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PART II/PARTIE II

REVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS RÉVISÉS DE LA SASKATCHEWAN

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January 2, 2004

<i>The Securities Commission (Adoption of National Instruments) Amendment Regulations, 2003 (No. 6)</i>	SR 124/2003
<i>The Milk Control Amendment Regulations, 2003 (No. 12)</i>	SR 125/2003
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REVISED REGULATIONS OF SASKATCHEWAN

SASKATCHEWAN REGULATIONS 124/2003*The Securities Act, 1988*

Section 154

Commission Order, dated December 3, 2003

(Filed December 17, 2003)

Title

1 These regulations may be cited as *The Securities Commission (Adoption of National Instruments) Amendment Regulations, 2003 (No. 6)*.

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 IV clause 2(d) amended

3 Part IV, National Instrument 13-101 System for Electronic Document Analysis and Retrieval (SEDAR), is amended:

(a) in paragraph 2.3(1)(c) by adding “, but only if paragraph 3 does not apply to a statement or report referred to in section 2.1 of National Instrument 51-101 *Standards of Disclosure for Oil and Gas Activities*” after “except for any part that is a summary of the report”; and

(b) by adding the following item after item 17 of Appendix A, under the heading “II. Other Issuers (Reporting/Non-Reporting) B. Continuous Disclosure (a) General Filings”:

“18. Oil and Gas Annual Disclosure (NI 51-101)”.

Appendix A of Part V, Form 81-101F1 amended

4(1) Form 81-101F1, Contents of Simplified Prospectus, of Appendix A of Part V is amended in the manner set forth in this section.

(2) The following subsection is added after subsection (4) of Item 5 of Part A:

“(4.1) If a mutual fund holds, in accordance with section 2.5 of National Instrument 81-102 Mutual Funds, securities of another mutual fund that is managed by the same manager or an affiliate or associate of the manager, disclose:

(a) that the securities of the other mutual fund held by the mutual fund will not be voted; and

(b) if applicable, that the manager may arrange for the securities of the other mutual fund to be voted by the beneficial holders of the securities of the mutual fund”.

(3) The following subsection is added after subsection 8.1(1) of Item 8 of Part A:

“(1.1) If the mutual fund holds securities of other mutual funds, disclose that with respect to securities of another mutual fund:

- (a) there are fees and expenses payable by the other mutual fund in addition to the fees and expenses payable by the mutual fund;
- (b) no management fees or incentive fees are payable by the mutual fund that, to a reasonable person, would duplicate a fee payable by the other mutual fund for the same service;
- (c) no sales fees or redemption fees are payable by the mutual fund in relation to its purchases or redemptions of the securities of the other mutual fund if the other mutual fund is managed by the manager or an affiliate or associate of the manager of the mutual fund; and
- (d) no sales fees or redemption fees are payable by the mutual fund in relation to its purchases or redemptions of securities of the other mutual fund that, to a reasonable person, would duplicate a fee payable by an investor in the mutual fund”.

(4) The following subsection is added after subsection (4) of Item 4 of Part B:

“(4.1) If a mutual fund holds, in accordance with section 2.5 of National Instrument 81-102 Mutual Funds, securities of another mutual fund that is managed by the same manager or an affiliate or associate of the manager, disclose that:

- (a) the securities of the other mutual fund held by the mutual fund shall not be voted; and
- (b) if applicable, that the manager may arrange for the securities of the other mutual fund to be voted by the beneficial holders of the securities of the mutual fund”.

(5) Item 6 of Part B is amended:

- (a) by repealing paragraphs (5)(c) and (d); and**
- (b) by repealing subsection (1) of the Instructions and substituting the following:**

“(1) State the type or types of securities, such as money market instruments, bonds, equity securities or securities of another mutual fund, in which the mutual fund will primarily invest under normal market conditions”.

(6) Item 7 of Part B is amended:

- (a) by adding the following paragraph after paragraph 1(b):**

“(c) if the mutual fund may hold other mutual funds:

- (i) whether the mutual fund intends to purchase securities of, or enter into specified derivative transactions for which the underlying interest is based on the securities of, other mutual funds;

- (ii) whether or not the other mutual funds may be managed by the manager or an affiliate or associate of the manager of the mutual fund;
- (iii) what percentage of net assets of the mutual fund is dedicated to the investment in the securities of, or the entering into of specified derivative transactions for which the underlying interest is based on the securities of, other mutual funds; and
- (iv) the process or criteria used to select the other mutual funds”; and

(b) by adding the following subsection after subsection (8):

“(9) For an index mutual fund:

- (a) for the 12-month period immediately preceding the date of the simplified prospectus:
 - (i) indicate whether one or more securities represented more than 10% of the permitted index or permitted indices;
 - (ii) identify that security or those securities; and
 - (iii) disclose the maximum percentage of the permitted index or permitted indices that the security or securities represented in the 12-month period; and
- (b) disclose the maximum percentage of the permitted index or permitted indices that the security or securities referred to in paragraph (a) represented at the most recent date for which that information is available”.

(7) Item 8 of Part B is amended:

(a) by re-numbering it as subsection 8(1); and

(b) by adding the following subsections after subsection (1):

“(2) If a mutual fund holds substantially all of its assets directly or indirectly (through the use of specified derivatives) in securities of another mutual fund;

- (a) list only the ten largest holdings of the other mutual fund by percentage of net assets of the other mutual fund, as disclosed as at a date within 30 days of the date of the simplified prospectus of the mutual fund;
- (b) provide a statement to the effect that the information contained in the list may change due to the ongoing portfolio transactions of the other mutual fund; and
- (c) state how more current information may be obtained by investors, if available.

“(3) If the mutual fund holds securities of other mutual funds, a statement must be made to the effect that the simplified prospectus and other information about the other mutual funds are available on the internet at www.sedar.com.”.

(8) Item 9 of Part B is amended by adding the following subsections after subsection (1):

“(1.1) If more than 10% of the securities of a mutual fund are held by a securityholder, including another mutual fund, the mutual fund must disclose:

- (a) the percentage of securities held by the securityholder as at a date within 30 days of the date of the simplified prospectus of the mutual fund; and
- (b) the risks associated with a possible redemption requested by the securityholder.

“(1.2) If the mutual fund may hold securities of a foreign mutual fund, in accordance with subsection 2.5(3)(b) of National Instrument 81-102 Mutual Funds, disclose the risks associated with that investment.”.

(9) Item 13 of Part B is amended by adding the following after subsection 13.1(8):

“(9) If the mutual fund is the result of the reorganization with, or the acquisition of assets from, one or more mutual funds, include in the table only the financial information of the continuing mutual fund”.

Appendix B of Part V, Form 81-101F2 amended

5 Form 81-101F2, Contents of Annual Information Form, of Appendix B of Part V is amended by adding the following after subsection (5) of Item 12:

“(6) If the mutual fund held securities of other mutual funds during the year, provide details on how the manager of the mutual fund exercised its discretion with regard to the voting rights attached to the securities of the other mutual funds when the securityholders of the other mutual funds were called upon to vote”.

Part VI amended

6(1) Section 1.1 of PART 1 of National Instrument 81-102 Mutual Funds is amended in the manner set forth in this section.

(2) The definition of “approved credit rating” is repealed and the following substituted:

“‘**approved credit rating**’ means, for a security or instrument, a rating at or above one of the following rating categories issued by an approved credit rating organization for that security or instrument or a category that replaces one of the following rating categories if:

- (a) there has been no announcement by the approved credit rating organization of which the mutual fund or its manager is or reasonably should be aware that the rating of the security or instrument to which the approved credit rating was given may be down-graded to a rating category that would not be an approved credit rating; and

(b) no approved credit rating organization has rated the security or instrument in a rating category that is not an approved credit rating:

Approved Credit Rating Organization	Commercial Paper/ Short Term Debt	Long Term Debt
Dominion Bond Rating Service Limited	R-1 (low)	A
Fitch Ratings	F1	A
Moody's Investors Service	P-1	A2
Standard & Poor's	A-1 (low)	A

(3) The definition of “approved credit rating organization” is repealed and the following substituted:

“**‘approved credit rating organization’** means Dominion Bond Rating Service Limited, Fitch Ratings, Moody's Investors Service, Standard & Poor's and any of their respective successors”.

