

The Water Security Agency Regulations

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[Chapter W-8.1 Reg 1](#) (effective August 21, 2015) as amended by Saskatchewan Regulations [33/2016](#), [7/2019](#) and [14/2020](#) and [123/2023](#).

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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CHAPTER W-8.1 REG 1
The Water Security Agency Act

PART I
Preliminary Matters

Title

1 These regulations may be cited as *The Water Security Agency Regulations*.

Interpretation

2(1) In these regulations:

“**Act**” means *The Water Security Agency Act*;

“**business day**” means a day other than a Saturday, Sunday or holiday;

“**development**” means any of the following:

- (a) subdivision of land;
- (b) construction or location of a permanent structure;
- (c) industrial activity, mining or quarrying;

“**drainage approval**” means an approval for a drainage works issued pursuant to Part III;

“**hazard**” includes flooding, periodic water action, bank slides, erosion, slumping or sliding;

“**mg/L**” means milligrams per litre;

“**permit**” means a valid permit issued pursuant to Part II;

“**permittee**” means a person who holds a permit;

“**qualified person**” means:

- (a) a person who is licensed to practise professional engineering or professional geoscience pursuant to *The Engineering and Geoscience Professions Act*;
- (b) a person who is a practising member as defined in *The Agrologists Act, 1994*;
- (c) a person who is an applied science technologist pursuant to *The Saskatchewan Applied Science Technologists and Technicians Act*;
- (d) an individual who has successfully completed a training course approved by the corporation; or
- (e) an individual who the corporation is satisfied has a suitable combination of education and experience for the purposes of preparing a report required by clause 12(2)(b) or 12(4)(d);

“**Table**” means a Table set out in Part I of the Appendix;

“**TDS**” means a measure of total dissolved solids in water expressed in mg/L.

(2) For the purposes of the Act and in these regulations, “**drainage works**” means any action taken or contrivance used or intended for the removal of any water from land, and includes:

- (a) deepening, straightening, widening and diversion of the course of a stream, creek or other watercourse;
- (b) constructing or using dykes, drains, ditches, canals, pipes or tiles for carrying or conducting water;
- (c) pumping to remove water;
- (d) infilling or draining wetlands;
- (e) consolidating sloughs or wetlands or both unless:
 - (i) the consolidated sloughs or wetlands are located entirely within one surface parcel as defined in *The Land Titles Act, 2000*; and
 - (ii) the water consolidated on that surface parcel does not drain from that parcel;

but does not include:

- (f) dams, weirs, or other works intended to lessen or remove water from downstream lands or to store water on upstream lands;
- (g) diversion of the course of a stream, creek or other watercourse for purposes other than the removal of water from land;
- (h) culverts, bridges, low-level crossings and other similar works constructed or used to pass the natural flow of water that has been interrupted by public or private lanes, approach roads, roads, streets, public highways, railroads and other public utilities, if the purpose of the works is to:
 - (i) maintain or accommodate the flow of surface water; and
 - (ii) ensure water is not diverted from the outlet through which the water would normally drain if it were not for the existence of the public or private lanes, approach roads, roads, streets, public highways, railroads and other public utilities;
- (i) channel and watercourse clearing that is limited to removal of beaver dams, debris, trees and shrubs from channels and watercourses if water is not diverted from the outlet through which the water would normally drain;
- (j) removal of silt and blow dirt from channels and watercourses if:
 - (i) water is not diverted from the outlet through which the water would normally drain; and
 - (ii) the volume of water released will not be so significant as to result in damage to downstream lands;

- (k) controlling soil erosion and restoring conditions when soil is suddenly displaced by erosion, but only if no point of land is filled to an elevation higher than its elevation before the erosion;
- (l) storm water collection systems or land levelling and landscaping for the development of building sites if:
 - (i) those systems or sites are located:
 - (A) wholly within the boundaries of a city as that term is defined in *The Cities Act*;
 - (B) wholly within the boundaries of a town, village, resort village, hamlet or organized hamlet as those terms are defined in *The Municipalities Act*; or
 - (C) wholly within the boundaries of a site for residential, commercial, industrial, institutional or mixed-use development where the boundaries have been determined in accordance with *The Planning and Development Act, 2007* and the regulations made pursuant to that Act
 - (ii) no water is diverted from the outlet through which the water would normally drain;
- (m) waterworks and sewage works that are required to be approved pursuant to *The Environmental Management and Protection Act, 2010* or the regulations made pursuant to that Act; or
- (n) pollutant control facilities that:
 - (i) but for this clause, would otherwise be drainage works; and
 - (ii) are required to be approved pursuant to *The Mineral Industry Environmental Protection Regulations, 1996*.

11 Sep 2015 cW-8.1 Reg 1 s2; 4 Mar 2016 SR
33/2016 s3; 15 Dec 2023 SR 123/2023 s3.

Reservoir development areas

3 For the purposes of clause 44(1)(a) of the Act, the reservoir development areas consist of the areas of land as shown in the maps that appear in Part II of the Appendix.

11 Sep 2015 cW-8.1 Reg 1 s3.

PART II
Reservoir Development Areas

Permit required

4(1) Subject to subsection (2), no person shall undertake any development within a reservoir development area without a permit.

(2) A permit is not required for:

- (a) the construction of a highway by the Government of Saskatchewan;
- (b) the construction of a grid road or a municipal road by a municipality;
- (c) the construction of facilities to provide electricity, gas, water, sewer, telephone or any other service on a site with respect to which a permit either has been issued or is not required pursuant to these regulations;
- (d) archaeological exploration;
- (e) the construction of a historical marker or monument;
- (f) the construction of works or drainage works by the corporation;
- (g) any development undertaken by the ministry over which the minister responsible for the administration of *The Parks Act* presides;
- (h) the construction or location of a permanent structure within a development for which a permit has previously been issued, if the structure is consistent with the development as originally permitted;
- (i) any development wholly within the boundaries of a town, village, resort village, restructured municipality, hamlet or organized hamlet, as those terms are defined in *The Municipalities Act*, as those boundaries existed at June 1, 2014 and with respect to which the town, village, resort village, restructured municipality, town or the rural municipality or municipal district within which the hamlet or organized hamlet is located has adopted zoning or building bylaws:
 - (i) that are consistent with the Statements of Provincial Interest set out in *The Statements of Provincial Interest Regulations*; or
 - (ii) that are approved by the corporation.

