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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 P-31 REG 17

The Provincial Lands Act

Sections 14, 20 and 22

and

The Forest Resources Management Act

Section 99

Order in Council 311/2004, dated May 18, 2004

(Filed May 19, 2004)

PART I

Introductory Matters

Title

- 1 These regulations may be cited as *The Crown Resource Land Regulations*.

Interpretation

- 2 In these regulations:

- (a) “**applicable fee**” means any fee, rental, charge or service charge imposed pursuant to these regulations for the use of any Crown resource land;
- (b) “**Crown resource land**” means all lands administered by the department other than park land within the meaning of *The Parks Act* but does not include any Crown mineral or Crown mineral lands within the meaning of *The Crown Minerals Act*;
- (c) “**department**” means the department over which the minister presides;
- (d) “**minister**” means the member of the Executive Council to whom for the time being the administration of *The Forest Resources Management Act* is assigned;
- (e) “**provincial forest**” means any Crown resource land designated as provincial forest pursuant to *The Forest Resources Management Act*;
- (f) “**resource land disposition**” means any lease, permit or easement respecting the right to enter on, use or occupy lands governed by these regulations;
- (g) “**table**” means a table set out in the Appendix.

Application

- 3(1) Subject to the following Acts, these regulations apply to all Crown resource land:

- (a) *The Forest Resources Management Act*;
- (b) *The Provincial Lands Act*;
- (c) *The Natural Resources Act*.

(2) Crown resource land may be disposed of by a transfer, grant or resource land disposition for the purposes, in the manner and on the terms and conditions set out in these regulations.

(3) A licensee within the meaning of *The Forest Resources Management Act* shall obtain a resource land disposition to use or occupy Crown resource land for the purposes of a processing facility, camp, mill site, timber storage area, quarry, or sand and gravel pit or for any purpose other than that for which the licensee's licence was issued pursuant to that Act.

PART II

Sale of Crown Resource Land

Sale

4(1) Subject to the approval of the Lieutenant Governor in Council, the minister may sell Crown resource land in accordance with this section if the Crown resource land is not part of a provincial forest.

(2) No parcel of unsurveyed Crown resource land is to be sold until it is surveyed and the plan of survey approved by the Controller of Surveys.

(3) The purchaser of the Crown resource land surveyed shall bear the costs of obtaining and registering any plan of survey.

(4) No sale of Crown resource land is to be made unless any development specified in any lease of that land has been completed.

(5) Notwithstanding any other provision in these regulations, for the purposes of satisfying or discharging any obligation or undertaking of the Government of Saskatchewan pursuant to a Framework Agreement as defined in *The Treaty Land Entitlement Implementation Act*, the minister may sell Crown resource land on those terms and conditions that the minister considers necessary.

PART III

Resource Land Dispositions, Generally

Application of Part

5 The provisions of this Part apply, with any necessary modification, to the resource land dispositions mentioned in Parts IV and V.

Leases

6(1) Subject to subsections (2) and (3), the minister may lease Crown resource land on any terms and conditions that the minister considers appropriate.

(2) No lease of Crown resource land is to be issued for a term exceeding 33 years.

(3) Every lease of Crown resource land is subject to *The Provincial Lands Act*, to the implied reservations set out in that Act, and to all of the following terms and conditions whether the terms or conditions are set out in the lease or not:

(a) the lessee shall observe, perform and abide by all of the applicable provisions of these regulations and of any other law in effect in Saskatchewan;

- (b) the lessee shall observe, perform and abide by any development requirements specified in the lease;
- (c) without obtaining the prior written consent of the minister, the lessee shall not sell, mortgage, assign, transfer or sublet any of the lessee's interest or rights under the lease;
- (d) if the lessee wishes to sell, mortgage, assign, transfer or sublet any of the lessee's interest or rights under the lease, the lessee shall:
 - (i) obtain the written consent of the minister;
 - (ii) either:
 - (A) swear or affirm the value of the land or interest being disposed of; or
 - (B) if the minister is not satisfied with the information provided pursuant to paragraph (A), provide the minister with a certificate of value prepared by a person who, in the minister's opinion, has appropriate qualifications to appraise the land or interest being disposed of; and
 - (iii) authorize the minister to disclose the information mentioned in subclause (ii) to the Saskatchewan Assessment Management Agency;
- (e) no option to purchase the land described in the lease shall be exercisable unless the development specified in the lease has been completed;
- (f) on all moneys owing pursuant to the terms of the lease that are not paid within 30 days after the due date for payment, the lessee shall pay interest at an annual rate equal to the sum of:
 - (i) the annual prime rate of interest that is charged by the Bank of Montreal on Canadian dollar commercial loans made in Canada to the bank's most credit worthy customers as at April 1 of each year, commencing with the year in which the lessee defaults on the payment of the moneys specified in the lease and remaining constant to March 31 of the following year; and
 - (ii) 2%;
- (g) all personal property owned or placed by the lessee on the leased land shall be removed from the leased land within six months from the expiration, termination or cancellation of the lease and any personal property not removed within that period:
 - (i) is forfeited to the Crown without payment of compensation for that personal property; and
 - (ii) may be removed or disposed of in any manner that the minister considers appropriate, and the costs of the removal or disposal are a debt due and owing from the lessee to the Crown;

- (h) the lessee shall pay all rents, charges, taxes, rates and assessments that may, at any time, be charged on or against or become payable with respect to the leased land or with respect to the occupation of the leased land by the lessee;
- (i) if any lands are at any time required for transportation, communication, resource development or any other public purpose or for any purpose relating to facilitating the operation of an Act or an Act of the Parliament of Canada:
 - (i) the minister, if the minister considers it to be in the public interest, may cancel the lease or withdraw any portion of the land included in the lease on 30 days' written notice to the lessee; and
 - (ii) the lessee is entitled to a reduction of rent, charges or rates for any portion of land withdrawn but is not entitled to any claim or other compensation with respect to the cancellation of the lease or the withdrawal of the land;
- (j) subject to any terms and conditions that the minister considers appropriate, the Crown may authorize any person to enter, explore and search for minerals, sand or gravel in, on or under the land included in the lease;
- (k) the lessee shall:
 - (i) at any reasonable time, permit any officer of the department to enter on and inspect the leased land to exercise any power conferred on or to carry out any duty or responsibility imposed on the officer pursuant to these regulations or any Act or regulations administered by the minister; and
 - (ii) furnish to the minister or any officer of the department any information that may be required to enable the minister to determine whether the leased land is being operated, developed and managed in accordance with the terms and conditions of the lease and these regulations;
- (l) the lessee shall:
 - (i) keep the lessee's buildings, grounds and premises in a safe, neat and sanitary condition; and
 - (ii) comply with any directions or instructions given by an officer of the department for that purpose;
- (m) the lessee shall:
 - (i) dispose of all garbage, liquid wastes and other refuse in compliance with any requirements of these regulations and of any other applicable law; and
 - (ii) provide any facilities and receptacles that may be necessary for the purpose mentioned in subclause (i);
- (n) the lessee shall pay on demand any charge that the minister may impose for the removal of garbage, liquid wastes and other refuse if the minister has made provisions for that removal.