(4) The definition of “guaranteed mortgage” is repealed and the following substituted:

“**‘guaranteed mortgage’** means a mortgage fully and unconditionally guaranteed, or insured, by the government of Canada, by the government of a jurisdiction or by an agency of any of those governments or by a corporation approved by the Office of the Superintendent of Financial Institutions to offer its services to the public in Canada as an insurer of mortgages”.

(5) The definition of “mutual fund conflict of interest investment restrictions” is repealed and the following substituted:

“**‘mutual fund conflict of interest investment restrictions’** means the provisions of securities legislation that:

- (a) prohibit a mutual fund from knowingly making or holding an investment in any person or company in which the mutual fund, alone or together with one or more related mutual funds, is a substantial securityholder, as defined in securities legislation;
- (b) prohibit a mutual fund from knowingly making or holding an investment in an issuer in which any person or company who is a substantial securityholder of the mutual fund, its management company or distribution company, has a significant interest, as defined in securities legislation;
- (c) prohibit a portfolio adviser from knowingly causing any investment portfolio managed by it to invest in, or prohibit a mutual fund from investing in, any issuer in which a responsible person or an associate of a responsible person, as defined in securities legislation, is an officer or director unless the specific fact is disclosed to the client and the written consent of the client to the investment is obtained before the purchase; or

(d) prohibit the portfolio adviser from subscribing to or buying securities on behalf of a mutual fund, where his or her own interest might distort his or her judgment, unless the specific fact is disclosed to the client and the written consent of the client to the investment is obtained before the subscription or purchase”.

(6) Paragraph (e) of the definition of “permitted gold certificate” is repealed and the following substituted:

“(e) if not purchased from a bank listed in Schedule I, II or III of the *Bank Act (Canada)*, fully insured against loss and bankruptcy by an insurance company licensed under the laws of Canada or a jurisdiction”.

(7) The following definition is added after the definition of “restricted security”:

“**‘RSP clone fund’** means a mutual fund that has adopted fundamental investment objectives to link its performance to the performance of another mutual fund whose securities constitute foreign property for registered plans and to ensure that the securities of the mutual fund will not constitute foreign property under the ITA”; **and**

(8) The definition of “synthetic cash” is amended:

(a) by striking out “or” at the end of paragraph (a);

(b) by adding “or” at the end of paragraph (b); and

(c) by adding the following paragraph after paragraph (b):

“(c) a long position in securities of an issuer and a short position in a standardized future of which the underlying interest is securities of that issuer, if the ratio between the value of the securities of that issuer and the position in the standardized future is such that, for any change in the value of one, a change of similar magnitude occurs in the value of the other”.

Section 2.1 of PART 2 of Part VI amended

7 Section 2.1 of PART 2 of Part VI is amended:

(a) by repealing subsection (2) and substituting the following:

“(2) Subsection (1) does not apply to a purchase of a government security, a security issued by a clearing corporation, a security issued by a mutual fund to which this Instrument and National Instrument 81-101 apply, or an index participation unit that is a security of a mutual fund”;

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

“(5) Despite subsection (1), an index mutual fund, the name of which includes the word ‘index’, may, in order to satisfy its fundamental investment objectives, purchase a security, enter into a specified derivatives transaction or purchase index participation units if its simplified prospectus contains the disclosure referred to in subsection (5) of Item 6 and subsection (5) of Item 9 of Part B of Form 81-101F1 Contents of Simplified Prospectus”; **and**

(c) by repealing subsections (6) and (7).

Section 2.2 of PART 2 Part VI amended**8 Section 2.2 of PART 2 is amended by adding the following subsection after subsection (1):**

“(1.1) Subsection (1) does not apply to the purchase of a security issued by a mutual fund to which this Instrument and National Instrument 81-101 apply, or an index participation unit that is a security of a mutual fund”.

Section 2.5 of PART 2 of Part VI amended**9 Section 2.5 of PART 2 of Part VI is repealed and the following is substituted:****“2.5 Investments in Other Mutual Funds**

(1) For the purposes of this section, a mutual fund is considered to be holding a security of another mutual fund if:

- (a) it holds securities issued by the other mutual fund; or
- (b) it is maintaining a position in a specified derivative for which the underlying interest is a security of the other mutual fund.

(2) A mutual fund shall not purchase or hold a security of another mutual fund unless:

- (a) the other mutual fund is subject to this Instrument and National Instrument 81-101;
- (b) at the time of the purchase of that security, the other mutual fund holds no more than 10% of the market value of its net assets in securities of the other mutual funds;
- (c) the securities of the mutual fund and the securities of the other mutual fund are qualified for distribution in the local jurisdiction;
- (d) no management fees or incentive fees are payable by the mutual fund that, to a reasonable person, would duplicate a fee payable by the other mutual fund for the same service;
- (e) no sales fees or redemption fees are payable by the mutual fund in relation to its purchases or redemptions of the securities of the other mutual fund if the other mutual fund is managed by the manager or an affiliate or associate of the manager of the mutual fund; and
- (f) no sales fees or redemption fees are payable by the mutual fund in relation to its purchases or redemptions of securities of the other mutual fund that, to a reasonable person, would duplicate a fee payable by an investor in the mutual fund.

(3) Paragraphs (2)(a) and (c) do not apply if the security:

- (a) is an index participation unit issued by a mutual fund; or
- (b) is issued by another mutual fund established with the approval of the government of a foreign jurisdiction and the only means by which the foreign jurisdiction permits investment in the securities of issuers of that foreign jurisdiction is through that type of mutual fund.

- (4) Paragraph (2)(b) does not apply if the other mutual fund:
- (a) is a RSP clone fund; or
 - (b) in accordance with this section purchases or holds securities:
 - (i) of a money market fund; or
 - (ii) that are index participation units issued by a mutual fund.
- (5) Paragraph (2)(f) does not apply to brokerage fees incurred for the purchase or sale of an index participation unit issued by a mutual fund.
- (6) A mutual fund that holds securities of another mutual fund that is managed by the same manager or an affiliate or associate of the manager:
- (a) shall not vote any of those securities; and
 - (b) may, if the manager so chooses, arrange for all of the securities it holds of the other mutual fund to be voted by the beneficial holders of securities of the mutual fund.
- (7) The mutual fund conflict of interest investment restrictions and the mutual fund conflict of interest reporting requirements do not apply to a mutual fund which purchases or holds securities of another mutual fund if the purchase or holding is made in accordance with this section”.

Section 2.17 of PART 2 Part VI amended

10 Section 2.17 of PART 2 of Part VI is amended by adding the following after subsection (2):

“(3) Paragraph (1)(b) does not apply if each simplified prospectus of the mutual fund since its inception contains the disclosure referred to in paragraph (1)(a)”.

Section 5.1 of PART 5 Part VI amended

11 Paragraph 5.1(a) of PART 5 of Part VI is repealed and the following is substituted:

“(a) the basis of the calculation of a fee or expense that is charged to the mutual fund or directly to its securityholders by the mutual fund or its manager in connection with the holding of securities of the mutual fund is changed in a way that could result in an increase in charges to the mutual fund or to its securityholders;

“(a.1) a fee or expense, to be charged to the mutual fund or directly to its securityholders by the mutual fund or its manager in connection with the holding of securities of the mutual fund that could result in an increase in charges to the mutual fund or to its securityholders, is introduced”.

