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## PART II/PARTIE II

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**REVISED REGULATIONS OF SASKATCHEWAN**

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**CHAPTER F-8.001 REG 28***The Farm Financial Stability Act*

Sections 22, 24, 33 and 84

Order in Council 61/2005, dated February 2, 2005

(Filed February 3, 2005)

**Title**

1 These regulations may be cited as *The Ruminant (Non-bovine) Industry Transitional Program Regulations*.

**Interpretation**

2 In these regulations:

- (a) **“account”** means the account as defined in *The Canada Saskatchewan BSE Recovery Program Regulations, 2003 (No. 2)*;
- (b) **“Act”** means *The Farm Financial Stability Act*;
- (c) **“applicant”** means a livestock producer who applies for a program payment;
- (d) **“application”** means an application for a program payment;
- (e) **“breeder association”** means a breeder association as defined in *The Sheep Breeder Associations Loan Guarantee Regulations*;
- (f) **“eligible livestock”** means any of the following:
  - (i) ewes of the genus species *Ovis aries* over 12 months of age or that have lambed (sheep);
  - (ii) bulls, cull bulls, heifers, or cows of the genus species *Bison bison* over 30 months of age or cows that have calved (bison);
  - (iii) does of the genus species *Capra hircus* over 12 months of age or that have kidded (goats);
  - (iv) elk of the genus species *Cervus elaphus nelsoni*, *Cervus elaphus roosevelti*, *Cervus elaphus manitobensis*, *Cervus elaphus nannodes* or any crosses between these subspecies that are over 24 months of age or females that have calved;
  - (v) mule deer of the genus species *Odocoileus hemionus* that are over 24 months of age or females that have fawned;
  - (vi) white-tailed deer of the genus species *Odocoileus virginianus* that are over 24 months of age or females that have fawned;
  - (vii) fallow deer of the genus species *Dama dama* that are over 24 months of age or females that have fawned;
  - (viii) caribou and reindeer of the genus species *Rangifer tarandus* that are over 24 months of age or females that have fawned;

- (g) **“feeder association”** means:
- (i) a feeder association as defined in *The Bison Feeder Associations Loan Guarantee Regulations*; or
  - (ii) a feeder association as defined in *The Sheep Feeder Associations Loan Guarantee Regulations*;
- (h) **“Indian band”** means a band as defined in the *Indian Act* (Canada) and includes the council of a band;
- (i) **“livestock producer”** means:
- (i) an individual who is:
    - (A) a Saskatchewan resident;
    - (B) 18 years of age or older; and
    - (C) as of September 1, 2004, the operator of eligible livestock that are the subject of an application; or
  - (ii) a corporation, co-operative, partnership, communal organization or Indian band that is:
    - (A) a Saskatchewan resident; and
    - (B) as of September 1, 2004, the operator of eligible livestock that are the subject of an application;
- (j) **“operator of eligible livestock”** means:
- (i) the owner, as of September 1, 2004, of eligible livestock; or
  - (ii) a member of a feeder association or breeder association;
- (k) **“program”** means the Other Ruminant Industry Transitional Program;
- (l) **“program payment”** means a payment pursuant to the Other Ruminant Industry Transitional Program;
- (m) **“review committee”** means any review committee established by the minister pursuant to *The Government Organization Act* for the purposes of these regulations;
- (n) **“Saskatchewan resident”** means:
- (i) an individual who is a Canadian resident who:
    - (A) filed an income tax return respecting farm income in Saskatchewan in the year preceding the year for which an application is made; or
    - (B) filed or will file an income tax return respecting farm income in Saskatchewan for the year for which an application is made;
  - (ii) an Indian band whose reserve lands are in Saskatchewan; or

- (iii) a corporation, communal organization, partnership or co-operative:
  - (A) that is registered to carry on business in Saskatchewan; and
  - (B) that:
    - (I) filed an income tax return respecting farm income in Saskatchewan in the year preceding the year for which an application is made; or
    - (II) filed or will file an income tax return respecting farm income in Saskatchewan for the year for which an application is made.

**Program established**

3(1) The Other Ruminant Industry Transitional Program is established.

(2) The purpose of the program is to provide financial assistance to livestock producers to relieve financial hardship during the period that the market for eligible livestock remains disrupted by the closure of the Canada/United States border to eligible livestock exports.

**Account**

4(1) The Minister of Finance is authorized to deposit into the account:

- (a) all contributions from the Government of Canada that are directed to the account for the purposes of the program pursuant to an agreement made pursuant to subsection 22(2) of the Act; and
- (b) from moneys appropriated by the Legislature, all contributions of the Government of Saskatchewan to the program pursuant to an agreement made pursuant to subsection 22(2) of the Act.

(2) The account includes:

- (a) all contributions mentioned in subsection (1);
- (b) all other moneys appropriated by the Legislature for the purposes of the program; and
- (c) all other moneys received in the account for the purposes of the program.

(3) All program payments are to be paid from the account.

(4) Notwithstanding subsection 4(5) in *The Canada Saskatchewan BSE Recovery Program Regulations, 2003 (No.2)*, any surplus remaining in the account when the assistance program, incentive program, set-aside program, the fed livestock competitive market adjustment program, the fed cattle set-aside program, the feeder calf set-aside program, the cull animal program and the program are completed is to be returned to the Government of Canada and the Government of Saskatchewan in proportion to each government's contribution to the account.

**Minister to administer program**

5(1) The minister shall administer the program.

(2) For the purpose of administering the program, the minister may:

- (a) exercise the powers given to the minister pursuant to the Act; and
- (b) do any other thing that the minister considers necessary to administer the program.

(3) Without limiting the generality of subsection (2), for the purpose of administering the program, the minister may:

- (a) police and audit compliance with the program;
- (b) enter into any agreement with any person, agency, organization, association, institution or body that the minister considers advisable;
- (c) execute any bills of exchange, promissory notes and other negotiable or transferable instruments;
- (d) undertake research, conduct studies and provide information to agricultural producers in relation to:
  - (i) eligible livestock; or
  - (ii) the program;
- (e) use any moneys received in the account to:
  - (i) pay for the administration of the program; and
  - (ii) make program payments to livestock producers;
- (f) invest any moneys in the account that are not presently required for the purposes of the program in any investments that are authorized pursuant to *The Financial Administration Act, 1993* as investments for the general revenue fund; and
- (g) dispose of any investment made pursuant to clause (f), subject to the terms of the investment, in any manner, on any terms and in any amount that the minister considers advisable.

**Application**

**6(1)** Any person who wants to apply for a program payment must apply to the minister by completing an application form supplied by the minister.

