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PART II/PARTIE II

REVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS RÉVISÉS DE LA SASKATCHEWAN

TABLE OF CONTENTS/TABLE DES MATIÈRES

B-11 Reg 2	<i>The Business Names Registration (Designated Extra-provincial Limited Partnerships) Regulations</i>	503
C-37.3 Reg 2	<i>The Co-operatives (Designated Extra-provincial Co-operatives) Regulations</i>	512
C-43.12 Reg 1	<i>The Creative Saskatchewan Regulations</i>	521
E-0.2 Reg 22/ E-0.2 Règl. 22	<i>The Home-based Education Program Regulations, 2013/Règlement de 2013 sur les programmes d'études à domicile</i>	530/531
N-4.001 Reg 2	<i>The New Generation Co-operatives (Designated Extra-provincial Co-operatives) Regulations</i>	550
P-3 Reg 2	<i>The Partnership (Designated Extra-provincial Limited Liability Partnerships) Regulations</i>	559
SR 43/2013	<i>The Open Seasons Game Amendment Regulations, 2013</i>	568
SR 44/2013	<i>The Driver Licensing and Suspension Amendment Regulations, 2013</i>	571
SR 45/2013	<i>The Vehicle Impoundment (Unauthorized Driver) Amendment Regulations, 2013</i>	572
SR 46/2013	<i>The Hearing Aid Sales and Services Amendment Regulations, 2013</i>	574
SR 47/2013	<i>The Pension Benefits Amendment Regulations, 2013</i>	584
SR 48/2013/ RS 48/2013	<i>The Queen's Bench Amendment Regulations, 2013/Règlement de 2013 modifiant le Règlement sur la Cour du Banc de la Reine</i>	590/591

TABLE OF CONTENTS/TABLE DES MATIÈRES

SR 49/2013/ RS 49/2013	<i>The Victims of Crime Amendment Regulations, 2013/Règlement de 2013 modifiant le Règlement de 1997 sur les victimes d'actes criminels</i>	592/593
SR 50/2013	<i>The Municipal Police Clothing and Rank Amendment Regulations, 2013</i>	600
SR 51/2013	<i>The Municipal Police Equipment Amendment Regulations, 2013.....</i>	601
SR 52/2013	<i>The Representative Area Ecological Reserves Amendment Regulations, 2013</i>	603
SR 53/2013	<i>The Municipalities Amendment Regulations, 2013 (No. 5).....</i>	606
SR 54/2013	<i>The Agri-Food Amendment Regulations, 2013</i>	607
SR 55/2013	<i>The Bison Breeder Associations Loan Guarantee Amendment Regulations, 2013</i>	608
SR 56/2013	<i>The Bison Feeder Associations Loan Guarantee Amendment Regulations, 2013</i>	610
SR 57/2013	<i>The Cattle Breeder Associations Loan Guarantee Amendment Regulations, 2013</i>	612
SR 58/2013	<i>The Cattle Feeder Associations Loan Guarantee Amendment Regulations, 2013</i>	614
SR 60/2013	<i>The Diseases of Domestic Game Farm Animals Amendment Regulations, 2013</i>	616
SR 61/2013	<i>The Parks Amendment Regulations, 2013</i>	617
SR 62/2013	<i>The Education Amendment Regulations, 2013</i>	623

REVISED REGULATIONS OF SASKATCHEWAN

CHAPTER B-11 REG 2

The Business Names Registration Act

Section 21.7

Order in Council 408/2013, dated June 25, 2013

(Filed June 26, 2013)

PART I

Preliminary Matters

Title

1 These regulations may be cited as *The Business Names Registration (Designated Extra-provincial Limited Partnerships) Regulations*.

Interpretation

2 In these regulations:

- (a) “**Act**” means *The Business Names Registration Act*;
- (b) “**agreement**” means an agreement pursuant to section 21.6 of the Act;
- (c) “**business day**” means a day other than a Saturday, Sunday or holiday;
- (d) “**designated extra-provincial limited partnership**” means an extra-provincial limited partnership designated pursuant to subsection 3(3) or (4);
- (e) “**designated extra-provincial registrar**” means an extra-provincial registrar designated pursuant to subsection 3(1) or (2);
- (f) “**home jurisdiction**”, with respect to a designated extra-provincial limited partnership, means the jurisdiction in which the designated extra-provincial limited partnership is registered;
- (g) “**registered limited partnership**” means a limited partnership that is registered in the jurisdiction of a designated extra-provincial registrar.

PART II

Designations

Designations

3(1) The Registrar of Companies appointed pursuant to the *Business Corporations Act* (British Columbia) is designated as an extra-provincial registrar to which these regulations apply.

(2) The Registrar of Corporations appointed pursuant to the *Business Corporations Act* (Alberta) is designated as an extra-provincial registrar to which these regulations apply.

(3) Extra-provincial limited partnerships that are limited partnerships as defined in the *Partnership Act* (British Columbia) are designated as extra-provincial limited partnerships to which these regulations apply.

(4) Extra-provincial limited partnerships that are limited partnerships within the meaning of the *Partnership Act* (Alberta) are designated as extra-provincial limited partnerships to which these regulations apply.

PART III Saskatchewan Limited Partnerships

Registration in jurisdiction of designated extra-provincial registrar

4(1) A limited partnership shall comply with these regulations with respect to the limited partnership's application for registration in the jurisdiction of a designated extra-provincial registrar.

(2) An application pursuant to subsection (1) must be accompanied by the information, documents and fees required pursuant to the legislation of the jurisdiction of the designated extra-provincial registrar.

Maintaining registration

5(1) A registered limited partnership shall comply with these regulations with respect to extra-provincial matters in the jurisdiction of a designated extra-provincial registrar in which the registered limited partnership is registered.

(2) In meeting a requirement pursuant to subsection (1), a registered limited partnership must provide the information, documents and fees required pursuant to the legislation of the jurisdiction of the designated extra-provincial registrar.

Applications, information and documents

6(1) An application and any information and documents submitted by a limited partnership pursuant to section 4 or by a registered limited partnership pursuant to section 5, as the case may be, must be in the form, including an electronic format, if any, established by the registrar.

(2) If the registrar has not established an electronic format mentioned in subsection (1), an application, information and documents mentioned in subsection (1) must comply with section 5 of *The Business Names Registration Regulations*.

(3) If the registrar considers that an application, information or a document submitted pursuant to these regulations contains extraneous information, the registrar may reject the application, information or document.

(4) On receipt of an application, information or documents pursuant to subsection 4(1) or section 5, the registrar shall promptly compile any information and documents from the registrar's records that the applicable agreement requires the registrar to provide to the designated extra-provincial registrar.

(5) In accordance with the applicable agreement, the registrar shall transmit to the designated extra-provincial registrar:

- (a) the information, documents and fees submitted to the registrar pursuant to these regulations; and
- (b) the information and documents compiled pursuant to subsection (4).

Provision of other information to designated extra-provincial registrar

7(1) If a registered limited partnership submits information or a document to the registrar pursuant to the Act, the registrar shall, if required by the applicable agreement:

- (a) transmit the information or document to the designated extra-provincial registrar; and
- (b) take any other action respecting the information or document that is specified in the applicable agreement.

(2) If the registrar takes action with respect to a registered limited partnership pursuant to the Act, the registrar shall, if required by the applicable agreement:

- (a) transmit to the designated extra-provincial registrar information respecting the action taken; and
- (b) take any other action respecting the information that is specified in the applicable agreement.

(3) The registrar may act pursuant to subsection (1) or (2) whether or not the registered limited partnership has submitted information or documents pursuant to section 5.

PART IV**Designated Extra-provincial Limited Partnerships****Registrations and filings of designated extra-provincial limited partnerships**

8 A designated extra-provincial limited partnership shall not apply for registration or submit information or documents for filing pursuant to Part III of the Act except in accordance with these regulations.

Registration

9(1) A designated extra-provincial limited partnership may apply to the registrar to be registered pursuant to Part III of the Act.

(2) For the purposes of these regulations, if a designated extra-provincial limited partnership is required to submit an application or any information, documents or fees to a designated extra-provincial registrar in the course of applying for registration to or maintaining a registration with the registrar in accordance with Part III of the Act and these regulations, any reference to a designated extra-provincial registrar is a reference to the registrar of that designated extra-provincial limited partnership's home jurisdiction.

(3) An application mentioned in subsection (1) must:

- (a) be submitted to the designated extra-provincial registrar; and
- (b) be accompanied by the following information and documents:
 - (i) the name reservation number issued by the registrar not more than 90 days before the date on which the name was reserved;
 - (ii) the address of the registered office of the designated extra-provincial limited partnership;

(iii) the appointment of the designated extra-provincial limited partnership's attorney, including the attorney's name and street address or legal land description, including Rural Municipality name and number.

(4) Subject to section 8 of the Act, if the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial limited partnership to register pursuant to Part III of the Act have been received in the manner specified in the applicable agreement, the registrar shall:

- (a) file the information and documents; and
- (b) register the designated extra-provincial limited partnership and issue a certificate of registration for the designated extra-provincial limited partnership.

(5) Notice of the registration mentioned in clause (4)(b) is to be published in the Gazette.

Registered office

10(1) A designated extra-provincial limited partnership may specify the registered office in its home jurisdiction as the address of its registered office for the purpose of the register of limited partnerships maintained by the registrar.

(2) If a designated extra-provincial limited partnership that has specified the address of the registered office in its home jurisdiction as the address of the registered office in Saskatchewan ceases to have a registered office in its home jurisdiction, the address of the former registered office continues to be the address of the registered office in the records of the registrar until the registered office is changed in accordance with section 11.

Changes in registered office

11(1) If a designated extra-provincial limited partnership changes its registered office, it shall give notice of the change in registered office to the registrar by submitting the address of its new registered office to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(2) If the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial limited partnership to change its registered office have been received in accordance with the applicable agreement, the registrar shall file the information and documents.

Attorney for service

12 For the purposes of being registered pursuant to section 9, every designated extra-provincial limited partnership shall:

- (a) appoint an individual residing in Saskatchewan as its attorney for the purpose of receiving service of process in all actions and proceedings by or against the designated extra-provincial limited partnership within Saskatchewan and for the purpose of receiving all lawful notices; and
- (b) declare that service of process with respect to any actions and proceedings and service of any notices on the attorney is legal and binding.

Changes in attorney

13(1) A designated extra-provincial limited partnership may appoint another attorney within Saskatchewan to replace the attorney formerly appointed.

(2) If a designated extra-provincial limited partnership replaces its attorney, it shall give notice of the change to the registrar by submitting the new attorney's name and street address or legal land description, including Rural Municipality name and number, to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(3) A designated extra-provincial limited partnership shall give notice of any of the following changes described in clauses (a) to (d) to the registrar by submitting the information, along with information mentioned in subsection (2) on the appointment of a new attorney, to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements:

- (a) if the attorney of the designated extra-provincial limited partnership ceases to reside in Saskatchewan or dies or resigns;
- (b) if there is a change in the name or address of the attorney of the designated extra-provincial limited partnership;
- (c) if there is a change in the business name of the designated extra-provincial limited partnership;
- (d) if the appointment of the attorney of the designated extra-provincial limited partnership is revoked;
- (e) if the power of attorney filed becomes invalid or ineffectual for any reason.

(4) If the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial limited partnership to change its attorney pursuant to subsection (2) or (3) have been received in accordance with the applicable agreement, the registrar shall file the information and documents.

(5) A resignation of an attorney is effective at the later of:

- (a) the time a written resignation is sent to the designated extra-provincial limited partnership; and
- (b) the time specified in the written resignation.

(6) The attorney shall give notice of the resignation by providing the information to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

Service on designated extra-provincial limited partnership

14(1) A notice or document may be served on a designated extra-provincial limited partnership:

- (a) by leaving it at, or mailing it by registered mail or certified mail addressed to, the registered office of the designated extra-provincial limited partnership; or

- (b) by leaving it at the office of, by mailing it by registered or certified mail addressed to or by personally serving any attorney of the designated extra-provincial limited partnership appointed pursuant to section 12 or 13.
- (2) A notice or document sent by registered mail to a designated extra-provincial limited partnership is deemed to have been received or served on the earlier of:
 - (a) the day the intended recipient actually receives it; and
 - (b) five business days after it is sent.

Changes in name

- 15(1)** If a designated extra-provincial limited partnership changes its name, it shall give notice to the registrar by submitting the change of name to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.
- (2) A notice mentioned in subsection (1) must include the name reservation number issued by the registrar not more than 90 days before the date on which the name was reserved.
 - (3) Subject to section 8 of the Act, if the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial limited partnership to change its name have been received in accordance with the applicable agreement, the registrar shall file the information and documents and issue a certificate of amendment.
 - (4) Notice of the amendment is to be published in the Gazette.

Changes regarding general partners

- 16(1)** A designated extra-provincial limited partnership shall give the registrar notice of:
- (a) a person becoming or ceasing to be a general partner; or
 - (b) a change in the name or address of any of its general partners.
- (2) A notice mentioned in subsection (1) must be submitted by providing the information to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.
 - (3) If the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial limited partnership to change its general partner information have been received in accordance with the applicable agreement, the registrar shall file the information and documents and issue a certificate of amendment.
 - (4) Notice of the amendment is to be published in the Gazette.

Application to cancel registration

- 17(1)** A designated extra-provincial limited partnership that ceases to carry on business in Saskatchewan may apply to cancel its registration.
- (2) An application mentioned in subsection (1) must:
 - (a) be submitted to the designated extra-provincial registrar; and
 - (b) contain a statement that the designated extra-provincial limited partnership has ceased to carry on business in Saskatchewan.

Cancellation of designated extra-provincial limited partnership

18(1) The registrar may cancel a registration of a designated extra-provincial limited partnership:

- (a) if the designated extra-provincial limited partnership gives notice to cancel the registration signed by an authorized individual;
- (b) subject to subsection (2), if the registrar does not receive any document, information or fee required by this Act or the regulations;
- (c) if the designated extra-provincial limited partnership is not entitled to carry on business under the jurisdiction in which it was formed;
- (d) if all the limited partners cease to be limited partners;
- (e) if the designated extra-provincial limited partnership is dissolved; or
- (f) if the designated extra-provincial limited partnership is bankrupt within the meaning of the *Bankruptcy and Insolvency Act* (Canada).

(2) If the registrar is of the opinion that a designated extra-provincial limited partnership is in contravention of clause (1)(b), the registrar shall send to the designated extra-provincial limited partnership a written notice advising the designated extra-provincial limited partnership of the default and stating that, unless the default is remedied within 30 days after the date of the written notice, the name of the designated extra-provincial limited partnership will be struck off the register.

(3) The notice mentioned in subsection (2) must be sent by registered mail to the registered office of the designated extra-provincial limited partnership within or outside of Saskatchewan or to the attorney appointed pursuant to section 12 or 13.

(4) If the default is not remedied within 30 days after the date of the notice, the registrar may strike the name of the designated extra-provincial limited partnership off the register and, if the name of the designated extra-provincial limited partnership is struck off the register, notice of the strike off is to be published in the Gazette.

Collection of information

19(1) The registrar may collect from a designated extra-provincial registrar any information or documents specified in the applicable agreement that are submitted to or held by the designated extra-provincial registrar, including information and documents respecting the following:

- (a) the application for registration of a designated extra-provincial limited partnership;
- (b) a change in the name of a designated extra-provincial limited partnership;
- (c) a change in the registered office of a designated extra-provincial limited partnership;
- (d) a change in the attorney of a designated extra-provincial limited partnership;

- (e) changes regarding general partners of a designated extra-provincial limited partnership;
 - (f) the application of a designated extra-provincial limited partnership to cancel its registration;
 - (g) the dissolution of a designated extra-provincial limited partnership;
 - (h) a correction of information or documents relating to a designated extra-provincial limited partnership.
- (2) The registrar may file any information or documents collected pursuant to subsection (1).

Complete information required

20 The registrar may decline to file any information or document or to issue any document with respect to any matter relating to a designated extra-provincial limited partnership, including the registration of the designated extra-provincial limited partnership, until the registrar has received from the designated extra-provincial registrar, in the manner specified in the applicable agreement, the information and documents relating to the matter that:

- (a) are required to be submitted to the designated extra-provincial registrar by the designated extra-provincial limited partnership; and
- (b) the registrar requires.

Form of information

21(1) An application and any notice, information or document required to be submitted to a designated extra-provincial registrar pursuant to these regulations must be in the form or electronic format, if any, established by the designated extra-provincial registrar.

(2) An application, notice, information or document required to be submitted by a designated extra-provincial registrar to the registrar pursuant to these regulations must be in the form or electronic format, if any, established by the registrar.

Certificates

22 The registrar shall send any certificate issued with respect to a designated extra-provincial limited partnership pursuant to these regulations to:

- (a) the attorney of the designated extra-provincial limited partnership; or
- (b) if there is no attorney, the registered office of the designated extra-provincial limited partnership.

Fee exemption

23 A designated extra-provincial limited partnership is exempt from the requirement to pay a fee with respect to its application for registration or the filing of information and documents related to its registration pursuant to Part III of the Act.

Non-application of provisions of Act and regulations

24(1) Sections 21.1 to 21.4 and subsection 9(5) of the Act do not apply with respect to a designated extra-provincial limited partnership.

(2) Subsections 4(4) and (5) of *The Business Names Registration Regulations* do not apply with respect to a designated extra-provincial limited partnership.

Search fees for British Columbia

25(1) The registrar shall collect a fee as required by the designated extra-provincial registrar mentioned in subsection 3(1) for the name search reservation of a limited partnership that has made an application pursuant to subsection 4(1) or a registered limited partnership that has submitted information or documents pursuant to section 5, as the case may be.

(2) The designated extra-provincial registrar mentioned in subsection 3(1) shall determine the fee to be collected on its behalf by the registrar.

(3) The registrar shall remit the fee to the designated extra-provincial registrar mentioned in subsection 3(1) in accordance with the applicable agreement.

Search fees for Alberta

26(1) The registrar shall collect a fee for the name search reservation of:

(a) a limited partnership intending to apply to the designated extra-provincial registrar mentioned in subsection 3(2) for registration as a designated extra-provincial limited partnership pursuant to subsection 4(1); or

(b) a registered limited partnership intending to change its name with the designated extra-provincial registrar mentioned in subsection 3(2) pursuant to section 5.

(2) The registrar shall conduct the name search mentioned in subsection (1) on behalf of the designated extra-provincial registrar mentioned in subsection 3(2).

Transitional - deemed registration of certain extra-provincial limited partnerships

27(1) On the coming into force of these regulations, all extra-provincial limited partnerships mentioned in subsections 3(3) and (4) are deemed to be designated extra-provincial limited partnerships.

(2) For the purpose of facilitating the transition of an existing extra-provincial limited partnership to a designated extra-provincial limited partnership pursuant to subsection (1), the registrar may correct any error or omission found in the records of the register of corporations or brought to the registrar's attention by a designated extra-provincial registrar in accordance with the applicable agreement.

PART V Coming into Force

Coming into force

28(1) Subject to subsection (2), these regulations come into force on July 1, 2013.

(2) If these regulations are filed with the Registrar of Regulations after July 1, 2013, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

CHAPTER C-37.3 REG 2*The Co-operatives Act, 1996*

Section 215.3

Order in Council 409/2013, dated June 25, 2013

(Filed June 26, 2013)

**PART I
Preliminary Matters****Title**

1 These regulations may be cited as *The Co-operatives (Designated Extra-provincial Co-operatives) Regulations*.

Interpretation

2 In these regulations:

- (a) “**Act**” means *The Co-operatives Act, 1996*;
- (b) “**agreement**” means an agreement pursuant to section 215.2 of the Act;
- (c) “**designated extra-provincial co-operative**” means an extra-provincial co-operative designated pursuant to subsection 3(3) or (4);
- (d) “**designated extra-provincial registrar**” means an extra-provincial registrar designated pursuant to subsection 3(1) or (2);
- (e) “**home jurisdiction**”, with respect to a designated extra-provincial co-operative, means the jurisdiction in which the designated extra-provincial co-operative is incorporated, continued or amalgamated;
- (f) “**registered co-operative**” means a co-operative that is registered in the jurisdiction of a designated extra-provincial registrar.

**PART II
Designations****Designations**

- 3(1)** The registrar as defined in the *Cooperative Association Act* (British Columbia) is designated as an extra-provincial registrar to which these regulations apply.
- (2)** The Director of Cooperatives appointed pursuant to the *Cooperatives Act* (Alberta) is designated as an extra-provincial registrar to which these regulations apply.
- (3)** Extra-provincial co-operatives that are associations as defined in the *Cooperative Association Act* (British Columbia) are designated as extra-provincial co-operatives to which these regulations apply.
- (4)** Extra-provincial co-operatives that are cooperatives as defined in the *Cooperatives Act* (Alberta) are designated as extra-provincial co-operatives to which these regulations apply.

PART III
Saskatchewan Co-operatives

Registration in jurisdiction of designated extra-provincial registrar

4(1) A co-operative shall comply with this Part with respect to the co-operative's application for registration in the jurisdiction of a designated extra-provincial registrar.

(2) An application pursuant to subsection (1) must be accompanied by the information, documents and fees required pursuant to the legislation of the jurisdiction of the designated extra-provincial registrar.

Maintaining registration

5(1) A registered co-operative shall comply with this Part with respect to extra-provincial matters in the jurisdiction of a designated extra-provincial registrar in which the registered co-operative is registered.

(2) In meeting a requirement pursuant to subsection (1), a registered co-operative must provide the information, documents and fees required pursuant to the legislation of the jurisdiction of the designated extra-provincial registrar.

Applications, information and documents

6(1) An application and any information and documents submitted by a co-operative pursuant to section 4 or by a registered co-operative pursuant to section 5, as the case may be, must be in the form, including an electronic format, if any, established by the registrar.

(2) If the registrar has not established an electronic format mentioned in subsection (1), an application, information and documents mentioned in subsection (1) must comply with section 4 of *The Co-operatives Regulations, 1998*.

(3) If the registrar considers that an application, information or a document submitted pursuant to these regulations contains extraneous information, the registrar may reject the application, information or document.

(4) On receipt of an application, information or documents pursuant to subsection 4(1) or section 5, the registrar shall promptly compile any information and documents from the registrar's records that the applicable agreement requires the registrar to provide to the designated extra-provincial registrar.

(5) In accordance with the applicable agreement, the registrar shall transmit to the designated extra-provincial registrar:

- (a) the information, documents and fees submitted to the registrar pursuant to these regulations; and
- (b) the information and documents compiled pursuant to subsection (4).

Provision of other information to designated extra-provincial registrar

7(1) If a registered co-operative submits information or a document to the registrar pursuant to the Act, the registrar shall, if required by the applicable agreement:

- (a) transmit the information or document to the designated extra-provincial registrar; and
- (b) take any other action respecting the information or document that is specified in the applicable agreement.

(2) If the registrar takes action with respect to a registered co-operative pursuant to the Act, the registrar shall, if required by the applicable agreement:

(a) transmit to the designated extra-provincial registrar information respecting the action taken; and

(b) take any other action respecting the information that is specified in the applicable agreement.

(3) The registrar may act pursuant to subsection (1) or (2) whether or not the registered co-operative has submitted information or documents pursuant to section 5.

PART IV

Designated Extra-provincial Co-operatives

Registrations and filings of designated extra-provincial co-operatives

8 A designated extra-provincial co-operative shall not apply for registration or submit information or documents for filing pursuant to Part XVIII of the Act except in accordance with this Part.

Registration

9(1) A designated extra-provincial co-operative may apply to the registrar to be registered pursuant to Part XVIII of the Act.

(2) For the purposes of this Part, if a designated extra-provincial co-operative is required to submit an application and any information, documents or fees to a designated extra-provincial registrar in the course of applying for registration to or maintaining a registration with the registrar in accordance with Part XVIII of the Act and these regulations, any reference to a designated extra-provincial registrar is a reference to the registrar of that designated extra-provincial co-operative's home jurisdiction.

(3) An application mentioned in subsection (1) must:

(a) be submitted to the designated extra-provincial registrar; and

(b) be accompanied by the following information and documents:

(i) the name reservation number issued by the registrar not more than 90 days before the date on which the name was reserved;

(ii) the principal business in which the co-operative is engaged;

(iii) the address of the registered office of the designated extra-provincial co-operative;

(iv) the appointment of the designated extra-provincial co-operative's attorney, including the attorney's name and street address or legal land description, including Rural Municipality name and number.

(4) Subject to section 213 of the Act, if the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial co-operative to register pursuant to Part II of the Act have been received in the manner specified in the applicable agreement, the registrar shall:

- (a) file the information and documents; and
- (b) register the designated extra-provincial co-operative and issue a certificate of registration for the designated extra-provincial co-operative.