Section 6.2 of PART 6 of Part VI amended

12 Paragraph 6.2(a) of PART 6 of Part VI is repealed and the following substituted:

“(a) a bank listed in Schedule I, II or III of the *Bank Act* (Canada)”.

Section 9.1 of PART 9 of Part VI amended**13 Section 9.1 of PART 9 of Part VI is amended:****(a) by repealing subsections (1) and (2) and substituting the following:**

“(1) Each purchase order for securities of a mutual fund received by a participating dealer at a location that is not its principal office shall, on the day the order is received, be sent by same day or next day courier, same day or next day priority post, telephone or electronic means, without charge to the person or company placing the order or to the mutual fund, to the principal office of the participating dealer or a person or company providing services to the participating dealer.

“(2) Each purchase order for securities of a mutual fund received by a participating dealer at its principal office, a person or company providing services to the participating dealer, or by the principal distributor of the mutual fund at a location that is not an order receipt office of the mutual fund shall, on the day the order is received, be sent by same day or next day courier, same day or next day priority post, telephone or electronic means, without charge to the person or company placing the order or to the mutual fund, to an order receipt office of the mutual fund”; and

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

“(4) A participating dealer, a principal distributor or a person or company providing services to the participating dealer or principal distributor, that sends purchase orders electronically may:

(a) specify a time on a business day by which a purchase order must be received in order that it be sent electronically on that business day; and

(b) despite subsections (1) and (2), send electronically on the next business day a purchase order received after the time specified under paragraph (a)”.

Item 9.4 of PART 9 of Part VI amended**14 Subsection 9.4(1) of PART 9 of Part VI is repealed and the following is substituted:**

“(1) A principal distributor, a participating dealer, or a person or company providing services to the principal distributor or participating dealer shall forward any cash received for payment of the issue price of securities of a mutual fund to an order receipt office of the mutual fund so that the cash arrives at the order receipt office as soon as practicable and in any event no later than the third business day after the pricing date”.

Item 10.2 of PART 10 of Part VI amended**15 Section 10.2 of PART 10 of Part VI is amended:****(a) by repealing subsections (1) and (2) and substituting the following:**

“(1) Each redemption order for securities of a mutual fund received by a participating dealer at a location that is not its principal office shall, on the day the order is received, be sent by same day or next day courier, same day or next day priority post, telephone or electronic means, without charge to the relevant securityholder or to the mutual fund, to the principal office of the participating dealer or a person or company providing services to the participating dealer.

“(2) Each redemption order for securities of a mutual fund received by a participating dealer at its principal office, by the principal distributor of the mutual fund at a location that is not an order receipt office of the mutual fund, or a person or company providing services to the participating dealer or principal distributor shall, on the day the order is received, be sent by same day or next day courier, same day or next day priority post, telephone or electronic means, without charge to the relevant securityholder or to the mutual fund, to an order receipt office of the mutual fund”; and

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

“(4) A participating dealer, a principal distributor, or a person or company providing services to the participating dealer or principal distributor, that sends redemption orders electronically may:

- (a) specify a time on a business day by which a redemption order must be received in order that it be sent electronically on that business day; and
- (b) despite subsections (1) and (2), send electronically on the next business day a redemption order received after the time specified under paragraph (a)”.

Item 11.3 of PART 11 of Part VI amended

16 Item 11.3 of PART 11 of Part VI is repealed and the following substituted:

“11.3 Trust Accounts

A principal distributor or participating dealer, or a person or company providing services to the principal distributor or participating dealer, that deposits cash into a trust account in accordance with section 11.1 or 11.2 shall:

- (a) advise, in writing, the financial institution with which the account is opened at the time of the opening of the account and annually thereafter; that
 - (i) the account is established for the purpose of holding client funds in trust;
 - (ii) the account is to be labelled by the financial institution as a ‘trust account’;
 - (iii) the account is not to be accessed by any person other than authorized representatives of the principal distributor or participating dealer or of a person or company providing services to the principal distributor or participating dealer; and
 - (iv) the cash in the trust account may not be used to cover shortfalls in any accounts of the principal distributor or participating dealer, or of a person or company providing services to the principal distributor or participating dealer;
- (b) ensure that the trust account bears interest at rates equivalent to comparable accounts of the financial institution; and
- (c) ensure that any charges against the trust account are not paid or reimbursed out of the trust account”.

Item 11.4 of PART 11 of Part VI amended

17 Subsection 11.4(1) of PART 11 of Part VI is repealed and the following is substituted:

“(1) Sections 11.1 and 11.2 do not apply to members of the Investment Dealers Association of Canada”.

Item 12.1 of PART 12 Part VI amended

18 Subsection 12.1(4) of PART 12 of Part VI is repealed and the following is substituted:

“(4) Subsection (3) does not apply to members of the Investment Dealers Association of Canada”.

Item 13.1 of PART 13 of Part VI amended

19 Item 13.1 of PART 13 of Part VI is amended by adding the following after subsection (1):

“(1.1) A mutual fund that holds securities of other mutual funds must have dates for the calculation of net asset value that are compatible with those of the other mutual funds”.

PART 19 of Part VI amended

20 The following Item is added after Item 19.2 of PART 19 of Part VI:

“19.3 Revocation of exemptions

(1) A mutual fund that has obtained an exemption or waiver from, or approval under, National Policy Statement No. 39 or this Instrument before December 31, 2003, that relates to a mutual fund investing in other mutual funds, may no longer rely on the exemption, waiver or approval as of December 31, 2004.

(2) In British Columbia, subsection (1) does not apply”.

PART XIII amended

21(1) Part XIII, National Instrument 44-101, Short Form Prospectus Distributions, is amended in the manner set forth in this section.

(2) Item 5 of paragraph 10.2(a) is repealed and the following substituted:

“5. Oil and Gas Reports – Any technical report or certificate relating to oil and gas properties prepared in accordance with National Policy Statement No. 2-B *Guide for Engineers and Geologists Submitting Oil and Gas Reports to Canadian Provincial Securities Administrators* that the regulator requests be filed and that was not previously filed, if the preliminary short form prospectus is filed on or before June 30, 2005, the issuer is engaged in oil and gas activities (as defined in National Instrument 51-101 *Standards of Disclosure for Oil and Gas Activities*) and:

(i) the issuer has not filed and is not required to have filed (alone or in the preliminary short form prospectus or as part of another filed document) the statement referred to in Item 1 of section 2.1 of National Instrument 51-101;

(ii) the preliminary short form prospectus does not include and is not required to include audited financial statements for a financial year ended on or after December 31, 2003;

(iii) if the preliminary short form prospectus is filed on or before March 30, 2004 for an initial public offering of securities, it does not include financial statements for a financial year or interim period that ends on or after December 31, 2003; and

(iv) if the preliminary short form prospectus is filed after December 31, 2003 and during the issuer's first financial year, it does not include financial statements for an interim period that ends on or after December 31, 2003".

(3) Item 9 of paragraph 10.3(a) is repealed and the following substituted:

“9. Other Oil and Gas Reports – Any technical report or certificate relating to oil and gas properties prepared in accordance with National Policy Statement No. 2-B that the regulator requests be filed and that was not previously filed, if the short form prospectus is filed on or before June 30, 2005, the issuer is engaged in oil and gas activities (as defined in National Instrument 51-101 *Standards of Disclosure for Oil and Gas Activities*) and:

(i) the issuer has not filed and is not required to have filed (alone or in the short form prospectus or as part of another filed document) the statement referred to in Item 1 of section 2.1 of National Instrument 51-101;

(ii) the short form prospectus does not include and is not required to include audited financial statements for a financial year ended on or after December 31, 2003;

(iii) if the short form prospectus is filed on or before March 30, 2004 for an initial public offering of securities, it does not include financial statements for a financial year or interim period that ends on or after December 31, 2003; and

(iv) if the short form prospectus is filed after December 31, 2003 and during the issuer's first financial year, it does not include financial statements for an interim period that ends on or after December 31, 2003".