11 Sep 2015 cW-8.1 Reg 1 s4.

Application for permit

5 Every applicant for a permit shall submit to the corporation:

- (a) an application in a form acceptable to the corporation;
- (b) information required by the corporation respecting the proposed development, including any applicable plans, assessments and evaluations;
- (c) evidence of approval in principle from the relevant approving authority confirming conformance with established local land use requirements, zoning requirements and bylaws;
- (d) evidence satisfactory to the corporation that the applicant has the right to use and occupy the land that is the subject of the proposed development; and
- (e) any other information that the corporation may reasonably require.

11 Sep 2015 cW-8.1 Reg 1 s5.

Review of application

- 6** On receipt of an application pursuant to section 5, the corporation shall consider:
- (a) the current and predicted future impact of the proposed development on the safe and efficient operation of the reservoir and the impact on the quality of water in the reservoir;
 - (b) the compatibility of the proposed development with any hazards in the reservoir development area;
 - (c) whether the proposed development is likely to result in damage to persons or property within or outside of the reservoir development area;
 - (d) the current and predicted future impact of the proposed development on the safety of the reservoir development area for recreation, public access or other public purposes; and
 - (e) whether the proposed development may result in increased expenditures by the Government of Saskatchewan associated with damage caused by hazards in the reservoir development area.

11 Sep 2015 cW-8.1 Reg 1 s6.

Issuance of permit

- 7** After considering the factors listed in section 6, the corporation may:
- (a) issue a permit to the applicant if the corporation is satisfied that:
 - (i) the applicant has complied with the Act and these regulations; and
 - (ii) it is appropriate and in the public interest to do so; or
 - (b) refuse to issue a permit if the corporation is satisfied that:
 - (i) the applicant has not complied with the Act or these regulations;
 - (ii) the applicant has provided incomplete, false, misleading or inaccurate information in support of the application; or
 - (iii) having regard to the factors listed in section 6, issuing the permit is not appropriate or in the public interest.

11 Sep 2015 cW-8.1 Reg 1 s7.

Terms and conditions of permit

- 8(1)** At the time of issuing the permit pursuant to section 7, the corporation may include as a provision of a permit any terms and conditions that the corporation considers appropriate.
- (2)** Subject to section 10, it is an implied term of every permit that, in the circumstances described in subsection (3), the corporation may amend, suspend or cancel the permit.
- (3)** The corporation may act pursuant to subsection (2) if the corporation determines, having regard to the factors listed in section 6, that it is appropriate and in the public interest to do so because the effects of the development deviate significantly from the effects predicted in the studies on which the issue of the permit, or any amendment to the permit, were based.

(4) No permittee shall fail to comply with any terms and conditions of his or her permit.

11 Sep 2015 eW-8.1 Reg 1 s8.

Amendment, suspension or cancellation of permit

9(1) Subject to section 10, at any time during the term of a permit, the corporation may amend, suspend or cancel the permit if:

- (a) in the opinion of the corporation, it is in the public interest to do so;
- (b) the permittee consents;
- (c) the permittee has provided the corporation with false, misleading or inaccurate information in any application or other document or has failed to provide any information the corporation may require; or
- (d) the permittee has contravened any provision of the Act or these regulations.

(2) If the corporation amends, suspends or cancels a permit pursuant to subsection (1), the corporation shall notify the permittee as soon as possible that the permit has been amended, suspended or cancelled.

11 Sep 2015 eW-8.1 Reg 1 s9.

Opportunity to make representations

10(1) Before the corporation takes any action pursuant to subsection 8(2) or section 9, the corporation shall provide the person affected with:

- (a) written notice of the corporation's intended action and the reasons for that intended action; and
- (b) an opportunity to make written representations to the corporation, within a period set by the corporation, as to why the intended action should not be taken.

(2) The corporation is not required to give an oral hearing to any person to whom a notice has been provided pursuant to subsection (1).

(3) After considering the representations mentioned in subsection (1), the corporation shall issue a written decision and shall serve a copy of the decision on the person affected.

(4) Notwithstanding subsection (1), if the corporation considers that it is necessary to protect the public interest, the corporation may immediately amend, suspend or cancel a permit without giving the permittee affected an opportunity to make representations, but shall give the permittee an opportunity to make representations within 20 business days after the date on which the corporation takes any of those actions.

(5) If the corporation amends, suspends or cancels a permit pursuant to subsection (4), the corporation shall notify the permittee as soon as possible that the permit has been amended, suspended or cancelled.

11 Sep 2015 eW-8.1 Reg 1 s10.

PART III
Drainage Works

Drainage approval required for drainage works

- 11(1) Subject to subsection (2), without a drainage approval, no person shall:
- (a) commence the construction, extension or alteration of a drainage works or operate the drainage works as constructed, extended or altered; or
 - (b) operate a drainage works in existence at the date on which this section comes into effect.
- (2) A drainage approval is not required for the following:
- (a) a drainage works constructed pursuant to *The Emergency Planning Act* in case of disaster or emergency, on the condition that:
 - (i) the drainage works are rendered inoperable immediately after the disaster or emergency ceases to exist; and
 - (ii) within one year after the disaster or emergency ceases to exist, the drainage works either:
 - (A) have a drainage approval issued for them; or
 - (B) are permanently decommissioned to the satisfaction of the corporation;
 - (b) permanent or temporary drainage works that are dykes or berms around individual rural residential or farm sites, on the condition that the drainage works do not redirect water from the outlet through which the water would normally drain.

11 Sep 2015 cW-8.1 Reg 1 s11.

Application for drainage approval

- 12(1) Every applicant for a drainage approval to do any of the things mentioned in clause 11(1)(a) shall comply with section 60 of the Act.
- (2) For the purposes of clause 60(1)(c) of the Act, every applicant for a drainage approval to do any of the things mentioned in clause 11(1)(a) shall file with the corporation:
- (a) information required by the corporation respecting the drainage works that are the subject of the application, including any applicable plans, assessments and evaluations; and
 - (b) if required by the corporation, a report respecting the drainage works that are the subject of the application by a qualified person whom the corporation is satisfied is competent to prepare the report.
- (3) For the purposes of clause 60(1)(d) of the Act, the prescribed fee is the fee as set out in Table 1.

