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PART II/PARTIE II

REVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS RÉVISÉS DE LA SASKATCHEWAN

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<i>The Animal Protection Regulations, 2018</i>	A-21.2 Reg 1
<i>The Saskatchewan Value-added Agriculture Incentive Regulations</i>	S-35.001 Reg 1
<i>The Coroners Amendment Regulations, 2018</i>	SR 57/2018
<i>The Employment Standards Amendment Regulations, 2018 (No.2)</i>	SR 58/2018
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<i>The Automobile Accident Insurance (General) (Safety Rating Appeals and Cannabis) Amendment Regulations, 2018</i>	SR 66/2018
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CHAPTER A-21.2 REG 1*The Animal Protection Act, 2018*

Section 36

Order in Council 475/2018, dated September 14, 2018

(Filed September 14, 2018)

PART 1

Preliminary Matters**Title****1** *These regulations may be cited as The Animal Protection Regulations, 2018.***Definitions and Interpretation****2(1)** In these regulations:“**Act**” means *The Animal Protection Act, 2018*;“**Form**” means a form set out in Part 1 of the Appendix.**(2)** For the purposes of clause 2(2)(e) of the Act, “abandoned” includes an animal that is left uncared for as a result of any of the following:

- (a) the arrest of the person responsible for the animal;
- (b) the hospitalization of the person responsible for the animal;
- (c) the death of the person responsible for the animal.

PART 2

Standards, Codes of Practice and Guidelines**Prescribed standards, codes of practice and guidelines****3** For the purposes of clause 2(3)(a) of the Act, the standards, codes of practice and guidelines set out in Part 2 of the Appendix are prescribed as acceptable.**Prescribed standards, codes of practice and guidelines****4** For the purposes of subsection 6(2) of the Act, the standards, codes of practice and guidelines set out in Part 2 of the Appendix are prescribed.

PART 3

Animal Protection Agencies and Animal Protection Officers**Approval of organizations****5(1)** For the purposes of clause 8(1)(a) of the Act, any organization that wishes to be approved by the minister shall:

- (a) apply to the minister in the manner specified by the minister; and

- (b) provide the minister with:
 - (i) evidence satisfactory to the minister that the organization:
 - (A) meets the requirements set out in subclauses 8(1)(a)(i) and (ii) of the Act;
 - (B) is able to provide enforcement of the Act in accordance with the Act and these regulations; and
 - (C) will comply with any terms and conditions imposed pursuant to subsection 8(3) of the Act; and
 - (ii) any additional information that the minister may reasonably require to consider the application.
- (2) The minister may approve an organization that applies pursuant to subsection (1) if the minister is satisfied that the organization has complied with the Act and these regulations.
- (3) If the minister proposes to not approve an organization pursuant to subsection (1), the minister shall provide written notice of that proposal along with written reasons to the organization making the application and give that organization 10 days from the date of receipt to make written representations.
- (4) After reviewing any written representations made pursuant to subsection (3) or, if no written representations are made, after the expiry of the 10-day period mentioned in subsection (3), the minister:
 - (a) may make a final decision to approve or not approve the organization; and
 - (b) shall provide a written notice to the organization of the minister's decision.
- (5) The minister shall issue a certificate of designation to each organization that is approved pursuant to this section.
- (6) An approval remains in effect until the minister suspends or cancels the approval in accordance with these regulations.

Animal protection officers

- 6(1)** An application to have a person appointed as an animal protection officer must be submitted by an animal protection agency.
- (2) An animal protection agency that wishes to have a person appointed as an animal protection officer for the purposes of the Act shall:
 - (a) recommend that person to the minister in writing; and
 - (b) along with the written recommendation mentioned in clause (a), provide the minister with evidence satisfactory to the minister that the person:
 - (i) meets the qualifications set out in subsection (3);
 - (ii) satisfies the requirement of clause 9(1)(b) of the Act; and
 - (iii) will comply with any terms and conditions imposed pursuant to subsection 9(2) of the Act.

- (3) For the purposes of subclause (2)(b)(i), a person must:
- (a) demonstrate:
 - (i) knowledge of the care of animals;
 - (ii) knowledge of the Act, these regulations, and the cruelty to animals provisions in the *Criminal Code*; and
 - (iii) ability to carry out the duties and responsibilities imposed on animal protection officers pursuant to the Act;
 - (b) be legally entitled to drive in Saskatchewan;
 - (c) subject to section 8, have successfully completed investigative training that is approved by the minister; and
 - (d) obtain, at the person's own expense, and provide to the animal protection agency recommending the appointment, a criminal record check of the person that:
 - (i) is satisfactory to the minister;
 - (ii) was completed by a police service not more than 30 days before the date on which the animal protection agency forwards its written recommendation to the minister; and
 - (iii) discloses to the ministry whether the person has been charged with, discharged from or convicted of an offence pursuant to the *Criminal Code* or the *Controlled Drugs and Substances Act* (Canada).
- (4) If the minister is satisfied that the application complies with this section and that it is appropriate to do so, the minister may, subject to section 8, appoint the person who is the subject of the application as an animal protection officer.
- (5) The minister shall issue a certificate of appointment to every person appointed as an animal protection officer.
- (6) The animal protection agency that recommended a person as an animal protection officer shall:
- (a) immediately notify the minister in writing if the animal protection officer resigns, dies or ceases to be employed or engaged by the animal protection agency; and
 - (b) as soon as is practicable, return the animal protection officer's certificate of appointment to the minister.
- (7) On receipt of a written notice pursuant to subsection (6), the minister may immediately cancel the animal protection officer's appointment without being required to comply with section 10.

Reappointment

7 On the application of the animal protection agency that employs the animal protection officer, an animal protection officer may be reappointed if the minister is satisfied that the animal protection officer meets the criteria set out in section 6.

Certain animal protection officers conditionally appointed

- 8(1) The minister may appoint a person mentioned in subsection 6(2) as an animal protection officer notwithstanding that the person has not successfully completed the investigative training mentioned in clause 6(3)(c).
- (2) Every person who is appointed as an animal protection officer without having successfully completed the investigative training mentioned in clause 6(3)(c) must successfully complete that training within 16 months after being appointed.
- (3) Until an animal protection officer successfully completes the investigative training mentioned in clause 6(3)(c):
- (a) that animal protection officer must perform the duties of an animal protection officer under the supervision or direction of an animal protection officer who has successfully completed that training; and
 - (b) a certificate of appointment issued to the animal protection officer must clearly indicate that the animal protection officer is in training.
- (4) If an animal protection officer successfully completes the investigative training mentioned in clause 6(3)(c), the animal protection agency that recommended the person as an animal protection officer shall provide the minister with evidence satisfactory to the minister that the animal protection officer has successfully completed investigative training.
- (5) If an animal protection officer fails to successfully complete the investigative training mentioned in clause 6(3)(c) within the 16-month period set out in this section, the minister may immediately cancel the animal protection officer's appointment without being required to comply with section 10.

Suspension or cancellation

- 9(1) Subject to section 10, the minister may suspend or cancel the approval of an animal protection agency made pursuant to section 5 if, in the minister's opinion, the animal protection agency:
- (a) has failed to comply with the Act, these regulations or a term or condition imposed on the designation as an animal protection agency;
 - (b) has acted in a manner that is contrary to the public interest;
 - (c) has ceased to have as a principal object the prevention of cruelty to animals;
 - (d) has ceased to be incorporated, continued or registered as a non-profit corporation pursuant to an Act;
 - (e) is unable to provide enforcement of the Act in accordance with the Act and these regulations; or
 - (f) has provided false or misleading information to the minister in an application submitted pursuant to section 5 or at any other time.
- (2) If the minister suspends the approval of an animal protection agency pursuant to subsection (1), the appointment of each animal protection officer for whom the animal protection agency submitted an application pursuant to subsection 6(1) is automatically suspended.

(3) If the minister cancels the approval of an animal protection agency pursuant to subsection (1):

- (a) the animal protection agency shall return its certificate of designation to the minister;
- (b) the appointment of each animal protection officer for whom the animal protection agency submitted an application pursuant to subsection 6(1) is automatically cancelled; and
- (c) each animal protection officer mentioned in clause (b) shall return to the minister the certificate of appointment issued by the minister.

(4) Section 10 does not apply to an animal protection officer whose appointment is suspended in accordance with subsection (2) or cancelled in accordance with subsection (3).

(5) Subject to section 10, the minister may suspend or cancel the appointment of an animal protection officer if, in the minister's opinion, the animal protection officer:

- (a) has failed to comply with the Act, these regulations or a term or condition of the appointment;
- (b) has acted in a manner that is contrary to the public interest while performing the duties and responsibilities of an animal protection officer;
- (c) has provided false or misleading information to the animal protection agency or to the minister in obtaining the appointment or at any other time; or
- (d) no longer meets the qualifications set out in subsection 6(3).

(6) If the minister cancels the appointment of an animal protection officer pursuant to subsection (5), the animal protection officer shall return to the minister the certificate of appointment issued by the minister.

(7) The minister may suspend or cancel the designation of a humane society mentioned in subsection 38(2) of the Act in the same manner and on the same grounds as an animal protection agency approved pursuant to section 8 of the Act.

(8) For the purposes of subsection 38(5) of the Act, the prescribed date is the date, if any, on which a humane society mentioned in subsection 38(2) of the Act has its designation cancelled by the minister.

Opportunity to make written representations

10(1) The minister shall not:

- (a) suspend or cancel the approval of an animal protection agency pursuant to subsection 9(1) without giving the animal protection agency an opportunity to make written representations within 10 days after the notice is received; or
- (b) suspend or cancel the appointment of any animal protection officer pursuant to subsection 9(5) without giving the animal protection officer an opportunity to make written representations within 10 days after the notice is received.

(2) After receiving any written representations pursuant to subsection (1) or, if no written representations are received within the 10-day period, the minister shall:

- (a) make a final decision to suspend or cancel or not suspend or cancel; and
- (b) provide written notice of the decision along with reasons to the animal protection agency or the animal protection officer, as the case may be.

(3) Notwithstanding subsection (1), if the minister considers that it is necessary in order to protect the public interest, the minister may immediately suspend or cancel an approval of an animal protection agency or an appointment of an animal protection officer without giving the animal protection agency or animal protection officer, as the case may be, an opportunity to make written representations, but the minister shall give the animal protection agency or animal protection officer, as the case may be, an opportunity to make written representations within 10 days after the date on which the minister takes any of those actions.

Record keeping requirements

11(1) Every animal protection agency shall maintain a written record of the names and addresses of the animal protection officers appointed by the minister as animal protection officers for that animal protection agency.

(2) Every animal protection agency shall maintain a written record of:

- (a) all complaints with respect to the protection of animals received by the animal protection agency; and
- (b) the steps taken by the animal protection agency with respect to each complaint.

(3) Each year, within 4 months after the end of the animal protection agency's fiscal year, every animal protection agency shall prepare and submit a report to the minister, in a form acceptable to the minister, that includes the records required to be maintained pursuant to subsections (1) and (2) with respect to the preceding fiscal year.

(4) The minister may, at any time, request any information that the minister considers necessary in order to ascertain whether the Act and these regulations are being complied with.

(5) Every animal protection agency shall retain the records mentioned in subsections (1) and (2) for at least 6 years after the expiration of the year in which the records were created.

PART 4
Other Matters

Search warrants

12(1) The information to be sworn by an animal protection officer pursuant to subsection 14(1) of the Act for the purposes of obtaining a search warrant is to be in Form A.

(2) A search warrant issued pursuant to subsection 14(1) of the Act is to be in Form B.

- (3) An animal protection officer who obtains a search warrant pursuant to section 14 of the Act shall, after executing the warrant, file a report in Form C with the justice of the peace or the provincial court judge who issued the warrant.

Sale of detained animals

13(1) Before selling an animal that has been detained pursuant to the Act, an animal protection agency shall comply with this section.

- (2) An animal protection agency is responsible for any animal that it detains or causes to be detained for the period that the animal is detained.

- (3) Subject to subsection (5), the animal protection agency shall post a notice of the sale, for at least 2 consecutive days before the sale:

(a) at any premises of the animal protection agency that are accessible to the public; and

(b) either:

(i) at the place of sale, if the animal is to be sold by auction;

(ii) at the local detachment of the Royal Canadian Mounted Police; or

(iii) in any public place that the animal protection agency considers appropriate in the circumstances.

- (4) The notice mentioned in subsection (3) must include:

(a) the name and address of the animal protection agency;

(b) a description of the animal; and

(c) the location of the premises where the animal will be offered for sale.

- (5) An animal protection agency is not required to post the notice mentioned in subsection (3) if:

(a) the person responsible for the animal is known to the animal protection agency; and

(b) the animal protection agency has sent a written notice to the person responsible for the animal that the animal protection agency may sell the animal if that person does not, within the period specified by the animal protection agency in the written notice:

(i) comply with any corrective action order that has been issued with respect to the animal; and

(ii) either:

(A) pay to the animal protection agency the expenses incurred with respect to the animal; or

(B) enter into an agreement with the animal protection agency for the payment of the expenses incurred with respect to the animal.

- (6) The proceeds derived from the sale of the detained animal must be applied:
- (a) first, to the expenses incurred in connection with the sale of the animal pursuant to clause 20(1)(b) of the Act; and
 - (b) second, to the expenses mentioned in section 19 of the Act related to the detention.
- (7) Subject to subsection (8), the animal protection agency may retain the balance of the sale proceeds remaining after the payment of the expenses mentioned in subsection (6).
- (8) If the sale proceeds exceed the expenses mentioned in subsection (6):
- (a) within 30 days after the date of the sale of the animal, the person formerly responsible for the animal may claim the balance from the animal protection agency; and
 - (b) on receipt of a claim pursuant to clause (a), the animal protection agency shall pay the balance to that person, on being satisfied that the person was the person responsible for the animal at the time the animal was taken into custody.
- (9) If an animal is sold pursuant to this section, the animal becomes the property of the person to whom it is sold.
- (10) A person responsible for an animal that is detained by an animal protection agency pursuant to the Act may, at any time before the animal is sold pursuant to the Act and these regulations, reclaim the animal by satisfying the animal protection agency that he or she has complied with any corrective action order and by:
- (a) paying to the animal protection agency the expenses incurred with respect to the animal; or
 - (b) entering into an agreement with the animal protection agency for the payment of the expenses incurred with respect to the animal.

Prescribed manner of destroying dogs

14 For the purposes of subsection 29(2) of the Act, a person who destroys a dog shall destroy the dog in a humane manner using a firearm of sufficient calibre to kill the dog quickly and painlessly.

PART 5

Repeal and Coming into Force

RRS c A-21.1 Reg 1 repealed

15 *The Animal Protection Regulations, 2000* are repealed.

Coming into force

16(1) Subject to subsection (2), these regulations come into force on the day on which section 1 of *The Animal Protection Act, 2018* comes into force.

(2) If section 1 of *The Animal Protection Act, 2018* comes into force before the day on which these regulations are filed with the Registrar of Regulations, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

Appendix**PART 1****Forms****FORM A**

[Subsection 12(1)]

**Information to Obtain a Search Warrant
The Animal Protection Act, 2018**

Canada,
Province of Saskatchewan.

This is the information of _____, of _____,
(name of informant) (city, town, etc.)
Saskatchewan, _____ (the "informant") taken before me.
(occupation)

The informant says that: _____

_____.

(Describe animal in distress or likely to be in distress or things to be searched for and,
where applicable, the offence with respect to which search is to be made.)

And that the informant believes on reasonable grounds that the animal described is
in distress, or likely to be in distress, at, or the things described or part of them are
located at, _____,
(land, buildings, etc., to be searched)

and the person responsible is _____, of _____, Saskatchewan.
(name) (city, town, etc.)

(Here add the grounds of belief, whatever they may be.)

Wherefore the informant prays that a search warrant may be granted to search
that _____

(land, buildings, etc.)

for the animal described, or for those things described, as the case may be.

SWORN (OR AFFIRMED) BEFORE ME

at _____, Saskatchewan,
(city, town, etc.)

this _____ day of _____, _____.
(day) (month) (year)

(Signature of informant)

A Justice of the Peace in and for Saskatchewan or
A Judge of the Provincial Court of Saskatchewan.

FORM B
[Subsection 12(2)]

Search Warrant
The Animal Protection Act, 2018

Canada,
Province of Saskatchewan.

To the named animal protection officer(s): _____

(Insert name(s) of animal protection officer(s) to whom this search warrant is being issued.)