- (2) On an application form, the applicant must:
- (a) specify the species and number of the eligible livestock with respect to which the application is made;
  - (b) confirm that the applicant, as of September 1, 2004, was the operator of eligible livestock with respect to which the application is made;
  - (c) specify the location where the applicant's eligible livestock are fed;
  - (d) provide any evidence that the minister may require to determine, to the satisfaction of the minister, that the livestock with respect to which the application is made are eligible livestock;
  - (e) declare that no other application for a program payment has been made or is to be made for the eligible livestock that are the subject of the application pursuant to any other, similar program offered by the Government of Saskatchewan or by the government of any other province or territory of Canada that provides assistance with respect to eligible livestock; and
  - (f) provide the minister with any additional information that the minister may require to determine the applicant's eligibility for a program payment or the amount of the applicant's program payment.

(3) An applicant who is an individual must provide his or her date of birth and social insurance number for the purpose of verifying the applicant's residency, age and compliance with these regulations.

(4) If the applicant is a corporation, co-operative, partnership, communal organization or Indian band, the applicant on its application form must provide:

- (a) the names of its shareholders, partners or members; and
- (b) evidence respecting the shareholders, partners or members that the minister may require to determine the eligibility of the applicant for a program payment.

**Deadline**

7(1) Subject to subsection (2), an application must be received by the minister on or before March 31, 2005 or, in the case of an application that is mailed, be postmarked on or before March 31, 2005.

(2) The minister may consider an application received or postmarked after March 31, 2005 if:

- (a) the minister is satisfied that extenuating circumstances exist making it unreasonable or impossible for the application to have been received or postmarked on or before March 31, 2005; or
- (b) a review committee has been established, the review committee determines that extenuating circumstances exist and recommends to the minister that the application be considered.

**Approval of application**

8(1) If the minister is satisfied that an applicant meets the eligibility requirements set out in these regulations and has complied with these regulations, the minister may approve a program payment to the applicant.

(2) Not more than one program payment is payable with respect to the same eligible livestock.

(3) An applicant is not entitled to receive any program payment with respect to eligible livestock that are the subject of an application if the applicant has applied for or received any payment with respect to the eligible livestock pursuant to any other, similar government program offered by the Government of Saskatchewan or by the government of any other province or territory of Canada that provides assistance with respect to eligible livestock.

**Amount and terms of program payment**

9(1) The amount of an applicant's approved program payment is the amount PP calculated in accordance with the following formula:

$$PP = EL \times 0.80 \times A$$

where:

EL is the number of eligible livestock; and

A is the relevant amount mentioned in subsection (2).

- (2) The following amounts apply for eligible livestock:
  - (a) with respect to bison, \$40;
  - (b) with respect to elk, \$20;
  - (c) with respect to ewes and does, \$8;
  - (d) with respect to mule deer, white-tailed deer, fallow deer, reindeer and caribou, \$10.
- (3) The minimum program payment for any type of eligible livestock that an applicant may apply for is \$20.
- (4) No transfer or assignment of a program payment is valid.

**Termination if moneys fully utilized**

- 10(1)** If the minister determines that moneys in the account have been fully utilized, the minister may refuse to approve any application and the applicant is not eligible to receive any program payment with respect to that application.
- (2) If the minister makes a determination pursuant to subsection (1), the minister may cause the effective date of the determination:
  - (a) to be posted on the Internet website of the department over which the minister presides; and
  - (b) to be made public in any other manner that the minister considers appropriate.
- (3) The effective date of the determination may be an earlier date than the date on which the minister makes public the effective date of the determination.
- (4) The program is terminated on the effective date of the determination as made public by the minister.

**Conditions of participating in program**

- 11(1)** As a condition of participating in the program and receiving a program payment, an applicant shall:
  - (a) grant access, at any reasonable time, to land on which the applicant conducts his, her or its livestock operations to any persons designated by the minister to verify:
    - (i) information required to substantiate the applicant's eligibility;
    - (ii) the amount of a program payment that may be paid to the applicant; or
    - (iii) the applicant's compliance with these regulations;
  - (b) consent to the release by any other person, agency, organization, association, institution or body of information to the minister respecting the applicant's livestock operations;
  - (c) consent to the minister sharing any information provided by the applicant and any information respecting any program payment paid to the applicant with any other person, agency, organization, association, institution or body; and



- (d) provide to the minister, on the minister's request and within the period set by the minister, the applicant's income tax records for one or more years, or any other information that the minister may require, to verify:
  - (i) the applicant's eligibility;
  - (ii) the amount of a program payment that may be paid to the applicant; or
  - (iii) the applicant's compliance with these regulations.
- (2) No applicant shall fail to comply with any condition set out in subsection (1).
- (3) No person shall supply any false or misleading information to the minister on any application or in response to any request for information from the minister.

**Reconsideration**

**12(1)** Within 90 days after an applicant receives written notice of the minister's decision with respect to his or her application for a program payment, the applicant may:

- (a) request, in writing, that the minister reconsider the decision; and
  - (b) along with the written request mentioned in clause (a), provide the minister with any further information that the applicant considers relevant with respect to the application.
- (2) If a review committee has been established, the minister may refer any request pursuant to subsection (1) to the review committee for a recommendation as to whether the minister's initial decision was made in accordance with these regulations.
- (3) On receipt of a request pursuant to subsection (1) and after considering any recommendation of the review committee made pursuant to subsection (2), the minister shall:
- (a) reconsider the minister's initial decision;
  - (b) confirm, reverse or vary that decision; and
  - (c) notify the applicant in writing of the reconsideration.
- (4) The minister's decision pursuant to subsection (3) is final.
- (5) Nothing in these regulations entitles an applicant to a hearing before the minister or the review committee.

**Overpayment**

**13(1)** The minister may declare all or any program payments made to an applicant to be an overpayment if, in the minister's opinion:

- (a) the applicant has knowingly made a false or misleading statement with respect to a material fact on any form or in any information or document provided to the minister pursuant to these regulations;
- (b) the applicant has omitted to make a statement or to provide any information or document that results in a statement with respect to a material fact being misleading; or
- (c) the applicant has failed to comply with these regulations.

(2) If the minister declares a program payment to be an overpayment, the amount of the overpayment is deemed to be a debt due and owing to the Crown in right of Saskatchewan and may be recovered from the applicant in any manner authorized pursuant to *The Financial Administration Act, 1993* or in any other manner authorized by law.

