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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

CHAPTER G-5.1 REG 109*The Government Organization Act*

Section 12

Order in Council 258/2003, dated March 31, 2003

(Filed April 1, 2003)

Title

1 These regulations may be cited as *The Department of Community Resources and Employment Regulations*.

Department continued

2 The department of the Government of Saskatchewan called the Department of Social Services is continued as the Department of Community Resources and Employment.

Objects and purposes

3 The objects and purposes of the Department of Community Resources and Employment are:

- (a) to provide the structure wherein and whereby the powers, responsibilities and functions of the Minister of Community Resources and Employment may be exercised and carried out;
- (b) to co-ordinate, develop, promote and implement policies and programs of the Government of Saskatchewan related to promoting the economic independence and self-reliance of individuals with the following objectives:
 - (i) increasing participation in the labour market;
 - (ii) helping individuals match their employment skills to the needs of the labour market;
 - (iii) reducing dependency on social assistance and related programs;
 - (iv) supporting the access of parents to child care and child development resources and services;
 - (v) encouraging home ownership and the ability of individuals to live independently in their homes;
- (c) to co-ordinate, develop, promote and implement policies and programs of the Government of Saskatchewan related to career and employment services;
- (d) to co-ordinate, develop, promote and implement policies and programs of the Government of Saskatchewan related to strengthening, enhancing and maintaining families and communities with the following objectives:
 - (i) building and maintaining strong families and communities;
 - (ii) maintaining children, wherever possible, within their families and kinship networks;

- (iii) supporting the growth and development of children;
 - (iv) supporting the stable, long-term attachment of children to their families and kinship networks;
 - (v) meeting the requirements of children in need of protection;
 - (vi) supporting communities so that they may be able to provide services to children and families and to individuals who, by reason of need, age or disability, require assistance;
 - (vii) supporting housing and related services for the care or accommodation of individuals who by reason of need, age or disability are unable to fully care for themselves;
- (e) to co-ordinate, develop, promote and implement policies and programs of the Government of Saskatchewan related to providing financial and other assistance and support to individuals, families and organizations if required to achieve the objectives or to undertake the programs mentioned in this section;
- (f) to co-ordinate, develop, promote and implement policies and programs of the Government of Saskatchewan related to housing.

R.R.S. c.G-5.1 Reg 105 repealed

4 *The Department of Social Services Regulations, 2002* are repealed.

Coming into force

5 These regulations come into force on April 1, 2003.

CHAPTER P-20.3 REG 1

The Powers of Attorney Act, 2002

CHAPITRE P-20.3 RÈGL. 1

Loi de 2002 sur les procurations

CHAPTER P-20.3 REG 1*The Powers of Attorney Act, 2002*

Section 22

Order in Council 247/2003, dated March 25, 2003

(Filed March 25, 2003)

Title

- 1 These regulations may be cited as *The Powers of Attorney Regulations*.

Interpretation

- 2 In these regulations:

“**Act**” means *The Powers of Attorney Act, 2002*; (« *Loi* »)

“**form**” means a form as set out in the Appendix. (« *formule* »)

Forms

- 3 For the purposes of the Act:

- (a) Form A is prescribed as the form of enduring power of attorney;
- (b) Form B is prescribed as the form of independent legal advice and witness certificate to be used by a witness to an enduring power of attorney who is a lawyer;
- (c) Form C is prescribed as the form of witness certificate to be used by a witness to an enduring power of attorney who is not a lawyer;
- (d) Form D is prescribed as the form of acknowledgement and consent for the purposes of subsection 6(2) of the Act;
- (e) Form E is prescribed as the declaration of occurrence of contingency for the purposes of section 9 of the Act;
- (f) Form F is prescribed as the form of accounting for the purposes of sections 17 and 18 of the Act;
- (g) Form G is prescribed as the form of revocation of an enduring power of attorney.

Professional groups

- 4 For the purposes of subsection 9(4) of the Act, a member of a prescribed professional group includes:

- (a) a duly qualified medical practitioner;
- (b) a practising member as defined in *The Psychologists Act, 1997*;
- (c) a registered psychiatric nurse as defined in *The Registered Psychiatric Nurses Act*;
- (d) a registered nurse as defined in *The Registered Nurses Act, 1988*;
- (e) a practising member as defined in *The Occupational Therapists Act, 1997*;
- (f) a practising member as defined in *The Social Workers Act*; and
- (g) a speech-language pathologist as defined in *The Speech-Language Pathologists and Audiologists Act*.

Coming into force

- 5(1) Subject to subsection (2), these regulations come into force on the day on which *The Powers of Attorney Act, 2002* comes into force.

- (2) If these regulations are filed with the Registrar of Regulations after the day on which *The Powers of Attorney Act, 2002* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

CHAPITRE P-20.3 RÉGL. 1*Loi de 2002 sur les procurations*

Article 22

Décret 247/2003, en date du 25 mars 2003

(déposé le 25 mars 2003)

Titre**1** *Règlement sur les procurations.***Définitions****2** Les définitions qui suivent s'appliquent au présent règlement.«**formule**» Formule figurant à l'appendice. ("form")«**Loi**» La *Loi de 2002 sur les procurations*. ("Act")**Formules****3** Pour l'application de la Loi:

- a) la formule A est la formule réglementaire de procuration persistante;
- b) la formule B est la formule réglementaire d'avis juridique indépendant et certificat d'attestation instrumentaire à l'usage d'un témoin à une procuration persistante qui est avocat;
- c) la formule C est la formule réglementaire de certificat d'attestation instrumentaire à l'usage d'un témoin à une procuration persistante qui n'est pas avocat;
- d) la formule D est la formule réglementaire de constatation et consentement pour l'application du paragraphe 6(2) de la Loi;
- e) la formule E est la formule réglementaire de déclaration de survenance de l'événement pour l'application de l'article 9 de la Loi;
- f) la formule F est la formule réglementaire de reddition de comptes pour l'application des articles 17 et 18 de la Loi;
- g) la formule G est la formule réglementaire de révocation d'une procuration persistante.

Groupes professionnels**4** Pour l'application du paragraphe 9(4) de la Loi, le terme «membre d'un groupe professionnel désigné par règlement» s'entend notamment des personnes suivantes:

- a) un médecin dûment qualifié;
- b) un membre praticien au sens de la loi intitulée *The Psychologists Act, 1997*;
- c) une infirmière psychiatrique autorisée au sens de la loi intitulée *The Registered Psychiatric Nurses Act*;
- d) une infirmière autorisée au sens de la loi intitulée *The Registered Nurses Act, 1988*;
- e) un membre praticien au sens de la loi intitulée *The Occupational Therapists Act, 1997*;
- f) un membre praticien au sens de la loi intitulée *The Social Workers Act*;
- g) un orthophoniste au sens de la loi intitulée *The Speech-Language Pathologists and Audiologists Act*.

Entrée en vigueur**5(1)** Sous réserve du paragraphe (2), le présent règlement entre en vigueur à la date de l'entrée en vigueur de la *Loi de 2002 sur les procurations*.**(2)** S'il est déposé auprès du registraire des règlements après l'entrée en vigueur de la *Loi de 2002 sur les procurations*, le présent règlement entre en vigueur à la date de son dépôt.

Appendix

Notes for the assistance of the grantor of an Enduring Power of Attorney

(FORM A)

IMPORTANT: These notes are not part of your Enduring Power of Attorney. Please read these notes before signing your Enduring Power of Attorney.

1. Your Enduring Power of Attorney continues during your lifetime and the authority granted under it is not terminated by your lack of mental capacity in the future, unless you have revoked it while you have had the capacity to understand the nature and effect of your Enduring Power of Attorney and the effect of terminating your Enduring Power of Attorney.
2. Unless you have specified that your Enduring Power of Attorney is to come into effect on a certain date or upon the occurrence of a specified contingency, it will come into effect as soon as it is signed and witnessed. If you have specified that your Enduring Power of Attorney is to come into effect on the occurrence of a specified contingency, you may name one or more adults to declare that the contingency has occurred. If the contingency you have specified is your lack of capacity and you do not name anyone to make this declaration, two health care professionals may be asked to make the declaration.
3. In your Enduring Power of Attorney you are called the “grantor”, as you are giving decision-making authority to another person under the Enduring Power of Attorney.
4. You must be 18 years of age or older to make an Enduring Power of Attorney.
5. The effect of your Enduring Power of Attorney is to authorize the person you have named, your “attorney”, to act on your behalf with respect to your property. Unless you state otherwise in the Enduring Power of Attorney, this includes any lands, houses, bank accounts, pensions, RRSPs, stocks, bonds, mutual fund investments, vehicles and anything else that you may own.
6. Unless you place restrictions on your attorney in your Enduring Power of Attorney, your attorney will have wide powers to deal with your property. Your attorney will also be able to use your property to provide support for your spouse and dependent children. You should consider very carefully whether you wish to impose any restrictions on the powers of your attorney.
7. Your attorney should be someone you know and trust completely and who is very capable of handling financial matters. Your attorney could seriously deplete or eliminate your financial assets.
8. There are certain conditions that the person you name as your attorney must meet at the time he or she begins acting as your attorney. He or she must be 18 years of age or older and have capacity. He or she must not be an undischarged bankrupt. He or she must not be in the business of providing personal or health care services, such as home care or nursing home services, to you.
9. Another important condition that your attorney must meet at the time he or she begins acting as your attorney is that he or she must not have been convicted within the last 10 years of a criminal offence relating to an act of violence, theft or fraud. However, your attorney may act if he or she has been pardoned for the offence or if, while you had capacity, he or she disclosed the fact of the conviction to you and you consented in writing to the person acting as your attorney.

