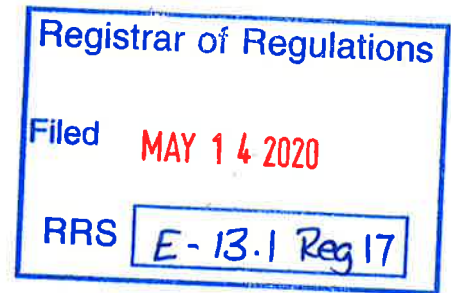




Province of Saskatchewan

Order in Council 226/2020



Approved and Ordered: 13 May 2020



Lieutenant Governor

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, makes *The Saskatchewan Temporary Wage Supplement Program Regulations* in accordance with the attached Schedule.



President of the Executive Council

(For administrative purposes only)

Recommended by: Minister of Finance

Authority: *The Executive Government Administration Act* - section 17
The Economic and Co-operative Development Act - section 8

SCHEDULE to OC 226/2020

Title

1 These regulations may be cited as *The Saskatchewan Temporary Wage Supplement Program Regulations*.

Definitions and interpretation

2(1) In these regulations:

“**applicant**” means an eligible worker who applies for financial assistance pursuant to these regulations;

“**eligible worker**” means a worker who meets the criteria set out in subsection 4(2);

“**essential care facility**” means:

- (a) a special-care home designated pursuant to *The Provincial Health Authority Act*;
- (b) a residential-services facility governed by *The Residential Services Act*;
- (c) a facility licensed pursuant to *The Personal Care Homes Act*;
- (d) a facility as defined in *The Provincial Health Authority Act* or any other place where the services mentioned in clause 5(f) or (i) of *The Saskatchewan Aids to Independent Living Regulations*, being Sask Reg 292/76, are provided to a beneficiary;
- (e) a facility as defined in *The Child Care Act, 2014*;
- (f) a group home governed by *The Adult and Youth Group Homes Regulations*;
- (g) a transition shelter governed by *The Residential Services Act*;
- (h) an emergency shelter operated by a non-profit or community organization;

and includes a facility providing integrated health care that is governed by the Provincial Health Authority but does not include an acute-care facility, such as a hospital, that is operated by the Provincial Health Authority or its affiliates as defined in *The Provincial Health Authority Act*;

“**minister**” means the Minister of Finance;

“**ministry**” means the ministry over which the minister presides;

“**participant**” means an applicant whose application has been approved by the minister pursuant to section 6;

“**program**” means the Saskatchewan Temporary Wage Supplement Program established pursuant to section 3;

“**record**” includes any document or information that is recorded or stored in any medium or by means of any device, including a computer and its hard drive or any electronic media.

(2) The minister may approve a facility or place as an essential care facility notwithstanding that the facility or place is not described within any of clauses (a) to (h) of the definition of “essential care facility” if the minister is satisfied that:

(a) the facility or place:

(i) carries on business or operates in Saskatchewan; and

(ii) provides a health care or support service similar to one provided by the facilities mentioned in the definition of “essential care facility”; and

(b) it is otherwise appropriate and consistent with the purpose of the program to approve the facility or place as an essential care facility.

(3) Any facility or place approved by the minister pursuant to subsection (2) is deemed to be an essential care facility.

Program established

3 The Saskatchewan Temporary Wage Supplement Program is established to provide financial assistance to eligible workers for the purpose of encouraging them to continue working rather than applying for the Canada Emergency Response Benefit established by the Government of Canada.

Application and eligibility

4(1) An applicant for financial assistance pursuant to these regulations must apply to the minister for each 4-week period commencing March 15, 2020 and ending July 4, 2020 in a form and manner satisfactory to the minister.

(2) An application pursuant to subsection (1) must include evidence satisfactory to the minister that:

(a) the applicant is employed by the owner or operator of an essential care facility;

(b) the applicant is not a person who provides services on a fee-for-service or contractual basis to an essential care facility, other than one mentioned in clause (d) of the definition of “essential care facility”; and

(c) the applicant’s current gross salary from all sources is less than:

(i) \$2,500 per month; and

(ii) \$24.00 per hour.

Time limit for submitting applications

5(1) Subject to subsection (2), an application must be received by the minister on or before August 1, 2020.

(2) The minister may consider an application received after August 1, 2020 if the minister is satisfied that extenuating circumstances made it unreasonable or impossible for the application to have been received by August 1, 2020.

Approval

6(1) If the minister receives an application pursuant to section 4 and is satisfied that the application is complete, that the applicant meets the criteria set out in these regulations and that it is appropriate to do so, the minister may approve the application.

(2) If the minister approves an application pursuant to subsection (1), the minister may provide financial assistance to the participant.

Amount of financial assistance

7 The amount of financial assistance that the minister may provide to a participant is \$400 per 4-week period for a maximum of 16 weeks commencing March 15, 2020 and ending on July 4, 2020.

Audit

8 Every participant who receives financial assistance pursuant to these regulations shall provide, at the minister's request and within the period specified by the minister, any information or record that the minister may require to audit the participant's financial affairs.

Overpayment

9(1) The minister may declare all or any part of a payment made to an applicant pursuant to these regulations to be an overpayment if, in the opinion of the minister:

(a) the applicant has knowingly made a false or misleading statement with respect to a material fact on any form or in any information or record provided to the minister pursuant to these regulations;

(b) the applicant has omitted to make a statement or to provide any information or record to the minister pursuant to these regulations that results in a statement with respect to a material fact being misleading; or

(c) the applicant has failed to comply with these regulations.

(2) If the minister declares a payment to be an overpayment, the amount of the overpayment is deemed to be a debt due and owing to the Crown in right of Saskatchewan and may be recovered from the applicant in any manner authorized pursuant to *The Financial Administration Act, 1993* or in any other manner authorized by law.

Minister's powers re audits and overpayments

10 For the purposes of performing audits and collecting overpayments pursuant to these regulations, the minister may exercise any powers that the minister may exercise pursuant to *The Revenue and Financial Services Act*.

Immunity

11(1) No action or proceeding lies or shall be commenced against the Government of Saskatchewan, the minister, the ministry or any officer or employee of the ministry or administrator or agent of the minister, if that person is acting pursuant to the authority of these regulations, for anything in good faith done, caused, permitted or authorized to be done, attempted to be done or omitted to be done, by that person or by any of those persons pursuant to or in the exercise or supposed exercise of any power conferred by these regulations or in the carrying out or supposed carrying out of any duty imposed by these regulations.

(2) The decisions or actions of any of the persons mentioned in subsection (1) are final and conclusive and are not reviewable by any court of law or restrained by any injunction, prohibition, mandamus, certiorari or other proceeding whatsoever.

Coming into force

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