Whereas it appears on the oath or affirmation of _____ ,
(name of informant)

of _____ , Saskatchewan, that there are reasonable grounds
(city, town, etc.)

for believing that: _____

*(Describe animal in distress or likely to be in distress or things to be searched for and,
where applicable, the offence with respect to which search is to be made.)*

is/are located at _____ at _____ , Saskatchewan,
(land, buildings, etc., to be searched) (city, town, etc.)

(the “place”)

This is, therefore, to authorize and require you between the hours of _____
(as the justice/judge may direct) to enter into that place and to search for that animal
or those things.

Dated this _____ of _____ , _____ , at _____ , Saskatchewan.
(day) (month) (year) (city, town, etc.)

A Justice of the Peace in and for Saskatchewan or
A Judge of the Provincial Court of Saskatchewan.

Report to a Justice

The Animal Protection Act, 2018

(b) relieved the following animal from distress, or the likelihood of distress, or seized the following things and dealt with them as follows:

Property	
Seized <i>(describe each animal relieved from distress, or the likelihood of distress, or each thing seized)</i>	Disposition <i>(state, with respect to each animal relieved from distress, or the likelihood of distress, the action taken to relieve the animal's distress, or the likelihood of the animal being in distress;)</i> <i>(state, with respect to each thing seized, whether:</i> <div style="margin-left: 40px;"> <i>(i) it was returned to the person lawfully entitled to its possession, in which case the receipt for the thing shall be attached to this report; or</i> <i>(ii) it is being detained to be dealt with according to law, and the location and manner in which, or where applicable, the person by whom, it is being detained.)</i> </div> <i>)</i>

(Signature of animal protection officer)

PART 2
Standards, Codes of Practice and Guidelines
[Sections 3 and 4]

1. *AVMA Guidelines for the Euthanasia of Animals: 2013 Edition*, published by the American Veterinary Medical Association (AVMA).
2. *A Code of Practice for Canadian Cattery Operations* (2009), published by the Canadian Veterinary Medical Association.
3. *A Code of Practice for Canadian Kennel Operations: Third Edition* (2018), published by the Canadian Veterinary Medical Association.
4. *Code of Practice for the Care and Handling of Beef Cattle* (2013), published by the National Farm Animal Care Council.
5. *Code of Practice for the Care and Handling of Bison* (2017), published by the National Farm Animal Care Council.
6. *Code of Practice for the Care and Handling of Dairy Cattle* (2009), published by the National Farm Animal Care Council.
7. *Code of Practice for the Care and Handling of Equines* (2013), published by the National Farm Animal Care Council.
8. *Code of Practice for the Care and Handling of Farmed Fox (*Vulpes vulpes*)* (2013), published by the National Farm Animal Care Council.
9. *Code of Practice for the Care and Handling of Farmed Mink* (2013), published by the National Farm Animal Care Council.
10. *Code of Practice for the Care and Handling of Hatching Eggs, Breeders, Chickens, and Turkeys* (2016), published by the National Farm Animal Care Council.
11. *Code of Practice for the Care and Handling of Horses on PMU Ranches* (2018), developed by Manitoba Agriculture and Pfizer Canada Inc.
12. *Code of Practice for the Care and Handling of Pigs* (2014), published by the National Farm Animal Care Council.
13. *Code of Practice for the Care and Handling of Pullets and Laying Hens* (2017), published by the National Farm Animal Care Council.
14. *Code of Practice for the Care and Handling of Rabbits* (2018), published by the National Farm Animal Care Council.
15. *Code of Practice for the Care and Handling of Sheep* (2013), published by the National Farm Animal Care Council.
16. *Code of Practice for the Care and Handling of Veal Cattle* (2017), published by the National Farm Animal Care Council.
17. *Minimum Standards for Wildlife Rehabilitation*, 4th ed. (2012), published by the International Wildlife Rehabilitation Council and the National Wildlife Rehabilitators Association.
18. *Mush with P.R.I.D.E. Sled Dog Care Guidelines* (3rd ed., 2009), published by Mush with P.R.I.D.E.

19. *Recommended code of practice for the care and handling of farm animals: Goats* (2003), published by the Canadian Agri-Food Research Council.
20. *Recommended code of practice for the care and handling of farm animals: Transportation* (2001), published by the National Farm Animal Care Council.
21. *Recommended code of practice for the care and handling of Farmed Deer (Cervidae)* (1996), published by the Canadian Agri-Food Research Council.

CHAPTER S-35.001 REG 1

The Saskatchewan Value-added Agriculture Incentive Act

Section 24

Order in Council 474/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

- 1 These regulations may be cited as *The Saskatchewan Value-added Agriculture Incentive Regulations*.

Definitions

- 2 In these regulations:

“**Act**” means *The Saskatchewan Value-added Agriculture Incentive Act*;

“**new capital expenditures**” means expenditures described in section 3;

“**qualified person**” means an auditor, engineer or real estate appraiser who is a member in good standing of a professional association recognized by the minister.

Capital expenditures

- 3(1) For the purposes of section 6 of the Act, “**new capital expenditures**” means expenditures made by an applicant with respect to the arm’s length acquisition of any real property and depreciable property that is to be used in Saskatchewan primarily for eligible value-added agriculture activity, and includes:

- (a) subject to clause (k), the land on which the eligible value-added activity takes place;
- (b) the capitalized costs of qualified professional services associated with the new capital expenditures; and
- (c) the capitalized costs of installation of the depreciable property or of a capital lease;

but does not include expenditures with respect to the following:

- (d) automobiles and automotive equipment, including powered industrial lift trucks;

- (e) office equipment;
 - (f) furnishings;
 - (g) portable tools, machinery and equipment;
 - (h) power operated movable equipment for excavating, moving, placing or compacting earth, rock, concrete or asphalt;
 - (i) intellectual property;
 - (j) non-capital lease costs;
 - (k) in the case of the acquisition of land mentioned in clause (a), any excess land, as determined by a qualified person, that the applicant may be able to re-sell, offer for lease or develop for a purpose unrelated to the existing facility or new facility that is the subject of the application.
- (2) In determining the amount of an applicant's capital expenditures for the purposes of subsection 6(4) of the Act, the minister shall use the lesser of the applicant's actual costs and the fair market value of the property acquired or services rendered.
- (3) For the purpose of subsection (2), the applicant must provide evidence satisfactory to the minister with respect to its actual costs.
- (4) For the purposes of this section, "**fair market value**" means the fair market value as determined by the minister based on the report of a qualified person or another person who is satisfactory to the minister.

Review of application

4(1) For the purposes of clause 6(1)(a) of the Act, in the case where a new facility is constructed or an existing facility is expanded solely for the purpose of carrying on all or any of the following activities with respect to a raw or primary agricultural product or any agricultural by-product or waste, that activity is not an eligible value-added agriculture activity:

- (a) cleaning;
 - (b) bagging;
 - (c) handling;
 - (d) storage.
- (2) For the purposes of clause 6(1)(b) of the Act, the applicant must satisfy the minister that it has made at least \$10,000,000 in new capital expenditures.

Interest rate re recovery of overpayment or tax credit to which eligible applicant not entitled

5(1) For the purposes of clause 20(1)(c) of the Act, the rate of interest per annum with respect to the recovery of an SVAI tax credit claimed by an eligible applicant to which that eligible applicant was not entitled is the rate equal to the sum of:

- (a) the prime lending rate of the bank holding the general revenue fund as determined and adjusted in accordance with this section; and
- (b) 3%.

(2) The interest rate set out in this section is to be determined on June 15 and December 15 in each year and:

- (a) the interest rate as determined on June 15 applies to interest on the amount of the tax credit mentioned in the certificate filed pursuant to clause 20(1)(c) of the Act accruing from July 1; and
- (b) the interest rate as determined on December 15 applies to interest on the amount of the tax credit mentioned in the certificate filed pursuant to clause 20(1)(c) of the Act accruing from January 1 of the following year.

Service of notice or documents

6 In addition to the methods mentioned in subsection 23(1) of the Act, any notice, decision or other document required to be given or served may be served:

- (a) by email to the last email address provided to the minister by the person to be served; or
- (b) by any other manner of electronic submission that is satisfactory to the minister.

Coming into force

7(1) Subject to subsection (2), these regulations come into force on the day on which section 1 of *The Saskatchewan Value-added Agriculture Incentive Act* comes into force.

(2) If these regulations are filed with the Registrar of Regulations after the day on which section 1 of *The Saskatchewan Value-added Agriculture Incentive Act* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 57/2018*The Coroners Act, 1999*

Section 64

Order in Council 466/2018, dated September 14, 2018

(Filed September 14, 2018)

Title**1** These regulations may be cited as *The Coroners Amendment Regulations, 2018*.**RRS c C-38.01 Reg 1 amended****2** *The Coroners Regulations, 2000* are amended in the manner set forth in these regulations.**New section 2.2****3 The following section is added after section 2.1:****“Medical assistance in dying****2.2(1)** In this section, **‘medical assistance in dying’** means medical assistance in dying as defined in section 241.1 of the *Criminal Code*.(2) For the purposes of clause 7(1)(a) and section 36 of the Act, **‘self-inflicted’** does not include medical assistance in dying.(3) For the purposes of clause 7(1)(b) of the Act, **‘cause other than disease or sickness’** does not include medical assistance in dying”.**Section 9 amended****4 Clause 9(2)(a) is amended by striking out** “regional health authority for the health region where the transportation took place” **and substituting** “provincial health authority as defined in *The Provincial Health Authority Act*”.**Coming into force****5** These regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 58/2018*The Saskatchewan Employment Act*

Section 2-99

Order in Council 467/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

1 These regulations may be cited as *The Employment Standards Amendment Regulations, 2018 (No.2)*.

RRS c S-15.1 Reg 5, new section 14.1

2 **Section 14.1 of *The Employment Standards Regulations* is repealed and the following substituted:**

“Exemptions for certain roadbuilders

14.1(1) Subject to subsections (2) to (6), sections 2-12 and 2-17, subsections 2-18(1), (2) and (4) and (5) and section 2-19 of the Act do not apply to employees who are engaged in constructing, repairing or maintaining a highway, or assisting in those activities, if the work on a highways is being performed:

- (a) outside a city, town, village or resort village; or
- (b) from a point or points outside any city, town, village or resort village into or through that city, town, village or resort village.

(2) No employer shall require or permit an employee described in subsection (1) to work or to be at the employer’s disposal 100 hours in any two consecutive weeks unless the employee is paid wages at the rate of 1.5 times the employee’s hourly wage for each hour or part of an hour in excess of 100 hours in those two consecutive weeks.

(3) In calculating the number of hours worked in a period of two consecutive weeks during which a public holiday occurs:

- (a) the 100-hour in each two-week period mentioned in subsection (2) is to be reduced by eight hours with respect to each public holiday that occurs in the period; and
- (b) no account is to be taken of any time the employee is required to work or to be at the disposal of the employer on a public holiday.

(4) Unless an employee described in subsection (1) consents otherwise, the employer of the employee shall not require or permit the employee to work or be at the employer’s disposal for more than 14 hours in any given day, except in an emergency circumstance.

(5) Every employer shall establish a fatigue management plan for employees described in subsection (1) that is recognized by the minister.

(6) This section does not apply if the employees described in subsection (1) have a union as their bargaining agent and the employer and the union have agreed respecting the number of hours in a day or week that are to be worked before overtime is paid”.

Coming into force

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

SASKATCHEWAN REGULATIONS 59/2018

The Public Employees Pension Plan Act

Section 26

Order in Council 468/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

1 These regulations may be cited as *The Public Employees Pension Plan (Designations) Amendment Regulations, 2018 (No. 2)*.

RRS c P-36.2 Reg 2, Appendix amended

2 The following items are added after item 24.5 in Table 1 of the Appendix to *The Public Employees Pension Plan Regulations, 2015*:

“ 24.6	Canadian Public Safety Operations Organization	permanent and non-permanent employees who: <ul style="list-style-type: none"> (a) do not make contributions to any other pension or superannuation plan administered by the employer or in which the employer participates; (b) were hired on or after July 1, 2018; and (c) are employed by the employer in Saskatchewan
24.7	East Central Newcomer Welcome Centre Inc.	permanent and non-permanent employees who were: <ul style="list-style-type: none"> (a) employees of the East Central Newcomer Welcome Centre Inc. on September 1, 2018; or (b) hired on or after September 1, 2018”.

Coming into force

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

SASKATCHEWAN REGULATIONS 60/2018*The Municipal Employees' Pension Act*

Subclause 2(r)(ix) and Section 57

Order in Council 469/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

1 These regulations may be cited as *The Municipal Employees' Pension (Employer Designation) Amendment Regulations, 2018*.

RRS c M-26 Reg 1, Appendix amended

2 The Appendix to *The Municipal Employees' Pension Regulations* is repealed and the following substituted:

“Appendix
[Section 3]

Item	Column 1 Group or Organization	Column 2 Effective Date of Designation
1.	Art Hauser Centre Board Inc.	July 1, 2006
2.	Assiniboia Pioneer Lodge	January 3, 1978
3.	Buffalo Narrows Local Community Area No. 1	September 26, 1978
4.	Canadian Public Safety Operations Organization, with respect to its employees in Saskatchewan who, on June 30, 2018, were members of the plan	July 1, 2018
5.	Canora Rural Public Utility Board	July 1, 2006
6.	City of Yorkton	January 2, 1979
7.	Green Lake Local Community Area No. 7	April 1, 1981
8.	Highway 55 Waste Management Corporation	January 1, 2011
9.	Moose Jaw Economic Development Authority	January 1, 2001
10.	Northern Teacher Education Management Board	June 29, 1984
11.	Prince Albert Rural Water Utility	July 1, 2004
12.	The Rural Municipal Administrators' Association of Saskatchewan	July 1, 1996
13.	Saskatchewan Association of School Business Officials	September 1, 1996
14.	Saskatchewan League of Educational Administrators, Directors and Superintendents	January 1, 2011
15.	Sask. Landing Regional Water Pipeline Utility	January 1, 2013
16.	Southwest Waste Management Authority	January 1, 2013
17.	Touchwood Hills Regional Landfill Inc.	March 1, 2005
18.	Urban Municipal Administrators' Association of Saskatchewan	February 1, 2009

Item	Column 1 Group or Organization	Column 2 Effective Date of Designation
19.	Yorkton Housing Authority	January 1, 2001
20.	Yorkville Public Utility Board	January 1, 2013.

NOTE: Effective dates before 1982 that are listed in Column 2 refer to the dates of the original orders declaring the group or organization to be an employer within the meaning of *The Municipal Employees' Superannuation Act* and are listed for ease of reference only. ”.

Coming into force

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

SASKATCHEWAN REGULATIONS 61/2018

The Health Information Protection Act

Section 63

Order in Council 470/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

1 These regulations may be cited as *The Health Information Protection Amendment Regulations, 2018*.

RRS c H-0.021 Reg 1 amended

2 *The Health Information Protection Regulations* are amended in the manner set forth in these regulations.

Section 4 amended

3 Subsection 4(1) is amended:

(a) in clause (b) by striking out “Department” and substituting “Ministry”; and

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

“(d) the provincial health authority”.

New section 5.3

4 The following section is added after section 5.2:

“Disclosure of personal health information by trustees

5.3(1) For the purposes of clause 27(4)(p) of the Act, a trustee may disclose personal health information:

(a) for the purpose of complying with any Act of the Parliament of Canada or any regulation made pursuant to any Act of the Parliament of Canada; or

(b) to a committee established by the provincial health authority to review or study requests for, or the delivery of services associated with, medical assistance in dying as defined in section 241.1 of the *Criminal Code*, and in those cases, the committee:

(i) must use the information only for the purpose for which it was disclosed;

(ii) subject to subsection (2), must not make a further disclosure of the information; and

(iii) must take reasonable steps to preserve the confidentiality of the information.

(2) A committee mentioned in clause (1)(b) may make a further disclosure of personal health information, as may be permitted by the Act or these regulations, but the further disclosure must be made only through or by the chairperson of the committee”.

Section 6 amended

5 Section 6 is amended by striking out “a regional health authority” and substituting “the provincial health authority”.

Section 6.4 amended

6(1) Subsection 6.4(1) is amended:

(a) in the portion of clause (b) preceding subclause (i) by striking out “a regional health authority or an affiliate for the purpose of verifying the eligibility of an individual to participate in a program of, or receive a service from, the minister, government institution, regional health authority” and substituting “the provincial health authority or an affiliate for the purpose of verifying the eligibility of an individual to participate in a program of, or receive a service from, the minister, government institution, the provincial health authority”; and

(b) in clause (c) by striking out “a regional health authority or an affiliate for the purpose of verifying the accuracy of registration information held by the minister, the government institution, regional health authority” and substituting “the provincial health authority or an affiliate for the purpose of verifying the accuracy of registration information held by the minister, the government institution, the provincial health authority”.