(5) Notice of the registration mentioned in clause (4)(b) is to be published in the Gazette.

Registered office

10(1) A designated extra-provincial co-operative may specify the registered office in its home jurisdiction as the address of its registered office for the purpose of the register of co-operatives maintained by the registrar.

(2) If a designated extra-provincial co-operative that has specified the address of the registered office in its home jurisdiction as the address of the registered office in Saskatchewan ceases to have a registered office in its home jurisdiction, the address of the former registered office continues to be the address of the registered office in the records of the registrar until the registered office is changed in accordance with section 11.

Changes in registered office

11(1) If a designated extra-provincial co-operative changes its registered office, it shall give notice of the change in registered office to the registrar by submitting the address of its new registered office to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(2) If the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial co-operative to change its registered office have been received in accordance with the applicable agreement, the registrar shall file the information and documents.

Attorney for service

12 For the purposes of being registered pursuant to section 9, every designated extra-provincial co-operative shall:

- (a) appoint an individual residing in Saskatchewan as its attorney for the purpose of receiving service of process in all actions and proceedings by or against the designated extra-provincial co-operative within Saskatchewan and for the purpose of receiving all lawful notices; and
- (b) declare that service of process with respect to any actions and proceedings and service of any notices on the attorney is legal and binding.

Changes in attorney

13(1) A designated extra-provincial co-operative may appoint another attorney within Saskatchewan to replace the attorney formerly appointed.

(2) If a designated extra-provincial co-operative replaces its attorney, it shall give notice of the change to the registrar by submitting the new attorney's name and street address or legal land description, including Rural Municipality name and number, to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(3) If the attorney of a designated extra-provincial co-operative ceases to reside in Saskatchewan, dies or resigns, or if the attorney's appointment is revoked, the designated extra-provincial co-operative shall give notice of the change to the registrar by submitting the information, along with information mentioned in subsection (2) on the appointment of a new attorney, to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(4) If the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial co-operative to change its attorney pursuant to subsection (2) or (3) have been received in accordance with the applicable agreement, the registrar shall file the information and documents.

(5) A resignation of an attorney is effective at the later of:

(a) the time a written resignation is sent to the designated extra-provincial co-operative; and

(b) the time specified in the written resignation.

(6) The attorney shall give notice of the resignation by providing the information to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

Service on designated extra-provincial co-operative

14 A notice or document may be served on a designated extra-provincial co-operative:

(a) by leaving it at or mailing it by registered mail or certified mail addressed to the registered office of the designated extra-provincial co-operative;

(b) by personally serving any director, officer, receiver-manager or liquidator of the designated extra-provincial co-operative; or

(c) by leaving it at the office of or mailing it by registered mail or certified mail addressed to any attorney of the designated extra-provincial co-operative appointed pursuant to section 12 or 13.

Changes in name

15(1) If a designated extra-provincial co-operative changes its name, it shall give notice to the registrar by submitting the change of name to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(2) A notice mentioned in subsection (1) must include the name reservation number issued by the registrar not more than 90 days before the date on which the name was reserved.

(3) Subject to section 213 of the Act, if the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial co-operative to change its name have been received in accordance with the applicable agreement, the registrar shall file the information and documents and issue a certificate of amendment.

(4) Notice of the amendment is to be published in the Gazette.

Amalgamation of a designated extra-provincial co-operative

16(1) If a designated extra-provincial co-operative amalgamates in its home jurisdiction, it shall give notice of the amalgamation to the registrar by submitting the amalgamation information to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(2) If the registrar is satisfied that all of the information and documents necessary for the designated extra-provincial co-operative to amalgamate in its home jurisdiction have been received in accordance with the applicable agreement, the registrar shall file the information and documents and shall issue a certificate of amendment.

(3) Notice of the amendment is to be published in the Gazette.

Continuance in Saskatchewan

17 In the case of a designated extra-provincial co-operative that is being continued in Saskatchewan pursuant to section 156 of the Act, the registrar shall send notice of the continuance to the designated extra-provincial registrar in the jurisdiction in which continuance pursuant to the Act was authorized.

Application to withdraw registration

18(1) A designated extra-provincial co-operative that is registered pursuant to the Act may apply to withdraw its registration.

(2) An application mentioned in subsection (1) must be submitted to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

Striking name of designated extra-provincial co-operative off the register

19(1) The registrar may strike the name of a designated extra-provincial co-operative off the register if:

- (a) subject to subsection (2), the registrar does not receive any notice or document required by the Act or the regulations to be sent to the registrar;
- (b) the designated extra-provincial co-operative does not have an attorney;
- (c) the designated extra-provincial co-operative has applied to withdraw its registration;
- (d) the designated extra-provincial co-operative is not entitled to carry on business pursuant to the Act of incorporation of the jurisdiction in which it was incorporated, continued or amalgamated;
- (e) the designated extra-provincial co-operative is issued a certificate of discontinuance pursuant to section 157 of the Act;
- (f) the designated extra-provincial co-operative is dissolved;
- (g) the designated extra-provincial co-operative is amalgamated with one or more other designated extra-provincial co-operatives;
- (h) the designated extra-provincial co-operative is bankrupt within the meaning of the *Bankruptcy and Insolvency Act* (Canada); or
- (i) subject to subsection (2), the designated extra-provincial co-operative is not complying with all of the provisions of the Act.

(2) If the registrar is of the opinion that a designated extra-provincial co-operative is in contravention of clause (1)(a) or (i), the registrar shall send to the designated extra-provincial co-operative a written notice advising the designated extra-provincial co-operative of the default and stating that, unless the default is remedied within 30 days after the date of the written notice, the name of the designated extra-provincial co-operative will be struck off the register.

(3) The notice mentioned in subsection (2) must be sent by registered mail to the registered office of the designated extra-provincial co-operative within or outside of Saskatchewan or to the attorney appointed pursuant to section 12 or 13.

(4) If the default is not remedied within 30 days after the date of the notice, the registrar may strike the name of the designated extra-provincial co-operative off the register and, if the name of the designated extra-provincial co-operative is struck off the register, notice of the strike off is to be published in the Gazette.

(5) If the name of a designated extra-provincial co-operative is struck off the register pursuant to these regulations, the designated extra-provincial co-operative may apply to restore the name of the designated extra-provincial co-operative to the register by submitting its application to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(6) If the registrar is satisfied that all of the information and documents necessary to restore the name of the designated extra-provincial co-operative have been received in accordance with the applicable agreement, the registrar shall file the information and documents and restore the name of the designated extra-provincial co-operative to the register.

Collection of information

20(1) The registrar may collect from a designated extra-provincial registrar any information or documents specified in the applicable agreement that are submitted to or held by the designated extra-provincial registrar, including information and documents respecting the following:

- (a) the application for registration of a designated extra-provincial co-operative;
- (b) a change in the name of a designated extra-provincial co-operative;
- (c) a change in the registered office of a designated extra-provincial co-operative;
- (d) a change in the attorney of a designated extra-provincial co-operative;
- (e) a notice of amalgamation given by a designated extra-provincial co-operative;
- (f) the application of a designated extra-provincial co-operative to withdraw its registration;
- (g) the dissolution of a designated extra-provincial co-operative;
- (h) a designated extra-provincial co-operative's continuance out of its home jurisdiction;
- (i) a correction of information or documents relating to a designated extra-provincial co-operative.

(2) The registrar may file any information or documents collected pursuant to subsection (1).

Complete information required

21 The registrar may decline to file any information or document or to issue any document with respect to any matter relating to a designated extra-provincial co-operative, including the registration of the designated extra-provincial co-operative, until the registrar has received from the designated extra-provincial registrar, in the manner specified in the applicable agreement, the information and documents relating to the matter that:

- (a) are required to be submitted to the designated extra-provincial registrar by the designated extra-provincial co-operative; and
- (b) the registrar requires.

Form of information

22(1) An application and any notice, information or document required to be submitted to a designated extra-provincial registrar pursuant to these regulations must be in the form or electronic format, if any, established by the designated extra-provincial registrar.

(2) An application, notice, information or document required to be submitted by a designated extra-provincial registrar to the registrar pursuant to these regulations must be in the form or electronic format, if any, established by the registrar.

Certificates

23 The registrar shall send any certificate issued with respect to a designated extra-provincial co-operative pursuant to this Part to:

- (a) the attorney of the designated extra-provincial co-operative; or
- (b) if there is no attorney, the registered office of the designated extra-provincial co-operative.

Fee exemption

24 A designated extra-provincial co-operative is exempt from the requirement to pay a fee with respect to its application for registration or the filing of information and documents related to its registration pursuant to Part XVIII of the Act.

Non-application of provisions of Act and regulations

25(1) Section 143, subsection 156(6), sections 205 to 207, 209, 210 to 212, 215, subsection 273(4) and section 280 of the Act do not apply with respect to a designated extra-provincial co-operative.

(2) Clauses 3(c.1), (l) and (m) of *The Co-operatives Regulations, 1998* do not apply with respect to a designated extra-provincial co-operative.

Search fees for British Columbia

26(1) The registrar shall collect a fee as required by the designated extra-provincial registrar mentioned in subsection 3(1) for the name search reservation of a co-operative that has made an application pursuant to subsection 4(1) or a registered co-operative that has submitted information or documents pursuant to section 5, as the case may be.

(2) The designated extra-provincial registrar mentioned in subsection 3(1) shall determine the fee to be collected on its behalf by the registrar.

(3) The registrar shall remit the fee to the designated extra-provincial registrar mentioned in subsection 3(1) in accordance with the applicable agreement.

Search fees for Alberta

27(1) The registrar shall collect a fee for the name search reservation of:

- (a) a co-operative intending to apply to the designated extra-provincial registrar mentioned in subsection 3(2) for registration as a designated extra-provincial co-operative pursuant to subsection 4(1); or
- (b) a registered co-operative intending to change its name with the designated extra-provincial registrar mentioned in subsection 3(2) pursuant to section 5.

(2) The registrar shall conduct the name search mentioned in subsection (1) on behalf of the designated extra-provincial registrar mentioned in subsection 3(2).

Transitional - deemed registration of certain extra-provincial co-operatives

28(1) On the coming into force of these regulations, all extra-provincial co-operatives mentioned in subsections 3(3) and (4) are deemed to be designated extra-provincial co-operatives.

(2) For the purpose of facilitating the transition of an existing extra-provincial co-operative to a designated extra-provincial co-operative pursuant to subsection (1), the registrar may correct any error or omission found in the records of the registrar or brought to the registrar's attention by a designated extra-provincial registrar in accordance with the applicable agreement.

PART V
Coming into Force

Coming into force

29(1) Subject to subsection (2), these regulations come into force on July 1, 2013.

(2) If these regulations are filed with the Registrar of Regulations after July 1, 2013, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

CHAPTER C-43.12 REG 1*The Creative Saskatchewan Act*

Section 25

Order in Council 427/2013, dated June 25, 2013

(Filed June 26, 2013)

**PART I
Preliminary Matters****Title****1** These regulations may be cited as *The Creative Saskatchewan Regulations*.**Interpretation****2(1)** In these regulations:

- (a) **“Act”** means *The Creative Saskatchewan Act*;
- (b) **“creative industry association”** means an association or entity that:
 - (i) is incorporated;
 - (ii) satisfies the agency that it is recognized as representing one sector of the creative industry in Saskatchewan;
 - (iii) has among its purposes the promotion of the interests of its members and the provision of services to its members;
- (c) **“eligible applicant”** means:
 - (i) with respect to a corporation, a corporation:
 - (A) that is incorporated or continued pursuant to an Act or is registered pursuant to an Act to carry on business in Saskatchewan;
 - (B) the majority of whose outstanding voting shares are owned by Saskatchewan residents;
 - (C) that has a permanent establishment in Saskatchewan; and
 - (D) subject to subsection (2), that filed an income tax return respecting income earned in Saskatchewan for its taxation year preceding the year in which it applies for financial assistance pursuant to these regulations;
 - (ii) with respect to an individual, an individual who filed an income tax return respecting income earned in Saskatchewan in the year preceding the year in which he or she applies for financial assistance pursuant to these regulations;

- (d) **“eligible project”** means a project that:
- (i) is suitable for commercial use in one or any combination of the following creative industry sectors:
 - (A) music and sound recording;
 - (B) screen-based media;
 - (C) visual arts and craft;
 - (D) publishing;
 - (E) live performing arts;
 - (ii) has a demonstrable economic and cultural benefit to Saskatchewan;
 - (iii) with respect to screen-based media, has content that:
 - (A) is intended for television, cinema, video or digital delivery; and
 - (B) consists of a combination of at least two of text, sound, and images; and
 - (iv) may include projects related to one or any combination of the following:
 - (A) the development and production of commercial creative content;
 - (B) the development of commercially-ready creative products for markets, including export markets;
 - (C) the development of either or both of business capacity and skills in the creative industry;
 - (D) research and development to further the growth of the creative industry;
- (e) **“recipient”** means an applicant whose application for financial assistance has been approved pursuant to section 7;
- (f) **“screen-based media”** means audio-visual creative content including film, television, animation, visual effects, games and other interactive and digital media.
- (2) Paragraph (1)(c)(i)(D) does not apply to a corporation that is incorporated, continued or registered pursuant to *The Non-profit Corporations Act, 1995*.

PART II
Nomination to Board

Nominating committee and notifying the minister

3(1) For the purpose of subsection 12(4) of the Act, the board shall establish a nominating committee.

- (2) The nominating committee is to be composed of the following persons:
- (a) two members appointed by the board;
 - (b) one non-voting representative appointed by the minister;
 - (c) three persons from the creative industry appointed by the board after consultations that the board considers appropriate with creative industry associations.
- (3) The board shall appoint as chairperson of the nominating committee one of the members mentioned in clause (2)(a).
- (4) The nominating committee shall:
- (a) develop a plan and process for nominating candidates to the board;
 - (b) develop selection criteria for potential members;
 - (c) solicit and receive nominations from the creative industry;
 - (d) review nominations to satisfy itself that nominees:
 - (i) are able to carry out their duties as members honestly, in good faith and in the best interests of the agency; and
 - (ii) are not and will not be in any conflict of interest respecting the agency; and
 - (e) within the period requested by the agency, provide the agency with a list of at least three nominees for each vacant position.
- (5) The board shall cause the names of the nominating committee and the manner in which the nominating committee may be contacted to be made public in any manner that the board is satisfied will draw that information to the attention of the public.
- (6) Within the period requested by the minister, the agency shall provide the minister with a list of at least three nominees for each vacant position.

Nominations from the creative industry

4(1) For the purposes of clause 3(4)(c), any creative industry association and any other person involved in the creative industry in Saskatchewan may submit a nomination in writing to the nominating committee.

- (2) A nomination pursuant to subsection (1) must:
- (a) include with the nomination a written outline of the experience and qualifications of the person being nominated; and
 - (b) include with the nomination any letters of support from the creative industry association or person making the nomination that the board may require.

PART III
Financial Assistance

Applications for financial assistance

5(1) An eligible applicant may apply for financial assistance in the form of a grant, loan or equity investment by submitting an application to the agency that is in the form required by the agency.

(2) Every application for financial assistance must contain:

(a) a description of:

- (i) the proposed project; and
- (ii) the form of financial assistance being applied for;

(b) a business plan for the proposed project that is the subject of the application, including a proposed budget; and

(c) any additional information the agency may require to satisfy itself that:

- (i) the applicant is an eligible applicant and is financially solvent; and
- (ii) the proposed project is an eligible project.

(3) A creative industry association may apply for financial assistance on behalf of one or more of its members who are eligible applicants.

(4) On receipt of an application pursuant to this section, the agency may request that the applicant provide any further information that the agency may reasonably require.

Adjudication panels

6(1) The agency may establish one or more adjudication panels to assist the agency in determining whether or not to approve applications pursuant to these regulations.

(2) On receipt of an application pursuant to section 5, the agency may refer the application to an appropriate adjudication panel.

(3) An adjudication panel to which an application is referred pursuant to subsection (2) shall review the application and provide any comments and recommendations to the agency within the period requested by the agency.

Approval of applications

7(1) On receipt of an application and on receiving any recommendations from an adjudication panel that the agency may request pursuant to section 6, the agency may:

(a) approve the application if the agency is satisfied that:

(i) the applicant:

- (A) is an eligible applicant;
- (B) is capable of successfully completing the project proposed in the application; and
- (C) is not in contravention of these regulations or the terms or conditions imposed on any financial assistance previously provided to the applicant;

- (ii) the proposed project that is the subject of the application:
 - (A) is an eligible project;
 - (B) is feasible;
 - (C) is commercially viable; and
 - (D) will provide recognition to the agency for its assistance in the project;
 - (iii) the agency has sufficient funds to provide the financial assistance requested in the application;
 - (iv) in the case of an application for financial assistance in the form of an equity investment, the equity investment will not be used to retire any debt of the applicant; and
 - (v) it is otherwise appropriate to approve the application; or
- (b) refuse to approve the application.
- (2) The agency shall provide the applicant with written notice of its decision as soon as is practicable after reaching its decision.

Amount of financial assistance

8 The maximum amount of financial assistance that the agency may provide to an eligible applicant in a fiscal year is \$250,000 or any greater amount that the Lieutenant Governor in Council may approve.

Equity investments

9(1) In the case of an application for financial assistance in the form of an equity investment that is approved by the agency, the agency may acquire by purchase or otherwise all or any of the following issued by the recipient:

- (a) shares;
- (b) bonds;
- (c) debentures; or
- (d) securities other than those mentioned in clauses (a) to (c).

(2) If shares, bonds, debentures or other securities of a person have been acquired pursuant to subsection (1), the agency may, by a written instrument, appoint any person whom the agency considers appropriate to be its representative at any meeting of the shareholders, bondholders, debenture holders or other security holders of the issuer of the securities.

(3) The person appointed pursuant to subsection (2) is entitled to exercise on behalf of the agency all the powers that the agency could exercise if it were an individual shareholder, bondholder, debenture holder or other security holder.

(4) The agency may sell or otherwise dispose of any securities acquired by it pursuant to this section on any terms and conditions that the agency considers appropriate.

Loans

10(1) Every recipient who receives financial assistance in the form of a loan shall repay the amount of the loan to the agency within:

- (a) 10 years from the date on which the loan was made to the recipient; or
 - (b) any other period that does not exceed 10 years from the date on which the loan was made that the agency determines to be appropriate.
- (2) If a recipient is in default pursuant to this section, the entire balance of the loan together with accrued interest, if any, is a debt due and owing to the agency from the date of default without further demand or notice.
- (3) From the date of default, the amount remaining to be paid on the loan is subject to interest:
- (a) at the rate of interest that is set out in the terms and conditions of the loan approval or as otherwise agreed to by the agency and the recipient; or
 - (b) if no interest rate has been agreed to by the agency and the recipient, at a floating rate of interest that is equal to the sum of:
 - (i) the prime lending rate of the bank holding Saskatchewan's general revenue fund; and
 - (ii) 2%.
- (4) A recipient is deemed to be in default if all or any of the following circumstances occur:
- (a) the recipient defaults with respect to any payment of principal or interest;
 - (b) the recipient fails to submit to the agency any information required pursuant to these regulations or pursuant to any agreement between the agency and the recipient;
 - (c) the recipient breaches or fails to comply with these regulations or with any term or condition of the loan or an agreement with the agency;
 - (d) after giving the recipient an opportunity to be heard, the agency determines that the recipient knowingly made a false or misleading statement on the application for financial assistance or in any information or document provided to the agency pursuant to these regulations;
 - (e) any bankruptcy, receivership, reorganization, compromise, arrangement, insolvency or liquidation proceedings or any other actions by or for the benefit of creditors are instituted by or against the recipient.
- (5) The recipient shall immediately give the agency written notice of any event of default after the recipient becomes aware of that event of default.
- (6) If a recipient is in default:
- (a) the principal amount of the loan, less any amount repaid pursuant to subsection (1), together with accrued interest, if any:
 - (i) is immediately due and payable to the agency; and
 - (ii) bears interest in accordance with subsection (3); and

(b) the agency may take any action authorized at law that it considers necessary:

- (i) to effect collection of the principal and interest owing;
- (ii) to obtain any additional security;
- (iii) to realize on its security; or
- (iv) to effect any compromise with, or grant any concession to, any recipient or to any other person to the extent that it considers advisable.

(7) The agency may waive a recipient's default if the agency is satisfied that:

- (a) one or more of the following apply:
 - (i) the default was due to circumstances beyond the control of the recipient and could not have been avoided by the exercise of due care;
 - (ii) the default is with respect to a minor matter that does not affect the proper operations of the recipient;
 - (iii) the recipient has proposed or agreed to other conditions that meet or exceed the matters with respect to which there is non-compliance;
- (b) the recipient is otherwise substantially in compliance with these regulations; and
- (c) it is not contrary to the public interest to waive compliance.

Terms and conditions

11(1) The agency may impose any terms and conditions that the agency considers appropriate on financial assistance in addition to those imposed by these regulations.

(2) No recipient who has received financial assistance shall fail to comply with any term or condition imposed on the recipient's financial assistance by these regulations or by the agency pursuant to subsection (1).

Agreement

12(1) As a condition of receiving financial assistance pursuant to these regulations, a recipient shall enter into an agreement with the agency that requires the recipient to do all or any of the following:

- (a) to keep and make available to the agency any records respecting the project that is the subject of the application;
- (b) to do any other things that the agency may require for the purposes of these regulations.

(2) Every recipient shall comply with the agreement that the recipient has entered into pursuant to this section.

Overpayment

13(1) The agency may declare all or any payment of financial assistance made to a recipient pursuant to these regulations to be an overpayment if, in the opinion of the agency:

- (a) the recipient has knowingly made a false or misleading statement with respect to a material fact on any form or in any information or document provided to the agency pursuant to these regulations;

- (b) the recipient has knowingly omitted to make a statement or to provide any information or document if that omission results in a statement with respect to a material fact being misleading;
 - (c) the recipient has failed to comply with these regulations or the terms and conditions imposed by the agency on the recipient's financial assistance.
- (2) If the agency declares a payment of financial assistance to be an overpayment, the amount of the overpayment is deemed to be a debt due and owing to the agency and may be recovered from the recipient in any manner authorized pursuant to *The Financial Administration Act, 1993* or in any other manner authorized by law.

PART IV Coming into Force

Coming into force

14(1) Subject to subsection (2), these regulations come into force on the day on which section 1 of *The Creative Saskatchewan Act* comes into force.

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

CHAPTER E-0.2 REG 22

The Education Act, 1995

CHAPITRE E-0.2 RÈGL. 22

Loi de 1995 sur l'éducation

CHAPTER E-0.2 REG 22*The Education Act, 1995*

Section 370

Order in Council 419/2013, dated June 25, 2013

(Filed June 26, 2013)

PART I

Title and Interpretation**Title**

1 These regulations may be cited as *The Home-based Education Program Regulations, 2013*.

Interpretation

2 In these regulations:

“Act” means *The Education Act, 1995*; (« *Loi* »)

“curriculum-based assessment” means an assessment that:

(a) measures a pupil’s progress in the curriculum being studied by the pupil;
and

(b) is appropriate for the pupil’s age and ability; (« *évaluation en fonction du programme d’études* »)

“dispute resolution process” means the dispute resolution process set out in section 21; (« *mode de règlement des différends* »)

“home-based educator” means the parent or parents of a pupil who provide and direct a registered home-based education program for the pupil; (« *éducateur à domicile* »)

“home-based learner” means a pupil who is receiving instruction in a registered home-based education program; (« *apprenant à domicile* »)

“home-based learner assessment” means an assessment of a home-based learner:

(a) in accordance with sections 178 and 178.1 of the Act;

(b) pursuant to a curriculum-based assessment; or

(c) based on a standardized test; (« *évaluation d’apprenant à domicile* »)

“improvement plan” means a supplementary written education plan that is intended to correct a home-based learner’s deficiencies in achieving satisfactory educational progress in a registered home-based education program; (« *plan de redressement* »)

“ministry” means the ministry over which the minister presides; (« *ministère* »)

“parent” includes a guardian; (« *parent* »)

CHAPITRE E-0.2 RÈGL. 22*Loi de 1995 sur l'éducation*

Article 370

Décret 419/2013, en date du 25 juin 2013

(Déposé le 26 juin 2013)

PARTIE I

Titre et définitions**Titre****1** *Règlement de 2013 sur les programmes d'études à domicile.***Définitions****2** Les définitions qui suivent s'appliquent au présent règlement.**« apprenant à domicile »** Élève qui suit un programme d'études à domicile inscrit. (*"home-based learner"*)**« autorité inscriptrice »** La commission scolaire, le conseil scolaire ou le ministre, selon le cas, auprès de qui, sous le régime du présent règlement :

- a) se fait l'inscription d'un programme d'études à domicile;
- b) est sollicitée l'inscription d'un projet de programme d'études à domicile. (*"registering authority"*)

« éducateur à domicile » Le ou les parents d'un élève qui fournissent à l'élève un programme d'études à domicile inscrit, exécuté sous leur direction. (*"home-based educator"*)**« évaluation d'apprenant à domicile »** Celle qui répond à l'un des critères suivants :

- a) effectuée en conformité avec les articles 178 et 178.1 de la Loi;
- b) effectuée dans le cadre d'une évaluation en fonction du programme d'études;
- c) fondée sur une épreuve standardisée. (*"home-based learner assessment"*)

« évaluation en fonction du programme d'études » Évaluation :

- a) qui mesure les progrès d'un élève dans son programme d'études;
- b) qui est appropriée à l'âge et aux capacités de l'élève. (*"curriculum-based assessment"*)

« Loi » La *Loi de 1995 sur l'éducation*. (*"Act"*)**« ministère »** Le ministère que dirige le ministre. (*"ministry"*)**« mode de règlement des différends »** Celui prévu à l'article 21. (*"dispute resolution process"*)

“**registering authority**” means a board of education, the conseil scolaire or the minister, as the case may be, with whom, pursuant to these regulations:

- (a) a home-based education program is registered; or
- (b) a proposed home-based education program is sought to be registered; (« *autorité inscriptrice* »)

“**standardized test**” means a normed achievement, aptitude or intelligence test that includes both general and diagnostic tests and that is administered in accordance with the policies established by the minister; (« *test standardisé* »)

“**written education plan**” means a written plan that outlines the home-based education program for a home-based learner and that provides a framework for progressing through the plan. (« *plan éducatif écrit* »)

PART II

Registration of Home-Based Education Programs

DIVISION 1

Board of Education or Conseil Scolaire as Registering Authority

Policies and procedures

3 Subject to these regulations and consistent with the policies established by the minister, every board of education and the conseil scolaire shall establish policies and procedures for:

- (a) the registration of home-based education programs;
- (b) the renewal of the registration of home-based education programs;
- (c) the monitoring of registered home-based education programs;
- (d) the cancellation of the registration of home-based education programs; and
- (e) the provision of services for home-based learners.