Permits

- 7(1) The minister may issue a permit to any person to use Crown resource land for any purposes that are set out in the permit.
- (2) The minister may impose any terms and conditions that the minister considers appropriate on a permit issued pursuant to subsection (1).
- (3) No person to whom a permit has been issued pursuant to subsection (1) shall fail to comply with any term or condition imposed pursuant to subsection (2) on that permit.
- (4) No permit issued pursuant to subsection (1) is to be construed as including any land forming the bed or shore of any river, stream, watercourse, lake, creek, spring, ravine, canyon, lagoon, swamp, marsh or other body of water unless the permit expressly states that the land is included.
- (5) Every permit issued pursuant to subsection (1) is:
- (a) subject to *The Provincial Lands Act* and the implied reservations set out in that Act; and
 - (b) deemed to include the terms and conditions set out in subsection 6(3) except those terms and conditions that are expressly waived by the minister in the permit.
- (6) For the purposes of clause (5)(b), subsection 6(3) applies, with any necessary modification, to a permit issued pursuant to subsection (1).
- (7) A permit issued pursuant to subsection (1) expires:
- (a) on the date specified in the permit for its expiration; or
 - (b) if no date is specified pursuant to clause (a), on March 31 following the date on which the permit is issued.
- (8) On the expiration, termination or cancellation of a permit issued pursuant to subsection (1), the permittee:
- (a) may remove any improvements constructed under the permit if:
 - (i) no fees, rents, or other charges imposed by the Crown with respect to the permit are owing; and
 - (ii) the improvements are removed within six months after the expiration, termination or cancellation of the permit; and
 - (b) shall reclaim the land to a condition that is satisfactory to the minister.
- (9) If a permittee fails to comply with clause (8)(b), the minister may have the lands reclaimed, and the cost of reclaiming the land is a debt due and owing from the permittee to the Crown.
- (10) If the improvements are not removed within the period mentioned in subclause (8)(a)(ii):
- (a) the permittee is no longer entitled to remove the improvements;

- (b) the improvements are forfeited to the Crown without payment of compensation;
- (c) the minister may remove or dispose of the improvements in any manner that the minister considers appropriate; and
- (d) the costs of the removal or disposal are a debt due and owing from the permittee to the Crown.

Easements

8(1) The minister may issue an easement with respect to Crown resource land that grants the holder of the easement a right of way across, over, under, on or through Crown resource land for any of the following purposes:

- (a) subject to section 12, for gas exploration and development;
 - (b) to build, maintain or operate water or sewage pipelines;
 - (c) to build, maintain or operate power or telephone lines;
 - (d) for any other purpose for which, in the minister's opinion, a right of way across, over, under, on or through Crown resource land is necessary.
- (2) The minister may impose any terms and conditions that the minister considers appropriate on an easement issued pursuant to subsection (1).
- (3) No person to whom an easement has been issued pursuant to subsection (1) shall fail to comply with any term or condition imposed pursuant to subsection (2) on that easement.
- (4) No easement issued pursuant to subsection (1) is to be construed as including any land forming the bed or shore of any river, stream, watercourse, lake, creek, spring, ravine, canyon, lagoon, swamp, marsh or other body of water unless the easement expressly states that the land is included.
- (5) Every easement issued pursuant to subsection (1) is:
- (a) subject to *The Provincial Lands Act* and the implied reservations set out in that Act; and
 - (b) deemed to include the terms and conditions set out in subsection 6(3) except those terms and conditions that are expressly waived by the minister in the easement.
- (6) For the purposes of clause (5)(b), subsection 6(3) applies, with any necessary modification, to an easement issued pursuant to subsection (1).
- (7) Subject to subsection (8), an easement issued pursuant to subsection (1) expires:
- (a) on the date specified in the easement for its expiration; or
 - (b) if no date is specified pursuant to clause (a), on March 31 following the date on which the easement is issued.

(8) Notwithstanding subsection (7), an easement issued to a Crown corporation or a municipality for a public utility purpose expires:

- (a) on the date specified in the easement for its expiration; or
- (b) if no date is specified pursuant to clause (a), on the date on which the minister becomes aware that:
 - (i) the easement is no longer required; or
 - (ii) the purpose for which the easement was issued has changed.

(9) On the expiration, termination or cancellation of an easement issued pursuant to subsection (1), the holder of the easement:

- (a) may remove any improvements constructed under the easement if:
 - (i) no fees, rents, or other charges imposed by the Crown with respect to the easement are owing; and
 - (ii) the improvements are removed within six months after the expiration, termination or cancellation of the easement; and
- (b) shall reclaim the land to a condition that is satisfactory to the minister.

(10) If a holder of an easement fails to comply with clause (9)(b), the minister may have the lands reclaimed, and the cost of reclaiming the land is a debt due and owing from the holder of the easement to the Crown.

(11) If the improvements are not removed within the period mentioned in subclause (9)(a)(ii):

- (a) the holder of the easement is no longer entitled to remove the improvements;
- (b) the improvements are forfeited to the Crown without payment of compensation;
- (c) the minister may remove or dispose of the improvements in any manner that the minister considers appropriate; and
- (d) the costs of the removal or disposal are a debt due and owing from the holder of the easement to the Crown.

PART IV Petroleum and Natural Gas Dispositions

Petroleum and natural gas dispositions

9(1) In this Part:

- (a) **“petroleum and natural gas”** means petroleum, natural gas or petroleum and natural gas;
- (b) **“petroleum and natural gas disposition”** means any disposition defined in clause (c), (d) or (e);

- (c) **“petroleum and natural gas easement”** means an easement with respect to Crown resource land that is issued pursuant to section 12;
 - (d) **“petroleum and natural gas surface lease”** means a lease of Crown resource land that is issued pursuant to section 11;
 - (e) **“petroleum and natural gas surface permit”** means a permit with respect to Crown resource land that is issued pursuant to section 10;
 - (f) **“site”** includes the surface and subsurface of land and any water on or below the surface of land;
 - (g) **“substance”** means a substance within the meaning of *The Environmental Management and Protection Act, 2002*.
- (2) Every holder of a petroleum and natural gas disposition shall pay to the department the applicable fee set out in Tables 2 and 4.
- (3) Every holder of a petroleum and natural gas disposition shall, before the expiry or surrender of the disposition and at the disposition holder’s expense:
- (a) in accordance with *The Oil and Gas Conservation Regulations, 1985*:
 - (i) plug and abandon any well, structure test hole, oil shale core hole or related facility that was drilled or used by the disposition holder; and
 - (ii) remove all materials, refuse, equipment, structures, buildings, concrete bases and other fixtures and personal property placed on the site by the disposition holder;
 - (b) provide evidence satisfactory to the minister that any substance on the site arising from the disposition holder’s use of the site is within levels that are acceptable to the minister; and
 - (c) provide to the minister and execute a plan to restore the surface of the lands:
 - (i) as nearly as is practicable to the condition that the surface was in before the disposition was issued; or
 - (ii) if it is not practicable to restore the surface to the condition that it was in before the disposition was issued, to a condition that is acceptable to the minister.
- (4) Notwithstanding the expiration of a petroleum and natural gas disposition, until the disposition holder complies with clauses (3)(a) and (b), the disposition holder remains liable for the payment of fees pursuant to the disposition at the rate established for annual surface rental charge pursuant to Table 2.
- (5) Notwithstanding the expiration of a petroleum and natural gas disposition, if the disposition holder has complied with clauses (3)(a) and (b) but not with clause (3)(c), the disposition holder remains liable for the payment of fees pursuant to the disposition at the rate established for annual surface restoration pursuant to Table 2 until the disposition holder complies with clause (3)(c).

