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PART II/PARTIE II

REVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS RÉVISÉS DE LA SASKATCHEWAN

TABLE OF CONTENTS/TABLE DES MATIÈRES

F-8.001 Reg 42	<i>The Excess Moisture Program Regulations</i>	453
SR 81/2010	<i>The Assessment Management Agency Amendment Regulations, 2010 (No.2)</i>	459
SR 82/2010	<i>The Saskatchewan Municipal Board Member Qualification Amendment Regulations, 2010</i>	460
SR 83/2010	<i>The Cattle Development Plan Amendment Regulations, 2010</i>	461
SR 84/2010	<i>The Provincial Sales Tax Amendment Regulations, 2010</i>	473
SR 85/2010	<i>The Road-use Fuel Tax Accountability Amendment Regulations, 2010</i>	479
SR 86/2010	<i>The Parks Amendment Regulations, 2010</i>	480
SR 87/2010	<i>The Medical Care Insurance Beneficiary and Administration Amendment Regulations, 2010</i>	481
SR 88/2010	<i>The Saskatchewan Medical Care Insurance Payment Amendment Regulations, 2010 (No. 2)</i>	482
SR 89/2010	<i>The Tobacco Control Amendment Regulations, 2010</i>	483
SR 90/2010	<i>The Training Allowance Amendment Regulations, 2010</i>	486
SR 91/2010	<i>The Disability Housing Supplement Amendment Regulations, 2010 (No. 2)</i>	489

Revised Regulations of Saskatchewan 2010/ Règlements Révisés de la Saskatchewan 2010

August 6, 2010

<i>The Lender-financed Saskatchewan Student Loans Amendment Regulations, 2010</i>	SR 78/2010
<i>The Saskatchewan Student Direct Loans Amendment Regulations, 2010</i>	SR 79/2010
<i>The Student Assistance and Student Aid Fund Amendment Regulations, 2010</i>	SR 80/2010

August 13, 2010

<i>The Excess Moisture Program Regulations</i>	F-8.001 Reg 42
<i>The Assessment Management Agency Amendment Regulations, 2010 (No.2)</i>	SR 81/2010
<i>The Saskatchewan Municipal Board Member Qualification Amendment Regulations, 2010</i>	SR 82/2010
<i>The Cattle Development Plan Amendment Regulations, 2010</i>	SR 83/2010
<i>The Provincial Sales Tax Amendment Regulations, 2010</i>	SR 84/2010
<i>The Road-use Fuel Tax Accountability Amendment Regulations, 2010</i>	SR 85/2010
<i>The Parks Amendment Regulations, 2010</i>	SR 86/2010
<i>The Medical Care Insurance Beneficiary and Administration Amendment Regulations, 2010</i>	SR 87/2010
<i>The Saskatchewan Medical Care Insurance Payment Amendment Regulations, 2010 (No. 2)</i>	SR 88/2010
<i>The Tobacco Control Amendment Regulations, 2010</i>	SR 89/2010
<i>The Training Allowance Amendment Regulations, 2010</i>	SR 90/2010
<i>The Disability Housing Supplement Amendment Regulations, 2010 (No. 2)</i>	SR 91/2010

REVISED REGULATIONS OF SASKATCHEWAN

CHAPTER F-8.001 REG 42*The Farm Financial Stability Act*

Sections 22, 24, 26, 33 and 84

Order in Council 485/2010, dated July 29, 2010

(Filed July 30, 2010)

PART I

Title and Interpretation**Title**

1 These regulations may be cited as *The Excess Moisture Program Regulations*.

Interpretation

2 In these regulations:

- (a) **“account”** means the Excess Moisture Account established in the fund pursuant to section 4;
- (b) **“Act”** means *The Farm Financial Stability Act*;
- (c) **“corporation”** means the corporation appointed pursuant to section 5 to administer the program and the account;
- (d) **“producer”** means a producer of a commercial agricultural product in Saskatchewan;
- (e) **“program”** means the Excess Moisture Program established pursuant to section 3;
- (f) **“support payment”** means a support payment calculated pursuant to section 9.

PART II

The Excess Moisture Program**Program established**

3(1) The Excess Moisture Program is established for the purposes of subsection 22(1) of the Act.

(2) The purpose of the program is to provide financial assistance to producers who were unable to seed land on or before June 20, 2010 due to excessive spring moisture or whose cultivated acres that were seeded and destroyed by flooding on or before July 31, 2010.

Account established

- 4(1) The Excess Moisture Account is established in the fund for the purpose of administering the program pursuant to clause 24(2)(a) of the Act.
- (2) 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.
- (3) The account consists of:
- (a) all contributions mentioned in subsection (2);
 - (b) all other contributions from the Government of Canada that are directed to the account for the purposes of the program;
 - (c) all other moneys appropriated by the Legislature for the purposes of the program;
 - (d) all earnings on investments of the account; and
 - (e) all other moneys received in the account for the purposes of the program.
- (4) All moneys payable to producers in accordance with these regulations are to be paid from the account.

Corporation appointed to administer account and program

- 5(1) The Saskatchewan Crop Insurance Corporation is appointed, pursuant to clause 26(1)(b) of the Act, to:
- (a) administer the program; and
 - (b) administer the account for the purposes of the program.
- (2) For the purpose of administering the program and the account, the corporation has:
- (a) all the powers given to it pursuant to *The Crop Insurance Act*; and
 - (b) any other power necessary to administer the program and the account.
- (3) Without limiting the generality of subsection (2), for the purpose of administering the program and the account, the corporation may:
- (a) appoint or engage any professional and technical personnel that may be required and determine their salaries and other remuneration;
 - (b) employ any officers and other employees that the corporation considers necessary for its purposes;

- (c) make bylaws respecting the conduct of its proceedings and generally for the conduct of its activities;
- (d) police and audit program compliance;
- (e) enter into any agreement with any person, agency, organization, association, institution or body that the corporation considers advisable;
- (f) execute any bills of exchange, promissory notes and other negotiable or transferable instruments;
- (g) use any moneys received in the account for the purposes of the program:
 - (i) to pay the expenses incurred by the corporation in administering the program and the account; and
 - (ii) to make support payments to producers pursuant to the program;
- (h) 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
- (i) dispose of any investment made pursuant to clause (h), subject to the terms of the investment, in any manner, on any terms and in any amount that the corporation considers advisable.

PART III Support Payments

Eligibility

6 To be eligible to apply for a support payment, an applicant must:

- (a) be a producer with respect to the cultivated acres that are the subject of the application; and
- (b) have sustained losses:
 - (i) because of the applicant's inability to seed any of those cultivated acres on or before June 20, 2010 because of excessive spring moisture; or
 - (ii) because those cultivated acres that were seeded were destroyed by flooding on or before July 31, 2010.

Application for support payment

7(1) A producer who is eligible to apply for compensation pursuant to these regulations and who intends to obtain a support payment shall:

- (a) apply to the corporation on a form provided by the corporation;
- (b) solely declare that the contents of the form mentioned in clause (a) are true; and
- (c) at the time the application is submitted or at any subsequent time, supply the corporation with any information the corporation may require in order to determine the producer's eligibility for compensation.

(2) All applications must be received by the corporation on or before September 30, 2010.

Approval of application

8 If the corporation is satisfied that a producer meets the requirements set out in these regulations and has complied with the regulations, the corporation may approve the producer's application and approve payment of a support payment to that producer.