Notice of intent to register

4(1) A parent who wishes to become a home-based educator shall give notice of his or her intention to register a proposed home-based education program to, as the case requires:

- (a) the board of education of the school division in which the pupil who is to be the home-based learner in the proposed home-based education program is entitled to attend school in accordance with the Act; or
- (b) the conseil scolaire.

(2) The notice mentioned in subsection (1) shall be made in accordance with:

- (a) any policies established by the minister; and
- (b) any policies and procedures established by the board of education or conseil scolaire, as the case may be.

(3) At the time notice is given pursuant to subsection (1), the parent shall give the registering authority a written education plan that is consistent with the policies established by the minister.

« **parent** » Vise également le tuteur. (“*parent*”)

« **plan de redressement** » Plan éducatif écrit complémentaire, destiné à combler les lacunes d’un apprenant à domicile pour qu’il réalise des progrès satisfaisants dans un programme d’études à domicile inscrit. (“*improvement plan*”)

« **plan éducatif écrit** » Plan écrit qui expose les grandes lignes du programme d’études à domicile d’un apprenant à domicile et qui établit un cadre pour la progression dans le plan. (“*written education plan*”)

« **test standardisé** » Test normé – général ou diagnostique – de réussite, d’aptitude ou d’intelligence administré conformément aux politiques établies par le ministre. (“*standardized test*”)

PARTIE II

L’inscription des programmes d’études à domicile

SECTION 1

Cas où l’autorité inscriptrice est une commission scolaire ou le conseil scolaire

Politiques et procédures

3 Sous réserve des autres dispositions du présent règlement et conformément aux politiques établies par le ministre, les commissions scolaires et le conseil scolaire établissent des politiques et procédures régissant ce qui suit :

- a) l’inscription de programmes d’études à domicile;
- b) le renouvellement de l’inscription de programmes d’études à domicile;
- c) la surveillance des programmes d’études à domicile inscrits;
- d) l’annulation de l’inscription de programmes d’études à domicile;
- e) la prestation de services aux apprenants à domicile.

Avis d’intention d’inscrire un programme

4(1) Tout parent qui souhaite devenir éducateur à domicile doit donner avis de son intention d’inscrire un projet de programme d’études à domicile; l’avis est remis, selon le cas :

- a) à la commission scolaire de la division scolaire dans laquelle l’élève concerné a le droit de fréquenter l’école en vertu de la Loi;
- b) au conseil scolaire.

(2) L’avis mentionné au paragraphe (1) est établi conformément à ce qui suit :

- a) les politiques, le cas échéant, établies par le ministre;
- b) les politiques et procédures établies par la commission scolaire ou le conseil scolaire, selon le cas.

(3) Le parent qui donne l’avis mentionné au paragraphe (1) est tenu de remettre, au même moment, à l’autorité inscriptrice un plan éducatif écrit qui est conforme aux politiques établies par le ministre.

Registration

5 A board of education or the conseil scolaire, as the registering authority, shall register a home-based education program if it determines that the notice of intent mentioned in section 4 is in compliance with the Act, these regulations and the policies mentioned in that section.

Services for home-based learners

6(1) Every board of education and the conseil scolaire shall make the following services available to every home-based learner registered with it:

- (a) home-based learner assessments;
- (b) education and training in the operation of motor vehicles pursuant to section 189 of the Act.

(2) Every board of education and the conseil scolaire shall develop policies with respect to those services that the board of education or conseil scolaire is prepared to make available to home-based learners, including:

- (a) participation in cultural and athletic activities, youth travel, outdoor education and similar activities pursuant to section 179 of the Act;
- (b) participation in programs of athletic and amateur sport pursuant to section 188 of the Act;
- (c) guidance and counselling services pursuant to section 191 of the Act;
- (d) services for pupils with intensive needs pursuant to section 178 of the Act; and
- (e) enrolment in distance-education opportunities provided pursuant to subsection 11(4) of the Act.

Reports and returns by board of education or conseil scolaire

7(1) Every board of education and the conseil scolaire shall prepare and provide to the minister any reports and returns that the minister may request relating to home-based educators and home-based education programs registered with the board of education or conseil scolaire.

(2) The reports and returns mentioned in subsection (1) shall be provided in the form and within the time determined by the minister.

Delegation of powers and responsibilities of registering authorities

8(1) In this section, “**official**” means an individual:

- (a) who is employed by a board of education or the conseil scolaire; and
- (b) who is not engaged as a teacher, vice-principal or principal in a school.

Inscription

5 La commission scolaire ou le conseil scolaire, en leur qualité d'autorité inscriptrice, procèdent à l'inscription du programme d'études à domicile s'ils jugent que l'avis d'intention mentionné à l'article 4 est conforme à la Loi, au présent règlement et aux politiques mentionnées au même article.

Services aux apprenants à domicile

6(1) Les commissions scolaires et le conseil scolaire doivent offrir à chaque apprenant à domicile inscrit auprès d'eux les services suivants :

- a) l'évaluation d'apprenant à domicile;
- b) des programmes de formation en conduite automobile, prévus à l'article 189 de la Loi.

(2) Les commissions scolaires et le conseil scolaire élaborent des politiques relativement aux services qu'ils sont prêts à offrir aux apprenants à domicile, dont les suivants :

- a) la participation à des activités culturelles et athlétiques, à des voyages, à des classes de plein air et à toute autre activité semblable, comme le prévoit l'article 179 de la Loi;
- b) la participation à des programmes de compétitions athlétiques ou sportives amateurs que prévoit l'article 188 de la Loi;
- c) les services d'orientation et d'aide psychopédagogique que prévoit l'article 191 de la Loi;
- d) les services aux élèves bénéficiant d'un programme de soutien intensif que prévoit l'article 178 de la Loi;
- e) l'inscription à des cours d'enseignement à distance comme le prévoit le paragraphe 11(4) de la Loi.

Rapports de la commission scolaire ou du conseil scolaire

7(1) Les commissions scolaires et le conseil scolaire doivent dresser et remettre au ministre les rapports qu'il leur demande relativement aux éducateurs à domicile et aux programmes d'études à domicile inscrits auprès d'eux.

(2) Les rapports mentionnés au paragraphe (1) sont remis en la forme et dans les délais que prescrit le ministre.

Délégation des pouvoirs et des obligations des autorités inscriptrices

8(1) Au présent article, « **fonctionnaire** » s'entend d'une personne :

- a) qui est employée par une commission scolaire ou le conseil scolaire;
- b) qui n'est pas engagée en qualité d'enseignant, de directeur adjoint ou de directeur dans une école.

(2) No board of education nor the conseil scolaire shall delegate to any official any powers granted to or responsibilities imposed on the board of education or the conseil scolaire pursuant to these regulations unless the official holds a valid teacher's certificate issued pursuant to *The Teacher Certification and Classification Regulations, 2002*.

(3) The exercise of the powers or the fulfilment of the responsibilities by the official to whom the powers or responsibilities are delegated in accordance with subsection (2) is deemed to be the exercise of those powers or the fulfilment of those responsibilities by the board of education or the conseil scolaire, as the case may be.

DIVISION 2 All Registering Authorities

Access to program information

9 On the request of any person, a board of education, the conseil scolaire or the ministry, as the case may be, shall provide the person with a copy of the following, free of charge:

- (a) any policy or procedure that it has established with respect to home-based education;
- (b) any additional program information that it has with respect to home-based education.

Duration of registration

10 Subject to sections 14 and 19, the registration of a home-based education program pursuant to section 5 or 22 is valid until the end of the school year for which the registration is granted.

Permanent records to be kept by registering authority

11(1) Every registering authority shall maintain a permanent record for each home-based learner registered with it.

(2) The permanent record mentioned in subsection (1) shall include:

- (a) all notices of intent received pursuant to section 4 or 22 with respect to the home-based learner;
- (b) the written education plan, including any amendments, received for each school year;
- (c) correspondence with the home-based educator with respect to the registration, monitoring and renewal of the registered home-based education program;
- (d) annual progress reports;
- (e) the results of any tests or home-based learner assessments administered pursuant to these regulations; and
- (f) documents relating to any difference or conflict that is dealt with in accordance with the dispute resolution process.

(2) Il est défendu à une commission scolaire ou au conseil scolaire de déléguer les pouvoirs ou les obligations qui lui sont conférés par le présent règlement à un fonctionnaire qui n'est pas titulaire d'un brevet d'enseignement valide délivré sous le régime du *Règlement de 2002 sur l'attribution des brevets aux enseignants et la classification des enseignants*.

(3) L'exercice des pouvoirs ou des obligations par le fonctionnaire à qui ils sont délégués en conformité avec le paragraphe (2) vaut l'exercice de ceux-ci par la commission scolaire ou le conseil scolaire, selon le cas.

SECTION 2

L'ensemble des autorités inscriptrices

Accès à de l'information sur le programme

9 Sur demande, les commissions scolaires, le conseil scolaire ou le ministre, selon le cas, envoient gratuitement un exemplaire de ce qui suit :

- a) toute politique ou procédure établie par elle ou lui à l'égard des études à domicile;
- b) toute autre information dont elle ou il dispose relativement aux programmes d'études à domicile.

Durée de validité de l'inscription

10 Sous réserve des articles 14 et 19, l'inscription d'un programme d'études à domicile obtenue en vertu des articles 5 ou 22 est valide jusqu'à la fin de l'année scolaire visée par l'inscription.

Dossiers permanents que doit tenir l'autorité inscriptrice

11(1) Chaque autorité inscriptrice doit tenir un dossier permanent pour chaque apprenant à domicile inscrit auprès d'elle.

- (2) Le dossier permanent mentionné au paragraphe (1) contient tout ce qui suit :
- a) tous les avis d'intention reçus au titre des articles 4 ou 22 à l'égard de l'apprenant à domicile;
 - b) le plan éducatif écrit, ensemble ses modifications, reçu pour chaque année scolaire;
 - c) la correspondance avec l'éducateur à domicile à l'égard de l'inscription du programme d'études à domicile, de la surveillance du programme et du renouvellement de l'inscription;
 - d) les rapports annuels sur les progrès accomplis;
 - e) les résultats des tests administrés – ou des évaluations d'apprenants à domicile réalisées – sous le régime du présent règlement;
 - f) la documentation relative à tout désaccord ou conflit soumis au mode de règlement des différends.

Compliance and monitoring

12(1) Every registering authority shall monitor all registered home-based education programs registered with it:

- (a) to assess compliance with the Act, these regulations and the policies and procedures mentioned in subclauses 15(a)(ii) and (iii); and
 - (b) to assess the progress of the home-based learner in relation to:
 - (i) the written education plan; and
 - (ii) the home-based learner's age and ability.
- (2) If the registering authority determines that a home-based educator is not in compliance with the Act, these regulations or the policies and procedures mentioned in subclauses 15(a)(ii) and (iii), the registering authority shall contact the home-based educator to discuss the steps to be taken by the home-based educator to ensure compliance.
- (3) If the registering authority determines that a home-based learner is not making satisfactory educational progress in relation to the written education plan, the registering authority shall:
- (a) provide evidence to the home-based educator of the lack of satisfactory progress; and
 - (b) contact the home-based educator to discuss establishing an improvement plan.

Improvement plan

13(1) If the registering authority provides evidence that a home-based learner has not made satisfactory progress in relation to the written education plan and the home-based learner's age and ability, the registering authority shall notify the home-based educator, in writing, that it requires changes in the home-based learner's registered home-based education program.

(2) Subject to subsection (3), within 30 days after the date on which the home-based educator receives the written notice mentioned in subsection (1), the home-based educator shall provide the registering authority with an improvement plan that meets the requirements set out in the policies established by the minister.

(3) By giving written notice to the other party, the home-based educator or the registering authority may refer any of the following differences or conflicts to the dispute resolution process:

- (a) if the home-based educator does not agree that an improvement plan is necessary;
- (b) if the home-based educator and the registering authority are unable to agree on an improvement plan.

Exécution et surveillance

12(1) Les autorités inscriptrices surveillent l'exécution des programmes d'études à domicile inscrits auprès d'eux dans les buts suivants :

- a) contrôler l'observation de la Loi, du présent règlement et des politiques et procédures mentionnées aux sous-alinéas 15a(ii) et (iii);
- b) évaluer les progrès de l'apprenant à domicile par rapport à ce qui suit :
 - (i) le plan éducatif écrit,
 - (ii) l'âge et les capacités de l'apprenant à domicile.

(2) L'autorité inscriptrice qui constate qu'un éducateur à domicile ne se conforme pas à la Loi, au présent règlement et aux politiques et procédures mentionnées aux sous-alinéas 15a(ii) et (iii) doit communiquer avec lui pour discuter des mesures qu'il doit prendre pour se conformer.

(3) L'autorité inscriptrice qui constate qu'un apprenant à domicile ne fait pas des progrès satisfaisants relativement au plan éducatif écrit doit :

- a) fournir à l'éducateur à domicile des preuves du manque de progrès satisfaisants;
- b) communiquer avec l'éducateur à domicile pour discuter de l'établissement d'un plan de redressement.

Plan de redressement

13(1) L'autorité inscriptrice qui démontre qu'un apprenant à domicile n'a pas réalisé des progrès satisfaisants par rapport au plan éducatif écrit et par rapport à son âge et à ses capacités doit, par écrit, aviser l'éducateur à domicile que des changements doivent être apportés au programme d'études à domicile inscrit de l'apprenant à domicile.

(2) Sous réserve du paragraphe (3), dans les 30 jours suivant la réception, par l'éducateur à domicile, de l'avis écrit mentionné au paragraphe (1), l'éducateur à domicile doit fournir à l'autorité inscriptrice un plan de redressement qui répond aux conditions énoncées dans les politiques établies par le ministre.

(3) L'éducateur à domicile ou l'autorité inscriptrice peut, par avis écrit donné à l'autre partie, soumettre les désaccords ou conflits qui suivent au mode de règlement des différends :

- a) l'éducateur à domicile n'admet pas la nécessité d'un plan de redressement;
- b) l'éducateur à domicile et l'autorité inscriptrice ne réussissent pas à s'entendre sur un plan de redressement.

Cancellation of registered home-based education program

14(1) A registering authority may cancel the registration of a home-based education program in accordance with this section if the registering authority can substantiate all or any of the following:

- (a) that the home-based educator obtained the registration of the home-based education program through false or misleading information;
 - (b) that the home-based educator is not complying with the Act, these regulations or the policies and procedures mentioned in subclauses 15(a)(ii) and (iii);
 - (c) that the home-based educator failed to create and implement an improvement plan when required to do so pursuant to section 13;
 - (d) that the home-based learner is not making satisfactory progress in relation to:
 - (i) the written education plan or improvement plan; or
 - (ii) the home-based learner's age and ability.
- (2) If a registering authority intends to cancel the registration of a home-based education program, the registering authority shall immediately:
- (a) notify the home-based educator, in writing, of:
 - (i) the registering authority's intention to cancel the registration; and
 - (ii) the reasons for the intended cancellation; and
 - (b) meet with the home-based educator to attempt to resolve any difference or conflict.
- (3) If a board of education or the conseil scolaire, as the registering authority, and the home-based educator fail to resolve the difference or conflict, the board of education or conseil scolaire shall give the home-based educator written notice of:
- (a) the procedures established by the board of education or conseil scolaire, as the case may be, pursuant to section 148 of the Act for resolving the difference or conflict; and
 - (b) the home-based educator's right to refer the difference or conflict to the dispute resolution process.
- (4) If the home-based educator decides not to use the procedures mentioned in clause (3)(a) or is dissatisfied with the decision resulting from using those procedures, the home-based educator may apply to refer the difference or conflict to the minister pursuant to subsection 21(2).
- (5) A home-based educator shall apply to refer a difference or conflict to the dispute resolution process within 30 days after the later of:
- (a) the date on which the home-based educator received the written notice mentioned in subsection (3); and
 - (b) the date of a decision using the procedures established pursuant to section 148 of the Act.

Annulation d'un programme d'études à domicile inscrit

14(1) Une autorité inscriptrice peut annuler l'inscription d'un programme d'études à domicile en conformité avec le présent article, si elle peut démontrer l'exactitude d'une ou de plusieurs des allégations suivantes :

- a) l'éducateur à domicile a obtenu l'inscription du programme d'études à domicile à l'aide de renseignements faux ou fallacieux;
- b) l'éducateur à domicile n'observe pas la Loi, le présent règlement ou les politiques et procédures mentionnées aux sous-alinéas 15a)(ii) et (iii);
- c) l'éducateur à domicile a omis d'élaborer et de mettre en œuvre un plan de redressement malgré l'ordre reçu en application de l'article 13;
- d) l'apprenant à domicile ne réalise pas des progrès satisfaisants par rapport :
 - (i) soit au plan éducatif écrit ou au plan de redressement,
 - (ii) soit à son âge et à ses capacités.

(2) L'autorité inscriptrice qui entend annuler l'inscription d'un programme d'études à domicile doit sans délai :

- a) aviser l'éducateur à domicile, par écrit, de ce qui suit :
 - (i) son intention d'annuler l'inscription,
 - (ii) les motifs de l'annulation projetée;
- b) rencontrer l'éducateur à domicile pour tenter de résoudre tout désaccord ou conflit.

(3) Si une commission scolaire ou le conseil scolaire, en qualité d'autorité inscriptrice, et l'éducateur à domicile ne parviennent pas à résoudre le désaccord ou le conflit, la commission scolaire ou le conseil scolaire doit, par écrit, donner avis à l'éducateur à domicile de ce qui suit :

- a) les procédures établies par la commission scolaire ou le conseil scolaire, selon le cas, en vertu de l'article 148 de la Loi, pour résoudre le désaccord ou le conflit;
- b) le droit de l'éducateur à domicile de soumettre le désaccord ou le conflit au mode de règlement des différends.

(4) L'éducateur à domicile qui choisit de ne pas recourir aux procédures mentionnées à l'alinéa (3)a) ou qui est insatisfait de la décision obtenue au moyen de ces procédures peut demander que le désaccord ou le conflit soit déféré au ministre en vertu du paragraphe 21(2).

(5) L'éducateur à domicile qui souhaite soumettre un désaccord ou un conflit au mode de règlement des différends a 30 jours pour le faire à partir de la plus tardive des dates suivantes :

- a) la date à laquelle il a reçu l'avis écrit mentionné au paragraphe (3);
- b) la date de la décision obtenue au moyen des procédures visées à l'article 148 de la Loi.

(6) If the home-based educator does not apply to refer the difference or conflict to the dispute resolution process within the period mentioned in subsection (5) or if the basis for the cancellation is not remedied through the dispute resolution process, the board of education or conseil scolaire, as the registering authority, may cancel the registration of the home-based education program.

(7) If a registering authority cancels the registration of a home-based education program in accordance with this section, it shall give the home-based educator, within 15 days after the cancellation:

- (a) written notice of the cancellation; and
- (b) written reasons for the cancellation.

(8) The cancellation of a home-based education program pursuant to subsection (7) is not referable to the dispute resolution process.

PART III

Responsibilities of Home-Based Educators

Responsibilities of home-based educators

15 A home-based educator:

- (a) shall comply with:
 - (i) the Act and these regulations;
 - (ii) any policies established by the minister; and
 - (iii) if the home-based education program is registered with a board of education or the conseil scolaire, the policies and procedures established by the board of education or conseil scolaire; and
- (b) is responsible for the education of the home-based learner in accordance with the written education plan or improvement plan, as the case may be.

Portfolio of work

16 For each home-based learner, the home-based educator shall:

- (a) maintain a portfolio of work that contains the information required by the minister pursuant to the policies established by the minister; and
- (b) preserve the portfolio of work for at least two calendar years after the end of the calendar year in which the work was created.

Annual progress report

17 Every home-based educator shall submit to the appropriate registering authority, in the form and within the period required by the minister, an annual progress report with respect to the home-based learner in the registered home-based education program.

(6) Si l'éducateur à domicile omet de demander que le désaccord ou le conflit soit soumis au mode de règlement des différends dans le délai mentionné au paragraphe (5), ou si le recours au mode de règlement des différends ne réussit pas à résoudre le problème à la source de l'annulation, la commission scolaire ou le conseil scolaire peut, en sa qualité d'autorité inscriptrice, annuler l'inscription du programme d'études à domicile.

(7) L'autorité inscriptrice qui annule l'inscription d'un programme d'études à domicile en vertu du présent article doit donner à l'éducateur à domicile, dans les 15 jours suivant l'annulation :

- a) avis écrit de l'annulation;
- b) les motifs écrits de l'annulation.

(8) L'annulation d'un programme d'études à domicile visée au paragraphe (7) n'est pas susceptible de soumission au mode de règlement des différends.

PARTIE III

Responsabilités des éducateurs à domicile

Responsabilités des éducateurs à domicile

15 Les éducateurs à domicile :

- a) doivent observer :
 - (i) la Loi et le présent règlement,
 - (ii) les politiques établies par le ministre, le cas échéant,
 - (iii) les politiques et procédures établies par la commission scolaire ou le conseil scolaire, si le programme d'études à domicile est inscrit auprès de l'un d'eux;
- b) sont chargés de l'éducation de l'apprenant à domicile conformément au plan éducatif écrit ou au plan de redressement, selon le cas.

Portfolio des travaux

16 Les éducateurs à domicile sont tenus de faire ce qui suit à l'égard de chaque apprenant à domicile :

- a) tenir un portfolio de leurs travaux qui contient les renseignements demandés par le ministre dans les politiques qu'il établit;
- b) conserver le portfolio des travaux pour une période minimale de deux années civiles après la fin de l'année civile au cours de laquelle les travaux ont été réalisés.

Rapport d'étape annuel

17 Les éducateurs à domicile remettent chaque année à l'autorité inscriptrice compétente, en la forme et dans le délai prescrit par le ministre, un rapport d'étape sur l'avancement de l'apprenant à domicile dans le programme d'études à domicile inscrit.

Language of instruction

18(1) Subject to subsection (2), the language of instruction in a registered home-based education program must be English or French.

(2) With the approval of the registering authority, a home-based educator may use a language other than English or French as a language of instruction to a maximum of 50% of the instructional time.

(3) If the language of instruction is other than English, the home-based educator shall provide instruction in English language arts, commencing not later than the date on which the home-based learner turns eight years of age.

Termination of program by home-based educator

19(1) If a home-based educator wishes to terminate a registered home-based education program during the year in which it is registered, the home-based educator shall notify the registering authority, in writing, in accordance with the policies established by the minister.

(2) On receipt of a notice pursuant to subsection (1), the registering authority shall cancel the registration of the home-based education program, effective on the date of termination specified in the notice.

