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## PART II/PARTIE II

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## PART II/PARTIE II

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**REVISED REGULATIONS OF SASKATCHEWAN**

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**CHAPTER E-6.3 REG 16***The Electrical Inspection Act, 1993*

## Section 34

Order in Council 119/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

1 These regulations may be cited as *The Electrical Code Regulations*.

**Interpretation**

2 In these regulations:

“**Act**” means *The Electrical Inspection Act, 1993*.

“**CSA standard**” means the standard adopted by subsection 5(1), as amended by the Appendix.

**Code adopted**

3 For the purposes of subsection 5(1) of the Act, the *Canadian Electrical Code, Part I* (twenty-third edition), being Canadian Standards Association standard C22.1-15, is prescribed as the latest edition of the *Canadian Electrical Code*.

**Code amended**

4 For the purposes of subsection 5(2) of the Act, the *Canadian Electrical Code, Part I* (twenty-third edition), being Canadian Standards Association standard C22.1-15 is amended by adding the following as Rule 2-035:

**“2-035 Oil and Gas Field Installations**

Installations for oil and gas fields shall comply with the *Code for Electrical Installations at Oil and Gas Facilities, Fourth Edition, 2015*, as published and distributed by Saskatchewan Power Corporation”.

**CSA standard adopted with amendments**

5(1) Subject to the Act and these regulations, the Canadian Standards Association standard CAN/CSA-M421-11 *Use of electricity in mines* is:

(a) adopted; and

(b) amended in the manner set forth in the Appendix.

(2) The CSA standard governs the workmanship and all other matters pertaining to electrical equipment and the installation of electrical equipment that operates or is intended to operate in mines and quarries.

(3) Compliance with the CSA standard is required as though the provisions of that standard had been made pursuant to the Act.

**R.R.S. c. E-6.3 Reg 14 repealed**

**6** *The Canadian Electrical Code (Adoption) Regulations, 2012* are repealed.

**R.R.S. c. E-6.3 Reg 15 repealed**

**7** *The Canadian Electrical Code (Saskatchewan Amendments) Regulations, 2012* are repealed.

**R.R.S. c. E-6.3 Reg 9 repealed**

**8** *The Use of Electricity in Mines Regulations, 2004* are repealed.

**Coming into force**

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

### Appendix

#### Amendments to the Canadian Standard Association standard CAN/ CSA-M421-11 *Use of electricity in mines*

**1** The Canadian Standard Association standard CAN/CSA-M421-11 *Use of electricity in mines* is amended in the manner set forth in this Appendix.

**2** Clause 4.3.6.2 is amended by striking out “Clauses 4.3.1.1 and 4.3.1.2” and substituting “Clause 5.3.3.1”.

**3** Clause 4.3.6.3 is repealed and the following substituted:

**“4.3.6.3**

Notwithstanding Table 2, Table 4 and Clause 5.3.3.1 of CSA C22.3 No.1-10, the minimum vertical clearances specified in Table 2 and Table 4 shall, where haulage vehicles are frequently used, be increased by the following (see Clause B.2):

- (a) the amount by which the combined vehicle and load height exceeds 4.15 m;
- (b) the amount of snow pack pursuant to Table D.1 of CSA C22.3 No. 1-10; and
- (c) the amount by which banked shoulders, crests, or road maintenance increase road elevation”.

**4** Clause 4.3.6.6(b) is amended by striking out “groundspeople” and substituting “grounds people”.

**CHAPTER M-23.001 REG 1***The MRI Facilities Licensing Act*

## Section 30

Order in Council 127/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

1 These regulations may be cited as *The MRI Facilities Licensing Regulations*.

**Interpretation**

2 In these regulations:

“**Act**” means *The MRI Facilities Licensing Act*;

“**Category I licence**” means a licence described in clause 12(2)(a);

“**Category II licence**” means a licence described in clause 12(2)(b);

“**eHealth Saskatchewan**” means eHealth Saskatchewan created by the Lieutenant Governor in Council as a Crown corporation pursuant to *The Crown Corporations Act, 1993*;

“**MRI services**” includes:

- (a) the production of a radiological image from a magnetic resonance imaging machine;
- (b) the medical interpretation of the image mentioned in clause (a);
- (c) the digital transcription of the results;
- (d) communication of the results to the appropriate persons involved in the care or treatment of the individual to whom the services were provided;
- (e) digital storage of the image as required by section 7; and
- (f) any further consultation required on the image or interpretation of the image for clarification purposes;

“**referring physician**” means:

- (a) a duly qualified medical practitioner; or
- (b) a physician who holds a current licence to practise medicine in a Canadian jurisdiction outside Saskatchewan and who is a member in good standing of a body that is responsible for the licensing and regulating of physicians in that jurisdiction;

“**second scan service**” means the provision of MRI services by a licensee to an individual who is identified by the regional health authority pursuant to subsection 14(5).

**Application fees**

3 Every applicant for a licence or renewal of a licence shall pay a fee to the accreditation program operator in the amount required to reimburse the accreditation program operator for the reasonable costs incurred by or on behalf of it with respect to:

- (a) reviewing and processing the application and accompanying information and material;
- (b) determining if the MRI facility conforms to the standards of the accreditation program; and
- (c) any other services provided by the accreditation program operator that are necessary or incidental to the matters mentioned in clauses (a) and (b).

**Accreditation program**

4(1) The MRI Facilities Accreditation Program established by the College of Physicians and Surgeons of the Province of Saskatchewan is the accreditation program for MRI facilities.

(2) A licensee of an MRI facility shall participate in the accreditation program and shall comply with the standards of the accreditation program.

**Medical director**

5(1) A licensee shall ensure that MRI services provided in an MRI facility are under the continuous supervision of a medical director.

(2) In order for a person to act as a medical director of a licensee, he or she must be a duly qualified medical practitioner who:

- (a) has a specialty practice in radiology recognized by the College of Physicians and Surgeons of the Province of Saskatchewan; and
- (b) meets the requirements set out by the accreditation program operator.

(3) A medical director is responsible for all aspects of the operation of the MRI facility and, without limiting the generality of the foregoing, is responsible for:

- (a) ensuring that the MRI facility is operated in accordance with the requirements of the accreditation program; and
- (b) the control and safekeeping of the MRI records of the MRI facility, as described in section 7.

**Employment of staff**

6 A licensee shall ensure that:

- (a) all physicians who provide or assist in providing MRI services are duly qualified medical practitioners and meet any requirements for those services set by the College of Physicians and Surgeons of the Province of Saskatchewan for physicians to provide services in MRI facilities;
- (b) all medical radiation technologists practising in the MRI facility are practising members within the meaning of *The Medical Radiation Technologists Act, 2006* and meet any requirements set by the Saskatchewan Association of Medical Radiation Technologists;



- (c) any other individual involved or assisting in providing MRI services at the MRI facility who is required to be licensed pursuant to an Act in order to provide those services has a current licence to practise and meets any requirements set by the governing body responsible for the licensing and regulating of those services;
- (d) an up-to-date record of the qualifications of the persons mentioned in clauses (a) to (c), as applicable, is kept in the MRI facility;
- (e) it employs a sufficient number of staff members in order to provide MRI services in a safe and appropriate manner; and
- (f) each staff member is appropriately trained and proficient in the proper use of any equipment that may be used by the staff member in providing MRI services at the MRI facility.

**MRI records**

- 7(1) A licensee shall keep an MRI record for each individual who receives MRI services at the MRI facility in which the MRI services were provided.
- (2) A licensee shall:
    - (a) transmit a copy of all radiological images that result from the provision of MRI services to individuals at the licensee's MRI facility to eHealth Saskatchewan for storage in the provincial diagnostic information system approved by the minister; or
    - (b) maintain all radiological images that result from the provision of MRI services to individuals at the licensee's MRI facility in a format suitable to eHealth Saskatchewan and, when directed by the minister, transmit a copy of those images to eHealth Saskatchewan for the storage by eHealth Saskatchewan of those images in the provincial diagnostic information system approved by the minister.
  - (3) A record mentioned in subsection (1) must include:
    - (a) any information collected for the purpose of providing an MRI service to the individual; and
    - (b) all information related to the MRI services provided to the individual, including orders for and particulars of any examination, test, interpretation, consultation and treatment.
  - (4) A licensee shall keep an individual's MRI record for the longer of:
    - (a) a period of six years after the date on which the individual last attended the MRI facility to receive MRI services; and
    - (b) a period that ends when the individual attains, or would have attained, the age of 20 years.
  - (5) Subsection (4) continues to apply if the licensee ceases to operate or has its licence cancelled.

(6) No licensee or person employed by a licensee shall disclose any information concerning an individual who receives MRI services at the MRI facility or information contained in an individual's MRI record, except:

- (a) as may be required for the purposes of administering the Act or these regulations, including information requested by an inspector, the accreditation program operator or the minister; or
- (b) as may be permitted pursuant to *The Health Information Protection Act*.

**Standards**

**8(1)** A licensee shall ensure that all aspects of the MRI services provided in the MRI facility are provided in accordance with generally accepted standards and the standards of the accreditation program.

(2) A licensee shall ensure that all equipment used in the provision of MRI services at the MRI facility:

- (a) is appropriate for the MRI services being provided at the MRI facility;
- (b) is in a safe operating condition and meets any requirements of the accreditation program; and
- (c) is serviced at regular intervals in accordance with manufacturers' recommendations to ensure that it performs all of its functions within the manufacturers' specifications.

(3) A licensee shall ensure that the MRI services being provided at the MRI facility result in radiological images that are clinically acceptable for the purposes of medical interpretation.

**Business records**

**9** A licensee shall keep all business records, including financial statements, for an MRI facility at that facility for a period of not less than three years after the date on which those records were created.

**Annual returns**

**10(1)** For the purposes of subsection 14(2) of the Act, a licensee shall provide the minister with an annual return within 90 days after the end of the fiscal year of the MRI facility for which the licence was issued.

(2) The following must be included with the annual return mentioned in subsection (1):

- (a) any changes in the information:
  - (i) that has been provided to the minister in the licence application submitted by the licensee or, if it has submitted an annual return, in its previous annual return; and
  - (ii) for which notice has not already been provided to the minister;
- (b) a confirmation that all of the other information that has been provided to the minister in the licence application submitted by the licensee or, if it has submitted an annual return, in its previous annual return is accurate;
- (c) any other information required by the minister for the purposes of administering the Act and these regulations.

**Reporting**

11(1) A Category II licensee shall provide a report, in a form specified by the minister, of all MRI services referred to the Category II licensee's MRI facility and that were provided by the MRI facility during each month to the minister and to the regional health authority in which the MRI facility is located within 14 days after the end of that month.

(2) The report mentioned in subsection (1) must include:

- (a) the name of the MRI facility providing the MRI services;
- (b) the code for the type of examination, the name of the type of examination and the examination order status related to the MRI services provided with respect to an individual;
- (c) the name of the referring physician;
- (d) the date on which the individual was referred for MRI services;
- (e) the priority level assigned by the referring physician;
- (f) if applicable, the date on which the MRI services were provided;
- (g) if applicable, the number assigned to a radiological image in the provincial diagnostic information system mentioned in subsection 7(2); and
- (h) if applicable, the person billed for payment.

(3) A Category II licensee shall provide any information to the regional health authority in which the MRI facility is located regarding referrals for MRI services or MRI services that were provided that the regional health authority determines is necessary to ensure the accuracy of the list of individuals awaiting MRI services in that health region.

**Categories of licences**

12(1) Every applicant shall indicate on his or her application the category of licence he or she wishes to obtain.

(2) For the purposes of subsection (1), the following are the categories of licence:

- (a) Category I licence, permitting publicly funded MRI service delivery, in the case of an applicant who intends to provide MRI services under a contract for services with a regional health authority, the minister or other public funding source;
- (b) Category II licence, permitting privately paid MRI service delivery, in the case of an applicant who intends to provide MRI services to individuals and to accept private payment for those services directly.

(3) An applicant may request, and the minister may issue, more than one category of licence with respect to a single MRI facility.

(4) An applicant for a Category I licence shall include with the application a copy of the contract with the regional health authority or evidence of the other public funding it is receiving to provide the MRI services.

(5) A licensee shall not provide MRI services other than those authorized by the category of licence the licensee holds.

**Terms and conditions of licence**

13(1) The following terms and conditions apply to all licences:

- (a) the licensee must:
    - (i) provide to the minister a copy of, and have in place at all times during the term of its licence, a prepaid contract with an information management service provider as defined in clause 2(j) of *The Health Information Protection Act* that is acceptable to the minister to accept the licensee's MRI records and to fulfil the licensee's obligations to maintain and make available those MRI records in accordance with section 7 of these regulations and *The Health Information Protection Act*, in the event that the licensee ceases to operate or has its licence cancelled; or
    - (ii) provide financial security in a form satisfactory to the minister in the amount of \$25,000, redeemable by the minister;
  - (b) the licensee may not offer employment or contracts for services to individuals to provide imaging or technical services to the licensee if those individuals are under contract with or employed by a regional health authority, an affiliate or the Saskatchewan Cancer Agency and if the licensee's action would have a sustained adverse effect on the ability of the regional health authority, the affiliate or the Saskatchewan Cancer Agency to provide publicly funded MRI services.
- (2) A licensee may only provide MRI services:
- (a) in the case of services ordered by a referring physician described in clause (a) in the definition of "referring physician" in section 2, if that referring physician has the appropriate privileges to order MRI services in the health region where the MRI facility is located;
  - (b) if the services are ordered by a referring physician who meets the criteria described in clause (b) in the definition of "referring physician" in section 2; or
  - (c) in the case of services to be provided to a worker as defined in *The Workers' Compensation Act, 2013* as a result of an injury, if those services are requested by and paid for by the Workers' Compensation Board pursuant to that Act.
- (3) The licensee shall maintain general liability insurance in an amount not less than \$5 million per occurrence, against liability arising from injury to or the death of persons and loss of or damage to property occurring in MRI facilities owned by the licensee.

**Conditions of licence - privately paid service delivery**

14(1) An MRI facility with respect to which a Category II licence has been issued is subject to the conditions set out in this section.

- (2) The MRI facility shall not accept an order to provide MRI services, other than second scan services, from a referring physician:
- (a) if that physician has any proprietary interest, or practises, in that MRI facility; or
  - (b) if a member of that physician's family has any proprietary interest, or practises as a physician, in that MRI facility.

- (3) Subject to the Act and these regulations, a licensee may charge for an MRI service that the licensee provides under the authority of a Category II licence.
- (4) Subject to section 16, for each privately paid MRI service purchased from the licensee, the licensee is required to provide a second scan service of similar complexity to an individual identified by the regional health authority pursuant to subsection (5), at no charge or fee, except as may be permitted by section 17.
- (5) The licensee is responsible for the following, with respect to providing the second scan service mentioned in subsection (4):
- (a) within seven days after having provided the privately paid MRI services purchased pursuant to subsection (3), requesting from the regional health authority mentioned in subsection (4) the names of individuals from among whom the next individual awaiting MRI services that would otherwise be provided by a Category I licensee or a regional health authority is to be identified;
  - (b) contacting the individual who is to receive the second scan service as soon as is reasonably practicable after receiving the names of individuals mentioned in clause (a);
  - (c) offering the individual mentioned in clause (b) two opportunities to receive the second scan service within a period that is commensurate with the priority level assigned by the referring physician, to a maximum of 14 days;
  - (d) within seven days after providing the second scan service, notifying the regional health authority mentioned in clause (a) that the second scan service was completed.

**Provision of information**

**15(1)** A regional health authority may disclose personal health information and personal information of individuals to licensees as may be required to permit licensees to provide MRI services and second scan services pursuant to these regulations.

(2) A licensee may disclose personal health information and personal information of individuals to the regional health authority in which the licensee's MRI facility is located as may be required to ensure the accuracy of the list of individuals awaiting MRI services in that health region.

**Regional health authority may identify next most appropriate individual**

**16** If the regional health authority, after making reasonable efforts, is not able to identify an individual who requires a second scan service of similar complexity for the purposes of subsection 14(5), the regional health authority may identify the next most appropriate individual to receive second scan services.

**Addressing disparity re complexity between privately paid and second scan services**

**17(1)** If a Category II licensee determines that, with respect to providing second scan services to an individual, unforeseen additional imaging services are necessary on an emergent basis to address health issues unrelated to the purpose of the second scan services in order to fulfil medical, professional, ethical or legal obligations, the licensee shall provide the necessary additional MRI services at no charge or fee, except as permitted by this section.

(2) After providing the additional MRI services mentioned in subsection (1), the Category II licensee shall provide the regional health authority with a report containing the information reasonably requested by the regional health authority, in a form and manner acceptable to that authority, with respect to those additional services provided.

- (3) The regional health authority shall reimburse the Category II licensee for the value of the additional MRI services provided pursuant to subsection (1) in accordance with the applicable valuation method set out in subsection (4).
- (4) For the purposes of subsection (3), the value of additional MRI services is:
- (a) if the Category II licensee holds a Category I licence and the regional health authority has a contract for the provision of MRI services under that Category I licence, the cost of the additional MRI services under that contract;
  - (b) if the Category II licensee does not hold a Category I licence with a contract for the provision of MRI services with the regional health authority:
    - (i) the lowest cost of the additional MRI services under any contract that the regional health authority has with a Category I licensee; or
    - (ii) if the regional health authority does not have a contract for the provision of MRI services with any Category I licensee, the lowest cost of the additional MRI services under any contract that any other regional health authority has with a Category I licensee.