Petroleum and natural gas surface permits

10(1) The minister may issue a petroleum and natural gas surface permit with respect to any Crown resource land that is required for or in connection or conjunction with any of the following activities:

- (a) the carrying out of seismic exploration or surface exploration related to the development, exploration and recovery of petroleum and natural gas;
 - (b) the repair and maintenance of facilities that are:
 - (i) necessary for the storage and transportation of petroleum and natural gas; and
 - (ii) located outside the area covered by a petroleum and natural gas surface lease.
- (2) Every person who wishes to obtain a petroleum and natural gas surface permit shall submit a development plan to the department that is acceptable to the minister and that identifies:
- (a) the intended location of all seismic exploration, surface exploration, drilling, maintenance and other activities to be carried out pursuant to the permit; and
 - (b) the location of all facilities to be repaired or maintained pursuant to clause (1)(b).

Petroleum and natural gas surface leases

11(1) The minister may issue a petroleum and natural gas surface lease of any Crown resource land that is required for or in connection or conjunction with any of the following activities:

- (a) the development of, exploration for and recovery of petroleum and natural gas;
 - (b) the building, maintaining and operating of facilities, including pumping stations, compressor stations, pipeline control facilities, storage facilities and roads for the purpose of storing and transporting petroleum and natural gas;
 - (c) any other activity related to the development of, exploration for and recovery of petroleum and natural gas and the restoration of the lands that are subject to the lease.
- (2) Every person who wishes to obtain a petroleum and natural gas surface lease shall file a development plan with the department that is acceptable to the minister and that identifies:
- (a) the location of all facilities related to the activities intended to be carried out pursuant to the lease, including:
 - (i) all wells; and
 - (ii) all, or that portion of all, pipelines and roads that are related to the activities intended to be carried out pursuant to the lease; and
 - (b) the intended location of all drilling, construction and other activities to be carried out pursuant to the lease.

Petroleum and natural gas easements

12(1) The minister may issue a petroleum and natural gas easement with respect to any Crown resource land that grants to the holder of the easement a right of way across, over, under, on or through Crown resource land to build, maintain and operate a pipeline or road that is required for or in connection or conjunction with the exploration, recovery, storage or transportation of petroleum and natural gas.

(2) Every person who wishes to obtain a petroleum and natural gas easement shall file a development plan with the department that is acceptable to the minister and that identifies:

- (a) the location of all facilities related to the activities intended to be carried out pursuant to the easement, including:
 - (i) all wells; and
 - (ii) all, or that portion of all, pipelines and roads that are related to the activities intended to be carried out pursuant to the easement; and
- (b) the intended location of all construction, maintenance and other activities to be carried out pursuant to the easement.

PART V
Other Disposition Categories

Sand and gravel dispositions

13(1) As a term or condition of issuing a resource land disposition respecting sand and gravel, the minister may require the disposition holder to file a surety bond or other security in the amount and form specified by the minister for the purpose of ensuring that all Crown resource land used or disturbed by the production, use or removal of sand and gravel is reclaimed to a condition that is satisfactory to the minister.

(2) The minister shall return a security filed pursuant to subsection (1) to the disposition holder if:

- (a) the disposition holder has ceased using the Crown resource land for the purpose for which the resource land disposition was issued; and
- (b) the minister is satisfied that the Crown resource land that was the subject of the resource land disposition has been reclaimed to a condition that is satisfactory to the minister.

(3) If the minister is not satisfied that the matters mentioned in subsection (2) have been met, the disposition holder's security filed pursuant to subsection (1) is forfeited to the Crown.

(4) Every resource land disposition authorizing the production, use or removal of sand and gravel is subject to the following terms and conditions:

- (a) if the sand and gravel to be removed does not exceed 350 cubic metres, the disposition holder shall pay a royalty, in accordance with Table 1, at the time the resource land disposition is issued;

- (b) if the sand and gravel to be removed exceeds 350 cubic metres, on or before March 31 of each year the disposition holder shall:
 - (i) submit a written report to the minister, in a form satisfactory to the minister, respecting the volume of sand and gravel produced and either used or removed by the disposition holder in the previous year;
 - (ii) pay a royalty, in accordance with Table 1, based on the total volume of sand or gravel produced, used or removed in the previous year; and
 - (iii) submit a written report indicating, for the upcoming year, the number of developed and undeveloped hectares of land for each resource land disposition;
- (c) without limiting the generality of section 17, the resource land disposition may be cancelled if the holder of the disposition does not extract sand, gravel or both:
 - (i) within one year after the issuing of the resource land disposition; or
 - (ii) within any two-year period during the term of the resource land disposition.

Mineral development surface leases

14(1) In this section, “**mineral development surface lease**” means a lease of Crown resource land for the purpose of accessing the land in order to extract minerals.

(2) The minister may issue a mineral development surface lease to an applicant if the applicant:

- (a) is a holder of an interest in any minerals in the proposed disposition area;
- (b) has prepared and submitted to the minister a plan of survey, descriptive plan or other description of the proposed disposition area that is satisfactory to the minister;
- (c) has submitted evidence satisfactory to the minister that the proposed disposition area is essential to the carrying out of the applicant’s mining operation.

Peat exploration or extraction dispositions

15(1) Any person who wishes to obtain a permit to explore for peat on Crown resource land or a lease to extract peat on Crown resource land shall apply to the minister in writing and provide the minister with the following information:

- (a) a legal description or a plan of the proposed disposition area;
- (b) any other information that the minister may require to determine whether or not to issue the disposition.

(2) Subject to any terms and conditions the minister considers appropriate, the minister may issue, as the case requires:

- (a) a permit authorizing the permittee to explore for peat on Crown resource land for any purpose other than for fuel; or
- (b) a lease authorizing the lessee to extract peat from Crown resource land for any purpose other than for fuel.

- (3) Every lessee under a lease issued pursuant to clause (2)(b) shall:
- (a) in addition to paying any applicable fees set out in Table 1, pay to the minister on or before March 31 of each year the royalty set out in Table 1 required for the previous year;
 - (b) submit to the minister on or before March 31 in each year a written report, in a form satisfactory to the minister, including information respecting:
 - (i) the volume of peat shipped in the previous year; and
 - (ii) for both the previous year and the upcoming year, the number of developed and undeveloped hectares for each lease to extract peat;
 - (c) maintain adequate records to confirm the volume of peat shipped and the amount of fees and royalties to be paid; and
 - (d) make those records available to any officer of the department at the officer's request.
- (4) If a forest ecosystem is the predominant ecosystem in the area for which a lease has been issued pursuant to clause (2)(b), the lease is deemed to be:
- (a) a lease to harvest a forest product for the purposes of *The Forest Resources Management Act*; and
 - (b) a disposition for the purposes of *The Provincial Lands Act*.
- (5) A lease issued pursuant to clause (2)(b) provides the lessee with the right to extract peat only, and if the lessee intends to use the land for any other purpose, the lessee shall obtain a resource land disposition pursuant to these regulations for that other purpose.

Haying and grazing dispositions

- 16(1) If a person holds a forest product permit or a term supply licence pursuant to *The Forest Resources Management Act* for the purpose of haying or grazing on Crown resource land in a provincial forest, the person is not required to hold a resource land disposition pursuant to these regulations.
- (2) To undertake haying or grazing on Crown resource land outside of a provincial forest, a person must hold a resource land disposition to do so issued pursuant to these regulations.
- (3) If a forest ecosystem is the predominant ecosystem in the area for which a resource land disposition for haying or grazing has been issued, the resource land disposition is deemed to be:
- (a) a licence to harvest a forest product for the purposes of *The Forest Resources Management Act*; and
 - (b) a disposition for the purposes of *The Provincial Lands Act*.
- (4) As a condition of issuing a resource land disposition respecting haying, the minister may require the applicant to submit an operating plan, in a form satisfactory to the minister, that sets out all of the following:
- (a) plans respecting the development of improvements, including how access to the disposition area is to be developed or maintained;

- (b) plans to minimize the effects on riparian areas and other sensitive areas identified by the minister;
 - (c) any other matter the minister considers appropriate.
- (5) As a condition of issuing a resource land disposition respecting grazing, the minister may require the applicant to submit a range management plan, in a form satisfactory to the minister, that sets out the following:
- (a) plans to minimize soil compaction, including methods of livestock distribution;
 - (b) plans to develop improvements, including water sources;
 - (c) plans to minimize effects on riparian areas, reforested and regenerating areas, and other sensitive areas identified by the minister;
 - (d) methods for containing livestock in the proposed disposition area;
 - (e) methods for ensuring proper identification of livestock;
 - (f) plans respecting access to the proposed disposition area;
 - (g) any other matter the minister considers appropriate.