- (4) Every applicant for a drainage approval to operate an existing drainage works shall file with the corporation:
- (a) an application acceptable to the corporation;
 - (b) permission in writing from the appropriate municipal or other authority required by the corporation for the operation of the drainage works mentioned in the application into, on, along, across or under any road allowance or any public highway, road, street, land, square or other public place that may be affected by the works;
 - (c) the fee as set out in Table 1;
 - (d) if requested by the corporation, a report on the operation of the existing drainage works prepared by:
 - (i) the applicant; or
 - (ii) a qualified person whom the corporation is satisfied is competent to prepare the report;
 - (e) if requested by the corporation in the circumstances mentioned in subsection 60(2) of the Act, a written agreement between the parties prepared in accordance with subsection 60(3) of the Act;
 - (f) proof of land control satisfactory to the corporation;
 - (g) any plans, assessments or evaluations applicable to or related to the existing drainage works that are requested by the corporation; and
 - (h) any other information or material that the corporation may request.
- (5) Subsection 60(4) of the Act applies, with any necessary modification, to drainage approvals for existing drainage works.

11 Sep 2015 eW-8.1 Reg 1 s12.

Review of application

13(1) In this section:

“**drainage works**” means the drainage works that are the subject of an application pursuant to section 12;

“**impact**” means the impact as estimated by the corporation based on a reasonable assessment by it.

- (2) On receipt of an application pursuant to section 12, the corporation shall consider:
- (a) the current and future impact, including predicted future cumulative impact, of the drainage works on:
 - (i) the property of others;
 - (ii) hydrology or water quality;
 - (iii) fish or wildlife habitat; and
 - (iv) any other factor the corporation considers relevant;

- (b) whether the impacts mentioned in clause (a) can be mitigated by the applicant so that any residual impacts will not compromise any local or provincial objectives related to hydrology, water quality, habitat or any other factor that the corporation considers relevant; and
- (c) any other matter that the corporation considers reasonably relevant.

11 Sep 2015 eW-8.1 Reg 1 s13.

Issuance of drainage approval

14 After considering the factors listed in section 13, the corporation may:

- (a) issue a drainage approval to the applicant if the corporation is satisfied that:
 - (i) the applicant has complied with the Act and these regulations; and
 - (ii) it is appropriate and in the public interest to do so; or
- (b) refuse to issue a drainage approval if the corporation is satisfied that:
 - (i) the applicant has not complied with the Act or these regulations;
 - (ii) the applicant has provided incomplete, false, misleading or inaccurate information in support of the application; or
 - (iii) having regard to the factors listed in section 13, issuing the drainage approval is not appropriate or in the public interest.

11 Sep 2015 eW-8.1 Reg 1 s14.

Term of drainage approval and terms and conditions

15(1) The term of a drainage approval:

- (a) commences on the date on which it is issued; and
 - (b) unless sooner suspended or cancelled, ends on the date stated in the drainage approval.
- (2) At the time of issuing the drainage approval pursuant to section 14, the corporation may include as a provision of a drainage approval any terms and conditions that the corporation considers appropriate, including a requirement for measures to reduce the impacts mentioned in section 13 that the corporation considers necessary.
- (3) Subject to section 17, it is an implied term of every drainage approval that, in the circumstances described in subsection (4), the corporation may amend, suspend or cancel the drainage approval.
- (4) The corporation may act pursuant to subsection (3) if the corporation determines, having regard to the factors listed in section 13, that it is appropriate and in the public interest to do so.
- (5) No holder of a drainage approval shall fail to comply with any term or condition of his or her drainage approval.

11 Sep 2015 eW-8.1 Reg 1 s15; 4 Mar 2016 SR
33/2016 s4.

Amendment, suspension or cancellation of drainage approval

16(1) Subject to section 17, at any time during the term of a drainage approval, the corporation may amend, suspend or cancel the drainage approval if:

- (a) in the opinion of the corporation, it is in the public interest to do so;
- (b) the holder of the drainage approval consents;
- (c) the holder of the drainage approval has provided the corporation with false, misleading or inaccurate information in any application or other document or has failed to provide any information the corporation may require; or
- (d) the holder of the drainage approval has contravened any provision of the Act or these regulations.

(2) If the corporation amends, suspends or cancels a permit pursuant to subsection (1), the corporation shall notify the holder as soon as possible that the drainage approval has been amended, suspended or cancelled.

11 Sep 2015 cW-8.1 Reg 1 s16.

Opportunity to make representations

17(1) Before the corporation takes any action pursuant to subsection 15(3) or section 16, the corporation shall provide the person affected with:

- (a) written notice of the corporation's intended action and the reasons for that intended action; and
- (b) an opportunity to make written representations to the corporation, within a period set by the corporation, as to why the intended action should not be taken.

(2) The corporation is not required to give an oral hearing to any person to whom a notice has been provided pursuant to subsection (1).

(3) After considering the representations mentioned in subsection (1), the corporation shall issue a written decision and shall serve a copy of the decision on the person affected.

(4) Notwithstanding subsection (1), if the corporation considers that it is necessary to protect the public interest, the corporation may immediately amend, suspend or cancel a drainage approval without giving the holder of the drainage approval an opportunity to make representations, but shall give the holder an opportunity to make representations within 20 business days after the date on which the corporation takes any of those actions.

(5) If the corporation amends, suspends or cancels a drainage approval pursuant to subsection (4), the corporation shall notify the holder of the drainage approval as soon as possible that the drainage approval has been amended, suspended or cancelled.

11 Sep 2015 cW-8.1 Reg 1 s17.

PART IV
Fees and Charges

Application fees

18(1) A person applying to the corporation pursuant to a provision of the Act set out in Table 1 shall pay to the corporation, at the time a complete application is filed, the appropriate fee as set out in Table 1.

(2) The fee mentioned in subsection (1) is non-refundable.