(3) If the registration of a home-based education program is terminated at the request of a home-based educator pursuant to this section, the home-based educator is not entitled to register a home-based education program for that pupil until the school year following the school year in which the registered home-based education program is terminated.

PART IV**Dispute Resolution Process****Interpretation of Part**

20 In this Part, “**home-based educator**” includes, as the case requires, the parent or parents of a pupil who are seeking to register a home-based education program for the pupil.

Dispute resolution process

21(1) If a difference or conflict arises between a home-based educator and a board of education or the conseil scolaire with respect to a registered home-based education program or the registering of a home-based education program, the home-based educator is entitled to use the procedures established by the board of education or conseil scolaire in accordance with section 148 of the Act for the purposes of investigation and mediation of the difference or conflict.

(2) If the difference or conflict mentioned in subsection (1) arises from an action or decision of the board of education or conseil scolaire concerning any of the matters mentioned in subsection (3), the home-based educator may apply to the minister for a review of the action or decision:

(a) if the home-based educator has decided not to use the procedures for resolving a difference or conflict that the board of education or conseil scolaire has established pursuant to section 148 of the Act; or

(b) if the home-based educator is dissatisfied with any action or decision made following the procedures established pursuant to section 148 of the Act.

Langue d'enseignement

18(1) Sous réserve du paragraphe (2), la langue d'enseignement, dans un programme d'études à domicile inscrit, doit être le français ou l'anglais.

(2) Sur approbation de l'autorité inscriptrice, l'éducateur à domicile peut employer une langue autre que le français ou l'anglais comme langue d'enseignement jusqu'à concurrence de 50 % du temps d'enseignement.

(3) Si la langue d'enseignement n'est pas l'anglais, l'éducateur à domicile doit dispenser à l'apprenant à domicile, au plus tard à partir de huit ans, un enseignement sur les moyens d'expression de l'anglais.

Cessation du programme par l'éducateur à domicile

19(1) L'éducateur à domicile qui souhaite mettre fin à un programme d'études à domicile inscrit en cours d'année doit en aviser par écrit l'autorité inscriptrice, conformément aux politiques établies par le ministre.

(2) Sur réception de l'avis visé au paragraphe (1), l'autorité inscriptrice annule l'inscription du programme d'études à domicile à partir de la date de cessation précisée dans l'avis.

(3) Si l'inscription d'un programme d'études à domicile est annulée à sa demande en vertu du présent article, l'éducateur à domicile ne peut inscrire un programme d'études à domicile pour le même élève avant l'année scolaire suivante.

PARTIE IV**Mode de règlement des différends****Définition**

20 Dans la présente partie, « **éducateur à domicile** » s'étend, s'il y a lieu, au parent ou aux parents d'un élève qui sollicitent pour lui l'inscription d'un programme d'études à domicile.

Mode de règlement des différends

21(1) En cas de désaccord ou de conflit entre un éducateur à domicile et une commission scolaire ou le conseil scolaire à l'égard d'un programme d'études à domicile inscrit ou de l'inscription d'un programme d'études à domicile, l'éducateur à domicile peut avoir recours aux procédures établies par la commission scolaire ou le conseil scolaire en matière d'enquête et de médiation en vertu de l'article 148 de la Loi.

(2) Si le désaccord ou le conflit mentionné au paragraphe (1) découle d'un acte ou d'une décision de la commission scolaire ou du conseil scolaire qui concernent l'un des points énumérés au paragraphe (3), l'éducateur à domicile peut demander au ministre de revoir l'acte ou la décision dans les cas suivants :

- a) l'éducateur à domicile a choisi de ne pas avoir recours aux procédures de résolution des conflits établies par la commission scolaire ou le conseil scolaire en vertu de l'article 148 de la Loi;
- b) l'éducateur à domicile est insatisfait d'un acte ou d'une décision intervenus à la suite des procédures visées à l'article 148 de la Loi.

(3) An application may be made to the minister pursuant to subsection (2) with respect to an action or decision of the board of education or conseil scolaire concerning any of the following matters:

- (a) the development or content of a written education plan pursuant to subsection 4(3);
- (b) the monitoring of the registered home-based education program by the registering authority pursuant to section 12;
- (c) the development or content of an improvement plan pursuant to section 13;
- (d) subject to subsection 14(5), the intention to cancel a registered home-based education program pursuant to section 14;
- (e) any home-based learner assessment undertaken or to be undertaken by the registering authority with respect to the home-based learner.

(4) An application pursuant to subsection (2) must be received by the minister within 30 days after the date of the written notice of the registering authority respecting the action or decision that has given rise to the difference or conflict.

(5) On receipt of an application pursuant to subsection (2), the minister may appoint a person:

- (a) to review the difference or conflict; and
- (b) to provide recommendations to the registering authority and the home-based educator to resolve the difference or conflict.

Minister as registering authority

22(1) If a board of education or the conseil scolaire, as the registering authority, complies with the recommendations provided pursuant to clause 21(5)(b), the home-based educator shall not apply to the minister to register the home-based education program.

(2) If a board of education or the conseil scolaire, as the registering authority, fails to comply with the recommendations provided pursuant to clause 21(5)(b), the home-based educator may give the minister notice of his or her intention to register the home-based education program with the minister.

(3) At the time notice is given pursuant to subsection (2), the home-based educator shall give the minister a written education plan that is consistent with the policies established by the minister.

(4) On receipt of a notice of intent pursuant to subsection (2), the minister shall:

- (a) register the home-based education program if the minister is satisfied that the home-based educator has complied with the Act, these regulations and the policies established by the minister respecting the registration of the home-based education program; or
- (b) deny registration of the home-based education program if the minister is satisfied that the home-based educator has failed to comply with the Act, these regulations or the policies established by the minister respecting the registration of the home-based education program.

(5) If, pursuant to clause (4)(b), the minister denies registration of a home-based education program, the minister shall notify the home-based educator, in writing, of the minister's decision to deny registration, with reasons.

(3) La demande présentée au ministre en vertu du paragraphe (2) peut viser des actes ou des décisions qui concernent les points suivants :

- a) l'élaboration ou le contenu du plan éducatif écrit mentionné au paragraphe 4(3);
- b) la surveillance du programme d'études à domicile inscrit effectuée par l'autorité inscriptrice en application de l'article 12;
- c) l'élaboration ou le contenu du plan de redressement visé à l'article 13;
- d) sous réserve du paragraphe 14(5), l'intention d'annuler un programme d'études à domicile inscrit en vertu de l'article 14;
- e) toute évaluation d'apprenant à domicile effectuée ou à effectuer par l'autorité inscriptrice à l'endroit de l'apprenant à domicile.

(4) La demande prévue au paragraphe (2) doit parvenir au ministre dans les 30 jours qui suivent la date de l'avis écrit de l'autorité inscriptrice faisant état de l'acte ou de la décision à la source du désaccord ou du conflit.

(5) Sur réception de la demande prévue au paragraphe (2), le ministre peut charger une personne :

- a) d'examiner le désaccord ou le conflit;
- b) de présenter des recommandations à l'autorité inscriptrice et à l'éducateur à domicile dans le but de résoudre le désaccord ou le conflit.

Le ministre en tant qu'autorité inscriptrice

22(1) Lorsqu'une commission scolaire ou le conseil scolaire, en sa qualité d'autorité inscriptrice, suit les recommandations présentées par application de l'alinéa 21(5)b), l'éducateur à domicile n'est pas libre de s'adresser au ministre pour inscrire le programme d'études à domicile.

(2) Si les recommandations présentées par application de l'alinéa 21(5)b) ne sont pas suivies par la commission scolaire ou le conseil scolaire, en sa qualité d'autorité inscriptrice, l'éducateur à domicile peut aviser le ministre de son intention d'inscrire le programme d'études à domicile auprès de lui.

(3) L'avis d'intention prévu au paragraphe (2) est accompagné d'un plan éducatif écrit qui est conforme aux politiques établies par le ministre.

(4) Sur réception de l'avis d'intention prévu au paragraphe (2), le ministre doit :

- a) soit inscrire le programme d'études à domicile, s'il constate que l'éducateur à domicile s'est conformé à la Loi, au présent règlement et aux politiques établies par le ministre en matière d'inscription de programmes d'études à domicile;
- b) soit refuser d'inscrire le programme d'études à domicile, s'il constate que l'éducateur à domicile ne s'est pas conformé à la Loi, au présent règlement ou aux politiques établies par le ministre en matière d'inscription de programmes d'études à domicile.

(5) Si le ministre refuse d'inscrire le programme d'études à domicile en vertu de l'alinéa (4)b), il avise l'éducateur à domicile, par écrit, de sa décision, motifs à l'appui.

PART V
Prohibition

Prohibition

23(1) Subject to subsections (2) and (3), no person purporting to provide a pupil of compulsory school age with an exemption from attendance at a school pursuant to clause 157(1)(c) of the Act shall operate a home-based education program unless it is a registered home-based education program.

(2) If, in accordance with section 4 or 22, a person provides a notice of intent to the proper registering authority to register a proposed home-based education program, the person is not liable to prosecution for a contravention of subsection (1) for the period between:

- (a) the date on which the notice of intent is given pursuant to section 4 or 22, as the case may be; and
- (b) the date on which the person is advised that the registration:
 - (i) has been granted; or
 - (ii) has been denied, and no further review or appeal of that decision may be taken.

(3) If, in accordance with section 14, a registering authority notifies a home-based educator of the registering authority's intention to cancel the registration of a home-based education program, the home-based educator is not liable to prosecution for a contravention of subsection (1) while he or she is, in an attempt to resolve the difference or conflict, using:

- (a) the procedures established by the board of education or conseil scolaire, as the case may be, pursuant to section 148 of the Act; or
- (b) the dispute resolution process.

PART VI
Repeal, Transitional and Coming into Force

R.R.S. c.E-0.2 Reg 21 repealed

24 *The Home-based Education Program Regulations, 2012* are repealed.

Transitional

25 The registration of any home-based education program continued or registered pursuant to *The Home-based Education Program Regulations, 2012* is continued pursuant to these regulations and is to be dealt with as if the home-based education program had been registered pursuant to these regulations.

Coming into force

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

PARTIE V
Interdiction

Interdiction

23(1) Sous réserve des paragraphes (2) et (3), il est interdit, dans le but de permettre à un élève d'âge scolaire d'être excusé de l'obligation de fréquenter l'école en vertu de l'alinéa 157(1)c) de la Loi, d'exploiter un programme d'études à domicile autre qu'un programme d'études à domicile inscrit.

(2) La personne qui présente à l'autorité inscriptrice compétente, en vertu des articles 4 ou 22, un avis d'intention d'inscrire un projet de programme d'études à domicile est à l'abri de toute poursuite pour infraction au paragraphe (1) entre les dates suivantes :

- a) la date à laquelle l'avis d'intention est donné en vertu des articles 4 ou 22, selon le cas;
- b) la date à laquelle elle est avisée :
 - (i) soit que l'inscription a été accueillie,
 - (ii) soit que l'inscription a été refusée irrévocablement, sans autre recours en révision ou en appel de cette décision.

(3) Lorsque, conformément à l'article 14, une autorité inscriptrice avise un éducateur à domicile de son intention d'annuler l'inscription d'un programme d'études à domicile, l'éducateur à domicile est à l'abri de toute poursuite pour infraction au paragraphe (1) pendant qu'il a recours, pour essayer de résoudre le désaccord ou le conflit :

- a) soit aux procédures établies par la commission scolaire ou le conseil scolaire, selon le cas, en vertu de l'article 148 de la Loi;
- b) soit au mode de règlement des différends.

PARTIE VI
Abrogation, disposition transitoire et entrée en vigueur

Abrogation du Règl. 21 des R.R.S. ch. E-0.2

24 Le règlement intitulé *The Home-based Education Program Regulations, 2012* est abrogé.

Disposition transitoire

25 L'inscription de tout programme d'études à domicile prorogé ou enregistré sous le régime du règlement intitulé *The Home-based Education Program Regulations, 2012* est prorogée sous le régime du présent règlement et doit être traitée comme si elle était intervenue sous le régime du présent règlement.

Entrée en vigueur

26 Le présent règlement entre en vigueur le jour de son dépôt auprès du registraire des règlements.

CHAPTER N-4.001 REG 2*The New Generation Co-operatives Act*

Section 315.3

Order in Council 410/2013, dated June 25, 2013

(Filed June 26, 2013)

**PART I
Preliminary Matters****Title**

1 These regulations may be cited as *The New Generation Co-operatives (Designated Extra-provincial Co-operatives) Regulations*.

Interpretation

2 In these regulations:

- (a) **“Act”** means *The New Generation Co-operatives Act*;
- (b) **“agreement”** means an agreement pursuant to section 315.2 of the Act;
- (c) **“designated extra-provincial co-operative”** means an extra-provincial co-operative designated pursuant to subsection 3(3) or (4);
- (d) **“designated extra-provincial registrar”** means an extra-provincial registrar designated pursuant to subsection 3(1) or (2);
- (e) **“home jurisdiction”**, with respect to a designated extra-provincial co-operative, means the jurisdiction in which the designated extra-provincial co-operative is incorporated, continued or amalgamated;
- (f) **“registered co-operative”** means a co-operative that is registered in the jurisdiction of a designated extra-provincial registrar.

**PART II
Designations****Designations**

- 3(1)** The registrar as defined in the *Cooperative Association Act* (British Columbia) is designated as an extra-provincial registrar to which these regulations apply.
- (2)** The Director of Cooperatives appointed pursuant to the *Cooperatives Act* (Alberta) is designated as an extra-provincial registrar to which these regulations apply.
- (3)** Extra-provincial co-operatives that are associations as defined in the *Cooperative Association Act* (British Columbia) are designated as extra-provincial co-operatives to which these regulations apply.
- (4)** Extra-provincial co-operatives that are cooperatives as defined in the *Cooperatives Act* (Alberta) are designated as extra-provincial co-operatives to which these regulations apply.

PART III
Saskatchewan Co-operatives

Registration in jurisdiction of designated extra-provincial registrar

4(1) A co-operative shall comply with this Part with respect to the co-operative's application for registration in the jurisdiction of a designated extra-provincial registrar.

(2) An application pursuant to subsection (1) must be accompanied by the information, documents and fees required pursuant to the legislation of the jurisdiction of the designated extra-provincial registrar.

Maintaining registration

5(1) A registered co-operative shall comply with this Part with respect to extra-provincial matters in the jurisdiction of a designated extra-provincial registrar in which the registered co-operative is registered.

(2) In meeting a requirement pursuant to subsection (1), a registered co-operative must provide the information, documents and fees required pursuant to the legislation of the jurisdiction of the designated extra-provincial registrar.

Applications, information and documents

6(1) An application and any information and documents submitted by a co-operative pursuant to section 4 or by a registered co-operative pursuant to section 5, as the case may be, must be in the form, including an electronic format, if any, established by the registrar.

(2) If the registrar has not established an electronic format mentioned in subsection (1), an application, information and documents mentioned in subsection (1) must comply with section 4 of *The New Generation Co-operatives Regulations*.

(3) If the registrar considers that an application, information or a document submitted pursuant to these regulations contains extraneous information, the registrar may reject the application, information or document.

(4) On receipt of an application, information or documents pursuant to subsection 4(1) or section 5, the registrar shall promptly compile any information and documents from the registrar's records that the applicable agreement requires the registrar to provide to the designated extra-provincial registrar.

(5) In accordance with the applicable agreement, the registrar shall transmit to the designated extra-provincial registrar:

(a) the information, documents and fees submitted to the registrar pursuant to these regulations; and

(b) the information and documents compiled pursuant to subsection (4).

Provision of other information to designated extra-provincial registrar

7(1) If a registered co-operative submits information or a document to the registrar pursuant to the Act, the registrar shall, if required by the applicable agreement:

(a) transmit the information or document to the designated extra-provincial registrar; and

(b) take any other action respecting the information or document that is specified in the applicable agreement.

(2) If the registrar takes action with respect to a registered co-operative pursuant to the Act, the registrar shall, if required by the applicable agreement:

(a) transmit to the designated extra-provincial registrar information respecting the action taken; and

(b) take any other action respecting the information that is specified in the applicable agreement.

(3) The registrar may act pursuant to subsection (1) or (2) whether or not the registered co-operative has submitted information or documents pursuant to section 5.

PART IV

Designated Extra-provincial Co-operatives

Registrations and filings of designated extra-provincial co-operatives

8 A designated extra-provincial co-operative shall not apply for registration or submit information or documents for filing pursuant to Part XXI of the Act except in accordance with this Part.

Registration

9(1) A designated extra-provincial co-operative may apply to the registrar to be registered pursuant to Part XXI of the Act.

(2) For the purposes of this Part, if a designated extra-provincial co-operative is required to submit an application and any information, documents or fees to a designated extra-provincial registrar in the course of applying for registration to or maintaining a registration with the registrar in accordance with Part XXI of the Act and these regulations, any reference to a designated extra-provincial registrar is a reference to the registrar of that designated extra-provincial co-operative's home jurisdiction.

(3) An application mentioned in subsection (1) must:

(a) be submitted to the designated extra-provincial registrar; and

(b) be accompanied by the following information and documents:

(i) the name reservation number issued by the registrar not more than 90 days before the date on which the name was reserved;

(ii) the principal business in which the co-operative is engaged;

(iii) confirmation that the business of the co-operative is restricted to the production, processing or marketing of agricultural products, the provision of services to persons primarily engaged in one of those endeavours, or both;

(iv) the address of the registered office of the designated extra-provincial co-operative;

(v) the appointment of the designated extra-provincial co-operative's attorney, including the attorney's name and street address or legal land description, including Rural Municipality name and number.

(4) Subject to sections 14, 15 and 314 of the Act, if the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial co-operative to register pursuant to Part XXI of the Act have been received in the manner specified in the applicable agreement, the registrar shall:

- (a) file the information and documents; and
- (b) register the designated extra-provincial co-operative and issue a certificate of registration for the designated extra-provincial co-operative.

(5) Notice of the registration mentioned in clause (4)(b) is to be published in the Gazette.

Registered office

10(1) A designated extra-provincial co-operative may specify the registered office in its home jurisdiction as the address of its registered office for the purpose of the register of co-operatives maintained by the registrar.

(2) If a designated extra-provincial co-operative that has specified the address of the registered office in its home jurisdiction as the address of the registered office in Saskatchewan ceases to have a registered office in its home jurisdiction, the address of the former registered office continues to be the address of the registered office in the records of the registrar until the registered office is changed in accordance with section 11.

Changes in registered office

11(1) If a designated extra-provincial co-operative changes its registered office, it shall give notice of the change in registered office to the registrar by submitting the address of its new registered office to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(2) If the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial co-operative to change its registered office have been received in accordance with the applicable agreement, the registrar shall file the information and documents.

Attorney for service

12 For the purposes of being registered pursuant to section 9, every designated extra-provincial co-operative shall:

- (a) appoint an individual residing in Saskatchewan as its attorney for the purpose of receiving service of process in all actions and proceedings by or against the designated extra-provincial co-operative within Saskatchewan and for the purpose of receiving all lawful notices; and
- (b) declare that service of process with respect to any actions and proceedings and service of any notices on the attorney is legal and binding.

Changes in attorney

13(1) A designated extra-provincial co-operative may appoint another attorney within Saskatchewan to replace the attorney formerly appointed.

(2) If a designated extra-provincial co-operative replaces its attorney, it shall give notice of the change to the registrar by submitting the new attorney's name and street address or legal land description, including Rural Municipality name and number, to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(3) If the attorney of a designated extra-provincial co-operative ceases to reside in Saskatchewan, dies or resigns, or if the attorney's appointment is revoked, the designated extra-provincial co-operative shall give notice of the change to the registrar by submitting the information, along with information mentioned in subsection (2) on the appointment of a new attorney, to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(4) If the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial co-operative to change its attorney pursuant to subsection (2) or (3) have been received in accordance with the applicable agreement, the registrar shall file the information and documents.

(5) A resignation of an attorney is effective at the later of:

(a) the time a written resignation is sent to the designated extra-provincial co-operative; and

(b) the time specified in the written resignation.

(6) The attorney shall give notice of the resignation by providing the information to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

Service on designated extra-provincial co-operative

14 A notice or document may be served on a designated extra-provincial co-operative:

(a) by leaving it at or mailing it by registered mail or certified mail addressed to the registered office of the designated extra-provincial co-operative;

(b) by personally serving any director, officer, receiver-manager or liquidator of the designated extra-provincial co-operative; or

(c) by leaving it at the office of or mailing it by registered mail or certified mail addressed to any attorney of the designated extra-provincial co-operative appointed pursuant to section 12 or 13.

Changes in name

15(1) If a designated extra-provincial co-operative changes its name, it shall give notice to the registrar by submitting the change of name to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(2) A notice mentioned in subsection (1) must include the name reservation number issued by the registrar not more than 90 days before the date on which the name was reserved.

(3) Subject to sections 14, 15, and 314 of the Act, if the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial co-operative to change its name have been received in accordance with the applicable agreement, the registrar shall file the information and documents and issue a certificate of amendment.

(4) Notice of the amendment is to be published in the Gazette.

Amalgamation of a designated extra-provincial co-operative

16(1) If a designated extra-provincial co-operative amalgamates in its home jurisdiction, it shall give notice of the amalgamation to the registrar by submitting the amalgamation information to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(2) If the registrar is satisfied that all of the information and documents necessary for the designated extra-provincial co-operative to amalgamate in its home jurisdiction have been received in accordance with the applicable agreement, the registrar shall file the information and documents and shall issue a certificate of amendment.

(3) Notice of the amendment is to be published in the Gazette.

Continuance in Saskatchewan

17 In the case of a designated extra-provincial co-operative that is being continued in Saskatchewan pursuant to section 255 of the Act, the registrar shall send notice of the continuance to the designated extra-provincial registrar in the jurisdiction in which continuance pursuant to the Act was authorized.

Application to withdraw registration

18(1) A designated extra-provincial co-operative that is registered pursuant to the Act may apply to withdraw its registration.

(2) An application mentioned in subsection (1) must be submitted to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

Striking name of designated extra-provincial co-operative off the register

19(1) The registrar may strike the name of a designated extra-provincial co-operative off the register if:

- (a) subject to subsection (2), the registrar does not receive any notice or document required by the Act or the regulations to be sent to the registrar;
- (b) the designated extra-provincial co-operative does not have an attorney;
- (c) the designated extra-provincial co-operative has applied to withdraw its registration;
- (d) the designated extra-provincial co-operative is not entitled to carry on business pursuant to the Act of incorporation of the jurisdiction in which it was incorporated, continued or amalgamated;
- (e) the designated extra-provincial co-operative is issued a certificate of discontinuance pursuant to section 256 of the Act;
- (f) the designated extra-provincial co-operative is dissolved;
- (g) the designated extra-provincial co-operative is amalgamated with one or more other designated extra-provincial co-operatives;
- (h) the designated extra-provincial co-operative is bankrupt within the meaning of the *Bankruptcy and Insolvency Act* (Canada); or
- (i) subject to subsection (2), the designated extra-provincial co-operative is not complying with all of the provisions of the Act.

(2) If the registrar is of the opinion that a designated extra-provincial co-operative is in contravention of clause (1)(a) or (i), the registrar shall send to the designated extra-provincial co-operative a written notice advising the designated extra-provincial co-operative of the default and stating that, unless the default is remedied within 30 days after the date of the written notice, the name of the designated extra-provincial co-operative will be struck off the register.

(3) The notice mentioned in subsection (2) must be sent by registered mail to the registered office of the designated extra-provincial co-operative within or outside of Saskatchewan or to the attorney appointed pursuant to section 12 or 13.

(4) If the default is not remedied within 30 days after the date of the notice, the registrar may strike the name of the designated extra-provincial co-operative off the register and, if the name of the designated extra-provincial co-operative is struck off the register, notice of the strike off is to be published in the Gazette.

(5) If the name of a designated extra-provincial co-operative is struck off the register pursuant to these regulations, the designated extra-provincial co-operative may apply to restore the name of the designated extra-provincial co-operative to the register by submitting its application to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(6) If the registrar is satisfied that all of the information and documents necessary to restore the name of the designated extra-provincial co-operative have been received in accordance with the applicable agreement, the registrar shall file the information and documents and restore the name of the designated extra-provincial co-operative to the register.