Calculation of support payment

9(1) The support payment payable by the corporation to a producer pursuant to the program is the amount I calculated in accordance with the following formula:

$$I = [EA - (SA + UA)] \times \$30$$

where:

EA is the producer's eligible acres calculated in accordance with subsection (2);

SA is the producer's seeded acres other than acres that, in the opinion of the corporation, were destroyed by flooding on or before July 31, 2010; and

UA is the producer's unseeded acres that, in the opinion of the corporation, were dry enough to seed on or before June 20, 2010.

(2) For the purposes of subsection (1), the number of the producer's eligible acres is the amount EA calculated in accordance with the following formula:

$$EA = CA \times SI$$

where:

CA is, subject to subsection (3), the number of the producer's cultivated acres available for crop production in 2010; and

SI is the producer's historical seeding intensity determined on the basis of:

- (a) the producer's historical seeding pattern; and
- (b) any information, in addition to that mentioned in clause (a), that the corporation considers relevant.

(3) Notwithstanding subsections (1) and (2), the support payment to a producer whose application has been approved pursuant to section 8 is to be not less than:

(a) in the case of a producer who also receives an unseeded acreage indemnity for 2010 pursuant to *The Crop Insurance Regulations*, the product of the number of acres that were used in determining the producer's unseeded acreage indemnity and \$30; or

(b) in the case of a producer who applies with respect to cultivated acres that were seeded and destroyed by flooding on or before July 31, 2010, the product of the number of acres that were reported to the corporation as seeded and destroyed by flooding on or before July 31, 2010 and \$30.

Time of payment

10 The corporation may pay support payments pursuant to the program in the manner and at the time determined by the corporation.

**PART IV
General**

Conditions of program

11(1) As a condition of participating in the program and receiving a support payment, a producer shall:

(a) grant access, at any reasonable time, to land on which the producer conducts the producer's farming operations to any persons designated by the corporation to verify information required to substantiate the producer's eligibility or the amount of a support payment that may be paid to the producer or to verify the producer's compliance with these regulations;

(b) consent to any other person, agency, organization, association, institution or body releasing information to the corporation respecting the producer's farming operations; and

(c) provide to the corporation, on the corporation's request and within the period set by the corporation, any other information that the corporation may require, to verify the producer's eligibility or the amount of a support payment that may be paid to the producer or to verify the producer's compliance with these regulations.

(2) No producer shall fail to comply with any condition set out in subsection (1).

(3) No person shall supply any false or misleading information to the corporation on any application or in response to any request for information from the corporation.

Reconsideration and revision by corporation

12(1) Within 30 days after a determination of a support payment by the corporation pursuant to these regulations, a producer may request, in writing, that the corporation reconsider the determination.

(2) If the corporation receives a request pursuant to subsection (1), the corporation shall reconsider the determination and may confirm, reverse or vary that determination.

(3) Nothing in these regulations entitles a producer to a hearing before the corporation.

(4) Subject to subsection (5), the corporation may revise a determination of a support payment made pursuant to these regulations:

- (a) after reinspecting the acreage to which the determination relates; or
- (b) after receiving information that the initial determination was incorrect.

(5) The corporation must complete any revision of a determination of a support payment made pursuant to these regulations within one year after the date of the original determination.

Overpayments

13(1) The corporation may declare all or any portion of a support payment made to an eligible producer pursuant to these regulations to be an overpayment if the corporation is satisfied that:

- (a) the producer 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 corporation pursuant to these regulations;
- (b) the producer has knowingly omitted to make a statement or to provide any information or document if the omission results in a statement with respect to a material fact being misleading; or
- (c) the producer has failed to comply with these regulations.

(2) If the corporation declares all or any portion of a support payment to be an overpayment, the amount of the overpayment is deemed to be a debt due and owing to the Government of Saskatchewan and may be recovered from the producer in any manner authorized pursuant to *The Financial Administration Act, 1993* or in any other manner authorized by law.

PART V
Financial Matters

Fiscal year

14 The fiscal year for the program and the account is the fiscal year of the corporation.

Annual report

15 The corporation shall report on the activities of the program and the account in its annual report prepared pursuant to *The Crop Insurance Act*.

PART VI
Repeal and Coming into Force

R.R.S. c.F-8.001 Reg 15 repealed

16 *The Unseeded Acreage Benefit Program Regulations* are repealed.

Coming into force and expiry

17(1) These regulations come into force on the day on which they are filed with the Registrar of Regulations.

(2) These regulations expire and are deemed to be repealed on March 31, 2013.

SASKATCHEWAN REGULATIONS 81/2010

The Assessment Management Agency Act

Section 38

Order in Council 474/2010, dated July 29, 2010

(Filed July 30, 2010)

Title

1 These regulations may be cited as *The Assessment Management Agency Amendment Regulations, 2010 (No. 2)*.

R.R.S. c.A-28.1 Reg 1 amended

2 *The Assessment Management Agency Regulations* are amended in the manner set forth in these regulations.

New section 2

3 **Section 2 is repealed and the following substituted:**

“Interpretation

2 In these regulations, ‘**Act**’ means *The Assessment Management Agency Act*”.

Section 3 amended

4 **Section 3 is amended in the portion preceding clause (a) by striking out “two years” and substituting “one year”.**

Section 3.1 amended

5 **Section 3.1 is amended by striking out “January 1” and substituting “April 1”.**

Section 3.2 repealed

6 **Section 3.2 is repealed.**

Section 3.3 repealed

7 **Section 3.3 is repealed.**

Section 3.5 amended

8 **Subsection 3.5(2) is repealed.**

Coming into force

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

SASKATCHEWAN REGULATIONS 82/2010*The Municipal Board Act*

Section 78

Order in Council 475/2010, dated July 29, 2010

(Filed July 30, 2010)

Title

1 These regulations may be cited as *The Saskatchewan Municipal Board Member Qualification Amendment Regulations, 2010*.

R.R.S. c.M-23.2 Reg 5 amended

2 *The Saskatchewan Municipal Board Member Qualification Regulations, 2003* are amended in the manner set forth in these regulations.

Section 2 amended

3 Section 2 is amended:

(a) in clause (b) by striking out “section 51.1 of *The Rural Municipality Act, 1989*” **and substituting** “*The Rural Municipal Administrators Act*”;
and

(b) in clause (c) by striking out “section 63.1 of *The Urban Municipality Act, 1984*” **and substituting** “*The Urban Municipal Administrators Act*”.

Section 3 amended

4 Clause 3(a) is amended:

(a) in the portion preceding subclause (i) by striking out “one the” **and substituting** “one of the”;

(b) in subclause (iv):

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

(ii) by adding the following after paragraph (D):

“(E) the Association of Professional Engineers and Geoscientists of Saskatchewan;

“(F) the Saskatchewan Land Surveyors Association; or

“(G) the Saskatchewan Institute of Agrologists”;

(c) by repealing subclause (v) and substituting the following:

“(v) have experience as a treasurer, secretary-treasurer or chief financial officer of a board of education or the conseil scolaire pursuant to *The Education Act, 1995*”;

- (d) by striking out “or” after subclause (v);
- (e) in subclause (vi) by striking out “degree from a university” and substituting “certificate, diploma or degree from a post-secondary educational institution”; and
- (f) by adding the following subclause after subclause (vi):
- “(vii) have experience in municipal road design standards, specifications or construction”.

Coming into force

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

SASKATCHEWAN REGULATIONS 83/2010

The Agri-Food Act, 2004

Sections 7, 8 and 43

Order in Council 476/2010, dated July 29, 2010

(Filed July 30, 2010)

Title

- 1 These regulations may be cited as *The Cattle Development Plan Amendment Regulations, 2010*.