(2) Subsection 6.4(2) is amended:

(a) in clause (a) by striking out “a regional health authority or” and substituting “the provincial health authority or an”; and

(b) in clause (b) by striking out “a regional health authority or” and substituting “the provincial health authority or an”.

(3) Subsection 6.4(3) is amended by striking out “a regional health authority” and substituting “the provincial health authority”.

Section 7.1 amended

7 Subclause 7.1(1)(e)(i) is repealed and the following substituted:

“(i) the provincial health authority”.

Coming into force

8(1) Subject to subsection (2), these regulations come into force on November 1, 2018.

(2) If these regulations are filed with the Registrar of Regulations after November 1, 2018, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 62/2018*The Vital Statistics Act, 2009*

Section 104

Order in Council 471/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

1 These regulations may be cited as *The Vital Statistics (Medical Certificate of Death) Amendment Regulations, 2018*.

RRS c V-7.21 Reg 1, section 14 amended

2 *The Vital Statistics Regulations, 2010* are amended by adding the following subsections after subsection 14(2):

“(2.1) For the purposes of subclause(2)(a)(ii), if a death occurs as a result of the provision of medical assistance in dying as defined in section 241.1 of the *Criminal Code*, the manner of death is to be recorded as ‘unclassified’.

“(2.2) Subsection (2.3) applies if, before the coming into force of subsection (2.1):

- (a) a death occurred as a result of the provision of medical assistance in dying as defined in section 241.1 of the *Criminal Code*;
- (b) the medical certificate of death for that death was registered with the manner of death recorded as a category other than ‘unclassified’; and
- (c) there is nothing otherwise unusual about the death.

“(2.3) The recording mentioned in clause (2.2)(b) constitutes an error of fact for the purposes of an application pursuant to subsection 96(4) of the Act in the circumstances set out in subsection (2.2)”.

Coming into force

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

RÈGLEMENT DE LA SASKATCHEWAN 62/2018*Loi de 2009 sur les services de l'état civil*

Article 104

Décret 471/2018, en date du 14 septembre 2018

(Déposé le 14 septembre 2018)

Titre

1 *Règlement modificatif de 2018 sur les services de l'état civil (certificat médical de décès).*

RRS c V-7.21 Règl 1, modification de l'article 14

2 Le *Règlement de 2010 sur les services de l'état civil* est modifié par insertion des paragraphes suivants après le paragraphe 14(2) :

« (2.1) Pour l'application du sous-alinéa (2)a)(ii), lorsque le décès survient par suite de la prestation d'aide médicale à mourir au sens défini à l'article 241.1 du *Code criminel*, la manière dont s'est fait le décès est consignée de la façon suivante : "hors catégories".

« (2.2) Le paragraphe (2.3) s'applique dans le cas où, avant l'entrée en vigueur du paragraphe (2.1), les circonstances suivantes étaient réunies :

- a) le décès est survenu par suite de la prestation d'aide médicale à mourir au sens défini à l'article 241.1 du *Code criminel*;
- b) à l'enregistrement du certificat médical de décès pour ce décès, une catégorie autre que "hors catégories" a été utilisée pour consigner la manière dont s'est fait le décès;
- c) le décès n'a rien d'insolite par ailleurs.

« (2.3) La consignation mentionnée à l'alinéa (2.2)b) constitue une erreur de fait à l'égard d'une demande présentée en vertu du paragraphe 96(4) de la Loi dans les circonstances énoncées au paragraphe (2.2) ».

Entrée en vigueur

3 Le présent règlement entre en vigueur à la date de son dépôt auprès du registraire des règlements.

SASKATCHEWAN REGULATIONS 63/2018*The Wildlife Habitat Protection Act*

Section 3

Order in Council 472/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

1 These regulations may be cited as *The Wildlife Habitat and Ecological Lands Designation Amendment Regulations, 2018 (No. 4)*.

RRS c W-13.2 Reg 4, Appendix amended

2 **The Appendix to *The Wildlife Habitat and Ecological Lands Designation Regulations* is amended:**

(a) by repealing item 248 and substituting the following:

“248 All those lands in Township 50, in Range 8, west of the Second Meridian, described as follows:

- (a) the north-east quarter of Section 5;
- (b) Section 8;
- (c) the south half of Section 17;
- (d) the south-east quarter of Section 23;
- (e) Section 24;
- (f) the north-east quarter of Section 25”;

(b) by repealing item 301 and substituting the following:

“301 All those lands in Township 51, in Range 10, west of the Second Meridian, described as follows:

- (a) the north-west quarter of Section 2;
- (b) the north-west quarter of Section 10;
- (c) the south-east quarter of Section 11;
- (d) that portion of the north-east quarter of Section 29 lying to the north of the canal;
- (e) that portion of the south-east quarter of Section 32 lying to the north of the canal”;

(c) by repealing item 336 and substituting the following:

“336 The north-west quarter of Section 11, in Township 24, in Range 12, west of the Second Meridian”;

(d) by repealing item 417 and substituting the following:

“417 The north half of Section 29, in Township 30, in Range 16, west of the Second Meridian”;

(e) by repealing item 445 and substituting the following:

“445 All those lands in Township 49, in Range 17, west of the Second Meridian, described as follows:

- (a) that portion of the north half of Section 18 lying to the south of the right bank of the Saskatchewan River;
- (b) that portion of the south half of Section 29 lying to the south of the right bank of the Saskatchewan River”;

(f) by repealing item 541 and substituting the following:

“541 All those lands in Township 3, in Range 23, west of the Second Meridian, described as follows:

- (a) that portion of Section 1 not covered by the waters of Big Muddy Lake;
- (b) Section 2;
- (c) Section 3;
- (d) Section 4;
- (e) Section 5;
- (f) the east half of Section 6;
- (g) the east half of Section 7;
- (h) Section 8;
- (i) Section 9;
- (j) Section 10;
- (k) Section 11;
- (l) that portion of Section 12 not covered by the waters of Big Muddy Lake;
- (m) that portion of Section 13 not covered by the waters of Big Muddy Lake;
- (n) Section 14;
- (o) Section 15;
- (p) Section 16;
- (q) Section 17;
- (r) Section 18;
- (s) the south half of Section 19;
- (t) the west half and south-east quarter of Section 20;
- (u) the south-east quarter of Section 21;
- (v) the west half of Section 22;
- (w) the east half of Section 23;
- (x) the west half of Section 24;
- (y) the south-west quarter of Section 25;

- (z) Section 27;
- (aa) Section 28;
- (bb) that portion of Section 29 not covered by the waters of Bullkin Lake;
- (cc) the north half of Section 30;
- (dd) the south half of Section 31;
- (ee) that portion of the north-east quarter of Section 32 not covered by the waters of Bullkin Lake;
- (ff) the north-east quarter of Section 33;
- (gg) Section 34;
- (hh) the west half of Section 35”;

(g) by repealing item 814 and substituting the following:

“814 All those lands in Township 46, in Range 5, west of the Third Meridian, described as follows:

- (a) the north-west quarter of Section 13;
- (b) the north-east quarter of Section 23;
- (c) the south-east quarter of Section 25”;

(h) by repealing item 855 and substituting the following:

“855 All those lands in Township 21, in Range 7, west of the Third Meridian, described as follows:

- (a) the south half of Section 6;
- (b) the south-west quarter of Section 11;
- (c) that portion of the south-west quarter of Section 18 covered by the waters of Lake Diefenbaker;
- (d) that portion of Section 19 that is Crown owned;
- (e) the south half and north-west quarter of Section 29;
- (f) that portion of Section 30 not covered by the waters of Lake Diefenbaker;
- (g) that portion of Section 31 not covered by the waters of Lake Diefenbaker;
- (h) the south-west quarter of Section 32 and that portion of the north half of Section 32 lying along the right bank of Lake Diefenbaker that is Crown owned”;

(i) by repealing item 912 and substituting the following:

“912 All those lands in Township 46, in Range 8, west of the Third Meridian, described as follows:

- (a) the north-west quarter of Section 10 and that portion of the south-east quarter of Section 10 not covered by the waters of Lac La Pêche;
- (b) the north half and south-east quarter of Section 11;

- (c) the west half of Section 15;
- (d) the north-west quarter of Section 16;
- (e) the west half and south-east quarter of Section 17”;

(j) by repealing item 944 and substituting the following:

“944 All those lands in Township 46, in Range 9, west of the Third Meridian, described as follows:

- (a) the south-east quarter of Section 7;
- (b) Section 11;
- (c) the north-east quarter of Section 13;
- (d) the south-east quarter of Section 19;
- (e) the north-east quarter of Section 21;
- (f) the south-east quarter of Section 24”;

(k) by repealing item 981 and substituting the following:

“981 All those lands in Township 54, in Range 10, west of the Third Meridian, described as follows:

- (a) the east half of Section 2;
- (b) the south-east quarter of Section 11;
- (c) the north-east quarter of Section 14;
- (d) the south-east quarter of Section 16;
- (e) the north-west and south-east quarters of Section 23;
- (f) the south-west quarter of Section 31”;

(l) by repealing item 1019 and substituting the following:

“1019 All those lands in Township 31, in Range 12, west of the Third Meridian, described as follows:

- (a) the north-west quarter of Section 15;
- (b) the south-west quarter of Section 22;
- (c) Section 25;
- (d) the east half of Section 26;
- (e) the north-east quarter of Section 33;
- (f) the south-east quarter of Section 35 and that portion of the north half of Section 35 covered by the waters of Crystal Beach Lake;
- (g) the east half and south-west quarter of Section 36 and that portion of the north-west quarter of Section 36 covered by the waters of Crystal Beach Lake”;

(m) by repealing item 1103 and substituting the following:

“1103 All those lands in Township 61, in Range 14, west of the Third Meridian, described as follows:

- (a) the north-east quarter of Section 17;
- (b) the north-west quarter of Section 18;
- (c) Section 19;
- (d) the east half and south-west quarter of Section 20;
- (e) the north half of Section 21;
- (f) the south half of Section 29;
- (g) that portion of the north-west quarter of Section 31 lying to the left of the left bank of the Beaver River;
- (h) Section 33;
- (i) Section 34”;

(n) by repealing item 1132 and substituting the following:

“1132 All those lands in Township 61, in Range 15, west of the Third Meridian, described as follows:

- (a) the south-east quarter of Section 2;
- (b) the west half of Section 4;
- (c) Section 5;
- (d) Section 6;
- (e) the north half and south-west quarter of Section 7;
- (f) the south-east quarter of Section 8;
- (g) the south-west quarter of Section 9;
- (h) the west half of Section 18;
- (i) Section 19;
- (j) the south-east quarter of Section 23;
- (k) the south-west quarter and that portion of the north-west quarter of Section 26 lying outside the Provincial Forest;
- (l) that portion of the south half of Section 27 lying outside the Provincial Forest;
- (m) that portion of the north-east quarter of Section 28 lying outside the Provincial Forest;
- (n) that portion of the north half of Section 29 lying outside the Provincial Forest;
- (o) that portion of the south-west quarter of Section 30 lying outside the Provincial Forest;
- (p) that portion of the south-west quarter of Section 35 lying outside the Provincial Forest;
- (q) that portion of the south-west quarter of Section 36 lying outside the Provincial Forest”;

(o) by repealing item 1146 and substituting the following:

“1146 All those lands in Township 34, in Range 16, west of the Third Meridian, described as follows:

- (a) the north half of Section 2;
- (b) the south-west quarter of Section 4;
- (c) the north-east quarter of Section 10;
- (d) Section 11;
- (e) the south-west quarter of Section 13;
- (f) the north-east quarter of Section 16;
- (g) the north-west quarter of Section 21;
- (h) the north-east quarter of Section 22;
- (i) the south-east quarter of Section 23;
- (j) the north-west quarter of Section 25;
- (k) Section 29;
- (l) the south half of Section 32;
- (m) the north half of Section 35;
- (n) the north-west and south-east quarters of Section 36”;

(p) by repealing item 1277 and substituting the following:

“1277 All those lands in Township 47, in Range 20, west of the Third Meridian, described as follows:

- (a) that portion of the north-west quarter of Section 2 lying to the left of the left bank of the North Saskatchewan River;
- (b) that portion of the north-east quarter of Section 20 lying to the left of the left bank of the North Saskatchewan River;
- (c) those portions of the west half of Section 29 lying to the left of the left bank of the North Saskatchewan River”;

(q) by repealing item 1308;

(r) by repealing item 1354 and substituting the following:

“1354 All those lands in Township 48, in Range 22, west of the Third Meridian, described as follows:

- (a) the east half of Section 4;
- (b) that portion of the north half of Section 9 that is Crown owned;
- (c) the east half of Section 11;
- (d) that portion of the south-east quarter of Section 16 covered by the waters of Wilson Lake;
- (e) that portion of the north half of Section 17 that is Crown owned;
- (f) the west half and south-east quarter of Section 20;

- (g) the east half and north-west quarter of Section 24;
- (h) Section 26;
- (i) the east half and north-west quarter of Section 29;
- (j) the south-east quarter of Section 32;
- (k) the north-east quarter of Section 34;
- (l) Section 36”;

(s) by repealing item 1398 and substituting the following:

“1398 All those lands in Township 51, in Range 23, west of the Third Meridian, described as follows:

- (a) those portions of the south-east and north-west quarters of Section 1 not covered by the waters of the North Saskatchewan River;
- (b) those portions of the east half and the north-west quarter of Section 11 not covered by the waters of the North Saskatchewan River;
- (c) the south-east quarter of Section 12;
- (d) Section 29”;

(t) by repealing item 1402 and substituting the following:

“1402 All those lands in Township 55, in Range 23, west of the Third Meridian, described as follows:

- (a) the north-east quarter of Section 2;
- (b) the east half of Section 11”;

(u) by repealing item 1455 and substituting the following:

“1455 All those lands in Township 6, in Range 25, west of the Third Meridian, described as follows:

- (a) the south-east quarter of Section 2;
- (b) the north half of Section 10;
- (c) the east half and north-west quarter of Section 11;
- (d) the south half and north-east quarter of Section 12;
- (e) the north-west quarter of Section 13;
- (f) Section 14;
- (g) Section 15;
- (h) Section 16;
- (i) the east half of Section 17;
- (j) the north-east quarter of Section 18;
- (k) the south-east quarter of Section 20;
- (l) Section 21;
- (m) Section 22;

- (n) Section 23;
- (o) the east half of Section 24;
- (p) the east half of Section 25;
- (q) the west half and south-east quarter of Section 26;
- (r) the west half of Section 27;
- (s) the east half, south-west quarter and Legal Subdivisions 13 and 14 of Section 28;
- (t) Section 32;
- (u) the south half of Section 33;
- (v) the east half of Section 36”;

(v) by repealing item 1468 and substituting the following:

“1468 All those lands in Township 41, in Range 25, west of the Third Meridian, described as follows:

- (a) Legal Subdivisions 13 to 16, inclusive, of Section 24;
- (b) Legal Subdivisions 1 to 4, inclusive, and 13 and 16 of Section 25;
- (c) the west half of Section 31;
- (d) the north-west quarter of Section 33;
- (e) the north-west quarter of Section 34;
- (f) Section 35;
- (g) Legal Subdivisions 1, 5, 8, 12 and 13 of Section 36”;

(w) by repealing item 1480 and substituting the following:

“1480 All those lands in Township 55, in Range 25, west of the Third Meridian, described as follows:

- (a) the north-east quarter of Section 1;
- (b) Section 12;
- (c) the east half of Section 13;
- (d) the south-west quarter of Section 24;
- (e) Section 25;
- (f) the east half and north-west quarter of Section 26”.

Coming into force

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

SASKATCHEWAN REGULATIONS 64/2018*The Electrical Inspection Act, 1993*

Section 34

Order in Council 473/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

1 These regulations may be cited as *The Electrical Code Amendment Regulations, 2018*.

RRS c E-6.3 Reg 16 amended

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

New section 3

3 Section 3 is repealed and the following substituted:

“Code adopted

3 For the purposes of subsection 5(1) of the Act, the *Canadian Electrical Code, Part I* (twenty-fourth edition), being Canadian Standards Association standard C22.1-18, is prescribed as the latest edition of the *Canadian Electrical Code*”.