PART VI

General Administrative Provisions

When minister may amend, suspend, cancel or refuse to issue resource land disposition

17(1) In the circumstances mentioned in subsection (2), the minister may:

- (a) subject to subsection (3), amend, suspend or cancel a resource land disposition; or
 - (b) refuse to issue a resource land disposition.
- (2) The minister may take any action mentioned in subsection (1) if the minister is satisfied that:
- (a) the disposition holder or proposed disposition holder, as the case may be:
 - (i) is in contravention of any provision of *The Provincial Lands Act*, *The Forest Resources Management Act* or these regulations;
 - (ii) has failed to comply with any term or condition of a current or former resource land disposition;
 - (iii) is in arrears in any payment respecting an indebtedness to the Crown;
 - (iv) owes taxes to a municipality with respect to any Crown resource land;
 - (v) made a false or misleading statement in any application, information, materials or plans that were submitted to the minister; or
 - (vi) is carrying on an unauthorized activity on Crown resource land that is causing, has caused, or is likely to cause damage to that land;

- (b) in the case of an existing resource land disposition, the resource land disposition was issued as a result of a clerical or administrative error; or
- (c) it is in the public interest to:
 - (i) amend, suspend or cancel the resource land disposition; or
 - (ii) refuse to issue the resource land disposition.
- (3) Before the minister amends, suspends or cancels a resource land disposition pursuant to clause (1)(a), the minister shall give the disposition holder:
 - (a) written notice of the minister's intention and the reasons for the proposed amendment, suspension or cancellation of the resource land disposition; and
 - (b) an opportunity to make written representations to the minister, within 30 days after the written notice mentioned in clause (a) is served, as to why the resource land disposition should not be amended, suspended or cancelled.
- (4) The minister is not required to give an oral hearing to any person to whom a notice has been given pursuant to subsection (3).
- (5) After receiving written representations pursuant to clause (3)(b) or if no written representations are received within the 30-day period mentioned in clause (3)(b), the minister shall issue a written decision and serve the decision on the person to whom notice was given pursuant to subsection (3).

Service

- 18(1)** Any notice, decision or other document required to be given by the minister pursuant to these regulations is to be served personally or by registered mail to the last known address of the person being served.
- (2) A notice, decision or other document served by registered mail is deemed to have been received on the seventh day following the date of its mailing, unless the person to whom it was mailed establishes that, through no fault of that person, it was not received or was received on a later date.
- (3) If, in the opinion of the minister, it is not practical to serve a person personally or by registered mail, the person may be served by any method the minister considers appropriate.

Calculation of applicable fees

- 19(1)** In this section:

- (a) **“forest management agreement”** means a forest management agreement entered into in accordance with *The Forest Resources Management Act*;
 - (b) **“term supply licence”** means a term supply licence issued or granted pursuant to *The Forest Resources Management Act*.
- (2) Notwithstanding any provision in a resource land disposition, the applicable fee for the disposition of those lands is the applicable fee set out in Table 1, 2, 3 or 4.

- (3) The holder of a resource land disposition mentioned in subsection (2) shall pay the applicable fees required by that subsection:
- (a) before the resource land disposition is issued; and
 - (b) if the resource land disposition is for more than one year, in accordance with the terms of the resource land disposition, but always in advance of the anniversary date of the resource land disposition.
- (4) Every person who wishes to obtain services from the minister or the department described in Table 4 shall pay the applicable fees set out in that Table.
- (5) A licensee who holds a licence respecting a forest management agreement or a term supply licence is not required to pay any fees or charges respecting a resource land disposition if it was necessary for the licensee to obtain the resource land disposition to carry out the licensee's forest management activities under the licence.
- (6) The applicable fees set out in Tables 1, 2 and 3 are annual fees or charges unless otherwise indicated in the appropriate Table.
- (7) The applicable fees set out in Table 4 are one-time-only fees or charges.

PART VII

Repeal, Transitional and Coming into Force

R.R.S. c.P-31 Reg 3 repealed

20 *The Resource Lands Regulations, 1989* are repealed.

Transitional - existing dispositions

21(1) Subject to subsection (2), any disposition of Crown resource land issued or continued pursuant to *The Resource Lands Regulations, 1989*:

- (a) continues in effect according to its terms until it expires; and
 - (b) notwithstanding its terms, is deemed to be a resource land disposition issued pursuant to these regulations and is subject to the provisions of these regulations.
- (2) If a disposition of Crown resource land issued or continued pursuant to *The Resource Lands Regulations, 1989* contains provisions that are expressly inconsistent with these regulations, those provisions are void to the extent that they are inconsistent with these regulations.

Coming into force

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

Appendix

TABLE 1

[Sections 13, 15 and 19]

Applicable Fees – General

In this table:

- (a) if a fee or rental charge is charged for additional frontage metres, the fee or rental charge to be charged for a fraction of an additional frontage metre is to be calculated using the following formula:

$$\text{fee or rental charge} = F \times \frac{P}{1 \text{ metre}}$$

where:

F is the fee or rental charge for a full additional frontage metre; and

P is the size of the fraction measured in metres;

- (b) if a fee or rental charge is charged for excess area, the fee or rental charge to be charged for a fraction of a hectare is to be calculated using the following formula:

$$\text{fee or rental charge} = F \times \frac{P}{1 \text{ hectare}}$$

where:

F is the fee or rental charge for a full excess hectare; and

P is the size of the fraction measured in hectares;

- (c) if an annual fee or rental charge is charged for a period of 11 months or less, the fee or rental charge is to be calculated as a monthly fraction of the fee or rental charge for a whole year, with the minimum fee or rental charge being the fee or charge for one month;
- (d) “**fiscal year**” means the period commencing on April 1 in one year and ending on March 31 in the following year; and
- (e) “**Indian band**” means a band as defined in the *Indian Act* (Canada) and includes the council of a band.