**No recovery of costs re services provided by Category II licensees**

**18(1)** Any person who chooses to pay for MRI services offered by a Category II licensee is not entitled, in any circumstances, to recover from the minister, a regional health authority, an affiliate or the Saskatchewan Cancer Agency any costs incurred with respect to the MRI services provided.

(2) Before providing any MRI services mentioned in subsection (1), a Category II licensee shall obtain from the person paying for those services a signed acknowledgement, on a form approved by the minister, that any costs incurred with respect to the MRI services provided are not recoverable.

(3) The signed acknowledgement form mentioned in subsection (2) is part of an MRI record for the purposes of section 7.

**Forfeiture of financial security**

**19(1)** The financial security provided pursuant to subclause 13(1)(a)(ii) is forfeited if:

- (a) the licensee ceases to operate or has its licence cancelled; and
  - (b) the minister is satisfied that the financial security is necessary to pay for costs associated with assuming the control and safekeeping of patient records of the licensee.
- (2) The minister may pay any money realized pursuant to a forfeited financial security to any person that the minister is satisfied is entitled to payment for the costs mentioned in clause (1)(b).
- (3) The minister shall pay any money not paid pursuant to subsection (2) to the following after the payment of any expenditures incurred by the minister in connection with the realization on the financial security:
- (a) in the case of a bond, the surety or obligor under the bond;

- (b) in the case of a letter of credit, the obligor under the letter of credit;
- (c) in the case of any financial security other than that mentioned in clause (a) or (b), any person who the minister is satisfied is entitled to the money.

**Coming into force**

**20(1)** Subject to subsection (2), these regulations come into force on the day on which section 1 of *The MRI Facilities Licensing Act* comes into force.

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

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**CHAPTER P-3 REG 3***The Partnership Act*

## Section 10

Order in Council 137/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

**1** These regulations may be cited as *The Partnership Regulations, 2016*.

**Interpretation**

**2** In these regulations:

“**Act**” means *The Partnership Act*;

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

“**signature**” includes a signature that consists of one or more letters, characters, numbers or other symbols in digital form that is incorporated in, attached to or associated with a form, notice, document or other information required to be provided or submitted in accordance with these regulations.

**Rules re certain notices**

**3(1)** A notice of default from the registrar to a limited liability partnership pursuant to clause 94(2)(a) of the Act must be sent:

- (a) in accordance with clauses 96(1)(b) or (c) of the Act;
- (b) by certified mail; or
- (c) by prepaid courier or similar method.

(2) A notice of default from the registrar to an extraprovincial limited liability partnership pursuant to clause 107(2)(a) of the Act must be sent:

- (a) in accordance with clauses 104(1)(b) or (c) of the Act;
- (b) by certified mail; or
- (c) by prepaid courier or similar method.

(3) For the purposes of subsections (1) and (2), if the notice of default is delivered other than by way of personal service, there must be a record that the notice has been sent.

(4) If the notice of default mentioned in subsection (1) is sent in accordance with clause (1)(b) or (c), clause 96(1)(c) of the Act applies, with any necessary modification.

(5) If the notice of default mentioned in subsection (2) is sent in accordance with clause (2)(b) or (c), clause 104(1)(c) of the Act applies, with any necessary modification.

(6) For the purposes of clauses 96(2)(b) and 104(2)(b) of the Act, information sent by the registrar is deemed to have been received by the intended recipient 10 business days after it is sent.

**Registration of limited liability partnership, extraprovincial limited liability partnership**

4(1) An application for registration of a limited liability partnership submitted in accordance with subsection 86(4) of the Act must be accompanied by the following information:

(a) if the registration of the limited liability partnership has expired or been cancelled by the registrar in the last 90 days, the number assigned to the limited liability partnership by the registrar;

(b) if the registration of the limited liability partnership has not expired or been cancelled by the registrar in the last 90 days, the name reservation number;

(c) any conditions imposed by the registrar in the name reservation;

(d) subject to subsection 12(3), the email address of the limited liability partnership, if any;

(e) subject to subsection 12(3), the email address of the designated partner representative of the limited liability partnership, if any;

(f) the proposed registration date, if a specified future date is requested;

(g) the name and contact information of the individual submitting the application for registration;

(h) a statement by the individual submitting the application for registration:

(i) that the contents of the application for registration are true; and

(ii) that the individual has authority to file the application for registration with the registrar;

(i) the signature of the individual submitting the application for registration.

(2) An application for registration of an extraprovincial limited liability partnership submitted in accordance with subsection 98(3) of the Act must be accompanied by the following information:

(a) if the registration of the extraprovincial limited liability partnership has expired or been cancelled by the registrar in the last 90 days, the number assigned to the extraprovincial limited liability partnership by the registrar;



- (b) if the registration of the extraprovincial limited liability partnership has not expired or been cancelled by the registrar in the last 90 days, the name reservation number;
- (c) any conditions imposed by the registrar in the name reservation;
- (d) any unique identification number or code assigned to the extraprovincial limited liability partnership in its governing jurisdiction;
- (e) the date of registration of the extraprovincial limited liability partnership in its governing jurisdiction;
- (f) a copy of the registration documents and any subsequent amendments filed in the governing jurisdiction;
- (g) if the date of registration in the governing jurisdiction is greater than six months before the date of the application, a certificate of status or letter of good standing from the governing jurisdiction;
- (h) subject to subsection 12(3), the email address of the extraprovincial limited liability partnership, if any;
- (i) subject to subsection 12(3), the email address of the designated partner representative of the extraprovincial limited liability partnership, if any;
- (j) the proposed registration date, if a specified future date is requested;
- (k) the name and contact information of the individual submitting the application for registration;
- (l) a statement by the individual submitting the application for registration:
  - (i) that the contents of the application for registration are true;
  - (ii) that the individual has authority to file the application for registration with the registrar; and
  - (iii) confirming that the individual understands that:
    - (A) the registrar must be notified if the extraprovincial limited liability partnership becomes inactive in its governing jurisdiction; and
    - (B) the extraprovincial limited liability partnership must not continue to do business in Saskatchewan while it is inactive in its governing jurisdiction;
- (m) the signature of the individual submitting the application for registration.

**Amendment of limited liability partnership, extraprovincial limited liability partnership**

5(1) A notice of change for a limited liability partnership pursuant to section 92 of the Act respecting a change to the information mentioned in clause 86(4)(a) of the Act must be submitted in a form containing the following information:

- (a) the current name of the limited liability partnership;
- (b) the number assigned to the limited liability partnership by the registrar;

- (c) with respect to the new proposed name of the limited liability partnership:
    - (i) the reserved name;
    - (ii) the name reservation number;
    - (iii) any conditions imposed by the registrar in the name reservation; and
    - (iv) the new mailing name, if applicable;
  - (d) the date on which the change takes effect;
  - (e) the name and contact information of the individual submitting the notice of change;
  - (f) a statement by the individual submitting the notice of change that:
    - (i) the contents of the notice of change are true; and
    - (ii) the individual has authority to file the notice of change with the registrar;
  - (g) the signature of the individual submitting the notice of change.
- (2) A notice of change for an extraprovincial limited liability partnership pursuant to section 105 of the Act respecting a change to the information mentioned in clause 98(3)(a) of the Act must be submitted in a form containing the following information:
- (a) the current name of the extraprovincial limited liability partnership;
  - (b) the number assigned to the extraprovincial limited liability partnership by the registrar;
  - (c) with respect to the new proposed name of the extraprovincial limited liability partnership:
    - (i) the reserved name;
    - (ii) the name reservation number;
    - (iii) any conditions imposed by the registrar in the name reservation; and
    - (iv) the new mailing name, if applicable;
  - (d) the date of amendment of the extraprovincial limited liability partnership in its governing jurisdiction;
  - (e) a copy of the amendment documents filed in the governing jurisdiction;
  - (f) the date on which the change takes effect;
  - (g) the name and contact information of the individual submitting the notice of change;
  - (h) a statement by the individual submitting the notice of change that:
    - (i) the contents of the notice of change are true;
    - (ii) the extraprovincial limited liability partnership is active in its governing jurisdiction; and
    - (iii) the individual has authority to file the notice of change with the registrar;
  - (i) the signature of the individual submitting the notice of change.

**Change of designated partner representative**

6 A notice of change for a limited liability partnership pursuant to section 92 of the Act respecting a change to the information mentioned in clause 86(4)(c) of the Act or for an extraprovincial limited liability partnership pursuant to section 105 of the Act respecting a change to the information mentioned in clause 98(3)(c) of the Act must be submitted in a form containing the following information:

- (a) the name of the limited liability partnership or extraprovincial limited liability partnership;
- (b) the number assigned to the limited liability partnership or extraprovincial limited liability partnership by the registrar;
- (c) any update to the name, residential physical address, residential mailing address or email address of the existing designated partner representative of the limited liability partnership or extraprovincial limited liability partnership, if applicable;
- (d) if a designated partner representative is added to or removed from the limited liability partnership or extraprovincial limited liability partnership:
  - (i) the full name of the designated partner representative;
  - (ii) confirmation that the designated partner representative is added or removed as a designated partner representative;
  - (iii) the designated partner representative's residential physical address;
  - (iv) the designated partner representative's residential mailing address, if different from the physical address; and
  - (v) subject to subsection 12(3), the email address of the designated partner representative, if any;
- (e) the date on which the changes take effect;
- (f) the name and contact information of the individual submitting the notice of change;
- (g) a statement by the individual submitting the notice of change that:
  - (i) the contents of the notice of change are true; and
  - (ii) the individual has authority to file the notice of change with the registrar;
- (i) the signature of the individual submitting the notice of change.

**Change of eligible profession**

7 A notice of change for a limited liability partnership pursuant to section 92 of the Act respecting a change to the information mentioned in clause 86(4)(b) of the Act or for an extraprovincial limited liability partnership pursuant to section 105 of the Act respecting a change to the information mentioned in clause 98(3)(b) of the Act must be submitted in a form containing the following information:

- (a) the name of the limited liability partnership or extraprovincial limited liability partnership;
- (b) the number assigned to the limited liability partnership or extraprovincial limited liability partnership by the registrar;

- (c) a description of the new eligible profession the limited liability partnership or extraprovincial limited liability partnership will be practising;
- (d) a statement with respect to the new eligible profession as required by clause 86(4)(f) or 98(3)(h) of the Act, as the case may be;
- (e) the date on which the change takes effect;
- (f) the name and contact information of the individual submitting the notice of change;
- (g) a statement by the individual submitting the notice of change that:
  - (i) the contents of the notice of change are true; and
  - (ii) the individual has authority to file the notice of change with the registrar;
- (h) the signature of the individual submitting the notice of change.

**Change of registered office address**

**8(1)** A notice of change for a limited liability partnership pursuant to section 92 of the Act respecting a change to the information mentioned in clause 86(4)(d) or (e) of the Act or for an extraprovincial limited liability partnership pursuant to section 105 of the Act respecting a change to the information mentioned in clause 98(3)(e) or (f) of the Act must be submitted in a form containing the following information:

- (a) the name of the limited liability partnership or extraprovincial limited liability partnership;
- (b) the number assigned to the limited liability partnership or extraprovincial limited liability partnership by the registrar;
- (c) the updated physical address of the limited liability partnership or extraprovincial limited liability partnership, consisting of one of the following:
  - (i) the updated street address of the limited liability partnership or extraprovincial limited liability partnership, if any;
  - (ii) if there is no street address, an updated legal land description of the land on which the registered office is located, including the rural municipality name and number;
- (d) the mailing address of the limited liability partnership or extraprovincial limited liability partnership, if different from the updated physical address;
- (e) the updated post office box designated as the limited liability partnership's or extraprovincial limited liability partnership's Saskatchewan address for service by mail, if applicable;
- (f) subject to subsection 12(3), the email address of the limited liability partnership or extraprovincial limited liability partnership, if any;
- (g) the date on which the change of registered office address takes effect;
- (h) the name and contact information of the individual submitting the notice of change;

- (i) a statement by the individual submitting the notice of change that:
  - (i) the contents of the notice of change are true; and
  - (ii) the individual has authority to file the notice of change with the registrar;
- (j) the signature of the individual submitting the notice of change.

(2) Notwithstanding subsection (1), if the physical address of the registered office of the limited liability partnership or extraprovincial limited liability partnership is other than the limited liability partnership's or extraprovincial limited liability partnership's physical address as shown in the registrar's records, a person at the physical address of the registered office may:

- (a) send to the designated partner representative a notice that the address will cease to be the registered office of the limited liability partnership or extraprovincial limited liability partnership 30 days after the date of the notice; and
- (b) send to the registrar a notice of change of registered office address containing the following:
  - (i) the name of the limited liability partnership or extraprovincial limited liability partnership;
  - (ii) the number assigned to the limited liability partnership or extraprovincial limited liability partnership by the registrar;
  - (iii) the date of the notice given in accordance with clause (a);
  - (iv) a copy of the notice mentioned in clause (a);
  - (v) the information required by clauses (1)(g) to (j).

(3) A limited liability partnership or extraprovincial limited liability partnership that receives a notice pursuant to clause (2)(a) shall file a notice of change in accordance with subsection (1) within the period mentioned in subsection 92(2) of the Act.

(4) If a limited liability partnership or extraprovincial limited liability partnership receives a notice pursuant to clause (2)(a) and fails to comply with subsection (3), the registered office is deemed to be the address in Saskatchewan of the designated partner representative until the time that the limited liability partnership or extraprovincial limited liability partnership changes its registered office to another address in accordance with the Act.

#### **Annual return**

**9(1)** For the purposes of section 93 of the Act in the case of a limited liability partnership and section 106 of the Act in the case of an extraprovincial limited liability partnership, the limited liability partnership or extraprovincial limited liability partnership shall annually, not later than the last day of the month immediately following the anniversary month, file with the registrar a return setting out any changes in the limited liability partnership or extraprovincial limited liability partnership as provided in this section.

(2) An annual return for a limited liability partnership or extraprovincial limited liability partnership must include the following:

(a) subject to subsection (3), confirmation that the registrar has current and accurate records regarding the following:

(i) the registered office of the limited liability partnership or extraprovincial limited liability partnership;

(ii) the designated partner representative of the limited liability partnership or extraprovincial limited liability partnership;

(iii) any power of attorney of the limited liability partnership or extraprovincial limited liability partnership;

(iv) the eligible profession and main activity or business of the limited liability partnership or extraprovincial limited liability partnership;

(b) the name and contact information of the individual submitting the annual return;

(c) a statement by the individual submitting the annual return that:

(i) the contents of the annual return are true; and

(ii) the individual has authority to file the annual return with the registrar;

(d) the signature of the individual submitting the annual return.

(3) If the registrar does not have current and accurate records respecting one or more of the items mentioned in clause (2)(a), the limited liability partnership or extraprovincial limited liability partnership must include with the annual return any of the following that is necessary to ensure that the registrar has current and accurate records for all of those items:

(a) a notice of change of registered office in accordance with section 8;

(b) a notice of change of designated partner representative in accordance with section 6;

(c) a power of attorney pursuant to section 21.2 of *The Business Names Registration Act*;

(d) a description of any changes to the eligible profession or main activity or business of the limited liability partnership or extraprovincial limited liability partnership in accordance with section 7.

(4) For the purposes of subsection (1), the anniversary month of a limited liability partnership or extraprovincial limited liability partnership is the month in which the certificate of registration was issued by the registrar.

**Request for name search and availability**

**10** Before a name is reserved for an intended limited liability partnership or an intended extraprovincial limited liability partnership or for a limited liability partnership or extraprovincial limited liability partnership intending to change its name, the person requesting a name reservation shall:

- (a) request that the registrar conduct a name search; and
- (b) provide the registrar with any information in a form suitable to the registrar that is necessary to:
  - (i) conduct a name search; and
  - (ii) ensure that the name meets the requirements of the Act and these regulations.

**Cancellation of registration**

**11** A cancellation of registration pursuant to section 94 of the Act for a limited liability partnership and section 107 of the Act for an extraprovincial limited liability partnership must be in a form containing the following information:

- (a) the name of the limited liability partnership or extraprovincial limited liability partnership;
- (b) the number assigned to the limited liability partnership or extraprovincial limited liability partnership by the registrar;
- (c) confirmation that:
  - (i) in the case of a limited liability partnership, the limited liability partnership is providing notice to cancel the registration in accordance with clause 94(1)(b) of the Act; or
  - (ii) in the case of an extraprovincial limited liability partnership, the extraprovincial limited liability partnership is providing notice to cancel the registration in accordance with clause 107(1)(b) of the Act;
- (d) the date on which the cancellation takes effect;
- (e) the name and contact information of the individual submitting the cancellation of registration;
- (f) a statement by the individual submitting the cancellation of registration that:
  - (i) the contents of the cancellation of registration are true; and
  - (ii) the individual has authority to file the cancellation of registration with the registrar;
- (g) the signature of the individual submitting the cancellation of registration.

**General rules re forms, etc.**

**12(1)** A requirement to provide information in a form, notice or other document in accordance with these regulations, other than a signature or statement by the individual submitting the form, notice or other document, is satisfied by providing the information as an attachment to the form, notice or other document in a manner that is satisfactory to the registrar.

(2) A requirement that a signature is to be provided according to these regulations is satisfied if it meets the requirements, if any, of the registrar as to the method of making the signature and as to the reliability of the signature.