**Coming into force**

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

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**CHAPTER F-19.1 REG 5**

*The Forest Resources Management Act*

Section 99

Order in Council 56/2005, dated February 2, 2005

(Filed February 3, 2005)

PART I

**Introductory Matters**

**Title**

1 These regulations may be cited as *The Dutch Elm Disease Regulations, 2005*.

**Interpretation**

2 In these regulations:

- (a) “**Act**” means *The Forest Resources Management Act*;
- (b) “**authorization**” means a valid written authorization issued by an inspector pursuant to section 14;
- (c) “**designated lands**” means lands designated pursuant to clause 3(1)(c);
- (d) “**Dutch elm disease**” means the plant disease caused by the existence in an elm tree of the fungus *Ophiostoma ulmi*, also known as *Ceratocystis ulmi* or *Ophiostoma novo-ulmi*;
- (e) “**elm bark beetle**” means:
  - (i) the Native elm bark beetle *Hylurgopinus rufipes*;
  - (ii) the European elm bark beetle *Scolytus multistriatus*; or
  - (iii) the Banded elm bark beetle *Scolytus shevyrewi*;
- (f) “**elm tree**” means any tree or part of a tree, living or dead, of the *Ulmus* genus and its cultivars, including the American, Siberian and Japanese elm trees, and includes any elm tree in the form of fuel wood, nursery stock, lumber, woodchips, logs, branches or bark;
- (g) “**elm tree disposal site**” means:
  - (i) a waste disposal ground; or
  - (ii) any other site that the department and one or more municipalities have determined to be suitable for the disposal of elm trees;

- (h) **“form”** means a form set out in Part I of the Appendix;
- (i) **“infected elm tree”** means an elm tree that:
  - (i) has tested positive for Dutch elm disease at:
    - (A) a laboratory designated pursuant to section 4; or
    - (B) any other laboratory approved by the minister; or
  - (ii) in the opinion of the minister or of an officer or inspector, is infected, may be infected or is likely to be infected with Dutch elm disease;
- (j) **“market”**, with respect to an elm tree, means to offer for sale, buy, sell, barter, deal, exchange, solicit or trade elm trees;
- (k) **“prune”**, with respect to an elm tree, means to cut away branch material that is living or dead to enhance the elm tree’s growth, vigour or form, but does not include root pruning;
- (l) **“pruning ban period”** means the period commencing on April 1 of any year and ending on August 31 of the same year;
- (m) **“remove”**, except in section 17, means to remove the trunk and all other parts of a tree that are above the stump;
- (n) **“root prune”** means to cut the roots of a tree to minimize root grafts between trees;
- (o) **“shear”** means to prune, for the purpose of maintaining a hedge, branches that are:
  - (i) less than one centimetre in diameter; and
  - (ii) the result of the current year’s tree growth;
- (p) **“stump”** means all parts of a tree, including roots, that are exposed above ground level after the tree has otherwise been removed;
- (q) **“table”** means a table set out in Part II of the Appendix;
- (r) **“transport”**, with respect to an elm tree, means to transport an elm tree within Saskatchewan or into Saskatchewan;
- (s) **“use”**, with respect to an elm tree, means any step taken to prepare an elm tree for use, including the sawing, peeling, chipping, preserving, cleaning, drying, extracting and packaging of elm products, but does not include removal or pruning;
- (t) **“waste disposal ground”** means a waste disposal ground operated or established by a municipality under a permit issued to that municipality pursuant to *The Municipal Refuse Management Regulations*.

**Application of regulations – designated disease, insect and lands**

3(1) Pursuant to section 63 of the Act:

- (a) Dutch elm disease is designated as a disease;
  - (b) the elm bark beetle is designated as an insect; and
  - (c) all lands in Saskatchewan that are located south of the 55th Parallel are designated as designated lands.
- (2) These regulations only apply with respect to designated lands.

**Designated laboratories**

4 The following laboratories are designated for the purposes of paragraph 2(i)(i)(A) of these regulations and subclause 85(a)(i) of the Act in relation to testing for Dutch elm disease:

- (a) the Crop Protection Laboratory of the Department of Agriculture, Food and Rural Revitalization for Saskatchewan, in Regina, Saskatchewan;
- (b) the Crop Diversification Centre South of the Department of Agriculture, Food and Rural Development for Alberta, in Brooks, Alberta;
- (c) any laboratory maintained by the Government of Canada, including:
  - (i) the Canadian Food Inspection Agency in Ottawa, Ontario;
  - (ii) the Pacific Forestry Centre in Victoria, British Columbia;
  - (iii) the Northern Forest Research Centre in Edmonton, Alberta;
  - (iv) the Great Lakes Forestry Centre in Sault Ste. Marie, Ontario; and
  - (v) the Atlantic Forest Research Centre in Fredericton, New Brunswick;
- (d) any laboratory maintained by a Canadian university.

**PART II****Pruning, Removing and Disposing of Elm Trees****No pruning during ban period, exceptions**

5(1) No person shall prune an elm tree during the pruning ban period unless:

- (a) the elm tree is damaged;
  - (b) the person has obtained an authorization to prune the elm tree;
  - (c) the person is an employee of or contracted by a municipality or Crown corporation who, in the course of his or her duties or responsibilities, considers it necessary to prune the elm tree to ensure human safety or to avoid damage to other property; or
  - (d) the elm tree is part of a hedge of elm trees that requires shearing.
- (2) If an elm tree is damaged, the person who owns, occupies or controls the designated lands on which the elm tree is located shall prune the damaged elm tree:
- (a) within 14 days after the damage occurs; or
  - (b) within any other period that the minister or an officer or inspector may order.
- (3) Nothing in subsection (1) prevents a person from removing an elm tree during the pruning ban period.

**No pruning infected elms trees, exceptions**

**6(1)** Notwithstanding section 5, no person shall, at any time, prune an elm tree that has been marked in accordance with clause 7(a) as being an infected elm tree, unless the person:

- (a) has obtained an authorization to prune the elm tree; or
- (b) is an employee of or contracted by a municipality or Crown corporation who, in the course of his or her duties or responsibilities, considers it necessary to prune the infected elm tree to ensure human safety or to avoid damage to other property.

(2) Nothing in subsection (1) prevents a person from removing an infected elm tree at any time.

**Identification of infected elm trees**

**7** If an elm tree has tested positive for Dutch elm disease in accordance with subclause 2(i)(i) or if, in the opinion of the minister or of an officer or inspector, an elm tree is infected, may be infected or is likely to be infected with Dutch elm disease, the minister or the officer or inspector:

- (a) shall place a clear mark on the infected elm tree so as to distinguish it from other elm trees in the area that are not infected; and
- (b) in accordance with subsection 63.2(1) of the Act, may order the person who owns, occupies or controls the designated lands on which the infected elm tree is located to remove and dispose of the infected elm tree.

**Removal of elm trees**

**8(1)** Unless otherwise directed by the minister or by an officer or inspector, a person who removes an elm tree shall remove and dispose of the elm tree:

- (a) in accordance with these regulations; and
- (b) in accordance with any order served on that person pursuant to section 7.

(2) Every person who removes an elm tree shall also:

- (a) remove the stump; or
- (b) treat the stump in a manner satisfactory to the minister or to an officer or inspector.

