional escalator in a series ..... | 45.00    |
| Lift for persons with disabilities .....    | 50.00    |
| Manlifts:                                   |          |
| Passenger power-type manlift .....          | 230.00   |
| Belt-type manlift .....                     | 120.00   |
| Passenger ropeways:                         |          |
| Surface ropeway (except rope tow) .....     | 230.00   |
| Rope tow .....                              | 105.00   |
| Above surface ropeway .....                 | 230.00   |
| Personnel hoist .....                       | 150.00   |

Table 4  
[Subsection 21(1)]

ACCEPTANCE INSPECTION FEES

|   |           |
|---|-----------|
| Passenger elevator .....                          | \$ 250.00 |
| Freight elevator .....                            | 250.00    |
| Inclined elevator .....                           | 250.00    |
| Hand powered freight .....                        | 115.00    |
| Power and hand driven dumbwaiter .....            | 140.00    |
| Escalator and moving walk .....                   | 140.00    |
| Material lift .....                               | 250.00    |
| Lift for persons with physical disabilities ..... | 120.00    |
| Manlifts:   |           |
| Passenger power-type manlift .....                | 250.00    |
| Belt manlift .....                                | 140.00    |
| Surface ropeway .....                             | 175.00    |
| Above surface ropeway .....                       | 400.00    |
| Personnel hoist .....                             | 200.00    |

Table 5  
[Subsection 22(2), sections 36, 37 and 38]

MISCELLANEOUS FEES

|   |  |
|---|--|
| Unduly delayed or prolonged acceptance inspection<br>(every hour or portion of an hour) ..... | \$40.00  |
| Repeat visit (every hour or portion of an hour) .....   | 40.00  |
| Special inspection .....  | 50.00 per hour or<br>portion of an hour<br>plus inspector's<br>travelling expenses |
| Inspection report to person other than the licence holder .....                               | 10.00  |
| Each replacement of a licence .....   | 10.00  |



## Part III

**Details for Plans and Specifications**

[Section 16]

Layout plans and specifications submitted for review on registration must contain:

- (a) the details specifically mentioned in the applicable code;
- (b) the name and address of the building and the owner;
- (c) the name and address of the architect and general contractor;
- (d) the name of the elevator contractor and manufacturer;
- (e) the elevator contractor's sales or code numbers for each machine;
- (f) the class of service – passenger or freight;
- (g) the class of loading – A, B or C;
- (h) the type of machine – traction, drum or hydraulic;
- (i) the type of operation;
- (j) the type of control;
- (k) the rated load;
- (l) the contract speed;
- (m) the roping – 1:1, 2:1, etc;
- (n) the number, size and length of ropes;
- (o) the diameter of sheaves and drums;
- (p) the distance of travel;
- (q) the number of stops and openings;
- (r) the motor output and voltage rating;
- (s) the clearance in and dimensions of the machine room;
- (t) the location of disconnect and light switches in the machine room;
- (u) the detail of access to the machine room and pit;
- (v) the type of hoistway enclosures and specific arrangement for ventilation, if required by the applicable code;
- (w) the hoistway dimensions - plan and elevation showing projections, ledges, etc;
- (x) all horizontal and vertical clearances - final top and bottom car and counterweight clearances;
- (y) the type of hoistway doors - manual or power;
- (z) the distance between hoistway and car doors, showing sight guards, if required;

- (aa) the type of door locks - mechanical locks and contacts or interlocks;
- (bb) all weights and reactions;
- (cc) the effective platform area;
- (dd) electric and hydraulic schematic diagrams indicating safety-related circuitry and components and identifying the sequence of operation of the safety-related equipment;
- (ee) the manufacturer's test procedures for safety-related equipment or components, as identified under the testing procedures in the applicable code.

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## CHAPTER P-30.2 REG 1

### *The Provincial Emblems and Honours Act*

#### Section 27.4

Order in Council 692/2003, dated August 26, 2003

(Filed August 27, 2003)

#### **Title**

**1** These regulations may be cited as *The Saskatchewan Protective Services Medal Regulations*.

#### **Designated organizations**

**2** The following organizations are designated for the purposes of subsection 27.2(1.1) of *The Provincial Emblems and Honours Act* as organizations that may nominate persons to receive the Saskatchewan Protective Services Medal in accordance with that Act:

- (a) all federal, provincial, municipal, airport and volunteer fire fighting and fire prevention organizations;
- (b) Royal Canadian Mounted Police;
- (c) all police agencies created under *The Police Act*;
- (d) Canadian National Railway Police;
- (e) Canadian Pacific Railway Police;
- (f) Wascana Centre Authority;
- (g) Saskatchewan Legislative Assembly;
- (h) Canada Customs and Revenue Agency;
- (i) Citizenship and Immigration Canada;
- (j) all emergency medical services organizations;
- (k) Canadian Forces;
- (l) Department of Environment (Saskatchewan);
- (m) Parks Canada;
- (n) Department of Highways and Transportation (Saskatchewan), Transport Compliance Branch;

- (o) Department of Corrections and Public Safety (Saskatchewan);
- (p) Correctional Service of Canada;
- (q) Canadian Security Intelligence Service.

**Coming into force**

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

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**SASKATCHEWAN REGULATIONS 85/2003***The Securities Act, 1988*

Section 154

Commission Order, dated July 3, 2003

(Filed August 26, 2003)

**Title**

**1** These regulations may be cited as *The Securities Commission (Adoption of National Instruments) Amendment Regulations, 2003 (No. 4)*.

**R.R.S. c.S-42.2 Reg 3 amended**

**2** *The Securities Commission (Adoption of National Instruments) Regulations* are amended in the manner set forth in these regulations.

**Part XX of Appendix amended**

**3(1)** Part XX of the Appendix is amended in the manner set forth in this section.

**(2) Clause 2.3(3)(a) is repealed and the following substituted:**

“(a) the SEDI issuer issues any security or class of securities to any insider of the SEDI issuer, unless that issuance has already been disclosed in its issuer profile supplement”.

**(3) Subsection 4.1(3) is repealed and the following substituted:**

“(3) The requirements of securities legislation relating to paper format filings of insider reports apply to a filing under subsection (1) except that signatures to the paper format document may be in typed form rather than manual format and an agent may sign the paper format document on behalf of an insider who is an individual without filing a completed power of attorney”.

**(4) The following subsection is added after subsection 4.1(5):**

“(6) Despite subsection 2.1(3) and sections 2.3 and 2.4, if unanticipated technical difficulties prevent a SEDI filer from filing an issuer profile supplement, an amended issuer profile supplement, an issuer event report or an amended insider profile within the specified time, the SEDI filer shall file such document as soon as practicable after the unanticipated technical difficulties have been resolved”.

**(5) The following Part is added after Part 7:**

**“PART 8 FILING OF ISSUER PROFILE SUPPLEMENT**

**“8.1 Filing of Issuer Profile Supplement**

(1) A SEDI issuer that filed an issuer profile supplement in SEDI format on or before January 31, 2002 shall file a new and current issuer profile supplement in SEDI format not later than the date specified by the regulator under subsection (2).

(2) For the purposes of subsection (1), the regulator may specify a period and that period must:

(a) begin no earlier than the date that the notice is published under subsection (3); and

(b) be at least 18 days in length.

(3) After specifying a period under subsection (2), the regulator shall:

(a) publish a notice specifying the date the period ends and the filing requirement under subsection (1); and

(b) issue a press release summarizing the notice given under paragraph (a)”.

**(6) Item 11 of Form 55-102F1 is repealed and the following substituted:**

**“11. Date the insider became an insider or date of opening balance**

For each reporting issuer added under item 9 above, if the insider has not filed an insider report in respect of the reporting issuer since becoming an insider, provide the date on which the insider became an insider of the reporting issuer. Otherwise, provide an opening balance date. This opening balance date will be used as the date for all opening balances of securities of this reporting issuer. The opening balance date should be a date prior to the date of any transactions that will be reported for this reporting issuer in SEDI”.

**(7) Form 55-102F1 is amended in the Part entitled *Notice B Collection and Use of Personal Information* by striking out “Saskatchewan Securities Commission 800 – 1920 Broad Street” and substituting “Saskatchewan Financial Services Commission, Securities Division 6<sup>th</sup> Floor, 1919 Saskatchewan Drive”.**

**(8) Item 8 of Form 55-102F2 is amended by striking out “The ‘date of the transaction’ will be the date the insider became an insider or the date of the previous filing, whichever has been reported in the insider profile” and substituting “The ‘Opening/initial balance date’ will be the date the insider became an insider or the date the insider entered for all opening balances for securities of this issuer”.**

**(9) Form 55-102F2 is amended in the Part entitled *Notice B Collection and Use of Personal Information* by striking out “Saskatchewan Securities Commission 800 – 1920 Broad Street” and substituting “Saskatchewan Financial Services Commission, Securities Division 6<sup>th</sup> Floor, 1919 Saskatchewan Drive”.**

**(10) Item 7 of Form 55-102F3 is amended by striking out “being profiled” and substituting “that is held by an insider of the reporting issuer who has direct or indirect beneficial ownership of, or control or direction over, that security or class of security”.**

**(11) Form 55-102F3 is amended in the Part entitled *Notice B Collection and Use of Personal Information* by striking out “Saskatchewan Securities Commission 800 – 1920 Broad Street” and substituting “Saskatchewan Financial Services Commission, Securities Division 6<sup>th</sup> Floor, 1919 Saskatchewan Drive”.**

(12) The following Form is added after Form 55-102F5:

**“FORM 55-102F6  
“INSIDER REPORT**

|   |  |  |
|---|--|--|
| <p><b>FORM 55-102F6<br/>INSIDER REPORT</b><br/>(See instructions on the back of this report)</p>  | <p><b>Notice - Collection and Use of Personal Information:</b> The personal information required under this form is collected on behalf of and used by the securities regulatory authorities set out below for purposes of the administration and enforcement of certain provisions of the securities legislation in British Columbia, Alberta, Saskatchewan, Manitoba, Ontario, Quebec, Nova Scotia and Newfoundland. Some of the required information will be made public pursuant to the securities legislation in each of the jurisdictions indicated above. Other required information will remain confidential and will not be disclosed to any person or company except to any of the securities regulatory authorities or their authorized representatives. If you have any questions about the collection and use of this information, you may contact the securities regulatory authority in any jurisdiction(s) in which the required information is filed, at the address(es) or telephone number(s) set out on the back of this report.</p> |  |
| <p><b>BOX 1. NAME OF THE REPORTING ISSUER<br/>(BLOCK LETTERS)</b></p>   | <p><b>BOX 3. NAME, ADDRESS AND TELEPHONE NUMBER OF THE INSIDER<br/>(BLOCK LETTERS)</b></p> <p>FAMILY NAME OR CORPORATE NAME _____</p> <p>GIVEN NAMES _____</p> <p>NO. _____ STREET _____ APT. _____</p> <p>CITY _____</p> <p>PROV _____ POSTAL CODE _____</p> <p>BUSINESS TELEPHONE NUMBER _____ EXT. _____</p> <p>BUSINESS FAX NUMBER _____ CHANGE IN NAME, ADDRESS OR TELEPHONE NUMBER FROM LAST REPORT <input type="checkbox"/> YES <input type="checkbox"/> NO</p>   |  |
| <p><b>BOX 2. INSIDER DATA</b></p> <p>RELATIONSHIP(S) TO REPORTING ISSUER: _____</p> <p>CHANGE IN RELATIONSHIP FROM LAST REPORT: <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>DATE OF LAST REPORT FILED: (DD/MM/YY) _____</p> <p>IF INITIAL REPORT, DATE ON WHICH YOU BECAME AN INSIDER: (DD/MM/YY) _____</p> | <p><b>BOX 4. JURISDICTION(S) WHERE THE ISSUER IS A REPORTING ISSUER OR THE EQUIVALENT</b></p> <p><input type="checkbox"/> ALBERTA</p> <p><input type="checkbox"/> BRITISH COLUMBIA</p> <p><input type="checkbox"/> MANITOBA</p> <p><input type="checkbox"/> NEWFOUNDLAND</p> <p><input type="checkbox"/> NOVA SCOTIA</p> <p><input type="checkbox"/> ONTARIO</p> <p><input type="checkbox"/> QUÉBEC</p> <p><input type="checkbox"/> SASKATCHEWAN</p>   |  |



| INSTRUCTIONS  |  | List of Codes |
|---|--|---------------|
| <p>Insider Reports in English and French are available from Manitoba, Ontario, and Québec. If you are a corporate insider in the province of Québec, you will receive correspondence in French. Individuals in the province of Québec will receive, upon request, correspondence in English.</p> <p>Where an insider of a reporting issuer does not own or have control or direction over securities of the reporting issuer, or where an insider's ownership or direction or control over securities of the reporting issuer remains unchanged from the last report filed, a report is not required. Insider reports are not required to be filed in New Brunswick, the Northwest Territories, Nunavut, Prince Edward Island or the Yukon.</p> <p>If you have any questions about the form you should be using to file your report, see National Instrument 55-102 <i>System for Electronic Disclosure by Insiders (SEDI)</i>.</p> <p><b>BOX 1 Name of reporting issuer</b><br/>Provide the full legal name of the reporting issuer. Use a separate report for each reporting issuer.</p> <p><b>BOX 2 Insider data</b><br/>Indicate all of your relationship(s) to the reporting issuer using the following codes:</p> <ul style="list-style-type: none"> <li>– Reporting issuer that has acquired securities issued by itself 1</li> <li>– Subsidiary of the reporting issuer 2</li> <li>– Security holder who beneficially owns or who exercises control or direction over more than 10% of the securities of the reporting issuer (<i>Québec Securities Act</i> – 10% of a class of shares) to which are attached voting rights or an unlimited right to a share of the profits and to its assets in case of winding up 3</li> <li>– Director of a reporting issuer 4</li> <li>– Senior officer of a reporting issuer 5</li> <li>– Director or senior officer of a security holder referred to in 3 6</li> <li>– Director or senior officer of an insider or subsidiary of the reporting issuer, other than in 4, 5 and 6 7</li> <li>– Deemed insider – 6 months before becoming an insider 8</li> </ul> <p>If you have filed a report before, indicate whether your relationship to the reporting issuer has changed.</p> <p>Specify the date of the last report you filed, and if it is an initial report, the date on which you became an insider.</p> <p><b>BOX 3 Name, address and telephone number of the insider.</b><br/>Provide your name, address and business telephone number.</p> <p><b>BOX 4 Jurisdiction</b><br/>Indicate each jurisdiction where the issuer is a reporting issuer or the equivalent.</p> <p><b>BOX 5 Insider holdings and changes</b><br/>Show direct and indirect holdings separately, both in the initial report and where a transaction is reported. Indicate only one transaction per line.</p> <p>For an initial report complete only:</p> <ul style="list-style-type: none"> <li>A designation of class of securities held</li> <li>D present balance of class of securities held nature of ownership (see List of Codes)</li> <li>F identification of the registered holder where ownership is not direct</li> </ul> <p>If you acquired or disposed of securities while an insider, complete sections A to F:</p> <p><b>A</b> Indicate a designation of the securities traded that is sufficient to identify the class, including yield, series, maturity.</p> <p><b>B</b> Indicate the number of securities, or for debt securities, the aggregate nominal value, of the class held, directly and indirectly, before the transaction that is being reported.</p> <p><b>C</b> Indicate for each transaction:</p> <ul style="list-style-type: none"> <li>– the date of the transaction (not the settlement date)</li> <li>– the nature of the transaction (see List of Codes)</li> <li>– the number of securities acquired or disposed of, or for debt securities, the aggregate nominal value</li> <li>– the unit price paid or received on the day of the transaction, excluding the commission</li> <li>– if the report is in American dollars, check the space under "\$ US"</li> </ul> | <p><b>BOX 5 C Nature of transaction</b></p> <p><b>General</b></p> <ul style="list-style-type: none"> <li>Acquisition or disposition in the public market 10</li> <li>Acquisition or disposition carried out privately 11</li> <li>Acquisition or disposition under a prospectus 15</li> <li>Acquisition or disposition under a prospectus exemption 16</li> <li>Acquisition or disposition pursuant to a take-over bid, merger or acquisition 22</li> <li>Acquisition or disposition under a purchase/ownership plan 30</li> <li>Stock dividend 35</li> <li>Conversion or exchange 36</li> <li>Stock split or consolidation 37</li> <li>Redemption/retraction/cancellation/repurchase 38</li> <li>Short sale 40</li> <li>Compensation for property 45</li> <li>Compensation for services 46</li> <li>Acquisition or disposition by gift 47</li> <li>Acquisition by inheritance or disposition by bequest 48</li> </ul> <p><b>Issuer Derivatives</b></p> <ul style="list-style-type: none"> <li>Grant of options 50</li> <li>Exercise of options 51</li> <li>Expiration of options 52</li> <li>Grant of warrants 53</li> <li>Exercise of warrants 54</li> <li>Expiration of warrants 55</li> <li>Grant of rights 56</li> <li>Exercise of rights 57</li> <li>Expiration of rights 58</li> <li>Exercise for cash 59</li> </ul> <p><b>Third Party Derivatives</b></p> <ul style="list-style-type: none"> <li>Acquisition or disposition (writing) of third party derivative 70</li> <li>Exercise of third party derivative 71</li> <li>Other settlement of third party derivative 72</li> <li>Expiration of third party derivative 73</li> </ul> <p><b>Miscellaneous</b></p> <ul style="list-style-type: none"> <li>Change in nature of ownership 90</li> <li>Other 97</li> <li>Correction of information 99</li> </ul> <p><b>D</b> Indicate the number of securities, or for debt securities, the aggregate nominal value, of the class held, directly and indirectly, after the transaction that is being reported.</p> <p>Indicate the nature of ownership, control or direction of the class of securities held using the following codes:</p> <ul style="list-style-type: none"> <li>– Direct ownership 1</li> <li>– Indirect ownership (identify the registered holder) 2</li> <li>– Control or direction (identify the registered holder) 3</li> </ul> <p><b>F</b> For securities that are indirectly held, or over which control or direction is exercised, identify the registered holder.</p> <p><b>BOX 6 Remarks</b></p> <ul style="list-style-type: none"> <li>– add any explanation necessary to make the report clearly understandable</li> <li>– if space provided for any item is insufficient, additional sheets may be used</li> <li>– additional sheets must refer to the appropriate Box and must be properly identified and signed</li> <li>– office staff are not permitted to alter a report</li> </ul> <p><b>BOX 7 Signature and filing</b></p> <ul style="list-style-type: none"> <li>– sign and date the report</li> <li>– file one copy of each of the report in each jurisdiction in which the issuer is reporting within the time limits prescribed by the applicable laws of that jurisdiction</li> <li>– manually sign the report</li> <li>– legibly print or type the name of each individual signing the report</li> <li>– if the report is filed on behalf of a company, partnership, trust or other entity, legibly print or type the name of that entity after the signature</li> <li>– if the report is signed on behalf of an individual by an agent, there shall be filed with each jurisdiction in which the report is filed a duly completed power of attorney</li> <li>– if the report is filled by facsimile in accordance with National instrument 55-102 <i>System for Electronic Disclosure by Insiders (SEDI)</i>, the report should be sent to the applicable securities regulatory authority at the fax number set out below</li> </ul> |               |