11 Sep 2015 cW-8.1 Reg 1 s18; 1 Feb 2019
SR 7/2019 s3.

Fee for request for corporation's assistance

18.1(1) A petitioner who wishes to obtain the corporation's assistance to resolve an issue related to drainage works pursuant to section 80 of the Act shall pay to the corporation, at the time the written request is submitted to the corporation, a fee of \$1,000.

(2) The fee mentioned in subsection (1) is refundable if the request is not dismissed by the corporation pursuant to clause 80(4)(b) of the Act.

15 Dec 2023 SR 123/2023 s4.

Industrial water use charges

19(1) In this section and in section 20 and Table 2:

“industrial water assurance” means the temporary allocation of water granted before, on or after the coming into force of these regulations by a licence, approval or other authorization issued by the corporation to any industry, including any industry that is involved with processing, mineral exploration, mining, oil and gas exploration and recovery, manufacturing, gravel washing, hydraulic pressure testing and power generation, but does not include an allocation for hydroelectric power generation;

“industrial water use” means the use of water by any industry, including any industry that is involved with processing, mineral exploration, mining, oil and gas exploration and recovery, manufacturing, gravel washing, hydraulic pressure testing and power generation, but does not include the use of water for hydroelectric power generation.

(2) Subject to subsection (3), a person using water for an industrial water use from a source or for a purpose mentioned in Column 1 of Table 2 shall pay to the corporation the appropriate charges as set out in Column 2 of Table 2.

(3) The charges mentioned in subsection (2) do not apply to:

(a) water used for primary agricultural production, including intensive livestock operations;

(b) industries that are connected to a municipal water distribution system and that receive their water from that system; or

- (c) water with TDS greater than 4 000 mg/L obtained from the Blairmore or deeper ground water formations.
- (4) The corporation may apply a discount to a charge mentioned in subsection (2) if:
- (a) most of the water diverted for the industrial water use is returned to its original source; and
 - (b) the quality of diverted water returned is, in the opinion of the corporation, not significantly impaired.
- (5) The discounts that the corporation may apply pursuant to subsection (4) are those set out in Table 3.
- (5.1) The corporation may apply a discount of up to 50% of the charge mentioned in subsection (2) if the water diverted for the industrial water use is treated municipal or industrial effluent
- (6) Subject to subsection (7) and section 20, commencing on the date on which a person begins an industrial water use, the corporation shall deduct, from the charge for the industrial water use, the industrial water assurance fees, if any, paid by that person pursuant to section 20, during the years, to a maximum of five years, before the industrial water use began if:
- (a) the person received an industrial water assurance; and
 - (b) the person's industrial water use is from the same source or for the same purpose as that for which the industrial water assurance fees were received.
- (7) If the corporation is required to make a deduction pursuant to subsection (6):
- (a) the corporation shall make the deductions for the same number of years that the person paid the water assurance fees, to a maximum of five years; and
 - (b) the amount to be deducted in each year is the amount TD calculated in accordance with the following formula:

$$TD = \frac{IWAF}{NY}$$

where:

IWAF is the total amount of the industrial water assurance fees paid by the person for the number of years that the fees were paid, to a maximum of the water assurance fees paid for five years; and

NY is the number of years that the industrial water assurance fees were paid, to a maximum of five years.

11 Sep 2015 cW-8.1 Reg 1 s19; 15 Dec 2023 SR
123/2023 s5.

Industrial water assurance fees

- 20(1)** Subject to subsection (2), a person receiving an industrial water assurance shall pay a fee that is 50% of the appropriate fee set out in Column 2 of Table 2.
- (2) The charges mentioned in subsection (1) do not apply to:
- (a) water used for primary agricultural production, including intensive livestock operations;

- (b) industries that are connected to a municipal water distribution system and that receive their water from that system; or
 - (c) water with TDS greater than 4 000 mg/L obtained from the Blairmore or deeper ground water formations.
- (3) **Repealed.** 15 Dec 2023 SR 123/2023 s6.

11 Sep 2015 cW-8.1 Reg 1 s20; 15 Dec 2023 SR 123/2023 s6

21 Repealed. 1 Feb 2019 SR 7/2019 s4.

Registration fees

22 If the corporation registers a certificate, notice, order or approval pursuant to the Act in the land registry as defined in *The Land Titles Act, 2000*, the corporation shall collect from the owner of the affected lands the fees required to effect that registration.

11 Sep 2015 cW-8.1 Reg 1 s22.

Inspection of records

23 The corporation may charge for information provided in response to requests that are not made pursuant to *The Freedom of Information and Protection of Privacy Act* a fee or at a rate not exceeding the fees or rates established pursuant to *The Freedom of Information and Protection of Privacy Regulations*.

11 Sep 2015 cW-8.1 Reg 1 s23.

Interest on overdue accounts

24 The corporation may collect interest on overdue fees, levies, rates or charges at a rate of 1.5% per month, compounded monthly, or 19.56% per year.

11 Sep 2015 cW-8.1 Reg 1 s24.

PART V Exemptions

Approval for works re exemption for water pipelines

25 For the purposes of clause 59(2)(b) of the Act, water pipelines constructed for domestic purposes are designated as works with respect to which approval pursuant to subsection 59(1) of the Act is not required before the construction, extension, alteration or operation of the works.

11 Sep 2015 cW-8.1 Reg 1 s25.

Exempt drainage works

26 Pursuant to clause 79(a) of the Act, drainage works situated wholly within the boundaries of a city, town, village, resort village, regional park within the meaning of *The Regional Parks Act, 2013*, hamlet or organized hamlet are designated as exempt from the application of sections 80 and 81 of the Act with respect to injury, loss or damage suffered or anticipated to occur wholly within the boundaries of the city, town, village, resort village, regional park, hamlet or organized hamlet.

11 Sep 2015 cW-8.1 Reg 1 s26.

Exemption re certain fees – approval on reversionary lands

26.1(1) In this section, “**reversionary lands**” means lands that were part of a community pasture program administered by the Government of Canada or an agency of the Government of Canada and were transferred by the Government of Canada to the Minister of Agriculture.

(2) The Minister of Agriculture shall obtain an approval with respect to works that were in existence at the time the reversionary lands were transferred to the Minister of Agriculture, as required by Part VII, Division 2 of the Act.