<i>Resource land disposition</i>	<i>Amount</i>
----------------------------------	---------------

1 Commercial Purpose

- (a) remote site:

lot (up to 92 metres in depth) of not more	
than 23 frontage metres	\$550
each additional frontage metre	14
excess area (over 92-metre depth), each hectare	132

- (b) lot in a subdivision 6% of the assessed land value

2 Residential Purpose

(a) remote site:

lot (up to 46 metres in depth) of not more than 23 frontage metres	275
each additional frontage metre	7
excess area (over 46-metre depth), each hectare	110

(b) lot in a subdivision 6% of the assessed land value

3 Recreational Purpose

(a) remote site:

lot (up to 46 metres in depth) of not more than 23 frontage metres	275
each additional frontage metre	12
excess area (over 46-metre depth), each hectare	110

(b) lot in a subdivision 6% of the assessed land value

4 Resource Use Purpose

trapping and commercial fishing, including residential resource use:

lot (up to 46 metres in depth) of not more than 23 frontage metres	15
each additional frontage metre	3
excess area (over 46-metre depth), each hectare	50
outpost cabin	15

5 Institutional Purposecorporations registered pursuant to *The Non-Profit Corporations Act, 1995*:

for the first hectare or part of a hectare	55
for the 2nd to the 4th hectares, each hectare	55
for the 5th to 20th hectares, each hectare	22
for each hectare over 20 hectares	5

6 Agricultural Purpose

(a) non-residential gardening or allotment gardening by an individual or non-profit organization:

up to 0.4 hectares inclusive	44
------------------------------------	----

(b) use by provincial government department no charge

(c) agricultural use of Crown resource land in a provincial forest:

for the first 10 hectares, each hectare	60
each hectare over 10 hectares	20

(d) wild rice or aquacultural use:

lot (up to 46 metres in depth) of not more than 23 frontage metres	220
each additional frontage metre	8
excess area (over 46-metre depth), each hectare	110

- (e) other agricultural use of Crown resource
land that is not part of a provincial forest,
including haying and grazing The fees set out for
that use pursuant to
the Provincial Lands
Regulations, being
Sask. Reg. 145/68

7 Mineral Development, Industrial and Quarry Purpose

- (a) mineral surface disposition:
- | | |
|--------------------------------|-----|
| each developed hectare | 410 |
| each undeveloped hectare | 110 |
| minimum rental | 110 |
- (b) industrial disposition:
- | | |
|----------------------|-----|
| each hectare | 410 |
| minimum rental | 410 |
- (c) quarry surface disposition:
- for use by a provincial government department,
municipality, community or regional park
or for another public purpose no charge
- for all other uses:
- | | |
|--------------------------------|-----|
| each developed hectare | 410 |
| each undeveloped hectare | 110 |
| minimum rental | 110 |
- (d) sand or gravel production, use and removal:
- for use by a provincial government department,
municipality, community, regional park or
Indian band or for another public purpose no charge
- for all other uses:
- sand and gravel exploration:
- | | |
|--------------------|------|
| each hectare | 1.40 |
|--------------------|------|
- sand and gravel surface rental:
- | | |
|--------------------------------|-----|
| each developed hectare | 410 |
| each undeveloped hectare | 110 |
| minimum rental | 110 |
- sand and gravel royalty fees:
- | | |
|----------------------------------|------|
| each cubic metre of sand | 0.20 |
| each cubic metre of gravel | 0.20 |

8 Miscellaneous Use

- (a) not more than 4 hectares inclusive:
- | | |
|---|-----|
| each hectare | 195 |
| excess area over 4 hectares, each hectare | 110 |
| minimum rental | 110 |
- (b) provincial government department, university,
municipality, community, or regional park rental no charge
- (c) work authorization:
- | | |
|--|-----------|
| for work authorization carried out by a
provincial government department, university,
municipality, community or regional park | no charge |
| for all other uses | 30 |

9 Airstrips

- (a) private commercial:
- | | |
|--------------------|-----|
| each hectare | 220 |
|--------------------|-----|
- (b) public, free access:
- | | |
|--------------------|----|
| each hectare | 10 |
|--------------------|----|

10 Rights of Way (other than petroleum and natural gas related)

- (a) roads (leases, permits and easements):
- | | |
|--------------------|-----|
| each hectare | 410 |
|--------------------|-----|
- (b) surface irrigation pipe:
- | | |
|--------------------|-----|
| each hectare | 195 |
|--------------------|-----|
- (c) other easements:
- | | |
|---|-----------|
| issued to provincial government departments,
municipalities, communities or regional parks | no charge |
| public utility (Saskatchewan Crown corporation) | no charge |
| private and commercial use other than
public utility, each hectare (one-time fee) | 410 |

11 Foreshore Installations

- (a) private or commercial:
- | | |
|--|----|
| minimum rental (for an installation of
not more than 2 frontage metres) | 20 |
| each frontage metre over 2 metres | 10 |
- (b) trapping and commercial fishing:
- | | |
|---------------------------|---|
| each frontage metre | 5 |
| minimum rental | 5 |

12 Peat

- (a) annual surface rental fee per hectare:
- | | |
|--------------------------------------|------|
| exploration before development | 1.25 |
| developed | 3 |
| undeveloped or reclaimed | 2 |
- (b) royalty (per cubic metre of peat)..... 0.12

TABLE 2
[Sections 9 and 19]

Petroleum and Natural Gas Fees

In this table:

- (a) if a fee or rental charge is charged for excess area, the fee or rental charge to be charged for a fraction of a hectare is to be calculated using the following formula:

$$\text{fee or rental charge} = F \times \frac{P}{1 \text{ hectare}}$$

where:

F is the fee or rental charge for a full excess hectare; and

P is the size of the fraction measured in hectares; and

- (b) if an annual fee or rental charge is charged for a period of 11 months or less, the fee or rental charge is to be calculated as a monthly fraction of the fee or rental charge for a whole year, with the minimum fee or rental charge being the fee or charge for one month.

<i>Permits</i>	<i>Amount</i>
1 Work Authorization Permit	\$25
(a) First Year Development Fee (capital damage cost) related to:	
well sites, pumping stations, compressor stations, pipeline control facilities, storage facilities, etc.	1 250/ha
(b) Annual Surface Rental Charge related to:	
well sites, pumping stations, compressor stations, pipeline control facilities, storage facilities, etc.	
up to 1.21 hectares	1 250/ha
subsequent hectares	400/ha
minimum charge	1 012
(c) First Year Development Fee, Access Roads:	
up to 1.21 hectares	1 050/ha
subsequent hectares	670/ha
existing trail	270/ha

(d) Annual Surface Rental Charge, Access Roads:	
up to 1.21 hectares	580/ha
subsequent hectares	400/ha
(e) Annual Surface Restoration Fee related to:	
clauses (b) and (d) above	50% of the applicable annual surface rental charge
2 Seismic Line Permit , one-time fee	450/ha
3 Temporary Work Space Permit	625/ha

<i>Leases</i>	<i>Amount</i>
1 First Year Development Fee (capital damage cost) related to: well sites, pumping stations, compressor stations, pipeline control facilities, storage facilities, etc. (only charged if not charged above for a permit)	\$1 250/ha
2 Annual Surface Rental Charge related to: well sites, pumping stations, compressor stations, pipeline control facilities, storage facilities, etc.	
(a) up to 1.21 hectares	1 250/ha
(b) subsequent hectares	400/ha
(c) minimum charge	1 012
3 Annual Multiple Well Head Fee	100
applied to a second and subsequent well heads	per head
4 First Year Development Fee , access roads:	
(a) up to 1.21 hectares	1 050/ha
(b) subsequent hectares	670/ha
(c) existing trail	270/ha
5 Annual Surface Rental Charge , access roads:	
(a) up to 1.21 hectares	580/ha
(b) subsequent hectares	400/ha
6 Annual Surface Restoration Fee related to:	
items 2 and 5 above	50% of the applicable annual surface rental charge

<i>Easements</i>	<i>Amount</i>
1 First Year Development Fee , access roads:	
(a) up to 1.21 hectares	\$1 050/ha
(b) subsequent hectares	670/ha
(c) existing trail	270/ha
2 Annual Surface Rental Charge , access roads:	
(a) up to 1.21 hectares	580/ha
(b) subsequent hectares	400/ha
3 Easement, other than roads	
(a) one-time or first annual fee	1 250/ha
(b) annual fee, subsequent years	775/ha
(c) distribution line (Saskatchewan Crown corporation)	no charge
4 Annual Surface Restoration Fee , related to:	
item 2 and clause 3(b) above	50% of the applicable annual surface rental charge or annual fee

TABLE 3
[Section 19]

Fees for Temporary Camps and Campsites

In this table, if a fee or rental payment is charged for an area, the fee or rental payment to be charged for a fraction of a hectare is to be calculated using the following formula:

$$\text{fee or rental charge} = F \times \frac{P}{1 \text{ hectare}}$$

where:

F is the fee or rental payment for a full hectare; and

P is the size of the fraction measured in hectares.