Collection of information

20(1) The registrar may collect from a designated extra-provincial registrar any information or documents specified in the applicable agreement that are submitted to or held by the designated extra-provincial registrar, including information and documents respecting the following:

- (a) the application for registration of a designated extra-provincial co-operative;
- (b) a change in the name of a designated extra-provincial co-operative;
- (c) a change in the registered office of a designated extra-provincial co-operative;
- (d) a change in the attorney of a designated extra-provincial co-operative;
- (e) a notice of amalgamation given by a designated extra-provincial co-operative;
- (f) the application of a designated extra-provincial co-operative to withdraw its registration;
- (g) the dissolution of a designated extra-provincial co-operative;
- (h) a designated extra-provincial co-operative's continuance out of its home jurisdiction;
- (i) a correction of information or documents relating to a designated extra-provincial co-operative.

(2) The registrar may file any information or documents collected pursuant to subsection (1).

Complete information required

21 The registrar may decline to file any information or document or to issue any document with respect to any matter relating to a designated extra-provincial co-operative, including the registration of the designated extra-provincial co-operative, until the registrar has received from the designated extra-provincial registrar, in the manner specified in the applicable agreement, the information and documents relating to the matter that:

- (a) are required to be submitted to the designated extra-provincial registrar by the designated extra-provincial co-operative; and
- (b) the registrar requires.

Form of information

22(1) An application and any notice, information or document required to be submitted to a designated extra-provincial registrar pursuant to these regulations must be in the form or electronic format, if any, established by the designated extra-provincial registrar.

(2) An application, notice, information or document required to be submitted by a designated extra-provincial registrar to the registrar pursuant to these regulations must be in the form or electronic format, if any, established by the registrar.

Certificates

23 The registrar shall send any certificate issued with respect to a designated extra-provincial co-operative pursuant to this Part to:

- (a) the attorney of the designated extra-provincial co-operative; or
- (b) if there is no attorney, the registered office of the designated extra-provincial co-operative.

Fee exemption

24 A designated extra-provincial co-operative is exempt from the requirement to pay a fee with respect to its application for registration or the filing of information and documents related to its registration pursuant to Part XXI of the Act.

Non-application of provisions of Act and regulations

25(1) Section 242, subsection 255(6), sections 306 to 308, 310 to 313 and 315, subsection 339(4) and section 346 of the Act do not apply with respect to a designated extra-provincial co-operative.

(2) Clauses 3(2)(d), (m) and (n) of *The New Generation Co-operatives Regulations* do not apply with respect to a designated extra-provincial co-operative.

Search fees for British Columbia

26(1) The registrar shall collect a fee as required by the designated extra-provincial registrar mentioned in subsection 3(1) for the name search reservation of a co-operative that has made an application pursuant to subsection 4(1) or a registered co-operative that has submitted information or documents pursuant to section 5, as the case may be.

(2) The designated extra-provincial registrar mentioned in subsection 3(1) shall determine the fee to be collected on its behalf by the registrar.

(3) The registrar shall remit the fee to the designated extra-provincial registrar mentioned in subsection 3(1) in accordance with the applicable agreement.

Search fees for Alberta

27(1) The registrar shall collect a fee for the name search reservation of:

- (a) a co-operative intending to apply to the designated extra-provincial registrar mentioned in subsection 3(2) for registration as a designated extra-provincial co-operative pursuant to subsection 4(1); or
- (b) a registered co-operative intending to change its name with the designated extra-provincial registrar mentioned in subsection 3(2) pursuant to section 5.

(2) The registrar shall conduct the name search mentioned in subsection (1) on behalf of the designated extra-provincial registrar mentioned in subsection 3(2).

Transitional - deemed registration of certain extra-provincial co-operatives

28(1) On the coming into force of these regulations, all extra-provincial co-operatives mentioned in subsections 3(3) and (4) are deemed to be designated extra-provincial co-operatives.

(2) For the purpose of facilitating the transition of an existing extra-provincial co-operative to a designated extra-provincial co-operative pursuant to subsection (1), the registrar may correct any error or omission found in the records of the registrar or brought to the registrar's attention by a designated extra-provincial registrar in accordance with the applicable agreement.

PART V
Coming into Force

Coming into force

29(1) Subject to subsection (2), these regulations come into force on July 1, 2013.

(2) If these regulations are filed with the Registrar of Regulations after July 1, 2013, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

CHAPTER P-3 REG 2*The Partnership Act*

Section 110.3

Order in Council 411/2013, dated June 25, 2013

(Filed June 26, 2013)

**PART I
Preliminary Matters****Title**

1 These regulations may be cited as *The Partnership (Designated Extra-provincial Limited Liability Partnerships) Regulations*.

Interpretation

2 In these regulations:

- (a) **“Act”** means *The Partnership Act*;
- (b) **“agreement”** means an agreement pursuant to section 110.2 of the Act;
- (c) **“business day”** means a day other than a Saturday, Sunday or holiday;
- (d) **“designated extra-provincial limited liability partnership”** means an extra-provincial limited liability partnership designated pursuant to subsection 3(3) or (4);
- (e) **“designated extra-provincial registrar”** means an extra-provincial registrar designated pursuant to subsection 3(1) or (2);
- (f) **“home jurisdiction”**, with respect to a designated extra-provincial limited liability partnership, means the jurisdiction in which the designated extra-provincial limited liability partnership is registered;
- (g) **“registered limited liability partnership”** means a limited liability partnership that is registered in the jurisdiction of a designated extra-provincial registrar.

**PART II
Designations****Designations**

- 3(1)** The Registrar of Companies appointed pursuant to the *Business Corporations Act* (British Columbia) is designated as an extra-provincial registrar to which these regulations apply.
- (2)** The Registrar of Corporations appointed pursuant to the *Business Corporations Act* (Alberta) is designated as an extra-provincial registrar to which these regulations apply.

(3) Extra-provincial limited liability partnerships that are limited liability partnerships as defined in the *Partnership Act* (British Columbia) are designated as extra-provincial limited liability partnerships to which these regulations apply.

(4) Extra-provincial limited liability partnerships that are limited liability partnerships within the meaning of the *Partnership Act* (Alberta) are designated as extra-provincial limited liability partnerships to which these regulations apply.

PART III

Saskatchewan Limited Liability Partnerships

Registration in jurisdiction of designated extra-provincial registrar

4(1) A limited liability partnership shall comply with these regulations with respect to the limited liability partnership's application for registration in the jurisdiction of a designated extra-provincial registrar.

(2) An application pursuant to subsection (1) must be accompanied by the information, documents and fees required pursuant to the legislation of the jurisdiction of the designated extra-provincial registrar.

Maintaining registration

5(1) A registered limited liability partnership shall comply with these regulations with respect to extra-provincial matters in the jurisdiction of a designated extra-provincial registrar in which the registered limited liability partnership is registered.

(2) In meeting a requirement pursuant to subsection (1), a registered limited liability partnership must provide the information, documents and fees required pursuant to the legislation of the jurisdiction of the designated extra-provincial registrar.

Applications, information and documents

6(1) An application and any information and documents submitted by a limited liability partnership pursuant to section 4 or by a registered limited liability partnership pursuant to section 5, as the case may be, must be in the form, including an electronic format, if any, established by the registrar.

(2) If the registrar considers that an application, information or a document submitted pursuant to these regulations contains extraneous information, the registrar may reject the application, information or document.

(3) On receipt of an application, information or documents pursuant to subsection 4(1) or section 5, the registrar shall promptly compile any information and documents from the registrar's records that the applicable agreement requires the registrar to provide to the designated extra-provincial registrar.

(4) In accordance with the applicable agreement, the registrar shall transmit to the designated extra-provincial registrar:

(a) the information, documents and fees submitted to the registrar pursuant to these regulations; and

(b) the information and documents compiled pursuant to subsection (3).

Provision of other information to designated extra-provincial registrar

7(1) If a registered limited liability partnership submits information or a document to the registrar pursuant to the Act, the registrar shall, if required by the applicable agreement:

- (a) transmit the information or document to the designated extra-provincial registrar; and
- (b) take any other action respecting the information or document that is specified in the applicable agreement.

(2) If the registrar takes action with respect to a registered limited liability partnership pursuant to the Act, the registrar shall, if required by the applicable agreement:

- (a) transmit to the designated extra-provincial registrar information respecting the action taken; and
- (b) take any other action respecting the information that is specified in the applicable agreement.

(3) The registrar may act pursuant to subsection (1) or (2) whether or not the registered limited liability partnership has submitted information or documents pursuant to section 5.

PART IV**Designated Extra-provincial Limited Liability Partnerships****Registrations and filings of designated extra-provincial limited liability partnerships**

8 A designated extra-provincial limited liability partnership shall not apply for registration or submit information or documents for filing pursuant to Part IV of the Act except in accordance with these regulations.

Registration

9(1) A designated extra-provincial limited liability partnership may apply to the registrar to be registered pursuant to Part IV of the Act.

(2) For the purposes of these regulations, if a designated extra-provincial limited liability partnership is required to submit an application or any information, documents or fees to a designated extra-provincial registrar in the course of applying for registration to or maintaining a registration with the registrar in accordance with Part IV of the Act and these regulations, any reference to a designated extra-provincial registrar is a reference to the registrar of that designated extra-provincial limited liability partnership's home jurisdiction.

(3) An application mentioned in subsection (1) must:

- (a) be submitted to the designated extra-provincial registrar; and
- (b) be accompanied by the following information and documents:
 - (i) the name reservation number issued by the registrar not more than 90 days before the date on which the name was reserved;
 - (ii) a description of the eligible profession in which the partners practise;

(iii) the address of the registered office of the designated extra-provincial limited liability partnership;

(iv) the appointment of the designated extra-provincial limited liability partnership's attorney, including the attorney's name and street address or legal land description, including Rural Municipality name and number; and

(v) acknowledgement that consent was obtained from a person authorized by the governing body of the applicable eligible profession in Saskatchewan certifying that the partnership and the partners meet all applicable eligibility requirements for practise as a limited liability partnership that are imposed pursuant to the Act that regulates the profession.

(4) Subject to section 103 of the Act, if the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial limited liability partnership to register pursuant to Part IV of the Act have been received in the manner specified in the applicable agreement, the registrar shall:

(a) file the information and documents; and

(b) register the designated extra-provincial limited liability partnership and issue a certificate of registration for the designated extra-provincial limited liability partnership.

(5) Notice of the registration mentioned in clause (4)(b) is to be published in the Gazette.

Registered office

10(1) A designated extra-provincial limited liability partnership may specify the registered office in its home jurisdiction as the address of its registered office for the purpose of the register of limited liability partnerships maintained by the registrar.

(2) If a designated extra-provincial limited liability partnership that has specified the address of the registered office in its home jurisdiction as the address of the registered office in Saskatchewan ceases to have a registered office in its home jurisdiction, the address of the former registered office continues to be the address of the registered office in the records of the registrar until the registered office is changed in accordance with section 11.

Changes in registered office

11(1) If a designated extra-provincial limited liability partnership changes its registered office, it shall give notice of the change in registered office to the registrar by submitting the address of its new registered office to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(2) If the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial limited liability partnership to change its registered office have been received in accordance with the applicable agreement, the registrar shall file the information and documents.

Attorney for service

12 For the purposes of being registered pursuant to section 9, every designated extra-provincial limited liability partnership shall:

- (a) appoint an individual residing in Saskatchewan as its attorney for the purpose of receiving service of process in all actions and proceedings by or against the designated extra-provincial limited liability partnership within Saskatchewan and for the purpose of receiving all lawful notices; and
- (b) declare that service of process with respect to any actions and proceedings and service of any notices on the attorney is legal and binding.

Changes in attorney

13(1) A designated extra-provincial limited liability partnership may appoint another attorney within Saskatchewan to replace the attorney formerly appointed.

(2) If a designated extra-provincial limited liability partnership replaces its attorney, it shall give notice of the change to the registrar by submitting the new attorney's name and street address or legal land description, including Rural Municipality name and number, to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(3) If the attorney of a designated extra-provincial limited liability partnership ceases to reside in Saskatchewan, dies or resigns, or if the attorney's appointment is revoked, the designated extra-provincial limited liability partnership shall give notice of the change to the registrar by submitting the information, along with information mentioned in subsection (2) on the appointment of a new attorney, to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

(4) If the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial limited liability partnership to change its attorney pursuant to subsection (2) or (3) have been received in accordance with the applicable agreement, the registrar shall file the information and documents.

(5) A resignation of an attorney is effective at the later of:

- (a) the time a written resignation is sent to the designated extra-provincial limited liability partnership; and
- (b) the time specified in the written resignation.

(6) The attorney shall give notice of the resignation by providing the information to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

Service on designated extra-provincial limited liability partnership

14(1) A notice or document may be served on a designated extra-provincial limited liability partnership:

- (a) by leaving it at, or mailing it by registered mail or certified mail addressed to, the registered office of the designated extra-provincial limited liability partnership; or

- (b) by leaving it at the office of, by mailing it by registered or certified mail addressed to or by personally serving any attorney of the designated extra-provincial limited liability partnership appointed pursuant to section 12 or 13.
- (2) A notice or document sent by registered mail to a designated extra-provincial limited liability partnership is deemed to have been received or served on the earlier of:
 - (a) the day the intended recipient actually receives it; and
 - (b) 10 business days after it is sent.

Changes in name

- 15(1)** If a designated extra-provincial limited liability partnership changes its name, it shall give notice to the registrar by submitting the change of name to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.
- (2) A notice mentioned in subsection (1) must include the name reservation number issued by the registrar not more than 90 days before the date on which the name was reserved.
- (3) Subject to section 103 of the Act, if the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial limited liability partnership to change its name have been received in accordance with the applicable agreement, the registrar shall file the information and documents and issue a certificate of amendment.
- (4) Notice of the amendment is to be published in the Gazette.

Change in description of eligible profession

- 16(1)** A designated extra-provincial limited liability partnership shall give the registrar notice of a change in the description of the eligible profession in which the partners practise.
- (2) A notice mentioned in subsection (1) must be submitted by providing the information to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.
- (3) If the registrar is satisfied that all of the information and documents necessary for a designated extra-provincial limited partnership to change the description of the eligible profession have been received in accordance with the applicable agreement, the registrar shall file the information and documents and issue a certificate of amendment.
- (4) Notice of the change of the description is to be published in the Gazette.

Application to cancel registration

- 17(1)** A designated extra-provincial limited liability partnership that ceases to carry on business in Saskatchewan may apply to cancel its registration.
- (2) An application mentioned in subsection (1) must be submitted to the designated extra-provincial registrar in accordance with that extra-provincial registrar's requirements.

Cancellation of designated extra-provincial limited liability partnership

18(1) The registrar may cancel a registration of a designated extra-provincial limited liability partnership:

- (a) if the designated extra-provincial limited liability partnership applies to cancel the registration;
- (b) if the registrar receives a notice from a person who is authorized by the governing body of the applicable eligible profession in Saskatchewan to provide the notice stating that the designated extra-provincial limited liability partnership or one or more of the partners no longer meet applicable eligibility requirements pursuant to subclause 9(3)(b)(v); or
- (c) if the registrar receives a notice from the designated extra-provincial registrar that the designated extra-provincial limited liability partnership no longer has the status of a limited liability partnership in that jurisdiction.

(2) No partner or partnership shall continue to hold itself out as being an extra-provincial limited liability partnership after cancellation of registration.

(3) Notice of the cancellation is to be published in the Gazette.

Collection of information

19(1) The registrar may collect from a designated extra-provincial registrar any information or documents specified in the applicable agreement that are submitted to or held by the designated extra-provincial registrar, including information and documents respecting the following:

- (a) the application for registration of a designated extra-provincial limited liability partnership;
- (b) a change in the name of a designated extra-provincial limited liability partnership;
- (c) a change in the registered office of a designated extra-provincial limited liability partnership;
- (d) a change in the attorney of a designated extra-provincial limited liability partnership;
- (e) a change in the description of the eligible profession of a designated extra-provincial limited liability partnership;
- (f) the application of a designated extra-provincial limited liability partnership to cancel its registration;
- (g) a correction of information or documents relating to a designated extra-provincial limited liability partnership.

(2) The registrar may file any information or documents collected pursuant to subsection (1).

Complete information required

20 The registrar may decline to file any information or document or to issue any document with respect to any matter relating to a designated extra-provincial limited liability partnership, including the registration of the designated extra-provincial limited liability partnership, until the registrar has received from the designated extra-provincial registrar, in the manner specified in the applicable agreement, the information and documents relating to the matter that:

- (a) are required to be submitted to the designated extra-provincial registrar by the designated extra-provincial limited liability partnership; and
- (b) the registrar requires.

Form of information

21(1) An application and any notice, information or document required to be submitted to a designated extra-provincial registrar pursuant to these regulations must be in the form or electronic format, if any, established by the designated extra-provincial registrar.

(2) An application and notice, information or document required to be submitted by a designated extra-provincial registrar to the registrar pursuant to these regulations must be in the form or electronic format, if any, established by the registrar.

Certificates

22 The registrar shall send any certificate issued with respect to a designated extra-provincial limited liability partnership pursuant to these regulations to:

- (a) the attorney of the designated extra-provincial limited liability partnership; or
- (b) if there is no attorney, the registered office of the designated extra-provincial limited liability partnership.

Fee exemption

23 A designated extra-provincial limited liability partnership is exempt from the requirement to pay a fee with respect to its application for registration or the filing of information and documents related to its registration pursuant to Part IV of the Act.

Non-application of provisions of Act and regulations

24(1) Sections 101, 102, 104, 105, 106 and 107 and subsections 98(3) and 99(1) of the Act do not apply with respect to a designated extra-provincial limited liability partnership.

(2) Sections 3 and 4 of *The Partnership Regulations* do not apply with respect to a designated extra-provincial limited liability partnership.

Search fees for British Columbia

25(1) The registrar shall collect a fee as required by the designated extra-provincial registrar mentioned in subsection 3(1) for the name search reservation of a limited liability partnership or a registered limited liability partnership that has made an application pursuant to subsection 4(1) or submitted information or documents pursuant to section 5, as the case may be.

(2) The designated extra-provincial registrar mentioned in subsection 3(1) shall determine the fee to be collected on its behalf by the registrar.

(3) The registrar shall remit the fee to the designated extra-provincial registrar mentioned in subsection 3(1) in accordance with the applicable agreement.

Search fees for Alberta

26(1) The registrar shall collect a fee for the name search reservation of:

(a) a limited liability partnership intending to apply to the designated extra-provincial registrar mentioned in subsection 3(2) for registration as a designated extra-provincial limited liability partnership pursuant to subsection 4(1); or

(b) a registered limited liability partnership intending to change its name with the designated extra-provincial registrar mentioned in subsection 3(2) pursuant to section 5.

(2) The registrar shall conduct the name search mentioned in subsection (1) on behalf of the designated extra-provincial registrar mentioned in subsection 3(2).

Transitional - deemed registration of certain extra-provincial limited liability partnerships

27(1) On the coming into force of these regulations, all extra-provincial limited liability partnerships mentioned in subsections 3(3) and (4) are deemed to be designated extra-provincial limited liability partnerships.

(2) For the purpose of facilitating the transition of an existing extra-provincial limited liability partnership to a designated extra-provincial limited liability partnership pursuant to subsection (1), the registrar may correct any error or omission found in the records of the registrar or brought to the registrar's attention by a designated extra-provincial registrar in accordance with the applicable agreement.

PART V
Coming into force

Coming into force

28(1) Subject to subsection (2), these regulations come into force on July 1, 2013.

(2) If these regulations are filed with the Registrar of Regulations after July 1, 2013, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 43/2013*The Wildlife Act, 1998*

Subsection 83(2)

Minister's Order dated June 24, 2013

(Filed June 25, 2013)

Title

1 These regulations may be cited as *The Open Seasons Game Amendment Regulations, 2013*.

R.R.S. c.W-13.12 Reg 3 amended

2 *The Open Seasons Game Regulations, 2009* are amended in the manner set forth in these regulations.

Section 9 amended

3 **Subsection 9(3) is amended:**

(a) in clause (b) by striking out "November 30" and substituting "December 2"; and

(b) in clause (d) by striking out "November 30" and substituting "December 2".

Section 10 amended

4 **Subsection 10(3) is amended by striking out "November 30" and substituting "December 2".**

Section 11 amended

5 **Subsection 11(3) is amended:**

(a) in clause (c) by striking out "November 30" and substituting "December 2";

(b) in clause (e) by striking out "November 30" and substituting "December 2"; and

(c) in clause (f) by striking out "November 30" and substituting "December 2".

Section 12 amended

6 **Subsection 12(3) is amended by striking out "November 30" and substituting "December 2".**

Section 13 amended

7 **Subsection 13(3) is amended:**

(a) in clause (a) by striking out "November 30" and substituting "December 2";

(b) in clause (b) by striking out "November 30" and substituting "December 2";

(c) in clause (c) by striking out "November 30" and substituting "December 2"; and

(d) in clause (d) by striking out "November 30" and substituting "December 2".

Section 20 amended**8(1) Subsection 20(2) is repealed and the following substituted:**

“(2) A person who is the holder of a Saskatchewan Resident Elk Licence may hunt a total of one bull elk in Wildlife Management Zones 50, 53, 55, 60 to 67, 68 South and 69, in Narrow Hills, Meadow Lake and Clarence-Steepbank Lakes Provincial Parks and in that portion of Wildlife Management Zone 47 lying north of Provincial Highway No. 3 and Provincial Highway No. 26, and in Bronson Forest Recreation Site, from September 15 to September 30”.

(2) Clause 20(3)(b) is amended by striking out “September 20” and substituting “September 15”.

(3) The following subsection is added after subsection 20(3):

“(4) A person who is the holder of a Saskatchewan Resident Elk Licence may hunt a total of one antlerless elk in Moose Mountain Provincial Park, from October 15 to November 9 and November 20 to December 14 in each year and January 5 to 24 and February 1 to February 24 in the following year”.

Section 22 amended

9 Clause 22(3)(b) is amended by striking out “October 1” and substituting “October 15”.

New section 23.1**10 The following section is added after section 23:****“Moose archery and crossbow special open seasons**

23.1(1) Unless authorized by the director, no person shall hunt moose by any means other than a bow and arrow or crossbow during the moose archery and crossbow special open seasons established pursuant to this section.

(2) A person who is the holder of a Saskatchewan Resident Special Moose Licence may hunt a total of one moose of either sex in the Buckland-Prince Albert Wildlife Management Zone, from October 1 to October 14 and November 1 to November 14.

(3) A person who is the holder of a Saskatchewan Resident Special Moose Licence may hunt a total of one antlerless moose in the Buckland-Prince Albert Wildlife Management Zone, from October 15 to November 14”.

New section 29.1**11 The following section is added after section 29:****“Black bear archery and crossbow open seasons**

29.1(1) Unless authorized by the director, no person shall hunt black bear by any means other than a bow and arrow or crossbow during the black bear archery and crossbow open seasons established pursuant to this section.

(2) A person who is the holder of a Saskatchewan Resident Black Bear Licence may hunt a total of one black bear of either sex in Buckland-Prince Albert Wildlife Management Zone, from April 15 to May 31 and September 10 to October 14.

(3) A person who is the holder of a Canadian Resident Black bear Licence may hunt a total of one black bear of either sex in Buckland-Prince Albert Wildlife Management Zone, from April 15 to May 31 and September 10 to October 14”.

Section 30 amended

12 Clause 30(2)(a) is amended by adding “9,” after “6,”.

Section 52 amended

13(1) Subsection 52(1) is amended by striking out “three” and substituting “two”.

(2) Subsection 52(2) is amended by striking out “six” and substituting “four”.

(3) Subsection 52(3) is amended by striking out “six” wherever it appears and in each case substituting “four”.

Section 53 amended

14(1) Subsection 53(2) is amended by striking out “24” and substituting “16”.

(2) Subsection 53(3) is amended by striking out “24” wherever it appears and in each case substituting “16”.

Section 54 amended

15 Section 54 is amended:

(a) by striking out “three cock pheasants” and substituting “two cock pheasants”; and

(b) by striking out “six cock pheasants” and substituting “four cock pheasants”.

Coming into force

16(1) Subject to subsection (2), these regulations come into force on June 26, 2013.

(2) If these regulations are filed with the Registrar of Regulations after June 26, 2013, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 44/2013*The Traffic Safety Act*

Section 287

Order in Council 405/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Driver Licensing and Suspension Amendment Regulations, 2013*.

R.R.S. c.T-18.1 Reg 2, section 22 amended

2 **Section 22 of *The Driver Licensing and Suspension Regulations, 2006* is amended:**

(a) in clause (a):**(i) by striking out “or” after subclause (v);****(ii) by adding the following after subclause (v):**

“(v.1) subsection 111(5) of *The Alcohol and Gaming Regulations Act, 1997* on the basis of providing a minor with his or her driver’s licence or photo identification card; or”; **and**

(iii) in subclause (vi) by striking out “subclause (i) to (v)” and substituting “subclauses (i) to (v.1)”;**(b) by striking out “or” after clause (c); and****(c) by adding the following clause after clause (c):**

“(c.1) he or she is the object of a complaint by a person considered by the administrator to be a responsible individual that he or she:

(i) allowed another person to use his or her driver’s licence or photo identification card;

(ii) altered or modified his or her driver’s licence or photo identification card; or

(iii) has in his or her possession a false document that purports to be a driver’s licence or photo identification card issued by the administrator; or”.

