



The Saskatchewan Gazette

PUBLISHED WEEKLY BY AUTHORITY OF THE QUEEN'S PRINTER

PART III/PARTIE III

Volume 105

REGINA, FRIDAY, DECEMBER 4, 2009/REGINA, VENDREDI, 4 DECEMBRE 2009

No. 49/n° 49

PART III/PARTIE III

UNREVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS PAS RÉVISÉS DE LA SASKATCHEWAN

TABLE OF CONTENTS/TABLE DES MATIÈRES

SR 103/2009	<i>The Mineral Disposition Amendment Regulations, 2009</i>	21
SR 104/2009	<i>The Mineral Disposition Amendment Regulations, 2009 (No. 2)</i>	22

Unrevised Regulations of Saskatchewan/ Règlements pas révisés de la Saskatchewan 2009

May 15, 2009

The Sanitation Amendment Regulations, 2009..... SR 47/2009

September 11, 2009

The Provincial Lands Purchase Refund Repeal Regulations SR 72/2009

The Saskatchewan Assistance Amendment Regulations, 2009 SR 76/2009

October 16, 2009

The University of Regina Repeal Regulations SR 92/2009

The University of Saskatchewan Repeal Regulations SR 93/2009

November 20, 2009

The Provincial Lands Amendment Regulations, 2009 SR 100/2009

December 4, 2009

The Mineral Disposition Amendment Regulations, 2009 SR 103/2009

The Mineral Disposition Amendment Regulations, 2009 (No. 2) SR 104/2009

UNREVISED REGULATIONS OF SASKATCHEWAN

SASKATCHEWAN REGULATIONS 103/2009*The Crown Minerals Act*

Section 22

Order in Council 775/2009, dated November 25, 2009

(Filed November 26, 2009)

Title

1 These regulations may be cited as *The Mineral Disposition Amendment Regulations, 2009*.

Section 15 of Part III of The Crown Mineral Royalty Schedule, 1986 amended

2(1) Section 15 of Part III of The Crown Mineral Royalty Schedule, 1986 of *The Mineral Disposition Regulations, 1986*, being Saskatchewan Regulations 30/86, is amended in the manner set forth in this section.

(2) Subsection (1) is amended:

(a) by repealing subclause (i)(i); and

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

“(r) **‘mine capacity’** means the annual capacity at the beginning of production from a facility that is a mine where that annual capacity is stated in kilograms of U₃O₈ and either:

(i) is set out in the Canadian Nuclear Safety Commission operating licence for the facility that includes the mine, and includes any changes to the Canadian Nuclear Safety Commission operating licence for the facility that includes the mine that qualified for an adjustment to the mill capacity pursuant to subsection 18(2); or

(ii) subject to subsections (1.1) and (1.2), if no annual capacity is set out in the Canadian Nuclear Safety Commission operating licence for the facility, is set by the minister”.

(3) The following subsections are added after subsection (1):

“(1.1) For the purposes of subclause (1)(r)(ii):

(a) the annual capacity shall be set by the minister based on a detailed statement, in a form approved by the minister, submitted by the operator of the mine prior to the beginning of production;

(b) the annual capacity shall be adjusted by the minister based on the maximum actual production during a 12-month period reported by the operator pursuant to section 66 of the regulations;

(c) the 12-month period mentioned in clause (b) is to be determined by the minister; and

(d) the minister shall make the determination mentioned in clause (c) within 36 months from the beginning of production.

“(1.2) If any adjustment to the annual capacity is made in accordance with subsection (1.1), the annual capacity, as adjusted, is deemed to have been the annual capacity for the purposes of determining mine capacity since the beginning of production from the facility that is a mine”.

Coming into force

3 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 December 1, 2008.

SASKATCHEWAN REGULATIONS 104/2009

The Crown Minerals Act

Section 22

Order in Council 776/2009, dated November 25, 2009

(Filed November 26, 2009)

Title

1 These regulations may be cited as *The Mineral Disposition Amendment Regulations, 2009 (No. 2)*

Sask. Reg. 30/86 amended

2 *The Mineral Disposition Regulations, 1986*, being Saskatchewan Regulations 30/86, are amended in the manner set forth in these regulations.

