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PART II/PARTIE II

REVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS RÉVISÉS DE LA SASKATCHEWAN

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SASKATCHEWAN REGULATIONS 10/2019*The Saskatchewan Crop Insurance Corporation Act*

Section 34

Order in Council 37/2019, dated February 14, 2019

(Filed February 19, 2019)

Title

1 These regulations may be cited as *The Saskatchewan Crop Insurance Corporation Amendment Regulations, 2019*.

RRS c S-12.1 Reg 1 amended

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

Section 2 amended

3 Clause 2(b) is repealed and the following substituted:

“(b) ‘**establishment benefit**’ means an acreage payment provided as an extension to coverage under a contract of crop insurance on acreage of any of the following insured crops that fails to establish following seeding due to one or more of the perils mentioned in the definition of ‘crop insurance’ set out in clause 2(h) of the Act:

- (i) spring-seeded or fall-seeded annual crops;
- (ii) legumes;
- (iii) perennial grasses;
- (iv) annual cereal crops grown for harvested fodder production;
- (v) corn insured pursuant to section 21 or 21.1”.

Section 10 amended

4 Subsection 10(1) is repealed and the following substituted:

“(1) During the term of a contract, the insured may, in the form required by the corporation and within the period specified by the corporation or set out in these regulations, change:

- (a) the selection of crops insured:
 - (i) for pedigreed production;
 - (ii) for organic production;
 - (iii) for commercial production;
 - (iv) for irrigated production; or
 - (v) in the case of tame legumes and perennial grasses, for hay or forage production;
- (b) the percentage of average yield; and
- (c) any election made pursuant to section 13, 14, 16, 17, 18, 20 to 26 or 27”.

Section 17 amended**5 Subsection 17(1) is repealed and the following substituted:**

“(1) The corporation may determine from time to time the premium payable and the indemnity payable for the establishment benefit for perennial grasses, alfalfa, alfalfa-grass mixtures, native forage, sweet clover, annual cereal crops grown for harvested fodder production, corn insured pursuant to section 21 or 21.1, spring-seeded annual crops and fall-seeded annual crops”.

Section 20 amended**6(1) Clause 20(3)(a) is repealed and the following substituted:**

“(a) make elections pursuant to subsections (2), (8.1), (13) and (15)”.

(2) Subsection 20(8) is repealed and the following substituted:

“(8) The coverage under the program is an amount per acre for native forage and grazed tame forage that:

(a) is to be determined by the corporation each year before the enrolment deadline mentioned in subsection (3);

(b) may be established at different levels in different soil zones of the province; and

(c) may be established in different amounts per acre.

“(8.1) The applicant must elect an amount of coverage under the program from the different amounts per acre established by the corporation each year pursuant to subsection (8)”.

Section 21 amended**7(1) Subsection 21(3) is repealed and the following substituted:**

“(3) For the purposes of this section, the corporation may:

(a) determine the area or areas of Saskatchewan in which the program is to be offered; and

(b) establish coverage in different amounts per acre under the program each year before the enrolment deadline mentioned in subsection (4)”.

(2) Subsection 21(8) is repealed and the following substituted:

“(8) The applicant must elect an amount of coverage under the program from the amounts per acre that are established by the corporation pursuant to clause (3)(b)”.

(3) The following subsections are added after subsection 21(14):

“(15) Acres that are insured under any other program under a contract of crop insurance, other than the corn rainfall insurance program, are not eligible to be insured under the program.

“(16) If the applicant participates in both the program and the corn rainfall insurance program pursuant to section 21.1, the amount of coverage provided under the program is to be equal to 50% of the maximum available amount of coverage as determined pursuant to subsection (8).

“(17) The applicant is eligible for the establishment benefit pursuant to section 17 on acres that are insured under the program”.

New section 21.1

8 The following section is added after section 21:**“Corn rainfall insurance program****21.1(1) In this section:**

- (a) **‘applicant’** means a person who:
 - (i) qualifies for insurance under a contract of crop insurance; and
 - (ii) elects to participate in the corn rainfall insurance program pursuant to this section;
 - (b) **‘program’** means the corn rainfall insurance program administered by the corporation pursuant to this section;
 - (c) **‘program area’** means the area of Saskatchewan that is determined by the corporation in which the program is to be offered.
- (2) An applicant may elect to participate in the program with respect to acres that are seeded to corn that are within the program area.
- (3) For the purposes of this section, the corporation may:
- (a) determine the area or areas of Saskatchewan in which the program is to be offered; and
 - (b) establish coverage in different amounts per acre under the program each year before the enrolment deadline mentioned in subsection (4).
- (4) An applicant who intends to participate in the program must, on or before March 31 of each year:
- (a) make elections pursuant to subsections (2), (9), (15) and (17);
 - (b) subject to the approval of the corporation, select the weather station that best represents the climatic conditions for the acres to be insured; and
 - (c) declare the acres to be insured under the program.
- (5) Acres that are insured under any other program under a contract of crop insurance, other than the corn heat unit insurance program, are not eligible to be insured under the program.
- (6) The minimum number of acres that may be insured by an applicant under the program is one acre.
- (7) Every applicant shall pay a premium, as determined by the corporation, on all acres insured by the applicant under the program.
- (8) No experience discount or surcharge applies to a premium for the program.
- (9) The applicant must elect an amount of coverage under the program from the amounts per acre that are established by the corporation pursuant to clause (3)(b).