|  |   |   |
|--|---|---|
| <p>Alberta Securities Commission<br/>4th Floor, 300-4th Avenue S.W.<br/>Calgary, AB, T2P 3C4<br/>Attention: Information Officer *<br/>Telephone: (403) 297-6454<br/>Facsimile: (403) 297-6156</p> <p>British Columbia Securities<br/>Commission<br/>PO Box 10142, Pacific Centre<br/>701 West Georgia Street<br/>Vancouver, BC, V7Y 1L2<br/>Attention: Supervisor, Insider<br/>Reporting *<br/>Telephone: (604) 899-6500 or<br/>(800) 373-6393 (in BC)<br/>Facsimile: (604) 899-6550</p> <p>The Manitoba Securities<br/>Commission<br/>1130-405 Broadway<br/>Winnipeg, MB, R3C 3L6<br/>Attention: Continuous Disclosure *<br/>Telephone: (204) 945-2548<br/>Facsimile (204) 945-4508</p> | <p>Securities Commission of<br/>Newfoundland<br/>P.O. Box 8700,<br/>2nd Floor West Block<br/>Confederation Building<br/>St. John's, NFLD, A1B 4J6<br/>Attention: Director of Securities *<br/>Telephone: (709) 729-4189<br/>Facsimile: (709) 729-6187</p> <p>Nova Scotia Securities<br/>Commission<br/>2nd Floor, Joseph Howe Building<br/>1690 Hollis Street, P.O. Box 458<br/>Halifax, NS, B3J 3J9<br/>Attention: FOI Officer *<br/>Telephone: (902) 424-7768<br/>Facsimile: (902) 424-4625</p> <p>Ontario Securities Commission<br/>Suite 1903, Box 55,<br/>20 Queen Street West<br/>Toronto, ON, M5H 3S8<br/>Attention: FOI Coordinator *<br/>Telephone: (416) 593-8314<br/>Facsimile: (416) 593-3666</p> | <p>Commission des valeurs<br/>mobilières du Québec **<br/>Stock Exchange Tower<br/>P.O. Box 246, 22nd Floor<br/>800 Victoria Square<br/>Montreal, PQ, H4Z 1G3<br/>Attention: Responsable de l'accès<br/>à l'information<br/>Telephone: (514) 940-2150 or<br/>(800) 361-5072<br/>(in Québec)<br/>Facsimile: (514) 873-3120</p> <p>Saskatchewan Financial Services<br/>Commission<br/>Securities Division<br/>6<sup>th</sup> Floor,<br/>1919 Saskatchewan Drive<br/>Regina, SK, S4P 3V7<br/>Attention: Director *<br/>Telephone: (306) 787-5645<br/>Facsimile: (306) 787-5899</p> <p>* For questions about the collection<br/>and use of personal information</p> <p>** in Québec questions about the<br/>collection and use of personal<br/>information may also be addressed<br/>to the Commission d'accès à<br/>l'information du Québec<br/>(1-888-528-7741)</p> |
|--|---|---|

**Coming into force**

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



**SASKATCHEWAN REGULATIONS 86/2003***The Milk Control Act, 1992*

## Section 10

Board Order, dated August 25, 2003

(Filed August 26, 2003)

**Title**

1 These regulations may be cited as *The Milk Control Amendment Regulations, 2003 (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 by repealing clauses (l), (m) and (n) and substituting the following:

“(l) in the case of class 4m milk:

- (i) \$0.00 per kilogram of butterfat;
- (ii) \$0.00 per kilogram of protein; and
- (iii) \$0.00 per kilogram of other solids;

“(m) in the case of class 5a milk:

- (i) \$3.6715 per kilogram of butterfat;
- (ii) \$7.4016 per kilogram of protein; and
- (iii) \$0.0001 per kilogram of other solids;

“(n) in the case of class 5b milk:

- (i) \$3.6715 per kilogram of butterfat;
- (ii) \$2.0117 per kilogram of protein; and
- (iii) \$2.0117 per kilogram of other solids”.

**Coming into force**

3 These regulations come into force on September 1, 2003.

**SASKATCHEWAN REGULATIONS 87/2003***The Agricultural Implements Act*

## Section 53

Order in Council 691/2003, dated August 26, 2003

(Filed August 27, 2003)

**Title**

**1** These regulations may be cited as *The Agricultural Implements Amendment Regulations, 2003*.

**R.R.S. c.A-10 Reg 1 amended**

**2** *The Agricultural Implements Regulations, 1982* are amended in the manner set forth in these regulations.

**Section 2 amended**

**3** **Clauses 2(c) and (d) are repealed and the following substituted:**

“(c) **‘implement’** means any implement, equipment or machine of a selling price of \$4,000 or more used or intended for use on a farm, except:

- (i) motor trucks;
- (ii) tractors under 20 brake horsepower and their attachments;
- (iii) stationary internal combustion engines and hydraulic and electric motors that are sold separate from an implement;
- (iv) snow plows, snow blowers and scrapers;
- (v) snowmobiles and power toboggans; and
- (vi) all implements that are sold for industrial purposes and that are subject to goods and services tax imposed by the Government of Canada or the tax imposed pursuant to *The Provincial Sales Tax Act*;

(d) **‘licence’** means a licence issued under section 26 of the Act”.

**Section 3 amended**

**4** **The following subsection is added after subsection 3(2):**

“(3) A lease or lease-purchase must set out all the terms and conditions of the agreement, including:

- (a) the name and address of the purchaser, dealer and financial institution;
- (b) a detailed description of each implement purchased, leased, lease-purchased or given in trade, including the serial and model numbers if available;
- (c) the nature and duration of all warranties given in connection with the implement; and
- (d) the length of the trial period and the procedure for a purchaser to reject an implement during the trial period”.

**Section 6 amended****5 The following subsection is added after subsection 6(2):**

“(3) If a licence has been terminated pursuant to subsection 16(3), a reinstatement fee of \$50 is payable in addition to the licence fee mentioned in subsection (2)”.

**Section 8 amended****6 Subsection 8(2) is repealed and the following substituted:**

“(2) If a licence is issued to a dealer and the dealer ceases to offer for sale, sell, lease or lease-purchase implements during the licence year, the dealer is not entitled to any refund of the licence fee for that licence year”.

**Section 12 amended****7 Subsection 12(1) is amended:**

(a) by striking out “sale or sells” wherever it appears and in each case substituting “sale, sells, leases or lease-purchases”; and

(b) by striking out “salesman and his vehicle” and substituting “salesperson and his or her vehicle”.

**Section 14 amended****8 Section 14 is amended:**

(a) in clause (b) by striking out “he sells or offers for sale” and substituting “he or she sells, offers for sale, leases or lease-purchases; and”;

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

(c) by repealing clause (d).

**Section 15 amended**

**9(1) Subsection 15(1) is amended by striking out “sale or sell” and substituting “sale, sell, lease or lease-purchase”.**

**(2) Subsection 15(2) is repealed and the following substituted:**

“(2) If the dealer sells, leases or lease-purchases implements or parts supplied by distributors in addition to those listed in the dealer’s application for a licence, the dealer must notify the minister in writing within 30 days of the first such sale, lease or lease-purchase”.

**New section 17****10 Section 17 is repealed and the following substituted:****“Notice re unlicensed dealer**

**17** A notice pursuant to subsection 26(7) of the Act is:

(a) to be sent by prepaid registered mail; and

(b) to include a copy of section 26 of the Act”.

**Section 22 repealed****11 Section 22 is repealed.****Section 23 amended**

**12 Section 23 is amended in the portion preceding clause (a) by striking out “In section 28 of the Act and in these regulations” and substituting “In these regulations”.**

**Section 24 repealed****13 Section 24 is repealed.****Section 25 amended****14 Section 25 is amended:****(a) by repealing clause (d) and substituting the following:**

“(d) ‘**supplier’s current price list**’ means the latest comprehensive price list or lists of the supplier that includes all parts that may be ordered by a dealer from the supplier including parts that are ordered from the supplier that are shipped directly to the dealer from a third party”;

**(b) by repealing clause (f) and substituting the following:**

“(f) ‘**unused implement**’ means:

- (i) a distributor-approved demonstrator implement; and
- (ii) an implement that is not a used implement, whether or not it has received pre-delivery services”;

**(c) in subclause (g)(iv) by striking out “or paint”; and****(d) by repealing clause (h) and substituting the following:**

“(h) ‘**used implement**’ means an implement that:

- (i) has been operated for a distance, or for a period of time, in excess of that required to deliver the implement to the dealer and to enable the dealer to service, prepare and operate it for the purposes of sale; and
- (ii) does not include a distributor-approved demonstrator implement”.

**New section 27.1****15 The following section is added after section 27:****“Service of notice to purchase****27.1** A notice to purchase mentioned in subsection 50(2) of the Act must:

- (a) be personally served on the supplier or an officer, agent or employee of the supplier; or
- (b) be sent by prepaid registered mail to the supplier”.

**Section 28 repealed****16 Section 28 is repealed.****Section 30 repealed****17 Section 30 is repealed.****New section 31****18 The following section is added after section 30:****“Penalty fee****31** For the purposes of subsection 14(2) of the Act, the prescribed penalty fee is 25%”.

**Form A amended****19 Form A is amended:****(a) by striking out item 18 of the Contract for the Sale of a New Farm Implement and substituting the following:**

“18. The trial period under this contract must be the earlier of:

- (i) the first 10 days of use by the purchaser during the season of use; and
- (ii) the first 50 hours of use by the purchaser during the season of use”; and

**(b) by striking out item 22 of the Contract for the Sale of a New Farm Implement up to and including “Rejection of implement”.****Back of Form A amended****20(1) The entire contents of the Back of Form A is struck out and the following substituted:****“BACK OF FORM A**

*The Agricultural Implements Act* provides the following statutory warranties:

**Warranties re sale of new implement**

**36(1)** Every contract for the sale of a new implement is deemed to include the express joint and several warranties on the part of the dealer and the distributor that are mentioned in this section.

(2) The warranties mentioned in this section are to apply for the longer of:

- (a) one year from the date of first use of the new implement; and
- (b) any longer period that is provided by this Act or is set out in the sales contract.

(3) Every contract for the sale of a new implement is deemed to include a warranty that the new implement is well-made and of good materials.

(4) Every contract for the sale of a new implement is deemed to include a warranty that, if the new implement is properly used and operated, it will perform well the work for which it is intended.

(5) Every contract for the sale of a new implement is deemed to include a warranty that the purchaser may do the things mentioned in subsection (6) if:

(a) the new implement does not perform well the work for which it is intended within a period that is the earlier of:

- (i) the first 10 days of use by the purchaser during the season of use; and
- (ii) the first 50 hours of use by the purchaser during the season of use;

(b) within the period mentioned in clause (a), the purchaser gives written notice to the dealer at the address given for the dealer in the sales contract, or to the distributor, that the implement does not work well; and

(c) within a period of seven days following receipt of the written notice mentioned in clause (b), the dealer or the distributor does not make the implement perform well the work for which it is intended.