(4) Paragraph (i) of section 10 of paragraph 10.3(a) is repealed and the following substituted:

“(i) deals with a mineral project or oil and gas activities of the issuer”.

(5) Item 4 of Form 44-101F1, Short Form Prospectus Distributions, AIF is amended:

(a) in the preamble to section 4.4 by striking out “For” and substituting “Unless section 4.5 applies, for”;

(b) by adding the following section after section 4.4:

“4.5 Issuers with Oil and Gas Activities – This item applies if the issuer is engaged in oil and gas activities (as defined in National Instrument 51-101 *Standards of Disclosure for Oil and Gas Activities*) and:

(a) has filed or is required to have filed (or has included or is required to have included in another filed document) audited annual financial statements for a financial year that ends on or after December 31, 2003;

(b) has, prior to the date on which it is required to file audited financial statements for a financial year that ends on or after December 31, 2003, filed under Part 2 of National Instrument 51-101 (or included in another filed document) the statement referred to in Item 1 of section 2.1 of National Instrument 51-101; or

(c) is including in the AIF the statement referred to in Item 1 of section 2.1 of National Instrument 51-101, whether or not for the purpose of satisfying its filing obligations under National Instrument 51-101.

Disclose the following:

1. Reserves Data and Other Information

(a) In the case of information that, for purposes of Form 51-101F1 *Statement of Reserves Data and Other Oil and Gas Information*, is to be prepared as at the end of a financial year, disclose that information as at the issuer's most recent financial year-end.

(b) In the case of information that, for purposes of Form 51-101F1, is to be prepared for a financial year, disclose that information for the issuer's most recent financial year.

(c) To the extent not reflected in the information disclosed in response to paragraphs (a) and (b), disclose the information contemplated by Part 6 of National Instrument 51-101, in respect of material changes that occurred after the issuer's most recent financial year-end.

2. Report of Qualified Reserves Evaluator or Auditor

Include with the information disclosed under section 1 the report of one or more qualified reserves evaluators or qualified reserves auditors, referred to in Item 2 of section 2.1 of National Instrument 51-101, on the reserves data included in the disclosure provided under paragraphs 1(a) and 1(b) of this section.

3. Report of Management and Directors

Include with the information disclosed under section 1 the report of management and directors, referred to in Item 3 of section 2.1 of National Instrument 51-101, relating to that information.

“INSTRUCTIONS

(1) *Disclosure in the AIF must be consistent with National Instrument 51-101.*

(2) *Unless the information presented under paragraph 2 is included in the AIF in satisfaction of the issuer's filing obligations under Part 2 of National Instrument 51-101, the issuer may require the written consent of a qualified reserves evaluator or qualified reserves auditor to disclose information in this Form, pursuant to section 5.7 of National Instrument 51-101”.*

(6) Form 44-101F3, Short Form Prospectus, is amended:

(a) by adding the following paragraph after paragraph (11) of the Instructions:

“(12) Disclosure in a preliminary short form prospectus or short form prospectus must be consistent with National Instrument 51-101 Standards of Disclosure for Oil and Gas Activities if the issuer is engaged in oil and gas activities (as defined in National Instrument 51-101) and:

(a) has filed or is required to have filed (or has included or is required to have included in another filed document) audited annual financial statements for a financial year that ends on or after December 31, 2003;

(b) has, prior to the date on which it is required to have filed audited financial statements for a financial year that ends on or after December 31, 2003, filed or is required to have filed (or has included or is required to have included in another filed document) the statement referred to in Item 1 of section 2.1 of National Instrument 51-101;

(c) is filing a preliminary short form prospectus or short form prospectus:

(i) that includes or is required to include audited financial statements for a financial year ended on or after December 31, 2003;

(ii) after March 30, 2004 for an initial public offering of securities, and the prospectus includes financial statements for a financial year or interim period that ends on or after December 31, 2003; or

(iii) after December 31, 2003 and during the issuer’s first financial year, and the prospectus includes financial statements for an interim period that ends on or after December 31, 2003; or

(d) indicates in the preliminary short form prospectus or short form prospectus that information disclosed therein is presented in accordance with National Instrument 51-101”;

(b) by repealing the heading to Item 10 and substituting the following:

“Item 10: Resource Issuers”;

(c) by repealing the heading of Sub-Item 10.1 of Item 10 and substituting the following:

“10.1 Issuers with Mineral Projects”;

(d) in section 10.1 of Item 10 by repealing the phrase “or 4.4, as appropriate” wherever it occurs; and

(e) by adding the following Sub-Item after Sub-Item 10.1 of Item 10:

“10.2 Oil and Gas Activities

(1) Unless paragraph (2) applies, if a material part of the proceeds of a distribution is to be expended on a particular oil and gas property and if the current AIF does not contain the disclosure required under Item 4.4 of Form 44-101F1 for that property or the disclosure is inadequate or incorrect due to changes, disclose the information required under that Item 4.4.

(2)(a) This paragraph applies to an issuer that is engaged in oil and gas activities (as defined in National Instrument 51-101 *Standards of Disclosure for Oil and Gas Activities*) and that:

(i) has filed or is required to have filed (or has included or is required to have included in another filed document) audited annual financial statements for a financial year that ends on or after December 31, 2003;

(ii) has, prior to the date on which it is required to file audited financial statements for a financial year that ends on or after December 31, 2003, filed (or included in another filed document) the statement referred to in Item 1 of section 2.1 of National Instrument 51-101;

(iii) is filing the short form prospectus:

(A) including audited financial statements for a financial year ended on or after December 31, 2003;

(B) after March 30, 2004 in respect of an initial public offering of securities, and the prospectus includes financial statements for a financial year or interim period that ends on or after December 31, 2003; or

(C) after December 31, 2003 and during the issuer's first financial year, and the prospectus includes financial statements for an interim period that ends on or after December 31, 2003; or

(iv) indicates in the preliminary short form prospectus or short form prospectus that information disclosed therein is presented in accordance with National Instrument 51-101.

(b) To the extent not included in the current AIF or in a material change report filed subsequent to the filing of the current AIF, provide:

(i) the information that would be required under Item 4.5 of Form 44-101F1 if the AIF were being filed on the date of the preliminary short form prospectus or short form prospectus; and

(ii) any other information required in the statement referred to in Item 1 of section 2.1 of National Instrument 51-101:

(A) as at the end of, or for, the most recent financial year for which the short form prospectus includes an audited balance sheet of the issuer; or

(B) in the absence of a completed financial year referred to in clause (A), as at the most recent date as at which the short form prospectus includes an audited balance sheet of the issuer, and for the greatest portion of a financial year that includes the date of that balance sheet and for which the short form prospectus includes an audited income statement of the issuer”.

PART XVIII amended

22(1) Subsection 3.1(1) of PART 3 of Part XVIII, National Instrument 45-101 Rights Offerings, is amended:

(a) in Item 4 by striking out “or National Policy Statement No. 2-B Guide for Engineers and Geologists Submitting Oil and Gas Reports to Canadian Provincial Securities Administrators or any successor instrument”; and

(b) by repealing Item 5 and substituting the following:

“5. If the issuer is engaged in oil and gas activities (as defined in National Instrument 51-101 *Standards of Disclosure for Oil and Gas Activities*) and the rights offering circular is sent to the reviewing authority on or before June 30, 2005, an oil and gas report prepared in accordance with National Policy Statement No. 2-B *Guide for Engineers and Geologists Submitting Oil and Gas Reports to Canadian Provincial Securities Administrators*, unless the issuer has filed or is required to have filed (or has included or is required to have included in another filed document) the statement referred to in Item 1 of section 2.1 of National Instrument 51-101.

“6. The details of any other rights offering completed by the issuer within the 12 months immediately preceding the date the rights offering circular in draft form is sent to the reviewing authority”.