R.R.S. c.A-15.21 Reg 8 amended

- 2 *The Cattle Development Plan Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

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

“(1) In these regulations:

(a) ‘**abattoir**’ means:

- (i) a slaughterhouse, as slaughter house is defined in the “Sanitation Regulations”, being Saskatchewan Regulations 420/64;
- (ii) a registered establishment as defined in the *Meat Inspection Act* (Canada); or
- (iii) a Domestic Abattoir as defined in the “Regulations Governing the Inspection of Meat in Domestic Abattoirs”, being Saskatchewan Regulations 911/68;

- (b) **'abattoir operator'** means a person who operates an abattoir;
- (c) **'Act'** means *The Agri-Food Act, 2004*;
- (d) **'beef products'** means beef and edible products produced in whole or in part from beef;
- (e) **'business day'** means a day other than a Saturday, Sunday or holiday;
- (f) **'buyer'** means any person who buys cattle and includes a livestock dealer, a livestock agent and an abattoir operator;
- (g) **'cattle'** means any animal of the genus species *Bos taurus* or *Bos indicus*;
- (h) **'cattle plan'** means the Cattle Development Plan established pursuant to section 3;
- (i) **'cattle producer'** means:
 - (i) a person engaged in or responsible for the production, marketing or production and marketing of cattle but does not include an employee of that person;
 - (ii) a person who is entitled under any agreement:
 - (A) to a share of the cattle produced by a person mentioned in subclause (i); or
 - (B) to a share of the proceeds from the sale of cattle produced by a person mentioned in subclause (i); or
 - (iii) a person who takes possession of any cattle under any form of security or legal proceedings for a debt;
- (j) **'commission'** means the Saskatchewan Cattlemen's Association established pursuant to section 7;
- (k) **'designated representative'** means, in the case of a registered cattle producer that is not an individual, the individual appointed by that registered cattle producer to be that registered cattle producer's designated representative;
- (l) **'director'** means a director of the commission elected in accordance with Part VI or appointed pursuant to subsection 7(3) or 34(6);
- (m) **'district'** means a district established pursuant to subsection (4);
- (n) **'federal levies order'** means any Canadian beef cattle marketing levies order, and any amendments to that order, that may be enacted pursuant to the *Farm Products Agencies Act* (Canada) to provide for the imposition of a levy on every head of cattle that a person sells in interprovincial trade;
- (o) **'federal levy'** means the federal levy imposed by the federal levies order;

- (p) **‘interprovincial trade’** means any sale of cattle by a person who resides or carries on business in one province of Canada, for delivery to a purchaser in another province of Canada;
- (q) **‘levy period’** means the period commencing on August 1 in a year and ending on July 31 of the following year;
- (r) **‘livestock agent’** means a livestock agent as defined in *The Livestock Dealer Regulations, 1995*;
- (s) **‘livestock dealer’** means a livestock dealer as defined in *The Livestock Dealer Regulations, 1995*;
- (t) **‘National Agency’** means the Canadian Beef Cattle Research, Market Development and Promotion Agency established pursuant to the *Farm Products Agencies Act* (Canada);
- (u) **‘non-refundable levy’** means the non-refundable portion of the levy established pursuant to section 25.1;
- (v) **‘refundable levy’** means the refundable portion of the levy established pursuant to section 25.1;
- (w) **‘registered buyer’** means a buyer registered pursuant to section 24 and whose registration has not been suspended or cancelled;
- (x) **‘registered cattle producer’** means a cattle producer who:
- (i) is registered with the commission pursuant to section 22 and whose registration has not been suspended or cancelled; and
 - (ii) has paid a levy pursuant to subsection 25.1(1) in the previous levy period for which the cattle producer has not received a refund pursuant to section 25.2”.

(2) Clause 2(3)(b) is repealed and the following substituted:

“(b) in the case of a registered cattle producer that is not an individual, has its head office”.

Section 4 amended

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

“(3) Section 25.1 does not apply to a livestock dealer or a livestock agent who, in the ordinary course of business as a livestock dealer or a livestock agent as the case may be, feeds or owns cattle for a period of not more than seven days”.

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

- (a) by striking out “and” after clause (g);
- (b) by adding “and” after clause (h); and
- (c) by adding the following clause after clause (h):

“(i) to establish a system of collecting levies on the production, marketing or production and marketing of cattle for the purpose of carrying out the objectives of the cattle plan”.

Section 6 repealed**6 Section 6 is repealed.****Section 7 amended**

7(1) Clause 7(3)(b) is amended by adding “, that meet the nomination requirements set out in subsection 29(1),” after “registered cattle producers”.

(2) The following subsection is added after subsection 7(3):

“(3.1) A vacancy in the office of a director of the commission does not impair the power of the remaining directors of the commission to act”.

Section 8 amended**8 Subsection 8(1) is amended:**

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

“(c.1) the power to set and collect a levy from any person engaged in the production, marketing or production and marketing of cattle”;

- (b) in clause (d) by striking out “and charges mentioned in clause (c)” and substituting “, charges or levies mentioned in clauses (c) and (c.1)”;

- (c) by repealing clause (f) and substituting the following:

“(f) the power to recover any unpaid fees, charges, levies or penalties mentioned in clause (c), (c.1) or (e) by an action in a court of competent jurisdiction”; and

- (d) by repealing clause (h).

New section 8.1**9 The following section is added after section 8:****“Agreements with National Agency**

8.1(1) Subject to subsection (2), the commission may enter into any agreement with the National Agency for the following purposes:

- (a) to promote the marketing and production of cattle and beef products for the purposes of interprovincial trade, export trade and import trade;
- (b) to conduct and promote research activities related to cattle and beef products to further the purposes mentioned in clause (a).

- (2) Any agreement entered into pursuant to subsection (1) must specify:
- (a) the amount to be remitted by the commission with respect to each head of cattle sold; and
 - (b) the timing of remittances by the commission to the National Agency.
- (3) The commission may enter into any agreement with the National Agency that provides for:
- (a) the collection by the commission on behalf of the National Agency of the federal levies, and the remittance of those federal levies by the commission to the National Agency; and
 - (b) any other matters incidental to the administration of the federal levies order”.

Section 9 amended

10 Clause 9(4)(c) is repealed and the following substituted:

“(c) on request to any cattle producer”.

Section 20 amended

11 Subsections 20(4) and (5) are repealed.

New sections 21.1 and 21.2

12 The following sections are added after section 21:

“Voting

21.1(1) A registered cattle producer is eligible to vote with respect to any resolution and at an election:

- (a) only in the district in which that registered cattle producer is registered pursuant to subsections 2(2) and (3);
- (b) in the case of a registered cattle producer that is an individual, only if the registered cattle producer:
 - (i) is at least 18 years of age; and
 - (ii) provides a written declaration to the commission that:
 - (A) states that the individual is at least 18 years of age;
 - (B) confirms his or her status as a registered cattle producer;
 - (C) states that he or she is voting as an individual registered cattle producer and has not voted and will not vote with respect to the resolution or in the election as a designated representative; and
 - (D) states his or her full name, mailing address, telephone number, and if applicable, his or her facsimile number and electronic mail address; and

- (c) in the case of a registered cattle producer that is not an individual:
 - (i) only through a designated representative that is at least 18 years of age; and
 - (ii) only if the designated representative provides a written declaration to the commission that:
 - (A) states that the designated representative is at least 18 years of age;
 - (B) states that he or she is the designated representative appointed by the registered cattle producer;
 - (C) confirms that the cattle producer for whom he or she is the designated representative is a registered cattle producer;
 - (D) states that he or she is voting as a designated representative and has not voted and will not vote with respect to the resolution or in the election as an individual registered cattle producer; and
 - (E) states the designated representative's and registered cattle producer's full name, mailing address, telephone number, and if applicable, their facsimile numbers and electronic mail addresses.
- (2) Except as provided in clause (1)(c), voting by proxy is prohibited.
- (3) Subject to subsection (4), every registered cattle producer is entitled to one vote.
- (4) No individual shall be entitled to more than one vote regardless of whether he or she is voting as an individual registered cattle producer or as a designated representative.