(3) If, in the opinion of the minister or of an officer or inspector, there is a danger of Dutch elm disease spreading through the roots of an infected elm tree to another elm tree, the minister or the officer or inspector may require that, in removing the infected elm tree, a person also root prune in and around the removal site.

**Disposal of elm trees**

**9(1)** Every person who prunes or removes an elm tree shall dispose of the elm tree by transporting it to the nearest elm tree disposal site for the municipality in which the elm tree is located during the next operating hours of the elm tree disposal site after the pruning or removal of the elm tree.

(2) Notwithstanding subsection (1) but subject to any other Act or law or to any licence, permit or approval issued pursuant to any Act or law, a person who prunes or removes an elm tree in a rural municipality or northern municipality may dispose of the elm tree on the land on which the elm tree is located:

- (a) by burning all bark from the elm tree; or
- (b) by burying the elm tree, including the bark, in an excavation that is deep enough to cover the elm tree with soil to a minimum depth of 25 centimetres and so that no part of the elm tree is exposed or subject to exposure by natural means.

**Disposal sites**

**10(1)** Subject to any Act or regulations or to any licence, permit or approval issued pursuant to any Act or regulations, every owner or operator of an elm tree disposal site shall:

- (a) dispose of any elm tree that is delivered to the elm tree disposal site by:
    - (i) burning all bark from the elm tree; or
    - (ii) burying the elm tree, including the bark, in an excavation that is deep enough to cover the elm tree with soil to a minimum depth of 25 centimetres and so that no part of the elm tree is exposed or subject to exposure by natural means; and
  - (b) carry out the disposal of the elm tree in accordance with clause (a):
    - (i) within any period specified by the minister or by an officer or inspector; or
    - (ii) if no period is specified in accordance with subclause (i), in a timely manner.
- (2) To ensure the proper disposal of elm trees, every municipality shall take reasonable steps to make the location of its elm tree disposal site known to the municipality's taxpayers.

**PART III**

**Carrying on Certain Activities Involving Elm Trees**

**DIVISION 1**

**Professional Pruners**

**Pruning qualifications**

**11(1)** On and after January 1, 2006, no individual shall prune elm trees for remuneration unless he or she:

- (a) holds a valid certificate, endorsement, licence or degree from a tree pruning course or program listed in Table 1;
- (b) holds a valid certificate from the minister certifying that the minister is satisfied that the individual holds valid qualifications from another jurisdiction that are equivalent to the qualifications mentioned in clause (a); or
- (c) is under the direct supervision of an individual who meets the qualifications set out in clause (a) or (b).

(2) Every individual who, in accordance with clause (1)(c), supervises another individual in the pruning of elm trees for remuneration must ensure that the individual being supervised complies with the Act and these regulations respecting the pruning, disposal, storage, marketing, use and transportation of elm trees.

## DIVISION 2

### Authorization Required to Carry on Certain Activities

#### When authorization required

**12(1)** Unless the person holds an authorization to do so, no person shall:

- (a) subject to section 5, prune an elm tree during the pruning ban period;
- (b) subject to section 6, prune an elm tree that has been marked in accordance with clause 7(a) as being an infected elm tree; or
- (c) subject to subsection (2), store, use, market or transport any elm tree for use as fuel wood or for any other purpose.

(2) A person is not required to hold an authorization to transport an elm tree or leaves from an elm tree to an elm tree disposal site for the municipality in which the elm tree is located.

(3) An authorization is deemed to be a licence within the meaning of clause 99(1)(z.5) of the Act.

#### Application for authorization

**13(1)** Every person who wishes to obtain an authorization for the purposes mentioned in section 12 must apply:

- (a) to a municipal inspector to prune during the pruning ban period or to prune an infected elm tree;
- (b) to a municipal inspector, if the intended storage, use or transporting is for non-commercial purposes; or
- (c) to the provincial inspector, if the intended storage, use, marketing or transporting is for commercial purposes.

(2) Every application for an authorization must be in Part 1 of Form A.

(3) An application pursuant to clause (1)(c) must be accompanied by the applicant's written statement of intended commercial activity respecting elm trees.

(4) If required by a municipal inspector, an application pursuant to clause (1)(a) or (b) must be accompanied by the applicant's written statement of intended activity respecting elm trees.

#### Issuance of authorization

**14(1)** On receipt of an application pursuant to section 13, the inspector may issue an authorization to the applicant for the purpose requested if the inspector is satisfied that:

- (a) the pruning, storage, use, marketing or transportation will not cause the spread of Dutch elm disease or increase the risk of spreading Dutch elm disease; and

- (b) subject to section 24 of the Act, any elm tree to be stored, used, marketed or transported:
  - (i) is live elm tree nursery stock;
  - (ii) has no bark remaining on it; or
  - (iii) has been mechanically dried to a moisture content of 18% or less.
- (2) Every authorization must:
  - (a) be in Part 2 of Form A;
  - (b) have an authorization number; and
  - (c) set out any terms and conditions applicable to the authorization that the inspector considers appropriate.
- (3) Every authorization expires on the earlier of:
  - (a) the expiration date specified on the authorization; and
  - (b) one year after the date on which the authorization is issued.

**Proper documents**

**15(1)** Every person who prunes an elm tree pursuant to an authorization or who stores, uses, markets or transports elm trees shall:

- (a) keep in his or her possession a copy of the authorization issued to him or her respecting that activity, for the term of the authorization; and
  - (b) if requested to do so by the minister or by an officer or inspector, immediately produce his or her copy of the authorization for examination.
- (2) The authorization's authorization number must be recorded on all documents respecting the pruning, storage, marketing, use or transportation of elm trees for which the authorization was issued, including all bills of lading and invoices.

**Suspension or cancellation of authorization**

**16(1)** Subject to subsection (2), an officer or an inspector may suspend or cancel an authorization, in whole or in part, if the officer or inspector believes, on reasonable grounds, that the person to whom the authorization was issued:

- (a) has failed to comply with any term or condition of the authorization;
- (b) has failed to provide any information required to be provided by these regulations;
- (c) is in contravention of:
  - (i) a provision of the Act respecting procedures and measures for the control of damage to trees by designated insects or diseases;
  - (ii) an order issued pursuant to a provision of the Act mentioned in subclause (i);
  - (iii) these regulations; or
  - (iv) an order issued pursuant to these regulations; or
- (d) made a false or misleading statement in any application, information or materials submitted pursuant to these regulations.