New section 4

4 Section 4 is repealed and the following substituted:

“Code amended

4 For the purposes of subsection 5(2) of the Act, the *Canadian Electrical Code, Part I* (twenty-fourth edition), being Canadian Standards Association standard C22.1-18, is amended by adding the following as Rule 2-035:

“2-035 Oil and Gas Field Installations

Installations for oil and gas fields shall comply with the *Code for Electrical Installations at Oil and Gas Facilities, Fourth Edition, 2015*, as published and distributed by Saskatchewan Power Corporation”.

Coming into force

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

SASKATCHEWAN REGULATIONS 65/2018*The Oil and Gas Conservation Act*

Sections 16, 18, 18.2, 19 and 20.98

Order in Council 476/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

1 These regulations may be cited as *The Oil and Gas Conservation (Miscellaneous) Amendment Regulations, 2018*.

RRS c O-2 Reg 6 amended

2 *The Oil and Gas Conservation Regulations, 2012* are amended in the manner set forth in these regulations.

Section 2 amended

3 Subsection 2(1) is amended:

(a) in clause (a) by striking out “56(4)” and substituting “56(6)”;

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

“(b.1) ‘**allowable rate of production**’ means, in the case of a completion, the amount of oil or gas a well is authorized to produce subject to any applicable penalty factors”;

(c) by adding the following clause after clause (f):

“(f.01) ‘**boss wellbore**’ means the first wellbore drilled in a well”;

(d) by adding the following clause after clause (f.1):

“(f.2) ‘**completion**’ means a set of one or more wellbore contact intervals that function in unison to produce or inject fluids or to monitor reservoir performance”;

(e) by repealing clause (g) and substituting the following:

“(g) ‘**condensate**’ means a liquid hydrocarbon product with a density equal to or less than 780 kilograms per cubic metre that:

- (i) existed in the reservoir in a gaseous phase at original conditions; and
- (ii) is recovered from a gas stream when pressure and temperature are reduced to not lower than those at atmospheric conditions”;

(f) in subclause (j)(ii) by striking out “zone” and substituting “pool”;

(g) by adding the following clause after clause (o):

“(o.1) ‘**fresh water**’ means water that has a total dissolved solid concentration of less than 4 000 milligrams per litre”;

(h) by repealing clause (p);

(i) in subclause (s)(ii) by striking out “zone” and substituting “pool”;

(j) in subclause (u)(i):

(i) in paragraph (A) by striking out “zone” wherever it appears and in each case substituting “pool”; and

(ii) in paragraph (B) by striking out “zone” wherever it appears and in each case substituting “pool”;

(k) by repealing clause (y);

(l) in clause (z) by adding “condensate or” after “producing”;

(m) by repealing clause (aa) and substituting the following:

“(aa) ‘operator’ means:

(i) a person who, as owner, licensee, lessee, sublessee or assignee, has the right to carry on drilling, construction, operation, decommissioning or abandonment of a well or facility and the reclamation of the well or facility site;

(ii) in the case of a pipeline, operator as defined in *The Pipeline Regulations, 2000*;

(iii) a contractor who on behalf of the person mentioned in subclause (i) or (ii) engages in any of the activities described in that subclause; or

(iv) the person designated by the minister as the operator of the well or facility”;

(n) by repealing clause (ee) and substituting the following:

“(ee) ‘productive horizontal section’ means the section of a horizontal well from the intermediate casing point or equivalent to the bottom hole of the wellbore”;

(o) by repealing clause (jj) and substituting the following:

“(jj) ‘reclamation’ means the process of:

(i) decontaminating, excavating, removing, sequestering, encapsulating, immobilizing, attenuating, degrading, processing or treating the contaminants in the soil or water in a manner so that, in the opinion of the minister, the contaminants no longer pose a threat or risk to human health, public safety, property or the environment; and

(ii) re-contouring, landscaping, replacing or replenishing the topsoil and re-vegetating the surface of the soil so that it is compatible with its surroundings”;

(p) by repealing clause (kk) and substituting the following:

“(kk) ‘segregate’ means to confine each fluid in a well to the proper flow channel of that fluid so that the fluid is separated from all fluids in any other flow channel”;

(q) in clause (nn) by striking out “, structure test hole, oil shale core hole” wherever it appears;

(r) by adding the following clauses after clause (nn):

“(nn.1) ‘**spacing area E**’ means the area established by minister’s order dated May 17, 2017 pursuant to section 17 of the Act;

“(nn.2) ‘**stratigraphic unit**’ means any approved interval definable with respect to a geological formation or unit”;

(s) by repealing clause (oo);

(t) by repealing clause (rr) and substituting the following:

“(rr) ‘**unique well identifier**’ or ‘**UWI**’ means the identifier assigned by the minister to a wellbore and applied to a completion to provide a unique alphanumeric identity that includes the bottom hole land description for the wellbore”;

(u) in clause (ss) by striking out “56(4)” and substituting “56(6)”;

(v) in the portion of clause (xx) after subclause (iii) by striking out “, structure test holes or oil shale core holes”;

(w) by adding the following clause after clause (xx):

“(xx.1) ‘**wellbore**’ means a path drilled from the location where the drill bit is planned to or does penetrate the earth to a terminating point”; **and**

(x) by repealing clause (zz).

New section 3.1

4 The following section is added after section 3:

“Directives

3.1 Every operator shall comply with the directives adopted by order of the minister pursuant to section 17 of the Act”.

Section 5 amended

5(1) Subsection 5(2) is amended by striking out “prescribed” and substituting “specified”.

(2) Subsection 5(3) is amended by striking out “name, licence number and unique well identifier of the well” and substituting “licence number and unique well identifier of the boss wellbore”.

(3) Subsection 5(4) is amended by adding “in an approved form and manner and within 14 days after the minister requests the additional information or any longer period that may be specified by the minister” after “these regulations”.

Section 11 repealed

6 Section 11 is repealed.

New section 12**7 Section 12 is repealed and the following substituted:****“Eligibility requirements to hold or be issued a licence**

12(1) No person is eligible to hold or be issued a licence for a well or facility unless:

- (a) that person:
 - (i) in the case of a facility, is a working interest participant; or
 - (ii) in the case of a well:
 - (A) is a working interest participant; and
 - (B) has the right to produce the oil or gas from the well or has the right to drill or operate the well; and
 - (b) if that person is carrying on a business, that person’s business is registered to lawfully carry on business in Saskatchewan.
- (2) Unless otherwise approved by the minister, no licence shall be issued to, or transferred to or from, a person if:
- (a) that person:
 - (i) is a first-time applicant and has not paid the required fee pursuant to section 16;
 - (ii) has not paid the required annual orphan fund levy pursuant to section 119; or
 - (iii) owes any money to the Crown in right of Saskatchewan; or
 - (b) that person’s business is not registered to lawfully carry on business in Saskatchewan.
- (3) The minister may suspend or cancel a licence pursuant to section 12 of the Act if the licensee does not meet the eligibility requirements specified in this section”.

Section 13 repealed**8 Section 13 is repealed.****Section 14 amended****9 Subsection 14(1) is repealed and the following substituted:**

- “(1) An applicant shall set out in an application for a licence:
- (a) the stratigraphic unit to which the well will be drilled; and
 - (b) the pool in which the well is expected to be completed”.

New section 21**10 Section 21 is repealed and the following substituted:****“Licence to re-enter a well**

21 A person shall submit a new application for a licence to the minister if the person intends:

- (a) to commence operations for:
 - (i) re-entering and re-drilling an abandoned well; or
 - (ii) re-drilling a vertical well to bottom in a deeper stratigraphic unit; or

- (b) to re-enter the well to create a well with a trajectory different than that of the previously licensed well”.

Section 22 amended

11 Clause 22(1)(d) is repealed and the following substituted:

- “(d) undertaking remedial operations for the purposes of eliminating a vent flow, gas migration or leaking open-hole abandonment;
- “(e) undertaking remedial operations for the purpose of repairing the casing or cement in a well”.

Section 25 amended

12(1) Subsection 25(1) is amended in the portion preceding clause (a) by striking out “, structure test hole or oil shale core hole”.

(2) Subsection 25(2) is repealed and the following substituted:

“(2) Unless otherwise approved by the minister on an application pursuant to section 6, no person shall drill a well for which the surface centre of the well is located within 125 metres of:

- (a) a water body;
- (b) an occupied dwelling;
- (c) a public facility; or
- (d) an urban centre”.

(3) Subsection 25(3) is amended by striking out “, structure test hole or oil shale core hole”.

Section 27 amended

13 Clause 27(2)(b) is amended:

- (a) in the portion preceding subclause (i) by striking out “zones” and substituting “stratigraphic units”; and**
- (b) by repealing subclause (ii) and substituting the following:**

“(ii) a temperature log or cement bond log must be run in order to evaluate the cement bond to the casing and to the formation”.

Section 28 amended

14 Subsection 28(1) is repealed and the following substituted:

“(1) Subject to subsection (2), no operator shall depart from or vary a program of drilling operations, if the departure or variation is inconsistent with the disclosure responses made at the time of licensing, unless the minister, on application pursuant to section 6, approves the departure or variation”.

New section 29

15 Section 29 is repealed and the following substituted:

“Multi-zone wells

29(1) An application for approval to complete a well as a multi-zone well must be submitted to the minister in an approved form and manner.

(2) No licensee of a multi-zone well shall modify, or cause or permit to be modified, the subsurface installation or producing interval of the well or conduct remedial work on the well unless the licensee, on application pursuant to section 6, first obtains approval from the minister”.

Section 30 amended

16 Section 30 is amended by striking out “35” and substituting “34”.

Section 31 amended

17 Subsection 31(1) is amended in the portion preceding clause (a) by striking out “and in section 35”.

Section 33 amended

18(1) Subsection 33(1) is amended by striking out “a maximum allowable” and substituting “an allowable”.

(2) Subsection 33(2) is amended by striking out “a maximum allowable” and substituting “an allowable”.

(3) Subsection 33(3) is amended by striking out “a maximum allowable” and substituting “an allowable”.

New section 34

19 Section 34 is repealed and the following substituted:

“Application for off-target wells

34(1) A person shall apply to the minister pursuant to section 6 for an approval for:

- (a) a well to be drilled at a location other than the target area mentioned in section 33; or**
- (b) the well mentioned in clause (a) to be completed and produced.**

(2) The minister may require public notice to be given for any application made pursuant to subsection (1)”.

Sections 35 to 37 repealed

20 Sections 35 to 37 are repealed.

New section 38

21 Section 38 is repealed and the following substituted:

“Set-back distances

38(1) Subject to subsection (2), unless otherwise ordered by the minister pursuant to section 17 or 17.1 of the Act:

- (a) the productive section of a horizontal well drilled within spacing area E must be set back:**
 - (i) a minimum of 100 metres from a diversely owned lease boundary; and**
 - (ii) 100 metres from a productive vertical well or from the productive horizontal section of another horizontal well; or**
- (b) in the case of a horizontal well not included in spacing area E:**
 - (i) the entire productive horizontal section of a horizontal well must be set back a minimum of 100 metres from a diversely owned lease boundary; and**
 - (ii) the productive horizontal section of a horizontal well must be set back a minimum of 150 metres from a productive vertical well or from the productive horizontal section of another horizontal well.**

(2) If a horizontal well contravenes the set-back distances mentioned in subsection (1) without the approval of the minister, the well must not be completed or placed on production”.

Section 39 repealed

22 Section 39 is repealed.

Section 40 amended

23(1) Subsection 40(3) is repealed.

(2) Subsection 40(4) is repealed.

Section 41 amended

24 Subsection 41(2) is amended by striking out “or structure test hole”.

Sections 42 and 43 repealed

25 Sections 42 and 43 are repealed.

Section 44 amended

26(1) Subsection 44(1) is amended by striking out “, structure test hole or oil shale core hole”.

(2) Subsection 44(2) is amended by striking out “, structure test hole or oil shale core hole”.

(3) Subsection 44(3) is amended:

(a) in the portion preceding clause (a) by striking out “, structure test hole or oil shale core hole”;

(b) in clause (a) by striking out “, structure test hole or oil shale core hole”; and

(c) in clause (b) by striking out “, structure test hole or oil shale core hole”.

(4) Subsection 44(4) is amended by striking out “, structure test hole or oil shale core hole”.

(5) Subsection 44(5) is repealed and the following substituted:

“(5) Before any work to abandon a well is commenced, the licensee shall apply for approval pursuant to section 6, to abandon the well”.

(6) Subsection 44(7) is repealed.

Section 45 amended

27 Clause 45(2)(a) is amended by striking out “zone” wherever it appears and in each case substituting “stratigraphic unit”.

Section 48 repealed

28 Section 48 is repealed.

New section 50

29 Section 50 is repealed and the following substituted:

“Gas or product conservation

50(1) The minister may require the operator of an oil well from which gas is produced, or of another well producing or capable of producing gas, to:

(a) restrict or discontinue the production of gas from the well; or

(b) collect and either:

(i) utilize the gas produced; or

(ii) sell the gas produced.

(2) The minister may require an operator mentioned in subsection (1) to conduct a test of the content of any gas produced and if, in the opinion of the minister, a product is present in an economic quantity that justifies extraction, the minister may require the separation, conservation and utilization of the product”.

Section 52 amended

30 Section 52 is amended by striking out “zone” wherever it appears and in each case substituting “pool”.

Section 53 amended

31(1) Subsection 53(1) is repealed.

(2) Subsection 53(2) is repealed.

(3) Subsection 53(4) is repealed and the following substituted:

“(4) Notwithstanding any approval granted pursuant to subsection (3), no operator shall allow oil-and-gas wastes or non-oil-and-gas substances to constitute a hazard to public health or safety or to contaminate fresh water or arable land”.

(4) Subsection 53(6) is repealed.

(5) Subsection 53(7) is repealed and the follow substituted:

“(7) In addition to the requirement to test and inspect in subsection (5), the minister may at any time require an operator to:

- (a) conduct additional tests or inspections; and
- (b) submit the results of the additional tests and inspections within the time and in the manner specified by the minister”.

(6) Subsection 53(8) is repealed.

New section 54

32 Section 54 is repealed and the following substituted:

“Enhanced recovery projects

54(1) An operator who wishes to conduct any project for the enhanced recovery of oil or gas through the use of re-pressuring, pressure maintenance or other stimulation techniques including the introduction of oil, gas or other substances or energy, shall provide the minister with:

- (a) a plan in an approved form and manner for the enhanced recovery project; and
 - (b) any other information that the minister may require.
- (2)** On receipt of a plan pursuant to subsection (1), the minister may:
- (a) if the minister is satisfied that the plan complies with the Act and these regulations, approve the plan, subject to any terms and conditions that the minister considers appropriate; or
 - (b) refuse to approve the plan.
- (3)** If the minister approves a plan for the enhanced recovery of oil or gas pursuant to subsection (2), the operator shall notify the minister of:
- (a) the commencement date of operations, within 14 days after the commencement; and
 - (b) the discontinuance of the operations and of the reasons for the discontinuance, within 14 days after the discontinuance”.

New section 56**33 Section 56 is repealed and the following substituted:****“Decommissioning and reclamation of well and facility sites**

56(1) On completion of abandonment of a well, the licensee or the operator shall:

- (a) conduct an environmental site assessment in a manner specified by the minister;
- (b) decommission the well site to standards specified by the minister;
- (c) reclaim the well site to standards specified by the minister;
- (d) reclaim any area that is beyond the boundaries of the well site and that, in the opinion of the minister, has been damaged, contaminated or otherwise adversely affected by the operations of the well; and
- (e) conduct a detailed site assessment in the manner specified by the minister.

(2) On decommissioning of a facility, the licensee or the operator shall:

- (a) conduct an environmental site assessment in a manner specified by the minister;
- (b) decommission the facility site to standards specified by the minister;
- (c) reclaim the facility site to standards specified by the minister;
- (d) reclaim any area that is beyond the boundaries of the facility site and that, in the opinion of the minister, has been damaged, contaminated or otherwise adversely affected by the operations of the facility; and
- (e) conduct a detailed site assessment in the manner specified by the minister.

(3) If a site has been prepared, disturbed, constructed or contaminated and no well or facility has been drilled or constructed on the site, the minister may require the licensee or operator to:

- (a) conduct an environmental site assessment in a manner specified by the minister;
- (b) decommission the site to standards specified by the minister;
- (c) reclaim the site to standards specified by the minister;
- (d) reclaim any area that is beyond the boundaries of the site and that, in the opinion of the minister, has been damaged or contaminated; and
- (e) conduct a detailed site assessment in the manner specified by the minister.