- (6) In the circumstances mentioned in subsection (5):
- (a) the purchaser may, by giving written notice to the dealer or the distributor within the three days immediately following the seven-day period mentioned in clause (5)(c), reject the implement; and
  - (b) if the purchaser rejects the implement in accordance with clause (a):
    - (i) the sales contract is ended;
    - (ii) the purchaser is entitled to a return of any moneys paid or notes given by the purchaser for the purchase of the implement and of the freight charges paid by the purchaser; and
    - (iii) if any goods have been taken in trade by the dealer, the dealer shall:
      - (A) return those goods to the purchaser; or
      - (B) if the goods cannot be returned in the same condition or have been sold to a third party, pay to the purchaser the amount of the fair market value of those goods.
- (7) Notwithstanding subsections (5) and (6), the purchaser is deemed to forfeit the purchaser's right to reject an implement if the purchaser fails to give either of the written notices within the time limit mentioned in those subsections, unless the dealer or distributor either before or after the expiration of the time limit does any act or engages in any conduct that leads the purchaser to believe that the written notices are not required to be given or had been given.
- (8) If the dealer is required pursuant to subsection (6) to return any goods given in trade by the purchaser but has, before the termination of the sale contract, incurred costs or performed work in repairing or reconditioning those goods, the dealer may refuse to return those goods until:
- (a) the purchaser has paid for the reasonable costs of the repairs or reconditioning, including labour costs that must be determined using:
    - (i) the usual rate charged by that dealer at the time; and
    - (ii) a reasonable time charged for doing the work; or
  - (b) arrangements satisfactory to the dealer have been made for the payment of those costs.
- (9) Every contract for the sale of a new implement is deemed to include a provision that if, within the seven-day period mentioned in clause (5)(c), the dealer or distributor makes the new implement perform well the work for which it is intended and if the purchaser's failure to make the implement perform well was due to the purchaser's own improper management or want of skill in operating the implement, the purchaser shall pay the expenses incurred by the dealer or distributor in making the implement work well.
- (10) Every contract for the sale of a new implement is deemed to include a warranty that:
- (a) the new implement will be durable if used under fit and suitable conditions and kept with proper care;

- (b) parts proving defective will be replaced free of charge on return of the defective parts to the dealer's place of business or to the distributor;
  - (c) if the purchaser returns the new implement to the dealer's place of business, the dealer will install the new parts without charge; and
  - (d) all parts replaced within the warranty period are durable for the duration of the original warranty period prescribed in subsection (2) or for 90 days from the date of installation, whichever is longer.
- (11) Every contract for the sale of a new implement is deemed to include a warranty that, for a period of 10 years from the date of sale indicated on the sales contract:
- (a) all necessary parts for the implement will be kept by the distributor in Saskatchewan; and
  - (b) the purchaser will be able to obtain all necessary parts within a reasonable time at the distributor's place of business.

*The Agricultural Implements Act* provides the following regarding emergency repair service and parts:

**Provisions respecting emergency repair service and parts**

- 33(1)** Where, within 10 years of the date of its sale as a new implement, an implement breaks down during the season of use and cannot be operated to perform, with reasonable efficiency, the intended functions set out in the contract of purchase, the dealer and the distributor shall provide to the purchaser emergency parts service for the implement.
- (2) Where parts are required for emergency repairs, the purchaser shall, when ordering the parts, notify the dealer that the parts are required for emergency repairs and the dealer shall identify the order as an emergency order and indicate thereon the date and time the order was placed and provide the purchaser with a copy of the order.
- (3) Where the purchaser has, under subsection (2), notified the dealer that parts are required for emergency repairs, the dealer shall notify the distributor to that effect.
- (4) Where a purchaser orders parts for emergency repairs, the dealer and the distributor shall ensure that those parts are available at the dealer's place of business within 72 hours from the time the order was made, not including Sundays and holidays, unless delivery of the parts cannot be made within that time because of strikes or other conditions beyond the control of the dealer and the distributor.
- (5) Repealed.
- (6) Any extra costs in excess of the current list price charged to a purchaser for obtaining repair parts shall be shown separately on the invoice or bill to the purchaser and no such extra cost shall be included as part of the price of the parts.

(7) Where a dealer or distributor from whom a purchaser orders parts fails to obtain those parts within the time specified in subsection (4), the dealer and distributor are jointly and severally liable, except where delivery of the parts cannot be made because of conditions beyond the control of the dealer and the distributor, to pay to the purchaser an amount equal to one-half of the normal rental rate applicable for the implement from the date of the expiry of the time limit for delivery to the date on which those parts are made available to the purchaser at the dealer's place of business.

(8) The payment under subsection (7) shall be made only for the time during which the implement would normally have been used.

(9) In lieu of making payments as set out in subsections (7) and (8), the dealer and distributor may:

(a) supply the purchaser with another implement that is suitable and capable of functioning properly; and

(b) if the dealer and distributor supply the purchaser with another implement pursuant to clause (a), charge the purchaser rental for that implement, to a maximum of one-half of the normal rental rate for that implement.

(9.1) The dealer and distributor are jointly responsible for supplying the replacement equipment and are to bear equally the cost imposed on them pursuant to subsection (9) of supplying the replacement equipment.

(9.2) Replacement equipment may be supplied:

(a) by the dealer or distributor; or

(b) if the dealer or distributor chooses not to supply the replacement equipment, by another supplier at the expense of the dealer and distributor.

(9.3) In subsections (9.1) and (9.2), **'replacement equipment'** means an implement supplied pursuant to subsection (9).

(10) The normal rental rates mentioned in this section shall be those established by the board".

**(2) After the Back of Form A and before Form B the portion beginning with "(TO BE ATTACHED TO OR FORM PART OF FORM A CONTRACT)" and ending with "THE DEALER SHOULD NOTIFY THE DISTRIBUTOR IMMEDIATELY ON RECEIPT OF THIS NOTICE." is struck out.**

**Coming into force**

**21(1)** Subject to subsection (2), these regulations come into force on the day on which *The Agricultural Implements Amendment Act, 2003* comes into force.

(2) If *The Agricultural Implements Amendment Act, 2003* comes into force before the day on which these regulations are filed with the Registrar of Regulations, these regulations come into force on the day on which they are filed with the Registrar of Regulations.



**SASKATCHEWAN REGULATIONS 88/2003***The Public Health Act, 1994*

## Section 46

Order in Council 693/2003, dated August 26, 2003

(Filed August 27, 2003)

**Title**

1 These regulations may be cited as *The Disease Control Amendment Regulations, 2003*.

**R.R.S. c.P-37.1 Reg 11 amended**

2 *The Disease Control Regulations* are amended in the manner set forth in these regulations.

**Section 2 amended**

**3(1) Subsection 2(3) is repealed and the following substituted:**

“(3) In these regulations, a reference to a designated public health officer is deemed to be a reference to a person who:

- (a) is a medical health officer; and
- (b) with respect to a particular case or event, is the medical health officer who primarily provides communicable disease control services at the place where:
  - (i) in a particular case, a diagnosis is made with respect to a communicable disease; or
  - (ii) the particular event occurs”.

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

“(4) In the Act and in these regulations, ‘**period of transmissibility**’ means:

- (a) with respect to a person who is infected with a communicable disease, the period in which the communicable disease can be transmitted by that person directly or indirectly to another person;
- (b) with respect to a person who is suspected of being infected with a communicable disease, the period in which the communicable disease could be transmitted by that person directly or indirectly to another person if the person suspected of being infected with the communicable disease were actually infected;
- (c) with respect to a person who has been exposed to a communicable disease, the period commencing at the time of exposure and ending at the time when the person should begin to show symptoms of the communicable disease if the person were to contract the disease as a result of that exposure; and
- (d) with respect to a person who is suspected to have been exposed to a communicable disease, the period commencing at the time of suspected exposure and ending when the person should begin to show symptoms of the communicable disease if the person were to contract the disease as a result of that suspected exposure”.

**Section 14 amended**

**4(1) Subsection 14(1) is amended by adding** “a category I communicable disease or” **after** “is a carrier of”.

**(2) The portion of subsection 14(2) preceding clause (a) is amended by adding** “category I communicable diseases or” **after** “In the case of”.

**Section 22 amended**

**5 The portion of subsection 22(1) preceding clause (a) is amended by striking out** “name, telephone number, address, place of residence, date of birth, gender and disease of” **and substituting** “information set out in clauses 14(2)(a) to (f) with respect to”.

**New section 22.1**

**6 The following section is added after section 22:**

**“Periods of transmissibility**

**22.1** For the purposes of section 45.1 of the Act, the period of transmissibility of a disease set out in Column 1 of Table 4:

- (a) with respect to a person described in clause 2(4)(a) or (b), is the number of days set out in Column 2 of Table 4 opposite the name of the disease; and
- (b) with respect to a person described in clause 2(4)(c) or (d), is the number of days set out in Column 3 of Table 4 opposite the name of the disease”.

**Appendix amended**

**7(1) Table 1 of the Appendix is amended:**

**(a) by striking out the following entry:**

“antibiotic resistant organisms (vancomycin-resistant enterococci, vancomycin-resistant *Staphylococcus aureus*, methicillin-resistant *Staphylococcus aureus*, penicillin-resistant pneumococcus)”;

**and substituting the following entry:**

“antibiotic resistant organisms (vancomycin-resistant enterococci, vancomycin-resistant *Staphylococcus aureus*, methicillin-resistant *Staphylococcus aureus*, penicillin-resistant pneumococcus)”;

**(b) by striking out the following entry:**

“haemophilus influenza invasive disease – types a, b, c, d, e and f”;

**and substituting the following entry:**

“haemophilus influenzae invasive disease – types a, b, c, d, e and f”; **and**

**(c) by striking out the following entry:**

“pneumococcal invasive disease”;

**and substituting the following entry:**

“pneumococcal invasive disease”.

(2) The following table is added after Table 3 of the Appendix:

“TABLE 4  
[Section 22.1]

**Periods of Transmissibility**

| <b>Column 1</b><br>Disease                                   | <b>Column 2</b><br>Period of<br>transmissibility<br>for<br>cases | <b>Column 3</b><br>Period of<br>transmissibility<br>for<br>contacts |
|--|--|---|
| haemorrhagic fevers – viral<br>(Ebola, Marburg, Lassa Fever) | 70 days  | 21 days   |
| plague   | 10 days  | 7 days  |
| severe acute respiratory syndrome                            | 20 days  | 14 days   |
| smallpox   | 21 days  | 19 days”.   |

**Coming into force**

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

**SASKATCHEWAN REGULATIONS 89/2003**

*The Personal Care Homes Act*

Section 19

Order in Council 694/2003, dated August 26, 2003

(Filed August 27, 2003)

**Title**

1 These regulations may be cited as *The Personal Care Homes Amendment Regulations, 2003*.

**R.R.S. c.P-6.01 Reg 2 amended**

2 *The Personal Care Homes Regulations, 1996* are amended in the manner set forth in these regulations.