Appendice

Conseils à l'intention de l'auteur d'une procuration persistante

(FORMULE A)

IMPORTANT: Cette information ne fait pas partie de votre procuration persistante. Veuillez en prendre connaissance avant de signer votre procuration persistante. Prière de noter que le masculin vise également le féminin.

1. Votre procuration persistante demeure en vigueur pendant toute votre vie et l'habilité qu'elle confère ne cessera pas même si votre capacité mentale devait faire défaut dans l'avenir, à moins que vous ne l'ayez révoquée pendant que vous aviez la capacité de comprendre sa nature et sa portée ainsi que les effets d'y mettre fin.
2. À moins que vous n'ayez précisé que votre procuration persistante n'entrera en vigueur qu'à une certaine date ou qu'à la survenance d'un événement précis, elle entrera en vigueur dès qu'elle sera signée et attestée. Si vous avez précisé que votre procuration persistante entrera en vigueur à la survenance d'un événement précis, vous pouvez nommer un ou plusieurs adultes autorisés à déclarer que l'événement est survenu. Si l'événement que vous avez indiqué est votre défaut de capacité et que vous n'avez prévu personne, il pourra être demandé à deux professionnels de la santé de faire cette déclaration.
3. Votre procuration persistante vous désigne l'« auteur » puisque vous autorisez une autre personne à prendre des décisions pour vous.
4. Pour faire une procuration persistante, vous devez avoir au moins 18 ans.
5. Votre procuration persistante a pour effet d'habiliter la personne que vous avez nommée, votre « fondé de pouvoir », à agir pour votre compte à l'égard de vos biens. À moins que vous n'indiquiez le contraire dans la procuration persistante, vos biens comprennent tous terrains, maisons, comptes bancaires, pensions, REER, actions, obligations, fonds mutuels, véhicules et autres choses dont vous êtes propriétaire.
6. À moins que vous n'imposiez des restrictions à votre fondé de pouvoir dans votre procuration persistante, celui-ci disposera de pouvoirs étendus à l'égard de vos biens. Il pourra notamment utiliser vos biens pour pourvoir à l'entretien de votre conjoint et de vos enfants à charge. Sachez au moins qu'il vous est possible de limiter le champ d'action de votre fondé de pouvoir.
7. Votre fondé de pouvoir devrait être une personne que vous connaissez bien, en qui vous avez entièrement confiance et qui est tout à fait capable de s'occuper d'affaires financières, car il pourrait nuire grandement à vos intérêts financiers.
8. Au moment d'entrer en fonctions, votre fondé de pouvoir doit remplir certaines conditions. Il doit avoir au moins 18 ans et être pourvu de capacité. Il ne doit pas avoir le statut de failli non libéré. Il ne doit pas vous fournir des services de soins personnels ou de santé dans le cadre de son activité professionnelle ou commerciale, tels des services de soins à domicile ou de maison de soins infirmiers.
9. Une autre condition importante que votre fondé de pouvoir doit remplir au moment de son entrée en fonctions est de ne pas avoir été condamné au cours des 10 dernières années pour infraction criminelle relative à un acte de violence, au vol ou à la fraude, à moins d'avoir été réhabilité ou que, pendant que vous étiez pourvu de capacité, il vous a divulgué sa condamnation et vous avez consenti par écrit à la procuration.

10. It is desirable that your attorney is informed about his or her appointment and accepts the responsibility given to him or her.
11. Your attorney, a member of his or her family, or a member of your family may not act as a witness to your signing of the Enduring Power of Attorney. If your witness is not a lawyer, you must have two witnesses.
12. You may revoke your Enduring Power of Attorney in writing at any time, as long as you have the capacity to understand the nature and effect of your Enduring Power of Attorney and the effect of terminating your Enduring Power of Attorney.
13. Your attorney's authority will come to an end on your death, on the death, lack of capacity or written resignation of your attorney, on the court appointing a property guardian for you or on your attorney ceasing to meet the requirements noted above in items 8 and 9.
14. You may name a person who may request an accounting from your attorney. That person will then be able to ensure that your attorney is properly handling your affairs. If you do not name such a person, one of your adult family members may request such an accounting.

For further information, please see *The Powers of Attorney Act, 2002* and *The Powers of Attorney Regulations*.

10. Il est souhaitable que votre fondé de pouvoir soit mis au courant de sa nomination et accepte la responsabilité qui lui est donnée.
11. Ni votre fondé de pouvoir, ni un membre de sa famille, ni un membre de votre famille ne peut attester votre signature de la procuration persistante. À moins que votre témoin ne soit avocat, vous devez avoir deux témoins.
12. Vous pourrez révoquer votre procuration persistante par écrit à tout moment, à condition que vous ayez la capacité de comprendre la nature et la portée de votre procuration persistante et les effets d'y mettre fin.
13. L'habilité de votre fondé de pouvoir prendra fin à votre décès ou au décès de votre fondé de pouvoir ou dès que survient son défaut de capacité, qu'il démissionne par écrit, que la cour vous assigne un curateur aux biens ou que votre fondé de pouvoir cesse de remplir les conditions énoncées aux points 8 et 9 ci-dessus.
14. Vous pouvez nommer une personne qui pourra exiger de votre fondé de pouvoir qu'il lui rende compte. Cette personne pourra alors s'assurer que votre fondé de pouvoir s'occupe bien de vos affaires. Si vous ne nommez pas une telle personne, un membre adulte de votre famille pourra toujours exiger une reddition de comptes.

Pour plus de renseignements, veuillez consulter la *Loi de 2002 sur les procurations* et le *Règlement sur les procurations*.

FORM A
[Clause 3(a)]

Enduring Power of Attorney

This form is to be used as a guide only.

Include in your Enduring Power of Attorney only those parts of the form that are applicable to your situation.

This Enduring Power of Attorney is given on _____
(date)

by _____
(name of grantor)

of _____
(street address) (city) (province) (postal code)

(Check as appropriate)

1. Appointment (choose one)

(a) I appoint _____
(name of attorney)

of _____
(street address) (city) (province) (postal code)

to act as my attorney in accordance with *The Powers of Attorney Act, 2002*.

or

(b) I appoint _____
(name of attorney)

of _____
(street address) (city) (province) (postal code)

and _____
(name of attorney)

of _____
(street address) (city) (province) (postal code)

(you may appoint two or more persons)

to act as my attorneys in accordance with *The Powers of Attorney Act, 2002*:

jointly (your attorneys will act together)

severally (your attorneys will act separately and independently, in accordance with the authority given to them)

successively (your attorneys will act in order of appointment)

FORMULE A
[Alinéa 3a]

Procuration persistante

À titre indicatif seulement.

N'inclure dans votre procuration persistante que les parties de la formule qui s'appliquent à votre situation.

La présente procuration persistante est donnée le _____
(date)

par _____
(nom de l'auteur)

(adresse de voirie) (ville) (province) (code postal)

(Cocher les cases qui s'appliquent)

1. Nomination (cocher une case)

a) Je nomme _____
(nom du fondé de pouvoir)

(adresse de voirie) (ville) (province) (code postal)

mon fondé de pouvoir en conformité avec la *Loi de 2002 sur les procurations.*

ou

b) Je nomme _____
(nom du fondé de pouvoir)

(adresse de voirie) (ville) (province) (code postal)

et _____
(nom du fondé de pouvoir)

(adresse de voirie) (ville) (province) (code postal)

(vous pouvez nommer deux personnes ou plus)

mes fondés de pouvoir en conformité avec la *Loi de 2002 sur les procurations:*

conjointement (vos fondés de pouvoir agiront ensemble)

individuellement (vos fondés de pouvoir agiront de manière individuelle et indépendante, suivant l'habilité qui leur est donnée)

successivement (vos fondés de pouvoir agiront dans l'ordre de leur nomination)

Optional:

If it is or becomes necessary for the purposes of subsection 6(2) of the Act:
I acknowledge that _____ has
(name of attorney)

been convicted of a criminal offence relating to assault, sexual assault or other acts of violence, intimidation, criminal harassment, uttering threats, theft, fraud or breach of trust; and

I consent to this person acting as my attorney.

2. Authority *(choose one)*

(a) I give my attorney(s) general authority respecting all of my real and personal property and financial affairs.

or

(b) I give my attorney(s) specific authority as follows *(you may limit the authority of your attorney(s) or you may divide authority among attorneys):*

3. Decision-making

If attorneys are appointed to act jointly (together): *(choose one)*

(a) The decision of my joint attorneys must be unanimous.

or

(b) Decisions by my joint attorneys must be made as follows:

If attorneys are appointed to act jointly (together) or successively (one after the other):

(choose one)

(a) If one or more of my attorneys dies, is unwilling or unavailable to act or is found by a court to lack capacity, the other(s) may act either solely, jointly or successively, as the case may be.

or

(b) _____

4. Enduring Power of Attorney

My attorney's (or attorneys') authority under this Enduring Power of Attorney shall not be terminated by my lack of capacity that occurs after my Enduring Power of Attorney has been executed.

Facultatif:

- S'il est nécessaire, ou s'il le devient, pour l'application du paragraphe 6(2) de la Loi:

Je reconnais que _____
(nom du fondé de pouvoir)

a été condamné pour infraction criminelle relative à des voies de fait, à l'agression sexuelle ou d'autres actes de violence, à l'intimidation, au harcèlement criminel, à la profération de menaces, au vol, à la fraude ou à l'abus de confiance.

Je consens à ce que cette personne soit mon fondé de pouvoir.