(3) Any form, notice or other document required by the Act or these regulations to be provided to the registrar must contain a statement that if an email address is provided in the form, notice or other document, the registrar may use the email address for the purpose of providing any notice or document required to be sent by the registrar by the Act or these regulations, except:

(a) the notices mentioned in subsections 3(1) and (2); and

(b) if a limited liability partnership or extraprovincial limited liability partnership notifies the registrar that it wishes to receive notices and documents in a non-electronic form.

(4) Nothing in these regulations prohibits the registrar from requiring additional information or documentation to be submitted with a form, notice or other document if that information or documentation is necessary to directly support any information that is required in the form, notice or other document in accordance with these regulations.

**R.R.S. c.P-3 Reg 1 repealed**

**13** *The Partnership Regulations* are repealed.

**Coming into force**

**14(1)** Subject to subsection (2), these regulations come into force on July 10, 2016.

(2) If these regulations are filed with the Registrar of Regulations after July 10, 2016, these regulations come into force on the day on which they are filed with the Registrar of Regulations.



**CHAPTER P-16.101 REG 1***The Pooled Registered Pension Plans (Saskatchewan) Act*

## Section 20

Order in Council 139/2016, dated February 25, 2016

(Filed February 25, 2016)

## PART I

**Preliminary Matters****Title**

**1** These regulations may be cited as *The Pooled Registered Pension Plans (Saskatchewan) Regulations*.

**Interpretation**

**2** In these regulations:

“**Act**” means *The Pooled Registered Pension Plans (Saskatchewan) Act*;

“**child**” has the same meaning as in the federal regulations;

“**costs**” has the same meaning as in the federal regulations;

“**debt obligation**” has the same meaning as in the federal regulations;

“**deferred life annuity**” has the same meaning as in the federal regulations;

“**electronic document**” has the same meaning as in the federal Act;

“**entity**” has the same meaning as in the federal regulations;

“**immediate life annuity**” has the same meaning as in the federal regulations;

“**loan**” has the same meaning as in the federal regulations;

“**locked-in retirement account contract**” means a locked-in retirement account contract that is subject to section 29 of *The Pension Benefits Regulations, 1993*;

“**market value**” has the same meaning as in the federal regulations;

“**marketplace**” has the same meaning as in the federal regulations;

“**pension plan**” means a plan as defined in clause 2(1)(y) of *The Pension Benefits Act, 1992*;

“**person**” includes entity;

“**pooled retirement income account contract**” means a contract that meets the requirements set out in section 17;

“**pooled retirement savings account contract**” means a contract that meets the requirements set out in section 16;

“**PRPP**” has the same meaning as in the federal regulations;

**“registered retirement income fund”** has the same meaning as in the federal regulations;

**“registered retirement income fund contract”** means a contract between an issuer of a registered retirement income fund and an annuitant to which section 29.1 of *The Pension Benefits Regulations, 1993* applies;

**“related party”** has the same meaning as in the federal regulations;

**“security”** has the same meaning as in the federal regulations;

**“surviving spouse”** means, in relation to a deceased member, the spouse of the member at the time of the member’s death;

**“voting share”** has the same meaning as in the federal regulations;

**“variable payments”** means variable payments pursuant to Part III;

**“Year’s Maximum Pensionable Earnings”** has the same meaning as in the federal Act.

#### **Application of the federal Act**

3 The provisions of the federal Act that do not apply to the Act or these regulations are set out in Table 1 of Part II of the Appendix.

#### **Modifications of federal Act**

4(1) For the purposes of its application to the Act and these regulations, a reference to “this Act” in the federal Act is to be read as a reference to the Act.

(2) For the purposes of its application to the Act and these regulations, a reference to “the Regulations” in the federal Act shall be read as a reference to these regulations.

(3) For the purposes of its application to the Act and these regulations, the words “registered retirement savings plan” in the federal Act are to be read as “RRSP”.

(4) For the purposes of their application to the Act and these regulations, the words “the Government of Canada’s withdrawal” in paragraph 6(4)(c) of the federal Act are to be read as “the Government of Saskatchewan’s withdrawal”.

(5) For the purposes of their application to the Act and these regulations, the following provisions of the federal Act are to be read without references to “common-law partner”:

- (a) section 49;
- (b) subsection 52(1);
- (c) section 56;
- (d) paragraph 57(1)(c).

(6) For the purposes of their application to the Act and these regulations, the references to “survivor” in the following provisions of the federal Act are to be read as references to “surviving spouse”:

- (a) paragraph 47(2)(b);
- (b) section 49;

- (c) section 50;
- (d) section 51;
- (e) subsection 52(1);
- (f) section 54;
- (g) paragraph 57(1)(e).

(7) For the purposes of their application to the Act and these regulations, the word “survivor” in subsections 52(2) and (3) of the federal Act is to be read as “spouse with an entitlement under subsection (1)”.

(8) For the purposes of its application to the Act and these regulations, subsection 52(2) of the federal Act is to be read without reference to “succession”.

(9) For the purposes of its application to the Act and these regulations, the words “in every other case, to the executor or administrator of the member’s estate or to the liquidator of the member’s succession” in paragraph 57(1)(e) of the federal Act are to be read as “in every other case, to the personal representative of the member’s estate in his or her representative capacity”.

(10) For the purposes of its application to the Act and these regulations, section 71 of the federal Act is to be read without reference to “or, in Quebec, null”.

(11) For the purposes of its application to the Act and these regulations, the definition of “employee” found in subsection 2(1) of the federal Act is to be read without reference to “mandator” or “mandatary” and paragraph 57(1)(c) of the federal Act is to be read without reference to “mandatary”.

#### **Application of the federal regulations**

**5** The provisions of the federal regulations that do not apply to the Act or these regulations are set out in Table 2 of Part II of the Appendix.

#### **Modifications to the federal regulations**

**6(1)** Subject to the Act and these regulations, the provisions of the federal regulations apply, with any necessary modification, with respect to PRPPs as though those provisions had been enacted as provisions of these regulations.

(2) For the purpose of applying a provision of the federal regulations pursuant to subsection (1), unless a contrary intention appears in the Act or these regulations, a reference in the provision to a word or expression set out in Column 1 of the table in subsection 4(2) of the Act is to be read as a reference to the word or expression set out opposite in Column 2 of the table.

(3) For the purposes of its application to the Act and these regulations, a reference to “these Regulations” in the federal regulations shall be read as a reference to these regulations.

(4) For the purposes of its application to the Act and these regulations, a reference to “the Act” in the federal regulations shall be read as a reference to the Act.

(5) For the purposes of its application to the Act and these regulations, paragraph 26(l) of the federal regulations is to be read without references to “common-law partner”.

(6) For the purposes of its application to the Act and these regulations, the words “registered retirement savings plan” in the federal regulations are to be read as “RRSP”.

(7) Notwithstanding subsection 4(2) of the Act, the definition of “entity” and “related party” found in section 1 of the federal regulations is to be read with reference to “Her Majesty in right of Canada”.

#### **Application**

7(1) The following are designated jurisdictions in which there is in force legislation substantially similar to the Act:

- (a) Quebec;
- (b) The Northwest Territories;
- (c) The Yukon Territory;
- (d) Nova Scotia;
- (e) British Columbia;
- (f) Nunavut.

(2) The Act and these regulations do not apply to the following plans or arrangements:

- (a) a supplemental plan defined in clause 2(1)(hh) of *The Pension Benefits Act, 1992* if, under the plan to which it is a supplemental plan, the members as defined in *The Pension Benefits Act, 1992* are entitled to benefits from that plan at least equal to the maximum benefit or contribution limit pursuant to the *Income Tax Act* (Canada);
- (b) that part of a plan as defined in clause 2(1)(y) of *The Pension Benefits Act, 1992* that provides benefits or pensions insured under a contract issued pursuant to the *Government Annuity Act* (Canada); and
- (c) an RRSP.

(3) For the purposes of clause 6(3)(c) of the Act, the supervisory authority is the superintendent of financial institutions appointed pursuant to section 5 of the *Office of the Superintendent of Financial Institutions Act* (Canada).

(4) For the purposes of clause 3(d) of the Act, a member of a PRPP who is self-employed in Saskatchewan is a person to whom the Act applies.

#### **Fees**

8(1) This section only applies with respect to a PRPP that prohibits individuals with respect to whom the federal Act applies from becoming members of the PRPP.

(2) The fee for filing an application for licensing pursuant to section 11 of the federal Act is \$5,000.

(3) The fee for issuing a licence pursuant to section 11 of the federal Act is \$1,000.

(4) The fee for filing an application for registration pursuant to subsection 12(2) of the federal Act is \$1,000.

(5) The fee for filing an information return mentioned in subsection 58(1) of the federal Act is \$15,000.

PART II  
**Death Benefits**

**Death benefits**

**9** For the purposes of section 52 of the federal Act:

- (a) a member who elects to receive variable payments shall designate a beneficiary;
- (b) subject to clause (c), a member may revoke a designation of a beneficiary by designating a different beneficiary; and
- (c) if a member has a spouse, the beneficiary must be the spouse unless a spouse's waiver in Form A of Part I of the Appendix has been signed by the spouse and filed with the administrator of the PRPP.

PART III  
**Variable Payments**

**Prescribed age**

**10** Subject to section 11, a PRPP may provide that a member who has reached 55 years of age may elect to receive variable payments from the funds in his or her account.

**Consent of member's spouse**

**11** A member may not elect to receive variable payments from the funds in his or her account unless a consent to elect variable payments in Form B of Part I of the Appendix has been signed by the spouse, if any, and filed with the administrator.

**Payment amount**

**12(1)** Subject to subsection (2), a member who has elected to receive variable payments may decide the amount that the member is to receive as a variable payment for any calendar year.

(2) The variable payment mentioned in subsection (1) is to be not less than the minimum amount required pursuant to subsection 8506(5) of the *Income Tax Regulations* (Canada).

(3) If the member has not notified the administrator of the amount to be paid as a variable payment for a calendar year within 90 days after the day on which the statement required pursuant to paragraph 57(1)(b) of the federal Act is received, the minimum amount determined pursuant to subsection 8506(5) of the *Income Tax Regulations* (Canada) is to be paid as a variable payment for that year.

(4) For the calendar year in which the variable payment is established, the amount to be paid is multiplied by the number of months remaining in that year and then divided by 12, with any part of an incomplete month counting as one month.

**Variable payment transfer out options**

**13(1)** In addition to the options described in subsection 50(1) of the federal Act, a member or surviving spouse who receives variable payments may also elect, by written notice to the administrator, to transfer all or any part of the funds in the member's account:

- (a) a locked-in retirement account contract for the member or the surviving spouse, as the case may be; or
- (b) a registered retirement income fund contract for the member or the surviving spouse, as the case may be.

(2) In addition to the options described in subsection 50(3) of the federal Act, the surviving spouse may, if he or she notifies the administrator of his or her intention to do so within 90 days after the death of the member or, if the superintendent permits a longer period pursuant to paragraph 57(1)(e) of the federal Act for giving the statement mentioned in that clause, within 60 days after the day on which the administrator gives that statement:

- (a) receive a lump sum payment equal to the amount in the member's account; or
- (b) transfer all or any part of the funds in the member's account to:
  - (i) a locked-in retirement account contract for the surviving spouse;
  - (ii) a registered retirement income fund contract for the surviving spouse;
  - (iii) an RRSP for the surviving spouse; or
  - (iv) a registered retirement income fund for the surviving spouse.

(3) Before an administrator may cease to make the variable payments mentioned in section 48 or 49 of the federal Act, the administrator shall offer a member or surviving spouse the options set out in subsection 13(1) of these regulations in addition to the options set out in subsection 50(1) of the federal Act.

#### PART IV

#### Transfer of Funds and Purchase of Life Annuities

##### **PRPP transfer out options**

**14(1)** In addition to the options mentioned in subsection 54(2) of the federal Act, a person described in subsection 54(1) of the federal Act may transfer the funds in the person's account to:

- (a) a locked-in retirement account contract; or
- (b) a registered retirement income fund contract.

(2) In addition to the options mentioned in subsection 54(2) of the federal Act, a surviving spouse may:

- (a) receive a lump sum payment equal to the amount of the funds in the member's account; or
- (b) transfer all or any part of the funds in the member's account to:
  - (i) a locked-in retirement account contract for the surviving spouse;
  - (ii) a registered retirement income fund contract for the surviving spouse;
  - (iii) an RRSP for the surviving spouse; or
  - (iv) a registered retirement income fund for the surviving spouse.

##### **Prescribed retirement savings plan**

**15** For the purposes of clauses 50(1)(b) and (3)(b) and 54(2)(b) of the federal Act and clause 13(3)(b) of the Act, the following are retirement savings plans:

- (a) a pooled retirement savings account contract;
- (b) a pooled retirement income account contract.

**Pooled retirement savings account**

**16(1)** In this section, “**contract**” means a pooled retirement savings account contract.

(2) A contract must:

- (a) be registered as a retirement savings plan pursuant to the *Income Tax Act* (Canada);
- (b) be issued to hold locked-in funds that are the subject of a transfer; and
- (c) meet the requirements of the Act and this section.

(3) For the purposes of this section, funds are locked-in if their withdrawal, surrender or commutation is prohibited.

(4) An issuer of a contract shall not accept any transfer unless the contract is in a form that complies with the Act and these regulations.

(5) An issuer of a contract shall not enter into a contract except with respect to funds transferred from:

- (a) a PRPP;
- (b) another contract; or
- (c) a pooled retirement income account contract.

(6) A contract must contain the following provisions:

- (a) that any term in the contract has the meaning provided in the Act or these regulations;
- (b) that funds held pursuant to the contract by the issuer of the contract on behalf of the owner of the contract must not be withdrawn, surrendered or commuted;
- (c) that locked-in funds include interest, gains and losses;
- (d) that, subject to clause (i) and to the extent permitted by the *Income Tax Act* (Canada), the owner of a contract may:
  - (i) transfer all or part of the locked-in funds in the contract to:
    - (A) a PRPP for the owner;
    - (B) a pension plan for the owner, if that pension plan permits a transfer;
    - (C) another contract for the owner;
    - (D) a pooled retirement income account contract for the owner;
    - (E) a registered retirement income fund contract for the owner; or
    - (F) a locked-in retirement account contract for the owner; or
  - (ii) use the funds in the contract to purchase an immediate life annuity or a deferred life annuity;

- (e) that the locked-in funds will be invested in a manner that complies with the rules for the investment of an RRSP pursuant to the *Income Tax Act* (Canada);
- (f) that, if locked-in funds are paid out contrary to the Act or this section, the issuer of the contract will reimburse the amount of funds that were paid out contrary to the Act or this section;
- (g) that the issuer of the contract, before transferring out the locked-in funds pursuant to clause (d), will advise the transferee in writing of the locked-in status of the funds and make acceptance of the transfer subject to the conditions provided for in this subsection;
- (h) that, if the transferring issuer does not comply with clause (g) and the transferee pays out the locked-in funds contrary to this section, clause (f) applies to the transferring issuer, with any necessary modification;
- (i) that on the death of the owner of a contract:
  - (i) the surviving spouse, if any, is entitled to the locked-in funds in the contract;
  - (ii) if there is no surviving spouse, the designated beneficiary of the owner is entitled to the locked-in funds in the contract;
  - (iii) if there is no surviving spouse or designated beneficiary of the owner, the personal representative of the owner's estate in his or her representative capacity is entitled to the locked-in funds in the contract; and
  - (iv) the locked-in funds in the contract will be transferred to the surviving spouse, the designated beneficiary or the personal representative of the owner's estate in his or her representative capacity in accordance with subsection (5), this subsection and subsections (7) to (9);
- (j) that the contract is subject, with any necessary modification, to division on spousal relationship breakdown as set out in section 13 of the Act;
- (k) that, pursuant to section 12 of the Act, the locked-in funds in the contract are subject to attachment for the purpose of enforcing a maintenance order as defined in *The Enforcement of Maintenance Orders Act, 1997*;
- (l) that, if an amount has been attached pursuant to clause (k), the issuer of the contract shall deduct from the locked-in funds in the contract:
  - (i) an amount, not to exceed \$250, that reasonably represents the cost to the issuer of complying with the attachment;
  - (ii) the total amount of taxes, if any, that are required to be deducted or withheld as a result of the attachment; and
  - (iii) the lesser of:
    - (A) the amount attached; and
    - (B) the remainder of the locked-in funds in the contract;



- (m) that, if an amount has been attached pursuant to clause (k):
  - (i) the owner of the contract has no further claim or entitlement to any funds respecting the amount attached; and
  - (ii) the issuer is not liable to any person by reason of having made payment pursuant to an attachment mentioned in clause (k).
- (7) A contract must provide that, subject to subsection (8), to the extent permitted by the *Income Tax Act* (Canada), a surviving spouse who is entitled to the locked-in funds in a contract pursuant to subclause (6)(i)(i) may, within 180 days following the day on which proof of death of the owner is provided to the issuer of the contract, elect:
  - (a) to transfer the locked-in funds in the contract in accordance with subsection 54(2) of the federal Act;
  - (b) to receive a lump sum payment equal to the locked-in funds in the contract; or
  - (c) transfer the funds in the contract to:
    - (i) a locked-in retirement account contract for the surviving spouse;
    - (ii) a registered retirement income fund contract for the surviving spouse;
    - (iii) an RRSP for the surviving spouse; or
    - (iv) a registered retirement income fund for the surviving spouse.
- (8) A contract may provide that a surviving spouse who fails to make an election pursuant to subsection (7) is deemed to have elected to receive a lump sum payment pursuant to clause (7)(b).
- (9) A contract must provide that if an owner of a contract dies leaving no surviving spouse, a lump sum payment equal to the locked-in funds to which a surviving spouse would have been entitled pursuant to subsection (7) is to be paid:
  - (a) to the designated beneficiary of the owner; or
  - (b) if there is no validly designated beneficiary, to the personal representative of the owner's estate in his or her representative capacity.
- (10) A contract may provide that, at any time before the date of death of the owner, the spouse of the owner:
  - (a) may waive the spouse's entitlement pursuant to subsection (7) by filing a written and signed waiver in Form C of Part I of the Appendix to the issuer of the contract; and
  - (b) may revoke a waiver delivered pursuant to clause (a) by delivering a written and signed notice of revocation to the issuer of the contract.
- (11) A contract that permits a waiver of the spouse's entitlement must provide that, if a waiver pursuant to subsection (10) is in effect on the date of death of the owner, subsection (9) applies as if the owner died leaving no surviving spouse.