Coming into force

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

SASKATCHEWAN REGULATIONS 45/2013*The Traffic Safety Act*

Section 287

Order in Council 406/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Vehicle Impoundment (Unauthorized Driver) Amendment Regulations, 2013*.

R.R.S. c. T-18.1 Reg 1 amended

2 *The Vehicle Impoundment (Unauthorized Driver) Regulations* are amended in the manner set forth in these regulations.

New heading before section 1

3 **The following heading is added before section 1:**

**“PART I
Title”.**

Section 1 amended

4 **Section 1 is amended by striking out “(Unauthorized Driver)” and substituting “(General)”.**

New section 1.1

5 **The following section is added after section 1:**

“Interpretation for regulations

1.1 In these regulations:

- (a) **‘Act’** means *The Traffic Safety Act*;
- (b) **‘Table’** means a Table as set out in Part 1 of the Appendix”.

New heading before section 2

6 **The following heading is added before section 2:**

**“PART II
Unauthorized Drivers”.**

Section 2 amended

7 **Subsection 2(1) is amended:**

- (a) **in the portion preceding clause (a) by striking out “these regulations” and substituting “this Part”;**
- (b) **by repealing clause (a); and**
- (c) **by repealing clause (d).**

New Part III**8 The following Part is added after section 13:**

**“PART III
Impoundment of Vehicles Creating a Hazard**

“Impoundment of vehicles creating a hazard

13.1(1) Subject to subsection (2), for the purposes of clause 280(2)(a) of the Act, a peace officer may seize and impound a vehicle if, in the opinion of the peace officer:

- (a) the vehicle is apparently abandoned on a highway at a place, or in a manner, that constitutes a hazard to other users of the highway;
- (b) the driver has in his or her body alcohol, a drug or a substance that causes the driver to be unable to safely operate the vehicle; or
- (c) the driver has a medical condition that may interfere with the safe operation of the vehicle.

(2) A peace officer may seize and impound a vehicle only if:

- (a) in the circumstances mentioned in clause (1)(b), the driver has been suspended from driving or operating the vehicle pursuant to Division 3 of Part XII of the Act; and
- (b) in the circumstances mentioned in clause (1)(b) or (c), there is no other person authorized by the driver or owner of the vehicle whom the peace officer is satisfied is able to safely operate the vehicle.

(3) For the purposes of subsection 280(3) of the Act, a vehicle must remain impounded until the later of:

- (a) the time that a peace officer is satisfied that the owner or a person authorized by the owner of the vehicle is able to operate the vehicle; and
- (b) if the vehicle is stored with a garage keeper, the date that the fees, costs and charges mentioned in subsection (4) have been paid to the garage keeper.

(4) A garage keeper who impounds or immobilizes a motor vehicle pursuant to section 280 of the Act is entitled to the fees, costs and charges set forth in Table 1”.

New heading before section 14**9 The following heading is added before section 14:**

**“PART IV
Repeal and Coming into Force”.**

Appendix amended

10 The heading to Table 1 in Part 1 of the Appendix is struck out and the following substituted:

“TABLE 1
[Sections 3 and 13.1]”.

Coming into force

11(1) Subject to subsection (2), these regulations come into force on the day on which section 1 of *The Traffic Safety Amendment Act, 2013* comes into force.

(2) If these regulations are filed with the Registrar of Regulations after the day on which section 1 of *The Traffic Safety Amendment Act, 2013* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 46/2013

The Hearing Aid Sales and Services Act

Section 24

Order in Council 407/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Hearing Aid Sales and Services Amendment Regulations, 2013*.

R.R.S. c.H-2.01 Reg 1 amended

2 *The Hearing Aid Sales and Services Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 Subsection 2(1) is amended:

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

“(b.1) **‘hearing instrument practitioner’** means a person who possesses the qualifications set out in subsection 11(1);

“(b.2) **‘provided to the purchaser’** means the day on which the hearing aid is first placed in the purchaser’s ear by the hearing aid practitioner”;

(b) by repealing clause (c); and

(c) by repealing clause (e).

Section 9 amended

4 The following clause is added after clause 9(l):

“(m) changing the receiver of a hearing aid”.

Section 10 amended**5 Section 10 is amended:**

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

“(a) hearing instrument practitioners”; and

(b) by repealing clause (b).

New section 11**6 Section 11 is repealed and the following substituted:****“Hearing instrument practitioner**

11(1) Subject to section 33.1, a hearing instrument practitioner is:

(a) an audiologist;

(b) a person who holds a diploma from a hearing aid practitioner education program of at least two years' duration that:

(i) is approved by the director; and

(ii) requires the successful completion of the course competencies set out in Table 1 of Part III of the Appendix; or

(c) a person who has successfully completed a competency review pursuant to section 33.2.

(2) A hearing instrument practitioner who is not an audiologist may provide any hearing aid service other than a service to which section 17 of the Act applies”.

Section 12 repealed**7 Section 12 is repealed.****Section 13 amended**

8(1) Subsection 13(1) is amended by striking out “qualified”.

(2) Clause 13(2)(a) is amended by striking out “qualified”.

New section 14**9 Section 14 is repealed and the following substituted:****“Continuing education**

14(1) Subject to subsections (2) and (3), a hearing aid dealer shall ensure that each individual providing hearing aid services, other than a student, completes at least 10 hours of continuing education during the term of the hearing aid dealer's licence.

(2) For the purposes of subsection (1), continuing education must be obtained in courses that are directly related to the provision of hearing aid services, including:

(a) courses offered online and at conferences held by provincial, national and international professional associations;

(b) in-service programs and product update presentations offered by hearing aid manufacturers;

(c) other courses and in-service programs approved by the director.

(3) Not more than five of the 10 hours of continuing education required pursuant to subsection (1) may be courses described in clause (2)(b)”.

Section 17 amended**10(1) Subsection 17(1) is amended:****(a) by repealing clause (a) and substituting the following:**

“(a) is produced in accordance with the requirements set out in *The Hearing Aid Dealers Policy Manual September, 2005*”; **and**

(b) in subclause (c)(ii) by striking out “qualified”.**(2) Subsection 17(3) is amended by striking out “qualified hearing instrument practitioner or a provisional hearing instrument practitioner” and substituting “hearing instrument practitioner”.****New section 19****11 Section 19 is repealed and the following substituted:****“Verification and validation**

19 A hearing aid dealer shall ensure that a verification and validation measure that meets the requirements set out in *The Hearing Aid Dealers Policy Manual September, 2005* is completed at the time a hearing aid is provided to the purchaser”.

New section 20**12 Section 20 is repealed and the following substituted:****“Follow-up services**

20(1) Subject to subsection (2), after the day on which a hearing aid is provided to the purchaser, a hearing aid dealer shall schedule at least one in-person follow-up appointment with the purchaser for the purposes of:

(a) ensuring that the hearing aid is correctly adjusted for the purchaser’s hearing loss;

(b) remedying any problems that the purchaser may have experienced; and

(c) answering any questions that the purchaser may have.

(2) The follow-up appointment mentioned in subsection (1) must occur no later than 10 days before the end of the trial period mentioned in section 26.

(3) A hearing aid dealer shall:

(a) provide follow-up, repair and maintenance services at a business location in Saskatchewan; or

(b) in the case of repair and maintenance services, make these services available through a mailing address in Saskatchewan”.

Section 21 amended

13 Section 21 is amended by striking out “qualified hearing instrument practitioner or a provisional hearing instrument practitioner” and substituting “hearing instrument practitioner”.

Section 22 amended

14 Section 22 is amended by striking out “qualified hearing instrument practitioner or provisional hearing instrument practitioner” **and substituting** “hearing instrument practitioner”.

Section 24 amended

15 Subsection 24(1) is amended:

(a) in clause (d) by striking out “qualified hearing instrument practitioner or provisional hearing instrument practitioner” **and substituting** “hearing instrument practitioner”; **and**

(b) by repealing clause (k).

New section 25

16 Section 25 is repealed and the following substituted:

“Statement of cancellation rights

25(1) A statement of cancellation rights in a contract for the sale of a hearing aid must:

(a) contain the words specified in the ‘Purchaser’s Right to Cancel’ in Part IV of the Appendix;

(b) show the heading ‘Purchaser’s Right to Cancel’ in not less than 14-point bold type; and

(c) show the remainder of the information in not less than 12-point type.

(2) If a statement of cancellation rights mentioned in subsection (1) is not located on the first page of the contract of sale, a notice is to be placed on the first page of the contract in not less than 12-point bold type, directing the purchaser to the location of the statement in the contract”.

New section 26

17 Section 26 is repealed and the following substituted:

“Trial period

26(1) For the purposes of clause 18(1)(b) of the Act, the trial period is the period of 60 days from the day on which a hearing aid is provided to the purchaser or any longer period set out in the contract of sale as the trial period.

(2) The trial period mentioned in subsection (1) does not include any period during which a hearing aid dealer provides the purchaser with a hearing aid, on a temporary basis, for the purposes of testing or demonstrating it before entering into a contract of sale”.

New section 27

18 Section 27 is repealed and the following substituted:

“Refund

27(1) Subject to subsection (2), for the purposes of subsection 18(3) of the Act, a purchaser of a hearing aid who cancels a contract of sale by returning the hearing aid to the hearing aid dealer within the trial period is entitled to a refund in an amount equal to the purchase price of the hearing aid.

(2) The hearing aid dealer may retain the following amounts paid by or on behalf of the purchaser of a hearing aid who cancels a contract of sale pursuant to subsection (1), but the amounts retained must not exceed 10% of the total amount payable pursuant to clause 24(1)(h):

- (a) the cost of the hearing test administered to the purchaser;
- (b) the cost of the ear mould impression;
- (c) the cost of the ear mould”.

New section 28

19 Section 28 is repealed and the following substituted:

“Purchaser records

28(1) A hearing aid dealer shall, in accordance with *The Hearing Aid Dealers Policy Manual, September 2005*, keep records with respect to each purchaser of a hearing aid containing, as a minimum, the following:

- (a) a case history form;
- (b) any audiograms produced, including copies of any acoustic immittance results and any real-ear measurements taken in the ear;
- (c) any written reports produced;
- (d) a medical clearance, if applicable;
- (e) a written waiver of medical clearance, if applicable;
- (f) a copy of the contract of sale;
- (g) a copy of the statement of cancellation rights;
- (h) records with respect to any follow-up appointments;
- (i) records with respect to any refund given to the purchaser, including the amount refunded.

(2) A hearing aid dealer shall maintain the records mentioned in subsection (1) in Saskatchewan.

(3) At the request of a purchaser of a hearing aid, the hearing aid dealer must provide a copy of the records mentioned in subsection (1) to the purchaser”.

New section 31

20 Section 31 is repealed and the following substituted:

“Prohibition against advertising without disclosing dealer’s name and address

31 No hearing aid dealer shall advertise the hearing aid dealer’s business by any means unless the advertisement discloses:

- (a) the name of the hearing aid dealer; and
- (b) the address and telephone number of the head office of the hearing aid dealer”.

New sections 33.1, 33.2 and 33.3

21 The following sections are added after section 33:

“Transitional – qualified and provisional hearing instrument practitioners

33.1(1) In this section, **‘former regulations’** means *The Hearing Aid Sales and Services Regulations*, as those regulations existed on the day before the coming into force of this section.

(2) An individual is deemed to be a hearing instrument practitioner for the purposes of section 11 for a period commencing on the day on which this section comes into force and ending on the day that is two years after this section comes into force if, on the day before this section comes into force, the individual was a qualified hearing instrument practitioner as defined in the former regulations.

(3) An individual may provide hearing aid services as set out in section 12 of the former regulations for a period commencing on the day on which this section comes into force and ending on the day that is two years after this section comes into force if, on the day before this section comes into force, the individual was a provisional hearing instrument practitioner as defined in the former regulations.

“Transitional – competency review

33.2(1) Subject to section 33.3, an individual mentioned in subsection 33.1(2) or (3) who intends to continue to provide hearing aid services after the day that is two years after the day on which this section comes into force but who is not a hearing instrument practitioner pursuant to clause 11(1)(a) or (b) must successfully complete a competency review in accordance with this section that confirms that the individual meets standards equivalent to those mentioned in clause 11(1)(b).

(2) The individual mentioned in subsection (1) must apply for an initial competency review within six months after the coming into force of this section.

(3) The individual mentioned in subsection (1) may complete a maximum of two competency reviews in accordance with subsection (4), but a second competency review, if applicable, must not be completed until at least three months after the initial competency review.

(4) The competency reviews must be completed within 24 months after the coming into force of this section and are to be performed:

(a) in the case of the initial review, by the director, without charge;

(b) in the case of a second review, subject to the prior approval of the director, by a member of the faculty of an educational institution that offers a hearing aid practitioner education program of at least two years' duration.

(5) An individual must make a separate application for each competency review he or she wishes to complete using Form 2 in Part I of the Appendix.

(6) The cost and scheduling of a second competency review mentioned in clause (4)(b) are to be the responsibility of the individual making the application.

(7) The results of a competency review mentioned in clause (4)(b) must be submitted to the director as soon as is reasonably practicable after it has been completed.

(8) Subject to subsections (9) and (10), an individual who has twice failed a competency review must cease providing hearing aid services after the day on which he or she is advised of the second failure.

(9) An individual mentioned in subsection (8) who is a licensee pursuant to the Act may continue to provide hearing aid services pursuant to section 9 until the date that is the earlier of:

(a) the day on which the individual makes arrangements acceptable to the director for the hearing aid services to be provided by a hearing instrument practitioner on behalf of that business; and

(b) the day that is one month after the day on which the individual is advised of the second failure.

(10) An individual mentioned in subsection (8) may resume providing hearing aid services on producing evidence acceptable to the director that the individual has successfully completed a hearing aid practitioner education program mentioned in clause 11(1)(b).

“Transitional - enrolment in diploma program

33.3(1) An individual mentioned in subsection 33.1(2) or (3) who intends to continue to provide hearing aid services after the day that is two years after the day on which this section comes into force, who is not a hearing instrument practitioner pursuant to clause 11(1)(a) or (b) and who either chooses not to complete a competency review or has failed the initial competency review must provide evidence acceptable to the director that the individual is enrolled in a hearing aid practitioner education program mentioned in clause 11(1)(b).

(2) An individual who is enrolled in a hearing aid practitioner education program in accordance with subsection (1) may continue to provide hearing aid services until the day that is four years after the day on which this section comes into force.

(3) An individual mentioned in subsection (2) who intends to continue to provide hearing aid services after the day that is four years after the day on which this section comes into force must produce evidence acceptable to the director that the individual has successfully completed a hearing aid practitioner education program mentioned in clause 11(1)(b)”.

Appendix amended

22(1) Part I of the Appendix is amended by adding the following after Form 1:

“FORM 2
[Subsection 33.2(5)]

Application for Competency Review

TO:

The Director of Licensing, Ministry of Health

1. I, _____, hereby apply for a competency
(name of applicant for competency review)

review in accordance with section 33.2 of *The Hearing Aid Sales and Services Regulations*.

2. This application is with respect to:

(Check applicable items)

(a) _____ an initial competency review [application must be made within 6 months after the coming into force of section 33.2]; or

(b) _____ a second competency review [review must be completed within 24 months after the coming into force of section 33.2 and at least 3 months after initial competency review]

My initial competency review was conducted on _____ .
(date)

I am requesting approval from the director to have the second competency review completed by the following educational institution and program:

(name, address and phone number of hearing aid practitioner education institution/program)

TO BE COMPLETED BY THE MINISTRY OF HEALTH

APPROVED _____ NOT APPROVED _____
(date) *(date)*

(Director's signature)

3. I acknowledge that if I fail this competency review, I will no longer be qualified to provide hearing aid services. *(applies to second competency review only)*

4. I hereby grant permission to and direct the hearing aid practitioner education program referenced above (if applicable) to release the results of my competency review to the Ministry of Health at the following address:

3475 - Albert Street
 Regina, SK S4S 6X6
 Attention: Director of Licensing, Ministry of Health.

This permission remains valid for 18 months from the date of this application.

DATED this _____ day of _____, 20 _____.

 (signature of applicant) ”.

- (2) The following Parts are added after Part II of the Appendix:**

**“PART III
 Tables**

TABLE 1

**Required Course Competencies in a
 Hearing Aid Practitioner Education Program**

[Subclause 11(1)(b)(ii)]

Item	Course Competencies
1	Communications
2	Anatomy of the Ear and Auditory Pathway
3	Diagnostic Methods and Measurements
4	Hearing Instrument Technology
5	Interpersonal Skills Development
6	Disorders and Medical Conditions Related to Hearing Loss
7	Diagnostic Methods
8	Hearing Loss Rehabilitation
9	Business Management
10	Professional Responsibilities and Ethics
11	Advanced Hearing Test Methods
12	Prescribing Hearing Aids, Fitting and Follow-up Care
13	Aspects of the Aging Process
14	Counselling
15	Aural Rehabilitation
16	Practicum/Field Placement

“PART IV

Purchaser’s Right to Cancel

[Clause 25(1)(a)]

You may cancel this contract of sale at any time during the period that ends:

- within three (3) days after the date of purchase, not including Saturday, Sunday or a statutory holiday, by giving written notice of cancellation to [licensee’s name]; or
- within the trial period of [____] days by returning the hearing aid to [licensee’s name].

You do not need to give [licensee’s name] a reason for cancelling this contract of sale during this period.

To cancel this contract of sale, you must give notice of cancellation to [licensee’s name], at [licensee’s address], by personal service, by registered mail or by any other means set out in the contract.

If you cancel this contract of sale, the licensee has thirty (30) days from the date the contract is cancelled to refund any payment you have made.

To obtain a refund, you must return the hearing aid that you purchased.

If you cancel this contract of sale within three (3) days after the date of purchase, an amount equal to the total of the cost of performing a hearing test and the cost of preparing an impression of the ear may be retained by [licensee’s name].

If you cancel this contract of sale within the trial period, an amount equal to the total of the cost of the hearing test administered, the cost of the ear mould impression and the cost of the ear mould may be retained by [licensee’s name].

The total amount retained by [licensee’s name] pursuant to the preceding paragraph may not exceed 10% of the total amount paid by you pursuant to the contract of sale”.

Coming into force

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

SASKATCHEWAN REGULATIONS 47/2013*The Pension Benefits Act, 1992*

Section 69

Order in Council 412/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Pension Benefits Amendment Regulations, 2013*.

R.R.S. c.P-6.001 Reg 1 amended

2 *The Pension Benefits Regulations, 1993* are amended in the manner set forth in these regulations.

Section 2 amended

3(1) Subsection 2(1) is amended:

(a) in clause (k):

(i) by adding “and” after subclause (i);

(ii) by striking out “and” after subclause (ii); and

(iii) by repealing subclause (iii);

(b) by repealing clause (l); and

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

“(r) ‘special payments’ means payments referred to in clause 36(3)(b) or (c), subsection 36(4) or subsection 36.7(2)”.

(2) Subsection 2(2) is amended:

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

“(a) an amount determined, as of the latest review date, on the basis of:

(i) the market value of the assets, less the estimated expenses of administering the termination of the plan that are required to be paid out of the pension fund; or

(ii) a value related to the market value of the assets that is arrived at by means of an averaging method over a period of not more than five years, less the estimated expenses of administering the termination of the plan that are required to be paid out of the pension fund”;

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

(c) in clause (c):

(i) by repealing subclause (i); and

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

“(iii) special payments payable over the five years following the plan’s latest review date and not included in subclause (ii)”.

New section 5**4 Section 5 is repealed and the following substituted:****“Fee**

5 The fee for filing a return referred to in clause 11(4)(a) of the Act or an application for registration pursuant to subsection 16(1) of the Act is payable at the rate of \$7 for each member of the plan and \$3.50 for each former member of the plan, subject to a minimum fee of \$150 and a maximum fee of \$15,000 for each filing”.

Section 13 amended

5 Subclause 13(1)(h)(ii) is amended by adding “or a statement that special payments are not required to be made pursuant to subsection 36.7(3)” **after** “these regulations”.

Section 14 amended**6 Subclause 14(1)(h)(i) is repealed and the following substituted:**

“(i) a statement that a transfer deficiency exists and that it must be transferred in accordance with section 28”.

Section 28 amended

7 Clause 28(1)(a) is amended by striking out “and subsection 33(5)”.

Section 36 amended

8(1) Subsection 36(1) is amended by striking out “This section applies” **and substituting** “This section and section 36.7 apply”.

(2) Subsection 36(2) is repealed and the following substituted:

“(2) The tests referred to in subsection 40(2) of the Act for the solvency of plans are as set out in, and plans shall be funded in accordance with:

- (a) this section; and
- (b) section 36.7 to the extent, if any, that it applies”.

(3) Subsection 36(3) is amended:

- (a) in the portion preceding clause (a) by adding** “and except as provided in section 36.7” **after** “subsection (4)”;
- (b) by adding** “and” **after clause (b);**
- (c) by striking out** “and” **after clause (c); and**
- (d) by repealing clause (d).**

(4) Subsection 36(4) is repealed and the following substituted:

“(4) The employer may elect to make, instead of the special payments referred to in clauses (3)(b) and (c) or subsection 36.7(2), at least monthly payments expressed in such a manner that:

- (a) each payment is a constant percentage of the future payroll of the members projected as of the date of the original establishment of the unfunded liability or solvency deficiency; and
- (b) the actuarial present value of all the payments over the period selected for the purposes of subsection (3) or subsection 36.7(2) is equal to that liability or deficiency”.

(5) Clause 36(7)(b) is repealed and the following substituted:

“(b) further special payments may be reduced on a prorated basis over the remainder of the applicable period referred to in subsection (3) or subsection 36.7(2)”.

(6) Subsection 36(9) is amended in the portion preceding clause (a) by adding “or subsection 36.7(2)” after “subsection (3) or (4)”.

(7) Subsection 36(10) is repealed and the following substituted:

“(10) Notwithstanding subsection (3), subsection 8(3) and subsection 36.7(2), if a plan is reviewed or the latest review revised pursuant to subsection 8(3), the amortization periods referred to in clauses (3)(b) and (c) and subsection 36.7(2) shall be treated as commencing from the date on which the amendment is made”.

New section 36.7

9 The following section is added after section 36.6:

“Specified plans

36.7(1) In this section:

- (a) **‘solvency deficiency payments’** means the special payments required to be paid pursuant to clause 36(3)(c);
- (b) **‘specified plan’** means a plan listed in Table 1 of Part II of the Appendix.

(2) Notwithstanding clause 36(3)(b), an employer of a specified plan shall, instead of making the special payments referred to in clause 36(3)(b), pay into a specified plan:

- (a) if the plan has an unfunded liability that was established in an actuarial valuation report and cost certificate with a review date before December 31, 2012, payments consisting of equal payments made at least monthly that are sufficient to amortize the unfunded liability over a period not exceeding 15 years from the review date relating to the establishment of the unfunded liability;
- (b) if the plan has an unfunded liability that was established in an actuarial valuation report and cost certificate with a review date on or after December 31, 2012, payments consisting of equal payments made at least monthly that are sufficient to amortize the unfunded liability over a period not exceeding 10 years from the review date relating to the establishment of the unfunded liability.

(3) If the review date of an actuarial valuation report and cost certificate that has been filed for a specified plan is on or after December 31, 2012:

- (a) clauses 36(3)(c) and 36.2(4)(d) no longer apply to the plan;
- (b) any solvency deficiency established in that actuarial valuation report or cost certificate or in any previous actuarial valuation report or cost certificate does not need to be amortized;
- (c) any solvency deficiency payments that would have been required to be paid pursuant to clause 36(3)(c) are not required to be paid;

(d) the commencement of the amortization period referred to in clause (2)(b) may be deferred to a day that is not later than one year from the review date; and

(e) the commencement of the payments with respect to employer contributions pursuant to clause 36(3)(a) may be deferred to a day that is not later than one year from the review date.

(4) If the commencement date of the amortization period referred to in clause (2)(b) has been deferred pursuant to clause (3)(d):

(a) the amortization period referred to in clause (2)(b) must be decreased by a period equal to the period for which the commencement of the payments has been deferred; and

(b) the actuarial present value of all of the payments over the amortization period selected for the purposes of clause (3)(d) must be equal to the actuarial present value of the payments required to be paid by clause (2)(b).