PART XXI amended

23(1) Section 1.1 of PART 1 of Part XXI, National Instrument 45-102 Resale of Securities, is amended:

(a) by adding the following definition after the definition of “NI 44-101”:

“‘NI 51-101’ means National Instrument 51-101 Standards of Disclosure for Oil and Gas Activities”; and

(b) by repealing paragraph (e) from the definition “qualifying issuer” and substituting the following:

“(e) that has filed a current oil and gas report consistent with NP 2-B, if the issuer:

(i) is engaged in oil and gas activities (as defined in NI 51-101);

(ii) is not qualified to file a short form prospectus under NI 44-101;

(iii) has not filed and is not required to have filed audited annual financial statements for a financial year that ends on or after December 31, 2003; and

(iv) has not, prior to the date on which it is required to file audited financial statements for a financial year that ends on or after December 31, 2003, filed under Part 2 of NI 51-101 or included in another filed document the statement referred to in Item 1 of section 2.1 of NI 51-101”.

Coming into force

24(1) Subject to subsection (2), these regulations come into force on December 31, 2003.

(2) If these regulations are filed with the Registrar of Regulations after December 31, 2003, these regulations come into force the day they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 125/2003

The Milk Control Act, 1992

Section 10

Board Order, dated December 16, 2003

(Filed December 17, 2003)

Title

1 These regulations may be cited as *The Milk Control Amendment Regulations, 2003 (No. 12)*.

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

2 **Clauses 3(1)(m) and (n) of Part II of the Appendix to *The Milk Control Regulations* are repealed and the following substituted:**

“(m) in the case of class 5a milk:

- (i) \$3.7263 per kilogram of butterfat;
- (ii) \$8.0034 per kilogram of protein; and
- (iii) \$0.1099 per kilogram of other solids;

“(n) in the case of class 5b milk:

- (i) \$3.7263 per kilogram of butterfat;
- (ii) \$1.9281 per kilogram of protein; and
- (iii) \$1.9281 per kilogram of other solids”.

Coming into force

3 These regulations come into force January 1, 2004.

SASKATCHEWAN REGULATIONS 126/2003*The Government Organization Act*

Section 12

Order in Council 924/2003, dated December 16, 2003

(Filed December 17, 2003)

Title

1 These regulations may be cited as *The Department of Government Relations and Aboriginal Affairs Amendment Regulations, 2003*.

R.R.S. c.G-5.1 Reg 102, section 3 amended

2 **The following subsection is added after subsection 3(3) of *The Department of Government Relations and Aboriginal Affairs Regulations*:**

“(4) The objects and purposes of the Department of Government Relations and Aboriginal Affairs are to provide the structure wherein and whereby the powers, responsibilities and functions of the Minister Responsible for Immigration may be exercised and carried out, and, with respect to those objects and purposes and without limiting the activities or programs that the Minister Responsible for Immigration may engage in or carry out to further those objects and purposes, to co-ordinate, develop, promote and implement policies and programs of the Government of Saskatchewan relating to immigration”.

Coming into force

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

SASKATCHEWAN REGULATIONS 127/2003*The Summary Offences Procedure Act, 1990*

Section 55

Order in Council 925/2003, dated December 16, 2003

(Filed December 17, 2003)

Title

1 These regulations may be cited as *The Summary Offences Procedure Amendment Regulations, 2003 (No.2)*.

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 **The following clause is added after clause 4(j):**

“(k) environment officers appointed pursuant to section 65 of *The Environmental Management and Protection Act, 2002* while enforcing that Act”.

Section 5 amended**4 The following clause is added after clause 5(x):**

“(y) *The Environmental Management and Protection Act, 2002* and the regulations made pursuant to that Act”.

Section 8 amended**5 Clause 8(a) is amended:**

(a) in the portion preceding subclause (i) by striking out “Tables 1 to 22” and substituting “Tables 1 to 32”; and

(b) by adding the following subclauses after subclause (xxii):

“(xxiii) the offences pursuant to *The Environmental Management and Protection Act, 2002* set out in Table 23;

“(xxiv) the offences pursuant to *The Environmental Spill Control Regulations* set out in Table 24;

“(xxv) the offences pursuant to *The Hazardous Substances and Waste Dangerous Goods Regulations* set out in Table 25;

“(xxvi) the offences pursuant to *The Mineral Industry Environmental Protection Regulations, 1996* set out in Table 26;

“(xxvii) the offences pursuant to *The Municipal Refuse Management Regulations* set out in Table 27;

“(xxviii) the offences pursuant to *The Ozone-depleting Substances Control Regulations* set out in Table 28;

“(xxix) the offences pursuant to *The PCB Waste Storage Regulations* set out in Table 29;

“(xxx) the offences pursuant to *The Scrap Tire Management Regulations* set out in Table 30;

“(xxxi) the offences pursuant to *The Used Oil Collection Regulations* set out in Table 31;

“(xxxii) the offences pursuant to *The Water Regulations, 2002* set out in Table 32”.

Section 13 amended

6 Clause 13(2)(b) is amended by striking out “or 12 to 20” and substituting “, 12 to 21 or 23 to 32”.

Appendix, Part 2, new Tables 23 to 32

7 The following tables are added after Table 22 of Part 2 of the Appendix:

“Table 23

The Environmental Management and Protection Act, 2002

The provisions set out in Column 3 are the provisions of *The Environmental Management and Protection Act, 2002* that impose the prohibitions or requirements described in Column 2. Section 74 of that Act provides that a contravention of those provisions is an offence. Those 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 Penalty Sum in Dollars</i>
1	Failing to report the discharge of a substance	5*	\$1000
2	Failing to obtain a permit for waterworks or sewage works	21*	500
3	Failing to keep a public highway open for safe and convenient travel where that highway is crossed by a waterwork or sewage work	29(a)	250
4	Operating or releasing water into waterworks or sewage works that extend into or cross a public highway before constructing a satisfactory structure for required passage over that waterwork or sewage work	29(b)	250
5	Failing to obtain a permit for the discharge of any substance in surface water or along banks or shores of surface water for the purpose of poisoning, killing or otherwise controlling weeds, algae or other organisms	35(1)(b)*	1000
6	Failing to obtain a permit to construct, extend, alter, install or operate any industrial effluent works	35(1)(c)*	1000

7	Altering, or causing to be altered, a bed, bank or boundary of a watercourse or water body without authorization	36(1)(a)*	750
8	Removing, displacing or adding sand, gravel or other material from, in or to the bed, bank or boundary of a watercourse or water body without authorization	36(1)(b)*	750
9	Removing vegetation from the bed, bank or boundary of a watercourse or water body without authorization	36(1)(c)*	750
10	Manufacturing, offering for sale, selling, consuming or using any product containing halocarbon as a propellant	38*	750
11	Manufacturing, offering for sale or selling any packaging, wrapping or container that contains halocarbon or is manufactured using halocarbon	39*	750
12	Using, discharging or purchasing halocarbon or using halocarbon to manufacture a prescribed product	40(1)*	750
13	Failing to comply with a control order	45(4)*	500
14	Failing to comply with a term or condition of a permit	59*	500
15	Removing, altering or interfering with any item or thing seized, removed or detained	73(c)*	500

“Table 24

The Environmental Spill Control Regulations

The provisions set out in Column 3 are the provisions of *The Environmental Spill Control Regulations*, made pursuant to *The Department of the Environment Act*, that impose the prohibitions or requirements described in Column 2. Section 74 of *The Environmental Management and Protection Act, 2002* provides that a contravention of those regulations is an offence. 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 Penalty Sum in Dollars</i>
1	Failing to provide written report with the required information	7(1)	\$250
2	Failing to obtain the prior consent of the minister to dispose of a spilled pollutant or any substance that may have been affected by a spill	9*	250
3	Failing to comply with a term or condition of a consent	9(3)	250