2. *Habilité (cocher une case)*

- a) Je donne à mes fondés de pouvoir une habilité générale à l'égard de l'ensemble de mes biens réels et personnels et de mes affaires financières.

ou

- b) Je donne à mes fondés de pouvoir une habilité précise, ainsi qu'il suit: (vous pouvez limiter l'habilité de vos fondés de pouvoir ou répartir l'habilité entre eux):

3. *Modalités d'exercice*

Si plusieurs fondés de pouvoir sont nommés pour agir conjointement (ensemble):
(cocher une case)

- a) Les décisions de mes fondés de pouvoir doivent être unanimes.

ou

- b) Les décisions de mes fondés de pouvoir doivent être prises ainsi qu'il suit:

Si plusieurs fondés de pouvoir sont nommés pour agir conjointement (ensemble) ou successivement (l'un après l'autre):

(cocher une case)

- a) Si un ou plusieurs de mes fondés de pouvoir meurent, ou ne veulent plus ou ne peuvent plus agir, ou si un tribunal déclare qu'un ou plusieurs d'entre eux sont dépourvus de capacité, l'autre ou les autres pourront agir individuellement, conjointement ou successivement, selon le cas.

ou

- b) _____

4. *Procuratation persistante*

L'habilité de mes fondés de pouvoir donnée dans la présente procuratation persistante ne finira pas du fait d'un défaut de capacité de ma part survenu après la passation de ma procuratation persistante.

5. Contingent Enduring Power of Attorney *(optional)*

- My Enduring Power of Attorney shall come into effect on the following date or on the occurrence of the following contingency:

Optional:

- The following adult(s) may declare in writing that the contingency that I have specified has occurred:

(name of adult)

(street address)

(city)

(province)

(postal code)

(You may name one or more adults to make this declaration. If the contingency you have specified is your lack of capacity and you do not name anyone to make this declaration, two health care professionals may be asked to make the declaration.)

6. Accounting *(optional)*

- If I lack capacity, an accounting by my attorney(s) may be requested

by _____

(name of person)

of _____

(street address) (city) (province) (postal code)

(If this option is not checked, an accounting may be requested by one of your adult family members.)

- If a fee is charged for services rendered by my attorney(s), my attorney(s) must provide an annual accounting

to _____

(name of person)

of _____

(street address) (city) (province) (postal code)

(If this option is not checked, the accounting will be provided to your most immediate and available family member and to the Public Guardian and Trustee of Saskatchewan.)

7. Revocation *(optional)*

- I revoke the Enduring Power of Attorney previously given by me on _____ ,
- (date)*

appointing _____ as my attorney.

(name)

5. Procuration persistante éventuelle (*facultatif*)

- Ma procuration persistante entrera en vigueur à la date suivante ou à la survenance de l'événement suivant:

Facultatif:

- Le ou les adultes suivants seront autorisés à déclarer par écrit que l'événement ci-dessus est survenu:

(nom de l'adulte)

(adresse de voirie) (ville) (province) (code postal)

(Vous pouvez nommer une ou plusieurs personnes à cette fin. Si l'événement que vous avez indiqué est votre défaut de capacité et que vous n'avez prévu personne, il pourra être demandé à deux professionnels de la santé de faire cette déclaration.)

6. Reddition de comptes (*facultatif*)

- En cas de défaut de capacité de ma part, la personne suivante pourra exiger une reddition de comptes de mes fondés de pouvoir:

(nom de la personne)

(adresse de voirie) (ville) (province) (code postal)

(Si la case n'est pas cochée, un membre adulte de votre famille pourra exiger une reddition de comptes.)

- Si mes fondés de pouvoir demandent des honoraires pour leurs services, ils devront rendre compte annuellement à

(nom de la personne)

(adresse de voirie) (ville) (province) (code postal)

(Si la case n'est pas cochée, la reddition de comptes sera remise au membre de votre famille qui est à la fois le plus proche et le plus accessible et au tuteur et curateur public de la Saskatchewan.)

7. Révocation (*facultatif*)

- Je révoque la procuration persistante que j'ai donnée antérieurement le _____ ,
(date)

par laquelle je nommais _____ mon fondé de pouvoir.
(nom)

8. Signatures de l'auteur et des témoins

_____	_____
<i>(signature de l'auteur)</i>	<i>(date)</i>
_____	_____
<i>(signature du témoin)</i>	<i>(date)</i>
_____	_____
<i>(signature du deuxième témoin, si le premier n'est pas avocat)</i>	<i>(date)</i>

(Si le témoin est avocat, joindre la formule B – Avis juridique indépendant et certificat d'attestation instrumentaire. Si les témoins sont deux autres adultes, joindre la formule C – Certificat d'attestation instrumentaire par non-avocats.)

ou

Signatures du fondé de signature et des témoins (*à utiliser seulement quand l'auteur est incapable de signer la procuration persistante et qu'elle doit être signée par un fondé de signature.*)

_____	_____
<i>(signature du fondé de signature)</i>	<i>(date)</i>

Déclaration du témoin:

Je soussigné(e) _____
(nom)

_____	_____	_____	_____
<i>(adresse de voirie)</i>	<i>(ville)</i>	<i>(province)</i>	<i>(code postal)</i>

certifie ce qui suit:

a) _____
(nom du fondé de signature)

a signé la présente procuration persistante en ma présence.

b) _____
(nom de l'auteur)

a adopté la signature de _____
(nom du fondé de signature)

en ma présence.

c) Je suis un adulte pourvu de capacité et je ne suis pas le fondé de pouvoir ni un membre de sa famille ou de la famille de l'auteur.

d) Je signe la présente procuration persistante comme témoin en la présence de

(nom de l'auteur)

_____	_____
<i>(signature du témoin)</i>	<i>(date)</i>

Other witness signatures (*note that one of the witnesses may be the same person that witnessed the alternate signing*)

(signature of witness)

(date)

(signature of second witness
if first witness is not a lawyer)

(date)

(If witnessed by a lawyer, attach Form B – Independent Legal Advice and Witness Certificate. If witnessed by two adults, attach Form C – Non-lawyer Witness Certificate.)

9. Acceptance of Appointment (*optional*)

I accept the appointment as power of attorney and I will exercise my authority honestly, in good faith and in the best interests of the grantor.

(signature of attorney)

(date)

Signatures des autres témoins (*Un des témoins peut être la même personne qui a attesté la signature du fondé de signature*)

(signature du témoin)

(date)

(signature du deuxième témoin,
si le premier n'est pas avocat)

(date)

(Si le témoin est avocat, joindre la formule B – Avis juridique indépendant et certificat d'attestation instrumentaire. Si les témoins sont deux autres adultes, joindre la formule C – Certificat d'attestation instrumentaire par non-avocats.)

9. Acceptation de la nomination (*facultatif*)

J'accepte ma nomination à titre de fondé de pouvoir et j'exercerai mes fonctions honnêtement, de bonne foi et dans le meilleur intérêt de l'auteur.

(signature du fondé de pouvoir)

(date)

FORM B
[Clause 3(b)]

Independent Legal Advice and Witness Certificate

This form is to be completed by a witness who is a lawyer.

I, _____
(name)

of _____
(street address) (city) (province) (postal code)

certify:

(a) that I am a practising member in good standing of the Law Society of _____

(jurisdiction of relevant Law Society) ;

(b) that I was consulted by _____
(name of grantor)

of _____
(street address) (city) (province) (postal code)

regarding the making of his or her Enduring Power of Attorney dated _____ ;

(c) that I explained the nature and effect of an Enduring Power of Attorney and reviewed the provisions of the above-mentioned Enduring Power of Attorney with _____
(name of grantor) ;

(d) that I witnessed the signing of the above-mentioned Enduring Power of Attorney by _____
(name of grantor) ;

(e) that in my opinion _____
(name of grantor)

was an adult who had the capacity to understand the nature and effect of an Enduring Power of Attorney at the time that he or she signed the above-mentioned Enduring Power of Attorney.

(signature of lawyer witness)

(date)

FORMULE B
[Alinéa 3b]

Avis juridique indépendant et certificat d'attestation instrumentaire

Formule à l'usage du témoin avocat.

Je soussigné(e) _____
(nom)

(adresse de voirie) (ville) (province) (code postal)

certifie ce qui suit:

a) Je suis membre praticien en règle du Barreau de _____
(ressort du barreau)

b) _____
(nom de l'auteur)

(adresse de voirie) (ville) (province) (code postal)

m'a consulté au sujet de l'établissement de sa procuration persistante en date
du _____

c) J'ai expliqué la nature et la portée d'une procuration persistante à

(nom de l'auteur)

et j'ai passé en revue avec lui ou elle les dispositions de sa procuration persistante.

d) J'ai été témoin de la signature de cette procuration persistante par

(nom de l'auteur)

e) À mon avis, _____
(nom de l'auteur)

était un adulte ayant la capacité de comprendre la nature et la portée d'une
procuration persistante au moment où il ou elle a signé cette procuration
persistante.

(signature du témoin avocat)

(date)

FORM C
[Clause 3(c)]

Non-lawyer Witness Certificate

This form is to be completed by two witnesses who are not lawyers.

I, _____
(name)

of _____
(street address) (city) (province) (postal code)

and

I, _____
(name)

of _____
(street address) (city) (province) (postal code)

certify:

(a) that I witnessed the signing of the Enduring Power of Attorney of _____

(name of grantor)

dated _____ ;

(b) that I am an adult with capacity and that I am not the attorney named in the above-mentioned Enduring Power of Attorney and that I am not a family member of either the grantor or the attorney;

(c) that in my opinion _____

(name of grantor)

was an adult who had the capacity to understand the nature and effect of an Enduring Power of Attorney at the time that he or she signed the above-mentioned Enduring Power of Attorney.