- (2) Subject to subsection (4), before an officer or inspector suspends or cancels an authorization pursuant to subsection (1), the officer or inspector shall:
- (a) serve on the person to whom the authorization was issued:
    - (i) written notice of the officer's or inspector's intention; and
    - (ii) the reasons for the proposed suspension or cancellation of the authorization; and
  - (b) give the person on whom notice was served pursuant to clause (a) an opportunity to make written representations to the officer or inspector, within 30 days after the notice mentioned in clause (a) is served, as to why the authorization should not be suspended or cancelled.
- (3) After receiving written representations pursuant to clause (2)(b) or if no written representations are received within the 30-day period mentioned in clause (2)(b), the officer or inspector shall issue a written decision and serve the decision on the person to whom notice was served pursuant to subsection (2).
- (4) If, in the opinion of an officer or inspector, it is in the public interest to immediately suspend or cancel an authorization, the officer or inspector may immediately suspend or cancel the authorization and, on the suspension or cancellation, shall:
- (a) serve on the person to whom the authorization was issued written notice of and the reasons for the suspension or cancellation; and
  - (b) give the person on whom notice was served pursuant to clause (a) an opportunity to request a reconsideration of the immediate suspension or cancellation.
- (5) An officer or inspector is not required to give an oral hearing to any person to whom a notice has been served pursuant to subsection (2) or (4).

#### PART IV General

##### Prohibition re seized items

**17** No person shall interfere with or remove any infected elm tree, equipment, vehicle or other article seized pursuant to the Act in relation to Dutch elm disease.

##### Service

**18(1)** Any notice, order, decision or other document required to be served by an officer or inspector 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, order, 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.

PART V  
**Transitional and Coming into Force**

**Transitional – authorizations**

**19** Notwithstanding the repeal of *The Dutch Elm Disease Control Regulations*, any authorization issued or granted pursuant to those regulations that was valid on the day before the coming into force of these regulations remains in force until its expiry date as if issued pursuant to these regulations and may be suspended, cancelled or otherwise dealt with pursuant to these regulations as if issued pursuant to these regulations.

**Coming into force**

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

**Appendix**

## PART I

**Forms**

## FORM A

[Sections 13 and 14]

**Application and Authorization under  
*The Dutch Elm Disease Regulations, 2005 (Saskatchewan)***

## PART 1

**Application to Prune, Store, Use, Market or Transport Elm Trees**

- Commercial purposes    or     Non-commercial purposes  
 Statement of intended activity attached

APPLICANT: Name: \_\_\_\_\_

Mailing address: \_\_\_\_\_

Telephone: \_\_\_\_\_

CORPORATION: Saskatchewan corporate registration number: \_\_\_\_\_

Name of corporate representative: \_\_\_\_\_

I, \_\_\_\_\_,

am applying for the following authorization(s) respecting elm trees pursuant to *The Dutch Elm Disease Regulations, 2005 (Saskatchewan)*:

- (a) to prune \_\_\_\_\_ of \_\_\_\_\_  
(quantity) (species)

elm tree(s) during the pruning ban period at the following location(s) \_\_\_\_\_;

- (b) to prune \_\_\_\_\_ of infected \_\_\_\_\_  
(quantity) (species and condition of elm tree)

elm tree(s) at the following location(s) \_\_\_\_\_;

(c) to store \_\_\_\_\_ / \_\_\_\_\_ of \_\_\_\_\_  
(quantity/unit) (species and condition of elm tree/products)

at the following location(s) \_\_\_\_\_ ;

(d) to use \_\_\_\_\_ / \_\_\_\_\_ of \_\_\_\_\_  
(quantity/unit) (species and condition of elm tree/products)

for the following purposes \_\_\_\_\_ ;

(e) to market \_\_\_\_\_ / \_\_\_\_\_ of \_\_\_\_\_  
(quantity/unit) (species and condition of elm tree/products)

at the following location(s) \_\_\_\_\_ ;

(f) to transport \_\_\_\_\_ / \_\_\_\_\_ of \_\_\_\_\_  
(quantity/unit) (species and condition of elm tree/products)

loading location(s) \_\_\_\_\_ ;

mode of transport \_\_\_\_\_ ;

purpose \_\_\_\_\_ ;

route \_\_\_\_\_ ;

stop-over location(s) \_\_\_\_\_ ;

delivery location(s) \_\_\_\_\_ ;

**Note:** The pruning, storage, use, marketing or transportation of elm trees must not cause the spread of Dutch elm disease or increase the risk of spreading Dutch elm disease. Any elm tree to be stored, used, marketed or transported must be live elm tree nursery stock, have no bark on it or have been mechanically dried to a moisture content equal to or less than 18%.

\_\_\_\_\_  
*(Signature of Applicant)*

\_\_\_\_\_  
*(date)*

**PART 2**  
**Authorization to Prune, Store, Use, Market or Transport Elm Trees**

Denied: \_\_\_\_\_  
(date)

Approved: Authorization #A \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  
(municipality name or number) (year) (number)

\_\_\_\_\_ is authorized to conduct the above-mentioned activities, subject to *The Forest Resources Management Act* (Saskatchewan), *The Dutch Elm Disease Regulations, 2005* (Saskatchewan), and the terms and conditions attached to this Authorization.

Issued at \_\_\_\_\_, Saskatchewan on \_\_\_\_\_, 20 \_\_\_\_\_.

Expiry Date: \_\_\_\_\_, 20 \_\_\_\_\_  Terms and Conditions attached

Inspector:  Provincial (commercial)

Municipal (non-commercial)

\_\_\_\_\_  
(name)

\_\_\_\_\_  
(Signature)

Licensee:

\_\_\_\_\_  
(name)

\_\_\_\_\_  
(Signature)

**PART II**  
**Tables**

TABLE 1  
[Section 11]

**Approved Professional Tree Pruning Courses and Programs**

Institute	Course or Program
International Society of Arboriculture, Prairie Chapter	Certified Arborist Program
Saskatchewan Institute of Applied Science and Technology (SIAST)	Tree Pruning Course – if course completed before July 2001, practical pruning upgrading through SIAST required
Saskatchewan Power Corporation (SaskPower)	Pruning/Dutch Elm Disease Awareness Training Program
University of Manitoba	Manitoba Arborists Training and Examination Program
Olds College, Alberta	– Ornamental Horticulture Major – Landscape Gardeners Apprenticeship Program – Utility Tree Worker Safety Training Course

**CHAPTER F-19.1 REG 6***The Provincial Lands Act*

Section 20

and

*The Forest Resources Management Act*

Section 99

Order in Council 58/2005, dated February 2, 2005

(Filed February 3, 2005)

**Title**

1 These regulations may be cited as *The Wild Rice Regulations, 2005*.

**Interpretation**

2 In these regulations:

- (a) “**applicable fee**” means any rate or fee imposed pursuant to section 16 for the use of any Crown resource land;
- (b) “**applicant**” means an applicant for a permit or licence or for an amendment to a permit or licence;
- (c) “**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*;
- (d) “**department**” means the department over which the minister presides;
- (e) “**licence**” means a licence issued pursuant to these regulations;
- (f) “**minister**” means the member of the Executive Council to whom for the time being the administration of these regulations is assigned;
- (g) “**N.S.A.D.**” means the Northern Saskatchewan Administration District continued pursuant to *The Northern Municipalities Act*;
- (h) “**permit**” means a permit issued pursuant to these regulations;
- (i) “**person**” means an individual, corporation or co-operative.