“Table 25

The Hazardous Substances and Waste Dangerous Goods Regulations

The provisions set out in Column 3 are the provisions of *The Hazardous Substances and Waste Dangerous Goods Regulations*, made pursuant to *The Environmental Management and Protection Act*, that impose the prohibitions or requirements described in Column 2. Section 74 of *The Environmental Management and Protection Act, 2002* provides that a contravention of those regulations is an offence. 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 Penalty Sum in Dollars</i>
1	Failing to post the approval to operate	9(4)	\$250
2	Transferring or causing to be transferred any hazardous substance or waste dangerous good to a facility not approved by the minister or registered with the director	9(5)*	1000

3	Failing to notify the minister prior to altering a storage facility	9(6)	500
4	Constructing, installing, altering or expanding a storage facility, or causing the construction, installation, alteration or expansion of a storage facility without prior approval	10(1)*	500
5	Failing to comply with any term or condition imposed in an approval	11(3)*	500
6	Failing to notify the director of the assumption or assignment of the construction or operation of a storage facility	12(3)	250
7	Failing to maintain any required document	13(1)(a)	250
8	Failing to maintain a copy of a list, and inventory records, of hazardous substances and waste dangerous goods stored at a facility	13(1)(b)	250
9	Failing to report an unaccountable discrepancy in inventory or leakage of a hazardous substance or waste dangerous good	13(1)(c)	250
10	Failing to maintain inspection or maintenance records for the leak detection and containment systems	13(1)(d)	250
11	Failing to maintain a copy of the facility emergency response contingency plans	13(1)(e)	250
12	Failing to maintain records for at least two years	13(1)(f)	250
13	Failing to make records available to the minister or any person designated by the minister	13(1)(f)	250

14	Failing to provide the local fire department with a list, and inventory records, for all hazardous substances and waste dangerous goods	13(1)(g)	250
15	Failing to provide the local fire department and emergency measures organization with a copy of the emergency response contingency plans	13(1)(h)	250
16	Failing to have independent party check release detection monitoring well	13 (1.2)(a)*	1000
17	Failing to conduct product inventory measurements and reconciliation calculations on an underground storage tank that contains petroleum products	13(2)(a)	250
18	Failing to measure or record the level of any water at the bottom of an underground storage tank that contains petroleum products	13(2)(b)	250
19	Failing to maintain or retain inventory and reconciliation records for an underground storage tank that contains petroleum products	13(2)(c)*	500
20	Failing to perform cathodic protection voltage measurements on an underground storage tank that contains petroleum products	13(2)(d)	250
21	Failing to retain cathodic protection voltage measurement records for an underground storage tank that contains petroleum products	13(2)(e)*	250

22	Failing to conduct product inventory measurements and reconciliation calculations on an above-ground storage tank that contains petroleum products at least weekly	13(3)(a)	250
23	Failing to measure or record at least monthly the level of any water at the bottom of an above-ground storage tank that contains petroleum products	13(3)(b)	250
24	Failing to maintain or retain inventory and reconciliation records for an above-ground storage tank that contains petroleum products	13(3)(c)	250
25	Failing to protect an above-ground storage tank with rust-resistant material	14(c)*	250
26	Failing to protect an above-ground storage tank, piping or equipment in contact with the ground from corrosion	14(d)*	250
27	Failing to equip an above-ground storage tank with a high level alarm or overfill protection system	14(e)*	250
28	Failing to properly label above-ground storage tanks	14(g)	250
29	Failing to design, construct or maintain an impermeable containment system around an above-ground storage tank	14(h)*	250
30	Failing to equip the above-ground storage tank with proper transfer spill protection	14(i)*	250

31	Failing to protect an underground storage tank from corrosion	15(1)(c)*	250
32	Failing to equip an underground storage tank with release detection, transfer spill prevention and over-fill protection systems	15(1)(d)*	250
33	Storing a hazardous substance or waste dangerous good in a steel underground storage tank that is 25 years or older	15(1)(e)*	500
34	Failing to test an underground storage tank on installation, repair, service or immediately prior to use	15(1)(f)*	500
35	Returning an underground storage tank to service that has not passed a leak test	15(1)(g)*	500
36	Storing a hazardous substance or waste dangerous good in a steel underground storage tank that is of an unknown age	15(1)(h)*	500
37	Failing to report the results of tests of an underground storage tank within 30 days	15(2)(b)*	250
38	Failing to construct or maintain an impermeable area around containers or stockpiles that contain hazardous substances or waste dangerous goods	16(1)(a)*	500

39	Failing to secure hazardous substances and waste dangerous goods in a storage area with a fence or other enclosure	16(1)(b)	500
40	Failing to post a sign respecting hazardous substances and waste dangerous goods	16(1)(b)	250
41	Failing to properly mark or label containers or stockpiles that contain a hazardous substance or waste dangerous good	16(1)(c)	250
42	Storing a hazardous substance or waste dangerous good near a human residence or place used for rearing or keeping animals	16(1)(f)*	750
43	Storing hazardous substances or waste dangerous goods over the set weight limit in a stockpile or container outside a building that is less than 500 metres from a facility	16(3)*	750
44	Storing a hazardous substance or waste dangerous good in a container that is buried or partially buried beneath the ground	16(7)*	750
45	Failing to obtain prior approval to remove, abandon, dispose or permanently close a storage facility	17(1)*	500
46	Failing to submit a decommissioning application 30 days prior to removing, abandoning, disposing or permanently closing a storage facility	17(2)	250

47	Failing to decommission, decontaminate or reclaim the affected area or initiate monitoring and management of the contamination within 12 months after receiving approval to decommission	17(4)*	250
48	Failing to comply with any term of an approval	17(6)	500
49	Decommissioning, removing, abandoning, disposing or permanently closing an underground storage tank without the services of a qualified person or under supervision by person designated by the minister	17(7)*	250

"Table 26

The Mineral Industry Environmental Protection Regulations, 1996

The provisions set out in Column 3 are the provisions of *The Mineral Industry Environmental Protection Regulations, 1996*, made pursuant to *The Environmental Management and Protection Act*, that impose the prohibitions or requirements described in Column 2. Section 74 of *The Environmental Management and Protection Act, 2002* provides that a contravention of those regulations is an offence. 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</i> <i>Item Number</i>	<i>Column 2</i> <i>Description of Offence</i>	<i>Column 3</i> <i>Section</i>	<i>Column 4</i> <i>Penalty Sum in Dollars</i>
1	Ceasing to operate a pollutant control facility for more than 180 days without approval	10*	\$500
2	Failing to review the decommissioning and reclamation plan or the assurance fund and forward the results to the minister	16*	500

3	Failing to advise the minister of the intention to close a pollution control facility, mine or mill at least 60 days before commencing the closing	18(a)*	250
4	Failing to implement decommissioning and reclamation plan within the approved time frame	18(b)	500
5	Failing to comply with any term imposed on an approval	27*	500

"Table 27

The Municipal Refuse Management Regulations

The provisions set out in Column 3 are the provisions of *The Municipal Refuse Management Regulations*, made pursuant to *The Environmental Management and Protection Act*, that impose the prohibitions or requirements described in Column 2. Section 74 of *The Environmental Management and Protection Act, 2002* provides that a contravention of those regulations is an offence. 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 Penalty Sum in Dollars</i>
1	Municipality failing to provide a scavenging system	3(1)(a)	\$500
2	Municipality failing to provide a waste disposal ground	3(1)(b)	1000
3	Rural municipality or a northern settlement failing to provide a scavenging system	3(2)(a)	500
4	Rural municipality or a northern settlement failing to provide a waste disposal ground	3(2)(b)	1000
5	Operating or establishing a waste disposal ground without a permit	5*	500

