

**PART III****UNREVISED REGULATIONS OF SASKATCHEWAN****SASKATCHEWAN REGULATIONS 35/1999***The Provincial Lands Act*

Sections 14, 20 and 22

Order in Council 341/1999, dated May 18, 1999

(Filed May 19, 1999)

**Title**

1 These regulations may be cited as *The Provincial Lands Amendment Regulations, 1999*.

**Sask. Reg. 145/68 amended**

2 The Provincial Lands Regulations, being Saskatchewan Regulations 145/68, are amended in the manner set forth in these regulations.

**Part I, Interpretation amended**

3 **The Interpretation portion of Part I is amended:**

(a) **in paragraph 2.01 by striking out “or harvesting hay” and substituting “, harvesting hay, or establishing or operating a domestic game farm”;**

(b) **by adding the following paragraphs after paragraph 10:**

“10.1 ‘domestic game farm’ means a domestic game farm as defined in *The Domestic Game Farm Animal Regulations*;

“10.2 ‘domestic game farm animal’ means a domestic game farm animal as defined in *The Domestic Game Farm Animal Regulations*”; **and**

(c) **by repealing paragraph 15 and substituting the following:**

“15 ‘livestock’ or ‘stock’ means any grazing animal that is raised in captivity”.

**Part III, new section 3.01**

4 **The following section is added after section 3 of Part III:**

**“Leases for domestic game farms**

3.01(1) Notwithstanding any other provision of these regulations or any provision in a lease issued or administered pursuant to any other provision of these regulations, no person shall establish or operate a domestic game farm on provincial lands, or raise domestic game farm animals on provincial lands, unless the minister has issued a lease to that person for that express purpose.

(2) No lease for the establishment or operation of a domestic game farm may be issued on lands that are designated as wildlife habitat lands pursuant to *The Wildlife Habitat Protection Act* or the regulations made pursuant to that Act.

(3) Subject to subsection (2), the minister may issue a lease of provincial lands for the establishment and operation of a domestic game farm on any terms and conditions that the minister considers necessary where:

(a) at least 75% of each parcel of provincial lands to be leased has been cultivated or seeded to tame forage;

(b) the total area to be leased is wholly contained within a parcel of land owned by the applicant; or

(c) the minister, in consultation with the Minister of Environment and Resource Management, considers that a lease should issue.

(4) The rental charges and fees payable to the minister for leases pursuant to this section are to be based on the highest and best land use and are to be equal to the rental charges and fees payable pursuant to sections 1 to 3 of this Part for the same uses”.

**Part III, section 4 amended**

**5 The following clauses are added after clause 4(4)(b) of Part III:**

“(c) where a surface lease is surrendered within 12 months after it is issued and where no drilling, construction or other development activities have taken place on provincial lands pursuant to the lease, the minister may refund to the holder of the surface lease:

(i) the first year development fee; and

(ii) that portion of the annual surface lease rental prorated based on the number of days remaining in the first 12 months of the lease;

“(d) on the request of the holder of a surface lease, the minister may review and adjust the rental related to the access road portion of the surface lease where, in the minister’s opinion, circumstances exist that result in the rental for the access road portion being higher than might otherwise be applicable”.

**Part III, section 6 amended**

**6 Subsection 6(25) of Part III is amended in the portion preceding clause (a) by adding “but subject to clause 4(4)(c) of this Part” after “lands”.**

**Coming into force**

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