(3) Notwithstanding any other provision of these regulations, no fee is payable to obtain the approval mentioned in subsection (2).

(4) The Minister of Agriculture shall pay the fees required by these regulations with respect to:

(a) any new works on reversionary lands that are commenced by the Minister of Agriculture after the coming into force of this section; or

(b) any alteration or extension of any works mentioned in subsection (2).

(5) The Minister of Agriculture shall not transfer or otherwise dispose of any reversionary lands on which there are works mentioned in subsection (2) to any other person unless the Minister of Agriculture has obtained the approval mentioned in subsection (2).

1 Feb 2019 SR 7/2019 s5.

Exemption re certain fees – approval on transfer lands

26.2(1) In this section:

“**irrigation district**” means an irrigation district as defined in *The Irrigation Act, 1996*;

“**transfer lands**” means lands held by the Crown that are the subject of an agreement to transfer entered into between the Crown and an irrigation district.

(2) The Crown shall obtain an approval with respect to works that are in existence at the time the agreement to transfer the transfer lands is entered into, as required by Part VII, Division 2 of the Act.

(3) Notwithstanding any other provision of these regulations, no fee is payable by the Crown to obtain the approval mentioned in subsection (2).

(4) The Crown shall pay the fees required by these regulations with respect to:

(a) any new works on the transfer lands that are commenced by the Crown after the day on which the agreement to transfer is entered into; or

(b) any alteration or extension of any works mentioned in subsection (2).

(5) The Crown shall not transfer or otherwise dispose of the transfer lands on which there are works mentioned in subsection (2) to the irrigation district or any other person unless the Crown has obtained the approval mentioned in subsection (2).

1 Feb 2019 SR 7/2019 s5.

PART VI
Wells

Well safety

27(1) While drilling a well, every well driller shall take those precautions that are necessary for the control of water and the safety of persons, livestock and other property.

(2) The owner of a well shall take those precautions that are necessary for the safety of persons, livestock and other property and for the prevention of damage by reason of the presence or escape of water.

11 Sep 2015 cW-8.1 Reg 1 s27.

Control of flowing wells

28(1) If the corporation requires the owner of a well to control the flow of water from the owner's well and the owner fails to do so, the corporation, or any person acting under the corporation's instructions, may:

- (a) enter on the land from which the water is flowing; and
- (b) conduct any operations required to control the flow of water that the corporation considers necessary.

(2) If operations to control the flow of water are conducted pursuant to subsection (1), the corporation may determine:

- (a) the reasonable cost of those operations;
- (b) the person or persons who are responsible for controlling the flow of water; and
- (c) the person or persons who are liable for the cost or any part of the cost of those operations.

(3) The amount of costs determined by the corporation pursuant to subsection (2) is a debt due and owing to the corporation by the persons who the corporation determines are liable, and the corporation may recover those costs in any manner that is allowed by law for the recovery of debts due to the Crown.

(4) Notwithstanding subsection (2), if, in the corporation's opinion, the circumstances warrant, the corporation may pay all or part of the cost of the operations conducted pursuant to subsection (1).

11 Sep 2015 cW-8.1 Reg 1 s28.

PART VII
Repeal, Transitional and Coming into Force

Transitional – permits

29(1) In this section, “**restricted building area**” means restricted building area as defined in *The Reservoir Development Area Regulations* as those regulations existed on the day before the coming into force of this section.

(2) All development permits granted with respect to development in a restricted building area pursuant to section 5 of *The Reservoir Development Area Regulations*, as that section existed on the day before the coming into force of this section, and that are in existence on the day on which this section comes into force, are continued in force as permits and may be dealt with pursuant to these regulations as if they were issued pursuant to these regulations.

11 Sep 2015 cW-8.1 Reg 1 s29.

Sask. Reg. 320/69 repealed

30 The Recreation (Residential) District Building Regulations, 1969, being Saskatchewan Regulations 320/69, are repealed.

11 Sep 2015 cW-8.1 Reg 1 s30.

R.R.S. c.E-10.2 Reg 1 repealed

31 *The Reservoir Development Area Regulations* are repealed.

11 Sep 2015 cW-8.1 Reg 1 s31.

R.R.S. c.S-35.03 Reg 1 repealed

32 *The Saskatchewan Watershed Authority Regulations* are repealed.

11 Sep 2015 cW-8.1 Reg 1 s32.

Coming into force

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

11 Sep 2015 cW-8.1 Reg 1 s33.

Appendix

**PART I
Tables**

TABLE 1
[Sections 12 and 18]

Application Fees

Provision of the Act or regulations <i>Column 1</i>	Subject of the Application <i>Column 2</i>	Fee (\$) <i>Column 3</i>
1. section 51 of the Act	water rights licence: (a) annual use or diversion of up to 5 cubic decametres (up to 4 acre-feet); (b) temporary industrial; (c) annual use or diversion of more than 5 cubic decametres up to 500 cubic decametres (more than 4 acre-feet up to 405 acre-feet); (d) annual use or diversion of more than 500 cubic decametres (more than 405 acre-feet); (e) reissue of water rights;	100 200 500 1,000 fee to be determined by the volume of annual use or diversion of water as described in clause (a), (c) or (d) of Column 2
2. section 60 of the Act	works approval other than drainage works	500, minus any fee that has been paid for the applicable works as required by clause 75(a) of the Act
3. section 60 of the Act	drainage works approval	50 per each parcel of land
4. section 74 of the Act and Part II of the Ground Water Regulations, being SR 172/66	registration of a water well drilling machine	75
5. clause 75(a) of the Act and Part I of the Ground Water Regulations, being SR 172/66	permit to undertake a ground water investigation program	200

TABLE 2
[Sections 19 and 20]

**Industrial Water Use Charges
and Industrial Water Assurance Fees**

Industrial Water Use Charges (per 1 000 cubic metres)

<i>Item</i>	<i>Category of Industrial Water Use Column 1</i>	<i>Water Use Charge (\$) Column 2</i>
1	Water taken from the South Saskatchewan River, Lake Diefenbaker, Buffalo Pound Lake, Qu'Appelle River, Souris River, Rafferty Reservoir, Grant Devine Reservoir and Boundary Reservoir	54.52
2	Water taken from any source, other than those listed in item 1, having TDS of 4 000 mg/L or less	17.44
3	Water taken from any source to be used as non-consumptive cooling water in thermal generation plants ¹	17.44
4	Water taken from any source having TDS in excess of 4 000 mg/L except water obtained from the Blairmore or deeper ground water formations	2.20
5	Temporary industrial users regardless of source	17.70

¹ The calculation of the volume of water taken for use as non-consumptive cooling water, meaning water used for cooling if nearly all the water is returned to the original water source or another water body at a higher temperature than when it was taken, in thermal generation plants is to be based on annual electrical generation assuming 1 000 m³ of water used for every 733.21 megawatt hours generated.