<i>Resource land disposition</i>	<i>Amount</i>
1 Temporary Work Camp Purpose	
(a) Class A:	
over 500 person-days of occupation per permit year, each hectare	\$825
minimum rental	330
(b) Class B:	
100 to 500 person-days of occupation per permit year, each hectare	385
minimum rental	165
(c) Class C:	
less than 100 person-days of occupation per permit year, each hectare	195
minimum rental	85
2 Campsite Purpose	
campsite at a location other than in a provincial park or recreation site	The fees set out for an equivalent disposition on park land pursuant to <i>The Parks Act</i>

TABLE 4
[Sections 9 and 19]
Fees for Services

<i>Service</i>	<i>Amount</i>
1 Disposition assignment, amendment or lease renewal	\$ 35
2 Recording or registering any new permit or road easement, except for work authorizations	30
3 Recording or registering:	
(a) any new right of way or lease other than:	
(i) a road easement, road permit or public utility easement; or	
(ii) a new industrial lease, quarry surface lease, mineral surface lease or oil and gas surface lease	55
(b) a new industrial lease, quarry surface lease, mineral surface lease or oil and gas surface lease	80
4 Grant, issue or transfer resulting from the sale of Crown resource land:	
(a) for other than traditional resource use	110
(b) for traditional resource use	15
5 All service fees for government departments, municipalities, communities and regional parks	no charge

6	Provision of affidavits, statutory declarations, duplicate disposition documents and disposition document copies	5
7	Inspections conducted pursuant to <i>The Provincial Lands Act</i> or these regulations for the purpose of complying with any term or condition of a resource land disposition, obtaining, assigning or renewing a resource land disposition for other than traditional resource use, changing disposition type, disposition area or land use, or obtaining a grant or transfer of Crown resource land:	
	(a) surface distance by road, trail or waterway to inspection site (other than for inspections within surveyed subdivisions) from conservation district headquarters and return, per kilometre	at government approved rates for employee road travel
	(b) if inspection site is located within a surveyed subdivision	50
	(c) if the inspection site is not road accessible, the total of:	
	(i) surface distance by road or trail to an aircraft rental location from conservation district headquarters and return, per kilometre; and	at government approved rates for employee travel
	(ii) air transportation to inspection site from an aircraft rental location and return	actual aircraft rental cost and related charges
8	Recovery of resource land development or improvement expenses and related costs	actual cost incurred or apportioned per disposition parcel
9	Metes and bounds surveys performed by department officers:	
	(a) disposition area of not more than 1.0 hectare	110
	(b) disposition area of more than 1.0 hectare	220
10	Recovery of third party costs - incurred by minister during the administration of dispositions on behalf of disposition holder	actual costs incurred by the minister
11	Notice of cancellation	actual costs incurred by the minister (minimum 100)
12	Reinstatement of cancelled resource land disposition	300

SASKATCHEWAN REGULATIONS 27/2004*The Saskatchewan Assistance Act*

Section 14

Order in Council 309/2004, dated May 18, 2004

(Filed May 19, 2004)

Title

1 These regulations may be cited as *The Employment Supplement Amendment Regulations, 2004*.

R.R.S. c.S-8 Reg 3, section 32 amended

2(1) Section 32 of *The Employment Supplement Regulations* is amended in the manner set forth in this section.

(2) The description of the amount B¹⁸ in subsection (2) is repealed and the following substituted:

“B¹⁸ does not exceed:

- (a) \$193.75 in the case of an eligible family unit with one child;
- (b) \$232.50 in the case of an eligible family unit with two children;
- (c) \$271.25 in the case of an eligible family unit with three children;
- (d) \$310.00 in the case of an eligible family unit with four children; and
- (e) \$348.75 in the case of an eligible family unit with five or more children”.

(3) Subsection (3) is amended by striking out the formula and substituting the following:

“R¹⁸ = 0.20 x (F - \$1,200)”.

(4) The description of the amount B¹³ in subsection (4) is repealed and the following substituted:

“B¹³ does not exceed:

- (a) \$48.43 in the case of an eligible family unit with one child under the age of 13;
- (b) \$58.12 in the case of an eligible family unit with two children under the age of 13;
- (c) \$67.81 in the case of an eligible family unit with three children under the age of 13;
- (d) \$77.50 in the case of an eligible family unit with four children under the age of 13; and
- (e) \$87.18 in the case of an eligible family unit with five or more children under the age of 13”.

(5) Subsection (5) is amended by striking out the formula and substituting the following:

“R¹³ = 0.05 x (F - \$1,200)”.

Coming into force

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

SASKATCHEWAN REGULATIONS 28/2004*The Highway Traffic Act*

Section 108

Order in Council 310/2004, dated May 18, 2004

(Filed May 19, 2004)

Title

1 These regulations may be cited as *The Driver and Vehicle Registration Fee Amendment Regulations, 2004*.

R.R.S. c.H-3.1 Reg 1 amended

2 *The Driver and Vehicle Registration Fee Regulations, 1987* are amended in the manner set forth in these regulations.

Section 3 amended

3 Subclause 3(c)(ii) is repealed and the following substituted:

“(ii) the registration fee, in the case of a vehicle other than one described in subclause (i), is \$68”.

Section 9 amended

4 Clauses 9(c) and (d) are repealed and the following substituted:

“(c) the applicant is an applicant other than one described in clauses (a), (b) or (b.1), the registration fee is one-half of the fee determined in accordance with Table 6.1, in the case of a vehicle:

- (i) that operates at a gross vehicle weight exceeding 5 000 kilograms;
- (ii) on which machinery or equipment is permanently mounted; and
- (iii) that is not used for the conveyance of goods, wares, merchandise or other commodities; or

“(d) the vehicle is a vehicle other than one described in clauses (a) to (c):

- (i) the registration fee, in the case of a vehicle that operates at a gross vehicle weight exceeding 5 000 kilograms, is the fee determined in accordance with Table 6.1;
- (ii) the registration fee, in the case of a vehicle other than one described in subclause (i), is \$68”.

Section 10 amended

5 Subclause 10(c)(ii) is repealed and the following substituted:

“(ii) the registration fee, in the case of a vehicle other than one described in subclause (i), is \$68”.

Section 12 amended

6 Subclause 12(1)(b)(ii) is repealed and the following substituted:

“(ii) the registration fee, in the case of a vehicle other than one described in subclause (i), is \$68”.

Section 13 amended**7 Section 13 is amended:****(a) by repealing clause (b) and substituting the following:**

“(b) in the case of an industrial-tracked vehicle, is \$50”;

(b) by repealing clause (c.1); and**(c) by repealing clause (d) and substituting the following:**

“(d) in the case of a vehicle other than one described in clause (a), (b) or (c), is \$68”.

