

BILL

No. 71 of 1999-2000

An Act to amend *The Health Districts Act*

(Assented to _____, 2000)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

Short title

1 This Act may be cited as *The Health Districts Amendment Act, 2000*.

S.S. 1993, c.H-0.01 amended

2 *The Health Districts Act* is amended in the manner set forth in this Act.

New sections 8.1 and 8.2

3 The following sections are added after section 8:

“Keewatin Yathe District Health Board

8.1(1) The Keewatin Yathe District Health Board is established for the Keewatin Yathe Health District.

(2) All members who were appointed to the Keewatin Yathe District Health Board pursuant to *The District Health Boards (Northern Saskatchewan) Regulations* and who hold office immediately before the coming into force of this section continue as members of the Keewatin Yathe District Health Board and hold office for the terms for which they were appointed.

(3) Notwithstanding any other provision of this Act or the regulations or any other Act or law:

(a) the Keewatin Yathe District Health Board is deemed to have been established pursuant to section 5 on August 21, 1997 as the district health board for the Keewatin Yathe Health District;

(b) all persons appointed on or after August 21, 1997 and before the coming into force of this section as members of the Keewatin Yathe District Health Board pursuant to *The District Health Boards (Northern Saskatchewan) Regulations* are deemed to have been validly appointed as members of the Keewatin Yathe District Health Board pursuant to those regulations;

(c) all acts, bylaws, decisions, contracts and proceedings of any nature made or taken in the name of the Keewatin Yathe District Health Board on or after August 21, 1997 and before the coming into force of this section by the persons mentioned in clause (b) are deemed to be and are confirmed as acts, decisions, contracts and proceedings made or taken in the name of that district health board and are binding on that district health board;

(d) all assets acquired and liabilities incurred in the name of the Keewatin Yathe District Health Board, by amalgamation or otherwise, on or after August 21, 1997 and before the coming into force of this section by the persons mentioned in clause (b) are deemed to be and are the assets and liabilities of that district health board; and

(e) all persons employed in the name of the Keewatin Yathe District Health Board on or after August 21, 1997 are deemed to have been validly employed as and are employees of the district health board and are entitled to the rights and benefits, and are subject to the duties and responsibilities, set out in their terms of employment.

(4) Without limiting the generality of subsection (3), any action, decision, notice, order or proceeding of any nature made, issued or undertaken in the name of the Keewatin Yathe District Health Board on or after August 21, 1997 pursuant to *The Public Health Act 1994* is deemed to be a valid and binding action, decision, notice, order or proceeding, and, without limiting the generality of the foregoing:

(a) all acts, decisions, notices, orders and proceedings made, issued or undertaken in the exercise of a regulatory power pursuant to that Act are binding on the persons regulated;

(b) all licences and permits granted pursuant to that Act are valid for the period for which they were granted, and are subject to any terms and conditions set out in the licence or permit that a local authority has the authority to impose;

(c) all bylaws enacted in the exercise of a power to make bylaws pursuant to that Act are confirmed as bylaws made by that district health board and are binding on the persons to whom the bylaws apply; and

(d) all delegations of authority made in the exercise of a power to delegate authority pursuant to that Act are deemed to be valid, and all acts and decisions made by a delegate within the scope of the delegated authority are valid acts and decisions of that delegate.

“Mamawetan Churchill River District Health Board

8.2(1) The Mamawetan Churchill River District Health Board is established for the Mamawetan Churchill River Health District.

(2) All members who were appointed to the Mamawetan Churchill River District Health Board pursuant to *The District Health Boards (Northern Saskatchewan) Regulations* and who hold office immediately before the coming into force of this section continue as members of the Mamawetan Churchill River District Health Board and hold office for the terms for which they were appointed.

(3) Notwithstanding any other provision of this Act or the regulations or any other Act or law:

(a) the Mamawetan Churchill River District Health Board is deemed to have been established pursuant to section 5 on August 21, 1997 as the district health board for the Mamawetan Churchill River Health District;

(b) all persons appointed on or after August 21, 1997 and before the coming into force of this section as members of the Mamawetan Churchill River District Health Board pursuant to *The District Health Boards (Northern Saskatchewan) Regulations* are deemed to have been validly appointed as members of the Mamawetan Churchill River District Health Board pursuant to those regulations;

(c) all acts, bylaws, decisions, contracts and proceedings of any nature made or taken in the name of the Mamawetan Churchill River District Health Board on or after August 21, 1997 and before the coming into force of this section by the persons mentioned in clause (b) are deemed to be and are confirmed as acts, decisions, contracts and proceedings made or taken in the name of that district health board and are binding on that district health board;

(d) all assets acquired and liabilities incurred in the name of the Mamawetan Churchill River District Health Board, by amalgamation or otherwise, on or after August 21, 1997 and before the coming into force of this section by the persons mentioned in clause (b) are deemed to be and are the assets and liabilities of that district health board; and

(e) all persons employed in the name of the Mamawetan Churchill River District Health Board on or after August 21, 1997 are deemed to have been validly employed as and are employees of the district health board and are entitled to the rights and benefits, and are subject to the duties and responsibilities, set out in their terms of employment.

(4) Without limiting the generality of subsection (3), any action, decision, notice, order or proceeding of any nature made, issued or undertaken in the name of the Mamawetan Churchill River District Health Board on or after August 21, 1997 pursuant to *The Public Health Act 1994* is deemed to be a valid and binding action, decision, notice, order or proceeding, and, without limiting the generality of the foregoing:

(a) all acts, decisions, notices, orders and proceedings made, issued or undertaken in the exercise of a regulatory power pursuant to that Act are binding on the persons regulated;

(b) all licences and permits granted pursuant to that Act are valid for the period for which they were granted, and are subject to any terms and conditions set out in the licence or permit that a local authority has the authority to impose;

(c) all bylaws enacted in the exercise of a power to make bylaws pursuant to that Act are confirmed as bylaws made by that district health board and are binding on the persons to whom the bylaws apply; and

(d) all delegations of authority made in the exercise of a power to delegate authority pursuant to that Act are deemed to be valid, and all acts and decisions made by a delegate within the scope of the delegated authority are valid acts and decisions of that delegate”.

Section 40 amended

4(1) The following clause is added after clause 40(1)(k):

“(k.1) addressing any matter in relation to the establishment of either or both of the Keewatin Yathe District Health Board and the Mamawetan Churchill River District Health Board that is not addressed in section 8.1 or 8.2”.

(2) The following subsection is added after subsection 40(2):

“(3) Regulations pursuant to clause (1)(k.1) may be made retroactive to a day not earlier than August 21, 1997”.

Coming into force

5 This Act comes into force on assent.