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## PART II/PARTIE II

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## PART II/PARTIE II

### REVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS RÉVISÉS DE LA SASKATCHEWAN

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**REVISED REGULATIONS OF SASKATCHEWAN**

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**SASKATCHEWAN REGULATIONS 11/2012***The Crop Insurance Act*

## Section 22

Order in Council 125/2012, dated March 14, 2012

(Filed March 15, 2012)

**Title**

**1** These regulations may be cited as *The Crop Insurance Amendment Regulations, 2012*.

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

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

**Section 2 amended**

**3** **The following subclause is added after subclause 2(f)(xiii):**

“(xiv) any crop insured pursuant to the fruit tree establishment and replacement program mentioned in section 11.96”.

**Section 8 amended**

**4** **Clause 8(1)(c) is repealed and the following substituted:**

“(c) any election made pursuant to section 10.1, 10.2, 11.2, 11.3, 11.6, 11.95 or 11.96”.

**Section 11.2 amended**

**5(1)** **Subsection 11.2(2) is repealed and the following substituted:**

“(2) Subject to subsections (4) and (7) to (9), the indemnity in dollars payable by the corporation to the insured with respect to unseeded acreage insurance is the amount  $I_1$  calculated in accordance with the following formula:

$$I_1 = [EA - (SA + UA)] \times \$70$$

where:

EA is the insured's eligible acres calculated in accordance with subsection (3);

SA is the insured's seeded acres; and

UA is the insured's unseeded acres that, in the opinion of the corporation, were dry enough to seed on or before June 20, excluding the insured's acres intended for summerfallow in the current year”.

**(2) The following subsections are added after subsection 11.2(6):**

“(7) The insured may elect to increase the amount payable pursuant to subsection (2) by increasing the value in the formula from \$70 per acre to \$85 per acre or \$100 per acre.

“(8) An insured making an election pursuant to subsection (7) shall pay any additional premium determined by the corporation.

“(9) The insured shall make an election pursuant to subsection (7) on or before March 31 in each year”.

**Section 11.7 amended**

**6 Clause 11.7(1)(c) is amended by adding “, except for caraway and coriander” after “new crops”.**

**New section 11.96**

**7 The following section is added after section 11.95:**

**“Fruit tree establishment and replacement program**

**11.96(1)** An insured who has entered into a contract of crop insurance or an applicant who has applied for a contract of crop insurance may elect to insure the following crops under the fruit tree establishment and replacement program:

- (a) saskatoons (*Amelanchier alnifolia*);
- (b) dwarf sour cherries (*Prunus cerasus*);
- (c) haskap (*Lonicera caerulea*).

(2) A crop is eligible to be insured under the fruit tree establishment and replacement program only if, in the opinion of the corporation, the crop is agronomically viable and of a suitable variety for the area in which it is grown.

(3) An election pursuant to subsection (1) must be made on or before March 31 in each year.

(4) The minimum number of acres that an insured or an applicant may elect to have the fruit tree establishment and replacement program apply to is one acre.

(5) An insured shall indicate the crops planted by the insured to which the fruit tree establishment and replacement program applies in the seeded acreage report required pursuant to subsection 4(1) of the contract of crop insurance.

(6) The insured shall pay a premium, as determined by the corporation, on all trees insured under the fruit tree establishment and replacement program.

(7) Crops will be covered under the fruit tree establishment and replacement program as follows:

- (a) trees at least one year old and not more than three years old will be eligible for establishment coverage; and
- (b) trees more than three years old and not more than six years old will be eligible for replacement coverage.

(8) The corporation may determine, from time to time, the indemnity payable for establishment coverage and replacement coverage under the fruit tree establishment and replacement program.

(9) The corporation shall pay an indemnity to an insured under the fruit tree establishment and replacement program equal to:

(a) in the case of a claim respecting establishment coverage, the coverage determined pursuant to subsection (8) for the total number of trees destroyed as a result of an insurable cause of loss, less a deductible equal to 10% of all trees insured by the insured for establishment coverage under this program; and

(b) in the case of a claim respecting replacement coverage, the coverage determined pursuant to subsection (8) for the total number of trees destroyed as a result of an insurable cause of loss, less a deductible equal to 10% of all trees insured by the insured for replacement coverage under this program”.

**Appendix, Form A amended**

**8 Section 7 in Form A of the Appendix is amended:**

**(a) in subsection (3.01) by adding “, to a maximum of \$1,000” after “reduced by 25%”;**

**(b) by adding the following subsection after subsection (3.02):**

“(3.03) The corporation has the right to waive the application of subsections (3.01) and (3.02) if the corporation is satisfied that, as a result of extenuating circumstances, the insured was unable to provide the corporation with the required information within the time set out in those subsections”;

**(c) in subsection (6.1) in the portion preceding clause (a) by adding “, to a maximum of \$1,000” after “reduced by 25%”;**

**(d) by adding the following subsection after subsection (6.1):**

“(6.11) The corporation has the right to waive the application of subsection (6.1) if the corporation is satisfied that, as a result of extenuating circumstances, the insured was unable to provide the corporation with the required information within the time set out in that subsection”; **and**

**(e) by adding the following subsection after subsection (6.2):**

“(6.21) The corporation has the right to waive the application of subsection (6.2) if the corporation is satisfied that, as a result of extenuating circumstances, the insured was unable to provide the corporation with the required information within the time set out in that subsection”.

**Coming into force**

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