New section 12.1

3 The following section is added after section 12:

“Temporary doubling of expenditure credits - permits

12.1(1) In this section:

- (a) **‘eligible expenditure’** means an expenditure that:
 - (i) is made to satisfy the expenditure requirements mentioned in section 11;
 - (ii) is approved by the recorder pursuant to section 12;
 - (iii) is described in Appendix 1; and
 - (iv) is made in the period commencing on March 1, 2009 and ending on March 1, 2011;
- (b) **‘holder’** means the holder of a permit;
- (c) **‘permit year’** means a permit year within the meaning of section 10.

(2) A holder may apply to the recorder to have two times the amount of the holder’s eligible expenditures in a permit year credited towards the expenditure requirements for that permit year.

(3) On receipt of an application pursuant to this section, if the recorder is satisfied that the application complies with this section, the recorder shall credit two times the amount of the eligible expenditures mentioned in subsection (2) towards the expenditure requirements for the permit year.

(4) A holder may submit an application pursuant to this section respecting eligible expenditures that were submitted to the recorder for approval pursuant to section 12 before the coming into force of this section, but only if the holder's permit has not lapsed before the date the application is received by the recorder.

(5) A holder shall submit an application pursuant to this section not later than 90 days after the expiry of the permit year following the permit year in which the expenditures were made”.

New section 37.1

4 The following section is added after section 37:

“Temporary doubling of expenditure credits - claims

37.1(1) In this section and in section 40.1:

- (a) **‘claim year’** means a claim year within the meaning of section 34;
- (b) **‘eligible expenditure’** means an expenditure that:
 - (i) is made to satisfy the expenditure requirements mentioned in section 36;
 - (ii) is approved by the recorder pursuant to section 37;
 - (iii) is described in Appendix 1; and
 - (iv) is made in the period commencing on March 1, 2009 and ending on March 1, 2011;
- (c) **‘holder’** means the holder of a claim.

(2) A holder may apply to the recorder to have two times the amount of the holder's eligible expenditures in a claim year credited towards the expenditure requirements for that claim year.

(3) On receipt of an application pursuant to this section, if the recorder is satisfied that the application complies with this section, the recorder shall credit two times the amount of the eligible expenditures mentioned in subsection (2) towards the expenditure requirements for the claim year.

(4) A holder may submit an application pursuant to this section respecting eligible expenditures that were submitted to the recorder for approval pursuant to section 37 before the coming into force of this section, but only if the holder's claim has not lapsed before the date the application is received by the recorder.

(5) A holder shall submit an application pursuant to this section not later than 90 days after the expiry of the claim year following the claim year in which the expenditures were made”.

New sections 40 and 40.1**5 Section 40 is repealed and the following substituted:****“Grouping of claims**

40(1) In this section, ‘**business day**’ means a day that is not a Saturday, Sunday or holiday.

(2) Subject to subsections (3) to (6), on the application of a holder of contiguous claims in good standing, if the recorder is satisfied that the application complies with this section, the recorder shall group the contiguous claims for the purpose of allocating expenditures.

(3) An application submitted pursuant to this section must:

- (a) be in writing;
- (b) specify the total amount of expenditures that are the subject of the application;
- (c) designate the amount of expenditures to be credited to every claim of the group; and
- (d) be accompanied by the fee set out in Appendix 1.

(4) The recorder may group contiguous claims pursuant to subsection (2) only if the amount of expenditures approved pursuant to section 36 respecting the claims that are the subject of the application equals the total amount of expenditures specified by the holder pursuant to clause (3)(b).

(5) Any number of contiguous claims may be grouped by the recorder pursuant to this section, but the aggregate area of the claims that may be grouped must not be greater than 18,000 hectares.

(6) Expenditures that are credited to a claim remain credited to that claim.

(7) If the recorder notifies the holder that the amount of approved expenditures pursuant to section 36 respecting the claims that are the subject of the application differs from the total amount of expenditures specified by the holder pursuant to clause (3)(b), the holder shall submit an amended grouping application within 15 business days in which the total amount of expenditures specified is equal to the amount of expenditures approved pursuant to section 36.