**Section 3.1 amended**

3 **Clause 3.1(a) is repealed and the following substituted:**

“(a) in an amount not less than \$5,000 against theft by staff of personal property of residents kept in the home if the licensee ordinarily employs staff to work in the home”.

New sections 3.2 and 3.3

**4 Section 3.2 is repealed and the following substituted:**

**“Security**

**3.2(1)** For the purposes of subsection 8.1(2) of the Act, an applicant for a licence for a new personal care home that is intended to accommodate 21 or more residents must, as part of the applicant’s application:

- (a) file a bond substantially in the form set out in Part I of the Appendix in the amount determined in accordance with subsection (4); or
- (b) provide an irrevocable standby letter of credit that:
  - (i) is issued by a bank, credit union or trust corporation that is authorized to transact business in Saskatchewan;
  - (ii) is set out on the letterhead of the issuing financial institution;
  - (iii) contains the provisions described in Part II of the Appendix unless otherwise approved by the minister; and
  - (iv) is in the amount determined in accordance with subsection (4).

(2) For the purposes of subsection 8.1(3) of the Act, the following categories of licensees of existing personal care homes must provide security in accordance with subsection (3):

- (a) licensees of homes with an authorized capacity of 20 or less who wish to increase their authorized capacity to 21 or more;
- (b) licensees of homes with an authorized capacity of 21 or more who wish to increase their authorized capacity to a number that is greater than 10 more than the authorized capacity of the home as at July 25, 2002.

(3) A licensee for an existing personal care home described in subsection (2) must, as part of the licensee’s application for renewal of the licence:

- (a) file a bond substantially in the form set out in Part I of the Appendix in the amount determined in accordance with subsection (4); or
- (b) provide an irrevocable standby letter of credit that:
  - (i) is issued by a bank, credit union or trust corporation that is authorized to transact business in Saskatchewan;
  - (ii) is set out on the letterhead of the issuing financial institution;
  - (iii) contains the provisions described in Part II of the Appendix unless otherwise approved by the minister; and
  - (iv) is in the amount determined in accordance with subsection (4).

(4) The amount of a bond or irrevocable standby letter of credit to be provided for the purposes of subsections (1) and (3) is the amount A determined in accordance with the following formula:

$$A = AC \times \$2,500$$

where AC is the proposed total authorized capacity of the home.

**“Recourse to letter of credit**

**3.3(1)** In this section:

(a) **‘administrator’** means the administrator appointed pursuant to section 14.1 of the Act with respect to the personal care home to which a letter of credit applies;

(b) **‘letter of credit’** means a letter of credit provided pursuant to section 3.2;

(2) Notwithstanding that the Crown in right of Saskatchewan has not suffered any loss or damage, the minister may have recourse to a letter of credit provided pursuant to section 3.2 by presenting a demand to the issuer of the letter of credit, together with the letter of credit, if:

(a) the minister has reason to believe that any of the grounds set out in clauses 8.1(9)(a) to (c) of the Act exist; or

(b) having made one or more demands for amounts that, in total, are less than the full amount of the letter of credit, the minister has reason to believe that the amounts drawn are insufficient to pay any costs incurred by the administrator in carrying out his or her duties, including the administrator’s remuneration and reimbursement for expenses.

(3) The minister shall:

(a) pay over to the administrator any amount received pursuant to a letter of credit; and

(b) refund to the issuer of the letter of credit any amount remaining after the payment of any expenditures incurred by the minister in connection with the recourse to the letter of credit or by the administrator in carrying out the duties of the administrator”.

**Section 19 amended**

**5 The portion of subsection 19(1.1) preceding clause (a) is amended by adding “or to a bed in a hospital or health centre for the purpose of receiving long-term care based on an assessed need as determined by a regional health authority” after “special care home”.**

Appendix added

**6 The following Appendix is added after section 49:**

**“Appendix**

**PART I**

[Clauses 3.2(1)(a) and (3)(a)]

**Bond**

KNOW ALL PEOPLE BY THESE PRESENTS THAT \_\_\_\_\_ ,  
(insert name of licensee or proposed licensee)

the Principal indicated on the Bond Cover Page (Principal), and \_\_\_\_\_ ,  
(insert name of insurer)

as Surety (Surety), are held and firmly bound unto Her Majesty the Queen in right of Saskatchewan, her successors and assigns (Obligee) in the penal sum indicated on the Bond Cover Page in lawful money of Canada, to be paid to the Obligee, for which payment well and truly to be made, the Principal and the Surety jointly and severally bind themselves, their heirs, executors, administrators, successors and assigns firmly by these presents.

SEALED with the respective seals of the Principal and of the Surety and dated the date first shown on the Bond Cover Page.

NOW THE CONDITION of the above obligation is such that if the obligation does not by reason of any act, matter or thing at any time hereafter become or be forfeit under *The Personal Care Homes Act*, the obligation shall be void, but otherwise shall be and remain in full force and effect and shall be subject to forfeiture as provided by *The Personal Care Homes Act*.

PROVIDED that if the Principal or Surety at any time gives ninety (90) days' written notice to the Obligee of its intention to terminate the obligation hereby undertaken, the obligation shall cease and determine only with respect to any act, matter or thing taking place, arising or done subsequent to the date named in the notice of termination of the obligation, but shall remain in full force and effect with respect to all acts, matters and things taking place, arising or done from the date of this obligation to the date of termination.

Notice of any claim under this bond shall be made on the Surety within two years after the date of termination as herein provided.

IN WITNESS WHEREOF the Principal who is an individual or partnership has subscribed his or her name and set his or her seal and the Principal who is a corporation and the Surety have caused their respective corporate seals to be affixed attested under the hands of their respective proper officers in that behalf on the day and year first shown on the Bond Cover Page.

SIGNED, SEALED AND DELIVERED

in the presence of:

|         |                  |
|---------|------------------|
| Witness | Principal (SEAL) |
|---------|------------------|

|         |  |
|---------|--|
| Witness | Surety (SEAL)<br>By Its Authorized Officer |
|---------|--|

\_\_\_\_\_  
Authorized Officer

PART II  
[Clauses 3.2(1)(b) and (3)(b)]

**Required Provisions in Letter of Credit**

A letter of credit must:

- (a) set out:
  - (i) the name and address of the issuing financial institution;
  - (ii) the name and address of the applicant (licensee or proposed licensee of the personal care home);
  - (iii) the name, if any, and address of the personal care home or proposed personal care home with respect to which the letter of credit is being issued;
  - (iv) the name of the beneficiary (the Minister of Health);
  - (v) the date of issue;
  - (vi) the amount in Canadian dollars that may be drawn against the letter of credit;
  - (vii) the expiry date; and
  - (viii) the title of the Minister of Health's representative who is authorized to sign the demand on behalf of the minister; (*Deputy Minister, or Acting Deputy Minister, of Health*)

- (b) state that the letter of credit is irrevocable;
- (c) provide for sight payment to the Minister of Health by way of the financial institution's draft against presentation of a written demand for payment signed by the authorized departmental representative identified in the letter of credit by his or her office;
- (d) provide that more than one written demand for payment may be presented, the total of which shall not exceed the face amount of the letter of credit;
- (e) provide that the issuing financial institution will honour each demand made in conformity with the terms of the letter of credit without recognizing any claims or defences of the applicant arising from the applicant's relationships with the Crown or the financial institution;
- (f) provide that the letter of credit will, from time to time, be deemed to be automatically extended for a specified period (of not less than one year) from the present or any future expiration date unless, 60 days prior to an expiration date, the issuing financial institution notifies the Minister of Health's authorized representative in writing by registered mail that the issuing financial institution elects not to consider the letter of credit extended for an additional period, at which time the Minister of Health can draw for the balance of the amount of the letter of credit; and
- (g) provide that the letter of credit is subject to the Uniform Customs and Practice for Documentary Credits, 1993 Revision, International Chamber of Commerce, Paris, Publication No. 500; (*may reference a more recent version if necessary for consistency with standard commercial practice as at the date of issue*)".

**Coming into force**

- 7(1) Subject to subsection (2), these regulations come into force on the day on which section 9 of *The Personal Care Homes Amendment Act, 2003* comes into force.
- (2) If section 9 of *The Personal Care Homes Amendment Act, 2003* comes into force before these regulations are filed with the Registrar of Regulations, these regulations come into force on the day on which they are filed with the Registrar of Regulations.



**SASKATCHEWAN REGULATIONS 90/2003***The Government Organization Act*

Sections 19 and 24

and

*The Department of Post-Secondary Education and Skills Training Act, 2000*

Section 15

Order in Council 695/2003, dated August 26, 2003

(Filed August 27, 2003)

**Title**

**1** These regulations may be cited as *The Employment Program Amendment Regulations, 2003*.

**R.R.S. c.G-5.1 Reg 83 amended**

**2** *The Employment Program Regulations* are amended in the manner set forth in these regulations.

**Section 2 amended**

**3 Section 2 is amended:**

**(a) in clause (b) by striking out “11 or 15” and substituting “11, 15 or 18.3”;**

**(b) by repealing clause (f);**

**(c) by adding the following clause after clause (j):**

“(j.1) ‘**Part V.1 financial assistance**’ means the financial assistance available pursuant to Part V.1”; **and**

**(d) by repealing clause (k) and substituting the following:**

“(k) ‘**participant**’:

(i) with respect to Parts III, IV and V, means an individual described in section 3 who:

(A) holds a job or training position that is set out in an agreement for which a wage subsidy may be paid; or

(B) 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; and

(ii) with respect to Part V.1, means an individual described in section 18.4”.

**Section 3 amended****4 Subsections 3(1) and (2) are repealed and the following substituted:**

“(1) To be eligible to receive or benefit from financial assistance or job-related services pursuant to Part III, Part IV or Part V, an individual must:

- (a) be a resident of Saskatchewan and be at least 18 years of age on the day on which the individual is placed in an approved project or will benefit from financial assistance pursuant to these regulations;
- (b) be legally entitled to work in Saskatchewan; and
- (c) meet the criteria set out in subsection (2), (3) or (4).

“(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) *The Benefit Adjustment Regulations*;
- (b) *The Employment Supplement Regulations*;
- (c) The Saskatchewan Assistance Regulations, being Saskatchewan Regulations 78/66;
- (d) *The Training Allowance Regulations*;
- (e) *The Transitional Employment Allowance Regulations*”.