6	Failing to dispose of refuse by spreading, compacting and covering with soil, compacted material and a non-putrescible material	7(2)*	500
7	Failing to cover and compact at least three times per week in a sanitary landfill	7(3)*	500
8	Failing to cover and compact as frequently as required by a permit in a modified landfill	7(4)*	500
9	Failing to comply with a term or condition of a permit	7(6)*	500
10	Burning refuse without a permit	9(1), (2)	1000
11	Failing to comply with a condition of a permit	9(3)	500
12	Disposing of prohibited material at a waste disposal ground	10(1)	500
13	Failing to comply with terms or conditions specified by the minister	10(3)	500
14	Establishing, constructing or operating a transfer station without prior approval	11	500
15	Closing a waste disposal ground without prior approval	13(1)*	250
16	Failing to comply with a term or condition specified by the minister	13(4)(b)	500
17	Transporting or disposing of liquid domestic sewage without a permit	14(1)	500
18	Failing to comply with a term or condition of a permit	14(5)	500

"Table 28

The Ozone-depleting Substances Control Regulations

The provisions set out in Column 3 are the provisions of *The Ozone-depleting Substances Control Regulations*, made pursuant to *The Ozone-depleting Substances Control Act, 1993*, that impose the prohibitions or requirements described in Column 2. Section 74 of *The Environmental Management and Protection Act, 2002* provides that a contravention of those regulations is an offence. 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</i> <i>Item Number</i>	<i>Column 2</i> <i>Description of Offence</i>	<i>Column 3</i> <i>Section</i>	<i>Column 4</i> <i>Penalty Sum in Dollars</i>
1	Manufacturing, offering for sale or selling any portable fire extinguisher containing an ozone-depleting substance	5(a)*	\$500
2	Using Halons for testing fire extinguishing equipment	5(b)*	500
3	Disposing of a fire extinguisher containing Halons without recovering the Halon first	5(c)*	500
4	Manufacturing, offering for sale or selling rigid foam insulation or flexible furniture foam made using an ozone-depleting substance	6*	500
5	Manufacturing, offering for sale or selling any pressurized canister weighing less than 10 kilograms that contains an ozone-depleting substance	7*	500
6	Failing to recover or recycle all residual ozone-depleting substances prior to the destruction or disposal of a disposable pressurized container	8*	500
7	Using an ozone-depleting substance in a sterilant gas mixture	9*	500

8	Manufacturing, offering for sale or selling any product that contains or is made from an ozone-depleting substance, that is used as a release agent for plastic or elastomeric moulds, as protective spray for photographic applications or as a cleaning solvent for commercial use on electronic equipment	11*	500
9	Failing to have available operational equipment or apparatus that is capable of recovering and containing any ozone-depleting substance	13(1)(a)*	500
10	Failing to recover and contain the release of any ozone-depleting substance resulting from the installation, removal, servicing, repairing, charging or recharging of any air conditioning system, refrigeration equipment or fire extinguishing equipment	13(1)(b)*	500
11	Failing to maintain a record of work performed on any air conditioning system or refrigeration equipment that uses an ozone-depleting substance	16(a)	250
12	Failing to leave a copy of the maintenance record with the owner of any air conditioning system or refrigeration equipment that uses an ozone-depleting substance	16(b)	250

13	Failing to maintain records for at least two years	16(c)	250
14	Failing to properly label any system, equipment or heat pump that uses an ozone-depleting substance	17	250
15	Failing to properly label a container that contains an ozone-depleting substance that is stored or transported	18	250
16	Using an ozone-depleting substance for leak testing or flushing of any air conditioning system or refrigeration equipment	19*	500
17	Failing to remove and contain an ozone-depleting substance from any equipment, device, item or system prior to discarding the equipment, device, item or system	20*	500

"Table 29

The PCB Waste Storage Regulations

The provisions set out in Column 3 are the provisions of *The PCB Waste Storage Regulations*, made pursuant to *The Environmental Management and Protection Act*, that impose the prohibitions or requirements described in Column 2. Section 74 of *The Environmental Management and Protection Act, 2002* provides that a contravention of those regulations is an offence. 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 Penalty Sum in Dollars</i>
1	Storing PCB waste at a storage site that does not meet the requirements of the regulations	4*	\$1000
2	Failing to know or understand current PCB waste management procedures, the use of personnel protection equipment or clean-up techniques	6(a)	250

3	Failing to inspect a storage site monthly or to effect repairs	6(b)	250
4	Failing to repair or replace any leaking drum, container or equipment immediately	6(c)(i)	250
5	Failing to clean up a contaminated area immediately	6(c)(ii)	250
6	Failing to maintain or make available books or records	7	250
7	Failing to submit books or records to the minister as required	8	250
8	Storing PCB waste longer than six months without approval	9(1)	500

"Table 30

The Scrap Tire Management Regulations

The provisions set out in Column 3 are the provisions of *The Scrap Tire Management Regulations*, made pursuant to *The Environmental Management and Protection Act*, that impose the prohibitions or requirements described in Column 2. Section 74 of *The Environmental Management and Protection Act, 2002* provides that a contravention of those regulations is an offence. 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 Penalty Sum in Dollars</i>
1	Selling, distributing, offering for sale or supplying tires without operating a product management program approved by the minister or entering into an agreement with a person who operates an approved product management program	4*	\$1000
2	Making changes to a product management program without informing the minister of the changes and receiving the written approval of the minister	8	250

“Table 31

The Used Oil Collection Regulations

The provisions set out in Column 3 are the provisions of *The Used Oil Collection Regulations*, made pursuant to *The Environmental Management and Protection Act*, that impose the prohibitions or requirements described in Column 2. Section 74 of *The Environmental Management and Protection Act, 2002* provides that a contravention of those regulations is an offence. 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 Penalty Sum in Dollars</i>
1	Selling, distributing, offering for sale or supplying oil or oil filters without operating a product management program approved by the minister or entering into an agreement with a person who operates an approved product management program	3*	\$1000
2	Disposing of or discharging used oil, used oil filters or containers in an unauthorized manner	19*	1000

“Table 32

The Water Regulations, 2002

The provisions set out in Column 3 are the provisions of *The Water Regulations, 2002*, made pursuant to *The Environmental Management and Protection Act, 2002*, that impose the prohibitions or requirements described in Column 2. Section 74 of that Act provides that a contravention of those regulations is an offence. 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 Penalty Sum in Dollars</i>
1	Failing to comply with a term or condition of a permit	9(4)(a)*	\$1500
2	Failing to ensure that an employee, helper or agent complies with any term or condition of a permit	9(4)(b)*	1500

3	Failing to notify minister on completion of the construction, extension or alteration of industrial effluent works	10(a)	500
4	Failing to supply the minister with plans showing the works as actually constructed, extended or altered	10(b)	500
5	Failing to comply with a minister's order to repair, restore or remediate the environment	11(12)*	1000
6	Permittee failing to comply with the regulations	12(2)(a)*	500
7	Permittee failing to ensure that sewage works or industrial effluent works conform with the regulations	12(2)(b)*	500
8	Causing a sanitary sewer and storm sewer to be improperly interconnected	14*	500
9	Failing to equip a pumping station with mechanically forced air ventilation	15(1)	250
10	Producing effluent that does not meet the requirements	16(2)*	500
11	Failing to have a secondary treatment process that produces effluent that meets the requirements	16(3)(a)*	500
12	Failing to report any known or anticipated upset condition, bypass condition or event at or affecting a sewage works or industrial effluent works	17(2)*	500
13	Failing to report the failure of disinfection equipment	18(2)(a)	500