(8) If the holder fails to submit an amended grouping application that complies with subsection (7), the recorder shall credit the expenditures to the claim respecting which the expenditures were incurred.

“Transition – grouping of claims

40.1(1) Notwithstanding any other provision of these regulations or any Act or law, every grouping certificate issued pursuant to these regulations before the date that this section came into force is void.

(2) Expenditures that were previously credited to a claim where the work corresponding to the expenditures has been performed are eligible to be allocated pursuant to section 40 but only if a request from the holder to do so is received by the recorder within 90 days after the date that this section comes into force”.

New section 56.1**6 The following section is added after section 56:****“Temporary doubling of expenditure credits - leases****56.1(1)** In this section and in section 56.2:

- (a) **‘eligible expenditure’** means an expenditure that:
 - (i) is made to satisfy the expenditure requirements mentioned in section 55;
 - (ii) is approved by the recorder pursuant to section 56;
 - (iii) is described in Appendix 1; and
 - (iv) is made in the period commencing on March 1, 2009 and ending on March 1, 2011;
- (b) **‘holder’** means the holder of a lease;
- (c) **‘lease year’** means a lease year within the meaning of section 53.

(2) A holder may apply to the recorder to have two times the amount of the holder’s eligible expenditures in a lease year credited towards the expenditure requirements for that lease year.

(3) On receipt of an application pursuant to this section, if the recorder is satisfied that the application complies with this section, the recorder shall credit two times the amount of the eligible expenditures mentioned in subsection (2) towards the expenditure requirements for the lease year.

(4) A holder may submit an application pursuant to this section respecting eligible expenditures that were submitted to the recorder for approval pursuant to section 56 before the coming into force of this section, but only if the holder’s lease has not lapsed before the date the application is received by the recorder.

(5) A holder shall submit an application pursuant to this section not later than 90 days after the expiry of the lease year following the lease year in which the expenditures were made”.

New sections 59 and 59.1**7 Section 59 is repealed and the following substituted:****“Grouping of leases**

59(1) In this section, **‘business day’** means a day that is not a Saturday, Sunday or holiday.

(2) Subject to subsections (3) to (6), on the application of a holder of contiguous leases in good standing and if the recorder is satisfied that the application complies with this section, the recorder shall group the contiguous leases for the purpose of allocating expenditures.

(3) An application submitted pursuant to this section must:

- (a) be in writing;
- (b) specify the total amount of expenditures that are the subject of the application;

- (c) designate the amount of expenditures to be credited to every lease of the group; and
 - (d) be accompanied by the fee set out in Appendix 1.
- (4) The recorder may group contiguous leases pursuant to subsection (1) only if the amount of expenditures approved pursuant to section 56 respecting the claims that are the subject of the application equals the total amount of expenditures specified by the holder pursuant to clause (3)(b).
- (5) Any number of contiguous leases may be grouped by the recorder pursuant to this section, but the aggregate area of the leases that may be grouped must not be greater than 18,000 hectares.
- (6) Expenditures that are credited to a lease remain credited to that lease.
- (7) If the recorder notifies the holder that the amount of approved expenditures pursuant to section 56 respecting the leases that are the subject of the application differs from the total amount of expenditures specified by the holder pursuant to clause (3)(b), the holder shall submit an amended grouping application within 15 business days in which the total amount of expenditures specified is equal to the amount of expenditures approved pursuant to section 56.
- (8) If the holder fails to submit an amended grouping application that complies with subsection (7), the recorder shall credit the expenditures to the lease respecting which the expenditures were incurred.
- (9) No lease with respect to which relief from expenditure requirements has been granted pursuant to section 62 is to be grouped during the period of the relief.
- (10) No lease with respect to which expenditure requirements do not apply pursuant to section 63 is to be grouped during the period when the expenditure requirements do not apply.

“Transition – grouping of leases

59.1(1) Notwithstanding any other provision of these regulations or any Act or law, every grouping certificate issued pursuant to these regulations before the date that this section came into force is void.

(2) Expenditures that were previously credited to a lease where the work corresponding to the expenditures has been performed are eligible to be allocated pursuant to section 59 but only if a request from the holder to do so is received by the recorder within 90 days after the date that this section comes into force”.

Coming into force

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