“Service of documents

21.2(1) In addition to the methods of service set out in section 39 of the Act, a notice or profile that is required to be sent pursuant to subsection 20(3), clause 31(2)(b) or section 33 may be sent, at the request of a registered cattle producer, by facsimile or electronic mail to a facsimile number or electronic mail address of a registered cattle producer as recorded in the register of the commission.

(2) If a notice or profile is sent pursuant to subsection (1), it is deemed to have been received on the next business day after it was sent”.

Section 23 repealed

13 Section 23 is repealed.

Section 25 amended

14(1) Subsection 25(1) is amended in the portion preceding clause (a) by striking out “registered abattoir operator,”.

(2) Subsection 25(3) is amended by striking out “registered abattoir operator,”.

New Part IV.1**15 The following Part is added after Part IV:****“PART IV.1
Levies****“Collection of levies**

25.1(1) Every cattle producer engaged in the production, marketing or production and marketing of cattle shall pay to the commission, at the times and in the manner determined by the commission, a levy that is composed of a refundable levy and a non-refundable levy calculated in accordance with this section.

- (2) Subject to subsection (3), the levy mentioned in subsection (1):
 - (a) is to be determined by order of the commission; and
 - (b) is to be based on a fixed rate for every head of cattle produced, marketed or produced and marketed by a cattle producer.
- (3) The commission shall provide registered cattle producers with:
 - (a) an opportunity to discuss the rate of the levy at annual general meetings and special general meetings; and
 - (b) at least 10 business days' notice that the rate of the levy is to be discussed at an annual general meeting or special general meeting.
- (4) The commission may require any buyer to:
 - (a) deduct the levy mentioned in subsection (1), and other fees and charges on cattle levied pursuant to these regulations, from any payment made to a cattle producer; and
 - (b) forward the levy and other fees and charges to the commission.
- (5) The commission may recover in a court of competent jurisdiction the levies, fees and charges mentioned in this section from cattle producers and buyers.
- (6) Cattle producers and buyers are jointly and severally liable for all levies, fees and charges imposed pursuant to this Part.

“Refundable levy

25.2(1) The commission shall make a refund of refundable levies only if:

- (a) the commission receives a written request for the refund from the cattle producer with respect to refundable levies paid in a levy period, not later than August 31 following that levy period; and
 - (b) the request has been verified by the commission.
- (2) If the commission receives and verifies a written request for a refund of refundable levies that were paid to the commission by the cattle producer in a levy period, the commission shall make the refund of those levies to the cattle producer not later than October 31 following that levy period.

“Remittance of non-refundable levy

25.3 The commission may remit the non-refundable levies collected in accordance with section 25.1 to the National Agency in accordance with any agreement made pursuant to section 8.1.

“Collection and remittance of federal levies

25.4 The commission may collect the federal levy imposed pursuant to the federal levies order and may remit those levies to the National Agency in accordance with any agreement made pursuant to section 8.1.

“Required notification

25.5 If, for any one fiscal year, 35% or more of the cattle producers representing 35% or more of the refundable levy for that fiscal year request a refund of levies pursuant to subsection 25.2(2), the commission shall immediately notify the council”.

Section 26 amended

16 **Subsection 26(2) is amended by striking out “registered abattoir operator;”.**

Section 27 repealed

17 **Section 27 is repealed.**

Section 28 repealed

18 **Section 28 is repealed.**

New section 29

19 **Section 29 is repealed and the following substituted:**

“Nominations

29(1) A registered cattle producer is eligible to be nominated for election as a director of the commission representing the district in which the registered cattle producer is registered pursuant to subsections 2(2) and (3):

- (a) in the case of a registered cattle producer that is an individual, only if the registered cattle producer:
 - (i) is at least 18 years of age; and
 - (ii) provides a written declaration to the commission that:
 - (A) states that the individual is at least 18 years of age;
 - (B) confirms his or her status as a registered cattle producer; and
 - (C) states his or her full name, mailing address, telephone number, and if applicable, his or her facsimile number and electronic mail address; or
- (b) in the case of a registered cattle producer that is not an individual:
 - (i) only through a designated representative that is at least 18 years of age; and

- (ii) only if the designated representative provides a written declaration to the commission that:
 - (A) states that the designated representative is at least 18 years of age;
 - (B) states that he or she is a designated representative appointed by the registered cattle producer;
 - (C) confirms that the cattle producer for whom he or she is the designated representative is a registered cattle producer; and
 - (D) states the designated representative's and registered cattle producer's full name, mailing address, telephone number, and if applicable, their facsimile numbers and electronic mail addresses.
- (2) The commission shall:
 - (a) arrange for the conduct of district elections;
 - (b) fix the last date for receipt of nominations for election to the commission; and
 - (c) at least 30 days before the last date for receipt of nominations, notify registered cattle producers that nominations are being accepted for the commission and of the last date for receipt of nominations.
- (3) Every nomination of a candidate for election as a director to represent a district is to be:
 - (a) in writing in the form required by the commission;
 - (b) signed by:
 - (i) three registered cattle producers that are individuals from that district;
 - (ii) three designated representatives of registered cattle producers from that district; or
 - (iii) any combination of the persons mentioned in subclauses (i) and (ii) totalling three persons; and
 - (c) delivered to the returning officer on or before the date fixed pursuant to clause (2)(b) for receipt of nominations".

Section 30 amended

20(1) Subsection 30(1) is amended by striking out "one or more returning officers" and substituting "a returning officer".

(2) The following subsection is added after subsection 30(1):

"(1.1) The returning officer may appoint one or more deputy returning officers".

(3) Subsection 30(2) is repealed and the following substituted:

"(2) Cattle producers, buyers and officers and employees of the commission are not eligible to be appointed pursuant to subsection (1) or (1.1)".

New section 31**21 Section 31 is repealed and the following substituted:****“Conduct of elections**

31(1) If, on the date fixed pursuant to clause 29(2)(b), not more than the required number of candidates are nominated, those candidates are deemed to be elected by acclamation.

(2) If more than one nomination is made for any position to be filled by election, the commission shall:

- (a) fix a date for a district election; and
- (b) at least 15 business days before the date fixed pursuant to clause (a), send to every registered cattle producer in the district:
 - (i) a profile of every candidate in the district; and
 - (ii) notice of the time and the place the election will be held.

(3) Every registered cattle producer that wishes to vote in a district election shall:

- (a) attend at the time and place stated in the notice sent pursuant to subclause (2)(b)(ii);
- (b) complete the ballot; and
- (c) seal the ballot in the envelope provided and return it to the returning officer or deputy returning officer, as the case may be, at the district election.

(4) If a tie does not occur between candidates, the returning officer shall:

- (a) for each district in which a candidate was elected by acclamation in accordance with subsection (1), declare the candidate to be elected as a director of the commission representing that district;
- (b) for each district in which there was an election, declare the candidate receiving the greatest number of votes in the district to be the director of the commission representing that district; and
- (c) within three business days after the conclusion of all district elections, prepare and submit a written report to the chairperson that identifies:
 - (i) the names of those candidates elected by acclamation pursuant to subsection (1), if any; and
 - (ii) the name of the candidate receiving the greatest number of votes in each district.