(signature of witness)

(date)

(signature of witness)

(date)

FORMULE C
[Alinéa 3c]

Certificat d'attestation instrumentaire par non-avocats

Formule à l'usage des deux témoins non-avocats.

Je soussigné(e) _____
(nom)

(ville)

(province)

(code postal)

et

je soussigné(e) _____
(nom)

(ville)

(province)

(code postal)

certifions ce qui suit:

a) J'ai été témoin de la signature de la procuration persistante de _____

(nom de l'auteur)

en date du _____ .

b) Je suis un adulte pourvu de capacité et je ne suis pas le fondé de pouvoir nommé dans cette procuration persistante ni membre de la famille de l'auteur ou du fondé de pouvoir.

c) À mon avis _____
(nom de l'auteur)

était un adulte ayant la capacité de comprendre la nature et la portée d'une procuration persistante au moment où il ou elle a signé cette procuration persistante.

(signature du témoin)

(date)

(signature du témoin)

(date)

FORM D
[Clause 3(d)]

Acknowledgement and Consent

This form is to be completed if required for the purposes of subsection 6(2) of the Act.

I am the grantor of an Enduring Power of Attorney given on _____
(date)

appointing _____
(name of attorney)

of _____
(street address) (city) (province) (postal code)

to act as my attorney in accordance with *The Powers of Attorney Act, 2002*.

For the purposes of subsection 6(2) of the Act:

(a) I acknowledge that _____
(name of attorney)

has been convicted of a criminal offence relating to assault, sexual assault or other acts of violence, intimidation, criminal harassment, uttering threats, theft, fraud or breach of trust; and

(b) I consent to this person acting as my attorney.

(signature of grantor)

(date)

I, _____
(name)

of _____
(street address) (city) (province) (postal code)

certify:

(a) that I witnessed the signing of this acknowledgement and consent by _____

(name of grantor)

dated _____ ;

(b) that in my opinion _____
(name of grantor)

had capacity at the time that he or she signed this document.

(signature of witness)

(date)

FORMULE D
[Alinéa 3d]

Constatation et consentement

Formule à remplir si elle est requise pour l'application du paragraphe 6(2) de la Loi.

Je suis l'auteur d'une procuration persistante donnée le _____
(date)

dans laquelle je nomme _____
(nom du fondé de pouvoir)

(adresse de voirie)

(ville)

(province)

(code postal)

mon fondé de pouvoir en conformité avec la *Loi de 2002 sur les procurations*.

Pour l'application du paragraphe 6(2) de la Loi:

a) Je prends acte du fait que _____
(nom du fondé de pouvoir)

a été condamné pour infraction criminelle relative à des voies de fait, à l'agression sexuelle ou d'autres actes de violence, à l'intimidation, au harcèlement criminel, à la profération de menaces, au vol, à la fraude ou à l'abus de confiance.

b) Je consens à ce que cette personne soit mon fondé de pouvoir.

(signature de l'auteur)

(date)

Je soussigné(e) _____
(nom)

(adresse de voirie)

(ville)

(province)

(code postal)

certifie ce qui suit:

a) J'ai été témoin de la signature de la présente formule de constatation et consentement par _____
(nom de l'auteur)

en date du _____.

b) À mon avis, _____
(nom de l'auteur)

était pourvu de capacité au moment où il ou elle a signé le présent document.

(signature du témoin)

(date)

FORM E
[Clause 3(e)]

Declaration of Occurrence of Contingency

*This form is to be completed by a declarant under a contingent
Enduring Power of Attorney.*

Please modify as necessary if there is more than one declarant.

I, _____
(name)

of _____
(street address) (city) (province) (postal code)

(Check one)

am named in the Enduring Power of Attorney of _____
(name of grantor)

dated _____ to declare the occurrence of a contingency
for the purpose of bringing the Enduring Power of Attorney into effect,

am a member of the following professional group *(if the contingency is the grantor's lack of
capacity and there is no adult named or able to make the declaration under the Enduring Power of
Attorney)*:

_____ ,

and I declare that the following contingency specified in the Enduring Power of
Attorney has occurred:

_____ .

(signature of declarant)

(date)

FORMULE E

[Alinéa 3e]

Déclaration de survenance de l'événement*Formule à l'usage du déclarant dans le cadre d'une
procuration persistante éventuelle.**Modifier au besoin en cas de pluralité de déclarants.*

Je soussigné(e) _____

(nom)

(adresse de voirie)

(ville)

(province)

(code postal)

(Cocher une case)

 suis autorisé(e) par la procuration persistante de _____

(nom de l'auteur)

en date du _____ à constater par déclaration la survenance
d'un événement entraînant l'entrée en vigueur de la procuration persistante, suis membre du groupe professionnel suivant (si l'événement consiste dans le défaut de
capacité de l'auteur et qu'aucun adulte n'a été désigné dans la procuration persistante ou que l'adulte y
désigné n'est pas en mesure de faire la déclaration):_____
et je déclare que l'événement suivant prévu dans la procuration persistante est
survenu:

(signature du déclarant)_____
(date)

FORM F
[Clause 3(f)]

Accounting

This form is to be used as a guide to preparing an accounting.

You may modify it to suit your situation.

Accounting for the period from _____ to _____ .
(period of accounting)

(For an accounting required pursuant to section 17 of the Act, the accounting is to be for a period of one year. For an accounting mentioned in section 18 of the Act, the accounting is to be for the period requested. In order to provide an appropriate accounting, attorneys should keep all relevant documentation, including cancelled cheques, invoices, bank statements, copies of titles and relevant letters.)

ASSETS OF GRANTOR AT BEGINNING OF ACCOUNTING PERIOD

A. Financial Institution Accounts

Financial Institution	Account Number	Jointly Owned With (if applicable)	Value
1.			
2.			
3.			
Total Value:			

B. Term Deposits

Financial Institution	Interest Rate	Maturity Date	Jointly Owned With (if applicable)	Face Value
1.				
2.				
3.				
Total Value:				

C. Uncashed Cheques

Issuer	Jointly Payable to (if applicable)	Value
1.		
2.		
3.		
Total Value:		

D. Cash on Hand

Total Value:

FORMULE F
[Alinea 3f)]

Reddition de comptes

À titre indicatif pour la préparation de redditions de comptes.

Veillez l'adapter à vos besoins.

Reddition de comptes pour la période du _____ au _____ .
(période de la reddition de comptes)

(La reddition de comptes régie par l'article 17 de la Loi est pour une période d'un an. La période de la reddition de comptes régie par l'article 18 de la Loi varie selon la demande. Pour bien rendre compte, les fondés de pouvoir devraient conserver toute la documentation pertinente, y compris les chèques oblitérés, factures, relevés bancaires, copies de titres et lettres utiles.)

**AVOIRS DE L'AUTEUR AU DÉBUT DE LA
PÉRIODE DE REDDITION DE COMPTES**

A. Comptes auprès d'institutions financières

Institution financière	Numéro de compte	Titulaires conjoints (le cas échéant)	Valeur
1.			
2.			
3.			
			Valeur totale:

B. Dépôts à terme

Institution financière	Taux d'intérêt	Date d'échéance	Titulaires conjoints (le cas échéant)	Valeur nominale
1.				
2.				
3.				
				Valeur totale:

C. Chèques à encaisser

Émetteur	Preneurs conjoints (le cas échéant)	Valeur
1.		
2.		
3.		
		Valeur totale:

D. Liquidités

Valeur totale:

E. Real Estate

Legal Description	Jointly Owned with: <i>(if applicable)</i>	Value
1.		
2.		
3.		
		Total Value:

F. Stocks and Investment Funds

Company	Number of Shares or Units	Jointly Owned With <i>(if applicable)</i>	Value
1.			
2.			
3.			
			Total Value:

G. Bonds

Issuer	Interest Rate	Maturity Date	Jointly Owned With <i>(if applicable)</i>	Face Value
1.				
2.				
3.				
				Total Value:

H. RRSP, RRIF

Company	Description/Policy Number	Value
1.		
2.		
3.		
		Total Value:

I. Life Insurance *(owned by the adult or if the adult is beneficiary)*

Company	Description/Policy Number	Value
1.		
2.		
3.		
		Total Value:

E. Biens réels

Description officielle	Propriétaires conjoints <i>(le cas échéant)</i>	Valeur
1.		
2.		
3.		
		Valeur totale:

F. Actions et placements

Société	Nombre d'actions ou d'unités	Titulaires conjoints <i>(le cas échéant)</i>	Valeur
1.			
2.			
3.			
			Valeur totale:

G. Obligations

Émetteur	Taux d'intérêt	Date d'échéance	Titulaires conjoints <i>(le cas échéant)</i>	Valeur nominale
1.				
2.				
3.				
				Valeur totale:

H. REER, FERR

Société	Description/Numéro de police	Valeur
1.		
2.		
3.		
		Valeur totale:

I. Assurance vie *(dont l'adulte est soit propriétaire, soit bénéficiaire)*

Compagnie	Description/Numéro de police	Valeur
1.		
2.		
3.		
		Valeur totale:

J. Vehicles

Description	Jointly Owned With <i>(if applicable)</i>	Value
1.		
2.		
3.		
		Total Value:

K. Other Personal Property

Description	Jointly Owned With <i>(if applicable)</i>	Value
1.		
2.		
3.		
		Total Value:

TOTAL VALUE OF ABOVE-LISTED ASSETS (A to K):

L. Monthly Payments Received by the Adult *(annuities, pensions, salary)*

Paid By	Description	Jointly Owned With <i>(if applicable)</i>	Monthly Amount
1.			
2.			
3.			
			Total Monthly Amount:

M. Funds Held in a Discretionary Trust for the Benefit of the Adult

Estate of	Trustee	Amount
1.		
2.		
3.		