Appendix amended**8(1) Table 1 of the Appendix is repealed and the following substituted:****“TABLE 1***[Sections 3 and 10]***CLASS A AND CLASS D**

<i>Weight in Kilograms</i>	<i>Registration Fees (\$)</i>
5 001 – 6 000	148
6 001 – 7 000	195
7 001 – 8 000	248
8 001 – 9 000	301
9 001 – 10 000	354
10 001 – 11 000	377
11 001 – 12 000	386
12 001 – 13 000	396
13 001 – 14 000	406
14 001 – 15 000	655
15 001 – 16 000	672
16 001 – 17 000	690
17 001 – 18 000	708
18 001 – 19 000	926
19 001 – 20 000	951
20 001 – 21 000	978
21 001 – 22 000	1,004
22 001 – 23 000	1,197
23 001 – 24 000	1,268
24 001 – 25 000	1,279
25 001 – 26 000	1,290
26 001 – 27 000	1,469
27 001 – 28 000	1,487
28 001 – 29 000	1,500
29 001 – 30 000	1,593
30 001 – 31 000	1,823

31 001 – 32 000	1,833
32 001 – 33 000	1,844
33 001 – 34 000	1,854
34 001 – 35 000	2,072
35 001 – 36 000	2,138
36 001 – 37 000	2,204
37 001 – 38 000	2,271
38 001 – 39 000	2,340
39 001 – 40 000	2,378
40 001 – 41 000	2,380
41 001 – 42 000	2,382
42 001 – 43 000	2,436
43 001 – 44 000	2,438
44 001 – 45 000	2,440
45 001 – 46 000	2,442
46 001 – 47 000	2,495
47 001 – 48 000	2,543
48 001 – 49 000	2,648
49 001 – 50 000	3,067
50 001 – 51 000	3,143
51 001 – 52 000	3,218
52 001 – 53 000	3,294
53 001 – 54 000	3,333
54 001 – 55 000	3,468
55 001 – 56 000	3,560
56 001 – 57 000	3,633
57 001 – 58 000	3,687
58 001 – 59 000	3,747
59 001 – 60 000	3,823
60 001 – 61 000	3,905
61 001 – 62 000	3,994
62 001 – 62 500	4,041”.

(2) Tables 2 and 4 of the Appendix are repealed.

(3) Tables 6 and 7 of the Appendix are repealed and the following substituted:

“TABLE 6
[Sections 9 and 13]
CLASS PV

<i>Registration Weight in Kilograms</i>	<i>Fees (\$)</i>
5 001 – 6 000	112
6 001 – 7 000	130
7 001 – 8 000	148
8 001 – 9 000	166
9 001 – 10 000	183
10 001 – 11 000	188
11 001 – 12 000	193
12 001 – 13 000	200
13 001 – 14 000	206
14 001 – 15 000	258
15 001 – 16 000	271
16 001 – 17 000	284
17 001 – 18 000	295
18 001 – 19 000	332
19 001 – 20 000	349
20 001 – 21 000	365
21 001 – 22 000	383
22 001 – 23 000	389
23 001 – 24 000	394
24 001 – 25 000	399
25 001 – 26 000	405
26 001 – 27 000	479
27 001 – 28 000	497
28 001 – 29 000	516
29 001 – 30 000	534
30 001 – 31 000	539
31 001 – 32 000	543
32 001 – 33 000	548
33 001 – 34 000	553
34 001 – 35 000	847
35 001 – 36 000	889
36 001 – 37 000	931
37 001 – 38 000	973
38 001 – 39 000	1,043
39 001 – 40 000	1,080
40 001 – 41 000	1,166

41 001 — 42 000	1,176
42 001 — 43 000	1,364
43 001 — 44 000	1,388
44 001 — 45 000	1,412
45 001 — 46 000	1,436
46 001 — 47 000	1,680
47 001 — 48 000	1,706
48 001 — 49 000	1,733
49 001 — 50 000	1,947
50 001 — 51 000	2,028
51 001 — 52 000	2,108
52 001 — 53 000	2,189
53 001 — 54 000	2,271
54 001 — 55 000	2,413
55 001 — 56 000	2,498
56 001 — 57 000	2,571
57 001 — 58 000	2,625
58 001 — 59 000	2,686
59 001 — 60 000	2,762
60 001 — 61 000	2,843
61 001 — 62 000	2,933
62 001 — 62 500	2,980

“TABLE 6.1
[Section 9]
CLASS C

Registration

Weight in Kilograms

Fees (\$)

5 001 — 6 000	132
6 001 — 7 000	149
7 001 — 8 000	172
8 001 — 9 000	198
9 001 — 10 000	233
10 001 — 11 000	244
11 001 — 12 000	251
12 001 — 13 000	260
13 001 — 14 000	268
14 001 — 15 000	335
15 001 — 16 000	352
16 001 — 17 000	369
17 001 — 18 000	384
18 001 — 19 000	432
19 001 — 20 000	454
20 001 — 21 000	475
21 001 — 22 000	498
22 001 — 23 000	506
23 001 — 24 000	512
24 001 — 25 000	519
25 001 — 26 000	527

26 001 – 27 000	623
27 001 – 28 000	646
28 001 – 29 000	671
29 001 – 30 000	694
30 001 – 31 000	701
31 001 – 32 000	706
32 001 – 33 000	712
33 001 – 34 000	719
34 001 – 35 000	1,101
35 001 – 36 000	1,156
36 001 – 37 000	1,210
37 001 – 38 000	1,265
38 001 – 39 000	1,356
39 001 – 40 000	1,404
40 001 – 41 000	1,516
41 001 – 42 000	1,529
42 001 – 43 000	1,773
43 001 – 44 000	1,804
44 001 – 45 000	1,836
45 001 – 46 000	1,867
46 001 – 47 000	2,184
47 001 – 48 000	2,218
48 001 – 49 000	2,253
49 001 – 50 000	2,350
50 001 – 51 000	2,449
51 001 – 52 000	2,552
52 001 – 53 000	2,663
53 001 – 54 000	2,719
54 001 – 55 000	2,719
55 001 – 56 000	2,719
56 001 – 57 000	2,719
57 001 – 58 000	2,719
58 001 – 59 000	2,719
59 001 – 60 000	2,719
60 001 – 61 000	2,758
61 001 – 62 000	2,873
62 001 – 62 500	2,932”.

Coming into force

9(1) Subject to subsection (2), these regulations come into force on July 1, 2004.

(2) If these regulations are filed with the Registrar of Regulations after July 1, 2004, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 29/2004*The Securities Act, 1988*

Section 154

Commission Order dated May 7, 2004

(Filed May 20, 2004)

Title

1 These regulations may be cited as *The Securities Commission (Adoption of National Instruments) Amendment Regulations, 2004 (No. 4)*.

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

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

Part XXII amended

3(1) Part XXII is amended in the manner set forth in this section.

(2) Section 1.1 is amended by repealing the definition of “market integrator”.

(3) The following section is added after section 11 of Part 6:

“6.12 Access Requirements – An ATS shall:

- (a) establish written standards for granting access to trading on it;
- (b) not unreasonably prohibit, condition or limit access by a person or company to services offered by it; and
- (c) keep records of:
 - (i) each grant of access, including, for each subscriber, the reasons for granting access to an applicant; and
 - (ii) each denial or limitation of access, including the reasons for denying or limiting access to an applicant”.

(4) Parts 7 and 8 are repealed and the following substituted:

**“PART 7 INFORMATION TRANSPARENCY REQUIREMENTS FOR
MARKETPLACES DEALING IN EXCHANGE-TRADED SECURITIES
AND FOREIGN EXCHANGE-TRADED SECURITIES**

7.1 Pre-Trade Information Transparency – Exchange-Traded Securities

(1) A marketplace that displays orders of exchange-traded securities to a person or company shall provide accurate and timely information regarding orders for the exchange-traded securities displayed on the marketplace to an information processor as required by the information processor or, if there is no information processor, to an information vendor that meets the standards set by a regulation services provider.