**Permit or licence required**

3 No person shall seed, grow or harvest wild rice on Crown resource land unless he or she holds a permit or licence to do so.

**Eligibility**

4(1) Any person who wishes to apply for a permit or licence to seed, grow or harvest wild rice on Crown resource land must be at least 18 years of age.

(2) No person is entitled to apply for a permit or licence to seed, grow or harvest wild rice on Crown resource land that is within the N.S.A.D. unless he or she has lived in the N.S.A.D. for a total of:

- (a) 15 years; or
- (b) half his or her lifetime;

whichever is less.

**Application**

5(1) A person applying for a permit or licence, or a person who wishes to have an amendment made to a permit or licence, must:

- (a) apply to the minister in the form required by the minister;
- (b) submit to the minister the appropriate fee; and
- (c) provide the minister with any additional information that the minister may require to consider the application.

(2) A holder of a permit may apply to the minister for a licence to seed, grow or harvest wild rice on the Crown resource land covered by the permit.

(3) If an applicant is a corporation or a co-operative, the applicant must provide evidence satisfactory to the minister that, as at the date of the application:

- (a) the registration of the corporation or co-operative pursuant to *The Business Corporations Act*, *The Co-operatives Act, 1996* or *The New Generation Co-operatives Act* is in good standing; and
- (b) every shareholder or member of the corporation or co-operative meets the eligibility requirements set out in section 4.

**Minister may issue or amend permit or licence**

6(1) On receipt of an application pursuant to section 5, the minister may issue a permit or licence to the applicant, or amend the applicant's permit or licence, if the minister is satisfied that it is appropriate to do so.

(2) Subject to *The Provincial Lands Act* and *The Forest Resources Management Act*, on the issuance or amendment of a permit or licence, the minister may attach any terms and conditions to the permit or licence that the minister considers appropriate in addition to the terms and conditions set out in section 10.

**Permits**

7(1) A permit entitles the permittee to seed, grow or harvest wild rice on the Crown resource land described in the permit.

(2) A permit is to be issued for a term beginning on November 1 in one year and ending on October 31 in the following year.

(3) A permit is not transferable or assignable except in exceptional circumstances at the discretion and with the approval of the minister.

**Licences**

8(1) A licence entitles the licensee to seed, grow or harvest wild rice on the Crown resource land described in the licence.

(2) A licence may be issued for a term not exceeding 10 years.

(3) With the approval of the minister, a licence is transferable and assignable.

**Maximum area**

9 The maximum area of Crown resource land that may be held pursuant to a permit or licence is:

- (a) in the case of an individual, 400 hectares; and
- (b) in the case of a corporation or co-operative, 400 hectares for each shareholder or member who does not hold a permit or licence in his or her individual capacity, to a maximum of 2 000 hectares.

**Terms and conditions**

10(1) It is a term of every permit and licence that neither the minister, the department nor any employee or officer of the Crown is liable for any damage to wild rice crops or operations caused by:

- (a) wildlife or waterfowl or other natural phenomena, including water fluctuation; or
- (b) water fluctuation due to an artificial structure that was in existence before the permit or licence was issued.

(2) Every permittee or licensee shall:

(a) provide and maintain shoreline identification of the boundaries of the area covered by the licence or permit and between that area and the area of another licensee or permittee;

(b) ensure that buffer zones of at least:

(i) 200 metres in width are maintained on each side of any cabins, docks, outfitters' camps, airstrips and other areas requiring public access that exist on the day on which he or she is granted the permit or licence; and

(ii) 400 metres in width are maintained on each side of communities or cottage subdivisions or similarly developed areas;

(c) comply with any restrictions that are noted on the permit or licence;

(d) remove beaver dams only as permitted by and in accordance with *The Wildlife Regulations, 1981*;

(e) dispose of all garbage and waste materials in accordance with any regulations made pursuant to *The Public Health Act, 1994* or any other applicable Act or regulations; and

(f) on termination for any reason or expiration of the permit or licence:

(i) take any steps to restore the area covered by the permit or licence that the minister may require to return the area as far as possible to the condition that it was in before the permit or licence was issued; and

(ii) within 30 days after the termination or expiration, remove any personal property from the area.

(3) Personal property that is not removed in accordance with subclause (2)(f)(ii):

(a) is forfeited to the Crown without payment of compensation for that personal property; and

(b) 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 permittee or the licensee, as the case may be, to the Crown.

**Prohibitions****11** No permittee or licensee shall:

- (a) without the prior approval of the minister, alter, other than in accordance with the terms and conditions of the permit or licence, the Crown resource land covered by the permit or licence;
- (b) without the prior approval of the minister and any other necessary authorities, place or construct any dock, shed, building or other improvement on any Crown resource land or on any adjacent land;
- (c) use fertilizers, herbicides or pesticides on any Crown resource land;
- (d) use Crown resource land for any purpose that is not expressly provided for in the permit or licence; or
- (e) fail to comply with any term or condition of the permit or licence or with any provision of these regulations.

**When minister may amend, suspend, cancel or refuse to issue permit or licence****12(1)** In the circumstances mentioned in subsection (2), the minister may:

- (a) subject to subsection (3), amend, suspend or cancel a permit or licence; or
- (b) refuse to issue a permit or licence.

**(2)** The minister may take any action mentioned in subsection (1) if the minister is satisfied that:

- (a) the applicant, permittee or licensee, as the case may be:
  - (i) has been convicted of a contravention of any Act or regulations administered by the minister;
  - (ii) has failed to comply with any term or condition of the permit or licence or with any provision of these regulations;
  - (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; or
  - (v) made a false or misleading statement in any application or information submitted to the minister;
- (b) in the case of an applicant, permittee or licensee that is a corporation or co-operative, the registration of the corporation or co-operative has been revoked, or the name of the corporation or co-operative has been struck off the register, pursuant to *The Business Corporations Act*, *The Co-operatives Act, 1996* or *The New Generation Co-operatives Act*; or
- (c) it is in the public interest to:
  - (i) amend, suspend or cancel the permit or licence; or
  - (ii) refuse to issue the permit or licence.



(3) Before the minister amends, suspends or cancels a permit or licence pursuant to clause (1)(a), the minister shall give the permittee or licensee:

- (a) written notice of the minister's intention and the reasons for the proposed amendment, suspension or cancellation of the permit or licence; 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 permit or licence 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**

**13(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.

**Change of name**

**14(1)** If a permittee or licensee is a corporation or a co-operative and there is a change in the name of the corporation or the co-operative, within 90 days after that change, the corporation or co-operative must:

- (a) advise the minister of the change, in writing; and
- (b) submit to the minister the appropriate fee for an amended permit or licence.