DEBTS OF THE GRANTOR AT BEGINNING OF ACCOUNTING PERIOD**A. Financial Institution Loans**

Owing to	Description	Security Held, if any	Amount Owing
1.			
2.			
3.			
			Total Amount Owing:

J. Véhicules

Description	Propriétaires conjoints <i>(le cas échéant)</i>	Valeur
1.		
2.		
3.		
		Valeur totale:

K. Autres biens personnels

Description	Propriétaires conjoints <i>(le cas échéant)</i>	Valeur
1.		
2.		
3.		
		Valeur totale:

VALEUR TOTALE DES BIENS ÉNUMÉRÉS CI-DESSUS (A à K):

L. Versements mensuels que reçoit l'adulte *(rentes, pensions, salaire)*

Source	Description	Réциpiendaires conjoints <i>(le cas échéant)</i>	Montant mensuel
1.			
2.			
3.			
			Montant mensuel total:

M. Fonds détenus dans une fiducie discrétionnaire au bénéfice de l'adulte

Succession de	Fiduciaire	Montant
1.		
2.		
3.		

DETTES DE L'AUTEUR AU DÉBUT DE LA PÉRIODE DE REDDITION DE COMPTES**A. Prêts d'institutions financières**

Créancier	Description	Sûreté, le cas échéant	Solde débiteur
1.			
2.			
3.			
			Solde débiteur total:

B. Credit Cards

Owing to	Description	Amount Owing
1.		
2.		
3.		
		Total Amount Owing:

C. Mortgages

Owing to	Description	Security Held, if any	Amount Owing
1.			
2.			
3.			
			Total Amount Owing:

D. Other Debts

Owing to	Description	Security Held, if any	Amount Owing
1.			
2.			
3.			
			Total Amount Owing:

TOTAL AMOUNT OF ABOVE-LISTED DEBTS (A to D):

ACTIVITY DURING PERIOD OF ACCOUNTING**A. Funds Received During Accounting Period:**

Date Received	Received From	Description	Amount
1.			
2.			
3.			
4.			
5.			
			Total Funds Received:

B. Cartes de crédit

Créancier	Description	Solde débiteur
1.		
2.		
3.		
		Solde débiteur total:

C. Hypothèques

Créancier	Description	Sûreté, le cas échéan	Solde débiteur
1.			
2.			
3.			
			Solde débiteur total:

D. Autres dettes

Créancier	Description	Sûreté, le cas échéan	Solde débiteur
1.			
2.			
3.			
			Solde débiteur total:

TOTAL DES DETTES ÉNUMÉRÉES CI-DESSUS (A à D):

ACTIVITÉ AU COURS DE LA PÉRIODE DE REDDITION DE COMPTES**A. Sommes reçues au cours de la période de reddition de comptes**

Date de réception	Source	Description	Montant
1.			
2.			
3.			
4.			
5.			
			Sommes totales reçues:

B. Funds Spent During Accounting Period:

Date Spent	Paid To	Description	Amount
1.			
2.			
3.			
4.			
5.			

Total Funds Spent:

ASSETS OF GRANTOR AT END OF ACCOUNTING PERIOD

*Note all changes to the grantor's assets as they existed
at the beginning of the accounting period.*

DEBTS OF GRANTOR AT END OF ACCOUNTING PERIOD

*Note all changes to the grantor's debts as they existed
at the beginning of the accounting period.*

FORM G
[Clause 3(g)]

Revocation of Enduring Power of Attorney

I revoke the Enduring Power of Attorney previously given by me on _____
(date)

appointing _____ as my attorney.
(name of attorney)

(signature of grantor)

(date)

I, _____
(name)

of _____
(street address) (city) (province) (postal code)

certify:

(a) that I witnessed the signing of this revocation of Enduring Power of Attorney
by _____ dated _____ ;
(name of grantor)

(b) that in my opinion _____
(name of grantor)

had capacity at the time that he or she signed this document.

(signature of witness)

(date)

B. Sommes dépensées au cours de la période de reddition de comptes

Date de la dépense	Destinataire	Description	Montant
1.			
2.			
3.			
4.			
5.			

Sommes totales dépensées:

AVOIRS DE L'AUTEUR À LA FIN DE LA PÉRIODE DE REDDITION DE COMPTES

Noter tout changement qu'ont connu les avoirs de l'auteur par rapport au début de la période de reddition de comptes.

DETTES DE L'AUTEUR À LA FIN DE LA PÉRIODE DE REDDITION DE COMPTES

Noter tout changement qu'ont connu les dettes de l'auteur par rapport au début de la période de reddition de comptes.

FORMULE G

[Alinéa 3g]

Révocation de procuration persistante

Je révoque la procuration persistante que j'ai donnée antérieurement le _____
(date)

par laquelle je nommais _____ mon fondé de pouvoir.
(nom du fondé de pouvoir)

(signature du déclarant)_____
(date)

Je soussigné(e) _____
(nom)

(adresse de voirie)_____
(ville)_____
(province)_____
(code postal)

certifie ce qui suit:

a) J'ai été témoin de la signature de la présente révocation de procuration persistante faite par _____ en date du _____.
(nom de l'auteur)

b) À mon avis, _____
(nom de l'auteur)

était pourvu de capacité au moment où il ou elle a signé le présent document.

(signature du témoin)_____
(date)

SASKATCHEWAN REGULATIONS 15/2003*The Summary Offences Procedure Act, 1990*

Section 55

Order in Council 246/2003, dated March 25, 2003

(Filed March 25, 2003)

Title

1 These regulations may be cited as *The Summary Offences Procedure Amendment Regulations, 2003*.

R.R.S. c.S-63.1 Reg 2 amended

2 *The Summary Offences Procedure Regulations, 1991* are amended in the manner set forth in these regulations.

Section 4 amended

3 **Clause 4(i) is amended by striking out** “clause 8(2)(c) of *The Alcohol and Gaming Regulation Act*” **and substituting** “clause 10(2)(c) of *The Alcohol and Gaming Regulation Act, 1997*”.

Section 5 amended

4 **Clause 5(a) is repealed and the following substituted:**

“(a) *The Alcohol and Gaming Regulation Act, 1997*”.

Section 8 amended

5 **Subclause 8(a)(xi) is amended by striking out** “*The Alcohol and Gaming Regulation Act*” **and substituting** “*The Alcohol and Gaming Regulation Act, 1997*”.

Appendix, Part 1, Form A amended

6 **Form A of Part 1 of the Appendix is amended:**

(a) **in Part 1 by striking out** “*Alcohol and Gaming Regulation Act*” **and substituting** “*Alcohol and Gaming Regulation Act, 1997*”;

(b) **in Part 5 by striking out** “*Alcohol and Gaming Regulation Act*” **and substituting** “*Alcohol and Gaming Regulation Act, 1997*”;

(c) **in Part 7 by striking out** “*Alcohol and Gaming Regulation Act*” **and substituting** “*Alcohol and Gaming Regulation Act, 1997*”; **and**

(d) **in Part 9 by striking out** “*Alcohol and Gaming Regulation Act*” **and substituting** “*Alcohol and Gaming Regulation Act, 1997*”.

Appendix, Part 2, New Table 11

7 Table 11 of Part 2 of the Appendix is repealed and the following substituted:

"Table 11

The Alcohol and Gaming Regulation Act, 1997

The provisions set out in Column 3 are the provisions of *The Alcohol and Gaming Regulation Act, 1997* that impose the prohibitions or requirements described in Column 2. The provisions of that Act listed in Column 4 provided that contraventions of the corresponding provisions in Column 3 are offences. The provisions in Column 3 that are marked with an asterisk are the provisions for which a peace officer may withdraw the specified penalty sum option and require the defendant to appear in court.

<i>Column 1 Item Number</i>	<i>Column 2 Description of Offence</i>	<i>Column 3 Section</i>	<i>Column 4 Offence</i>	<i>Column 5 Penalty Sum in Dollars</i>
1	Having, consuming or giving beverage alcohol in a place other than a private place	107	139	\$100
2	Having, keeping, consuming or giving beverage alcohol in a vehicle	109(1)*	109(4)	150
3	Selling or giving beverage alcohol to a minor	110(1)*	110(5)	250
4	Failure on the part of the licensee or the employee in charge to demand proof of age	111(1)	139	150
5	Failure by a minor to leave the premises after failing or refusing to supply proof of age	111(2)	111(3)	100
6	Minor acting in any connection with the sale, handling or serving of beverage alcohol	113(1)(a)	113(2)	100
7	Permittee or employee of permittee permitting a minor to act in any connection with the sale, handling or serving of beverage alcohol	113(1)(b)	113(2)	100
8	Minor purchasing or attempting to purchase beverage alcohol	115(1)(a)	115(2)	150
9	Minor possessing or consuming any beverage alcohol	115(1)(b)(i)	115(2)	150

10	Minor being in or remaining in a permitted premises	115(1)(b)(ii)	115(2)	150
11	Remaining in a permitted premises after being requested to leave	122(2)(a)	139	150
12	Re-entering a permitted premises after being requested to leave	122(2)(b)	139	150
13	Being intoxicated in a public place	126	139	50
14	Opening a container on store premises for the purposes of testing, tasting, sampling or drinking	131	139	50
15	Making an improper application for a licence or permit	136	139	150”.