(5) The ballot of a registered cattle producer is not valid if:

- (a) the registered cattle producer votes for more than one candidate;
- (b) it is defaced;
- (c) it is marked in any way other than to vote for a candidate;
- (d) it is not the original ballot; or
- (e) the individual who voted for the registered cattle producer voted more than once”.

New section 33**22 Section 33 is repealed and the following substituted:****“Election results**

33(1) In this section, **‘written report’** means the written report prepared by the returning officer pursuant to subsection 31(4).

(2) The chairperson shall:

- (a) ensure that the results of the election are posted on the Internet website of the commission within five business days after receiving the written report;
- (b) make the written report available on request to any registered cattle producer; and
- (c) ensure that a copy of the written report is included with the notice sent out to all registered cattle producers pursuant to clause 20(3)(a)”.

Section 34 amended**23(1) Subsections 34(1) and (2) are repealed and the following substituted:**

“(1) Subject to subsections (2), (3), (5) and (6), a director of the commission holds office:

- (a) in the case of an elected director, for a term of two years commencing at the close of the first annual general meeting held following the election, and until the director’s successor is elected or appointed, as the case may be; or
- (b) in the case of a director appointed pursuant to clause 7(3)(a), for a term of two years commencing at the close of the first annual general meeting held following the appointment, and until the director’s successor is appointed.

“(2) The term of office of every director of the first elected commission commences on the day on which he or she is declared by the returning officer to be elected, and expires:

- (a) in the case of the directors elected in districts 2, 3b, 5, 7 and 9a, on the day the director’s successor’s term of office commences at the annual general meeting following the year in which the director was elected; and
- (b) in the case of the directors elected in districts 1, 3a, 4, 6, 8 and 9b, on the day the director’s successor’s term of office commences at the second annual general meeting following the year in which the director was elected”.

(2) Subsection 34(5) is amended in the portion preceding clause (a) by striking out “if a director” and substituting “, and the director may be removed from office by resolution of the commission, if the director”.

(3) Subsection 34(6) is repealed and the following substituted:

“(6) If the office of a director for a district becomes vacant:

- (a) with respect to an elected director, notwithstanding clause 7(2)(a), the commission may appoint a registered cattle producer from that district as a director to fill the vacancy for the remainder of the term for that office, and that person holds office commencing on the day of his or her appointment and until the director’s successor is elected or appointed;

(b) with respect to a director appointed in accordance with subclause 7(3)(a)(i), the commission shall appoint a person from a list of persons nominated by the Saskatchewan Stock Growers Association to fill the vacancy for the remainder of the term for that office, and that person holds office commencing on the day of his or her appointment and until the director's successor is appointed; and

(c) with respect to a director appointed in accordance with subclause 7(3)(a)(ii), the commission shall appoint a person from a list of persons nominated by the Saskatchewan Cattle Feeders Association to fill the vacancy for the remainder of the term for that office, and that person holds office commencing on the day of his or her appointment and until the director's successor is appointed".

Section 35 amended

24 Subsection 35(3) is amended by striking out "section 27" and substituting "section 21.1".

Section 36 amended

25 Clause 36(b) is amended by striking out "90 days" and substituting "95 days".

Section 38 repealed

26 Section 38 is repealed.

New sections 38.1 and 38.2

27 The following sections are added before section 39:

"Transitional – registered cattle producer

38.1 Every cattle producer is deemed to be a registered cattle producer for the purposes of these regulations if the cattle producer, on the coming into force of this section:

(a) is registered with the commission pursuant to section 22 and that registration has not been suspended or cancelled;

(b) has paid a deduction in the previous levy period pursuant to section 3 of *The Cattle Marketing Deductions Act, 1998* as that Act existed before the coming into force of *The Agri-Food Amendment Act, 2010*; and

(c) has not received a refund in the previous levy period of the deduction paid in accordance with clause (b) pursuant to section 12 of *The Cattle Marketing Deductions Act, 1998* as that Act existed before the coming into force of *The Agri-Food Amendment Act, 2010*.

"Transitional – refund of deduction

38.2 A cattle producer who, on the coming into force of this section, meets the qualifications set out in section 38.1, is deemed to have paid a refundable levy pursuant to section 25.1 and is eligible to apply for a refund of refundable levies in accordance with section 25.2".

Coming into force

28(1) Subject to subsection (2), these regulations come into force on the day on which section 1 of *The Agri-Food Amendment Act, 2010* comes into force.

(2) If these regulations are filed with the Registrar of Regulations after the day on which section 1 of *The Agri-Food Amendment Act, 2010* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 84/2010*The Provincial Sales Tax Act*

Section 44

Order in Council 477/2010, dated July 29, 2010

(Filed July 30, 2010)

Title

1 These regulations may be cited as *The Provincial Sales Tax Amendment Regulations, 2010*.

R.R.S. c.E-3 Reg 1 amended

2 *The Provincial Sales Tax Regulations* are amended in the manner set forth in these regulations.

Section 3 amended

3(1) Subsection 3(2) is amended by striking out “subclause 3(1)(k)(i)” and substituting “subclause 3(1)(k)(v)”.

(2) The following subsection is added after subsection 3(4.3):

“(4.4) In clause 3(1)(j) of the Act, ‘**personal property that can be seen or touched**’ includes data, information or material that:

(a) is transferred, transmitted or distributed by means of landlines, wires, fibre optic cables, lasers, microwave relay stations or satellites or any similar means of transferral, transmittal or distribution; and

(b) is capable of being seen, made intelligible, touched or heard or is otherwise perceptible to the senses in any way”.

(3) The following subsection is added after subsection 3(8):

“(8.1) In clause 3(1)(l) of the Act, ‘**transmission, reception or distribution of signs, signals, words, writing, images, symbols, sounds or intelligence of any nature by means of electromagnetic waves**’ includes any of the following services that are provided or delivered to a consumer by means of landlines, wires, fibre optic cables, lasers, microwave relay stations or satellites or any similar means:

(a) telephone, texting, telex, facsimile, Internet access, electronic messaging, paging or telegraph services or a similar communication service;

(b) radio programming, music services, cable television or other forms of pay television services, other than public broadcasting services that are broadcast through the air for direct reception by the public without charge;

(c) any services, in addition to those mentioned in clauses (a) and (b), for transmission, broadcast or distribution of data, programming or entertainment”.

Section 5 amended**4 Subsection 5(1) is amended:****(a) by repealing clause (b) and substituting the following:**

“(b) **‘books’** means any of the following that are published solely for educational, technical, cultural or literary purposes and that contain no advertising:

- (i) books that are printed and bound with permanent bindings;
- (ii) unbound literary and technical papers;
- (iii) loose-leaf sheets or pages that are printed and punched for insertion in a ring or post binder;

and includes a digital or other similar electronic equivalent of the materials described in subclauses (i) to (iii), but does not include:

- (iv) any device used to read or view any of the digital or other similar electronic equivalent of the materials described in subclauses (i) to (iii);
- (v) albums;
- (vi) catalogues;
- (vii) directories;
- (viii) fashion books;
- (ix) financial reports;
- (x) loose-leaf sheets or pages that are printed and punched for insertion in albums, catalogues, directories, fashion books, price lists, rate books and time tables;
- (xi) paper ruled for accounting or bookkeeping purposes;
- (xii) post and ring binders;
- (xiii) price lists;
- (xiv) rate books;
- (xv) timetables;
- (xvi) computer software or computer services;
- (xvii) any other reading materials or articles that are similar, or used for a purpose similar, to any of the classes of materials described in subclauses (iv) to (xvi)”;

(b) by repealing clause (k) and substituting the following:

“(k) **‘food and drink’** means products that are consumed to sustain life or to allay hunger or thirst and includes:

- (i) basic groceries;
- (ii) baking supplies and other similar ingredients that are mixed with or used in the preparation of food or drink;
- (iii) chewing gum, breath mints and candy;
- (iv) coffee, coffee substitutes and tea;
- (v) commercial livestock feed, salt and other similar products manufactured or processed for consumption by commercial livestock;
- (vi) condiments, spices and other similar additives that are added as seasonings or flavouring for food and drink; and
- (vii) bars, powders or beverages that are intended to be used as replacements for meals;

but does not include:

- (viii) pet food; or
- (ix) dietary or food supplements in pill, capsule, tablet, powder or other similar form and whether made from synthetic or natural ingredients and other similar products for human consumption that purport to provide preventative, therapeutic, medical, physical, psychological, performance enhancement or other similar benefits beyond basic nutrition, including products that are required to have a drug identification number, natural health product number or homeopathic medicine number assigned to them pursuant to the *Food and Drugs Act (Canada)*”;

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

“(q) **‘magazines and periodicals’** means bound magazines and periodicals, bound trade magazines, employees’ house organs and newsletters, club information bulletins, programs or school yearbooks that:

- (i) are issued at regular intervals; and
- (ii) have at least 20% of their content consisting of factual reporting of current news or other literary material of interest to the general public other than advertising;

and includes a digital or other similar electronic equivalent of them but does not include:

- (iii) sales pamphlets, flyers or similar advertising or printed matter; or
- (iv) any device used to read or view any of the digital or other similar electronic equivalent of the materials mentioned in subclauses (i) and (ii)”;

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

“(s) ‘**newspaper**’ means a printed publication that:

- (i) is published for regular distribution to the general public; and
- (ii) has at least 20% of its contents consisting of factual reporting of current news of interest to the general public other than advertising;

and includes:

- (iii) trade show news; and
- (iv) a digital or other similar electronic equivalent of the printed publication or trade show news;

but does not include:

- (v) credit reports, business reports or similar printed matter;
- (vi) any advertising or advertising materials that are included with the publication; or
- (vii) any device used to read or view any of the digital or other similar electronic equivalent of the materials mentioned in subclauses (i) to (iv)”;
and

(e) by adding the following clause after clause (v):

“(v.1) ‘**residential dwelling unit**’ means a self-contained dwelling unit and includes the common property and common facilities of a condominium as those terms are defined in *The Condominium Property Act, 1993*, but does not include:

- (i) the common areas of a residential property within the meaning of *The Residential Tenancies Act, 2006*;
- (ii) any building or complex of buildings used for residential purposes, other than a condominium, where electricity is not supplied separately to each residential unit pursuant to an agreement between the tenant or lodger of the residential unit and the electrical utility; or
- (iii) any common property or common facilities of a condominium that are used for commercial purposes”.

Section 8 amended

5 Subsection 8(1) is repealed and the following substituted:

“(1) A consumer who intends to purchase farm production equipment and machines for use in a primary farming activity and for which a farm exemption certificate is required shall:

- (a) complete and sign a farm exemption certificate that complies with subsection (1.1); and
- (b) give the completed farm exemption certificate to the vendor.

- “(1.1) For the purposes of subsection (1), a farm exemption certificate must:
- (a) be in a form provided or approved by the minister;
 - (b) contain a written declaration by the consumer completing the form in which the consumer certifies that the farm production equipment and machines being purchased are to be used solely in the consumer’s primary farming activities; and
 - (c) contain all of the following:
 - (i) a description of the farm production equipment and machines being purchased;
 - (ii) the consumer’s name and address and telephone number, if any;
 - (iii) a land description of the consumer’s farm where the farm production equipment and machines will be used”.

New section 17.3

6 Section 17.3 is repealed and the following substituted:

“Other tangible personal property

17.3(1) Subject to subsections (3) and (4) and to section 17.31, for the purposes of subsection 5(9.1) of the Act, the proportionate part of tangible personal property for which a sales tax has been paid in full to another jurisdiction, other than property described in subsection 17.1(1), is the amount to be determined by using either of the methods set out in clauses (a) and (b):

- (a) by determining the amount A in accordance with the following formula:

$$A = \frac{P}{36} \times T$$

where:

- (i) P is the purchase price of the property before the deduction of any trade-in allowance; and
 - (ii) T is the number of 30-day periods, including any portion of a 30-day period, in which the property is in Saskatchewan; or
- (b) by determining the amount A in accordance with the following formula:

$$A = P - (P \times M \times 1.5\%)$$

where:

- (i) P is the purchase price of the property before the deduction of any trade-in allowance;
- (ii) M is the number of months or parts of months from the date the property was purchased by the consumer to the date it enters Saskatchewan to a maximum of 40 months.

(2) Subject to subsection (4) and to section 17.31, for the purposes of subsection 5(9.1) of the Act, the proportionate part of tangible personal property for which a sales tax has not been paid in full to another jurisdiction or with respect to which another jurisdiction does not impose a sales tax, other than property described in subsection 17.1(1), is the amount to be determined by using either of the methods set out in clauses (a) and (b):

(a) by determining the amount A in accordance with the following formula:

$$A = \frac{P}{3} \times T$$

where:

(i) P is the purchase price of the property before the deduction of any trade-in allowance; and

(ii) T is the number of years, including any portion of a year, in which the property is in Saskatchewan; or

(b) by determining the amount A in accordance with the following formula:

$$A = P - (P \times M \times 1.5\%)$$

where:

(i) P is the purchase price of the property before the deduction of any trade-in allowance;

(ii) M is the number of months or parts of months from the date the property was purchased by the consumer to the date it enters Saskatchewan to a maximum of 40 months.

(3) For the purposes of this section, if another jurisdiction has provided an input tax credit, a tax refund or a similar credit respecting sales tax:

(a) that property shall not be considered tangible personal property for which a sales tax has been paid in full to another jurisdiction; and

(b) subsection (2) applies to that property.

(4) If a person chooses to use one of the alternatives set out in subsection (1) or (2) to determine the proportionate part of tangible personal property, the person may not use the other alternative without the prior written consent of the minister”.

Appendix amended

7 Form 3 of the Appendix is repealed.

Coming into force

8(1) Subject to subsections (2) to (7), these regulations come into force on the day on which they are filed with the Registrar of Regulations.

(2) Subsection 3(1) comes into force on the day on which these regulations are filed with the Registrar of Regulations but is retroactive and is deemed to have been in force on and after March 20, 2000.

(3) Subsection 3(3) comes into force on the day on which these regulations are filed with the Registrar of Regulations but is retroactive and is deemed to have been in force on and after December 1, 2003.

(4) Clauses 4(a), (c) and (d) come into force on the day on which these regulations are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and after October 1, 2006.

(5) Clause 4(b) comes into force on the day on which these regulations are filed with the Registrar of Regulations but is retroactive and is deemed to have been in force on and after December 22, 2003.

(6) Clause 4(e) comes into force on the day on which these regulations are filed with the Registrar of Regulations but is retroactive and is deemed to have been in force on and after August 1, 2003.

(7) Section 6 comes into force on the day on which these regulations are filed with the Registrar of Regulations but is retroactive and are deemed to have been in force on and after October 19, 2003.