(2) On receipt of a written notice pursuant to this section, the minister may issue an amended permit or licence to the applicant if the minister considers it appropriate to do so.

**Rights on termination**

**15(1)** On the expiration, termination or cancellation for any reason of a permit or licence:

- (a) the permittee or licensee has no further right to use the Crown resource land that was the subject of the permit or licence; and
- (b) any wild rice crop that has not been harvested and any future renewals of the crop on the Crown resource land are deemed to be the property of the Crown without compensation from the Crown.

(2) On the expiration, termination or cancellation for any reason of a permit or licence, the minister may:

- (a) dispose of the wild rice crop that has not been harvested or any future renewals of the crop, in whole or in part, in any manner the minister considers appropriate; and
- (b) reallocate the Crown resource land in any manner the minister considers appropriate.

**Applicable fees**

**16(1)** Subject to subsections (2) and (3), the rate payable:

- (a) by permittees is \$0.25 per hectare per year; and
- (b) by licensees is \$2.50 per hectare per year.

(2) Notwithstanding clause (1)(a), if any Crown resource land is subject to a permit or permits for four consecutive years, the rate payable by any permittee of that land in each consecutive year after the fourth year is \$2.50 per hectare per year.

(3) The minimum annual amount payable:

- (a) by permittees is \$5; and
- (b) by licensees is \$25.

(4) The rate payable for a permit or licence must be paid annually, in advance.

(5) In addition to any other amount payable pursuant to this section, the fee for issuance of a licence or for an assignment, amendment or renewal of a licence is \$30.

**R.R.S. c.F-19 Reg 5 repealed**

**17** *The Wild Rice Regulations* are repealed.

**Transitional – permits and licences**

**18** Notwithstanding the repeal of *The Wild Rice Regulations*, any permit or licence issued pursuant to those regulations that was valid on the day before the coming into force of these regulations remains in force until its expiry date as if issued pursuant to these regulations and is subject to the provisions of these regulations.

**Coming into force**

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

**SASKATCHEWAN REGULATIONS 4/2005***The Highway Traffic Act*

Section 119

Order in Council 54/2005, dated February 2, 2005

(Filed February 3, 2005)

**Title**

1 These regulations may be cited as *The Commercial Vehicle and Drivers (Record-Keeping) Amendment Regulations, 2005*.

**R.R.S. c.H-3.1 Reg 22, section 2 amended**

2 **Clause 2(d) of *The Commercial Vehicle and Drivers (Record-Keeping) Regulations* is repealed and the following substituted:**

“(d) ‘**commercial vehicle**’ means any of the following vehicles:

- (i) a vehicle registered in Class A, C or D with a registered gross vehicle weight exceeding 5 000 kilograms;
- (ii) a vehicle, other than a farm vehicle, registered in Class LV being used for a commercial or business purpose:
  - (A) with a registered gross vehicle weight of 11 000 kilograms or greater; or
  - (B) if operated outside Saskatchewan, with a registered gross vehicle weight of 5 000 kilograms or greater;
- (iii) a trailer or semi-trailer registered in Class TS;
- (iv) a combination of vehicles mentioned in subclause (i) or (iii) with a gross vehicle weight exceeding 5 000 kilograms;
- (v) a vehicle registered in Class PB or PS with a seating capacity, according to the manufacturer of that vehicle, of more than 10 persons including the driver;
- (vi) a vehicle operating out of the class to which that vehicle belongs, but in the same manner as a vehicle mentioned in subclauses (i) to (v), if it has a permit issued pursuant to clause 34(1)(b) of *The Vehicle Administration Act*;

but does not include an emergency vehicle as defined in *The Vehicle Equipment Regulations, 1987* or a funeral vehicle”.

**Coming into force**

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

## SASKATCHEWAN REGULATIONS 5/2005

### *The Pest Control Act*

Section 32

Order in Council 55/2005, dated February 2, 2005

(Filed February 3, 2005)

**Title**

1 These regulations may be cited as *The Dutch Elm Disease Control Repeal Regulations*.

**R.R.S. c.P-7 Reg 3 repealed**

2 *The Dutch Elm Disease Control Regulations* are repealed.

**Coming into force**

3(1) Subject to subsection (2), these regulations come into force on the day on which *The Dutch Elm Disease Regulations, 2005* come into force.

(2) If these regulations are filed with the Registrar of Regulations after *The Dutch Elm Disease Regulations, 2005* come into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

## SASKATCHEWAN REGULATIONS 6/2005

### *The Ecological Reserves Act*

Section 4

Order in Council 57/2005, dated February 2, 2005

(Filed February 3, 2005)

**Title**

1 These regulations may be cited as *The Representative Area Ecological Reserves Amendment Regulations, 2005*.

**R.R.S. c.E-0.01 Reg 7, Appendix amended**

2 **The following Part is added after Part XXXII of the Appendix to *The Representative Area Ecological Reserves Regulations*:**

“PART XXXIII

**Great Sand Hills Representative Area**

**“Activities for which a permit is not required**

1(1) For the purpose of clause 5(1)(g) of the regulations, in the Great Sand Hills Representative Area a permit is not required for the following activities:

- (a) the use of snowmobiles and the use of all terrain vehicles, where those activities take place on trails that existed before the coming into force of this Part;
- (b) the use of the land pursuant to a lease, permit or easement agreement issued pursuant to *The Provincial Lands Act*;
- (c) backcountry camping;

- (d) horseback riding;
  - (e) the activity mentioned in clause (b) where that activity is carried out pursuant to a lease, permit or easement agreement issued or renewed after the coming into force of this Part on the basis of a lease, permit or easement agreement that existed before the coming into force of this Part.
- (2) The limitations set out in subsection 5(1) and clause 6(1)(c) of the regulations respecting the number of individuals conducting the activities mentioned in those provisions do not apply to the Great Sand Hills Representative Area.