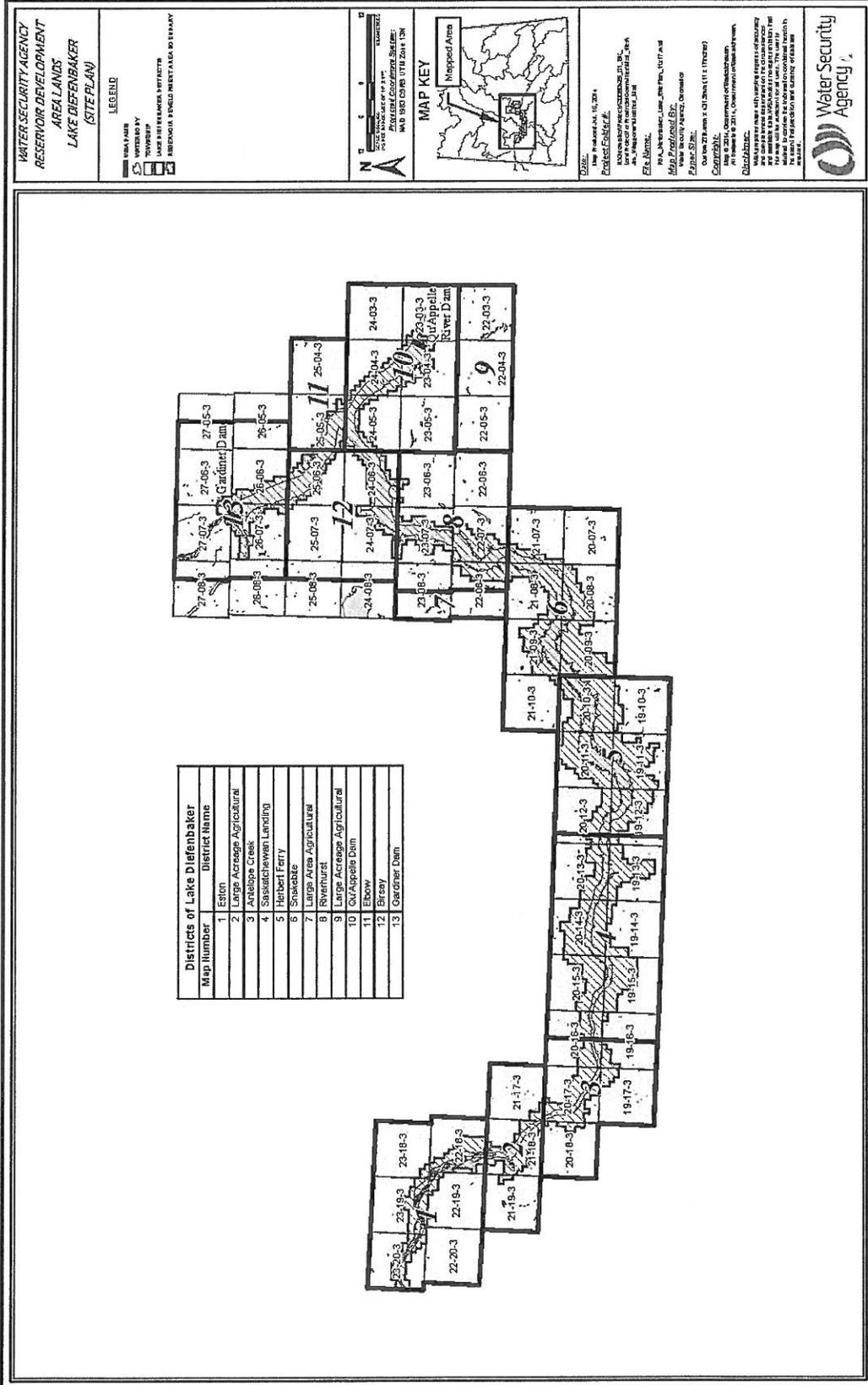
6 Mar 2020 SR 14/2020 s2; 15 Dec 2023 SR 123/2023 s7.

TABLE 3
[Subsection 19(5)]