(12) Notwithstanding subsection (6), the contract may provide for the withdrawal of the locked-in funds as a lump sum or series of payments:

- (a) if a physician certifies that, due to mental or physical disability, the life expectancy of the owner of the contract is shortened considerably;
- (b) if the owner of the contract completes and files with the issuer of the contract a certificate of status in Form D of Part I of the Appendix; and
- (c) if the owner of the contract has a spouse, if the owner of the contract obtains the spouse's consent in Form E of Part I of the Appendix and files a copy of the completed form with the issuer of the contract.

(13) Notwithstanding subsection (6), the contract may provide for the withdrawal of the locked-in funds as a lump sum payment if the total amount of all locked-in funds does not exceed 20% of the Year's Maximum Pensionable Earnings in effect in the year in which the withdrawal occurs.

(14) Notwithstanding subsection (6), the contract must provide for the withdrawal of the locked-in funds as a lump sum payment:

- (a) if the owner of the contract:
  - (i) is a non-resident of Canada as determined for the purposes of the *Income Tax Act* (Canada);
  - (ii) has not resided in Canada for at least two consecutive years;
  - (iii) provides the issuer with written evidence that the Canada Revenue Agency has determined that the owner of the contract is a non-resident of Canada for the purposes of the *Income Tax Act* (Canada); and
  - (iv) completes and files with the issuer a certificate of status in Form D of Part I of the Appendix; and
- (b) if the owner of the contract has a spouse, the owner of the contract obtains the spouse's consent in Form E of Part I of the Appendix and files a copy of the completed form with the issuer of the contract.

(15) The issuer of a contract shall comply with the contractual provisions provided for in subsection (6) of a contract to which it is a party, or ensure that the contractual provisions are complied with.

(16) If a contract does not contain a provision required by subsection (6) or (14), the contract is deemed to contain whatever provision would be necessary to make it comply with subsection (6) or (14), as the case may be.

(17) Subject to clauses (6)(j) and (k), the locked-in funds in the contract may not be assigned, charged, alienated, anticipated or given as security and are exempt from execution, seizure or attachment, and any transaction that purports to assign, charge, alienate, anticipate or give as security the locked-in funds in a contract is void.

(18) Notwithstanding subsection (6), but subject to subsection (19), at any time after a contract is issued, the issuer of the contract may accept a transfer of funds into the contract from any of the sources mentioned in clauses (5)(a) to (c) or from:

- (a) an RRSP;
- (b) a registered retirement income fund;
- (c) a locked-in retirement account contract; or
- (d) a registered retirement income fund contract.

(19) The issuer of a contract may accept a transfer mentioned in subsection (18) if:

- (a) the contract permits the transfer of those funds into the contract; and
- (b) the *Income Tax Act* (Canada) permits the transfer.

**Pooled retirement income account**

**17(1)** In this section, “**contract**” means a pooled retirement income account contract.

(2) A contract must:

- (a) be registered as a retirement income fund pursuant to the *Income Tax Act* (Canada); and
- (b) meets the requirements of the Act and this section.

(3) An issuer of a contract shall not accept any transfer unless the contract is in a form that complies with the Act and these regulations.

(4) An issuer of a contract shall not enter into a contract except with respect to funds transferred from:

- (a) a PRPP;
- (b) a pooled retirement savings account contract; or
- (c) another contract.

(5) A contract must contain the following provisions:

- (a) that, if funds in a contract are paid out contrary to the Act or this section, the issuer of the contract will reimburse the amount of the funds that were paid out contrary to the Act or this section;
- (b) that an issuer shall not enter into a contract unless:
  - (i) the owner of the contract is at least 55 years of age; and
  - (ii) Form F of Part I of the Appendix has been signed and filed with one of the following, as the case may require:
    - (A) the administrator, in the case of a PRPP mentioned in clause (4)(a);
    - (B) the issuer of the pooled retirement savings account contract, in the case of a pooled retirement savings account contract mentioned in clause (4)(b).

(c) that, subject to clause (i) and to the extent permitted by the *Income Tax Act* (Canada), the owner of a contract may:

(i) transfer all or part of the funds in the contract to:

(A) a PRPP for the owner;

(B) a pension plan for the owner, if that pension plan permits a transfer;

(C) a pooled retirement savings account contract for the owner;

(D) another pooled retirement income account contract for the owner;

(E) a registered retirement income fund contract for the owner; or

(F) a locked-in retirement account contract for the owner; or

(ii) use the funds in the contract to purchase an immediate life annuity or a deferred life annuity;

(d) that, subject to clauses (e) and (f), the funds in the contract may not be assigned, charged, alienated, anticipated or given as security and are exempt from execution, seizure or attachment, and that any transaction that purports to assign, charge, alienate, anticipate or give as security the funds in a contract is void;

(e) that the contract is subject, with any necessary modifications, to division on spousal relationship breakdown as set out in section 13 of the Act;

(f) that, pursuant to section 12 of the Act, the funds in the contract are subject to attachment for the purpose of enforcing a maintenance order as defined in *The Enforcement of Maintenance Orders Act, 1997*;

(g) that, if an amount has been attached pursuant to clause (f), the issuer of the contract shall deduct from the funds in the contract:

(i) an amount, not to exceed \$250, that reasonably represents the cost to the issuer of complying with the attachment;

(ii) the total amount of taxes, if any, that are required to be deducted or withheld as a result of the attachment; and

(iii) the lesser of:

(A) the amount attached; and

(B) the remainder of the funds in the contract;

(h) that, if an amount has been attached pursuant to clause (f):

(i) the owner of the contract has no further claim or entitlement to any funds respecting the amount attached; and

(ii) the issuer of the contract is not liable to any person by reason of having made payment pursuant to an attachment mentioned in clause (f);

- 
- (i) that, on the death of the owner of a contract, the balance of the funds in the contract, to the extent permitted by the *Income Tax Act* (Canada), is to be paid:
- (i) if the owner had a spouse at the date of death who survives the owner for 30 days or more, to the surviving spouse unless a spouse's waiver in Form G of Part I of the Appendix has been signed by the spouse and filed with the issuer; or
  - (ii) if there is no surviving spouse, if the spouse does not survive the owner for 30 days or more or if the surviving spouse has signed a spouse's waiver in Form G of Part I of the Appendix and the waiver has been filed with the issuer:
    - (A) to a designated beneficiary; or
    - (B) if there is no designated beneficiary, to the personal representative of the owner's estate in his or her representative capacity.
- (6) Notwithstanding subsection (5), but subject to subsection (7), at any time after a contract is issued, the issuer of the contract may accept a transfer of funds into the contract from any of the sources mentioned in clauses (4)(a) to (c) or from:
- (a) an RRSP;
  - (b) a registered retirement income fund;
  - (c) a locked-in retirement account contract; or
  - (d) a registered retirement income fund contract.
- (7) The issuer of a contract may accept a transfer mentioned in subsection (6) if:
- (a) the contract permits the transfer of those funds into the contract;
  - (b) the *Income Tax Act* (Canada) permits the transfer;
  - (c) in the case of a transfer from any of the sources mentioned in clauses (4)(a) or (b), the requirements of subclause (5)(b)(ii) have been met; and
  - (d) in the case of a transfer from a locked-in retirement account contract, Form H of Part I of the Appendix has been signed and filed with the issuer of the locked-in retirement account contract.
- (8) The issuer of a contract shall comply with the contractual provisions provided for in subsection (5) of a contract to which it is a party, or ensure that the contractual provisions are complied with.
- (9) If a contract does not contain a provision required by subsection (5), the contract is deemed to contain whatever provision would be necessary to make it comply with subsection (5).

**Life annuity**

**18(1)** For the purposes of paragraphs 50(1)(c) and (3)(c) and 54(2)(c) of the federal Act, clause 13(3)(c) of the Act and subclauses 16(6)(d)(ii) and 17(5)(c)(ii) of these regulations, the funds in a member's account may be used to purchase:

- (a) an immediate life annuity that provides that:
    - (i) subject to sections 12 and 13 of the Act, no benefit provided under the annuity is to be transferred, charged, attached, anticipated or given as security and that any transaction appearing to do so is void; and
    - (ii) except in the case of the unexpired period of a guaranteed annuity when the annuitant is deceased, no benefit provided under the annuity is to be surrendered during the lifetime of the annuitant's spouse and that any transaction appearing to do so is void; or
  - (b) a deferred life annuity that provides:
    - (i) for the conditions set out in subclauses (a)(i) and (ii);
    - (ii) that if the annuitant dies before the day on which the annuity payments begin, the surviving spouse is entitled, on the death of the annuitant, to an amount equal to the commuted value of the deferred life annuity; and
    - (iii) that, subject to subsection (2), the surviving spouse who is entitled to an amount pursuant to subclause (ii) may, within 180 days following the day on which proof of death of the annuitant is provided to the issuer of the deferred life annuity, elect to:
      - (A) transfer the amount in accordance with subsection 54(2) of the federal Act;
      - (B) receive a lump sum payment equal to the amount of the commuted value of the deferred life annuity;
      - (C) transfer the amount to:
        - (I) a locked-in retirement account contract for the surviving spouse;
        - (II) a registered retirement income fund contract for the surviving spouse;
        - (III) an RRSP for the surviving spouse; or
        - (IV) a registered retirement income fund for the surviving spouse.
- (2) A deferred life annuity may provide that a surviving spouse who fails to make an election pursuant to subclause (1)(b)(iii) is deemed to have elected to receive a lump sum payment pursuant to paragraph (1)(b)(iii)(B).

- (3) For the purposes of subsection (1), the commuted value of the deferred life annuity is to be determined in accordance with section 3500 (“Pension Commuted Values”) of the *Standards of Practice of the Actuarial Standards Board*, published by the Canadian Institute of Actuaries, as amended from time to time.

## PART V Appeals

### Appeals

- 19** For the purposes of subsection 9(2) of the Act, sections 21 to 30 of *The Financial and Consumer Affairs Authority of Saskatchewan Act* apply, with any necessary modification, to an appeal pursuant to subsection 9(1) of the Act.

## PART VI Enforcement of Maintenance Orders

### Calculation of costs

- 20(1)** For the purposes of clause 12(2)(a) of the Act, the cost of complying with an attachment is to be calculated in accordance with this section.
- (2) The administrator shall calculate the cost of complying with the attachment as being the amount that reasonably represents the cost to the PRPP of complying with the attachment.
- (3) The cost of complying with the attachment is not to exceed \$250.

## PART VII Termination and Winding-up

### Qualifications regarding termination report

- 21** For the purposes of subsection 62(9) of the federal Act, the termination report is to be prepared by an actuary who is a Fellow of the Canadian Institute of Actuaries, a person who is a member in good standing of a recognized accounting profession that is regulated by an Act or any other professional advisor.

### Coming into force

- 22(1)** Subject to subsection (2), these regulations come into force on the day on which section 1 of *The Pooled Registered Pension Plans (Saskatchewan) Act* comes into force.
- (2) If section 1 of *The Pooled Registered Pension Plans (Saskatchewan) Act* comes into force before the day on which these regulations are filed with the Registrar of Regulations, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

**Appendix**

**PART I  
Forms**

**Form A**  
[Clause 9(c)]

**SPOUSE'S WAIVER OF DESIGNATED BENEFICIARY STATUS UNDER A  
POOLED REGISTERED PENSION PLAN**

I, \_\_\_\_\_,  
(print or type full name of spouse)

certify that I am the spouse within the meaning of clause 2(1)(p) of *The Pooled Registered Pension Plans (Saskatchewan) Act* (the "Act") of

\_\_\_\_\_  
(print or type full name of member)

("the member") who is a member of a pooled registered pension plan and holds a pooled registered pension plan account ("the account") that is subject to the provisions of the Act.

1. I understand that, in the absence of this waiver, on the death of the member, I am entitled to the account, to the extent permitted by the *Income Tax Act* (Canada).
2. I understand and declare that, by signing this waiver and filing it with the administrator of the plan:
  - (a) I am giving up my status and rights as designated beneficiary; and
  - (b) on the death of the member, the balance of the funds in the account will be paid, to the extent permitted by the *Income Tax Act* (Canada):
    - (i) to the beneficiary designated by the member if the designated beneficiary is a person other than myself; or
    - (ii) to the personal representative of the member's estate in his or her representative capacity if there is no valid designation of a beneficiary.
3. I certify that this waiver is being signed freely and voluntarily without any compulsion on the part of the member and outside the immediate presence of the member.
4. I understand that I may revoke this waiver at any time before the date of the member's death by providing written notice to the administrator of the plan.

In witness whereof, I sign this waiver at \_\_\_\_\_  
this \_\_\_\_\_ of \_\_\_\_\_, 20 \_\_\_\_\_ in the presence  
of \_\_\_\_\_  
(print or type name of witness)

of \_\_\_\_\_  
(address of witness)

\_\_\_\_\_  
(Signature of witness)

\_\_\_\_\_  
(Spouse's signature)



**Form B**  
[Section 11]

**SPOUSE'S CONSENT TO ELECT VARIABLE PAYMENTS**

I, \_\_\_\_\_ ,  
(print or type full name of spouse)

certify that I am the spouse within the meaning of clause 2(1)(p) of *The Pooled Registered Pension Plans (Saskatchewan) Act* (the "Act") of \_\_\_\_\_

\_\_\_\_\_  
(print or type full name of member)

("the member") who is a member of a pooled registered pension plan and holds a pooled registered pension plan account ("the account") that is subject to the provisions of the Act.

1. I understand that the member wants to elect to start to receive variable payments from the pooled registered pension plan in accordance with section 10 of *The Pooled Registered Pension Plan (Saskatchewan) Regulations*, and that, pursuant to section 11 of those regulations, my written consent is required to enable the member to make this election.
2. I declare that, by signing this consent and filing it with the administrator of the plan:
  - (a) I am authorizing the member to manage the funds in the account, subject to the minimum annual withdrawal payment required by the *Income Tax Act* (Canada); and
  - (b) I understand that there is no maximum withdrawal restriction imposed under the account and I am authorizing the member to withdraw part or all of the balance of the funds in the account at any time.
3. I certify that this consent is being signed freely and voluntarily without any compulsion on the part of the member and outside the immediate presence of the member.

In witness whereof, I sign this consent at \_\_\_\_\_  
this \_\_\_\_\_ of \_\_\_\_\_ , 20 \_\_\_\_\_ in the presence  
of \_\_\_\_\_  
(print or type name of witness)

of \_\_\_\_\_  
(address of witness)

\_\_\_\_\_  
(Signature of witness)

\_\_\_\_\_  
(Spouse's signature)

**Form C**  
[Clause 16(10)(a)]

**SPOUSE'S WAIVER OF DESIGNATED BENEFICIARY STATUS UNDER A  
POOLED RETIREMENT SAVINGS ACCOUNT CONTRACT**

I, \_\_\_\_\_,  
(print or type full name of spouse)

certify that I am the spouse within the meaning of clause 2(1)(p) of *The Pooled Registered Pension Plans (Saskatchewan) Act* (the "Act") of \_\_\_\_\_

\_\_\_\_\_  
(print or type full name of member)

("the owner") who is the owner of a pooled retirement savings account contract ("the contract") that is subject to the provisions of the Act.

1. I understand that, in the absence of this waiver, on the death of the owner, I am entitled to the balance of the funds in the contract, to the extent permitted by the *Income Tax Act* (Canada).
2. I understand and declare that, by signing this waiver and filing it with the issuer of the contract:
  - (a) I am giving up my status and rights as designated beneficiary; and
  - (b) on the death of the owner, the balance of the funds in the contract will be paid, to the extent permitted by the *Income Tax Act* (Canada):
    - (i) to the beneficiary designated by the owner if the designated beneficiary is a person other than myself; or
    - (ii) to the personal representative of the owner's estate in his or her representative capacity if there is no valid designation of a beneficiary.
3. I certify that this waiver is being signed freely and voluntarily without any compulsion on the part of the owner and outside the immediate presence of the owner.
4. I understand that I may revoke this waiver at any time before the date of the owner's death by providing written notice to the issuer of the contract.