- (10) Indemnity calculations for the program are to be based on data obtained:
- (a) from the weather station selected pursuant to clause (4)(b); or
 - (b) if the necessary data is not available from the weather station selected pursuant to clause (4)(b), from the weather station selected by the corporation as the best alternative to the weather station selected pursuant to clause (4)(b).
- (11) Subject to subsections (12) to (17), an indemnity is triggered on insured acres under the program when the calculated annual precipitation from May 1 to August 31 falls below 80% of the normal precipitation, as determined by the corporation, for the weather station selected pursuant to clause (4)(b) or (10)(b), as the case may be.
- (12) The amount of any payment under the program that the corporation shall pay to an applicant is the product of:
- (a) the applicant's liability calculated pursuant to subsection (13); and
 - (b) the appropriate percentage of the applicant's liability under the program determined according to the following schedule:

Annual Percentage of Normal Precipitation	Indemnity Rate (Percentage of Liability)	Annual Percentage of Normal Precipitation	Indemnity Rate (Percentage of Liability)
≥80	0.0	≥54 & <56	47.0
≥78 & <80	3.5	≥52 & <54	51.0
≥76 & <78	7.0	≥50 & <52	55.0
≥74 & <76	10.5	≥48 & <50	59.0
≥72 & <74	14.0	≥46 & <48	63.0
≥70 & <72	17.5	≥44 & <46	67.0
≥68 & <70	21.0	≥42 & <44	71.0
≥66 & <68	24.5	≥40 & <42	75.0
≥64 & <66	28.0	≥38 & <40	80.0
≥62 & <64	31.5	≥36 & <38	85.0
≥60 & <62	35.0	≥34 & <36	90.0
≥58 & <60	39.0	≥32 & <34	95.0
≥56 & <58	43.0	<32	100.0

- (13) The applicant's liability mentioned in subsection (12) is the amount L calculated in accordance with the following formula:

$$L = C \times A$$

where:

C is the coverage per acre elected by the applicant pursuant to subsection (9); and

A is the number of acres insured by the applicant under the program.

(14) In determining the calculated annual precipitation for a weather station for the purposes of subsections (11) and (12), any precipitation in excess of a percentage as elected by the applicant pursuant to subsection (15) of the normal monthly precipitation for that weather station is not to be included in the calculated annual precipitation amounts for that weather station.

(15) The applicant must elect one of the following percentages of monthly precipitation as the maximum to be included in the calculated annual precipitation amounts for a weather station:

- (a) 125%;
- (b) 150%.

(16) Subject to subsection (15), the calculated annual precipitation for each weather station under the program is to be determined by weighting the amount of precipitation at that weather station for the months of May, June, July and August in accordance with the election made by the applicant pursuant to subsection (17).

(17) The applicant must elect one of the following options for the monthly weighting of the amount of precipitation for a weather station:

- (a) option 1 - May 20%, June 40%, July 40%, August 0%;
- (b) option 2 - May 15%, June 35%, July 35%, August 15%;
- (c) option 3 - May 0%, June 20%, July 40%, August 40%.

(18) Notwithstanding any other provision of these regulations, the corporation may limit the total number of acres that may be insured at any weather station under the program.

(19) If the applicant participates in both the program and the corn heat unit insurance program pursuant to section 21, the amount of coverage provided under the program is to be equal to 50% of the maximum available amount of coverage as determined pursuant to subsection (9).

(20) The applicant is eligible for the establishment benefit pursuant to section 17 on acres that are insured under the program”.

Section 48 amended

9 Subsection 48(1) is amended by striking out “designated in the definition of ‘crop insurance’,” and substituting “mentioned in the definition of ‘crop insurance’ set out in clause 2(h) of the Act”.

Appendix amended

10 The contract of crop insurance set out in Form A in the Appendix is amended:

- (a) by striking out subclause (c)(i) and substituting the following:**

“(i) spring-seeded or fall-seeded annual crops, corn insured pursuant to section 21 or 21.1 of the regulations, and annual cereal crops grown for harvested fodder production, that fails to establish in the spring or suffers damage on or before the dates mentioned in clause 7(8)(a) of this contract”;

(b) by repealing clause 1(2)(e) and substituting the following:

“(e) ‘**establishment benefit**’ means an acreage payment provided as an extension to coverage under a contract of crop insurance on acreage of any of the following insured crops that fails to establish following seeding due to one or more of the perils mentioned in the definition of ‘crop insurance’ set out in clause 1(2)(c) of this contract:

- (i) spring-seeded or fall-seeded annual crops;
- (ii) legumes;
- (iii) perennial grasses;
- (iv) annual cereal crops grown for harvested fodder production;
- (v) corn insured pursuant to section 21 or 21.1 of the regulations”;

(c) in subsection 5(1):

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

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

“(f) in an election to participate in the forage rainfall insurance program pursuant to section 20 of the regulations;

“(g) in an election to participate in the corn heat unit insurance program pursuant to section 21 of the regulations; or

“(h) in an election to participate in the corn rainfall insurance program pursuant to section 21.1 of the regulations”;

and
(d) in subsection 7(3) by striking out “September 15” and substituting “September 30”.

Coming into force

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