(5) If the commencement date of the payments with respect to employer contributions referred to in clause 36(3)(a) has been deferred pursuant to clause (3)(e):

(a) the amount of the employer contributions referred to in clause 36(3)(a) must, on the commencement date of the payments, be increased to take into account the amount of the payments that have been deferred pursuant to clause (3)(e); or

(b) the amount of the payments that have been deferred must be included in the value of the going concern liabilities of the plan that are to be determined and reported in an actuarial valuation report and cost certificate prepared in accordance with clause 10(2)(h).

(6) Notwithstanding subsection (3), an administrator of a specified plan shall ensure that:

(a) any solvency deficiency and the solvency ratio of the plan continue to be determined and reported in an actuarial valuation report and cost certificate prepared in accordance with clauses 10(2)(d) and (e);

(b) the actuarial valuation report mentioned in clause (a) includes a schedule of special payments that would have been required to be paid pursuant to clause 36(3)(c), notwithstanding that no solvency deficiency payments are required to be paid;

(c) the plan continues to comply with section 28 and any solvency ratio reported in the actuarial valuation report mentioned in clause (a) is used for the purposes of determining any transfer deficiency pursuant to section 28; and

(d) the plan continues to comply with the other provisions of the Act and these regulations.

(7) Subject to subsection (8), an administrator of a specified plan shall not file an amendment to a specified plan that increases the costs of benefits provided by the plan if:

(a) the solvency ratio of the plan as determined and reported in an actuarial valuation report with a review date on or after December 31, 2012 is less than 0.90; or

(b) the amendment would reduce the solvency ratio determined in accordance with subsection 8(3) and the solvency ratio would be less than 0.90 once the amendment is made.

(8) Subsection (7) does not apply if:

(a) the employer has remitted sufficient moneys to the plan to bring the solvency ratio to at least 0.90; or

(b) the amendment that increases the costs of benefits provided by the plan relates to benefit improvements that were established by a collective agreement or any other contract before the date this section came into force”.

Appendix amended

10 The Appendix is amended:

(a) **by adding the following heading before Form 0.1:**

“PART I
Forms”; and

(b) **by adding the following Part after Form 3:**

“PART II
Tables

“TABLE 1
Specified Plans
(Subsection 36.7(1))”

Item Number	Name of Plan
1	The Regina Police Pension Plan
2	General Superannuation Plan for City of Saskatoon Employees Not Covered by the Police and Fire Departments’ Superannuation Plan
3	The City of Saskatoon Fire and Protective Services Department Superannuation Plan
4	The Retirement Plan for Employees of Saskatoon Board of Police Commissioners
5	Retirement Plan for Employees of City of Weyburn
6	Municipal Employees’ Pension Plan
7	Pension Plan for the Non-teaching Employees of the Saskatoon Board of Education
8	Saskatchewan Healthcare Employees’ Pension Plan
9	The Contributory Superannuation Plan for the Employees of Saskatchewan Government Insurance
10	Saskatchewan Research Council Employees’ Pension Plan
11	Saskatchewan Teachers’ Retirement Plan
12	Saskatchewan Telecommunications Pension Plan
13	Pension Plan for Employees of the Saskatchewan Workers’ Compensation Board
14	Pension Plan for Academic and Administrative Employees of the University of Regina
15	The University of Regina Non-Academic Pension Plan
16	The Pension Plan for the Academic Employees of the University of Saskatchewan, 1974
17	University of Saskatchewan 1999 Academic Pension Plan
18	University of Saskatchewan and Federated Colleges Non-Academic Pension Plan

Coming into force

11(1) Subject to subsection (2), these regulations come into force on the day on which they are filed with the Registrar of Regulations.

(2) Section 4 comes into force on the day on which these regulations are filed with the Registrar of Regulations but is retroactive and is deemed to have been in force on and from January 1, 2013.

SASKATCHEWAN REGULATIONS 48/2013*The Queen's Bench Act, 1998*

Section 109

Order in Council 413/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Queen's Bench Amendment Regulations, 2013*.

R.R.S. c.Q-1.01 Reg 1 amended

2 *The Queen's Bench Regulations* are amended in the manner set forth in these regulations.

Section 3 amended

3 **Clause 3(l) is repealed.**

Section 5 amended

4 **Clause 5(1)(k) is repealed.**

Section 7.1 amended

5 **Clause 7.1(1)(k) is repealed.**

New section 16.1

6 **The following section is added after section 16:**

“Certification of awards – Domestic Trade Agreements

16.1(1) In this section, ‘**New West Partnership Trade Agreement**’ means the New West Partnership Trade Agreement entered into by the governments of British Columbia, Alberta and Saskatchewan on April 30, 2010 and includes amendments to that agreement.

(2) For the purposes of Part X.1 of the Act:

(a) the New West Partnership Trade Agreement is designated as a Domestic Trade Agreement; and

(b) the following officials or bodies are designated as officials or bodies that may certify a copy of an award made against the Crown pursuant to a Domestic Trade Agreement:

(i) in the case of the Agreement on Internal Trade, the Internal Trade Secretariat established pursuant to that agreement; and

(ii) in the case of the New West Partnership Trade Agreement, the administrator within the meaning of that agreement”.

Coming into force

7(1) Subject to subsection (2), these regulations come into force on July 1, 2013.

(2) If these regulations are filed with the Registrar of Regulations after July 1, 2013, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

RÈGLEMENT DE LA SASKATCHEWAN 48/2013*Loi de 1998 sur la Cour du Banc de la Reine*

Article 109

Décret 413/2013, en date du 25 juin 2013

(Déposé le 26 juin 2013)

Titre**1** *Règlement de 2013 modifiant le Règlement sur la Cour du Banc de la Reine.***Modification du Règl. 1 des R.R.S. ch. Q-1.01****2** *Le Règlement sur la Cour du Banc de la Reine est modifié de la manière énoncée dans le présent règlement.***Modification de l'article 3****3** *L'alinéa 3(1) est abrogé.***Modification de l'article 5****4** *L'alinéa 5(1)k) est abrogé.***Modification de l'article 7.1****5** *L'alinéa 7.1(1)k) est abrogé.***Nouvel article 16.1****6** *L'article qui suit est inséré après l'article 16 :***« Certification des sentences - ententes sur le commerce intérieur****16.1(1)** Au présent article, l' "**accord New West Partnership Trade Agreement**" s'entend de l'accord New West Partnership Trade Agreement conclu par les gouvernements de la Colombie-Britannique, de l'Alberta et de la Saskatchewan le 30 avril 2010, ensemble ses modifications.

(2) Pour l'application de la partie X.1 de la Loi :

a) l'accord New West Partnership Trade Agreement est une entente sur le commerce intérieur désignée;

b) les représentants ou organismes suivants sont des représentants ou organismes désignés, habiles à certifier conforme une copie d'une sentence rendue contre la Couronne en vertu d'une entente sur le commerce intérieur :

(i) dans le cas de l'Accord sur le commerce intérieur, le Secrétariat du commerce intérieur établi en vertu de cet accord,

(ii) dans le cas de l'accord New West Partnership Trade Agreement, la personne qui exerce les fonctions d'*administrator* au sens de cet accord ».**Entrée en vigueur****7(1)** Sous réserve du paragraphe (2), le présent règlement entre en vigueur le 1^{er} juillet 2013.(2) Le présent règlement entre en vigueur le jour de son dépôt auprès du registraire des règlements, si ce dépôt intervient après le 1^{er} juillet 2013.

SASKATCHEWAN REGULATIONS 49/2013*The Victims of Crime Act, 1995*

Sections 12 and 24

Order in Council 414/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Victims of Crime Amendment Regulations, 2013*.

R.R.S. c.V-6.011 Reg 1, Appendix amended

2(1) The Appendix to *The Victims of Crime Regulations, 1997* is amended in the manner set forth in this section.

(2) **Table 1 is repealed and the following substituted:**

“TABLE 1
[Subsection 6(1)]

<i>Criminal Code</i> section	<i>Offence</i>
65	Taking part in a riot
76	Hijacking an aircraft
77	Endangering safety of aircraft or airport
78	Taking on board civil aircraft offensive weapons or explosives
80	Failure to take reasonable care with respect to explosives (where death or bodily harm results)
81	Using explosives
85	Using firearm while committing offence
86	Careless use of firearm, etc.
87	Pointing a firearm
98.1	Robbery to steal firearm
151	Sexual interference
152	Invitation to sexual touching
153	Sexual exploitation
153.1	Sexual exploitation of person with disability
155	Incest
160(2) and (3)	Compelling or inciting bestiality
163.1(2)	Printing or publishing child pornography

RÈGLEMENT DE LA SASKATCHEWAN 49/2013*Loi de 1995 sur les victimes d'actes criminels*

Articles 12 et 24

Décret 414/2013, en date du 25 juin 2013

(Déposé le 26 juin 2013)

Titre**1** *Règlement de 2013 modifiant le Règlement de 1997 sur les victimes d'actes criminels.***Modification de l'appendice du Règl. 1 des R.R.S. ch. V-6.011****2(1)** L'appendice du *Règlement de 1997 sur les victimes d'actes criminels* est modifié de la manière énoncée dans le présent article.**(2) Le tableau 1 est abrogé et remplacé par ce qui suit :**« TABLEAU 1
[Paragraphe 6(1)]

<i>Disposition du Code criminel</i>	<i>Infraction</i>
65	Prendre part à une émeute
76	Détournement d'aéronef
77	Atteinte à la sécurité des aéronefs ou des aéroports
78	Transport d'armes offensives ou de substances explosives à bord d'un aéronef civil
80	Omission de prendre des précautions raisonnables à l'égard de substances explosives (causant ainsi la mort ou des blessures corporelles)
81	Usage d'explosifs
85	Usage d'une arme à feu lors de la perpétration d'une infraction
86	Usage négligent d'une arme à feu, etc.
87	Braquer une arme à feu
98.1	Vol qualifié visant le vol d'une arme à feu
151	Contacts sexuels
152	Incitation à des contacts sexuels
153	Exploitation sexuelle
153.1	Exploitation sexuelle d'une personne handicapée
155	Inceste
160(2) et (3)	Bestialité – Usage de la force ou incitation
163.1(2)	Imprimer ou publier de la pornographie juvénile

<i>Criminal Code</i> section	<i>Offence</i>
163.1(3)	Importing or distributing child pornography
170	Parent or guardian procuring sexual activity
171.1	Making sexually explicit material available to child
172.1	Luring
172.2	Agreement or arrangement to commit sexual offence against a child
173	Exposure
180	Common nuisance causing harm
212(2), (2.1) and (4)	Prostitution of person under 18 years of age
215	Failure to provide necessities of life
218	Abandoning child
220	Causing death by criminal negligence
221	Causing bodily harm by criminal negligence
233	Infanticide
235	Murder
236	Manslaughter
239	Attempted murder
241	Counselling or aiding suicide
244	Causing bodily harm with intent - firearm
244.1	Causing bodily harm with intent - air gun or pistol
245	Administering noxious thing
246	Overcoming resistance to commission of an offence
247	Setting traps likely to cause death or harm
248	Interfering with transportation facilities
249	Dangerous operation of vessel, motor vehicle or aircraft
249.1(3)	Flight causing bodily harm or death

<i>Disposition du Code criminel</i>	<i>Infraction</i>
163.1(3)	Importer ou distribuer de la pornographie juvénile
170	Père, mère ou tuteur qui amène son enfant ou son pupille à commettre des actes sexuels
171.1	Rendre accessible à un enfant du matériel sexuellement explicite
172.1	Leurre
172.2	Entente ou arrangement pour perpétrer une infraction d'ordre sexuel à l'égard d'un enfant
173	Exhibitionnisme
180	Nuisance publique causant un préjudice
212(2), (2.1) et (4)	Prostitution d'une personne âgée de moins de 18 ans
215	Omission de fournir les choses nécessaires à l'existence
218	Abandon d'un enfant
220	Causer la mort par négligence criminelle
221	Causer des lésions corporelles par négligence criminelle
233	Infanticide
235	Meurtre
236	Homicide involontaire coupable
239	Tentative de meurtre
241	Conseiller ou encourager le suicide
244	Causer intentionnellement des lésions corporelles – arme à feu
244.1	Causer intentionnellement des lésions corporelles – fusil ou pistolet à vent
245	Administrer une substance délétère
246	Vaincre la résistance à la perpétration d'une infraction
247	Tendre des trappes susceptibles de causer la mort ou des lésions corporelles
248	Perturber des moyens de transport
249	Conduite dangereuse d'un véhicule à moteur, d'un bateau ou d'un aéronef
249.1(3)	Fuite causant des lésions corporelles ou la mort

<i>Criminal Code</i> section	<i>Offence</i>
249.4(3) and (4)	Street racing causing bodily harm or death
255(2) and (3)	Impaired driving causing bodily harm or death
255(2.1), (3.1)	Blood alcohol level over legal limit while driving causing bodily harm or death
255(2.2), (3.2)	Failure or refusal to provide sample after driving causing bodily harm or death
262	Impeding an attempt to save life
264	Criminal harassment
266	Assault
267	Assault with a weapon or causing bodily harm
268	Aggravated assault
269	Unlawfully causing bodily harm
269.1	Torture
270	Assaulting a peace officer
270.01	Assaulting a peace officer with weapon or causing bodily harm
270.02	Aggravated assault of peace officer
271	Sexual assault
272	Sexual assault with a weapon, threats to a third party or causing bodily harm
273	Aggravated sexual assault
279	Kidnapping
279(2)	Forcible confinement
279.01	Trafficking in persons
279.011	Trafficking of a person under the age of eighteen years
279.1	Hostage taking
280	Abduction of a person under 16
281	Abduction of a person under 14
343, 344	Robbery
346	Extortion
423	Intimidation

<i>Disposition du Code criminel</i>	<i>Infraction</i>
249.4(3) et (4)	Course de rue causant des lésions corporelles ou la mort
255(2) et (3)	Conduite avec facultés affaiblies causant des lésions corporelles ou la mort
255(2.1), (3.1)	Conduite causant des lésions corporelles ou la mort en cas d'alcoolémie supérieure à la limite permise
255(2.2), (3.2)	Omission ou refus de fournir un échantillon après avoir causé, en conduisant, des lésions corporelles ou la mort
262	Empêcher de sauver une vie
264	Harcèlement criminel
266	Voies de fait
267	Agression armée ou infliction de lésions corporelles
268	Voies de fait graves
269	Causer illégalement des lésions corporelles
269.1	Torture
270	Voies de fait contre un agent de la paix
270.01	Agression armée ou infliction de lésions corporelles à l'endroit d'un agent de la paix
270.02	Voies de fait graves contre un agent de la paix
271	Agression sexuelle
272	Agression sexuelle armée, menaces à une tierce personne ou infliction de lésions corporelles
273	Agression sexuelle grave
279	Enlèvement
279(2)	Séquestration
279.01	Traite des personnes
279.011	Traite de mineurs
279.1	Prise d'otage
280	Enlèvement d'une personne de moins de 16 ans
281	Enlèvement d'une personne de moins de 14 ans
343, 344	Vol qualifié
346	Extorsion
423	Intimidation

<i>Criminal Code</i> section	<i>Offence</i>
423.1	Intimidation of justice system participant or journalist
424	Threat to commit offence against internationally protected person
430(2)	Mischief causing actual danger to life
431	Attack on premises, residence or transport of internationally protected person
433(b)	Arson causing bodily harm
436	Arson by negligence

(3) Table 2 is amended by adding the following after the entry “237” under the heading “*Criminal Code* section” and the entry “Infanticide” under the column opposite:

“241 Counselling or aiding suicide”.

(4) Table 3 is amended:

(a) by adding the following after the entry “160(2) and (3)” under the heading “*Criminal Code* section” and the entry “Compelling or inciting bestiality” under the column opposite:

“163.1(2) Printing or publishing child pornography

“163.1(3) Importing or distributing child pornography”; and

(b) by adding the following after the entry “170” under the heading “*Criminal Code* section” and the entry “Parent or guardian procuring sexual activity” under the column opposite:

“171.1 Making sexually explicit material available to child

“172.1 Luring

“172.2 Agreement or arrangement to commit sexual offence against a child”.

Coming into force

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

<i>Disposition du Code criminel</i>	<i>Infraction</i>
423.1	Intimidation d'une personne associée au système judiciaire ou d'un journaliste
424	Menaces de commettre une infraction contre une personne jouissant d'une protection internationale
430(2)	Méfait causant un danger réel pour la vie des gens
431	Attaque contre les locaux officiels, le logement privé ou les moyens de transport d'une personne jouissant d'une protection internationale
433b)	Incendie criminel causant des lésions corporelles
436	Incendie criminel par négligence ».

(3) Le tableau 2 est modifié par adjonction de ce qui suit après la ligne contenant « 237 » dans la colonne intitulée « Disposition du *Code criminel* » et « Infanticide » dans l'autre colonne :

« 241 Conseiller ou encourager le suicide ».

(4) Le tableau 3 est modifié :

a) par adjonction de ce qui suit après la ligne contenant « 160(2) et (3) » dans la colonne intitulée « Disposition du *Code criminel* » et « Bestialité – Usage de la force ou incitation » dans l'autre colonne :

« 163.1(2) Imprimer ou publier de la pornographie juvénile

« 163.1(3) Importer ou distribuer de la pornographie juvénile »;

b) par adjonction de ce qui suit après la ligne contenant « 170 » dans la colonne intitulée « Disposition du *Code criminel* » et « Père, mère ou tuteur qui amène son enfant ou pupille à commettre des actes sexuels » dans l'autre colonne :

« 171.1 Rendre accessible à un enfant du matériel sexuellement explicite

« 172.1 Leurre

« 172.2 Entente ou arrangement pour perpétrer une infraction d'ordre sexuel à l'égard d'un enfant ».

Entrée en vigueur

3 Le présent règlement entre en vigueur le jour de son dépôt auprès du registraire des règlements.

SASKATCHEWAN REGULATIONS 50/2013*The Police Act, 1990*

Section 12

Order in Council 415/2013, dated June 25, 2013

and

Commission Order, dated April 29, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Municipal Police Clothing and Rank Amendment Regulations, 2013*.

R.R.S. c.P-15.01 Reg 1 amended

2 *The Municipal Police Clothing and Rank Regulations, 1991* are amended in the manner set forth in these regulations.

New section 30

3 Section 30 is repealed and the following substituted:

“Identification card

30(1) Subject to subsection (2), the board of a police service shall issue to each member after his or her appointment a wallet-sized identification card that is tamper resistant, which shall be signed by the chief of the police service.

(2) In the case of the chief, the identification card described in subsection (1) shall be signed by the chairperson or vice-chairperson of the board of the police service instead of the chief.

(3) An identification card issued pursuant to subsection (1) or (2) must contain the following information:

- (a) the name of the municipality that established the board;
- (b) the police service;
- (c) the name and rank of the member;
- (d) a photograph of the member;
- (e) the date of issuance of the identification card.

(4) The specific design of an identification card issued pursuant to this section must be approved by the commission.

(5) A new identification card is to be issued to each member on a change of rank of the member or every five years, whichever comes first”.

Appendix B repealed

4 Appendix B is repealed.

Coming into force

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

SASKATCHEWAN REGULATIONS 51/2013*The Police Act, 1990*

Section 12

Order in Council 416/2013, dated June 25, 2013

and

Commission Order, dated April 29, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Municipal Police Equipment Amendment Regulations, 2013*.

R.R.S. c.P-15.01 Reg 3 amended

2 *The Municipal Police Equipment Regulations, 1991* are amended in the manner set forth in these regulations.

New section 14

3 Section 14 is repealed and the following substituted:

“Marking of police vehicles

14(1) Unless otherwise authorized by the commission, a municipality for which a police service is established shall provide motor vehicles, for use in patrol duties by members in uniform, that:

- (a) have four doors;
- (b) have a base colour of the manufacturer’s ‘bright white’;
- (c) display a stripe, as described in subsection (2), extending the full length of the motor vehicle on both sides;
- (d) display a crest of the police service as designated by the municipality on both sides of the motor vehicle;
- (e) display, if applicable, a stylized phone symbol and the expression ‘9 1 1’ in a keypad logo as illustrated in Figure 3 of the Appendix, on both sides of the motor vehicle;
- (f) display the fleet number of the motor vehicle on both sides of the motor vehicle; and
- (g) display the name of a special motor vehicle designation on both sides of the motor vehicle.

(2) The stripe mentioned in clause (1)(c) must:

- (a) incorporate the word ‘POLICE’ in letters that are prominently displayed in light blue colour in a break in the stripe on both sides of the motor vehicle;
- (b) be reflective and composed of three bands of the following colours, or colours possessing similar characteristics, running the length of the stripe, from top to bottom:
 - (i) 3M light blue colour, code 580-76;
 - (ii) 3M white colour, code 580-10;
 - (iii) 3M red colour, code 580-72; and

- (c) incorporate a Canadian flag approximately 5.08 centimetres by 10.16 centimetres located at the trailing edge of the red band of the stripe on both sides of the motor vehicle.
- (3) The portion of a motor vehicle facing rearward must:
 - (a) display a stripe as described in clause (2)(b), extending the available width of the motor vehicle that incorporates the word 'POLICE' in letters that are prominently displayed in light blue colour in a break in the stripe, sized by the availability of the space and proportioned accordingly; or
 - (b) display a single blue band, extending the available width of the motor vehicle that incorporates the word 'POLICE' in letters that are prominently displayed in white colour.
- (4) Mottos, mission statements or other similar expressions may be displayed but must be located on the rear window of the motor vehicle, in a manner and place that allows the safe operation of the motor vehicle, or on both sides of the vehicle in a manner that is less prominently displayed than the word 'POLICE' mentioned in clause (3)(a).
- (5) The specific design of a motor vehicle and its markings must be approved by the commission".

Appendix amended

4 Figures 1 and 2 of the Appendix are repealed.

Coming into force

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

SASKATCHEWAN REGULATIONS 52/2013*The Ecological Reserves Act*

Section 4

Order in Council 417/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Representative Area Ecological Reserves Amendment Regulations, 2013*.

R.R.S. c.E-0.01 Reg 7, Appendix amended

2 The following Part is added after Part XXXIII of the Appendix to *The Representative Area Ecological Reserves Regulations*:

“PART XXXIV

Pink Lake Representative Area

“Activities for which a permit is not required

1(1) For the purposes of clause 5(1)(g) of the regulations, in the Pink Lake Representative Area a permit is not required for the following activities:

- (a) the use of snowmobiles and the use of all terrain vehicles, where those activities take place on trails that existed before the coming into force of this Part;
- (b) outfitting, where that activity is carried out under an outfitter’s licence issued or renewed pursuant to *The Outfitter and Guide Regulations, 2004* before the coming into force of this Part;
- (c) placement of bait, where that activity is carried out:
 - (i) in accordance with *The Wildlife Regulations, 1981*; and
 - (ii) in conjunction with the outfitting activity mentioned in clause (b);
- (d) wild rice harvesting, where that activity is carried out under a licence or permit issued or renewed pursuant to *The Wild Rice Regulations, 2005* before the coming into force of this Part;
- (e) commercial fishing, where that activity is carried out:
 - (i) in accordance with a commercial fishing licence issued pursuant to *The Fisheries Regulations*; and
 - (ii) on any of the following bodies of water:
 - (A) Davin Lake, located approximately at a point of latitude 56°50' longitude 103°40';
 - (B) Evelyn Lake, located approximately at a point of latitude 56°50' longitude 104°09';

(C) Harkett Lake, located approximately at a point of latitude 56°50' longitude 104°08';

(D) Jewell Lake, located approximately at a point of latitude 56°48' longitude 104°15';

(E) Lapointe Lake, located approximately at a point of latitude 55°13' longitude 102°05';

(F) Pink Lake, located approximately at a point of latitude 56°42' longitude 104°15';

(G) Tremblay Lake, located approximately at a point of latitude 56°28' longitude 104°42';

(H) Wathaman Lake, located approximately at a point of latitude 56°55' longitude 103°43';

(f) use of the land pursuant to a disposition issued pursuant to *The Crown Resource Land Regulations*, if that disposition was issued before the coming into force of this Part;

(g) any activity mentioned in clause (b), (d), (e) or (f), where that activity is carried out pursuant to a licence, permit or lease issued or renewed after the coming into force of this Part on the basis of a licence, permit or lease that existed before the coming into force of this Part;

(h) harvesting of non-timber forest products for personal use.

(2) The limitations set out in subsection 5(1) and clause 6(1)(c) of the regulations respecting the number of individuals conducting the activities mentioned in those provisions do not apply to the Pink Lake Representative Area.