**Section 4 amended**

**5 Clause 4(2)(h) is amended by striking out “that duplicates the financial assistance received” and substituting “with respect to the same project for which financial assistance is being provided”.**

**Section 5 amended**

**6(1) Subsection 5(1) is amended by striking out “IV or V” and substituting “IV, V or V.1”.**

**(2) Subsection 5(2) is amended:**

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

“(h.1) have a detailed plan setting out the services to be provided and the training delivery methods to be used”; and

**(b) by adding the following clause after clause (j):**

“(j.1) set out the results that the project is intended to produce and provide for methods of measuring results that are satisfactory to the minister”.

**New Part V.1****7 The following Part is added after section 18:**

“PART V.1  
**Career and Employment Services**”

**“Criteria – Part V.1**

**18.1** For the purpose of providing specialized career and employment services to persons who face multiple barriers to obtaining or maintaining employment, the minister may pay financial assistance to an applicant who applies for financial assistance, whose application is approved and who has entered into an agreement with the minister for financial assistance.

**“Application – Part V.1**

**18.2(1)** An applicant who proposes to offer a project that is consistent with the purposes of this Part and wishes to receive financial assistance pursuant to this Part must:

- (a) apply to the minister in writing in a form acceptable to the minister;
  - (b) meet the requirements set out in subsection (2); and
  - (c) provide the minister with any information that the minister may require to determine:
    - (i) whether the applicant is eligible for financial assistance pursuant to this Part; and
    - (ii) whether the applicant’s proposed project meets the purposes set out in section 18.1.
- (2) In an application pursuant to this section, an applicant must:
- (a) set out the details of the project that the applicant proposes to offer, including details of the services the applicant will provide to enhance the ability of eligible participants to obtain employment or qualify for additional training;
  - (b) agree to provide services only to eligible participants;
  - (c) agree to provide services to participants only after the project is approved;
  - (d) agree to any audit procedures that the minister requires;
  - (e) agree to comply with all applicable labour legislation, including maintaining coverage pursuant to *The Workers’ Compensation Act, 1979*;
  - (f) agree to acquire and maintain liability insurance in an amount that the minister considers satisfactory to ensure that participants are covered adequately in the event of damage or injury as a result of participating in the project;
  - (g) agree not to receive any funds pursuant to another program of the Government of Saskatchewan or the Government of Canada with respect to the same project for which financial assistance is being provided 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.

**“Applicants – Part V.1**

**18.3** The following entities may apply for financial assistance pursuant to this Part:

- (a) a corporation incorporated, continued or registered pursuant to *The Non-profit Corporations Act, 1995*;
- (b) *The Saskatchewan Institute of Applied Science and Technology Act*;
- (c) a regional college as defined in *The Regional Colleges Act*;
- (d) any other applicant that is a non-profit organization, whether incorporated or not, that the minister considers appropriate.

**“Eligible participants – Part V.1**

**18.4** To be eligible to participate and receive services pursuant to this Part, an individual must:

- (a) be at least 18 years of age on the day on which the individual is placed in an approved project;
- (b) be legally entitled to work in Canada; and
- (c) face multiple barriers to obtaining or maintaining employment.

**“Amount of financial assistance – Part V.1**

**18.5** The amount of financial assistance that the minister may pay to an applicant with respect to an approved project that is the subject of a written agreement is an amount equal to the amount that the minister considers necessary to reimburse the applicant for the following costs:

- (a) any wage or salary costs and mandatory employer costs related to employing or engaging any of the staff of the applicant who are involved in the approved project;
- (b) professional development costs of staff who are involved in the approved project and employed by the applicant;
- (c) any costs incurred by the applicant in administering and evaluating the approved project;
- (d) any costs associated with facility and equipment rentals required for the approved project;
- (e) any costs of acquiring learning materials and supplies reasonably required by participants;
- (f) any costs associated with services provided by persons other than those employed or engaged by the applicant;
- (g) any costs for insurance to cover the applicant and participants;

(h) any costs to subsidize the wage or salary of participants in work placement assessments;

(i) any other costs similar to those mentioned in clauses (a) to (h) that the minister considers appropriate”.

**Section 23 amended**

**8(1) Subsection 23(1.1) is amended:**

(a) in the portion preceding clause (a) by striking out “The Executive Director of the Regional Services branch” and substituting “A regional director of the Department of Community Resources and Employment”; and

(b) in clause (a):

(i) by striking out “\$90,000” and substituting “\$100,000”; and

(ii) by striking out “\$150,000” and substituting “\$250,000”.

**(2) Subsection 23(2) is amended:**

(a) in the portion preceding clause (a) by striking out “A Regional Director of the Regional Services Branch” and substituting “An area service manager of the Department of Community Resources and Employment”; and

(b) in clause (a) by striking out “\$90,000” and substituting “\$100,000”.

**(3) Subsection 23(3) is amended:**

(a) in the portion preceding clause (a) by striking out “A Senior Career and Employment Consultant in the Regional Services Branch” and substituting “A manager of career and employment services in the Department of Community Resources and Employment”; and

(b) in clause (a) by striking out “\$18,000” and substituting “\$25,000”.

**(4) Subsection 23(4) is amended by striking out “\$100” and substituting “\$1,000”.**

**New section 24**

**9 Section 24 is repealed and the following substituted:**

**“Waiver of requirements**

**24(1)** A regional director of the Department of Community Resources and Employment may waive any requirement set out in sections 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, subsection 16(2) and section 17.

**(2)** An area service manager of the Department of Community Resources and Employment may waive any requirement set out in clauses 3(1)(a), 4(2)(f) and 18.2(1)(a)”.

**Section 25 amended****10 Subsection 25(2) is repealed and the following substituted:**

“(2) The minister shall not reimburse an applicant for the wages paid to a participant with respect to any period during which:

- (a) in relation to financial assistance pursuant to Part III, IV or V, the participant is not working or is not in attendance;
- (b) in relation to financial assistance pursuant to Part V.1, the participant is not in attendance; or
- (c) the applicant fails to comply with the terms and conditions of the agreement”.

**Section 26 amended****11(1) Section 26 is amended by renumbering it as subsection 26(1).****(2) Subsection 26(1) is amended:**

**(a) by striking out the portion preceding clause (a) and substituting “To be eligible for payment of Part III or IV financial assistance, an applicant shall”; and**

**(b) in clause (g) by striking out “that duplicates the financial assistance received” and substituting “with respect to the same project for which financial assistance is being provided”.**

**(3) The following subsections are added after subsection 26(1):**

“(2) To be eligible for payment of Part V financial assistance, an applicant shall meet the requirements set out in clauses (1)(a), (d), (e), (f) and (g).

“(3) To be eligible for payment of Part V.1 financial assistance, an applicant shall meet the requirements set out in clauses (1)(a), (e), (f) and (g)”.

**Section 27 amended****12 Subsection 27(1) is amended by striking out “IV or V” and substituting “IV, V or V.1”.****Section 28 amended****13 Section 28 is amended by striking out “IV or V” and substituting “IV, V or V.1”:**

- (a) in the portion preceding clause (a);**
- (b) in clause (a); and**
- (c) in clause (c).**

**Coming into force**

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

**SASKATCHEWAN REGULATIONS 91/2003***The Wildlife Habitat Protection Act*

## Section 3

Order in Council 696/2003, dated August 26, 2003

(Filed August 27, 2003)

**Title**

1 These regulations may be cited as *The Wildlife Habitat Lands Designation Amendment Regulations, 2003*.

**R.R.S. c.W-13.2 Reg 3, Appendix amended**

**2 The Appendix to *The Wildlife Habitat Lands Designation Regulations* is amended by adding the following items after item 5:**

“6 All those lands in Township 17, in Range 31, west of the First Meridian, described as follows:

- (a) the south-west quarter of Section 30;
- (b) that portion of the north half of Section 31 that is Crown owned and lying north of the road.

“7 All those lands in Township 18, in Range 31, west of the First Meridian, described as follows:

- (a) that portion of the south-west quarter of Section 5 that is Crown owned;
- (b) the south-east quarter of Section 6.

“8 All those lands in Township 17, in Range 32, west of the First Meridian, described as follows:

- (a) the south-west quarter of Section 14;
- (b) the south-west quarter of Section 28.

“9 The south-west quarter of Section 26, in Township 14, in Range 33, west of the First Meridian.

“10 That portion of the west half of Section 31, in Township 5, in Range 1, west of the Second Meridian not covered by the waters of Alameda Reservoir.

“11 All those lands in Township 6, in Range 1, west of the Second Meridian, described as follows:

- (a) the south-west quarter of Section 5;
- (b) the south-east quarter of Section 6 and that portion of the south-west quarter of Section 6 not covered by the waters of Alameda Reservoir;
- (c) the west half of Section 7 not covered by the waters of Alameda Reservoir and that portion of the east half of Section 7 that is Crown owned.

“12 All those lands in Township 4, in Range 2, west of the Second Meridian, that are Crown owned and described as follows:

- (a) the north half of Section 4;
- (b) the south-east quarter of Section 7;
- (c) the north half of Section 8;
- (d) the east half of Section 9;
- (e) the north half and south-west quarter of Section 16;
- (f) the west half of Section 17;
- (g) the east half of Section 18;
- (h) the east half of Section 19;
- (i) the west half of Section 20;
- (j) the east half of Section 21;
- (k) the east half of Section 22 and that portion of the west half of Section 22 not covered by the waters of Alameda Reservoir;
- (l) the north-west quarter of Section 23;
- (m) the south-west quarter of Section 26;
- (n) Section 27;
- (o) the west half of Section 28 and that portion of the east half of Section 28 not covered by the waters of Alameda Reservoir;
- (p) the south-east quarter of Section 29;
- (q) the east half and Legal Subdivisions 3, 6 and 11 of Section 30;
- (r) the east half of Section 31;
- (s) the west half of Section 32;
- (t) that portion of the east half of Section 33 not covered by the waters of Alameda Reservoir;
- (u) the north-west quarter of Section 34 and that portion of the south-west quarter of Section 34 not covered by the waters of Alameda Reservoir.