Coming into force

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

SASKATCHEWAN REGULATIONS 16/2003

The Financial Administration Act, 1993

Section 71

Order in Council 248/2003, dated March 25, 2003

(Filed March 25, 2003)

Title

1 These regulations may be cited as *The Petroleum Research Incentive Amendment Regulations, 2003*.

R.R.S. c.F-13.4 Reg 20 amended

2 *The Petroleum Research Incentive Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 Section 2 is amended:

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

“(c) ‘**department**’ means the Department of Industry and Resources”;

(b) in clause (d) by striking out “April 1, 2005” and substituting “April 1, 2009”;

(c) by repealing clause (g);

(d) by repealing clause (j) and substituting the following:

“(j) ‘operator’ means:

(i) an operator:

(A) as defined in clause 2(u) of *The Crown Oil and Gas Royalty Regulations*; or

(B) as defined in clause 2(1)(b) of *The Recovered Crude Oil Tax Regulations*;

(ii) a special operator as defined in clause 2(1)(c) of *The Recovered Crude Oil Tax Regulations*;

(iii) a royalty payer who is designated as a special operator pursuant to section 9 of *The Crown Oil and Gas Royalty Regulations*; or

(iv) a taxpayer who is designated as a special operator pursuant to section 7 of *The Freehold Oil and Gas Production Tax Regulations, 1995*;

(e) by repealing clause (l); and

(f) by repealing clauses (o) and (p) and substituting the following:

“(o) ‘taxes’ means the taxes imposed by sections 3 and 32.11 of *The Freehold Oil and Gas Production Tax Act*;

“(p) ‘taxpayer’ means a taxpayer as defined in clauses 2(1)(m) and 32.1(1)(h) of *The Freehold Oil and Gas Production Tax Act*”.

New section 3

4 Section 3 is repealed and the following substituted:

“Projects eligible for approval

3 Subject to these regulations, field pilot projects are eligible for approval pursuant to these regulations”.

Section 5 amended

5 Subsection 5(2) is amended by striking out “, will exceed \$17.5 million” and substituting “since April 1, 2002, will exceed \$7 million”.

Section 6 amended

6(1) Subsection 6(1) is repealed and the following substituted:

“(1) If an agreement is entered into with respect to a field pilot project, the operator will earn credits towards the remission of royalties and taxes equivalent to 30% of eligible research costs approved by the minister”.

(2) Subsections 6(3) and (4) are repealed and the following substituted:

“(3) Credits earned pursuant to this section are to be applied in accordance with:

- (a) sections 6.1 and 6.2 of *The Freehold Oil and Gas Production Tax Regulations, 1995*;
- (b) sections 7.1 and 7.2 of *The Crown Oil and Gas Royalty Regulations*; and
- (c) sections 13 and 14 of *The Recovered Crude Oil Tax Regulations*.

“(4) Subject to the following sections, the operator may accumulate the credits earned pursuant to this section and may apply them towards the remission of royalties or taxes at a later date:

- (a) section 6.2 of *The Freehold Oil and Gas Production Tax Regulations, 1995*;
- (b) section 7.2 of *The Crown Oil and Gas Royalty Regulations*;
- (c) section 14 of *The Recovered Crude Oil Tax Regulations*”.

Section 14 amended

7 Section 14 is amended by striking out “April 1, 2008” and substituting “April 1, 2012”.

Coming into force

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

SASKATCHEWAN REGULATIONS 17/2003

The Vehicle Administration Act

Section 97

Order in Council 249/2003, dated March 25, 2003

(Filed March 25, 2003)

Title

1 These regulations may be cited as *The Driver Licensing and Suspension Amendment Regulations, 2003*.

R.R.S. c.V-2.1 Reg 15 amended

2 *The Driver Licensing and Suspension Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3(1) Subclause 2(1)(g)(iv) is repealed.

(2) Subclause 2(1)(h)(x) is amended by striking out “, when not being used for law enforcement purposes”.

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

“(2) For the purposes of these regulations and sections 23.02 and 78.1 of the Act, a new driver is a person who:

- (a) holds a driver’s licence in class 7 or the equivalent of a driver’s licence in class 7 in another province or territory of Canada or in one of the states of the United States of America; or

(b) within the five years preceding his or her application for a driver's licence in Saskatchewan, has not held:

(i) a valid driver's licence in class 1, 2, 3, 4, 5 or 6 in Saskatchewan for at least two years;

(ii) the equivalent of a valid driver's licence in class 1, 2, 3, 4, 5 or 6 for at least two years in another province or territory of Canada or in one of the states of the United States of America; or

(iii) the equivalent of a valid driver's licence in class 5 in a jurisdiction that has signed a reciprocity agreement with Canada”.

New section 7.1

4 The following section is added after section 7:

“Holder of European driver permit may operate class 5 motor vehicles

7.1(1) In this section, **‘European driver permit’** means a valid driving permit that is:

(a) issued to a person by a member state of the European Union; and

(b) recognized by all member states of the European Union.

(2) The holder of a European driver permit may operate class 5 motor vehicles”.

Section 12 amended

5 Clause 12(1)(a) is amended by striking out “holds or has held” and substituting “holds and has held”.

Section 21 amended

6 Subclause 21(a)(iv) is amended by adding “ section 249.1,” after “subsection 249(3) or (4),”.

Section 22 amended

7 Subsection 22(1) is amended by striking out “administrator shall” and substituting “administrator may”.

Section 24 amended

8 Clause 24(2)(b) is repealed and the following substituted:

“(b) if no education or recovery program is recommended by the addictions counsellor, have successfully completed a program that the administrator may direct”.

Section 26 amended

9 Clause 26(2)(b) is repealed and the following substituted:

“(b) if no education or recovery program is recommended by the addictions counsellor, have successfully completed a program that the administrator may direct”.

Section 28 amended

10 Clause 28(2)(b) is repealed and the following substituted:

“(b) if no education or recovery program is recommended by the addictions counsellor, has successfully completed a program that the administrator may direct”.

New section 30.2**11 The following section is added after section 30.1:****“Documents to be sent to administrator re section 71.1 prohibition**

30.2 For the purposes of subsection 71.1(7) of the Act, a peace officer shall forward the following documents to the administrator if those documents are available to the peace officer:

- (a) any witness statements;
- (b) any statement provided by the driver;
- (c) a copy of the Breathalyzer or Intoxilyzer check sheet;
- (d) a copy of the prosecutor’s information sheet;
- (e) a copy of the investigator’s check sheet;
- (f) a copy of the notes of any peace officer who was involved in imposition of the administrative prohibition pursuant to section 71.1 of the Act;
- (g) any other information, equivalent to that mentioned in clauses (a) to (f), that is in the possession of the peace officer or the peace officer’s police service, if any, and that concerns the imposition of an administrative prohibition pursuant to section 71.1 of the Act”.

Section 32 amended

12 Clause 32(b) is amended by adding “section 249.1,” after “subsection 249(3) or (4),”.

Section 32.1 amended

13 Subclause 32.1(1)(b)(ii) is repealed and the following substituted:

“(ii) if no education or recovery program is recommended by the addictions counsellor, has successfully completed a program that the administrator may direct”.

Section 33 amended

14(1) Clause 33(4)(b) is repealed and the following substituted:

“(b) if no education or recovery program is recommended by the addictions counsellor, has successfully completed a program that the administrator may direct”.

(2) Subsection 33(6) is repealed and the following substituted:

“(6) A driver’s licence issued pursuant to this section is a provisional licence and remains a provisional licence until the expiration of the longest period of disqualification mentioned in subsection 74(2) of the Act that would be applicable to the driver if the offence had not been prescribed pursuant to section 32 of these regulations”.

Section 33.1 amended**15 Clause 33.1(3)(b) is repealed and the following substituted:**

“(b) if no education or recovery program is recommended by the addictions counsellor, has successfully completed a program that the administrator may direct”.

Section 34 amended**16(1) Subsection 34(1) is amended by striking out “to (8)” and substituting “to (9)”.****(2) Subsection 34(3) is repealed and the following substituted:**

“(3) Before making his or her application, the applicant must:

(a) have been assessed by an addictions counsellor; and

(b) either:

(i) have completed an education or a recovery program recommended by the addictions counsellor and, where a recovery program has been recommended, be considered by an addictions counsellor to be at low risk for continued impaired driving; or

(ii) if no education or recovery program is recommended by the addictions counsellor, have successfully completed a program that the administrator may direct”.

(3) Subsection 34(7) is repealed and the following substituted:

“(7) Every holder of a licence issued pursuant to this section is a new driver for the purposes of sections 23.02 and 78.1 to 78.4 of the Act”.

(4) The following subsection is added after subsection 34(8):

“(9) If the holder of a driver’s licence issued pursuant to this section is found, pursuant to section 78.2 of the Act, to have driven a motor vehicle having consumed any alcohol, the driver’s licence is suspended for the remainder of any period of disqualification that would have been in force pursuant to subsection 74(2) of the Act as if the offence had not been prescribed pursuant to section 32 of these regulations”.

New Part III.1**17 The following Part is added after Part III:****“PART III.1****Photo Licensing****“Interpretation of Part****35.1 In this Part:**

(a) **‘long-term photo exemption card’** means a long-term photo exemption card issued pursuant to section 35.6;

(b) **‘photo exemption card’** means a short-term photo exemption card or a long-term photo exemption card;

- (c) **‘qualified applicant’** means:
- (i) in the case of an application for a short-term photo exemption card, an individual who meets the qualifications set out in subsection 35.3(2);
 - (ii) in the case of an application for a long-term photo exemption card, an individual who meets the qualifications set out in subsection 35.3(3);
- (d) **‘short-term photo exemption card’** means a short-term photo exemption card issued pursuant to section 35.5.