14	Failing to report when disinfection level was not achieved or not anticipated to be achieved	18(2)(b)*	500
15	Failing to conduct a test or collect information as required in a permit	19(a)*	500
16	Failing to maintain records as required	19(b)*	250
17	Failing to make available operational records, logs, test results or information collected with respect to the tests as required	19(c)*	500
18	Failing to provide an alternative source of water to consumers that is suitable and safe	22(2)(b)*	1000
19	Failing to disinfect ground water in accordance with the regulations	22(2)(d)(i)	1000
20	Failing to meet bacteriological requirements for water in accordance with the regulations	22(2)(d)(ii)	1000
21	Improperly installing a water pipe in a trench with a sewer pipe	26(1)(a)	500
22	Improperly installing a sewer pipe in a trench with a water pipe	26(1)(b)	500
23	Failing to ensure a water pipe is cleaned, disinfected and pressure tested prior to use	26(4)*	1000
24	Failing to ensure that a water storage reservoir has a watertight cover	27(2)(a)	250
25	Failing to ensure a manhole is at least 150 millimetres above the surrounding grade	27(3)	250

26	Failing to ensure the grade surrounding a manhole is sloped away from the reservoir	27(3)	250
27	Failing to ensure a manhole is equipped with a tight-fitting cover designed to prevent entry of water	27(4)(a)	250
28	Failing to ensure a manhole is locked	27(4)(b)*	250
29	Failing to ensure a pipe is constructed and maintained to prevent contaminants from entering a water storage reservoir	27(5)*	250
30	Failing to ensure that an opening or pipe used to ventilate a reservoir is designed to prevent the entry of birds, rodents, rain water or foreign matter	27(6)(a)*	250
31	Failing to ensure that an opening or pipe used to ventilate a reservoir is screened	27(6)(b)*	250
32	Failing to ensure a treatment facility or pump house has proper drainage	28(a)	500
33	Failing to ensure that a water treatment facility or pump house is equipped with a meter that records the volume of water passing through the water treatment facility or pump house	28(d)	500
34	Failing to ensure a chemical feeder in a water treatment facility or pump house is equipped with a device that is capable of adjusting the rate of chemical applied	28(e)	500

35	Failing to comply with drinking water guidelines	29(4)*	1000
36	Using an unauthorized chemical to treat water intended or used for human consumptive use or hygienic use	30(3)	1000
37	Operating a distribution system, or portion of a distribution system, that is new, altered, extended or repaired prior to disinfecting the system	30(4)*	1000
38	Failing to continuously disinfect by chlorination, or other approved means, water used for human consumption	30(5)*	1000
39	Failing to maintain a free chlorine residual of not less than 0.1 milligrams per litre in the water entering a distribution system	30(6)(a)	1000
40	Failing to maintain a total chlorine residual of not less than 0.5 milligrams per litre or a free chlorine residual of not less than 0.1 milligrams per litre in the water throughout a distribution system	30(6)(b)	1000
41	Failing to ensure that a new or altered waterworks meets the standards set out in the regulations	31(2)*	500
42	Failing to maintain the coliform levels set out in the regulations throughout the distribution system	32(1)(a)	1000
43	Failing to maintain turbidity, protozoan or viral standards in the case of a surface water treatment plant employing chemically assisted filtration	33(2)(a)*	1000

44	Failing to maintain turbidity, protozoan or viral standards in the case of a surface water treatment plant employing membrane filtration	33(2)(b)*	1000
45	Failing to maintain turbidity, protozoan or viral standards in the case of slow sand filtration or diatomaceous earth filtration	33(2)(c)*	1000
46	Failing to maintain turbidity, protozoan or viral standards in the case of any surface water filtration technology not mentioned in clauses 33(2)(a), (b) or (c) of <i>The Water Regulations, 2002</i>	33(2)(d)*	1000
47	Failing to maintain drinking water to the required standards	34(1)*	1000
48	Failing to ensure an independent engineering assessment is conducted every five years respecting waterworks	35(1)*	1000
49	Failing to report the findings of an independent engineering assessment to minister within 90 days after the completion of the assessment	35(5)*	1000
50	Failing to ensure each owner of a service connection for hygienic use water is notified twice each year of restrictions on water use	36(a)*	250
51	Failing to ensure each owner of a service connection for hygienic use water is supplied with self-adhesive labels once every year	36(b)*	250

52	Failing to ensure publicly accessible water sources are posted with a notice that the water is not safe for human consumption	36(c)	250
53	Failing to ensure the minister is advised at least once each year of all measures taken to advise users that the water is not safe for human consumption	36(d)*	250
54	Failing to report any known or anticipated upset condition, bypass condition or events at or affecting a waterworks that could adversely affect the quality of water	37(1)*	500
55	Failing to report the failure of disinfection equipment	37(2)(a)*	750
56	Failing to report when required disinfection level was not achieved or not anticipated to be achieved	37(2)(b)*	750
57	Failing to ensure water samples are taken as specified in a permit or by an order	39(1)(a)	500
58	Failing to submit water samples to an accredited laboratory	39(1)(b)	500
59	Failing to conduct required additional testing	39(4)*	500
60	Failing to report the results of a water analysis to a permittee or the minister within seven days	39(7)*	500
61	Failing to notify the minister of the presence of total coliforms, fecal coliforms, <i>Escherichia coli</i> or 200 or more organisms per 100 millilitres as an overgrowth of background bacteria	39(8)(a)*	1000

62	Failing to send a written copy of the test result to the permittee or to the minister within 72 hours when the results indicate the presence of total coliforms, fecal coliforms, <i>Escherichia coli</i> or 200 or more organisms per 100 millilitres as an overgrowth of background bacteria	39(8)(b)*	1000
63	Failing to notify the minister of the measures taken	39(9)(a)*	1000
64	Failing to notify consumers served by the waterworks of the measures taken	39(9)(b)*	1000
65	Failing to take any other action in relation to the results of testing and quality of water that the minister has directed	39(9)(c)*	1000
66	Failing to ensure water samples are analysed for bacteria with respect to a new waterwork or one that has been altered, extended or repaired	40*	500
67	Failing to submit samples of water for fluoride analysis	41(1)	500
68	Failing to maintain operational records or logs of information in accordance with the regulations	42(1)*	500
69	Failing to record or maintain operational records or logs as required	42(2)	500
70	Failing to provide consumers with annual notice of water quality comparison and compliance	44(1)	500".

Coming into force

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

SASKATCHEWAN REGULATIONS 128/2003*The Police Act, 1990*

Section 12

Order in Council 926/2003, dated December 16, 2003

and

Commission Order, dated October 7, 2003

(Filed December 17, 2003)

Title

1 These regulations may be cited as *The Municipal Police Training Amendment Regulations, 2003*.

R.R.S. c.P-15.01 Reg 2 amended

2 *The Municipal Police Training Regulations, 1991* are amended in the manner set forth in these regulations.

Section 8 amended

3 Subsection 8(3) is amended:

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

(b) by adding “and” after clause (c); and

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

“(d) successfully attend and participate in all portions of the recruit training course, other than any portion covered during the period of any absence approved by the director”.

Section 9 amended

4 Subsection 9(1) is repealed and the following substituted:

“(1) The commission may, on the recommendation of the chief of the police service to which a recruit belongs, or, if the police service has only one member, on the recommendation of the board:

(a) if the recruit does not obtain the mark prescribed in clause 8(3)(a) in one or more subjects, authorize the recruit to write a supplementary examination in each of those subjects;

(b) if the recruit does not pass the physical fitness standards mentioned in clause 8(3)(b), authorize the recruit to be retested with respect to the physical fitness standards established by the commission; and

(c) if the recruit does not pass the firearms standard mentioned in clause 8(3)(c), authorize the recruit to be retested with respect to the firearms standard established by the commission”.

Section 10 amended

5 Section 10 is amended by striking out “A recruit” and substituting “Subject to section 9, a recruit”.

Section 11 amended

6 Subsection 11(1) is amended by striking out “monthly” and substituting “quarterly”.

Section 12 amended

7 Section 12 is amended by adding “all or any portion of” after “to repeat”.

Coming into force

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