“Activity for which a permit is required

2 For the purposes of clause 6(1)(d) of the regulations, in the Pink Lake Representative Area a permit is required for the following activities:

(a) use of the land respecting a resource use cabin in accordance with *The Crown Resource Land Regulations*, where that activity is authorized pursuant to a resource land disposition issued, or renewed, for that use;

(b) use of the land respecting an easement or an extension of an easement for a utility corridor pursuant to a licence or permit issued for that use.

“Description of Pink Lake Representative Area

3 The Pink Lake Representative Area consists of all those lands lying within the boundaries described as:

(a) commencing at a point of latitude 56°28'35" longitude 105°14'06";

(b) thence north-east approximately 43.7 kilometres to a point of latitude 56°48'53" longitude 104°52'24";

(c) thence north-east approximately 24.7 kilometres to a point of latitude 56°59'01" longitude 104°36'36";

- (d) thence east-north-east approximately 17.4 kilometres to a point of latitude $57^{\circ}03'23''$ longitude $104^{\circ}21'22''$;
- (e) thence east approximately 42.8 kilometres to a point of latitude $57^{\circ}03'04''$ longitude $103^{\circ}39'09''$;
- (f) thence south-south-east approximately 14.5 kilometres along a line that is parallel to and 1 kilometre west of the centre line of Provincial Highway No. 905 to a point of latitude $56^{\circ}55'43''$ longitude $103^{\circ}34'46''$;
- (g) thence south-west approximately 77.0 kilometres to a point of latitude $56^{\circ}28'29''$ longitude $104^{\circ}31'53''$;
- (h) thence west approximately 43.4 kilometres to the point of commencement”.

Coming into force

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

SASKATCHEWAN REGULATIONS 53/2013*The Municipalities Act*

Section 403

Order in Council 418/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Municipalities Amendment Regulations, 2013 (No. 5)*.

R.R.S. c.M-36.1 Reg 1, new section 45.01

2 **The following section is added after section 45 of *The Municipalities Regulations*:**

“Exemptions from taxation in rural municipalities

45.01 For the purposes of section 293 of the Act, ‘**assessment**’ and ‘**actual assessment**’ mean taxable assessment as determined in accordance with section 197 of the Act”.

Coming into force

3 These regulations come into force on the day on which they are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and from January 1, 2013.

SASKATCHEWAN REGULATIONS 54/2013

The Agri-Food Act, 2004

Section 43

Order in Council 420/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Agri-Food Amendment Regulations, 2013*.

R.R.S. c.A-15.21 Reg 1, section 4 repealed

2 **Section 4 of *The Agri-Food Regulations, 2004* is repealed.**

Coming into force

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

SASKATCHEWAN REGULATIONS 55/2013*The Farm Financial Stability Act*

Sections 61 and 84

Order in Council 421/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Bison Breeder Associations Loan Guarantee Amendment Regulations, 2013*.

R.R.S. c.F-8.001 Reg 31 amended

2 *The Bison Breeder Associations Loan Guarantee Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 **Clause 2(1)(b) is repealed and the following substituted:**

“(b) **‘breeder’** means:

- (i) a producer who is a member of a breeder association; and
- (ii) in the case of a producer that is a corporation, a producer whose majority of shareholders are residents of Saskatchewan”.

Section 6 amended

4 **Subsections 6(7) and (8) are repealed and the following substituted:**

“(7) Subject to subsection (9), for the purposes of subsections 46(1) and (2) of the Act, no breeder association shall borrow in excess of:

(a) \$100,000 with respect to any individual breeder and \$300,000 with respect to any breeder that is a corporation if that breeder:

- (i) has not previously had a loan guaranteed pursuant to the Act taken on that breeder’s behalf by the breeder association; and
- (ii) has been a member of the breeder association for less than one year;

(b) \$200,000 with respect to any individual breeder and \$600,000 with respect to any breeder that is a corporation if that breeder:

- (i) has been a member of the breeder association for at least one year but less than two years; and
- (ii) has produced or grown breeding stock during the period of membership;

(c) \$300,000 with respect to any individual breeder and \$900,000 with respect to any breeder that is a corporation if that breeder:

- (i) has been a member of the breeder association for at least two years but less than three years; and
- (ii) has produced or grown breeding stock during each year of membership;

(d) \$500,000 with respect to any individual breeder and \$1,500,000 with respect to any breeder that is a corporation if that breeder:

(i) has been a member of the breeder association for at least three years; and

(ii) has produced or grown breeding stock during each year of membership; and

(e) a total of \$6,000,000 with respect to all breeders.

“(8) Notwithstanding clauses (7)(a) to (d), but subject to subsection (9), for the purposes of subsections 46(1) and (2) of the Act, the provincial supervisor may approve up to \$500,000 for any individual breeder or up to \$1,500,000 for any breeder that is a corporation.

“(9) If a breeder belongs to both a bison breeder association and a bison feeder association, the maximum amount that the associations may borrow on behalf of:

(a) an individual breeder is \$500,000; and

(b) a breeder that is a corporation is \$1,500,000”.

Section 16 amended

5 Subsection 16(1) is amended by striking out “December 31 of the year” and substituting “March 31 of the year following the year”.

Section 17 amended

6 Subsection 17(3) is amended by striking out “December 31 of the year” and substituting “March 31 of the year following the year”.

Coming into force

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

SASKATCHEWAN REGULATIONS 56/2013*The Farm Financial Stability Act*

Sections 61 and 84

Order in Council 422/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Bison Feeder Associations Loan Guarantee Amendment Regulations, 2013*.

R.R.S. c.F-8.001 Reg 13 amended

2 *The Bison Feeder Associations Loan Guarantee Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3 **Clause 2(1)(d) is repealed and the following substituted:**

“(d) **‘feeder’** means:

- (i) a producer who is a member of a feeder association; and
- (ii) in the case of a producer that is a corporation, a producer whose majority of shareholders are residents of Saskatchewan”.

Section 6 amended

4 **Subsections 6(3) and (4) are repealed and the following substituted:**

“(3) Subject to subsection (5), for the purposes of subsections 46(1) and (2) of the Act, no feeder association shall borrow in excess of:

- (a) \$100,000 with respect to any individual feeder and \$300,000 with respect to any feeder that is a corporation if that feeder:
 - (i) has not previously had a loan guaranteed pursuant to the Act taken on that feeder’s behalf by the feeder association; and
 - (ii) has been a member of the feeder association for less than one year;
- (b) \$300,000 with respect to any individual feeder and \$900,000 with respect to any feeder that is a corporation if that feeder:
 - (i) has been a member of the feeder association for at least one year but less than two years; and
 - (ii) has grown or finished bison during the period of membership;
- (c) \$400,000 with respect to any individual feeder and \$1,200,000 with respect to any feeder that is a corporation if that feeder:
 - (i) has been a member of the feeder association for at least two years but less than three years; and
 - (ii) has grown or finished bison during each year of membership;

(d) \$500,000 with respect to any individual feeder and \$1,500,000 with respect to any feeder that is a corporation if that feeder:

(i) has been a member of the feeder association for at least three years; and

(ii) has grown or finished bison during each year of membership; and

(e) a total of \$6,000,000 with respect to all feeders.

“(4) Notwithstanding clauses (3)(a) to (d), but subject to subsection (5), for the purposes of subsections 46(1) and (2) of the Act, the provincial supervisor may approve up to \$500,000 for any individual feeder or up to \$1,500,000 for any feeder that is a corporation.

“(5) If a feeder belongs to both a bison feeder association and a bison breeder association, the maximum amount that the associations may borrow on behalf of:

(a) an individual feeder is \$500,000; and

(b) a feeder that is a corporation is \$1,500,000”.

Coming into force

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

SASKATCHEWAN REGULATIONS 57/2013*The Farm Financial Stability Act*

Sections 61 and 84

Order in Council 423/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Cattle Breeder Associations Loan Guarantee Amendment Regulations, 2013*.

R.R.S. c.F-8.001 Reg 5 amended

2 *The Cattle Breeder Associations Loan Guarantee Regulations, 1991* are amended in the manner set forth in these regulations.

Section 2 amended

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

“(b) **‘breeder’** means:

- (i) a producer who is a member of a breeder association; and
- (ii) in the case of a producer that is a corporation, a producer whose majority of shareholders are residents of Saskatchewan”.

Section 5 amended

4 Subsections 5(3) to (5) are repealed and the following substituted:

“(3) The loan on which a guarantee is provided shall be used by the association only for the purchase of breeding stock to be produced or grown by its members:

- (a) on member farms;
- (b) with custom feeders; or
- (c) at any location authorized in writing by the provincial supervisor.

“(4) Subject to subsection (6), for the purposes of subsections 46(1) and (2) of the Act, no breeder association shall borrow in excess of:

- (a) \$100,000 with respect to any individual breeder and \$300,000 with respect to any breeder that is a corporation if that breeder:
 - (i) has not previously had a loan guaranteed pursuant to the Act taken on that breeder’s behalf by the breeder association; and
 - (ii) has been a member of the breeder association for less than one year;

(b) \$200,000 with respect to any individual breeder and \$600,000 with respect to any breeder that is a corporation if that breeder:

(i) has been a member of the breeder association for at least one year but less than two years; and

(ii) has produced or grown breeding stock during the period of membership;

(c) \$300,000 with respect to any individual breeder and \$900,000 with respect to any breeder that is a corporation if that breeder:

(i) has been a member of the breeder association for at least two years but less than three years; and

(ii) has produced or grown breeding stock during each year of membership;

(d) \$500,000 with respect to any individual breeder and \$1,500,000 with respect to any breeder that is a corporation if that breeder:

(i) has been a member of the breeder association for at least three years; and

(ii) has produced or grown breeding stock during each year of membership; and

(e) a total of \$6,000,000 with respect to all breeders.

“(5) Notwithstanding clauses (4)(a) to (d), but subject to subsection (6), for the purposes of subsections 46(1) and (2) of the Act, the provincial supervisor may approve up to \$500,000 for any individual breeder or up to \$1,500,000 for any breeder that is a corporation.

“(6) If a breeder belongs to both a cattle breeder association and a cattle feeder association, the maximum amount that the associations may borrow on behalf of:

(a) an individual breeder is \$500,000; and

(b) a breeder that is a corporation is \$1,500,000”.

Section 12 amended

5 Clause 12(4)(a) is repealed and the following substituted:

“(a) before the time mentioned in subsection (3), the breeder association has:

(i) prepaid the annual payment on the loan respecting the breeding stock in accordance with section 7; or

(ii) received authorization in writing from the provincial supervisor to tag the offspring with radio frequency identification (RFID) tags”.

Coming into force

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

SASKATCHEWAN REGULATIONS 58/2013

The Farm Financial Stability Act

Sections 61 and 84

Order in Council 424/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Cattle Feeder Associations Loan Guarantee Amendment Regulations, 2013*.

R.R.S. c.F-8.001 Reg 1 amended

2 *The Cattle Feeder Associations Loan Guarantee Regulations, 1989* are amended in the manner set forth in these regulations.

Section 2 amended

3 **Clause 2(1)(d) is repealed and the following substituted:**

“(d) **‘feeder’** means:

- (i) a producer who is a member of a feeder association; and
- (ii) in the case of a producer that is a corporation, a producer whose majority of shareholders are residents of Saskatchewan”.

Section 4 amended

4(1) Subsection 4(3) 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) at any location authorized in writing by the provincial supervisor”.

(2) Subsections 4(4) and (5) are repealed and the following substituted:

“(4) Subject to subsection (6), for the purposes of subsections 4(1) and (2) of the Act, no feeder association shall borrow in excess of:

- (a) \$100,000 with respect to any individual feeder and \$300,000 with respect to any feeder that is a corporation if that feeder:
 - (i) has not previously had a loan guaranteed pursuant to the Act taken on that feeder’s behalf by the feeder association; and
 - (ii) has been a member of the feeder association for less than one year;
- (b) \$300,000 with respect to any individual feeder and \$900,000 with respect to any feeder that is a corporation if that feeder:
 - (i) has been a member of the feeder association for at least one year but less than two years; and
 - (ii) has grown or finished cattle during the period of membership;

- (c) \$400,000 with respect to any individual feeder and \$1,200,000 with respect to any feeder that is a corporation if that feeder:
 - (i) has been a member of the feeder association for at least two years but less than three years; and
 - (ii) has grown or finished cattle during each year of membership;
- (d) \$500,000 with respect to any individual feeder and \$1,500,000 with respect to any feeder that is a corporation if that feeder:
 - (i) has been a member of the feeder association for at least three years; and
 - (ii) has grown or finished cattle during each year of membership; and
- (e) a total of \$6,000,000 with respect to all feeders.

“(5) Notwithstanding clauses (4)(a) to (d), but subject to subsection (6), for the purposes of subsections 46(1) and (2) of the Act, the provincial supervisor may approve up to \$500,000 for any individual feeder or up to \$1,500,000 for any feeder that is a corporation.

“(6) If a feeder belongs to both a cattle feeder association and a cattle breeder association, the maximum amount that the associations may borrow on behalf of:

- (a) an individual feeder is \$500,000; and
- (b) a feeder that is a corporation is \$1,500,000”.

Coming into force

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

SASKATCHEWAN REGULATIONS 60/2013*The Diseases of Animals Act*

Section 5

Order in Council 426/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Diseases of Domestic Game Farm Animals Amendment Regulations, 2013*.

R.R.S. c.D-30 Reg 1, section 9 repealed

2 **Section 9 of *The Diseases of Domestic Game Farm Animals Regulations* is repealed.**

Coming into force

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

SASKATCHEWAN REGULATIONS 61/2013*The Parks Act*

Section 27

Order in Council 428/2013, dated June 25, 2013

(Filed June 26, 2013)

Title**1** These regulations may be cited as *The Parks Amendment Regulations, 2013*.**R.R.S. 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 Subsection 2(1) is amended:****(a) by repealing subclause (e)(vi) and substituting the following:**

“(vi) a camper van”; and

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

“(v) ‘wildlife attractant’ means any items that may attract wildlife and includes:

(i) coolers;

(ii) food;

(iii) garbage or wrappings;

(iv) dishes or pots;

(v) pet food or bowls;

(vi) bottles or cans;

(vii) any item associated with food preparation or dish washing;

(viii) containers of any items listed in subclauses (i) to (vii)”.

Section 6 amended**4 Subsection 6(3) is amended by striking out “on the permit” and substituting “with the permit”.****Section 9.1 amended****5 The following subsection is added after subsection 9.1(1):**

“(1.1) Subsection (1) does not apply to the use of firewood at a designated picnic area where the minister has supplied the firewood”.

Section 13 amended**6 Clause 13(1)(b) is repealed and the following substituted:**

“(b) include in the camping permit or provide in any other manner as determined by the minister any terms and conditions associated with the camping permit that the minister considers appropriate”.

Section 14 amended**7 Subsection 14(2) is repealed and the following substituted:**

“(2) The holder of a camping permit and all persons occupying the campsite pursuant to the permit shall:

- (a) maintain the campsite in a clean state; and
- (b) remove and store or dispose of all wildlife attractants in a manner satisfactory to the minister or an enforcement officer when the wildlife attractants are not in use or when the campsite is unattended”.

Section 17 amended**8(1) Subsection 17(1) is repealed and the following substituted:**

“(1) In this section, ‘**all terrain vehicle**’ means an all terrain vehicle as defined in *The All Terrain Vehicles Act* and includes:

- (a) an amphibious vehicle;
- (b) a ground-effect or air-cushioned vehicle;
- (c) a vehicle with four-wheel drive; and
- (d) a motorcycle”.

(2) Subsection 17(3) is repealed and the following substituted:

“(3) No person shall operate an all terrain vehicle on park land except:

- (a) in those areas that are:
 - (i) set aside by the minister for that purpose; and
 - (ii) designated by traffic signs or devices mentioned in section 16; and
- (b) in compliance with *The All Terrain Vehicles Act* and *The Wildlife Act, 1998*”.

New sections 17.1 and 17.2**9 The following sections are added after section 17:****“Motorized snow vehicles**

17.1 No person shall operate a snowmobile as defined in *The Snowmobile Act* on park land except:

- (a) in those areas that are set aside by the minister for that purpose; and
- (b) in compliance with *The Snowmobile Act*.

“Exemption for personnel in performance of duties

17.2 Sections 17 and 17.1 do not apply to the operation of all terrain vehicles or snowmobiles by park employees, enforcement officers or emergency measures personnel in the performance of their duties”.

New section 35.1**10 The following section is added after section 35:****“Wildlife attractant**

35.1(1) If an enforcement officer is satisfied that a wildlife attractant creates or could create a danger to humans or wildlife, an enforcement officer may:

- (a) remove or cause to be removed from any park land or any premises on park land, other than a private dwelling, the wildlife attractant; or
- (b) order the person who owns or possesses the wildlife attractant to remove the wildlife attractant within the time and in the manner directed by the enforcement officer.

(2) If an enforcement officer removes a wildlife attractant pursuant to subsection (1), the enforcement officer or the minister shall:

- (a) store the wildlife attractant in a reasonable manner and release the wildlife attractant to the owner if the owner presents information satisfactory to the enforcement officer or to the minister that the person is the owner of the wildlife attractant; or
- (b) if it is not reasonable to store the wildlife attractant, dispose of the wildlife attractant in any manner the enforcement officer or the minister considers appropriate.

(3) The Crown, the minister, any enforcement officer or any employee of the Crown is not liable for any deterioration, diminution or other devaluation of wildlife attractants removed pursuant to subsection (1) or stored pursuant to subsection (2).

(4) No person shall fail to comply with an order of an enforcement officer pursuant to subsection (1).

(5) Nothing in this section restricts a person from placing bait in accordance with *The Wildlife Act, 1998* or *The Wildlife Regulations, 1981*”.

New section 41**11 Section 41 is repealed and the following substituted:****“No development without disposition**

41(1) Without a disposition, no person shall:

- (a) occupy park land;
- (b) undertake research on park land;
- (c) alter park land;
- (d) use or exploit any resource in, on or under park land; or
- (e) develop park land.

(2) Without limiting the generality of subsection (1), without a disposition or the written consent of the minister, no person shall:

- (a) graze or keep any livestock or allow any livestock to roam at large on park land;
- (b) undertake haying or cultivation on park land;

- (c) harvest timber on or remove timber from park land;
- (d) harvest wild rice on or remove wild rice from park land;
- (e) undertake commercial outfitting on park land;
- (f) explore for minerals or oil or gas in, on or under park land;
- (g) remove plant material, soil, rock or gravel from park land;
- (h) engage in research relating to resources in, on or under park land;
- (i) extract a mineral or oil or gas from park land;
- (j) construct or occupy a temporary or permanent dwelling on park land; or
- (k) construct, occupy or operate any private or commercial facility or service on park land”.

Section 42 amended

12 Subsection 42(5) is repealed and the following substituted:

“(5) If a disposition is issued for harvesting timber or wild rice, compliance with *The Forest Resources Management Act* and the regulations made pursuant to that Act is deemed to be a term and condition of the disposition”.

New section 43.1

13 Section 43.1 is repealed and the following substituted:

“Applications to assign or renew recreational leases

43.1 A holder of a recreational lease who intends to assign or renew his or her recreational lease shall:

- (a) apply to the minister on a form supplied by the minister for approval to assign or renew the recreational lease; and
- (b) provide the minister with:
 - (i) a real property report respecting the land that is the subject of the recreational lease, unless the minister determines that it is not necessary to do so; and
 - (ii) in the case of an assignment, the price agreed on between the holder and the person to whom the recreational lease is to be assigned, including the price to be paid for the sale by the holder of any buildings or structures on the land that is the subject of the recreational lease”.

Section 53 amended

14 Subsection 53(2) is amended in the portion preceding clause (a) by adding “or hinder park employees in the performance of their duties” after “disturbance to others”.

Section 57 amended**15(1) Subsection 57(1) is amended:**

(a) in the portion preceding clause (a) by adding “and *The Fisheries Act (Saskatchewan), 1994*” after “*The Wildlife Act, 1998*”; and

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

“(n) a spear gun”.

(2) Subsection 57(2) is amended in the portion preceding clause (a) by striking out “*The Wildlife Act*” and substituting “*The Wildlife Act, 1998* or *The Fisheries Act (Saskatchewan), 1994*”.

New section 59.1**16 The following section is added after section 59:****“Eviction from park**

59.1 Enforcement officers may evict individuals who are in non-compliance with the following provisions of these regulations and who fail to comply when requested to do so by an enforcement officer:

- (a) section 4;
- (b) section 8;
- (c) clause 9.1(3)(b);
- (d) section 10;
- (e) section 12;
- (f) section 15;
- (g) section 24;
- (h) section 36;
- (i) section 37;
- (j) section 53;
- (k) section 54”.

New section 60**17 Section 60 is repealed and the following substituted:****“Facilities, etc., to be kept clean**

60 Every person using facilities provided by the minister or an area of park land shall:

- (a) keep the facilities or area in a clean and satisfactory state; and
- (b) remove or dispose of all wildlife attractants in a manner satisfactory to the minister or an enforcement officer”.

Section 62 amended**18 The following subsection is added after subsection 62(2):**

“(3) A holder of a recreational lease may store or use one camping unit on the land that is the subject of the recreational lease on the terms and conditions imposed by the minister”.

Coming into force

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

SASKATCHEWAN REGULATIONS 62/2013*The Education Act, 1995*

Section 370

Order in Council 429/2013, dated June 25, 2013

(Filed June 26, 2013)

Title

1 These regulations may be cited as *The Education Amendment Regulations, 2013*.

R.R.S. c.E-0.1 Reg 1 amended

2 *The Education Regulations, 1986* are amended in the manner set forth in these regulations.

Section 76.1 amended

3(1) Subsection 76.1(3) is repealed and the following substituted:

“(3) ‘**Commercial and industrial property class**’ means:

- (a) land and improvements used or intended to be used:
 - (i) for business purposes, including land and improvements for office, wholesale, retail, service, hotel, motel, industrial and manufacturing activities, transportation, communications and utilities; or
 - (ii) for institutional, government, recreational or cultural purposes;
- (b) Elevators, which includes only:
 - (i) land and improvements designed and used for receiving, processing and shipping grains, oilseeds and special forages, and licensed by the Canadian Grain Commission; and
 - (ii) land and improvements used in conjunction with the land and improvements described in subclause (i);
- (c) Railway Rights of Way, which includes only railway roadway and railway superstructure; or
- (d) land and improvements not specifically included in another property class.

“(3.1) ‘**Resource property class**’ means:

- (a) land and improvements designed, built, being built, used or intended to be used for the extraction of a mineral resource, including land and improvements associated with petroleum oil wells and gas wells, batteries, satellites, gas plants and compressor stations, whether or not the property is in operation; or
- (b) a pipeline and other land and improvements used in conjunction with a pipeline”.

(2) Subsection 76.1(5) is repealed and the following substituted:

“(5) For the purposes of this section and sections 76.11 and 76.12:

(a) the terms ‘**assessor**’, ‘**building**’, ‘**business**’, ‘**improvement**’, ‘**land**’, ‘**pipeline**’, ‘**property**’, ‘**occupant**’, ‘**railway roadway**’ and ‘**railway superstructure**’ have the meanings ascribed to them pursuant to *The Cities Act*, *The Municipalities Act* or *The Northern Municipalities Act, 2010*, as the case requires;

(b) ‘**mineral**’ means any non-viable substance formed by the processes of nature, irrespective of chemical or physical state and both before and after extraction, but does not include any surface or ground water, agricultural soil or sand or gravel; and

(c) ‘**mineral resource**’ means any mineral deposit that may be found on, in or under any lands in Saskatchewan, including without limitation any reservoir of oil, gas, or oil and gas and any ore body containing any mineral”.

New sections 76.11 and 76.12

4 The following sections are added after section 76.1:

“Multiple-use property

76.11(1) If one use of any property is clearly distinct from the property’s predominant use and is not integrated with or directly related to the property’s predominant use, the assessor may:

(a) determine that portions of the property that include more than one use, or portions of the property’s assessment, belong to different classes established pursuant to these regulations; and

(b) apportion the assessed value of the property among those classes.

(2) Pursuant to section 175 of *The Cities Act*, section 205 of *The Municipalities Act* or section 226 of *The Northern Municipalities Act, 2010*, as the case requires, if the assessor determines that portions of any property, or portions of the property’s assessment, belong to different classes established pursuant to these regulations, the property may be entered more than once in the assessment roll for the purpose of indicating the assessed value of each portion of the property within a class.

“Date of classification

76.12(1) Subject to subsections (2) and (3), in each year as of January 1, properties, and the assessments of properties, are to be classified as belonging to the classes established pursuant to these regulations.

(2) A new improvement or a newly subdivided parcel is to be classified as of the date that it is added to the assessment roll.

(3) If there is a change in the use of a property, the property is to be classified as of the date that the change is made to the assessment roll”.

Coming into force

5 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 January 1, 2013.