“13 All those lands in Township 5, in Range 2, west of the Second Meridian, described as follows:

- (a) that portion of the west half of Section 3 that is Crown owned and not covered by the waters of Alameda Reservoir;
- (b) the south-west quarter of Section 4 and that portion of the north half and south-east quarter of Section 4 not covered by the waters of Alameda Reservoir;
- (c) Section 8;
- (d) the west half of Section 9 and that portion of the east half of Section 9 not covered by the waters of Alameda Reservoir;



- (e) that portion of the west half of Section 10 that is Crown owned and not covered by the waters of Alameda Reservoir;
  - (f) the east half and south-west quarter of Section 15 and that portion of the north-west quarter of Section 15 not covered by the waters of Alameda Reservoir;
  - (g) the west half of Section 16 and that portion of the east half of Section 16 not covered by the waters of Alameda Reservoir;
  - (h) the south half and north-west quarter of Section 17;
  - (i) the north half of Section 18;
  - (j) the east half of Section 21;
  - (k) the north-west quarter of Section 22 and that portion of the south half and north-east quarter of Section 22 not covered by the waters of Alameda Reservoir;
  - (l) that portion of the north-west quarter of Section 23 that is Crown owned and not covered by the waters of Alameda Reservoir;
  - (m) the north half and south-west quarter of Section 26 and that portion of the south-east quarter of Section 26 that is Crown owned and not covered by the waters of Alameda Reservoir;
  - (n) the north half and south-east quarter of Section 27 and that portion of the south-west quarter of Section 27 that is Crown owned;
  - (o) the south-east quarter of Section 35, excluding the gravel pit owned by Saskatchewan Highways and Transportation;
  - (p) the south-east quarter of Section 36 and that portion of the south-west and north-east quarters of Section 36 that is Crown owned and not covered by the waters of Alameda Reservoir.
- “14 The south-west quarter of Section 12, in Township 18, in Range 2, west of the Second Meridian.
- “15 That portion of the south half and north-west quarter of Section 11, in Township 32, in Range 2, west of the Second Meridian, that is Crown owned.
- “16 The north-west quarter of Section 18, in Township 37, in Range 2, west of the Second Meridian.
- “17 All those lands in Township 44, in Range 4, west of the Second Meridian, described as follows:
- (a) the south-west quarter of Section 15;
  - (b) the south-east quarter of Section 16.
- “18 The north half of Section 17, in Township 37, in Range 8, west of the Second Meridian.
- “19 The north-east quarter of Section 31, in Township 49, in Range 8, west of the Second Meridian.

“20 All those lands in Township 2, in Range 9, west of the Second Meridian, that are Crown owned and described as follows:

- (a) the north-west quarter of Section 25;
- (b) Section 26;
- (c) the north half of Section 27;
- (d) the north-east quarter of Section 28;
- (e) the east half and north-west quarter of Section 32;
- (f) Section 33;
- (g) Section 34;
- (h) the south half of Section 35.

“21 All those lands in Township 3, in Range 9, west of the Second Meridian, that are Crown owned and described as follows:

- (a) Section 4;
- (b) Section 5;
- (c) Section 6;
- (d) Section 7;
- (e) Section 8;
- (f) Section 9;
- (g) the south-west quarter of Section 10;
- (h) Section 18;
- (i) the south half of Section 19.

“22 All those lands in Township 3, in Range 10, west of the Second Meridian, that are Crown owned and described as follows:

- (a) the east half of Section 1;
- (b) the north half of Section 9;
- (c) Section 10;
- (d) Section 11;
- (e) Section 12;
- (f) Section 13;
- (g) Section 14;
- (h) the south half and north-west quarter of Section 15;
- (i) the south half of Section 16;
- (j) the north half of Section 17;

- (k) the east half of Section 19;
- (l) Section 20;
- (m) the south-west quarter of Section 29;
- (n) Section 30;
- (o) the south-west quarter of Section 31.

“23 That portion of the north half of Section 18, in Township 39, in Range 10, west of the Second Meridian, that is Crown owned.

“24 All those lands in Township 41, in Range 10, west of the Second Meridian, that are Crown owned and described as follows:

- (a) the north half of Section 1;
- (b) the north-east quarter of Section 2.

“25 All those lands in Township 3, in Range 11, west of the Second Meridian, that are Crown owned and described as follows:

- (a) the north-east quarter of Section 34;
- (b) the north half and south-east quarter of Section 35;
- (c) Section 36.

“26 All those lands in Township 4, in Range 11, west of the Second Meridian, that are Crown owned and described as follows:

- (a) the south half and north-west quarter of Section 2;
- (b) Section 3;
- (c) the north half of Section 4;
- (d) the north-east quarter of Section 7;
- (e) the north half and south-east quarter of Section 8;
- (f) Section 9;
- (g) the south half of Section 10;
- (h) the south-west quarter of Section 16;
- (i) Section 17;
- (j) the north half and south-east quarter of Section 18;
- (k) Section 19;
- (l) Legal Subdivisions 3, 4, 5 and 12 of Section 22;
- (m) the south-west quarter of Section 30.

“27 All those lands in Township 19, in Range 11, west of the Second Meridian, described as follows:

- (a) the north half of Section 8;
- (b) the west half of Section 16;
- (c) Section 17.

“28 All those lands in Township 40, in Range 11, west of the Second Meridian, described as follows:

- (a) the north-west quarter of Section 13;
- (b) the north-west quarter of Section 22;
- (c) Section 29;
- (d) the south-east quarter of Section 35.

“29 All those lands in Township 52, in Range 11, west of the Second Meridian, described as follows:

- (a) the north-west quarter of Section 29;
- (b) the north half of Section 30;
- (c) the south-east quarter of Section 31;
- (d) the west half of Section 32.

“30 All those lands in Township 53, in Range 11, west of the Second Meridian, described as follows:

- (a) the west half of Section 5;
- (b) Section 8;
- (c) the east half of Section 18;
- (d) the south-west quarter of Section 19.

“31 All those lands in Township 4, in Range 12, west of the Second Meridian, that are Crown owned and described as follows:

- (a) the north-east quarter of Section 13;
- (b) the north-east quarter of Section 23;
- (c) Section 24;
- (d) Section 25;
- (e) Section 26;
- (f) the west half and south-east quarter of Section 27;
- (g) Legal Subdivision 16 of Section 32;
- (h) the north half and south-east quarter of Section 33;
- (i) Section 34;
- (j) the west half and south-east quarter of Section 35.

“32 All those lands in Township 5, in Range 12, west of the Second Meridian, that are Crown owned and described as follows:

- (a) the west half and south-east quarter of Section 4;
- (b) the north half and south-east quarter of Section 5;
- (c) the east half of Section 7;
- (d) Section 8;
- (e) the north half and south-east quarter of Section 17;
- (f) the north half and south-east quarter of Section 18;
- (g) the west half of Section 19;
- (h) Section 20;
- (i) Section 21;
- (j) the west half of Section 28;
- (k) Section 29;
- (l) the east half and south-west quarter of Section 32;
- (m) the west half of Section 33.

“33 All those lands in Township 6, in Range 12, west of the Second Meridian, that are Crown owned and described as follows:

- (a) the north half and south-east quarter of Section 5;
- (b) the north half and south-east quarter of Section 7;
- (c) Section 8;
- (d) the south half and north-west quarter of Section 18.

“34 The north-west quarter of Section 29, in Township 36, in Range 12, west of the Second Meridian.

“35 All those lands in Township 52, in Range 12, west of the Second Meridian, described as follows:

- (a) the north half of Section 24;
- (b) the east half and south-west quarter of Section 25;
- (c) the north-east quarter of Section 26;
- (d) the south-half of Section 28;
- (e) the south-east quarter of Section 36.

“36 All those lands in Township 53, in Range 12, west of the Second Meridian, described as follows:

- (a) Section 13;
- (b) that portion of Section 14 that is Crown owned;
- (c) that portion of Section 23 that is Crown owned;
- (d) the north half and south-west quarter of Section 24;
- (e) the south-west quarter of Section 25;
- (f) that portion of the south half of Section 26 that is Crown owned.

“37 All those lands in Township 5, in Range 13, west of the Second Meridian, that is Crown owned and described as follows:

- (a) the north half of Section 13;
- (b) the north half of Section 14;
- (c) the north-east quarter of Section 23;
- (d) Section 24;
- (e) the south-west quarter of Section 25;
- (f) Section 26;
- (g) the east half of Section 27;
- (h) the east half of Section 34;
- (i) the west half of Section 35.

“38 The south-east quarter of Section 4, in Township 21, in Range 13, west of the Second Meridian.

“39 All those lands in Township 41, in Range 13, west of the Second Meridian, that are Crown owned and described as follows:

- (a) the north-east quarter of Section 10;
- (b) the north-west quarter of Section 11;
- (c) that portion of the south-west quarter of Section 13 not covered by the waters of Barrier Lake;
- (d) the south-west quarter of Section 14;
- (e) the west half and south-east quarter of Section 15.

“40 All those lands in Township 52, in Range 13, west of the Second Meridian, described as follows:

- (a) that portion of the south-east quarter of Section 10 that is Crown owned;
- (b) Section 11;
- (c) the west half of Section 14 not covered by the waters of Tobin Lake;
- (d) the south-east quarter of Section 15.

“41 The south-east quarter of Section 27, in Township 51, in Range 14, west of the Second Meridian.

“42 All those lands in Township 21, in Range 19, west of the Second Meridian, described as follows:

- (a) the north half of Section 23;
- (b) the south half of Section 26.

“43 All those lands in Township 52, in Range 22, west of the Second Meridian, described as follows:

- (a) that portion of Section 8 that is Crown owned;
- (b) the west half of Section 9.

“44 The north-west quarter of Section 36, in Township 26, in Range 24, west of the Second Meridian.

“45 The south-west quarter of Section 14, in Township 47, in Range 27, west of the Second Meridian.

“46 That portion of the south-east quarter of Section 13 that is Crown owned, in Township 30, in Range 29, west of the Second Meridian.

“47 The south-west quarter of Section 6, in Township 23, in Range 1, west of the Third Meridian.

“48 All those lands in Township 23, in Range 2, west of the Third Meridian, that are Crown owned and described as follows:

- (a) Section 1;
- (b) the south half and north-west quarter of Section 12;
- (c) the south half and north-west quarter of Section 14;
- (d) the south-west quarter of Section 30.