SASKATCHEWAN REGULATIONS 85/2010

The Financial Administration Act, 1993

Sections 18.1 and 71

Order in Council 478/2010, dated July 29, 2010

(Filed July 30, 2010)

Title

1 These regulations may be cited as *The Road-use Fuel Tax Accountability Amendment Regulations, 2010*.

R.R.S. c.F-13.4 Reg 37, new section 4.1

2 ***The Road-use Fuel Tax Accountability Regulations are amended by adding the following section after section 4:***

“Amounts not to be included in provincial transportation expenditures

4.1 For the purposes of subclause 18.1(1)(a)(iv) of the Act with respect to the fiscal year commencing on April 1, 2009 and each subsequent fiscal year, the following amounts are prescribed:

(a) moneys expended on constructing, operating, preserving or maintaining railways for the fiscal year;

(b) moneys expended on constructing, operating, preserving or maintaining municipal infrastructure that is not related to municipal road infrastructure for the fiscal year”.

Coming into force

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

SASKATCHEWAN REGULATIONS 86/2010*The Parks Act*

Section 27

Order in Council 479/2010, dated July 29, 2010

(Filed July 30, 2010)

Title**1** These regulations may be cited as *The Parks Amendment Regulations, 2010*.**R.R.S. c.P-1.1 Reg 6 amended****2** *The Parks Regulations, 1991* are amended in the manner set forth in these regulations.**Section 67.4 amended****3** **Subsection 67.4(2) is repealed and the following substituted:**

“(2) Subject to subsection 67.5(2), the land lease fee portion of the annual fee to be paid by a leaseholder is the amount LLF calculated in accordance with the following formula:

$$\text{LLF} = \text{FVA} \times 1.92\%$$

where FVA is the fair value assessment of the land that is the subject of the leaseholder’s recreational lease”.

New section 67.5**4** **Sections 67.5 and 67.51 are repealed and the following substituted:****“Land lease fee portion****67.5(1)** In this section, **‘four-year period’** means:

- (a) the period commencing on April 1, 2010 and ending on March 31, 2014; or
- (b) any period of four years, subsequent to that mentioned in clause (a), that commences on April 1 of one year and ends on March 31 of the fourth year following.

(2) Notwithstanding section 67.4, the minimum land lease fee portion of the annual fee that a leaseholder shall pay is \$500.

(3) Commencing on April 1, 2010, a land lease fee portion of the annual fee must not:

- (a) increase more than \$300 from the previous year’s land lease fee; and
- (b) increase more than \$1,200 over a four-year period”.

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

SASKATCHEWAN REGULATIONS 87/2010*The Saskatchewan Medical Care Insurance Act*

Sections 14 and 48

Order in Council 480/2010, dated July 29, 2010

(Filed July 30, 2010)

Title

1 These regulations may be cited as *The Medical Care Insurance Beneficiary and Administration Amendment Regulations, 2010*.

R.R.S. c.S-29 Reg 13 amended

2 *The Medical Care Insurance Beneficiary and Administration Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 **The following clause is added after clause 2(d):**

“(d.1) ‘**dentist payment schedule**’ means the dentist payment schedule as defined in section 3 of *The Saskatchewan Medical Care Insurance Payment Regulations, 1994*”.

Section 16 amended

4 **Section 16 is amended:**

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

“(a) oral or maxillofacial surgery if provision for payment for the service is included in the dentist payment schedule”; **and**

(b) in clause (c) in the portion preceding subclause (i) by adding “, head or neck cancer services” after “chronic renal disease”.

Coming into force

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

SASKATCHEWAN REGULATIONS 88/2010*The Saskatchewan Medical Care Insurance Act*

Sections 14 and 48

Order in Council 481/2010, dated July 29, 2010

(Filed July 30, 2010)

Title

1 These regulations may be cited as *The Saskatchewan Medical Care Insurance Payment Amendment Regulations, 2010 (No. 2)*.

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

2 Clause 3(b) of *The Saskatchewan Medical Care Insurance Payment Regulations, 1994* is amended:

- (a) by striking out “and” after subclause (vi);
- (b) in subclause (vii) by adding “and ending on June 30, 2010” after “commencing on April 1, 2009”;
- (c) by adding “and” after subclause (vii); and
- (d) by adding the following subclause after subclause (vii):
 - “(viii) for services provided in the period commencing on July 1, 2010, the schedule adopted by the ministry for payment of dentist services and entitled ‘Saskatchewan Health Payment Schedule for Insured Services Provided by a Dentist or a Dentist Holding a Specialist Licence, July 1, 2010’”.

Coming into force

- 3(1)** Subject to subsection (2), these regulations come into force on July 1, 2010.
- (2) If these regulations are filed with the Registrar of Regulations after July 1, 2010, these regulations come into force on the day on which they are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and from July 1, 2010.

SASKATCHEWAN REGULATIONS 89/2010*The Tobacco Control Act*

Section 30

Order in Council 482/2010, dated July 29, 2010

(Filed July 30, 2010)

Title

1 These regulations may be cited as *The Tobacco Control Amendment Regulations, 2010*.

R.R.S. c.T-14.1 Reg 1 amended

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

New section 5

3 Section 5 is repealed and the following substituted:

“Separate enclosed ventilated place

5(1) In this section:

(a) **‘personal care home’** means a personal care home mentioned in paragraph 11(3)(a)(i)(B) of the Act;

(b) **‘separate enclosed ventilated place’** means a separate enclosed ventilated place, mentioned in clause 11(3)(a) of the Act, within a special-care home or a personal care home;

(c) **‘special-care home’** means a special-care home mentioned in paragraph 11(3)(a)(i)(A) of the Act.

(2) For the purposes of clause 11(3)(a) of the Act, a separate enclosed ventilated place in a special-care home or personal care home:

(a) must be set aside exclusively as a smoking room;

(b) subject to subsection (3), must not be used for smoking by any person other than a resident or a person visiting a resident;

(c) must have a door that:

(i) is capable of sealing to prevent smoke from escaping into other parts of the special-care home or personal care home;

(ii) is equipped with a device that causes the door to close automatically;
and

(iii) is kept closed at all times except when opened to permit entry or exit from the room; and

- (d) must have a ventilation system that:
 - (i) prevents recirculation of air from the separate enclosed ventilated place to any other part of the special-care home or personal care home;
 - (ii) provides a continuous supply of fresh air into the separate enclosed ventilated place;
 - (iii) is capable of replacing the air volume in the separate enclosed ventilated place at least 12 times per hour; and
 - (iv) exhausts the air from the separate enclosed ventilated place directly to the exterior of the special-care home or personal care home.
- (3) If a separate enclosed ventilated place is located in a personal care home in which the licensee of the home resides, the licensee and persons who reside with the licensee in the home may also use the separate enclosed ventilated place.
- (4) For the purposes of subsection 14(1) of the Act, the use of safety ashtrays is permitted in a separate enclosed ventilated place of a personal care home or special-care home”.

New sections 6 and 6.1

4 Section 6 is repealed and the following substituted:

“Signs re prohibition against smoking or holding lighted tobacco

6(1) For the purposes of subsection 13(1) of the Act, **‘statement respecting the prohibition against smoking or holding lighted tobacco’** includes a depiction of the international no smoking symbol as set out in the Appendix.

- (2) A sign that is required to be posted pursuant to subsection 13(1) of the Act:
 - (a) must be at least 12.7 centimetres wide and 12.7 centimetres high;
 - (b) must contain the international no smoking symbol as set out in the Appendix, in a form that is at least nine centimetres in diameter; and
 - (c) subject to subsection (3), must be posted:
 - (i) at each entrance to the place or premises;
 - (ii) in each seating and waiting area of the place or premises; and
 - (iii) in each public washroom located in the place or premises.
- (3) A sign that is required to be posted pursuant to subsection 13(1) of the Act in a vehicle mentioned in subclause 2(b)(iii) of the Act must be posted in a place that is easily visible to passengers.