In witness whereof, I sign this waiver at \_\_\_\_\_

this \_\_\_\_\_ of \_\_\_\_\_, 20 \_\_\_\_\_ in the presence

of \_\_\_\_\_

(print or type name of witness)

of \_\_\_\_\_

(address of witness)

\_\_\_\_\_  
(Signature of witness)

\_\_\_\_\_  
(Spouse's signature)

**Form D**

[Clause 16(12)(b) and subclause 16(14)(a)(iv)]

**CERTIFICATE OF STATUS**

I, \_\_\_\_\_, certify that:  
 (print or type full name of owner of pooled retirement savings account contract)

1. I am the owner of the following pooled retirement saving account contract(s) that are subject to *The Pooled Registered Pension Plans (Saskatchewan) Regulations* (the "Regulations"):

Name of financial institution(s)	Account number

(attach another page if more space is necessary)

2. I intend to withdraw funds in the amount of \$ \_\_\_\_\_ from the contract(s) listed above due to (check one):
- Pursuant to 16(12) of the Regulations, shortened life expectancy (skip #3 to #5, and then continue completing this form)
- Pursuant to 16(14) of the Regulations, non-residency (continue completing this form)
3. I have not resided in Canada since \_\_\_\_\_ .
4. I am now a resident of \_\_\_\_\_ .
5. I have received from the Canada Revenue Agency written confirmation that the Canada Revenue Agency has determined me to be a non-resident of Canada for the purposes of the *Income Tax Act* (Canada), and I have attached a copy of that confirmation to this form.
6. I am indicating my spousal status by selecting one of the following:
- I have never had a spouse.
- I previously had a spouse but no longer have one. The last person to be my spouse ceased being my spouse on \_\_\_\_\_
- I currently have a spouse, my spouse's name is \_\_\_\_\_ , and my spouse has consented to the withdrawal by completing in the prescribed manner a spouse's consent to withdrawal using Form E. The completed Form E has been attached to this form.
7. I hold all of the entitlement to all of the assets listed on this form, and none of these assets are subject to a transfer of entitlements due to the breakdown of the spousal relationship.

In witness whereof, I sign this form at \_\_\_\_\_  
 this \_\_\_\_\_ of \_\_\_\_\_, 20 \_\_\_\_\_ in the presence  
 of \_\_\_\_\_  
*(print or type name of witness)*  
 of \_\_\_\_\_  
*(address of witness)*  
 \_\_\_\_\_  
*(Signature of witness)* \_\_\_\_\_ *(Signature of declarant)*

**Form E**

*[Clauses 16(12)(c) and (14)(b)]*

**SPOUSE'S CONSENT TO WITHDRAWAL UNDER A  
 POOLED RETIREMENT SAVINGS ACCOUNT CONTRACT**

I, \_\_\_\_\_,  
*(print or type full name of spouse)*

certify that I am the spouse within the meaning of clause 2(1)(p) of *The Pooled Registered Pension Plans (Saskatchewan) Act* (the "Act") of \_\_\_\_\_

\_\_\_\_\_  
*(print or type full name of member)*

("the owner") who is the owner of a pooled retirement savings account contract ("the contract") that is subject to the provisions of the Act.

1. I understand that:
  - (a) the owner intends to withdraw funds from the contract and that my written consent is required to enable the owner to make the withdrawal;
  - (b) as long as those funds are kept in the contract, I may have a right to share in those funds if there is a breakdown in spousal relationship or if the owner dies;
  - (c) if any funds are withdrawn from the contract, I may lose any right that I have to a share of the funds withdrawn;
  - (d) when funds are withdrawn from any contract, the funds may lose the creditor protection provided by the Act;
  - (e) when funds are withdrawn from any contract, the funds may be taxable under the *Income Tax Act* (Canada) or other legislation; and
  - (f) I may need to seek professional advice about the financial and legal implications of any withdrawal.
2. I consent to the owner's application to withdraw as a lump sum his or her funds in the contract.
3. I certify that this consent is being signed freely and voluntarily without any compulsion on the part of the owner and outside the immediate presence of the owner.
4. I understand that this consent is not valid if it is signed more than 90 days before the withdrawal of the funds from the contract.

Signed at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_  
 in the presence of \_\_\_\_\_  
 (print or type name of witness)  
 of \_\_\_\_\_  
 (address of witness)  
 \_\_\_\_\_  
 (Signature of witness) \_\_\_\_\_ (Spouse's signature)

**Form F**

[Subclause 17(5)(b)(ii)]

**SPOUSE'S CONSENT TO TRANSFER FROM A POOLED REGISTERED  
 PENSION PLAN OR A POOLED RETIREMENT SAVINGS ACCOUNT  
 CONTRACT TO A POOLED RETIREMENT INCOME ACCOUNT CONTRACT**

I, \_\_\_\_\_,  
 (print or type full name of spouse)

certify that I am the spouse within the meaning of clause 2(1)(p) of *The Pooled Registered Pension Plans (Saskatchewan) Act* (the "Act") of \_\_\_\_\_

\_\_\_\_\_  
 (print or type full name of member)

("the owner") who is a member of a pooled registered pension plan and holds a pooled registered pension plan account ("the account") or who is the owner of a pooled retirement savings account contract ("the PRSA") that is subject to the provisions of the Act;

1. I understand that the owner wants to transfer the amount in his or her account or PRSA to a pooled retirement income account contract ("the contract") in accordance with section 17 of *The Pooled Registered Pension Plans (Saskatchewan) Regulations*, and that my written consent is required to enable the owner to make the transfer.
2. I understand that transferring the account or the PRSA to the contract will allow the owner to manage the funds in the contract, subject to the minimum annual withdrawal payment required by the *Income Tax Act* (Canada).
3. I also understand that there is no maximum withdrawal restriction imposed under the contract and that the owner may withdraw part or all of the balance of the funds in the contract at any time.
4. I certify that this consent is being signed freely and voluntarily without any compulsion on the part of the owner and outside the immediate presence of the owner.

In witness whereof, I sign this form at \_\_\_\_\_  
 this \_\_\_\_\_ of \_\_\_\_\_, 20 \_\_\_\_\_ in the presence  
 of \_\_\_\_\_  
 (print or type name of witness)  
 of \_\_\_\_\_  
 (address of witness)

\_\_\_\_\_  
 (Signature of witness)

\_\_\_\_\_  
 (Spouse's signature)

**Form G**  
[Clause 17(5)(i)]

**SPOUSE'S WAIVER OF DESIGNATED BENEFICIARY STATUS UNDER A  
POOLED RETIREMENT INCOME ACCOUNT CONTRACT**

I, \_\_\_\_\_,  
(print or type full name of spouse)

certify that I am the spouse within the meaning of clause 2(1)(p) of *The Pooled Registered Pension Plans (Saskatchewan) Act* (the "Act") of \_\_\_\_\_

\_\_\_\_\_  
(print or type full name of owner of pooled retirement income account contract)

("the owner") who is the owner of a pooled retirement income account contract ("the contract") that is subject to the provisions of the Act.

1. I understand that, in the absence of this waiver, on the death of the owner, I am entitled to the balance of the funds in the contract, to the extent permitted by the *Income Tax Act* (Canada).
2. I understand and declare that, by signing this waiver and filing it with the issuer of the contract:
  - (a) I am giving up my status and rights as designated beneficiary; and
  - (b) on the death of the owner, the balance of the funds in the contract will be paid, to the extent permitted by the *Income Tax Act* (Canada):
    - (i) to the beneficiary designated by the owner if the designated beneficiary is a person other than myself; or
    - (ii) to the personal representative of the owner's estate in his or her representative capacity if there is no valid designation of a beneficiary.
3. I certify that this waiver is being signed freely and voluntarily without any compulsion on the part of the owner and outside the immediate presence of the owner.
4. I understand that I may revoke this waiver at any time before the date of the owner's death by providing written notice to the issuer of the contract.

In witness whereof, I sign this waiver at \_\_\_\_\_  
this \_\_\_\_\_ of \_\_\_\_\_, 20\_\_\_\_\_ in the presence  
of \_\_\_\_\_  
(print or type name of witness)

of \_\_\_\_\_  
(address of witness)

\_\_\_\_\_  
(Signature of witness)

\_\_\_\_\_  
(Spouse's signature)

**Form H**  
[Clause 17(7)(d)]

**SPOUSE'S CONSENT TO TRANSFER FROM A LOCKED-IN RETIREMENT  
ACCOUNT CONTRACT TO A POOLED RETIREMENT  
INCOME ACCOUNT CONTRACT**

I, \_\_\_\_\_,  
(print or type full name of spouse)

certify that I am the spouse within the meaning of clause 2(1)(ff) of *The Pension Benefits Act, 1992* (the "Act") of \_\_\_\_\_

\_\_\_\_\_  
(print or type full name of member)

("the owner") who is the owner of a locked-in retirement account contract ("the LIRA") that is subject to the provisions of the Act.

1. I understand that the owner wants to transfer the amount in his or her LIRA to a pooled retirement income account contract ("the contract") in accordance with section 17 of *The Pooled Registered Pension Plans (Saskatchewan) Regulations*, and that my written consent is required to enable the owner to make the transfer.
2. I understand that transferring the LIRA to the contract will allow the owner to manage the funds in the contract, subject to the minimum annual withdrawal payment required by the *Income Tax Act* (Canada).
3. I also understand that there is no maximum withdrawal restriction imposed under the contract and that the owner may withdraw part or all of the balance of the funds in the contract at any time.
4. I certify that this consent is being signed freely and voluntarily without any compulsion on the part of the owner and outside the immediate presence of the owner.

In witness whereof, I sign this consent at \_\_\_\_\_

this \_\_\_\_\_ of \_\_\_\_\_, 20 \_\_\_\_\_ in the presence

of \_\_\_\_\_  
(print or type name of witness)

of \_\_\_\_\_  
(address of witness)

\_\_\_\_\_  
(Signature of witness)

\_\_\_\_\_  
(Spouse's signature)

## PART II

## Tables

## TABLE 1

[Section 3]

## Non-application of provisions of the federal Act

Item Number	Description	Item Number	Description
1	Section 1 (Short title)	12	Section 63 (Designation of beneficiaries – provincial law)
2	Except in the definitions of “child” and “related party” of the federal regulations, and in subsections 6(e) and (f) of the federal regulations, the definition of “common-law partner”	13	Subsection 67(2) (Appeal to Federal Court)
3	Definitions of “common-law partnership”, “prescribed”, “spouse” and “survivor” in subsection 2(1) (Definitions)	14	Section 72 (Agreement to transfer, etc.)
4	Subsection 2(2) (Meaning of “spouse or common-law partner”)	15	Section 73 (Agreement to surrender)
5	Section 4 (Application of Act)	16	Section 74 (Non-application of <i>Statutory Instruments Act</i> )
6	Subsection 6(3) (Tabling in Parliament)	17	Section 75 (Offences)
7	Section 8 (Review by Federal Court)	18	Section 76 (Governor in Council)
8	Section 10 (Powers of the Superintendent)	19	Section 77 (Incorporation by reference)
9	Section 37 (Notice of Objection)	20	Section 78 (Annual Report)
10	Section 38 (Appeal to Federal Court)	21	Sections 79 to 93 (Related amendments)
11	Section 53 (Meaning of “provincial law relating to the distribution of property”)	22	Section 94 (Coordinating amendment)



**TABLE 2**  
[Section 5]

**Non-application of provisions of the federal regulations**

<b>Item Number</b>	<b>Description</b>
1	The definitions of “Act”, “life income fund”, “locked-in RRSF”, “person”, “restricted life income fund”, “restricted locked-in savings plan” in section 1 (Definitions)
2	Sections 36 and 37 (Variable payments)
3	Sections 38 to 42 (Transfer of Funds and Purchase of Life Annuities)
4	Sections 47 and 48 (Objections and Appeals)
5	Sections 50 and 51
6	Schedules

**CHAPTER R-8.2 REG 10**

*The Regional Health Services Act*

Section 64

Order in Council 122/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

- 1 These regulations may be cited as *The Critical Incident Regulations, 2016*.

**Interpretation**

- 2 In these regulations:

“**Act**” means *The Regional Health Services Act*;

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

“**Canadian Armed Forces number**” means a unique number assigned by the Canadian Armed Forces to a member of the Canadian Armed Forces for the purposes of identifying the individual;

“**guideline**” means the *Saskatchewan Critical Incident Reporting Guideline, 2004* published by the ministry;

“**health services number**” means a unique number assigned to an individual who:

- (a) is or was registered as a beneficiary to receive insured services within the meaning of *The Saskatchewan Medical Care Insurance Act*; or
- (b) pursuant to the legislation of another province or territory of Canada, is or was entitled to receive services similar to the insured services mentioned in clause (a);

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

**Guideline adopted**

3(1) The *Saskatchewan Critical Incident Reporting Guideline, 2004* is adopted, as amended from time to time, for the purposes of these regulations.

(2) The minister shall:

(a) cause the guideline to be made available to the public in any form or manner that the minister considers appropriate; and

(b) take any steps that the minister considers appropriate to bring the guideline, and the manner or form in which it is available, to the attention of the public.

**Notice of critical incidents - facilities, services of regional health authority**

4(1) A regional health authority shall give notice to the minister of any critical incident that occurs:

(a) in a facility that the regional health authority operates; or

(b) in relation to a health service that the regional health authority provides or a program that the regional health authority operates.

(2) A notice required by subsection (1) must include only the following:

(a) a summary of facts that led to the critical incident;

(b) a summary of the health status of the individual to whom the critical incident relates:

(i) before the critical incident; and

(ii) after the critical incident;

(c) the actions that the regional health authority has taken or will be taking to investigate the critical incident;

(d) a statement as to whether the critical incident has been reported to any organization that is not part of the regional health authority and, if so, the name of that organization.

(3) A regional health authority, in providing the notice required by subsection (1), shall not include any information that would reasonably be expected to identify:

(a) any individual to whom the critical incident relates;

(b) any health care provider involved in providing health services to any individual described in clause (a) or in operating a program to which the critical incident relates; or

(c) any other individual who has knowledge of the critical incident.

(4) Notice pursuant to subsection (1) must be given within three business days, or as soon as possible thereafter, after the day on which:

(a) the critical incident occurs; or

(b) the regional health authority becomes aware of the critical incident.

- (5) For the purposes of subsection (1), notice may be given:
  - (a) orally by telephone or in person; or
  - (b) in writing, including by fax or email.

**Investigation and report of critical incidents - facilities, services of regional health authority**

**5(1)** A regional health authority shall investigate any critical incident described in subsection 4(1) and prepare a written report with respect to each critical incident that it investigates.

- (2) A written report required by subsection (1) must include:
  - (a) a complete description of the circumstances and facts that led to the critical incident;
  - (b) a statement identifying any current practice, procedure or factor involved in the provision of the health service or the operation of the program that:
    - (i) contributed to the occurrence of the critical incident; and
    - (ii) if corrected or modified, may prevent the occurrence of a similar critical incident in the future;
  - (c) a description of the actions taken and the actions intended to be taken by the regional health authority as a result of the investigation; and
  - (d) any recommendations arising from the investigation.
- (3) A regional health authority, in preparing the report required by subsection (1), shall not include any information that would reasonably be expected to identify:
  - (a) any individual to whom the critical incident relates;
  - (b) any health care provider involved in providing health services to any individual described in clause (a) or in operating a program to which the critical incident relates; or
  - (c) any other individual who has knowledge of the critical incident.
- (4) The regional health authority shall complete the written report required by subsection (1) as soon as is reasonably practicable after completing its investigation.
- (5) The regional health authority shall, without delay, submit the written report to the minister on completion of the report.
- (6) If an investigation and a written report required by subsection (1) cannot be completed and the report submitted to the minister within 60 days after the day on which the regional health authority became aware of the critical incident, the regional health authority shall advise the minister of the delay, the reasons for the delay and the anticipated date of completion of the report, which is to be not later than 180 days after the day on which the regional health authority became aware of the critical incident.

**Notice of critical incidents - facilities, services of health care organization**

**6(1)** A health care organization shall give notice to the regional health authority of any critical incident that occurs:

- (a) in a facility that the health care organization operates; or
- (b) in relation to a health service that the health care organization provides or a program that the health care organization operates.

- (2) A notice required by subsection (1) must include only the following:
- (a) with respect to any individual to whom the critical incident relates, the following:
    - (i) his or her name;
    - (ii) his or her date of birth;
    - (iii) his or her health services number, if applicable;
    - (iv) his or her Canadian Armed Forces number, if applicable;
  - (b) a summary of the facts that led to the critical incident;
  - (c) a summary of the health status of the individual to whom the critical incident relates:
    - (i) before the critical incident; and
    - (ii) after the critical incident;
  - (d) the actions that the health care organization has taken or will be taking to investigate the critical incident;
  - (e) a statement as to whether the critical incident has been reported to any organization that is not part of the regional health authority or health care organization, as the case may be, and, if so, the names of that organization.
- (3) A health care organization, in providing the notice required by subsection (1), shall not include any information that would reasonably be expected to identify:
- (a) any health care provider involved in providing health services to any individual to whom the critical incident relates or in operating a program to which the critical incident relates; or
  - (b) any other individual who has knowledge of the critical incident.
- (4) Notice pursuant to subsection (1) must be given within three business days, or as soon as possible thereafter, after the day on which:
- (a) the critical incident occurs; or
  - (b) the health care organization becomes aware of the critical incident.
- (5) For the purposes of subsection (1), notice may be given:
- (a) orally by telephone or in person; or
  - (b) in writing, including by fax or email.
- (6) A regional health authority that receives notice of a critical incident pursuant to subsection (1) shall give notice of the critical incident to the minister within three business days after the day on which the regional health authority receives the notice from the health care organization.
- (7) A notice required by subsection (6) must include only the following:
- (a) a summary of facts that led to the critical incident;

- (b) a summary of the health status of the individual to whom the critical incident relates:
    - (i) before the critical incident; and
    - (ii) after the critical incident;
  - (c) the actions that the health care organization and regional health authority have taken or will be taking to investigate the critical incident;
  - (d) a statement as to whether the critical incident has been reported to any organization that is not part of the health care organization or regional health authority and, if so, the name of that organization.
- (8) The notice required by subsection (6) must not include any information that would reasonably be expected to identify:
- (a) any individual to whom the critical incident relates;
  - (b) any health care provider involved in providing health services to any individual described in clause (a) or in operating a program to which the critical incident relates; or
  - (c) any other individual who has knowledge of the critical incident.