“49 All those lands in Township 53, in Range 4, west of the Third Meridian, described as follows:

- (a) those portions of the north half and south-east quarter of Section 10 that are Crown owned;
- (b) the north-west quarter of Section 11;
- (c) the west half of Section 14;
- (d) Section 15;
- (e) that portion of the north half of Section 16 that is Crown owned.

“50 All those lands in Township 25, in Range 6, west of the Third Meridian, described as follows:

- (a) the north-east quarter of Section 27;
- (b) the south-west quarter of Section 34.

“51 The north-east quarter of Section 18, in Township 49, in Range 6, west of the Third Meridian.

“52 The east half of Section 6, in Township 8, in Range 7, west of the Third Meridian.

“53 All those lands in Township 57, in Range 7, west of the Third Meridian, described as follows:

- (a) the east half of Section 18;
- (b) the east half of Section 20;
- (c) the south half and north-west quarter of Section 29;
- (d) the east half of Section 30;
- (e) Section 31;
- (f) the west half and south-east quarter of Section 32.

“54 That portion of the north half and south-west quarter of Section 36, in Township 57, in Range 8, west of the Third Meridian.

“55 All those lands in Township 54, in Range 11, west of the Third Meridian, described as follows:

- (a) the north-west quarter of Section 31;
- (b) the north-west quarter of Section 32.

“56 All those lands in Township 39, in Range 13, west of the Third Meridian, described as follows:

- (a) the east half of Section 16;
- (b) the north-east quarter of Section 18”.

**Coming into force**

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



**SASKATCHEWAN REGULATIONS 92/2003***The Northern Municipalities Act*

## Section 286

Order in Council 697/2003, dated August 26, 2003

(Filed August 27, 2003)

**Title**

**1** These regulations may be cited as *The Northern Revenue Sharing Grants Amendment Regulations, 2003*.

**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 Section 2 is amended:**

**(a) by repealing subclause (a)(iii) and substituting the following:**

“(iii) in the case of the Northern Capital Grants Program, any costs incurred before April 1, 2003 or after March 31, 2008 except any costs that the minister may allow that were incurred before April 1, 2003 and with respect to which no other claim has been made under any Northern Capital Grants Program”; **and**

**(b) in subclause (e)(i):**

**(i) by striking out “or” after paragraph (B);**

**(ii) by adding “or” after paragraph (C); and**

**(iii) by adding the following paragraph after paragraph (C):**

“(D) renovations to houses, including the installation of:

(I) water and sewer lines to connect those houses to new water and sewer facilities in the northern municipality; or

(II) water cisterns, or other private water supply systems, and septic holding tanks”.

**New section 5**

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

**“Program established**

**5(1)** The Northern Capital Grants Program is continued for the purpose of assisting northern municipalities to acquire, construct and equip capital works during the period commencing on April 1, 2003 and ending on March 31, 2008.

**(2)** Subject to subsection (4), the maximum amount of the grant that is payable to a northern municipality pursuant to this section is an amount equal to 90% of the northern municipality’s cost of the capital work with respect to which the grant is paid.

**(3)** Subject to subsection (4), the minister may make a grant pursuant to this section during any fiscal year within the period mentioned in subsection (1).

(4) The total of all grants made to a northern municipality pursuant to this section during the fiscal years within the period mentioned in subsection (1) shall not exceed the total grant eligibility set out opposite that northern municipality in Table 2 of the Appendix.

(5) On approval by the minister, a northern municipality may use up to 20% of its total grant eligibility, as set out opposite that northern municipality in Table 2 of the Appendix, for capital works that promote economic development for the northern municipality”.

**New section 7**

**5 Section 7 is repealed and the following substituted:**

**“Application**

7(1) A northern municipality that wishes to apply for a grant pursuant to these regulations must:

- (a) apply to the minister on the form provided by the minister;
- (b) file a copy of the northern municipality’s current capital works plan with the minister;
- (c) in the case of an application for a grant for an eligible facility, include the eligible facility in the northern municipality’s capital works budget; and
- (d) in the case of an application to use a portion of a grant under the Northern Capital Grants Program to promote, in accordance with subsection 5(5), economic development for the northern municipality, specify how the capital work will be of economic benefit to the northern municipality.

(2) A person who wishes to apply for a grant pursuant to section 8.1 must apply to the minister on the form provided by the minister”.

**Section 8 amended**

**6 The following subsection is added after subsection 8(6):**

“(7) The minister may make payments for capital grants after March 31, 2008 if, by that date, the minister has:

- (a) received an application and all other relevant materials from the northern municipality; and
- (b) approved payment of the grant to the northern municipality”.

**New section 8.1**

**7 The following section is added after section 8:**

**“Home renovations for new water and sewer systems**

8.1(1) Subject to subsections (2) and (3), the minister may make grants to persons:

- (a) for home renovations to a maximum of \$15,000 per dwelling; or
- (b) if piped water and sewer systems are not installed in the northern municipality, for installation of a water cistern, or other private water supply system, and a septic holding tank for a dwelling, to a maximum of \$10,000.

- (2) Any person who receives a grant pursuant to this section shall only use that grant for one or more of the following purposes:
- (a) to install water and sewer lines in the dwelling;
  - (b) to install plumbing fixtures in the dwelling, such as sinks, toilets, bathtubs and showers;
  - (c) to renovate the dwelling to allow any item mentioned in clause (a) or (b) to be installed;
  - (d) to install a water cistern, or other private water supply system, and a septic holding tank for the dwelling.
- (3) The minister shall only make a grant pursuant to this section if the minister is satisfied that:
- (a) plumbing fixtures are not currently installed in the dwelling;
  - (b) the owner of the dwelling has applied to the northern municipality in which the dwelling is located:
    - (i) to have the dwelling connected to the northern municipality's water and sewer system; or
    - (ii) to have the northern municipality install a water cistern, or other private water supply system, and a septic holding tank for the dwelling;
  - (c) the northern municipality in which the dwelling is located is to receive funding from the Northern Revenue Sharing Trust Account for the installation of new water and sewer facilities between April 1, 2001 and March 31, 2005; and
  - (d) the work being done to the dwelling is for a purpose mentioned in subsection (2).
- (4) At any state of completion of the work mentioned in clause (3)(d) and on 48 hours' notice to the owner of the dwelling, the minister may inspect the work to be done or being done to the dwelling for the purposes of making a grant pursuant to this section”.

**New section 12**

**8 Section 12 is repealed and the following substituted:**

**“Minister's decision final**

**12** A decision of the minister regarding any of the following matters is final:

- (a) the eligibility of a northern municipality for a grant;
- (b) the disallowance of the inclusion of a capital cost;
- (c) the amount of a grant payable to a northern municipality;
- (d) the allocation of grants and the amount of grants paid pursuant to section 8.1”.

Appendix amended

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

“TABLE 2  
[Section 5]

**Northern Capital Grants Eligibility**

| NORTHERN<br>MUNICIPALITY | CALCULATED<br>2003-2008<br>ELIGIBILITY | CARRY-OVER<br>OF 1998-2003<br>ELIGIBILITY | TOTAL<br>GRANT<br>ELIGIBILITY |
|--------------------------|--|---|-------------------------------|
| Air Ronge                | \$ 286,500.00                          | \$0.00                                    | \$286,500.00                  |
| Bear Creek               | 60,000.00                              | 365.08                                    | 60,365.08                     |
| Beauval                  | 305,503.00                             | 6,348.59                                  | 311,851.59                    |
| Black Point              | 60,000.00                              | 0.00                                      | 60,000.00                     |
| Brabant Lake             | 60,000.00                              | 50,577.49                                 | 110,577.49                    |
| Buffalo Narrows          | 416,459.80                             | 134,580.64                                | 551,040.44                    |
| Camsell Portage          | 60,000.00                              | 60,626.00                                 | 120,626.00                    |
| Cole Bay                 | 60,000.00                              | 9,907.98                                  | 69,907.98                     |
| Creighton                | 559,693.20                             | 0.00                                      | 559,693.20                    |
| Cumberland House         | 234,158.00                             | 110,412.17                                | 344,570.17                    |
| Denare Beach             | 287,884.80                             | 0.00                                      | 287,884.80                    |
| Descharme Lake           | 60,000.00                              | 21,856.68                                 | 81,856.68                     |
| Dore Lake                | 60,000.00                              | 9,787.91                                  | 69,787.91                     |
| Garson Lake              | 60,000.00                              | 44,909.70                                 | 104,909.70                    |
| Green Lake               | 153,433.00                             | 0.00                                      | 153,433.00                    |
| Ile-à-la-Crosse          | 461,805.60                             | 0.00                                      | 461,805.60                    |
| Jans Bay                 | 71,755.00                              | 3,842.27                                  | 75,597.27                     |
| La Loche                 | 788,184.00                             | 44,347.23                                 | 832,531.23                    |
| La Ronge                 | 818,100.00                             | 0.00                                      | 818,100.00                    |
| Michel Village           | 60,000.00                              | 0.00                                      | 60,000.00                     |
| Missinipe                | 60,000.00                              | 0.00                                      | 60,000.00                     |
| Patuanak                 | 60,000.00                              | 49,488.22                                 | 109,488.22                    |
| Pelican Narrows          | 254,817.00                             | 176,161.57                                | 430,978.57                    |
| Pinehouse                | 378,039.60                             | 51,653.08                                 | 429,692.68                    |
| Sandy Bay                | 416,052.00                             | 15,500.73                                 | 431,552.73                    |
| Sled Lake                | 60,000.00                              | 28,118.56                                 | 88,118.56                     |
| Southend                 | 60,000.00                              | 137,464.03                                | 197,464.03                    |
| St. George's Hill        | 60,000.00                              | 33,732.32                                 | 93,732.32                     |
| Stanley Mission          | 60,000.00                              | 32,085.81                                 | 92,085.81                     |
| Stony Rapids             | 104,781.60                             | 232,350.56                                | 337,132.16                    |
| Timber Bay               | 60,000.00                              | 55,057.70                                 | 115,057.70                    |
| Turnor Lake              | 60,000.00                              | 25,211.37                                 | 85,211.37                     |
| Uranium City             | 79,728.00                              | 41,636.41                                 | 121,364.41                    |
| Weyakwin                 | 60,000.00                              | 36,586.22                                 | 96,586.22                     |
| Wollaston Lake           | 60,000.00                              | 59,102.03                                 | 119,102.03”.                  |

**Coming into force**

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