(2) Subsection (1) does not apply if the marketplace only displays orders to its employees or to persons or companies retained by the marketplace to assist in the operation of the marketplace.

7.2 Post-Trade Information Transparency – Exchange-Traded Securities – A marketplace shall provide accurate and timely information regarding orders for exchange-traded securities executed on the marketplace to an information processor as required by the information processor or, if there is no information processor, to an information vendor that meets the standards set by a regulation services provider.

7.3 Pre-Trade Information Transparency – Foreign Exchange-Traded Securities

(1) A marketplace that displays orders of foreign exchange-traded securities to a person or company shall provide accurate and timely information regarding orders for the foreign exchange-traded securities displayed on the marketplace to an information vendor.

(2) Subsection (1) does not apply if the marketplace only displays orders to its employees or to persons or companies retained by the marketplace to assist in the operation of the marketplace.

7.4 Post-trade Information Transparency – Foreign Exchange-Traded Securities – A marketplace shall provide accurate and timely information regarding orders for foreign exchange-traded securities executed on the marketplace to an information vendor.

7.5 Exemption for Options – This Part does not apply to exchange-traded securities that are options, or foreign exchange-traded securities that are options, until January 1, 2007.

“PART 8 INFORMATION TRANSPARENCY REQUIREMENTS FOR MARKETPLACES DEALING IN UNLISTED DEBT SECURITIES, INTER-DEALER BOND BROKERS AND DEALERS

8.1 Pre-Trade and Post-Trade Information Transparency Requirements – Government Debt Securities

(1) A marketplace that displays orders of government debt securities to a person or company shall provide to an information processor accurate and timely information regarding orders for government debt securities displayed on the marketplace as required by the information processor.

(2) Subsection (1) does not apply if the marketplace only displays orders to its employees or to persons or companies retained by the marketplace to assist in the operation of the marketplace.

(3) A marketplace shall provide to an information processor accurate and timely information regarding details of trades of government debt securities executed on the marketplace as required by the information processor.

(4) An inter-dealer bond broker shall provide to an information processor accurate and timely information regarding orders for government debt securities executed through the inter-dealer bond broker as required by the information processor.

(5) An inter-dealer bond broker shall provide to an information processor accurate and timely information regarding details of trades of government debt securities executed through the inter-dealer bond broker as required by the information processor.

8.2 Pre-Trade and Post-Trade Information Transparency Requirements – Corporate Debt Securities

(1) A marketplace that displays orders of corporate debt securities to a person or company shall provide to an information processor accurate and timely information regarding orders for corporate debt securities displayed on the marketplace as required by the information processor.

(2) Subsection (1) does not apply if the marketplace only displays orders to its employees or to persons or companies retained by the marketplace to assist in the operation of the marketplace.

(3) A marketplace shall provide to an information processor accurate and timely information regarding details of trades of corporate debt securities executed on the marketplace as required by the information processor.

(4) An inter-dealer bond broker shall provide to an information processor accurate and timely information regarding details of trades of corporate debt securities executed through the inter-dealer bond broker as required by the information processor.

(5) A dealer executing trades of corporate debt securities outside of a marketplace shall provide to an information processor accurate and timely information regarding details of trades of corporate debt securities traded by or through the dealer as required by the information processor.

8.3 Consolidated Feed - Unlisted Debt Securities – An information processor shall produce a consolidated feed in real-time showing the information provided to the information processor under sections 8.1 and 8.2.

8.4 Compliance with Requirements of an Information Processor – A marketplace, inter-dealer bond broker or dealer that is subject to this Part shall comply with the reasonable requirements of the information processor to which it is required to provide information under this Part.

8.5 Exemption for Government Debt Securities – Section 8.1 does not apply until January 1, 2007”.

(5) Part 9 is repealed.

(6) Sections 10.1 and 10.2 are repealed and the following substituted:

“10.1 Disclosure of Transaction Fees by Marketplaces – A marketplace shall make its schedule of transaction fees publicly available”.

(7) Part 11 is amended:

(a) in paragraph 11.2(1)(c):

(i) by repealing subparagraph (xii);

(ii) by adding “and” after subparagraph (xv);

(iii) by repealing subparagraph (xvi); and

(iv) by repealing subparagraph (xviii);

- (b) in subparagraph 11.2(1)(d)(viii) by striking out “the market integrator or any other marketplace” and substituting “an information vendor or a marketplace”; and
- (c) in paragraph 11.3(1)(b) by adding “or 6.11” after “section 5.1”.
- (8) Form 21-101F1 is amended by striking out the following:
- “☐ THE FILER CONSENTS TO HAVING THE INFORMATION ON THIS FORM AND ATTACHED EXHIBITS PUBLICLY AVAILABLE”.
- (9) Form 21-101F2 is amended by striking out the following:
- “☐ THE FILER CONSENTS TO HAVING THE INFORMATION ON THIS FORM AND ATTACHED EXHIBITS PUBLICLY AVAILABLE”.
- (10) Form 21-101F3 is amended by striking out the following:
- “☐ THE FILER CONSENTS TO HAVING THE INFORMATION ON THIS FORM AND ATTACHED EXHIBITS PUBLICLY AVAILABLE”.
- (11) Form 21-101F4 is amended by striking out the following:
- “☐ THE FILER CONSENTS TO HAVING THE INFORMATION ON THIS FORM AND ATTACHED EXHIBITS PUBLICLY AVAILABLE”.
- (12) Form 21-101F5 is amended by striking out the following:
- “☐ THE FILER CONSENTS TO HAVING THE INFORMATION ON THIS FORM AND ATTACHED EXHIBITS PUBLICLY AVAILABLE”.
- (13) Form 21-101F6 is amended by striking out the following:
- “☐ THE FILER CONSENTS TO HAVING THE INFORMATION ON THIS FORM AND ATTACHED EXHIBITS PUBLICLY AVAILABLE”.

Part XXIII amended

- 4(1) Part XXIII is amended in the manner set forth in this section.
- (2) Section 2.1 is amended by striking out “the rules, policies and other similar instruments” and substituting “similar requirements”.
- (3) Part 8 is amended:
- (a) in paragraph 8.4(c) by adding “in its capacity as a regulation services provider” after “directions made by the regulation services provider”; and
- (b) repealing section 8.5.
- (4) Subsection 9.3(2) is repealed.
- (5) Section 10.3 is repealed.
- (6) Subsection 11.2(1) is amended:
- (a) by striking out “and” after paragraph (p);

(b) by adding “and” after paragraph (q); and

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

“(r) an insider marker”.

(7) Subsections 11.2(5) and (6) are repealed and the following substituted:

“(5) **Transmittal of Order Information** – A dealer and inter-dealer bond broker shall transmit to a securities regulatory authority or a regulation services provider the information required by the securities regulatory authority or the regulation services provider in the format and at the time required by the securities regulatory authority or the regulation services provider.

“(6) **Electronic Form** – The record kept by the dealer or inter-dealer bond broker under subsections (1) through (4) and the transmission of information to a securities regulatory authority or a regulation services provider under subsection (5) shall be in electronic form by the earlier of January 1, 2007 and the date on which a self-regulatory entity or a regulation services provider implements a rule, policy or other similar instrument to which the dealer or inter-dealer bond broker is subject that requires the maintenance of the record and the transmission of the record in electronic form”.

Coming into force

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