(4) On abandonment of a well or decommissioning a facility, the licensee shall abandon any associated flowlines.

(5) Within 6 months after the completion of the activities mentioned in subsection (1), (2) or (3) as the case may be, the licensee or the operator shall submit to the minister:

- (a) an application for acknowledgement of reclamation; and
- (b) any other information required by the minister.

(6) The minister shall issue an acknowledgement of reclamation if the minister is satisfied that the licensee or operator has complied with subsections (1) to (5).

(7) The issuance of an acknowledgement of reclamation does not relieve a licensee, operator or working interest participant of his or her past, present or future environmental liability associated with the well or facility site that is the subject of the acknowledgement of reclamation.

(8) The minister may:

- (a) impose any conditions or terms in an acknowledgement of reclamation that the minister considers appropriate; or
- (b) cancel an acknowledgement of reclamation if the minister considers it appropriate to do so.

(9) Notwithstanding subsections (1), (2) and (3), a licensee or operator may apply to the minister pursuant to section 6 for approval of any variation of the requirements of subsections (1), (2) and (3)".

Section 62 amended

34 Subsection 62(5) is repealed.

New section 75

35 Section 75 is repealed and the following substituted:

"When minister may make orders pursuant to section 17.01 of the Act

75 For the purposes of section 17.01 of the Act, the minister may make an order pursuant to that section if, in the opinion of the minister, it is necessary to do so for the purpose of preventing a well, facility or flowline from contaminating an oil-bearing, gas-bearing, oil-and-gas bearing, fresh water or other mineral-bearing formation".

Section 78 repealed

36 Section 78 is repealed.

Section 79 amended

37(1) Subsection 79(4) is repealed and the following substituted:

"(4) The minister may require an operator to conduct a test to verify the stabilized flow capability of a gas well after the first year of production using an approved method".

(2) Subsection 79(7) is repealed.

Sections 80 to 84 repealed

38 Sections 80 to 84 are repealed.

Sections 86 and 87 repealed

39 Sections 86 and 87 are repealed.

Section 88 repealed

40 Section 88 is repealed.

Section 89 amended

41(1) Subsection 89(1) is amended by striking out "to the laboratory mentioned in subsection 88(2) within 30 days after the finished drilling date of the well" and substituting "within the time and in the manner specified by the minister".

- (2) Subsection 89(2) is repealed.
- (3) Subsection 89(3) is repealed.
- (4) Subsection 89(8) is amended by striking out “it to the minister by the most expeditious method” and substituting “the core and test results within the time and in the manner specified by the minister”.
- (5) Subsection 89(9) is repealed.
- (6) Subsection 89(10) is repealed.

New section 90

42 Section 90 is repealed and the following substituted:

“Log surveys for well

- 90(1)** The operator shall run logs in the manner specified by the minister.
- (2) In selecting the log to be taken as required pursuant to this section, the operator shall consider the general condition of the well and the fluid in the bore hole and select the log that gives the optimum information under existing conditions.
- (3) Unless otherwise directed by the minister, the operator shall submit any logs to the minister within the time and in the manner specified by the minister”.

Section 91 amended

43 Section 91 is amended:

- (a) in clause (a) by striking out “standards and procedures established by the minister” and substituting “approved standards and procedures”; and
- (b) by repealing clause (b) and substituting the following:
 - “(b) the operator shall submit the results of the survey within the time and in the manner specified by minister”.

Section 92 amended

- 44(1) Subsection 92(1) is amended by striking out “Subject to subsection (2), the” and substituting “The”.**
- (2) Subsection 92(2) is repealed.
- (3) Subsection 92(6) is repealed.

New section 93

45 Section 93 is repealed and the following substituted:

“Requirement to perform production test

- 93** The minister may require the operator of a well:
 - (a) to conduct a production test that may be witnessed by the minister; and
 - (b) to submit the results of the production test within the time and in the manner specified by the minister”.

New section 93.1

46 The following section is added after section 93:

“Oil, gas and water analyses

93.1(1) The minister may require an operator to take and analyse a sample of oil, gas, water, products or other substances from a well within the time and in the manner specified by the minister.

(2) The operator shall submit to the minister the results of each analysis of a sample of oil, gas, water, products or other substances recovered that:

- (a) the operator causes to be made on the operator’s own initiative; or
- (b) is required to be made pursuant to subsection (1).”

Heading, Part XIV, amended

47 The heading to Part XIV is amended by striking out “Notifications, Records and Reporting” and substituting “Records and Reporting”.

Division 1 of Part XIV repealed

48 Division 1 of Part XIV is repealed.

Section 100 amended

49(1) Subsection 100(1) is amended by striking out “in Saskatchewan”.

(2) Subsection 100(2) is repealed.

(3) Subsection 100(3) is amended:

(a) in the portion preceding clause (a) by striking out “, scrubbing plant or processing plant in Saskatchewan shall keep and maintain, at the person’s office or other place of business in Saskatchewan, complete” and substituting “or processing plant in Saskatchewan shall keep and maintain complete”; and

(b) in clause (a) by striking out “, scrubbing plant”.

(4) Subsection 100(4) is amended in the portion preceding clause (a) by striking out “, at the owner’s field office or other place of business in Saskatchewan,”.

(5) Subsection 100(5) is amended in the portion preceding clause (a) by striking out “, at the owner’s field office or other place of business in Saskatchewan,”.

(6) The following subsection is added after subsection 100(7):

“(8) The records mentioned in subsections (1) to (7) must be made available for examination by the minister on request”.

Section 101 amended

50(1) Subsection 101(1) is amended in the portion preceding clause (a) by striking out “gas products” and substituting “gas, products”.

(2) Subsection 101(3) is amended by striking out “30” and substituting “14”.

New section 102

51 Section 102 is repealed and the following substituted:

“Geological report or summary

102 An operator who drills a horizontal well or who, at any time, drills a new horizontal section from a horizontal well shall, within the time and in the manner specified by the minister, create and submit the following:

- (a) a geological report;
- (b) lithological description logs”.

Section 103 amended**52 Subsection 103(2) is repealed and the following substituted:**

“(2) Every operator shall, within the time and in the manner specified by the minister, submit the following:

- (a) the information listed in subsection (1);
- (b) any other information that the minister may require”.

Section 104 amended**53(1) Subsection 104(1) is repealed and the following substituted:**

“(1) Every operator shall, within the time and in the manner specified by the minister, submit a report of any completion activity or workover activity that may be reasonably construed as having been carried out to change the producing characteristics of a well”.

(2) Subsection 104(3) is amended by striking out “on the request of the minister” and substituting “within the time and in the manner specified by the minister”.

Section 105 amended**54 Clause 105(1)(f) is repealed and the following substituted:**

“(f) ‘**volumetric submission date**’ means the date set for the submission of volumetric information pursuant to subsection (3), (4) or (7) or clause 108(2)(a)”.

Sections 106 and 107 repealed**55 Sections 106 and 107 are repealed.****New section 109****56 Section 109 is repealed and the following substituted:****“Refiners’ submissions**

109 On or before the last business day of the month immediately following the month with respect to which the information is being submitted, every person who during a month operates a refinery or upgrader shall submit the following information to the minister:

- (a) quantities of oil, gas, products or substances received from supply sources, including receipts from supply sources that are outside Saskatchewan;
- (b) supply details, including source supplier, stream type, quality information, source pipeline, source facility and source province or state;
- (c) values of each quantity received;
- (d) quantities of refined products produced, consumed, delivered, transported or sold;
- (e) refined product disposition details, including value of sales and destination;
- (f) inventories, losses, adjustments and consumption;
- (g) any other information that the minister may require”.

Sections 110 and 111 repealed**57 Sections 110 and 111 are repealed.**

New section 112**58 Section 112 is repealed and the following substituted:****“Release of drilling information and confidential status**

112(1) In this section, ‘**defined pool**’ means a pool established pursuant to clause 17(1)(a) of the Act.

(2) If the bottom hole location of the boss wellbore of a well is not within the surface boundaries of a defined pool on the well’s finished drilling date, the minister shall hold in confidence all information obtained from the drilling of the well submitted to the minister as required by the Act, these regulations or an order made pursuant to the Act:

- (a) for a period of one year from the finished drilling date; or
- (b) any longer period, on application and approval pursuant to section 6.

(3) If the bottom hole location of the boss wellbore of a well is within the surface boundaries of a defined pool on the well’s finished drilling date, the minister shall hold in confidence all information obtained from the drilling of the well submitted to the minister as required by the Act, these regulations or an order made pursuant to the Act for a period of:

- (a) 30 days from the finished drilling date; or
- (b) one year from the finished drilling date if, on application and approval pursuant to section 6, the well is completed exclusively in a stratigraphic unit that is more than 150 metres below the average producing depth of all wells that:
 - (i) have a bottom hole location within three lateral kilometres of the bottom hole location of the boss wellbore; and
 - (ii) have a completion in the lower-most producing stratigraphic unit of the deepest defined pool whose surface boundaries include the bottom hole location of the boss wellbore.

(4) Unless otherwise specified by the minister in an order made by the minister pursuant to clause 17(1)(a) of the Act, the confidential status and the period for which that status is maintained are not to be changed if a defined pool is altered to exclude or include wells that were previously located within or not located within that defined pool.

(5) No person shall release for public inspection, without the written consent of the licensee of the well, any information obtained from drilling a well and submitted to the minister as required by the Act and these regulations or orders made pursuant to the Act before the time that information ceases to have confidential status”.

Section 113 amended**59(1) Subsection 113(1) is repealed and the following substituted:**

“(1) Subject to subsection (2), information submitted to or acquired by the minister pursuant to sections 101, 108 and 109 and Directive PNG032: *Volumetric, Valuation and Infrastructure Reporting in Petrinix* is confidential”.

(2) The following clause is added after clause 113(2)(g):

“(h) any information collected pursuant to Directive PNG014: *Incident Reporting Requirements*”.

(3) Subsection 113(3) is repealed and the following substituted:

“(3) Clauses (2)(b) to (f) do not apply to:

- (a) the total amount of oil, water, gas or any other substance recovered from each well in a storage reservoir or storage cavern during the month;
- (b) the total amount of oil, water, gas or any other substance injected into each storage reservoir or storage cavern during the month; and
- (c) the number of hours during which each well in a storage reservoir or storage cavern was on injection or on recovery during the month”.

Section 115 amended

60 Subsection 115(2) is repealed and the following substituted:

“(2) For the purposes of section 15 of the Act, the minister may require a licensee or a transferor or transferee of a licence to submit a security deposit to the ministry:

- (a) before approving, issuing or transferring a licence;
- (b) at any time the licensee fails a licensee liability rating assessment conducted by the minister pursuant to section 117; or
- (c) at any time if, in the opinion of the minister, the drilling, construction or operation of a well or facility poses a risk, or may be having an impact on property or the environment as described in section 17.01 of the Act, or is a source of contamination described in section 75”.

Section 118 amended

61 Subclause 118(1)(b)(iii) is amended by striking out “fresh-water-bearing” and substituting “fresh water”.

New sections 122 to 122.2

62 Section 122 is repealed and the following substituted:

“Submission penalties

122(1) The penalties for failing to comply with these regulations and the directives mentioned in section 3.1 with respect to submitting information are set out in Table 1 of Part III of the Appendix.

(2) The minister shall provide an invoice to each person who is assessed a penalty that sets out the penalty assessed pursuant to this section.

(3) The payment of the assessed penalty is to be made within 30 days after the date of the invoice provided pursuant to subsection (2).

(4) A person who is assessed a penalty pursuant to this section and who has paid the associated invoice in full by the invoice due date may apply to the minister for a waiver of the whole or any portion of the penalty by submitting an application in an approved form and manner within 45 days after the date of the invoice provided pursuant to subsection (2).

(5) On receipt of an application pursuant to subsection (4), the minister may:

- (a) waive the payment of the whole or any portion of a penalty assessed pursuant to this section if the minister is satisfied that:
 - (i) the penalty, or a portion of the penalty, was levied in error;

(ii) the failure to comply with these regulations or a directive mentioned in section 3.1 was due to a cause outside the control of the person required to comply with the regulations or the directive and could not have been avoided by the exercise of due care; or

(iii) in the minister's opinion, it is appropriate and in the public interest to do so; or

(b) refuse to waive the payment of the whole or any portion of the penalty.

(6) In addition to any application submitted pursuant to this section, the minister may, on the minister's own initiative, waive the whole or any portion of a penalty assessed pursuant to this section if the minister is satisfied that the circumstances mentioned in subclauses (5)(a)(i) to (iii) apply.

(7) The minister shall give notice of the minister's decision pursuant to subsection (5) or (6) including reasons for the decision to each person affected.

“Administrative Penalties

122.1 For the purposes of section 58.1 of the Act, the administrative penalties are set out in Table 2 of Part III of the Appendix.

“Methods of payment

122.2 Any payment required to be paid pursuant to these regulations, except for payments required pursuant to section 115, must be paid:

(a) subject to clause (b), by one of the following methods that is chosen by the minister:

(i) pre-authorized debit;

(ii) electronic transfer of funds;

(iii) cash or cash equivalent; or

(b) if, in the opinion of the minister, it would be impracticable for payment to be made pursuant to clause (a), by any other method acceptable to the minister”.

Appendix amended

63 The Appendix is amended:

(a) by repealing Table 1 of Part I; and

(b) by adding the following Part after Part II:

“PART III

“TABLE 1

Submission Penalties

[Section 122]

Provision	Penalty
All information required to be submitted pursuant to Directive PNG013: <i>Well Data Submission Requirements</i>	\$100 per day for each submission or filing that is not submitted by the required date or is deficient.

Provision	Penalty
All information required to be submitted pursuant to Directive PNG014: <i>Incident Reporting Requirements</i>	\$100 per day for each submission or filing that is not submitted by the required date or is deficient.
Other information requested pursuant to subsection 5(4) and section 101 of these regulations	\$100 per day for each submission or filing that is not submitted by the required date or is deficient.
All information required to be submitted pursuant to Directive PNG032: <i>Volumetric, Valuation and Infrastructure Reporting in Petrinex</i>	<p>(a) \$500 for each month or part of a month for:</p> <ul style="list-style-type: none"> (i) each complete submission or filing for a facility, well or unit that is not submitted by the required date; (ii) each submission or filing required due to a change in the infrastructure data of a well or facility that is not submitted by the required date; or (iii) each amendment made to the submission or filing required due to a change in a disposition that is not submitted by the required date; and <p>(b) \$100 for each month or part of a month that the following data discrepancies are not corrected by the required date:</p> <ul style="list-style-type: none"> (i) a facility, well or unit imbalance error; (ii) a submission that is missing information with respect to one or more wells; (iii) a submission for a facility, well or unit that is incomplete or contains invalid information; or (iv) a facility metering difference error.

Provision	Penalty
All information required to be submitted pursuant to Directive PNG075: <i>Enhanced Valuation Audit Program (EVAP)</i>	\$1,000 per month or part of a month for each submission, filing or amendment that is not submitted by the required date.
All information required to be submitted pursuant to Directive PNG076: <i>Enhanced Production Audit Program (EPAP)</i>	\$1,000 per month or part of a month for each submission, filing or amendment that is not submitted by the required date.

“TABLE 2
Administrative Penalties
 [Section 122.1]

Provision	Penalty
Submission of false declaration - Directive PNG075: <i>Enhanced Valuation Audit Program (EVAP)</i>	Maximum penalty of \$250,000 per incident

”.

Coming into force

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

SASKATCHEWAN REGULATIONS 66/2018*The Automobile Accident Insurance Act*

Section 81

Order in Council 477/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

1 These regulations may be cited as *The Automobile Accident Insurance (General) (Safety Rating Appeals and Cannabis) Amendment Regulations, 2018*.

RRS c A-35 Reg 4 amended

2 *The Automobile Accident Insurance (General) Regulations, 2002* are amended in the manner set forth in these regulations.

Parts III.1 and III.2 repealed

3 **Parts III.1 and III.2 are repealed.**

Section 26 amended

4 **Clause 26(1)(b) is repealed and the following substituted:**

“(b) **‘chargeable incident’** means:

- (i) a conviction for an offence listed in Appendix B;
- (ii) a conviction for an offence pursuant to section 130 of the *National Defence Act* (Canada) for having contravened paragraph 320.14(1)(a), (b), (c) or (d), subsection 320.14(2), (3) or (4) or subsection 320.15(1), (2) or (3) of the *Criminal Code*; or
- (iii) a conviction for contravening a law of the United States of America that is substantially similar to any of the offences listed in subclause (ii) or Appendix B”.