“Holders of photo exemption card are exempt from section 16 of the Act

35.2 For the purposes of section 16 of the Act, every holder of a valid photo exemption card is exempt from the requirement to be photographed and to hold a photo identification card.

“Application for photo exemption card

35.3(1) Every qualified applicant who wishes to obtain a photo exemption card shall:

- (a) apply to the administrator on a form approved by the administrator; and
 - (b) supply the administrator with any information that the administrator reasonably requires to determine whether or not to issue to the applicant a photo exemption card.
- (2) The following individuals are qualified to apply for a short-term photo exemption card:
- (a) an individual who satisfies the administrator that he or she has a temporary illness;
 - (b) an individual who is not in Saskatchewan or who satisfies the administrator that he or she has a reasonable excuse that temporarily prevents him or her from obtaining a photo identification card.
- (3) The following individuals are qualified to apply for a long-term photo exemption card:
- (a) an individual who:
 - (i) satisfies the administrator that he or she has a facial disfigurement that distorts or obscures his or her facial features; and
 - (ii) provides the administrator with a letter from a duly qualified medical practitioner setting out the reasons supporting the individual’s request for the photo exemption card;
 - (b) an individual who:
 - (i) satisfies the administrator that his or her religious beliefs do not allow him or her to be photographed; and
 - (ii) provides the administrator with a letter from a priest, religious leader or elder of the individual’s church or religious organization setting out the reasons supporting the individual’s request for the photo exemption card;

(c) an individual who satisfies the administrator that he or she permanently resides in one of the following communities or in one of the following postal code zones:

- (i) Canoe Narrows or SOM 0K0;
- (ii) Cole Bay or SOM 0M0;
- (iii) Dillon or SOM 0S0;
- (iv) Patuanak or SOM 2H0;
- (v) Deschambault Lake or S0P 0C0;
- (vi) Pelican Narrows or S0P 0E0;
- (vii) Black Lake or S0J 0H0;
- (viii) Fond-du-lac or S0J 0W0;
- (ix) Pinehouse Lake or S0J 2B0;
- (x) Reindeer Lake or S0J 2L0;
- (xi) Stanley Mission or S0J 2P0;
- (xii) Stony Rapids or S0J 2R0;
- (xiii) Uranium City or S0J 2W0;
- (xiv) Sandy Bay or S0P 0G0;
- (xv) Kinoosao or S0P 0J0;
- (xvi) Molanosa or S0J 1W0;
- (xvii) Southend or S0J 2L0;
- (xviii) Wollaston Lake or S0J 3C0.

“Issuance of photo exemption card

35.4 On receipt of an application, the administrator may issue the photo exemption card that is applied for if the administrator is satisfied that:

- (a) the application is complete;
- (b) the individual who applied for the photo exemption card is a qualified applicant; and
- (c) it is not contrary to the public interest to issue the photo exemption card.

“Short-term photo exemption card

35.5(1) The administrator may issue a short-term photo exemption card to an individual who is a qualified applicant for that card.

(2) A short-term photo exemption card expires on the period that is stated on the card.

(3) For the purposes of subsection (2), the maximum period for which a short-term photo exemption card may be issued is one year.

“Long-term photo exemption card

35.6(1) The administrator may issue a long-term photo exemption card to an individual who is a qualified applicant for that card.

(2) A long-term photo exemption card expires on the period that is stated on the card.

(3) For the purposes of subsection (2), the maximum period for which a long-term photo exemption card may be issued is five years.

“Suspension or cancellation of photo exemption card

35.7(1) The administrator may suspend or cancel a photo exemption card if:

(a) the holder of the photo exemption card has provided the administrator with any false or misleading information at any time with respect to the application for the card; or

(b) the photo exemption card was issued as a result of an administrative or clerical error or mistake.

(2) Before the administrator takes any action pursuant to subsection (1), the administrator shall give the individual to whom the photo exemption card is issued:

(a) written notice of the administrator’s intention to suspend or cancel the photo exemption card, and the reasons for doing so; and

(b) an opportunity to make written representations to the administrator, within 30 days after the written notice mentioned in clause (a) is served, as to why the photo exemption card should not be suspended or cancelled.

(3) The administrator is not required to give an oral hearing to any individual to whom a notice has been given pursuant to subsection (2).

(4) After receiving the representations mentioned in subsection (3), the administrator shall provide a written decision and forward that written decision to the individual who made the representations”.

Coming into force

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

SASKATCHEWAN REGULATIONS 18/2003*The Crop Insurance Act*

Section 22

Order in Council 250/2003, dated March 25, 2003

(Filed March 25, 2003)

Title

1 These regulations may be cited as *The Crop Insurance Amendment Regulations, 2003*.

R.R.S. c.C-47.2 Reg 1 amended

2 *The Crop Insurance Regulations* are amended in the manner set forth in these regulations.

Section 11.3 amended

3 Subsection 11.3(2.1) is amended:

- (a) by striking out “in 2002” and substituting “in 2003”; and
- (b) by striking out “April 19, 2002” and substituting “April 30, 2003”.

Section 11.6 amended

4 Subsection 11.6(3.1) is amended:

- (a) by striking out “in 2002” and substituting “in 2003”; and
- (b) by striking out “April 19, 2002” and substituting “April 30, 2003”.

Section 11.8 amended

5 Subsection 11.8(8) is repealed and the following substituted:

“(8) The coverage pursuant to the forage rainfall insurance program is an amount per acre for native forage and grazed tame forage that:

- (a) is to be determined by the corporation each year before the enrolment deadline mentioned in subsection (3); and
- (b) may be established at different levels in different soil zones of the province”.

Section 11.9 amended

6 Subsection 11.9(4) is amended:

- (a) by striking out “for 2002” and substituting “for 2003”; and
- (b) by striking out “April 19, 2002” and substituting “April 30, 2003”.

Form A, Appendix amended

7(1) Form A of the Appendix is amended in the manner set forth in this section.

(2) Subsection 5(2) is amended:

- (a) by striking out “for 2002” and substituting “for 2003”; and
- (b) by striking out “April 19, 2002” and substituting “April 30, 2003”.

(3) The following subsection is added after subsection 12(1.1):

“(1.2) Notwithstanding subsections (1) and (1.1) but subject to all other terms and conditions of this contract, for an applicant approved by the corporation in 2003, this contract is in effect as of May 1, 2003 and continues in effect for each succeeding crop year”.

(4) Subsection 12(2.2) is amended:

(a) by striking out “in 2002” and substituting “in 2003”;

(b) by striking out “April 19, 2002” and substituting “April 30, 2003”; and

(c) by striking out “April 20, 2002” and substituting “May 1, 2003”.

(5) Subsection 12(4.1) is amended:

(a) by striking out “in 2002” and substituting “in 2003”; and

(b) by striking out “April 19, 2002” and substituting “April 30, 2003”.

Coming into force

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

SASKATCHEWAN REGULATIONS 19/2003

The Land Bank Repeal and Temporary Provisions Act

Section 15

Order in Council 251/2003, dated March 25, 2003

(Filed March 25, 2003)

Title

1 These regulations may be cited as *The Land Bank Temporary Provisions Amendment Regulations, 2003*.

R.R.S. c.L-2.1 Reg 2 amended

2 **Clause 6(1)(f) of *The Land Bank Temporary Provisions Regulations, 1983* is repealed and the followed substituted:**

“(f) ‘**Y**’ means the long term average summerfallow yield for each crop as determined by the Saskatchewan Crop Insurance Corporation for the year in which the annual rental charge will become payable”.

Coming into force

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

SASKATCHEWAN REGULATIONS 21/2003*The Farm Financial Stability Act*

Section 24

Order in Council 253/2003, dated March 25, 2003

(Filed March 25, 2003)

Title

1 These regulations may be cited as *The New Crops Insurance Program Amendment Regulations, 2003*.

R.R.S. c.F-8.001 Reg 8, section 4 amended

2 *The New Crops Insurance Program Regulations* are amended by adding the following subsection after subsection 4(7):

“(8) Notwithstanding subsection (6), if the minister is of the opinion that there is a surplus in the account that is not needed for the purposes of the program, the minister may direct that the surplus be paid into any other account of the fund”.

Coming into force

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

SASKATCHEWAN REGULATIONS 22/2003*The Saskatchewan Medical Care Insurance Act*

Sections 14 and 48

Order in Council 254/2003, dated March 25, 2003

(Filed March 25, 2003)

Title

1 These regulations may be cited as *The Saskatchewan Medical Care Insurance Payment Amendment Regulations, 2003*.

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

2 Subclause 3(d)(iii) of *The Saskatchewan Medical Care Insurance Payment Regulations, 1994* is amended:

- (a) by striking out “and” after paragraph (F);
- (b) by adding “and” after paragraph (G); and
- (c) by adding the following paragraph after paragraph (G):

“(H) the Saskatchewan Health Physician’s Newsletter Number 23, dated April 1, 2003”.

Coming into force

3(1) Subject to subsection (2), these regulations come into force on April 1, 2003.

(2) If these regulations are filed with the Registrar of Regulations after April 1, 2003, 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.

SASKATCHEWAN REGULATIONS 23/2003*The Land Titles Act, 2000*

Section 187

Order in Council 257/2003, dated March 27, 2003

(Filed March 28, 2003)

Title

1 These regulations may be cited as *The Land Titles Amendment Regulations, 2003*.

R.R.S. c.L-5.1 Reg 1 amended

2 *The Land Titles Regulations, 2001* are amended in the manner set forth in these regulations.