**Investigation and report of critical incidents - facilities, services of health care organization**

7(1) A health care organization shall, in collaboration with the regional health authority, investigate any critical incident described in subsection 6(1) and prepare a written report with respect to each critical incident that it investigates.

(2) For the purposes of the investigation mentioned in subsection (1), each of the health care organization and the regional health authority:

- (a) is authorized to provide the other with any information that may reasonably be required to conduct the investigation, including personal health information as defined in *The Health Information Protection Act* and personal information as defined in *The Local Authority Freedom of Information and Protection of Privacy Act*; and
- (b) shall provide the other with a copy of any record, report or other document that it has prepared or has caused to be prepared in connection with the critical incident.

(3) A written report required by subsection (1) must include:

- (a) a complete description of the circumstances and facts that led to the critical incident;
- (b) a statement identifying any current practice, procedure or factor involved in the provision of the health service or the operation of the program that:
  - (i) contributed to the occurrence of the critical incident; and
  - (ii) if corrected or modified, may prevent the occurrence of a similar critical incident in the future;
- (c) a description of the actions taken and the actions intended to be taken by the health care organization as a result of the investigation; and
- (d) any recommendations arising from the investigation.

- (4) The health care organization, in preparing the report required by subsection (1), shall not include any information that would reasonably be expected to identify:
- (a) any individual to whom the critical incident relates;
  - (b) any health care provider involved in providing health services to any individual described in clause (a) or in operating a program to which the critical incident relates; or
  - (c) any other individual who has knowledge of the critical incident.
- (5) The health care organization shall complete the written report required by subsection (1) as soon as is reasonably practicable after completing its investigation.
- (6) The health care organization shall, without delay, submit the written report to the regional health authority on completion of the report.
- (7) The regional health authority shall submit the written report to the minister, along with a description of the actions taken and the actions intended to be taken by the regional health authority as a result of the investigation.
- (8) If an investigation and a written report required by subsection (1) cannot be completed and the report submitted to the minister within 60 days after the day on which the regional health authority became aware of the critical incident, the regional health authority shall advise the minister of the delay, the reasons for the delay and the anticipated date of completion of the report, which is to be not later than 180 days after the day on which the regional health authority became aware of the critical incident.

**Notice of critical incidents - facilities, services of cancer agency**

- 8(1)** The cancer agency shall give notice to the minister of any critical incident that occurs:
- (a) in a facility that the cancer agency operates; or
  - (b) in relation to a health service that the cancer agency provides or a program that the cancer agency operates.
- (2) A notice required by subsection (1) must include only the following:
- (a) a summary of the facts that led to the critical incident;
  - (b) a summary of the health status of the individual to whom the critical incident relates:
    - (i) before the critical incident; and
    - (ii) after the critical incident;
  - (c) the actions that the cancer agency has taken or will be taking to investigate the critical incident;
  - (d) a statement as to whether the critical incident has been reported to any organization that is not part of the cancer agency and, if so, the name of that organization.
- (3) The cancer agency, in providing the notice required by subsection (1), shall not include any information that would reasonably be expected to identify:
- (a) any individual to whom the critical incident relates;

- (b) any health care provider involved in providing health services to any individual described in clause (a) or in operating a program to which the critical incident relates; or
  - (c) any other individual who has knowledge of the critical incident.
- (4) Notice pursuant to subsection (1) must be given within three business days, or as soon as possible thereafter, after the day on which:
- (a) the critical incident occurs; or
  - (b) the cancer agency becomes aware of the critical incident.
- (5) For the purposes of subsection (1), notice may be given:
- (a) orally by telephone or in person; or
  - (b) in writing, including by fax or email.

**Investigation and report of critical incidents - facilities, services of cancer agency**

- 9(1) The cancer agency shall investigate any critical incident described in subsection 8(1) and prepare a written report with respect to each critical incident that it investigates.
- (2) A written report required by subsection (1) must include:
- (a) a complete description of the circumstances and facts that led to the critical incident;
  - (b) a statement identifying any current practice, procedure or factor involved in the provision of the health service or the operation of the program that:
    - (i) contributed to the occurrence of the critical incident; and
    - (ii) if corrected or modified, may prevent the occurrence of a similar critical incident in the future;
  - (c) a description of the actions taken and the actions intended to be taken by the cancer agency as a result of the investigation; and
  - (d) any recommendations arising from the investigation.
- (3) The cancer agency, in preparing the report required by subsection (1), shall not include any information that would reasonably be expected to identify:
- (a) any individual to whom the critical incident relates;
  - (b) any health care provider involved in providing health services to any individual described in clause (a) or in operating a program to which the critical incident relates; or
  - (c) any other individual who has knowledge of the critical incident.
- (4) The cancer agency shall complete the written report required by subsection (1) as soon as is reasonably practicable after completing its investigation.
- (5) The cancer agency shall, without delay, submit the written report to the minister on completion of the report.

(6) If an investigation and a written report required by subsection (1) cannot be completed and the report submitted to the minister within 60 days after the day on which the cancer agency became aware of the critical incident, the cancer agency shall advise the minister of the delay, the reasons for the delay and the anticipated date of completion of the report, which is to be not later than 180 days after the day on which the cancer agency became aware of the critical incident.

**R.R.S. c.R-8.2 Reg 3 repealed**

**10** *The Critical Incident Regulations* are repealed.

**Coming into force**

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

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**SASKATCHEWAN REGULATIONS 9/2016**

*The Automobile Accident Insurance Act*

Section 81

Order in Council 117/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

**1** These regulations may be cited as *The Automobile Accident Insurance (General) (Commercial Rate Assessment) Amendment Regulations, 2016*.

**R.R.S. c.A-35 Reg 4 amended**

**2** *The Automobile Accident Insurance (General) Regulations, 2002* are amended in the manner set forth in these regulations.

**New Part IV.1**

**3 The following Part is added after Part IV:**

“PART IV.1  
Fees

**“Interest**

**12.1(1)** In this section, **‘person in default’** means a person who has not provided the insurer with the entire payment for the purchase of a product or service available pursuant to this Act or the regulations or has provided payment and that payment has been dishonoured.

(2) A person in default is indebted to the insurer for the amount in arrears, any administrative fees associated with a dishonoured payment and any interest chargeable pursuant to subsection (3), and the insurer may recover the arrears, administrative fees and any interest against the person in default.

(3) If the amount owing by the person in default is not paid on the date set out in the statement of account or collection letter issued by the insurer, the person in default is liable for the amount owing and shall pay interest equal to 1.5% per month on the amount owing”.



## Section 31.1 amended

## 4 Subsection 31.1(1) is amended:

## (a) by repealing clause (b) and substituting the following clauses:

“(b) **‘chargeable incident’** means an accident involving a commercial vehicle in which the driver of the commercial vehicle caused or contributed to the accident and is at least 50% at fault for the accident;

“(b.1) **‘claims paid’** means:

(i) if the insurer conducts an annual assessment effective May 1 of each year, the sum of all amounts paid by the insurer on behalf of a registrant, less any claims expenses, that are attributable to all chargeable incidents involving the registrant’s commercial vehicles that occurred in the preceding calendar year, with the amount paid for each chargeable incident being determined in accordance with section 31.3; or

(ii) if the insurer conducts an assessment at any time of the year other than as set out in subclause (i), the sum of all amounts paid by the insurer on behalf of a registrant, less any claims expenses, that are attributable to all chargeable incidents involving the registrant’s commercial vehicles that occurred in the 365 days before the assessment date, with the amount paid for each chargeable incident being determined in accordance with section 31.3”;

## (b) by adding the following clause after clause (c):

“(c.1) **‘IRP commercial vehicle’** means a commercial vehicle registered in Saskatchewan pursuant to the IRP”;

## (c) by repealing clause (d) and substituting the following:

“(d) **‘loss ratio’** means the loss ratio for a registrant determined pursuant to section 31.3, 31.4, 31.81 or 31.9, as the case may be;

“(d.1) **‘national safety code audit’** means an audit conducted pursuant to the National Safety Code that was adopted by the Council of Ministers Responsible for Transportation”; and

## (d) by adding the following clause after clause (e):

“(e.1) **‘premiums paid’** means:

(i) if the insurer conducts an annual assessment on May 1:

(A) with respect to any year ending before January 1, 2015, the amount of all premiums paid pursuant to the Act to the insurer on behalf of the registrant to register all of the registrant’s commercial vehicles in the preceding calendar year; and

(B) with respect to the year 2015, and any year after 2015, the basic premiums paid for the registrant’s commercial vehicles for that calendar year; or

(ii) if the insurer conducts an assessment at any time of the year other than as set out in subclause (i):

(A) with respect to any 365-day period ending before January 1, 2015, the amount of all premiums paid pursuant to the Act to the insurer on behalf of the registrant to register all of the registrant's commercial vehicles in that 365-day period; and

(B) with respect to any 365-day period ending on or after January 1, 2015, the basic premiums paid for the registrant's commercial vehicles for that 365-day period”.

**Section 31.21 amended**

**5 Subsection 31.21(1) is amended by striking out “and 31.8 to 31.9” and substituting “, 31.81 and 31.9”.**

**New section 31.3**

**6 Section 31.3 is repealed and the following substituted:**

**“Loss ratio**

**31.3(1)** For the purpose of determining the claims paid by the insurer on behalf of a registrant pursuant to subsection (2), the insurer shall include for each chargeable incident involving at least one of the registrant's commercial vehicles the lesser of the amounts mentioned in clauses (a) and (b):

(a) if:

(i) the driver of the commercial vehicle is determined to be 50% at fault for a particular chargeable incident, one half of all claims paid by the insurer on behalf of the registrant with respect to that chargeable incident involving that commercial vehicle; and

(ii) the driver of the commercial vehicle is determined to be more than 50% at fault for a particular chargeable incident, all claims paid by the insurer on behalf of the registrant with respect to that chargeable incident involving that commercial vehicle;

(b) either:

(i) if the insurer conducts an annual assessment effective May 1 of each year:

(A) with respect to any calendar year ending before January 1, 2015, two times the amount of all premiums paid by a registrant to register all of the registrant's commercial vehicles for the calendar year in which the chargeable incident occurred; or

(B) with respect to the calendar year 2015 and any subsequent calendar year, the lesser of:

(I) three times the premiums paid by the registrant for all of the registrant's commercial vehicles for the calendar year in which the chargeable incident occurred; and

(II) \$50,000; or

(ii) if the insurer conducts an assessment at any time of the year other than as set out in subclause (i):

(A) with respect to any 365-day period ending before January 1, 2015, two times the amount of all premiums paid by a registrant to register all of the registrant's commercial vehicles in the 365-day period in which the chargeable incident occurred; or

(B) with respect to any 365-day period ending on or after January 1, 2015, the lesser of:

(I) three times the premiums paid by the registrant for all of the registrant's commercial vehicles in the 365-day period in which the chargeable incident occurred; and

(II) \$50,000.

(2) Subject to subsection (3) and section 31.4 or 31.81, if the insurer conducts an annual assessment effective May 1, the loss ratio for a registrant is the amount LR expressed as a percentage and calculated in accordance with the following formula:

$$LR = \frac{(CP1 + CP2 + CP3 + CP4 + CP5)}{(PP1 + PP2 + PP3 + PP4 + PP5)} \times 100$$

where:

CP1 is the amount of claims paid on behalf of the registrant, or a person operating the vehicle on behalf of the registrant, with respect to chargeable incidents that occurred in the calendar year before the registrant's assessment date;

CP2 is the amount of claims paid on behalf of the registrant, or a person operating the vehicle on behalf of the registrant, with respect to chargeable incidents that occurred in the calendar year that is two years before the registrant's assessment date;

CP3 is the amount of claims paid on behalf of the registrant, or a person operating the vehicle on behalf of the registrant, with respect to chargeable incidents that occurred in the calendar year that is three years before the registrant's assessment date;

CP4 is the amount of claims paid on behalf of the registrant, or a person operating the vehicle on behalf of the registrant, with respect to chargeable incidents that occurred in the calendar year that is four years before the registrant's assessment date;

CP5 is the amount of claims paid on behalf of the registrant, or a person operating the vehicle on behalf of the registrant, with respect to chargeable incidents that occurred in the calendar year that is five years before the registrant's assessment date;

PP1 is the amount of premiums paid on behalf of the registrant to register all of its commercial vehicles for the calendar year before the registrant's assessment date;

PP2 is the amount of premiums paid on behalf of the registrant to register all of its commercial vehicles for the calendar year that is two years before the registrant's assessment date;

PP3 is the amount of premiums paid on behalf of the registrant to register all of its commercial vehicles for the calendar year that is three years before the registrant's assessment date;

PP4 is the amount of premiums paid on behalf of the registrant to register all of its commercial vehicles for the calendar year that is four years before the registrant's assessment date;

PP5 is the amount of premiums paid on behalf of the registrant to register all of its commercial vehicles for the calendar year that is five years before the registrant's assessment date.

(3) Notwithstanding subsection (2) but subject to section 31.4 or 31.81, if the insurer conducts an assessment at any time of the year other than as set out in subsection (2), the loss ratio for a registrant is the amount LR expressed as a percentage and calculated in accordance with the following formula:

$$LR = \frac{(CP1 + CP2 + CP3 + CP4 + CP5)}{(PP1 + PP2 + PP3 + PP4 + PP5)} \times 100$$

where:

CP1 is the amount of claims paid on behalf of the registrant, or a person operating the vehicle on behalf of the registrant, with respect to chargeable incidents that occurred in the 365-day period that ended on the registrant's assessment date;

CP2 is the amount of claims paid on behalf of the registrant, or a person operating the vehicle on behalf of the registrant, with respect to chargeable incidents that occurred in the 365-day period that ended on the day that is two years before the registrant's assessment date;

CP3 is the amount of claims paid on behalf of the registrant, or a person operating the vehicle on behalf of the registrant, with respect to chargeable incidents that occurred in the 365-day period that ended on the day that is three years before the registrant's assessment date;

CP4 is the amount of claims paid on behalf of the registrant, or a person operating the vehicle on behalf of the registrant, with respect to chargeable incidents that occurred in the 365-day period that ended on the day that is four years before the registrant's assessment date;

CP5 is the amount of claims paid on behalf of the registrant, or a person operating the vehicle on behalf of the registrant, with respect to chargeable incidents that occurred in the 365-day period that ended on the day that is five years before the registrant's assessment date;

PP1 is the amount of premiums paid on behalf of the registrant to register all of its commercial vehicles for the 365-day period that ended on the registrant's assessment date;

PP2 is the amount of premiums paid on behalf of the registrant to register all of its commercial vehicles for the 365-day period that ended on the day that is two years before the registrant's assessment date;

PP3 is the amount of premiums paid on behalf of the registrant to register all of its commercial vehicles for the 365-day period that ended on the day that is three years before the registrant's assessment date;

PP4 is the amount of premiums paid on behalf of the registrant to register all of its commercial vehicles for the 365-day period that ended on the day that is four years before the registrant's assessment date;

PP5 is the amount of premiums paid on behalf of the registrant to register all of its commercial vehicles for the 365-day period that ended on the day that is five years before the registrant's assessment date".

**Section 31.4 amended**

**7 Subsection 31.4(1) is amended by striking out "70.1%" and substituting "71%".**

**Section 31.5 amended**

**8 Clause 31.5(2)(c) is amended:**

**(a) in clause (i) by striking out "for at least 12 months" and substituting "for at least 28 days in the calendar year"; and**

**(b) in clause (ii) by striking out "for at least 12 months" and substituting "for at least 28 days in the calendar year".**

**Section 31.51 amended**

**9(1) Subsection 31.51(1) is amended:**

**(a) by striking out "70%" and substituting "80%"; and**

**(b) by striking out "subsections (2) and (3)" and substituting "subsection (2)".**

**(2) Subsections 31.51(2) and (3) are repealed and the following substituted:**

**"(2) If a registrant is required to pay a surcharge in addition to the basic premium, the amount payable for each commercial vehicle registered to that registrant is the amount PP calculated in accordance with the following formula:**

$$PP = BP + (BP \times SA)$$

where:

BP is the basic premium; and

SA is the identified surcharge percentage based on the registrant's loss ratio determined using the commercial rating scale set out in Table 4 of Appendix C".

**New section 31.52****10 The following section is added after section 31.51:****“Discount or surcharge reduced**

**31.52(1)** Notwithstanding sections 31.5 and 31.51, but subject to section 31.9, if a registrant has not registered a commercial vehicle in each calendar year for the past five years, the registrant’s discount or surcharge, as the case may be, is the amount R calculated in accordance with the following formula:

$$R = \frac{DS \times AY}{5}$$

where:

DS is either, as the case may be:

- (a) the registrant’s discount amount calculated pursuant to section 31.5; or
- (b) the registrant’s surcharge amount calculated pursuant to section 31.51; and

AY is the number of calendar years in the past five calendar years that the registrant has registered a commercial vehicle for 28 days or more.