Section 27.1 amended

5 **Clauses 27.1(1)(d) to (k) are repealed and the following substituted:**

- “(d) subsection 320.13(2) or (3);
- “(e) subsection 320.14(2) or (3);
- “(f) subsection 320.15(2) or (3);
- “(g) subsection 320.16(2) or (3)”.

Section 29 amended

6 **Subsection 29(5.1) is repealed and the following substituted:**

“(5.1) If a driver is convicted of an offence contrary to paragraph 253(1)(a) or (b) or 253(3)(a) to (c) of the *Criminal Code* committed by means of a motor vehicle and the offence is not a special offence:

- (a) if the driver has a safety rating of greater than minus 11, the driver’s safety rating is deemed to be minus 20; and
- (b) the insurer shall charge the driver, and the driver shall pay, a surcharge of:
 - (i) \$1,250, if the driver is convicted of an offence contrary to paragraph 253(1)(a) or 253(3)(a) or (b) of the *Criminal Code*;

(ii) \$1,250, if the driver is convicted of an offence contrary to paragraph 253(1)(b) or 253(3)(c) of the *Criminal Code* and the driver's venous blood contains less than 160 milligrams of alcohol per 100 millilitres of blood; or

(iii) \$2,250, if the driver is convicted of an offence contrary to paragraph 253(1)(b) or 253(3)(c) of the *Criminal Code* and the driver's venous blood contains 160 milligrams or more of alcohol per 100 millilitres of blood”.

Section 29 amended

7(1) Subsection 29(5) is amended by striking out the portion preceding clause (a) and substituting the following:

“If a driver is convicted of an offence contrary to section 219, subsection 320.13(1), 320.16(1), 320.17 or 320.18(1) of the *Criminal Code* committed by means of a motor vehicle:”.

(2) Subsection 29(5.1) is repealed and the following substituted:

“(5.1) If a driver is convicted of an offence contrary to paragraph 320.14(1)(a), (b), (c) or (d) or subsection 320.14(4) of the *Criminal Code* committed by means of a motor vehicle:

- (a) if the driver has a safety rating of greater than minus 11, the driver's safety rating is deemed to be minus 20; and
- (b) the insurer shall charge the driver, and the driver shall pay, a surcharge of:
 - (i) \$1,250 if the driver is convicted of an offence contrary to paragraph 320.14(1)(a) or (c) or subsection 320.14(4) of the *Criminal Code*;
 - (ii) \$1,250, if the driver is convicted of an offence contrary to paragraph 320.14(1)(b) or (d) of the *Criminal Code* and the driver's venous blood contains less than 160 milligrams of alcohol per 100 millilitres of blood; or
 - (iii) \$2,250, if the driver is convicted of an offence contrary to paragraph 320.14(1)(b) or (d) of the *Criminal Code* and the driver's venous blood contains 160 milligrams or more of alcohol per 100 millilitres of blood”.

(3) Subsection 29(5.2) is repealed and the following substituted:

“(5.2) If a driver is convicted of an offence contrary to subsection 320.15(1) of the *Criminal Code* committed by means of a motor vehicle:

- (a) if the driver has a safety rating of greater than minus 11, the driver's safety rating is deemed to be minus 20; and
- (b) the insurer shall charge the driver, and the driver shall pay, a surcharge of \$2,250”.

Section 31.9 amended**8 Subsection 31.9(4) is amended:**

(a) by adding “or” after clause (c); and

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

“(d) in the case of a new IRP registrant that has carried on business for three years or more, the surcharge determined pursuant to section 31.51”.

Section 32 repealed**9 Section 32 is repealed.****New section 32.1****10 The following section is added before section 33:****“Appeals of safety rating to board**

32.1(1) This section applies to an appeal pursuant to section 7.2 or 10.1 of the Act.

(2) A driver who wishes to appeal shall:

(a) file a notice of dispute at the office of the insurer within 90 days after receiving written notice of the change in the driver’s safety rating;

(b) pay the fee mentioned in subsection (3); and

(c) contact the board to schedule a hearing.

(3) The fee to appeal the insurer’s decision pursuant to section 7.2 or 10.1 of the Act is \$100.

(4) Subject to subsection (5), no appeal may be made to the board with respect to the insurer’s decision to change a driver’s safety rating as a result of a chargeable incident.

(5) A driver may appeal to the board only if the insurer’s decision to change the driver’s safety rating results from a chargeable incident described in item 1, 2, 2.1 or 2.2 of Appendix B.

(6) On receipt of a notice of dispute pursuant to this section, the insurer shall deliver to the board:

(a) the notice of dispute; and

(b) copies of all documents in the insurer’s possession or control that, in the opinion of the insurer, are relevant to the appeal, other than any report prepared pursuant to section 68, 69 or 70 of the Act.

(7) At the hearing of an appeal the board shall consider:

(a) the documents delivered pursuant to subsection (6);

(b) any evidence put forward by the insurer; and

(c) any evidence put forward by the driver.

(8) The insurer shall refund the fee paid pursuant to this section if the insured is successful on appeal”.

Appendix B amended

11(1) Item 3 of Appendix B is amended by striking out “148.”.

(2) Item 4 of Appendix B is amended by striking out “section 146, 146.1, 146.2, 148, 150 or 150.1” and substituting “section 146, 146.1, 146.2, 150, 150.1 or 150.11”.

(3) Item 5.1 of Appendix B is amended:

(a) by repealing subitem 5.1.18 and substituting the following:

“5.1.18 Exceeding 60 kilometres per hour when passing any highway equipment that is stopped on a highway with its warning lights in operation	203(1)(c)	3	”.
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(b) by adding the following subitem after subitem 5.1.21:

“5.1.21.1 Exceeding 60 kilometres per hour when passing a service vehicle, escort vehicle or vehicle creating a hazard that is stopped with its warning lights in operation	205.1	3	”; and
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(c) by adding the following subitems after subitem 5.1.78:

“5.1.78.1 Driver failing to wear prescribed eye protection	247(2)	3	”;
“5.1.78.2 Driving a prescribed vehicle with a passenger under the age of 16 years without meeting prescribed equipment requirements	247(5)	3	

(4) Item 11 of Appendix B is repealed and the following substituted:

“11.	Convictions pursuant to the <i>Criminal Code</i>	Provision	Points
	A conviction registered against a driver pursuant to the <i>Criminal Code</i> for any offence listed below or for any offence pursuant to any law of any province or state or a bylaw of any municipal corporation or duly constituted authority in Canada or the United States of America that is substantially similar to the offences listed below:		
	11.1 Criminal negligence	219	10
	11.2 Causing death by criminal negligence in the operation of a vehicle	220	10
	11.3 Causing bodily injury by criminal negligence in the operation of a vehicle	221	10
	11.4 Manslaughter	236	10
	11.5 Dangerous operation of a vehicle	249(1)(a)	10
	11.6 Dangerous operation of a vehicle causing bodily injury	249(3)	10
	11.7 Dangerous operation of a vehicle causing death	249(4)	10
	11.8 Flight	249.1	10
	11.9 Causing death by criminal negligence (street racing)	249.2	10

11.10	Causing bodily harm by criminal negligence (street racing)	249.3	10
11.11	Dangerous operation of a motor vehicle while street racing	249.4	10
11.12	Failure to stop at scene of accident	252	10
11.13	Driving or having care and control of a vehicle while impaired	253(1)(a)	10
11.14	Driving or having care and control of a vehicle with a blood alcohol level over .08	253(1)(b)	10
11.15	Operating while impaired by drugs	253(3)(a), (b) or (c)	10
11.16	Failure to comply with a demand	254(5)	10
11.17	Impaired driving, driving or having care and control of a vehicle with a blood alcohol level over .08 causing bodily harm, driving or having care and control of a vehicle with a blood drug or drug and alcohol concentration equal to or higher than the prescribed amount causing bodily harm, or failure to comply with a demand	255(1), (1.1), (2), (2.1) or (2.2)	10
11.18	Impaired driving, driving or having care and control of a vehicle with a blood alcohol level over .08 causing death, driving or having care and control of a vehicle with a blood drug or drug and alcohol concentration equal to or higher than the prescribed amount causing death, or failure to comply with a demand	255(3), (3.1) or (3.2)	10
11.19	Driving while disqualified	259(4)	10

”.

(5) The following item is added after item 11 of Appendix B:

“12.	Other convictions pursuant to the <i>Criminal Code</i>	Provision	Points
	Convictions pursuant to the <i>Criminal Code</i> for any offence listed below or for any offence pursuant to any law of any province or state or a bylaw of any municipal corporation or duly constituted authority in Canada or the United States of America that is substantially similar to the offences listed below:		
12.1	Criminal Negligence	219	10
12.2	Causing death by criminal negligence in the operation of a vehicle	220	10
12.3	Causing bodily injury by criminal negligence in the operation of a vehicle	221	10
12.4	Manslaughter	236	10
12.5	Dangerous operation of motor vehicle	320.13(1)	10
12.6	Dangerous operation of motor vehicle causing bodily harm	320.13(2)	10
12.7	Dangerous operation of motor vehicle causing death	320.13(3)	10

	12.8 Operating impaired by alcohol or drugs	320.14(1) (a)	10
	12.9 Operating with blood alcohol level .08 or greater	320.14(1) (b)	10
	12.10 Blood drug concentration equal to or higher than prescribed or drug and alcohol concentration equal to or higher than prescribed	320.14(1) (c) or (d)	10
	12.11 Operating impaired by alcohol or drugs, causing bodily harm	320.14(2)	10
	12.12 Operating impaired by alcohol or drugs, causing death	320.14(3)	10
	12.13 Operating with low drug concentration	320.14(4)	10
	12.14 Failure to comply with a demand	320.15(1)	10
	12.15 Failure to comply and bodily harm	320.15(2)	10
	12.16 Failure to comply and death	320.15(3)	10
	12.17 Failure to stop after accident	320.16(1)	10
	12.18 Failure to stop after accident and bodily harm	320.16(2)	10
	12.19 Failure to stop after accident and death	320.16(3)	10
	12.20 Flight from peace officer	320.17	10
	12.21 Operating while disqualified	320.18(1)	10

”.

Appendix D repealed**12 Appendix D is repealed.****Coming into force**

13(1) Sections 1, 2, 3, 6, 8, 9 and 10, subsections 11(1), (2), (3) and (4) and section 12 come into force on the day on which these regulations are filed with the Registrar of Regulations.

(2) Subject to subsection (3), sections 4, 5, and 7 and subsection 11(5) of these regulations come into force on the day on which Part 3 of *The Miscellaneous Vehicle and Driving Statutes (Cannabis Legislation) Amendment Act, 2018* comes into force.

(3) If these regulations are filed with the Registrar of Regulations after the day on which Part 3 of *The Miscellaneous Vehicle and Driving Statutes (Cannabis Legislation) Amendment Act, 2018* comes into force, sections 4, 5 and 7 and subsection 11(5) of these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 67/2018*The Traffic Safety Act*

Section 287

Order in Council 478/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

1 These regulations may be cited as *The Vehicle Impoundment (General) Amendment Regulations, 2018*.

RRS c T-18.1 Reg 17 amended

2 *The Vehicle Impoundment (General) Regulations, 2014* are amended in the manner set forth in these regulations.

Section 2 amended

3 **Clause 2(2)(c) is amended by striking out “150 or 150.1” and substituting “150, 150.1 or 150.11”.**

Section 7 amended

4 **Clause 7(3)(b) is repealed and the following substituted:**

“(b) forward any balance remaining to the garage keeper”.

New section 8

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

“Reports re section 146, 146.1, 146.2, 150, 150.1, 150.11 or 150.3 impoundment

8 If a person intends to appeal to the board, pursuant to subsection 152(2) of the Act, respecting an immobilization or impoundment of a motor vehicle for an order releasing the motor vehicle or shortening the period of immobilization or impoundment, the administrator shall prepare a report that contains the following information:

(a) if a motor vehicle is immobilized or impounded pursuant to section 146, 146.1, 146.2, 150, 150.1 150.11 or 150.3, any designated notice as defined in clause 146(1)(b) of the Act issued to the appellant within the 10 years before the immobilization or impoundment that has given rise to the appeal;

(b) a description of any motor vehicles owned or driven by the appellant that have been impounded or immobilized within the previous 10 years pursuant to section 146, 146.1, 146.2, 148, 150, 150.11 or 150.3 of the Act, as the case may be;

(c) the disposition of all impounded or immobilized motor vehicles mentioned in clauses (a) and (b)”.

Section 10 amended

6 **Subsection 10(2) is amended by striking out “150 or 150.1” and substituting “150, 150.1 or 150.11”.**

Section 14 amended

7 **Clause 14(3)(b) is repealed and the following substituted:**

“(b) forward any balance remaining to the garage keeper”.

Section 19 amended**8(1) Clause 19(b) is repealed and the following substituted:**

“(b) an offence pursuant to paragraph 249(1)(a), subsection 249(3) or (4), section 249.1, 249.2, 249.3, 249.4, 252 or subsection 259(4) of the *Criminal Code*”.

(2) Section 19 is amended:

(a) by striking out “or” after clause (a);

(b) by adding “or” after clause (b); and

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

“(c) an offence pursuant to subsection 320.13(1), (2) or (3) or subsection 320.16(1), (2) or (3) of the *Criminal Code*”.

Coming into force

9(1) Sections 1 to 7 and subsection 8(1) of these regulations come into force on the day on which they are filed with the Registrar of Regulations.

(2) Subject to subsection (3), subsection 8(2) of these regulations comes into force on the day on which Part 2 of *An Act to amend the Criminal Code (offences relating to conveyances) and to make consequential amendments to other Acts* comes into force.

(3) If these regulations are filed with the Registrar of Regulations after the day on which Part 2 of *An Act to amend the Criminal Code (offences relating to conveyances) and to make consequential amendments to other Acts* comes into force, subsection 8(2) of these regulations comes into force on the day on which these regulations are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 68/2018*The Traffic Safety Act*

Section 287

Order in Council 479/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

1 These regulations may be cited as *The Driver Licensing and Suspension (Cannabis) Amendment Regulations, 2018*.

RRS c T-18.1 Reg 2 amended

2 *The Driver Licensing and Suspension Regulations, 2006* are amended in the manner set forth in these regulations.

Section 13 amended

3(1) Subclause 13(2)(b)(iii) is repealed and the following substituted:

“(iii) the holder is convicted of an offence pursuant to subsection 219(1), section 220, 221 or 236, paragraph 249(1)(a), subsection 249(3) or (4), section 249.1, 249.2 or 249.3, subsection 249.4(1), (3) or (4), section 252, paragraph 253(1)(a) or (b), paragraph 253(3)(a), (b) or (c), subsection 255(2), (2.1), (2.2), (3), (3.1) or (3.2) or subsection 259(4) of the *Criminal Code*, committed by means of a motor vehicle”.

(2) Clause 13(2)(b) is amended:

(a) by repealing subclause (iii) and substituting the following:

“(iii) the holder is convicted of an offence pursuant to subsection 219(1), section 220, 221 or 236, subsection 320.13(1), (2) or (3), paragraph 320.14(1)(a), (b), (c) or (d), subsection 320.14(2), (3) or (4), section 320.16, 320.17 or subsection 320.18(1) of the *Criminal Code*, committed by means of a motor vehicle”; **and**

(b) by repealing subclause (iv) and substituting the following:

“(iv) the holder is convicted of an offence pursuant to section 320.15 of the *Criminal Code* for failure or refusal to comply with a demand made pursuant to section 320.27 or 320.28 of the *Criminal Code*”.

Section 14 amended

4(1) Clause 14(2)(b) is repealed and the following substituted:

“(b) the holder is disqualified from driving a motor vehicle on a highway as a result of a conviction for an offence pursuant to subsection 219(1), section 220, 221 or 236, paragraph 249(1)(a), subsection 249(3) or (4), section 249.1, 249.2 or 249.3, subsection 249.4(1), (3) or (4), section 252, paragraph 253(1)(a) or (b), paragraph 253(3)(a), (b) or (c), subsection 255(2), (2.1), (2.2), (3), (3.1) or (3.2) or subsection 259(4) of the *Criminal Code*, committed by means of a motor vehicle”.