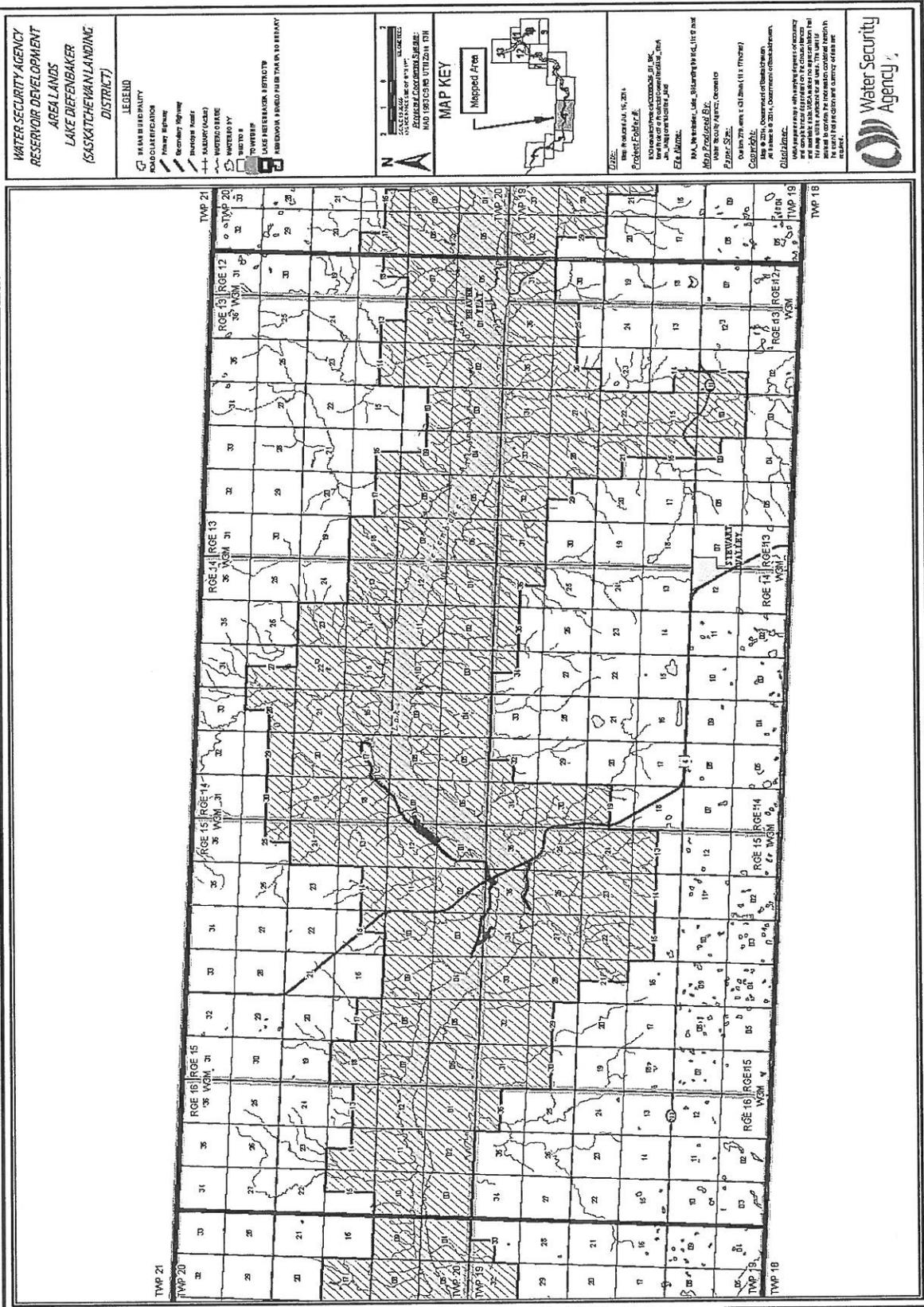
Low Consumptive Use Discounts

<i>Industrial User</i>	<i>Location</i>	<i>Water Use Purpose</i>	<i>Water Use Discount</i>
Cameco Rabbit Lake	Collins Creek	Industrial Cooling	90%
Cameco Rabbit Lake	Collins Bay	Industrial Cooling	90%
Bunge Canada	Nipawin	Industrial Cooling	90%
Ministry of Central Services – Legislature Bldg.	Regina	Once Through Cooling	90%

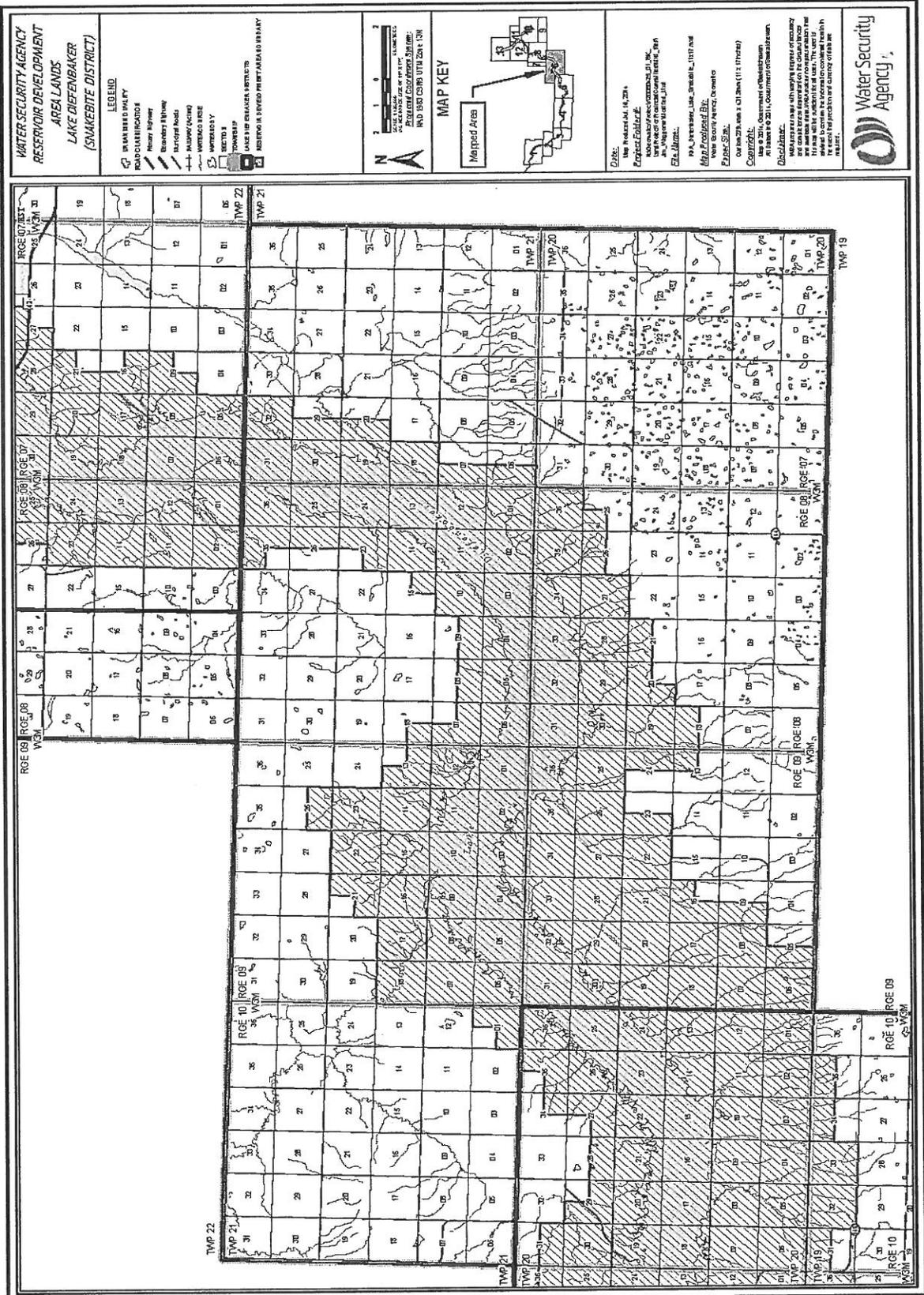
11 Sep 2015 cW-8.1 Reg 1.