“Signs re prohibition against smoking, using or consuming tobacco, or holding lighted tobacco

6.1(1) A proprietor of a school or independent school that is required to post signs in accordance with subsection 13(2) of the Act shall post the signs:

- (a) at the main entrance to the school grounds or independent school grounds;
 - (b) at a secondary entrance to the school grounds or independent school grounds; and
 - (c) on a door at each entrance to the school building or independent school building.
- (2) A sign mentioned in clause (1)(a) or (b):
- (a) must be 22.5 centimetres wide and 30 centimetres high; and
 - (b) must contain the words ‘*Our school and grounds are tobacco free at all times*’.
- (3) A sign mentioned in clause (1)(c):
- (a) must be 15 centimetres wide and 20 centimetres high; and
 - (b) must contain the words ‘*Our school and grounds are tobacco free at all times*’.

Section 7 amended

5 Subsection 7(1) is amended in the portion preceding clause (a) by striking out “clause 23(1)(b)” and substituting “clause 23(2)(b)”.

Coming into force

6(1) Subject to subsection (2), these regulations come into force on the day on which section 1 of *The Tobacco Control Amendment Act, 2010* comes into force.

(2) If these regulations are filed with the Registrar of Regulations after the day on which section 1 of *The Tobacco Control Amendment Act, 2010* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 90/2010

The Government Organization Act

Sections 19 and 24

and

The Human Resources, Labour and Employment Act

Section 4.01

Order in Council 483/2010, dated July 29, 2010

(Filed July 30, 2010)

Title

1 These regulations may be cited as *The Training Allowance Amendment Regulations, 2010*.

R.R.S. c.G-5.1 Reg 80 amended

2 *The Training Allowance Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 **Section 2 is amended:**

(a) **by repealing clause (d); and**

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

“(f.1) ‘**ministry**’ means the ministry over which the minister presides”.

Section 6.1 amended

4 **Section 6.1 is amended by striking out “department” and substituting “ministry”.**

New section 8

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

“Assets

8(1) For the purpose of calculating the amount of a person’s training allowance pursuant to section 9 for a program that starts before August 1, 2010, the sum of a person’s assets is:

(a) the fair market value of all motor vehicles owned by the person or by the person’s spouse, less \$5,000; and

(b) all cash of the person and of the person’s spouse, and the fair market value of all other assets of the person and of the person’s spouse that are capable of being readily converted to cash, less:

(i) if the person has no spouse and no children, \$1,500;

(ii) if the person has a spouse but no children, \$3,000;

(iii) if the person has no spouse but has one or more children:

(A) \$3,000 for the first child; and

(B) \$500 for each additional child; or

- (iv) if the person has a spouse and one or more children:
 - (A) \$3,000; and
 - (B) \$500 for each child.

(2) For the purpose of calculating the amount of a person's training allowance pursuant to section 9 for a program that starts on or after August 1, 2010, the sum of a person's assets is all cash of the person and of the person's spouse, and the fair market value of all other assets of the person and of the person's spouse that are capable of being readily converted to cash, less:

- (a) if the person has no spouse and no children, \$1,500;
- (b) if the person has a spouse but no children, \$3,000;
- (c) if the person has no spouse but has one or more children:
 - (i) \$3,000 for the first child; and
 - (ii) \$500 for each additional child; or
- (d) if the person has a spouse and one or more children:
 - (i) \$3,000; and
 - (ii) \$500 for each child.

(3) For the purposes of subsections (1) and (2), the minister has the absolute discretion to determine:

- (a) the fair market value of any asset;
- (b) the ownership of any asset; and
- (c) whether or not an asset is capable of being readily converted to cash".

Section 9 amended

6(1) Subsection 9(1) is amended by striking out the definition of "PRA" and substituting the following:

"PRA is the amount of the person's assets calculated in accordance with section 8 and subsection (5)".

(2) Subsection 9(5) is amended by striking out "subsection 9(1)" and substituting "subsection (1)".

Section 17 amended

7(1) Clause 17(1)(a) is amended:

(a) in the portion preceding the formula by striking out "income sources mentioned in subsection (2)" and substituting "income sources mentioned in subsections (2) and (6.1)"; and

(b) in the definition of I of the formula by striking out "sources listed in subsection (2)" and substituting "sources listed in subsections (2) and (6.1)".

(2) Clauses 17(2)(a) and (b) are repealed and the following substituted:

“(a) for a program that starts before August 1, 2010, employment, including salaries, wages, fees, commissions, royalties, drawings, bonuses, tips and gratuities, realized taxable employment benefits, and holiday, vacation, retroactive, overtime, shift differential and severance pay;

“(b) for a program that starts before August 1, 2010, self-employment, in which case gross income is considered as gross income minus operating expenses”.

(3) Subsection 17(5) is amended:**(a) by repealing clause (k) and substituting the following:**

“(k) a refund of the Saskatchewan low income tax credit within the meaning of section 39 of *The Income Tax Act, 2000*”; and

(b) by adding the following clause after clause (u):

“(v) a payment of compensation that is related to the settlement of a treaty land entitlement claim or other land claim of an Indian band”.

(4) The following subsection is added after subsection 17(6):

“(6.1) Notwithstanding any other provision of this section, if a person who enrolls in a program that starts on or after August 1, 2010 has a spouse, the spouse’s income from the following sources is to be counted for the purposes of clause (1)(a) in addition to the income sources mentioned in subsection (2):

(a) employment, including salaries, wages, fees, commissions, royalties, drawings, bonuses, tips and gratuities, realized taxable employment benefits, and holiday, vacation, retroactive, overtime, shift differential and severance pay;

(b) self-employment, in which case gross income is considered as gross income minus operating expenses”.

Section 20 amended

8 Clause 20(1)(b) is amended by striking out “department” and substituting “ministry”.

Section 22 amended

9(1) Subsection 22(1) is amended by striking out “Director of the Student Financial Assistance Unit” and substituting “Executive Director of the Student Financial Assistance Branch”.

(2) Subsection 22(5) is amended by striking out “Director of the Student Financial Assistance Unit” and substituting “Executive Director of the Student Financial Assistance Branch”.

(3) Subsection 22(6) is amended by striking out “Director of the Student Financial Assistance Unit” and substituting “Executive Director of the Student Financial Assistance Branch”.

Coming into force

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

SASKATCHEWAN REGULATIONS 91/2010*The Saskatchewan Assistance Act*

Section 14

Order in Council 484/2010, dated July 29, 2010

(Filed July 30, 2010)

Title

1 These regulations may be cited as *The Disability Housing Supplement Amendment Regulations, 2010 (No. 2)*.

R.R.S. c.S-8 Reg 8, Appendix amended

2 **Table 11 of the Appendix of *The Disability Housing Supplement Regulations* is repealed and the following substituted:**

“Table 11

[Subsection 15(4)]

SAP/TEA AdjustmentFamily Composition.Category of ClientAmount of AdjustmentCategory A clients:

Single individuals	\$ 40
Couples, no children	0
Families with:	
1 or 2 children	0
3 or 4 children	0
5 or more children	0

Category B clients:

Single individuals	40
Couples, no children	0
Families with:	
1 or 2 children	0
3 or 4 children	0
5 or more children	0

Category C clients:

Single individuals	33
Couples, no children	0
Families with:	
1 or 2 children	0
3 or 4 children	0
5 or more children	0

Category D clients:

Single individuals	0
Couples, no children	7
Families with:	
1 or 2 children	0
3 or 4 children	0
5 or more children	0".

Coming into force

3(1) Subject to subsection (2), these regulations come into force on August 1, 2010.

(2) If these regulations are filed with the Registrar of Regulations after August 1, 2010, these regulations come into force on the day on which they are filed with the Registrar of Regulations.