**“Description of Great Sand Hills Representative Area**

**2** The Great Sand Hills Representative Area consists of all those lands lying west of the Third Meridian within Saskatchewan described as:

- (a) Sections 29 to 32, Township 17, Range 22;
- (b) Sections 25 to 28 and Sections 32 to 36, Township 17, Range 23;
- (c) Sections 5 to 8 and Sections 17 to 20, Township 18, Range 22;
- (d) Sections 1 to 6, Sections 11 to 14 and Sections 19 to 35, all in Township 18, Range 23;
- (e) Sections 23 to 28, the north half and south-east quarter of Section 33, and Sections 34 to 36, all in Township 18, Range 24;
- (f) Sections 1 to 11, Sections 16 to 21 and Sections 28 to 36, all in Township 19, Range 23;
- (g) Section 1, the east half of Section 2, Sections 11 to 15, Sections 22 to 25 and Sections 36, all in Township 19, Range 24;
- (h) Sections 15 to 19, the south half and north-west quarter of Section 20, the north half and south-west quarter of Section 27, Sections 28 to 33, and the north half of Section 34, all in Township 20, Range 22;
- (i) Sections 1 to 11, the north half of Section 12, Sections 13 and 14, the east half and south-west quarter of Section 15, the south half of Section 16, the south half of Section 17, the south half of Section 18, the east half of Section 22, Sections 23 to 26, the east half of Section 27, and Sections 35 and 36, all in Township 20, Range 23;
- (j) the north half of Section 8, the south-west quarter and north half of Section 9, the south half and north-west quarter of Section 16, and Sections 17 to 20, all in Township 20, Range 24;
- (k) Sections 3 and 4 and the south-east quarter of Section 5, all in Township 21, Range 22;
- (l) Sections 1 and 2, Township 21, Range 23”.

**Coming into force**

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

**SASKATCHEWAN REGULATIONS 7/2005***The Queen's Bench Act, 1998*

Section 109

Order in Council 59/2005, dated February 2, 2005

(Filed February 3, 2005)

**Title**

1 These regulations may be cited as *The Queen's Bench Amendment Regulations, 2005*.

**R.R.S. c.Q-1.01 Reg 1, section 5 amended**

2 *The Queen's Bench Regulations* are amended by adding the following clause after clause 5(1)(d):

“(e) Moose Jaw”.

**Coming into force**

3(1) Subject to subsection (2), these regulations come into force on February 1, 2005.

(2) If these regulations are filed with the Registrar of Regulations after February 1, 2005, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

## **RÈGLEMENT DE LA SASKATCHEWAN 7/2005**

*Loi de 1998 sur la Cour du Banc de la Reine*

Article 109

Décret 59/2005, en date du 2 février 2005

(déposé 3 février 2005)

**Titre**

**1** *Règlement de 2005 modifiant le Règlement sur la Cour du Banc de la Reine.*

**Modification de l'article 5 du Règl. 1, ch. Q-1.01 des R.R.S.**

**2** *Le Règlement sur la Cour du Banc de la Reine est modifié par adjonction de l'alinéa qui suit après l'alinéa 5(1)d) :*

« e) Moose Jaw ».

**Entrée en vigueur**

**3(1)** Sous réserve du paragraphe (2), le présent règlement entre en vigueur le 1<sup>er</sup> février 2005.

(2) S'il est déposé auprès du registraire des règlements après le 1<sup>er</sup> février 2005, le présent règlement entre en vigueur le jour de son dépôt auprès du registraire des règlements.

**SASKATCHEWAN REGULATIONS 8/2005***The Electrical Inspection Act, 1993*

## Section 34

Order in Council 60/2005, dated February 2, 2005

(Filed February 3, 2005)

**Title**

**1** These regulations may be cited as *The Electrical Inspection Amendment Regulations, 2005*.

**R.R.S. c.E-6.3 Reg 1 amended**

**2** *The Electrical Inspection Regulations* are amended in the manner set forth in these regulations.

**Section 3 repealed**

**3 Section 3 is repealed.**

**Section 4 amended**

**4 Subclause 4(1)(a)(vi) is repealed and the following substituted:**

“(vi) Quality Auditing Institute”.

**New section 6**

**5 Section 6 is repealed and the following substituted:**

**“Maximum penalty**

**6** The maximum amount of a penalty that may be imposed pursuant to section 28.2 of the Act for performing work of electrical installation without a permit is \$250 for each item of work performed without a permit”.

**Section 6.1 amended**

**6 Section 6.1 is amended by adding** “and in non-detached dwelling units with separate entrances that are intended for the use of one family” **after** “single-family dwelling units”.

**Section 7 amended**

**7 Section 7 is amended:**

**(a) in clause (a) by striking out** “chief inspector” **and substituting** “corporation”; **and**

**(b) in clause (e) by striking out** “and the journeyman’s licence number of the applicant’s journeyman”.

**Section 12 amended**

**8 Subsection 12(2) is repealed and the following substituted:**

“(2) If the chief inspector considers it appropriate to do so, the corporation may grant a further renewal permit to a contractor within 30 days after the expiry of a renewal permit granted pursuant to subsection (1) on payment of the appropriate fee set out in the schedule”.



Section 13 repealed

**9 Section 13 is repealed.**

Section 15 amended

**10 Subsection 15(1) is amended by striking out “the completion of” and substitute “carrying out”.**

Section 20 amended

**11 Subsection 20(2) is amended by striking out “chief inspector” and substituting “corporation”.**

Coming into force

**12(1)** Subject to subsection (2), these regulations come into force on the day on which section 20 of *The Electrical Inspection Amendment Act, 2004* comes into force.

(2) If section 20 of *The Electrical Inspection Amendment Act, 2004* comes into force before these regulations are filed with the Registrar of Regulations, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

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## SASKATCHEWAN REGULATIONS 9/2005

### *The Trust and Loan Corporations Act, 1997*

Section 87

Order in Council 62/2005, dated February 2, 2005

(Filed February 3, 2005)

Title

**1** These regulations may be cited as *The Trust and Loan Corporations Amendment Regulations, 2005*.

**R.R.S. c.T-22.2 Reg 1 amended**

**2** *The Trust and Loan Corporations Regulations, 1999* are amended in the manner set forth in these regulations.

Section 3 amended

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

“(1) Section 20 of the Act does not apply to:

- (a) a trust corporation that does not accept deposits; or
- (b) Mennonite Trust Ltd.”.

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

“(2.1) The Act does not apply to an agency as defined in *The Agri-Food Act, 2004*”.

Section 14 amended

**4 Subsection 14(7) is repealed and the following substituted:**

“(7) Every trust corporation and loan corporation, except federally incorporated or continued trust corporations and federally incorporated or continued loan corporations, shall file with the superintendent a statutory declaration on or before the last day of February in each year, attesting that it has maintained the required regulatory capital throughout the previous calendar year”.

**Section 15 amended****5 Subsection 15(7) is repealed and the following substituted:**

“(7) Every financing corporation shall file with the superintendent a statutory declaration on or before the last day of February in each year, attesting that it has maintained the required regulatory capital throughout the previous calendar year”.

**Section 33 amended****6 Subsection 33(1) is repealed and the following substituted:**

“(1) Every Saskatchewan trust corporation and every Saskatchewan loan corporation shall prepare and file with the superintendent, on or before the last day of February in each year, a return outlining the financial condition and affairs of the corporation for the last fiscal year that ended on or before December 31 of the previous calendar year”.

**Coming into force**

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