(2) If the amount ‘R’ in subsection (1) for a registrant does not correspond with a discount or surcharge percentage set out in Table 4 of Appendix C, the insurer shall attribute to the registrant the nearest discount or surcharge percentage, calculated using standard rounding rules, for the purposes of calculating the amount of the registrant’s discount or surcharge, as the case may be”.

**Section 31.8 repealed****11 Section 31.8 is repealed.****Section 31.81 amended****12(1) Subsection 31.81(1) is repealed and the following substituted:**

“(1) This section only applies to the registrant of an IRP commercial vehicle if the registrant’s loss ratio for its IRP commercial vehicles is more than 80%”.

**(2) Subsection 31.81(3) is repealed and the following substituted:**

“(3) Notwithstanding subsection (2), the maximum surcharge payable for an IRP commercial vehicle is 200%”.

**Section 31.9 amended****13 Subsection 31.9(4) is amended:**

(a) in the portion preceding clause (a) by striking out “sections 31.51 and 31.8” and substituting “section 31.51”;

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

“(b) in the case of a new IRP registrant that has carried on business as a commercial carrier for at least one year but less than two years, the greater of:

- (i) 50% of the basic premium; and
- (ii) the surcharge determined pursuant to section 31.51”; and

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

“(c) in the case of a new IRP registrant that has carried on business as a commercial carrier for at least two years but less than three years, the greater of:

- (i) 25% of the basic premium; and
- (ii) the surcharge determined pursuant to section 31.51”.

**Appendix C new Table 4****14 Tables 4 and 5 of Appendix C are repealed and the following substituted:**

**“TABLE 4**  
[Sections 31.5]

**Commercial Rating Discount & Surcharge Table**

<b>Loss Ratio</b>	<b>Discount/Surcharge</b>
0% - 15%	-10%
16% - 30%	-8%
31% - 40%	-6%
41% - 60%	-4%
61% - 70%	-2%
71% - 80%	0%
81% - 100%	5%
101% - 125%	10%
126% - 175%	15%
176% - 200%	20%
201%+	25%

”.

**Coming into force**

**15(1)** Subject to subsection (2), these regulations come into force on May 1, 2016.

**(2)** If these regulations are filed with the Registrar of Regulations after May 1, 2016, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

**SASKATCHEWAN REGULATIONS 10/2016***The Automobile Accident Insurance Act*

## Section 81

Order in Council 118/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

**1** These regulations may be cited as *The Automobile Accident Insurance (Injury) (Motorcycles) Amendment Regulations, 2016*.

**R.R.S. c.A-35 Reg 5 amended**

**2** *The Automobile Accident Insurance (Injury) Regulations* are amended in the manner set forth in these regulations.

**Section 2 amended**

**3(1) The following clause after clause 2(1)(c):**

“(c.1) ‘**motorcycle**’ means a motorcycle as defined in *The Vehicle Equipment Regulations, 1987*”.

**(2) Subsection 2(2) is amended by adding “and subclause 35.25(1)(b)(ii)” after “subclause 25(1)(b)(ii)”.**

**(3) Subsection 2(3) is repealed.**

**(4) Subsection 2(5) is repealed and the following substituted:**

“(5) The following vehicles are prescribed motor vehicles for the purposes of subclauses 20(3)(b)(vii) and 35.11(2)(b)(ii) of the Act:

(a) a golf cart as defined in *The Registration Exemption and Reciprocity Regulations, 2014*;

(b) a power-assisted bicycle as defined in *The Vehicle Equipment Regulations, 1987*;

(c) every non-highway motor vehicle”.

**(5) The following subsection is added after subsection 2(6):**

“(7) The following motorcycles and motorcycle owners are prescribed for the purposes of clause 35.12(4)(c) of the Act:

(a) a motorcycle that is registered in Class L pursuant to *The Vehicle Classification and Registration Regulations*;

(b) a motorcycle that is registered in Class GC pursuant to *The Vehicle Classification and Registration Regulations*;

(c) a motorcycle that is registered in Saskatchewan pursuant to the IRP (International Registration Plan) as defined in *The Automobile Accident Insurance (General) Regulations, 2002*;



(d) a motorcycle that is an antique vehicle as defined in *The Automobile Accident Insurance (General) Regulations, 2002*;

(e) a motorcycle that is a U-Drive vehicle as defined in *The Automobile Accident Insurance (General) Regulations, 2002*;

(f) a motorcycle that is registered to a police service;

(g) a motorcycle that is registered to an Indian Band, a corporation or two or more persons associated in a partnership, joint venture or syndicate, whether for profit or not”.

**New section 3 amended**

**4 Section 3 is repealed and the following substituted:**

**“Application**

**3** Unless otherwise specified in these regulations, these regulations apply to accidents that are governed by Part II or Part II.1 of the Act”.

**New sections 4 to 6**

**5 Sections 4 to 6 are repealed and the following substituted:**

**“Saskatchewan resident**

**4** For the purposes of sections 35.12 and 40.2 of the Act and in these regulations, ‘**Saskatchewan resident**’ means an individual who meets the requirements of subsections 2(2) and (3) of *The Traffic Safety (Residency) Regulations*.

**“Loss of status as Saskatchewan resident**

**5** Subject to section 6, an individual loses his or her status as a Saskatchewan resident if he or she is no longer considered a resident pursuant to *The Traffic Safety (Residency) Regulations*.

**“Retention of status as Saskatchewan resident**

**6** An individual retains his or her status as a Saskatchewan resident if he or she meets the requirements of section 6 of *The Traffic Safety (Residency) Regulations*”.

**Section 8 amended**

**6 Subsection 8(3) is amended by adding “and subsection 35.3(1)” after “subsection 27(2)”.**

**Section 15 amended**

**7 Section 15 is amended:**

**(a) in the portion preceding clause (a) by adding “or 35.31” after “section 27.1”;**

**(b) in clause (a) by adding “or 35.3(1)” after “subsection 27(2)”; and**

**(c) in clause (c) by adding “or 35.3(4)” after “subsection 27(5)”.**

**Section 16 amended**

**8 Section 16 is amended by adding “and section 35.32” after “section 27.2”.**

**New section 18****9 Section 18 is repealed and the following substituted:****“Evaluation of impairment to symmetrical parts of the body**

**18** Subject to sections 19 and 20 and the Schedule of Permanent Impairments, if a permanent anatomical or physiological deficit resulting from an accident impairs symmetrical parts of the body, or impairs a part of the body that is symmetrical to a part of the body that was permanently impaired before the accident, the percentage of the permanent impairment for that deficit for the purposes of Division 4 of Part II of the Act and Division 5 of Part II.1 of the Act is determined in accordance with the following formula:

$$P = PB + (TB \times 0.25)$$

where:

P is the percentage to be used pursuant to Division 4 of Part II of the Act or Division 5 of Part II.1 of the Act, as the case may be;

PB is the percentage attributed to the deficit arising from the accident; and

TB is the total percentage of anatomical or physiological deficits impairing the more severely impaired symmetrical part of an insured's body”.

**Section 24 amended**

**10 Subsection 24(1) is amended by adding “and subsection 35.8(3)” after “subsection 30(3)”.**

**Section 25 amended**

**11 Subsection 25(1) is amended by adding “and subsection 35.8(4)” after “subsection 30(4)”.**

**New Part V.I**

**12 The following Part is added after Part V:**

**“PART V.I  
Applications, Examinations and Interest**

**“Form of application**

**25.1(1)** Subject to subsection (2), a claimant shall:

- (a) apply on a form provided by or acceptable to the insurer; and
- (b) sign his or her application.

(2) If a claimant is incapable of conducting his or her own affairs or is otherwise incapable, a claim on behalf of that claimant may be submitted and signed by a person authorized to represent the claimant.

(3) A person who submits a claim on behalf of another shall state in what capacity he or she is acting and provide proof of his or her capacity to act.

**“Medical examination**

**25.2(1)** If, at the request of the insurer, the insured is required to undergo an examination by a practitioner, the examination must include the following points with respect to the insured:

- (a) a case history, including:
  - (i) the reasons for consultation;
  - (ii) any concurrent or pre-existing disorders and diseases;
  - (iii) signs or symptoms of concurrent or pre-existing physical or mental disorders at the time of the examination; and
  - (iv) a record of treatments prescribed for concurrent or pre-existing physical or mental disorders and the results of those treatments;
- (b) an occupational history, including:
  - (i) previous occupations and reasons for departure; and
  - (ii) actual or presumed occupation and the abilities required to carry out that occupation in relation to the insured’s present condition;
- (c) a physical or mental examination showing in detail the signs and symptoms of bodily injury caused by the accident;
- (d) an analysis of all medical reports in relation to bodily injury;
- (e) a summary of the causal relationship between:
  - (i) the accident and the bodily injury;
  - (ii) the bodily injury and the permanent impairment; and
  - (iii) the bodily injury and the insured’s inability to hold a real or presumed occupation;
- (f) any additional information required by the insurer.

(2) A written report required to be submitted by a practitioner pursuant to the Act must include the information mentioned in subsection (1).

**“Calculation of interest**

**25.3** Interest payable pursuant to Part II or Part II.1 of the Act is to be calculated in accordance with *The Pre-judgment Interest Act*’.

**Coming into force**

**13(1)** Subject to subsection (2), these regulations come into force on the day on which section 1 of *The Automobile Accident Insurance (Motorcycles) Amendment Act, 2015* comes into force.

(2) If these regulations are filed with the Registrar of Regulations after the day on which section 1 of *The Automobile Accident Insurance (Motorcycles) Amendment Act, 2015* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

## SASKATCHEWAN REGULATIONS 11/2016

### *The Adoption Act, 1998*

#### Section 43

Order in Council 120/2016, dated February 25, 2016

(Filed February 25, 2016)

#### Title

1 These regulations may be cited as *The Adoption (Birth Registration Information) Amendment Regulations, 2016*.

#### R.R.S. c.A-5.2 Reg 1 amended

2 *The Adoption Regulations, 2003* are amended in the manner set forth in these regulations.

#### Section 2 amended

3 **Subsection 2(1) is amended by adding the following definitions in alphabetical order:**

“**‘contact preference’** means a document that is submitted to the minister, or to a person or body in a jurisdiction other than Saskatchewan that is responsible pursuant to the laws of that jurisdiction for recording and maintaining information related to adoptions, by a birth parent or an adopted adult named on the original birth registration, as the case may be, that specifies the type of contact, if any, that the person wishes to have respecting an adoption with individuals to whom the minister has released the birth registration pursuant to section 28; (« *préférences communicationnelles* »)

“**‘health professional’** means:

(a) a person who is licensed pursuant to an Act that the Minister of Health is responsible to administer; or

(b) a person who is licensed to practise in a health profession in a jurisdiction other than Saskatchewan and who has qualifications that the minister determines are equivalent to those set out in clause (a) in that jurisdiction; (« *professionnel de la santé* »)

“**‘veto’** means a document that is submitted to the minister, or to a person or body in a jurisdiction other than Saskatchewan that is responsible pursuant to the laws of that jurisdiction for recording and maintaining information related to adoptions, by a birth parent or adopted adult named on the original birth registration, as the case may be, that prohibits the release of identifying information that is contained on the original birth registration with respect to the person who submitted the document. (« *veto* »)”.

#### Section 3 amended

4 **Clause 3(b) of the French version is amended by striking out “d’un enfant du conjoint” and substituting “par beau-parent”.**

#### Section 5 amended

5 **Clause 5(1)(b) of the French version is amended, in the portion preceding subclause (i), by striking out “de l’adoption d’un enfant du conjoint” and substituting “d’une adoption par beau-parent”.**

**RÈGLEMENT DE LA SASKATCHEWAN 11/2016***Loi de 1998 sur l'adoption*

## Article 43

Décret 120/2016, en date du 25 février 2016

(Déposé le 25 février 2016)

## Titre

1 *Règlement modificatif de 2016 sur l'adoption (renseignements d'enregistrement de naissance).*

**Modification du Règl. 1 des R.R.S. ch. A-5.2**

2 Le *Règlement de 2003 sur l'adoption* est modifié de la manière énoncée dans le présent règlement.

**Modification de l'article 2**

3 **Le paragraphe 2(1) est modifié par insertion, selon l'ordre alphabétique, des définitions suivantes :**

« **“préférences communicationnelles”** Document présenté au ministre – ou à une personne ou à un organisme qui, ailleurs qu'en Saskatchewan, est chargé, selon la loi de l'endroit, de consigner et de tenir à jour l'information relative aux adoptions – par une mère ou un père de sang ou un adulte adopté nommé dans l'enregistrement originaire de la naissance, selon le cas, qui précise le type de contact, s'il en est, que la personne souhaite avoir, relativement à une adoption, avec les personnes à qui le ministre a remis l'enregistrement de naissance en vertu de l'article 28. (*“contact preference”*)

« **“professionnel de la santé”** S'entend, selon le cas :

- a) du titulaire d'une licence régie par une loi dont la mise en œuvre relève du ministre de la Santé;
- b) d'une personne qui est autorisée à exercer une profession de la santé ailleurs qu'en Saskatchewan et dont les qualifications professionnelles y sont équivalentes, selon le ministre, à celles visées par l'alinéa a). (*“health professional”*)

« **“veto”** Document présenté au ministre – ou à une personne ou à un organisme qui, ailleurs qu'en Saskatchewan, est chargé, selon la loi de l'endroit, de consigner et de tenir à jour l'information relative aux adoptions – par une mère ou un père de sang ou un adulte adopté nommé dans l'enregistrement originaire de la naissance, selon le cas, qui interdit la communication de renseignements identificateurs que contient l'enregistrement originaire de la naissance à propos de la personne qui a présenté le document. (*“veto”*) ».

**Modification de l'article 3**

4 **L'alinéa 3b) de la version française est modifié par suppression de « d'un enfant du conjoint » et son remplacement par « par beau-parent ».**

**Modification de l'article 5**

5 **L'alinéa 5(1)b) de la version française est modifié dans le passage précédant le sous-alinéa (i) par suppression de « de l'adoption d'un enfant du conjoint » et son remplacement par « d'une adoption par beau-parent ».**

**Section 11 amended**

**6 Clause 11(b) of the French version is amended by striking out “l’adoption d’un enfant du conjoint” and substituting “une adoption par beau-parent”.**

**Section 13 amended**

**7 Section 13 is amended:**

**(a) in clause (f) by striking out “Vital Statistics branch of the Department of Health” and substituting “Vital Statistics Registry”; and**

**(b) by repealing clause (h) and substituting the following:**

“(h) Form C-5”.

**Section 14 repealed**

**8 Section 14 is repealed.**

**Section 16 amended**

**9 Subsection 16(2) of the English version is amended by striking out “department” and substituting “ministry”.**

**Section 19 amended**

**10 Clause 19(c) of the English version is amended by striking out “department” and substituting “ministry”.**

**New sections 20 and 20.1**

**11 Section 20 is repealed and the following substituted:**

**“Interpretation of Part**

**20 In this Part:**

**‘birth registration’ means:**

(a) a certified copy of the original birth registration; or

(b) a copy of a certified copy mentioned in clause (a); (« *enregistrement de naissance* »)

**‘child of the deceased adopted adult’ means a deceased adopted adult’s adult biological or adopted child; (« *enfant du défunt adulte adopté* »)**

**‘child of the deceased birth parent’ means a deceased birth parent’s adult child; (« *enfant de la défunte mère ou du défunt père de sang* »)**

**‘personal decision-maker’ means a personal decision-maker as defined in *The Adult Guardianship and Co-decision-making Act*, and includes a person who has been appointed pursuant to any other law to exercise, on behalf of another person, powers that are similar to the powers conferred on a personal decision-maker by that Act. (« *décideur personnel* »)**

**“Application of Part**

**20.1(1) This Part applies if an order of adoption is made pursuant to the Act or any former Act.**

(2) Notwithstanding subsection (1), subsection 28(3) applies to individuals born in Saskatchewan but adopted in another jurisdiction according to the laws of that jurisdiction”.

**Modification de l'article 11**

**6 L'alinéa 11b) de la version française est modifié par suppression de « l'adoption d'un enfant du conjoint » et son remplacement par « une adoption par beau-parent ».**

**Modification de l'article 13**

**7 L'article 13 est modifié :**

**a) à l'alinéa f) par suppression de « à la Direction des services de l'état civil du ministère de la Santé » et son remplacement par « au Registre de l'état civil »;**

**b) par abrogation de l'alinéa h) et son remplacement par ce qui suit :  
« h) la formule C-5 ».**

**Abrogation de l'article 14**

**8 L'article 14 est abrogé.**

**Modification de l'article 16**

**9 Le paragraphe 16(2) de la version anglaise est modifié par suppression de « department » et son remplacement par « ministry ».**

**Modification de l'article 19**

**10 L'alinéa 19(c) de la version anglaise est modifié par suppression de « department » et son remplacement par « ministry ».**

**Nouveaux articles 20 et 20.1**

**11 L'article 20 est abrogé et remplacé par ce qui suit :**

**« Définitions pour la partie**

**20** Les définitions qui suivent s'appliquent à la présente partie.

**“décideur personnel”** Personne visée par la définition du terme *personal decision-maker* dans la loi intitulée *The Adult Guardianship and Co-decision-making Act*, y compris toute personne qui a été nommée sous le régime d'une autre règle de droit afin d'exercer, pour le compte d'une autre personne, des pouvoirs semblables à ceux que confère cette loi à un décideur personnel. (“*personal decision-maker*”)

**“enfant de la défunte mère ou du défunt père de sang”** Enfant majeur de la défunte mère ou du défunt père de sang. (“*child of the deceased birth parent*”)

**“enfant du défunt adulte adopté”** Enfant biologique ou adopté majeur du défunt adulte adopté. (“*child of the deceased adopted adult*”)

**“enregistrement de naissance”** S'entend :

a) soit d'une copie certifiée conforme de l'enregistrement de naissance original;

b) soit d'une copie d'une copie certifiée conforme mentionnée à l'alinéa a). (“*birth registration*”)

**« Application de la partie**

**20.1(1)** La présente partie s'applique lorsqu'une ordonnance d'adoption est rendue en vertu de la *Loi* ou d'une loi antérieure.