(2) Subsection 14(2) is amended:

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

“(b) the holder is disqualified from driving a motor vehicle on a highway as a result of a conviction for an offence pursuant to subsection 219(1), section 220, 221 or 236, subsection 320.13(1), (2) or (3), paragraph 320.14(1)(a), (b), (c) or (d), subsection 320.14(2), (3) or (4), section 320.16, 320.17 or subsection 320.18(1) of the *Criminal Code*, committed by means of a motor vehicle”; and

(b) by repealing clause (b.1) and substituting the following:

“(b.1) the holder is disqualified from driving a motor vehicle on a highway because of a conviction for an offence pursuant to section 320.15 of the *Criminal Code* for failure or refusal to comply with a demand made pursuant to section 320.27 or 320.28 of the *Criminal Code*”.

Section 15 amended

5(1) Clause 15(2)(b) is repealed and the following substituted:

“(b) the holder is disqualified from driving a motor vehicle on a highway as a result of a conviction for an offence pursuant to subsection 219(1), section 220, 221 or 236, paragraph 249(1)(a), subsection 249(3) or (4), section 249.1, 249.2 or 249.3, subsection 249.4(1), (3) or (4), section 252, paragraph 253(1)(a) or (b), paragraph 253(3)(a), (b) or (c), subsection 255(2), (2.1), (2.2), (3), (3.1) or (3.2) or subsection 259(4) of the *Criminal Code*, committed by means of a motor vehicle”.

(2) Subsection 15(2) is amended:

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

“(b) the holder is disqualified from driving a motor vehicle on a highway as a result of a conviction for an offence pursuant to subsection 219(1), section 220, 221, 236, subsection 320.13(1), (2) or (3), paragraph 320.14(1)(a), (b), (c) or (d), subsections 320.14(2), (3) or (4), section 320.16, 320.17 or subsection 320.18(1) of the *Criminal Code*, committed by means of a motor vehicle”; and

(b) by repealing clause (b.1) and substituting the following:

“(b.1) the holder is disqualified from driving a motor vehicle on a highway because of a conviction for an offence pursuant to section 320.15 of the *Criminal Code* for failure or refusal to comply with a demand made pursuant to section 320.27 or 320.28 of the *Criminal Code*”.

Section 19.2 amended

6(1) Clause 19.2(4)(b) is repealed and the following substituted:

“(b) the person is disqualified from driving a motor vehicle on a highway as a result of a conviction for an offence pursuant to subsection 219(1), section 220, 221 or 236, paragraph 249(1)(a), subsection 249(3) or (4), section 249.1, 249.2 or 249.3, subsection 249.4(1), (3) or (4), section 252, paragraph 253(1)(a) or (b), paragraph 253(3)(a), (b) or (c), subsection 255(2), (2.1), (2.2), (3), (3.1) or (3.2) or subsection 259(4) of the *Criminal Code*, committed by means of a motor vehicle”.

(2) Subsection 19.2(4) is amended:

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

“(b) the person is disqualified from driving a motor vehicle on a highway as a result of a conviction for an offence pursuant to subsection 219(1), section 220, 221 or 236, subsection 320.13(1)(2) or (3), paragraph 320.14(1)(a), (b), (c) or (d), subsection 320.14(2), (3) or (4), section 320.16, 320.17 or subsection 320.18(1) of the *Criminal Code*, committed by means of a motor vehicle”; and

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

“(c) the person is disqualified from driving a motor vehicle on a highway because of a conviction for an offence pursuant to section 320.15 of the *Criminal Code* for failure or refusal to comply with a demand made pursuant to section 320.27 or 320.28 of the *Criminal Code*”.

Section 19.3 amended

7(1) Subclause 19.3(2)(b)(iii) is repealed and the following substituted:

“(iii) the person is disqualified from driving a motor vehicle on a highway as a result of a conviction for an offence pursuant to subsection 219(1), section 220, 221 or 236, paragraph 249(1)(a), subsection 249(3) or (4), section 249.1, 249.2 or 249.3, subsection 249.4(1), (3) or (4), section 252, paragraph 253(1)(a) or (b), paragraph 253(3)(a), (b) or (c), subsection 255(2), (2.1), (2.2), (3), (3.1) or (3.2) or subsection 259(4) of the *Criminal Code*, committed by means of a motor vehicle”.

(2) Clause 19.3(2)(b) is amended:

(a) by repealing subclause (iii) and substituting the following:

“(iii) the person is disqualified from driving a motor vehicle on a highway as a result of a conviction for an offence pursuant to subsection 219(1), section 220, 221 or 236, subsection 320.13(1), (2) or (3), paragraph 320.14(1)(a), (b), (c) or (d) or subsection 320.14(2), (3) or (4), section 320.16, 320.17 or subsection 320.18(1) of the *Criminal Code*, committed by means of a motor vehicle”; and

(b) by repealing subclause (iv) and substituting the following:

“(iv) the person is disqualified from driving a motor vehicle on a highway because of a conviction for an offence pursuant to section 320.15 of the *Criminal Code* for failure or refusal to comply with a demand made pursuant to section 320.27 or 320.28 of the *Criminal Code*”.

Section 19.4 amended

8(1) Subclause 19.4(2)(b)(iii) is repealed and the following substituted:

“(iii) the person is convicted of an offence pursuant to subsection 219(1), section 220, 221, 236, paragraph 249(1)(a), subsection 249(3) or (4), section 249.1, 249.2 or 249.3, subsection 249.4(1), (3) or (4), section 252, paragraph 253(1)(a) or (b), paragraph 253(3)(a), (b) or (c), subsection 255(2), (2.1), (2.2), (3), (3.1) or (3.2) or subsection 259(4) of the *Criminal Code*, committed by means of a motor vehicle”.

(2) Clause 19.4(2)(b) is amended:

(a) by repealing subclause (iii) and substituting the following:

“(iii) the person is convicted of an offence pursuant to subsection 219(1), section 220, 221, 236, subsection 320.13(1), (2) or (3), paragraph 320.14(1) (a), (b), (c) or (d), subsection 320.14(2), (3) or (4), section 320.16, 320.17 or subsection 320.18(1) of the *Criminal Code*, committed by means of a motor vehicle”; and

(b) by repealing subclause (iv) and substituting the following:

“(iv) the person is disqualified from driving a motor vehicle on a highway because of a conviction pursuant to section 320.15 of the *Criminal Code* for failure or refusal to comply with a demand made pursuant to section 320.27 or 320.28 of the *Criminal Code*”.

New section 21

9(1) Section 21 is repealed and the following substituted:

“Prescribed devices, persons and forms

21(1) For the purposes of section 146, 146.1, 146.2, 149, 150, 150.1 or 150.11 of the Act, an ‘**approved screening device**’ means a device approved by order of the Attorney General of Canada pursuant to section 254.01 of the *Criminal Code*.

(2) For the purposes of section 149 of the Act:

(a) the members of the class of persons who may take a sample of breath or bodily substance, other than blood, are peace officers; and

(b) the members of the class of persons who may take a sample of blood are an evaluating officer, a qualified medical practitioner or a qualified technician, all as defined in section 254 of the *Criminal Code*”.

(2) Section 21 is amended:

(a) by repealing subsection (1) and substituting the following:

“(1) For the purposes of section 146, 146.1, 146.2, 148, 149, 150, 150.1 or 150.11 of the Act, an ‘**approved screening device**’ means a device approved by order of the Attorney General of Canada pursuant to the section 320.39 of the *Criminal Code*”; and

(b) by repealing clause (2)(b) and substituting the following:

“(b) the members of the class of persons who may take a sample of blood are an evaluating officer, a qualified medical practitioner or a qualified technician, all as defined in section 320.11 of the *Criminal Code*”.

Section 22 amended

10(1) Subclause 22(a)(iii) is repealed and the following substituted:

“(iii) subsection 219(1), section 220, 221, 236, paragraph 249(1)(a), subsection 249(3) or (4), section 249.1, 249.2 or 249.3, subsection 249.4(1), (3) or (4), section 252, paragraph 253(1)(a) or (b), paragraph 253(3)(a), (b) or (c), subsection 255(2), (2.1), (2.2), (3), (3.1) or (3.2) or subsection 259(4) of the *Criminal Code*, committed by means of a motor vehicle”.

(2) Clause 22(a) is amended:

(a) by repealing subclause (iii) and substituting the following:

“(iii) subsection 219(1), section 220, 221, 236, subsection 320.13(1), (2) or (3), paragraph 320.14(1)(a), (b), (c) or (d) or subsection 320.14(2), (3) or (4), section 320.16, 310.17 or subsection 320.18(1) of the *Criminal Code*, committed by means of a motor vehicle”;

(b) by repealing subclause (iv) and substituting the following:

“(iv) an offence pursuant to section 320.15 of the *Criminal Code* for failure or refusal to comply with a demand made pursuant to section 320.27 or 320.28 of the *Criminal Code*”; and

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

“(v) section 130 of the *National Defence Act* (Canada) for having contravened paragraph 320.14(1)(a), (b), (c) or (d), subsection 320.14(2), (3) or (4) or section 320.15 of the *Criminal Code*”.

Section 25 amended

11(1) Clause 25(1)(b) is repealed and the following substituted:

“(b) a notice of suspension or a notice of immobilization and impoundment issued pursuant to section 150, 150.1 or 150.11 of the Act and includes a suspension or an order of disqualification issued pursuant to a former provision as defined in section 33”.

(2) Subsection 25(2) is amended by striking out “five years” and substituting “10 years”.

(3) Subsection 25(3) is amended by striking out “five years” and substituting “10 years”.

(4) Subsection 25(5) is amended by striking out “within 90 days” and substituting “within 120 days”.

Section 27 repealed

12 Section 27 is repealed.

Section 30 amended

13(1) Section 30 is amended:

(a) by repealing clause (2)(b) and substituting the following:

“(b) he or she is convicted of an offence pursuant to paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5) of the *Criminal Code*”;

(b) in subsection (3):

(i) by repealing the portion preceding clause (a) and substituting the following:

“Subject to subsections (4) to (6) and subsection 148(8) of the Act, a driver is eligible to participate in an ignition interlock program.”;

(ii) in clause (a) by striking out “clause 253(1)(a) or (b) or subsection 254(5)” wherever it appears and in each case substituting “paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5)”;

(iii) in clause (b) by striking out “clause 253(1)(a) or (b) or subsection 254(5)” wherever it appears and in each case substituting “paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5)”; and

(iv) in clause (c) by striking out “clause 253(1)(a) or (b) or subsection 254(5)” wherever it appears and in each case substituting “paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5)”;

(c) in subsection (4) by striking out “clause 253(1)(a) or (b) or subsection 254(5)” and substituting “paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5)”;

(d) in subsection (5):

(i) in clause (a) by striking out “clause 253(1)(a) or (b) or subsection 254(5)” and substituting “paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5)”; and

(ii) in clause (b) in the portion preceding subclause (i) by striking out “clause 253(1)(a) or (b) or subsection 254(5)” and substituting “paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5)”; and

(e) in subsection (6) in the portion preceding clause (a) by striking out “clause 253(1)(a) or (b) or subsection 254(5)” and substituting “paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5)”.

(2) Section 30 is amended:

(a) by repealing clause (2)(b) and substituting the following:

“(b) he or she is convicted of an offence pursuant to paragraph 320.14(1)(a), (b), or (d) or subsection 320.15(1) of the *Criminal Code*”;

(b) in subsection (3):

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

“(a) on meeting the requirements of subsection (5), if the driver has not been convicted of an offence pursuant to paragraph 320.14(1)(a), (b) or (d) or section 320.15 of the *Criminal Code* in the 10 years preceding the date of the conviction”;

(ii) in clause (b) by striking out “paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5)” wherever it appears and in each case substituting “paragraph 320.14(1)(a), (b), or (d) or subsection 320.15(1)”; and

(iii) in clause (c) by striking out “paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5)” wherever it appears and in each case substituting “paragraph 320.14(1)(a), (b), or (d) or subsection 320.15(1)”;

(c) by repealing subsection (4) and substituting the following:

“(4) If a driver is convicted of an offence pursuant to subsection 320.14(2) or (3) or subsection 320.15(2) or (3), the driver is not eligible to participate in an ignition interlock program until the expiry of the court ordered prohibition”;

(d) in subsection (5):

(i) in clause (a) by striking out “paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5)” and substituting “paragraph 320.14(1)(a), (b), or (d) or subsection 320.15(1)”; and

(ii) in clause (b) in the portion preceding subclause (i) by striking out “paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5)” and substituting “paragraph 320.14(1)(a), (b) or (d) or subsection 320.15(1)”; and

(e) in subsection (6) in the portion preceding clause (a) by striking out “paragraph 253(1)(a) or (b), paragraph 253(3)(c) or subsection 254(5)” and substituting “paragraph 320.14(1)(a), (b) or (d) or subsection 320.15(1)”.

New section 31

14 Section 31 is repealed and the following substituted:

“Documents to be sent to administrator

31 For the purposes of sections 146, 146.1, 146.2, 148, 150, 150.1 and 150.11 of the Act, a peace officer shall forward the following documents to the administrator if those documents are available to the peace officer:

- (a) a copy of the notice of suspension or the notice of immobilization or impoundment;
- (b) a copy of any witness statements;
- (c) a copy of any statements provided by the driver;
- (d) the result of any breath or bodily substance sample obtained from an approved screening device;
- (e) a copy of the Breathalyzer or Intoxilyzer check sheet;
- (f) a copy of the prosecutor’s information sheet;
- (g) a copy of any notes of the peace officer who was involved in imposing a driver’s licence suspension pursuant to section 146, 146.1, 146.2, 148, 150, 150.1 or 150.11 of the Act;
- (h) any other information equivalent to that mentioned in clauses (a) to (g) that is in the possession of the peace officer or the peace officer’s police service that concerns the imposition of a driver licence suspension pursuant to section 146, 146.1, 146.2, 148, 150, 150.1 or 150.11 of the Act”.

Section 32 amended

15 Section 32 is amended by striking out “section 146, 146.1, 146.2, 148, 150 or 150.1” and substituting “section 146, 146.1, 146.2, 148, 150, 150.1 or 150.11”.

New section 33**16(1) Section 33 is repealed and the following substituted:****“Report re suspension**

33 If an appeal is made to the board pursuant to section 32, the report prepared by the administrator concerning the driver’s licence suspension must, as the circumstances require, contain the following information:

- (a) a copy of the driver’s abstract indicating if the driver has within the last 10 years been the subject of a suspension pursuant to section 146, 146.1, 146.2, 150, 150.1 or 150.11 of the Act;
- (b) a copy of the driver’s abstract indicating if the driver has within the last 10 years been convicted of an offence pursuant to paragraph 253(1)(a) or (b) or paragraph 253(3)(a), (b) or (c), subsection 254(5) or subsection 255(2), (2.1), (2.2), (3), (3.1) or (3.2) of the *Criminal Code*”.

(2) Clause 33(b) is repealed and the following substituted:

“(b) a copy of the driver’s abstract indicating if the driver has within the last 10 years been convicted of an offence pursuant to paragraph 320.14(1)(a), (b), (c) or (d), subsection 320.14(2), (3) or (4) or subsection 320.15(1), (2) or (3) of the *Criminal Code*”.

Section 36 amended**17(1) Section 36 is amended:****(a) by repealing clause (b) and substituting the following:**

“(b) an offence pursuant to subsection 219(1), section 220, 221, 236, paragraph 249(1)(a), subsection 249(3) or (4), section 249.1, 249.2, 249.3, 249.4, 252, paragraph 253(1)(a) and (b), paragraph 253(3)(a), (b) or (c), subsection 255(2), (2.1), (2.2), (3), (3.1) or (3.2) or subsection 259(4) of the *Criminal Code*, committed by means of a motor vehicle”;

(b) in clause (e) by striking out “clause 253(1)(a) or (b)” and substituting “paragraph 253(1)(a) or (b), paragraph 253(3)(a), (b) or (c),”; and

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

“(f) an offence pursuant to the law of any state of the United States of America that is substantially similar to subsection 219(1), section 220, 221, 236, paragraph 249(1)(a), subsection 249(3) or (4), section 249.1, 249.2, 249.3, 249.4, 252, paragraph 253(1)(a) or (b), paragraph 253(3)(a), (b) or (c), subsection 255(2), (2.1), (2.2), (3), (3.1) or (3.2) or subsection 259(4) of the *Criminal Code*, committed by means of a motor vehicle”.