Section 2 amended

3 Section 2 is amended:

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

“(c.1) ‘**application**’ includes any authorization that accompanies the application or that is required to accompany the application”; **and**

(b) by repealing clause (h).

New section 14.1

4 Section 14.1 is added after section 14:

“Interpretation of sections 15 to 17

14.1 In sections 15 to 17:

(a) ‘**attorney**’ means the person who is appointed to act for the grantor under the terms of a power of attorney;

(b) ‘**enduring power of attorney**’ means an enduring power of attorney within the meaning of *The Powers of Attorney Act, 2002*;

(c) ‘**grantor**’ means:

(i) in the case of an individual, the individual who gives the attorney the power to act for him or her under the terms of a power of attorney; and

(ii) in the case of a body corporate, the body corporate that gives the attorney the power to act for the body corporate under the terms of a power of attorney”.

New sections 15 to 17

5 Sections 15 to 17 are repealed and the following substituted:

“Requirements for power of attorney

15(1) For the purposes of subsection 13(5), a power of attorney may be used as evidence of the attorney’s legal authority to authorize an application on behalf of the grantor.

(2) A copy of the power of attorney must accompany every application for which the power of attorney is used for the purpose mentioned in subsection (1).

(3) If a power of attorney is used for the purpose mentioned in subsection (1), the power of attorney must contain:

- (a) the name of the attorney;
- (b) the name of the grantor; and
- (c) a statement as to the power of the attorney:
 - (i) to deal with real property of the grantor if titles or interests of the grantor or instruments are not specifically described but are mentioned in general terms;
 - (ii) to deal with any title registered in the name of the grantor or any interest held by the grantor; or
 - (iii) to perform any dealings on behalf of the grantor pursuant to the Act.

(4) Subject to section 30, if the names of the registered owner or interest holder and that of the grantor are not an exact match, the Registrar may refuse to accept the power of attorney for the purpose mentioned in subsection (1).

(5) Subject to subsection (6), the Registrar may refuse to accept a power of attorney for the purpose mentioned in subsection (1) if:

- (a) the exercise of the power of attorney, or any portion of it, is conditional on an occurrence or event, unless the attorney presents evidence satisfactory to the Registrar that the condition has been satisfied;
- (b) the exercise of the power of attorney, or any portion of it, requires the consent of a third party;
- (c) there has been registered an interest based on a notice of revocation of that power of attorney;
- (d) the power of attorney contains an expiry date and that date has passed;
- (e) the power of attorney appointing more than one attorney to act on behalf of the grantor does not identify whether the attorneys act:
 - (i) jointly;
 - (ii) severally; or
 - (iii) both jointly and severally; or
- (f) the power of attorney purports to grant to the attorney the authority to act in the place of the grantor as a personal representative.

(6) Clause (5)(e) does not apply to enduring powers of attorney, and the Registrar shall not refuse to accept an enduring power of attorney for the purpose mentioned in subsection (1) for the sole reason that the enduring power of attorney fails to identify whether the attorneys act:

- (a) jointly;
- (b) severally; or
- (c) both jointly and severally.

“Execution of power of attorney by individual

15.1(1) Subject to subsection (2), if a power of attorney executed by an individual is submitted to the Registrar as evidence of the attorney’s legal authority to authorize an application on behalf of the grantor:

- (a) the grantor’s signature on the power of attorney must be attested by a witness; and
- (b) an affidavit of execution must accompany the power of attorney.

(2) Every enduring power of attorney that is executed after the coming into force of *The Powers of Attorney Act, 2002* and that is submitted to the Registrar as evidence of the attorney’s legal authority to authorize an application on behalf of the grantor must be executed in accordance with that Act.

“Execution of power of attorney by body corporate

15.2(1) If a copy of a power of attorney executed by a body corporate is submitted to the Registrar as evidence of the attorney’s legal authority to authorize an application on behalf of the body corporate, the power of attorney must be executed by an officer of the body corporate in the same manner that an authorization must be executed by a body corporate pursuant to clause 13(6)(a).

(2) Notwithstanding subsection 15(2), a copy of the power of attorney is not required to accompany an application if the proper officer of the body corporate executes the authorization for the application in the manner mentioned in clause 13(6)(b) and subsection 13(8).

“Restrictions on transfers to attorney

16 Pursuant to section 46 and subsection 52(1) of the Act, the Registrar shall not accept a power of attorney as evidence of the attorney’s legal authority to authorize a transfer of title or assignment of interest if the transferee or assignee is the attorney, unless express words permitting the transfer or assignment to the attorney are contained in the power of attorney.

“Revocation of powers of attorney

17(1) Pursuant to section 52 of the Act, a grantor may apply to the Registrar to register an interest based on a revocation of the power of attorney.

- (2) An application pursuant to subsection (1) must:
- (a) specify:
 - (i) that any power granted to the attorney is revoked; and
 - (ii) the date of the revocation; and
 - (b) include an affidavit of execution”.

Section 35 repealed

6 Section 35 is repealed.

Section 38 amended

7 Clause 38(3)(g) is repealed and the following substituted:

“(g) an interest based on a lien pursuant to section 40 of *The Public Guardian and Trustee Act*”.

Section 79 amended**8 Clause 79(1)(e) is repealed and the following substituted:**

“(e) the Public Guardian and Trustee;

“(f) an official appointed as property guardian pursuant to section 37 of *The Public Guardian and Trustee Act*”.

Section 104.1 repealed**9 Section 104.1 is repealed.****Section 108 repealed****10 Section 108 is repealed.****Appendix**

11 The provisions listed in the Appendix are amended by striking out “Public Trustee” wherever it appears and in each case substituting “Public Guardian and Trustee”.

Coming into force

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

(2) Sections 4 and 5 of these regulations come into force on the day on which section 1 of *The Powers of Attorney Act, 2002* comes into force.

Appendix

[Section 11]

- section 71

- section 72

- section 77

SASKATCHEWAN REGULATIONS 24/2003*The Land Titles Act, 2000*

Section 187

Order in Council 268/2003, dated April 1, 2003

(Filed April 2, 2003)

Title

1 These regulations may be cited as *The Land Titles Amendment Regulations, 2003 (No. 2)*.

R.R.S. c.L-5.1 Reg 1 amended

2 *The Land Titles Regulations, 2001* are amended in the manner set forth in these regulations.

Section 31 amended

3(1) Subsection 31(1) is amended in the portion preceding clause (a) by striking out “Division 2 and Division 3” and substituting “Division 1 and Division 2”.

(2) The following subsections are added after subsection 31(3):

“(4) Subject to subsection (5), an application to register a transfer must be accompanied by a sworn affidavit stating the value of the title to be issued.

“(5) If, by the same transaction, more than one title or parcel is being transferred to the same transferee for a certain value and the transferor and the transferee have not otherwise allocated the value between those titles and parcels:

- (a) in the affidavit mentioned in subsection (4), the deponent must:
 - (i) state the total value of all titles or parcels involved in the transaction; and
 - (ii) allocate the total value mentioned in subclause (i) between each title or parcel involved in the transaction; and
- (b) each application for a new title pursuant to the transaction must state the value allocated to the title or parcel in accordance with subclause (a)(ii).

“(6) On receipt of an affidavit in accordance with subsection (5), the Registrar may accept the allocation of values mentioned in subclause (5)(a)(ii), without further inquiry”.

Section 33 amended

4 The following subsections are added after subsection 33(2):

“(3) Subject to subsection (4), an application pursuant to subsection (1) must be accompanied by a sworn affidavit stating the value of the title being issued.

“(4) If a plan of survey approved by the Controller of Surveys pursuant to section 37 of *The Land Surveys Act, 2000* creates a new parcel within a previously existing parcel, in the affidavit mentioned in subsection (3), the deponent must:

- (a) identify the new parcel and state the value of the title to the new parcel; and
- (b) identify the remainder of the previously existing parcel, and:

(i) if the value of the title for the remainder of the previously existing parcel is not known, state that the applicant does not know the value of the remainder of the previously existing parcel; or

(ii) if the value of the title for the remainder of the previously existing parcel is known, state the value of that title.

“(5) On receipt of an affidavit in accordance with subsection (4), the Registrar may accept any sworn statement made pursuant to subclause (4)(b)(i), without further inquiry”.

Section 34 amended

5 The following subsection is added after subsection 34(3):

“(4) An application pursuant to subsection (1) must be accompanied by a sworn affidavit stating the value of the title being issued”.

Section 70 amended

6 The following subsection is added after subsection 70(3):

“(4) Subsections 31(4) to (6) apply, with any necessary modification, to an application pursuant to subsection (1)”.

Section 71 amended

7 The following subsection is added after subsection 71(5):

“(6) Subsections 31(4) to (6) apply, with any necessary modification, to an application pursuant to subsection (1)”.

Section 73 amended

8 The following subsection is added after subsection 73(4):

“(5) Subsections 31(4) to (6) apply, with any necessary modification, to an application pursuant to subsection (1)”.

New section 104.01

9 The following section is added after section 104:

“No liability if mortgage intentionally registered as a miscellaneous interest

104.01 No compensation is payable pursuant to subsection 84(2) of the Act for any loss, damage or deprivation suffered by any party as a result of an applicant intentionally registering an interest based on a mortgage as another interest type”.

Coming into force

10(1) Subject to subsection (2), these regulations come into force on April 14, 2003.

(2) If these regulations are filed with the Registrar of Regulations after April 14, 2003, 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 14, 2003.