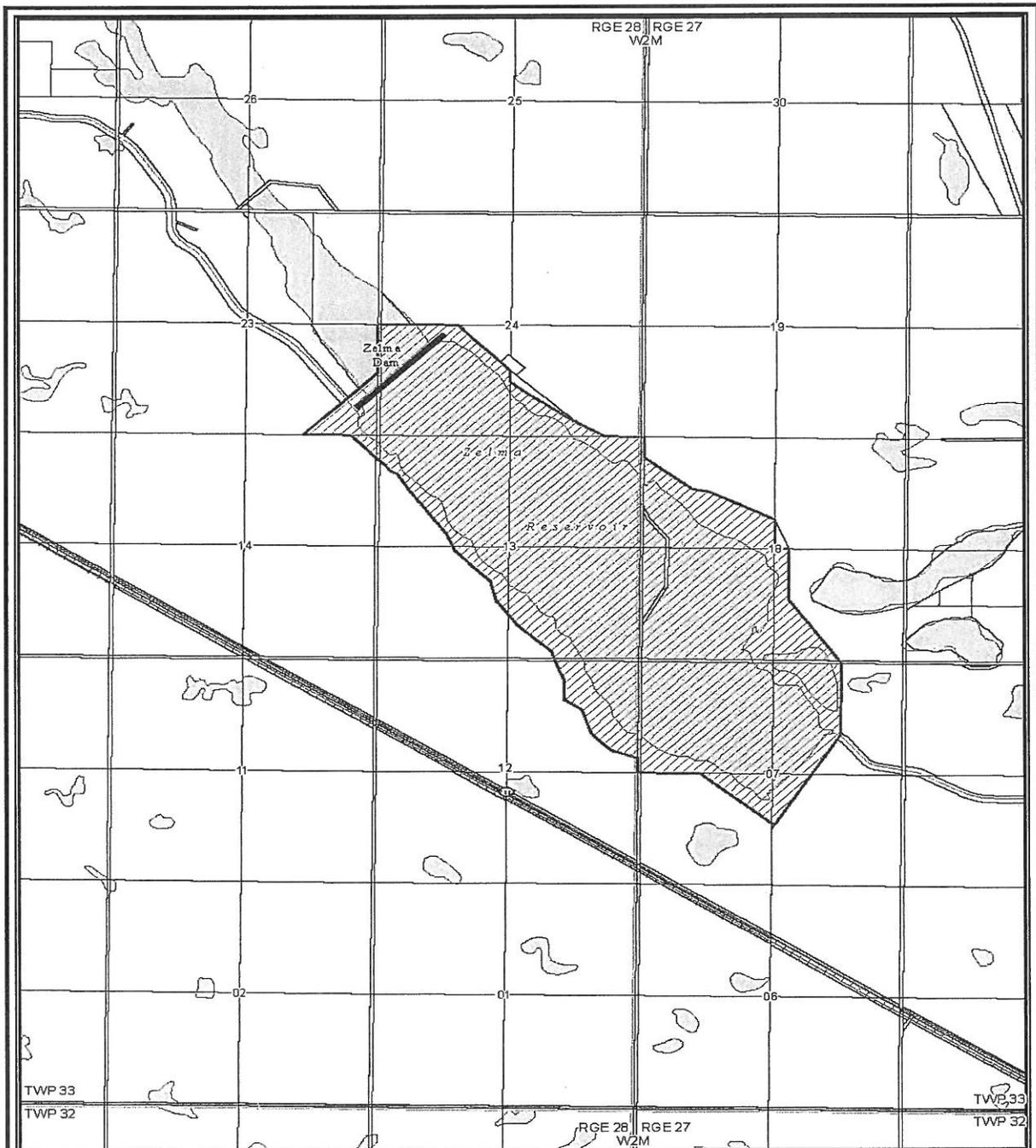


4.



6.





WATER SECURITY AGENCY
RESERVOIR DEVELOPMENT AREA LANDS
ZELMA RESERVOIR

Date:
 May Professional Oct 20, 2013

Project Name:
 1) Cadastre and Topographic Data Collection, 2) L.A. Land Use and Planning, 3) Environmental Assessment, 4) Hydrological Assessment, 5) Water Quality Assessment

File Name:
 WSA_Zelma_Reservoir_1111_Terrain

Map Produced By:
 Water Security Agency Cartography

Other Note:
 1) Cadastre and Topographic Data Collection, 2) L.A. Land Use and Planning, 3) Environmental Assessment, 4) Hydrological Assessment, 5) Water Quality Assessment

Map Scale:
 1:50,000 (Horizontal) / 1:62,500 (Vertical)

Map Projection:
 UTM Zone 18N, Datum: NAD 1983 CSRS

Disclaimer:
 This map is provided as a guide only. It is not intended to be used as a legal document. The user is responsible for verifying the accuracy of the information on this map. The user is also responsible for obtaining any necessary permits or approvals from the appropriate authorities.



- | | | |
|---|--|--|
| <ul style="list-style-type: none"> ■ TOWN ● VILLAGE ○ HAMLET | <ul style="list-style-type: none"> ROAD CLASSIFICATION Dashed line Primary Highway Secondary Highway Municipal Road RAILWAY (active) | <ul style="list-style-type: none"> WATER DAM WATER COURSE WATER BODY CADASTRE SURFACE TOWNSHIP RESERVOIR DEVELOPMENT AREA BOUNDARY |
|---|--|--|