(2) Section 36 is amended:**(a) by repealing clause (a) and substituting the following:**

“(a) an offence pursuant to subsection 320.13(1), (2) or (3) of the *Criminal Code*”;

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

“(b) an offence pursuant to subsection 219(1), 220, 221, 236, paragraph 320.14(1)(a), (b), (c) or (d), subsection 320.14(2), (3) or (4), 320.17 or subsection 320.18(1) of the *Criminal Code*, committed by means of a motor vehicle”;

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

“(c) an offence pursuant to section 320.15 of the *Criminal Code* for failure or refusal to comply with a demand made pursuant to section 320.27 or 320.28 of the *Criminal Code*”;

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

“(e) an offence pursuant to section 130 of the *National Defence Act* (Canada) for having contravened paragraph 320.14(1)(a), (b), (c) or (d), subsection 320.14(2) (3) or (4) subsection 320.15(1), (2) or (3) of the *Criminal Code*”; and

(e) by repealing clause (f) and substituting the following:

“(f) an offence pursuant to any law of any state of the United States of America that is substantially similar to subsection 219(1), section 220, 221, 236, subsection 320.13(1) to (3), paragraph 320.14(1)(a), (b), (c) or (d), subsection 320.14(2), (3) or (4), subsection 320.15(1), (2) or (3), subsection 320.16(1), (2) or (3), section 320.17 or subsection 320.18(1) of the *Criminal Code*, committed by means of a motor vehicle”.

Section 39.1 amended

18(1) Section 39.1 is amended:

(a) in subsection (2):

(i) in the portion preceding clause (a) by striking out “146.1(11). 146.2(10),” and substituting “146.1(11),”; and

(ii) in clause (e) by striking out “146.2(8),”; and

(b) in subsection (3):

(i) by striking out “or” after clause (a); and

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

“(b) in the case of a conviction pursuant to paragraph 253(1)(b) or 253(3)(c) of the *Criminal Code*, the driver’s blood alcohol readings exceed 160 milligrams of alcohol in 100 millilitres of blood; or

“(c) the person has been convicted of an offence pursuant to subsection 254(5) of the *Criminal Code*”; and

(c) in subclause (4)(a)(ii) by striking out “146.2,”.

(2) Subsection 39.1(3) is amended by repealing clauses (b) and (c) and substituting the following:

“(b) in the case of a conviction pursuant to paragraph 320.14(1)(a), (b) or (d) of the *Criminal Code*, the driver’s blood alcohol readings exceed 160 milligrams of alcohol in 100 millilitres of blood;

“(c) the person has been convicted of an offence pursuant to section 320.15 of the *Criminal Code*”.

Section 40.1 amended

19(1) Clause 40.1(8)(a) is amended by striking out “146.2,”.

(2) Section 40.1 is amended:

(a) by repealing clause (1)(b) and substituting the following:

“(b) ‘**conviction**’ means a conviction with respect to any offence mentioned in section 320.14 or 320.15 of the *Criminal Code*”; **and**

(b) by repealing clause (2)(b) and substituting the following:

“(b) the period of prohibition ordered by the convicting court pursuant to the *Criminal Code*”.

Section 42 amended

20(1) Section 42 is amended:

(a) in subsection (2) by striking out “clause 253(1)(a) or (b)” and substituting “paragraph 253(1)(a) or (b), paragraph 253(3)(c)”; and

(b) by repealing subsection (7) and substituting the following:

“(7) Every holder of a licence issued pursuant to this section is deemed to be a new driver for the purposes of sections 150, 150.1 and 150.11”.

(2) Subsection 42(2) is amended by striking out “paragraph 253(1)(a) or (b), paragraph 253(3)(c)” and substituting “paragraph 320.14(1)(a), (b) or (d) or section 320.15”.

Section 50 amended

21 Section 50 is amended in the portion preceding clause (a) by striking out “sections 146.1, 146.2 and 150.1” and substituting “sections 146.1, 146.2, 150.1 and 150.11”.

Section 54 amended

22 Section 54 is amended by striking out “sections 146.1, 146.2 or 150.1” and substituting “sections 146.1, 146.2, 150.1 or 150.11”.

Appendix amended

23 Part II, Division 6 of the Appendix is amended:

(a) by repealing item 36 and substituting the following:

“36	Exceeding 60 kilometres per hour when passing any highway equipment stopped on a highway with its warning lights in operation	203(1)(c)	3
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(b) by adding the following item after item 39:

“39.1	Exceeding 60 kilometres per hour when passing a service vehicle stopped on a highway with its prescribed lights in operation	205.1	3
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”;

(c) by repealing items 128 to 139 and substituting the following:

“128	Driver failing to wear prescribed eye protection	247(2)	3
129	Riding or allowing person to ride side saddle	247(3)	1
130	Riding or allowing passenger to ride in front of the motorcycle driver	247(4)(a)	1
131	Riding or allowing passenger to ride a motorcycle not equipped for passengers	247(4)(b)	1
132	Riding or allowing passenger to ride in side car with another person	247(4)(c)	1
133	Driving a prescribed vehicle with a passenger under the age of 16 years without meeting prescribed equipment requirements	247(5)	3
134	Driver failing to wear a seat-belt assembly	248(1)	3
135	Driving a vehicle with an unrestrained passenger under 16 years of age	248(4) or (5)	3
136	Failure to report an accident	253(2) or (3)	4
137	Providing a false statement	272	4

”; and

Transitional

24 If a driver was convicted of an offence pursuant to clause 253(1)(a) of the *Criminal Code* before the coming into force of *The Traffic Safety (Miscellaneous) Amendment Act, 2018*, the restrictions on that driver’s entitlement to participate in an ignition interlock program set out in section 27 of *The Driver Licensing and Suspension Regulations, 2006*, as that section existed before the coming into force of section 12 of these regulations, continue to apply notwithstanding the repeal of section 27 of *The Driver Licensing and Suspension Regulations, 2006*.

Transitional Criminal Code offences

25 Any reference to a *Criminal Code* offence on or after the coming into force of Part 3 of *The Miscellaneous Vehicle and Driving Statutes (Cannabis Legislation) Amendment Act, 2018* shall, for the purposes of the implementation of these regulations always be deemed to include a substantially similar provision of the *Criminal Code* as it existed before the coming into force of Part 3 of *The Miscellaneous Vehicle and Driving Statutes (Cannabis Legislation) Amendment Act, 2018*.

Coming into force

26(1) Sections 1 and 2, subsections 3(1), 4(1), 5(1), 6(1), 7(1), 8(1), 9(1) and 10(1), sections 11 and 12, subsection 13(1), sections 14 and 15, subsections 16(1), 17(1), 18(1), 19(1) and 20(1), and sections 21 to 25 come into force on the day on which these regulations are filed with the Registrar of Regulations.

(2) Subject to subsection (3), subsections 3(2), 4(2), 5(2), 6(2), 7(2), 8(2), 9(2), 10(2), 13(2), 16(2), 17(2), 18(2), 19(2) and 20(2) come into force on the day on which Part 3 of *The Miscellaneous Vehicle and Driving Statutes (Cannabis Legislation) Amendment Act, 2018* comes into force.

(3) If Part 3 of *The Miscellaneous Vehicle and Driving Statutes (Cannabis Legislation) Amendment Act, 2018* comes into force before the day on which these regulations are filed with the Registrar of Regulations, subsections 3(2), 4(2), 5(2), 6(2), 7(2), 8(2), 9(2), 10(2), 13(2), 16(2), 17(2), 18(2), 19(2) and 20(2) of these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 69/2018*The Parks Act*

Section 27

Order in Council 480/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

- 1 These regulations may be cited as *The Parks Amendment Regulations, 2018*.

RRS c P-1.1 Reg 6 amended

- 2 *The Parks Regulations, 1991* are amended in the manner set forth in these regulations.

Section 2 amended

- 3 **The following clause is added after clause 2(1)(j):**

“(j.1) **‘lease valuation’** means the market value of the leasehold interest in a disposition of a recreational lease determined in accordance with section 42.1”.

New sections 42.1 and 42.2

- 4 **The following sections are added after section 42:**

“Lease valuation

42.1(1) In this section, **‘assessment appraiser’** means an assessment appraiser as defined in section 67.2.

(2) The market value of the leasehold interest in a disposition of a recreational lease is to be determined by one of the following methods:

- (a) by appraisal by an assessment appraiser;
- (b) by a public bid process;
- (c) by the minister based on past appraisals of lots in the park in which the lot is to be leased.

“Public bid process

42.2(1) In this section and in sections 43.01 and 43.03, **‘establishment costs’** means the charges and rates described in clause 43(1)(d).

(2) If a public bid process is used to determine the lease valuation for any recreational lease that may be issued pursuant to these regulations:

- (a) the minister is to issue a notice to the public seeking public bids to be submitted by sealed bid; and
- (b) the notice of lease allocation by public bid must:
 - (i) be published on the ministry’s website;
 - (ii) specify the date that the land will be available for lease;

- (iii) specify the date and time after which the minister will not receive sealed bids;
 - (iv) describe the location of the land to be leased;
 - (v) specify the establishment costs, if any, that are to be paid;
 - (vi) set out the minimum bid for the lease valuation, including any establishment costs;
 - (vii) describe the method of payment for the bid; and
 - (viii) include the following:
 - (A) a requirement to pay any other fees required pursuant to the Act and the regulations;
 - (B) any terms and conditions of the lease;
 - (C) any other information that the minister considers appropriate.
- (3) Every bidder who wishes to obtain a recreational lease shall submit to the minister a sealed bid in a form and manner approved by the minister in accordance with the terms and conditions set out in subsection (2).
- (4) Notwithstanding subsection (3):
- (a) the minister reserves the unqualified right to refuse any or all bids and the unqualified right to refuse to issue a recreational lease to any or all persons submitting a bid; and
 - (b) if the minister refuses a bid, the minister shall refund any money submitted by that bidder.
- (5) The rights set out in subsection (4) are terms or conditions pursuant to which all bids are made”.

New sections 43.01 to 43.03

5 The following sections are added after section 43:

“Lease allocation fee

43.01(1) Subject to subsection (2), if a public bid process is not used to determine the lease valuation, the minister shall require a person seeking a recreational lease to pay a lease allocation fee that includes all or any of the following with respect to the park land:

- (a) establishment costs;
- (b) the lease valuation.

(2) A lease allocation fee is not required for a renewal or an assignment of an existing lease.

“Minister may establish draw

43.02(1) In this section and in section 43.03:

- (a) **‘draw’** means the draw established by the minister pursuant to subsection (2);

(b) **‘family’** means with respect to a person, the person’s:

- (i) spouse;
- (ii) child;
- (iii) parents;
- (iv) grandchild;
- (v) grandparents;

and includes a brother or sister of any of the persons mentioned above and the spouse of any of the persons mentioned above and a brother or sister of a spouse mentioned above;

(c) **‘lot’** means a lot that is the subject of a recreational lease to be allocated by a draw;

(d) **‘spouse’** means:

- (i) the legally married spouse of a person; or
- (ii) a person who is cohabiting and has cohabited with another person in a spousal relationship continuously for a period of not less than 2 years.

(2) The minister may establish a draw for the purpose of allocating a recreational lease with respect to a lot.

(3) The draw may be conducted:

- (a) by computer or other electronic means; or
- (b) by any other means the minister considers appropriate given the number of applications that are received.

(4) If the minister establishes a draw:

- (a) applications for a recreational lease with respect to the lot must be made in accordance with this section; and
- (b) the issuance of the recreational lease is to be done in accordance with this section and section 43.03.

(5) The draw must be held in accordance with the terms and conditions set out in this section.

(6) A person seeking a recreational lease with respect to the lot may apply for that recreational lease by:

- (a) applying to the minister in the form and manner approved by the minister;
- (b) providing an undertaking satisfactory to the minister to:
 - (i) pay the lease allocation fee and the annual lease rental fee and service fee for the first year of the lease with respect to the lot; and
 - (ii) comply with the terms and conditions of the draw; and

- (c) providing the minister with any other information or material that the minister may reasonably require.
- (7) The application must be received by the minister not later than the time set out in the application.
- (8) Only 1 person per family may apply for a recreational lease with respect to the lot.
- (9) A person submitting an application must attest to the authenticity of the information contained on the application.
- (10) The minister shall cause the draw to be held as soon as is practicable after the closing date for applications.

“Issuance of lease

43.03(1) If a public bid process is used to determine the lease valuation, after the expiration of the bidding period, the minister shall issue a lease to the person who:

- (a) subject to subsection 42.2(4), submits the highest bid in accordance with section 42.2 and who satisfies the minister that the person has complied with the terms and conditions of the bid;
 - (b) pays:
 - (i) the amount of the bid, including establishment costs, if any; and
 - (ii) all applicable taxes payable in relation to the bid, including establishment costs, and fees;
 - (c) executes the lease and provides an undertaking satisfactory to the minister to pay, when due, the annual lease rental fee and service fee as required by the lease; and
 - (d) meets all other requirements of the Act and these regulations.
- (2) Subject to subsection (3), if a method of determining the lease valuation other than a public bid process is used, the minister shall issue a lease to the person who:
- (a) pays:
 - (i) the lease allocation fee required by section 43.01; and
 - (ii) all applicable taxes payable in relation to the lease allocation and other fees;
 - (b) executes the lease and provides an undertaking satisfactory to the minister to pay, when due, the annual lease rental fee and service fee as required by the lease; and
 - (c) meets all other requirements of the Act and these regulations.
- (3) If a draw is held, following the draw the minister shall issue a lease to the person who:
- (a) is drawn in the draw and satisfies the minister that the person has complied with the terms and conditions of the draw;
 - (b) pays:
 - (i) the lease allocation fee required by section 43.01;

- (ii) the annual lease rental fee and service fee for the first year of the lease; and
- (iii) all applicable taxes payable in relation to the lease allocation and other fees;
- (c) executes the lease and provides an undertaking satisfactory to the minister to pay, when due, the annual lease rental fee and service fee as required by the lease; and
- (d) meets all other requirements of the Act and these regulations”.

Section 67.4 amended

6 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:

$$\text{LLF} = \text{FVA} \times 0.70\%$$

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

Section 67.5 amended

7(1) Subsection 67.5(2) is amended by striking out “\$535” and substituting “\$600”.

(2) Subsection 67.5(3) is repealed and the following substituted:

“(3) Commencing on April 1, 2018, a land lease fee portion of the annual fee must not:

- (a) increase more than \$335 from the previous year’s land lease fee; and
- (b) increase more than \$1,340 over a four-year period”.

Coming into force

8 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 April 1, 2018.

SASKATCHEWAN REGULATIONS 70/2018*The Heritage Property Act*

Section 79

Order in Council 481/2018, dated September 14, 2018

(Filed September 14, 2018)

Title

1 These regulations may be cited as *The Heritage Property (Review Board) Amendment Regulations, 2018*.

RRS c H-2.2 Reg 1 amended

2 *The Heritage Property Regulations, 2016* are amended in the manner set forth in these regulations.

Heading, Part 2, amended

3 **The heading to Part 2 is amended by striking out “Committee” and substituting “Review Board”.**

New section 3

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

“Definition for Part

3 In this Part, ‘**review board member**’ means a member of the Foundation who is appointed to the review board pursuant to subsection 5.3(2) of the Act”.

Section 4 repealed

5 **Section 4 is repealed.**

New section 5

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

“Duties of review board members

5 In conducting the business and carrying out the duties of review board members, each review board member shall:

- (a) comply with the provisions of the Act and these regulations; and
- (b) exercise the care, diligence, skill and impartiality that a reasonably prudent person would exercise in comparable circumstances”.

New section 6

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

“Filing of referrals

6 Every referral to the review board pursuant to the Act is to be in writing and to be filed with the secretary of the review board at the address set out on the review board’s website”.

Section 8 amended

8 **Section 8 is amended by striking out “committee” and substituting “review board”.**

Section 9 repealed

9 **Section 9 is repealed.**

Section 10 amended

10 **Section 10 is amended by striking out “committee” and substituting “review board”.**

Section 11 amended

11(1) Subsection 11(1) is amended in the portion preceding clause (a) by striking out “committee” wherever it appears and in each case substituting “review board”.

(2) Subsection 11(2) is amended by striking out “committee” wherever it appears and in each case substituting “review board”.

(3) Subsection 11(3) is amended by striking out “committee” and substituting “review board”.

Coming into force

12(1) Subject to subsection (2), these regulations come into force on the day on which section 1 of *The Heritage Property Amendment Act, 2018* comes into force.

(2) If these regulations are filed with the Registrar of Regulations after the day on which section 1 of *The Heritage Property Amendment Act, 2018* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