(2) Malgré le paragraphe (1), le paragraphe 28(3) s'applique aux personnes nées en Saskatchewan, mais adoptées ailleurs sous le régime juridique de l'endroit ».

**Section 22 repealed**

**12 Section 22 is repealed.**

**New sections 23 and 23.1**

**13 Section 23 is repealed and the following substituted:**

**“Step-parent adoptions**

**23(1)** If the minister receives a written request for a release with respect to a step-parent adoption, the minister may release:

- (a) a copy of the order of adoption to an adoptive parent;
- (b) the birth registration to a birth parent, if the birth parent is named on the document; and
- (c) one or both of the following to an adopted adult:
  - (i) the birth registration;
  - (ii) a copy of the order of adoption.

(2) Sections 25 to 32.1 do not apply with respect to step-parent adoptions.

**“Adoption of an adult**

**23.1(1)** If the minister receives a written request for a release with respect to an adoption of an adult, the minister may release:

- (a) a copy of the order of adoption to an adoptive parent; and
- (b) one or both of the following to the adult who was adopted:
  - (i) the birth registration;
  - (ii) a copy of the order of adoption.

(2) Sections 25 to 32.1 do not apply with respect to adoptions of adults”.

**New sections 25 to 31.1**

**14 Sections 25 to 31 are repealed and the following substituted:**

**“Obtaining consent**

**25(1)** Any consent required for the purposes of these regulations must be in writing.

(2) The minister may, for the purposes of obtaining any consent required to provide any service pursuant to this Part, search for any person whose consent is required.

(3) If a person whose consent is required lacks capacity and a personal decision-maker has been appointed for that person:

- (a) the minister may contact the personal decision-maker to determine if the personal decision-maker has the authority to consent, and will consent, to the action for which consent is required; and
- (b) a consent given by the personal decision-maker is valid consent for the purposes of this Part.



**Abrogation de l'article 22**

**12 L'article 22 est abrogé.**

**Nouveaux articles 23 et 23.1**

**13 L'article 23 est abrogé et remplacé par ce qui suit :**

**« Adoptions par beau-parent**

**23(1)** En réponse à une demande écrite en ce sens concernant une adoption par beau-parent, le ministre peut remettre :

- a) une copie de l'ordonnance d'adoption à une mère adoptive ou à un père adoptif;
- b) l'enregistrement de naissance à la mère ou au père de sang, si cette personne est nommée dans le document;
- c) l'un ou l'autre des documents suivants, ou les deux, à un adulte adopté :
  - (i) l'enregistrement de naissance,
  - (ii) une copie de l'ordonnance d'adoption.

(2) Les articles 25 à 32.1 ne s'appliquent pas aux adoptions par beau-parent.

**« Adoption d'un adulte**

**23.1(1)** En réponse à une demande écrite en ce sens concernant l'adoption d'un adulte, le ministre peut remettre :

- a) une copie de l'ordonnance d'adoption à une mère adoptive ou à un père adoptif;
- b) l'un ou l'autre des documents suivants, ou les deux, à l'adulte qui a été adopté :
  - (i) l'enregistrement de naissance,
  - (ii) une copie de l'ordonnance d'adoption.

(2) Les articles 25 à 32.1 ne s'appliquent pas aux adoptions d'adultes ».

**Nouveaux articles 25 à 31.1**

**14 Les articles 25 à 31 sont abrogés et remplacés par ce qui suit :**

**« Obtention du consentement**

**25(1)** Tout consentement requis pour l'application du présent règlement doit être donné par écrit.

(2) Le ministre peut, à l'effet d'obtenir tout consentement qui est exigé avant de pouvoir fournir un service conformément à la présente partie, chercher les personnes dont le consentement est requis.

(3) Lorsqu'une personne dont le consentement est requis est dépourvue de capacité et qu'un décideur personnel a été désigné pour elle :

- a) le ministre peut communiquer avec le décideur personnel pour vérifier si celui-ci a l'autorité de consentir, et consentira, à la mesure envisagée;
- b) le consentement que donne le décideur personnel a valeur de consentement pour l'application de la présente partie.

**“Release of non-identifying information**

**26(1)** If the minister receives a written request for information, the minister may release non-identifying information about an adopted child or an adopted adult from the registry to:

- (a) the adoptive parent of the adopted child, or if the adoptive parent is deceased, the guardian of the adopted child;
- (b) the adopted adult; or
- (c) the birth parent of the adopted adult.

(2) The minister may release non-identifying information pursuant to subsection (1) in any form the minister considers appropriate.

**“Release of information provided by birth parent**

**26.1(1)** A birth parent who has provided the minister with any information for the purpose of having it recorded in the registry may, at any time after the information is provided, make a written request to the minister for a copy or summary of that information.

(2) On receiving a request from a birth parent pursuant to subsection (1), the minister shall release to the birth parent a copy or summary of the information that the birth parent previously provided to the minister for the purpose of having it recorded in the registry.

**“Providing a copy of an order of adoption**

**27(1)** If the minister receives a written request to provide a copy of an order of adoption, the minister may provide a copy of an order of adoption to:

- (a) an adopted adult;
- (b) an adoptive parent of an adopted child or of an adopted adult; or
- (c) a guardian of an adopted child, if the adoptive parent is deceased.

(2) The minister may provide a copy of an order recognizing a simple adoption order to:

- (a) the person with respect to whom the simple adoption order was made;
- (b) the adoptive parent of the person mentioned in clause (a); or
- (c) a guardian of the person mentioned in clause (a), if the adoptive parent is deceased.

**“Providing copies of documents**

**27.1(1)** If the minister receives a written request to provide a copy of a consent, the minister may provide a copy of a consent to adoption, voluntary committal or transfer of guardianship with respect to the adopted adult or child to the birth parent who signed the document.

(2) If the minister receives a written request for a copy of an order of committal, the minister may provide a copy of an order of committal to a birth parent whose name appears on the document.

**« Communication de renseignements non identificateurs**

**26(1)** En réponse à une demande écrite de renseignements, le ministre peut communiquer aux personnes suivantes des renseignements non identificateurs consignés au registre au sujet d'un enfant adopté ou d'un adulte adopté :

- a) la mère adoptive ou le père adoptif de l'enfant adopté, ou en cas de décès de la mère adoptive ou du père adoptif, le tuteur de l'enfant adopté;
- b) l'adulte adopté;
- c) la mère ou le père de sang de l'adulte adopté.

(2) Le ministre est libre de choisir la forme sous laquelle la communication des renseignements non identificateurs prévue au paragraphe (1) se fera.

**« Communication de renseignements fournis par la mère ou le père de sang**

**26.1(1)** Une mère ou un père de sang qui a fourni au ministre des renseignements pour consignation au registre peut plus tard demander par écrit au ministre de lui en remettre une copie ou un résumé.

(2) Sur réception de la demande d'une mère ou d'un père de sang prévue au paragraphe (1), le ministre lui remet une copie ou un résumé des renseignements en question.

**« Remise d'une copie d'une ordonnance d'adoption**

**27(1)** En réponse à une demande écrite en ce sens, le ministre peut remettre une copie d'une ordonnance d'adoption aux personnes suivantes :

- a) un adulte adopté;
- b) la mère adoptive ou le père adoptif d'un enfant adopté ou d'un adulte adopté;
- c) le tuteur d'un enfant adopté, en cas de décès de la mère adoptive ou du père adoptif.

(2) Le ministre peut remettre une copie d'une ordonnance de reconnaissance d'une ordonnance d'adoption simple aux personnes suivantes :

- a) la personne visée par l'ordonnance d'adoption simple;
- b) la mère adoptive ou le père adoptif de la personne mentionnée à l'alinéa a);
- c) un tuteur de la personne mentionnée à l'alinéa a), en cas de décès de la mère adoptive ou du père adoptif.

**« Remise de copies de documents**

**27.1(1)** En réponse à une demande écrite en ce sens, le ministre peut remettre à la mère ou au père de sang qui a signé le document une copie d'un consentement à l'adoption, au placement volontaire ou au transfert de la tutelle concernant l'adulte ou l'enfant adopté.

(2) En réponse à une demande écrite en ce sens, le ministre peut remettre une copie d'une ordonnance de placement à la mère ou au père de sang mentionné dans le document.

**“Release of birth registration**

**28(1)** Subject to subsections (3) and (4), if the minister receives a written request for the birth registration of an adopted adult, the minister may provide the birth registration to:

- (a) the adopted adult named on the original birth registration, or with proof of death of the adopted adult, a child of the deceased adopted adult; or
  - (b) a birth parent named on the original birth registration, or with proof of death of the birth parent, a child of the deceased birth parent.
- (2) The release of the birth registration mentioned in subsection (1) is subject to:
- (a) a veto submitted to the minister pursuant to section 30 by the adopted adult or birth parent named on the original birth registration; or
  - (b) a contact preference submitted to the minister pursuant to section 30.1 by the adopted adult or birth parent named on the original birth registration.
- (3) If the minister receives a written request for the birth registration of an adopted adult who was born in Saskatchewan but adopted in another jurisdiction, release of the birth registration is subject to:
- (a) a veto submitted in the other jurisdiction by the birth parent named on the original birth registration; or
  - (b) a contact preference submitted in the other jurisdiction by the birth parent named on the original birth registration.
- (4) An adopted adult’s birth registration must not be released pursuant to this section until six months after the adopted adult’s 18th birthday.

**“Voluntary contact re adopted adult or birth parent**

**29(1)** If the minister receives a written request with respect to placement on a voluntary contact list, the minister may place on that list the name of all or any of the following individuals:

- (a) an adopted adult, or with proof of death of the adopted adult, a child of the deceased adopted adult;
  - (b) a birth parent, or with proof of death of the birth parent, a child of the deceased birth parent;
  - (c) an adult extended family member of either an adopted adult or a birth parent;
  - (d) former foster parents or caregivers of an adopted adult.
- (2) On receiving a written request from an individual mentioned in subsection (1), the minister shall determine if a written request from another individual mentioned in that subsection concerning the same adopted adult or birth parent has been made.

**« Remise de l'enregistrement de naissance**

**28(1)** Sous réserve des paragraphes (3) et (4), en réponse à une demande écrite en ce sens au sujet d'un adulte adopté, le ministre peut remettre un enregistrement de naissance aux personnes suivantes :

- a) l'adulte adopté nommé dans l'enregistrement originaire de la naissance ou, sur preuve du décès de l'adulte adopté, un enfant du défunt adulte adopté;
- b) la mère ou le père de sang nommé dans l'enregistrement originaire de la naissance ou, sur preuve du décès de la mère ou du père de sang, un enfant de la défunte mère ou du défunt père de sang.

(2) La remise de l'enregistrement de naissance mentionnée au paragraphe (1) est assujettie, selon le cas :

- a) au veto notifié au ministre en vertu de l'article 30 par l'adulte adopté ou par la mère ou le père de sang nommé dans l'enregistrement originaire de la naissance;
- b) aux préférences communicationnelles notifiées au ministre en vertu de l'article 30.1 par l'adulte adopté ou par la mère ou le père de sang nommé dans l'enregistrement originaire de la naissance.

(3) En réponse à une demande écrite d'obtention de l'enregistrement de naissance d'un adulte adopté qui est né en Saskatchewan mais adopté ailleurs, la remise de l'enregistrement de naissance est assujettie, selon le cas :

- a) au veto notifié à cet autre endroit par la mère ou le père de sang nommé dans l'enregistrement originaire de la naissance;
- b) aux préférences communicationnelles notifiées à cet autre endroit par la mère ou le père de sang nommé dans l'enregistrement originaire de la naissance.

(4) L'enregistrement de naissance d'un adulte adopté ne peut être remis en vertu du présent article qu'après un délai de six mois suivant le 18<sup>e</sup> anniversaire de naissance de l'adulte adopté.

**« Contacts volontaires au sujet d'un adulte adopté ou d'une mère ou d'un père de sang**

**29(1)** En réponse à une demande écrite concernant l'inscription à une liste des contacts volontaires, le ministre peut y inscrire les noms des personnes suivantes :

- a) un adulte adopté ou, sur preuve du décès de l'adulte adopté, un enfant du défunt adulte adopté;
- b) une mère ou un père de sang ou, sur preuve du décès de la mère ou du père de sang, un enfant de la mère ou du père de sang;
- c) un membre adulte de la famille élargie d'un adulte adopté ou d'une mère ou d'un père de sang;
- d) d'anciens parents d'accueil ou fournisseurs de soins d'un adulte adopté.

(2) Sur réception d'une demande écrite d'une des personnes énumérées au paragraphe (1), le ministre vérifie si une demande écrite a été présentée par une autre des personnes énumérées à ce paragraphe au sujet du même adulte adopté ou des mêmes mère ou père de sang.

(3) If the minister determines that written requests from individuals pursuant to subsection (1) concern the same adopted adult or birth parent, the minister shall:

(a) advise the individual mentioned in clause (1)(a) or (b) that a written request from an individual mentioned in clause (1)(c) or (d) has been made with respect to placement on the voluntary contact list; and

(b) with the consent of the individual mentioned in clause (1)(c) or (d), disclose the identity and contact information of the individual mentioned in clause (1)(c) or (d) to the individual mentioned in clause (1)(a) or (b).

(4) An individual whose name has been placed on the voluntary contact list pursuant to subsection (1) may have his or her name withdrawn from that list by submitting a written request to the minister.

**“Voluntary communication exchange re adopted child**

**29.1(1)** If the minister receives a written request with respect to placement on a voluntary communication exchange list, the minister may place on that list the name of all or any of the following individuals:

(a) an adoptive parent;

(b) a birth parent of an adopted child;

(c) an adult extended family member of an adopted child;

(d) former foster parents or caregivers of an adopted child.

(2) On receiving a written request from an individual mentioned in subsection (1), the minister shall determine if a written request from another individual mentioned in that subsection concerning the same adopted child has been made.

(3) If the minister determines that written requests from individuals pursuant to subsection (1) concern the same adopted child, the minister shall contact the individuals mentioned in clauses (1)(a) and (b) to determine if they are willing to consent to the voluntary exchange of communication between the individuals whose names have been placed on the voluntary communication exchange list mentioned in subsection (1).

(4) If the individuals mentioned in clauses (1)(a) and (b) provide the minister with consent pursuant to subsection (3), the minister shall contact the individuals mentioned in clauses (1)(c) and (d) and:

(a) advise them that requests concerning the same adopted child have been made pursuant to subsection (1); and

(b) in accordance with the directions provided by each of the individuals mentioned in clauses (1)(a) to (d), provide for the voluntary exchange of communication between those individuals.

(5) For the purposes of clause (4)(b), **‘voluntary exchange of communication’** means the voluntary exchange of all or any of the following:

(a) cards;

(b) letters;

(c) photographs;

(d) electronic communication.

(3) S'il conclut que des demandes écrites présentées par des personnes énumérées au paragraphe (1) concernent le même adulte adopté ou les mêmes mère ou père de sang, le ministre :

- a) informe la personne mentionnée aux alinéas (1)a) ou b) qu'une demande écrite d'inscription à la liste des contacts volontaires a été présentée par une des personnes énumérées aux alinéas (1)c) ou d);
- b) moyennant le consentement de la personne mentionnée aux alinéas (1)c) ou d), divulgue l'identité et les coordonnées de cette personne à la personne mentionnée aux alinéas (1)a) ou b).

(4) Une personne inscrite à la liste des contacts volontaires en vertu du paragraphe (1) peut faire retirer son nom de cette liste sur demande écrite au ministre.

« **Correspondance volontaire au sujet d'un enfant adopté**

**29.1(1)** En réponse à une demande écrite concernant l'inscription à une liste de correspondance volontaire, le ministre peut y inscrire les noms des personnes suivantes :

- a) une mère adoptive ou un père adoptif;
- b) la mère ou le père de sang d'un enfant adopté;
- c) un membre adulte de la famille élargie d'un enfant adopté;
- d) d'anciens parents d'accueil ou fournisseurs de soins d'un enfant adopté.

(2) Sur réception d'une demande écrite d'une des personnes énumérées au paragraphe (1), le ministre vérifie si une demande écrite a été présentée par une autre des personnes énumérées à ce paragraphe au sujet du même enfant adopté.

(3) S'il conclut que des demandes écrites présentées par des personnes énumérées au paragraphe (1) concernent le même enfant adopté, le ministre communique avec les personnes énumérées aux alinéas (1)a) et b) afin de savoir si elles consentiraient à la tenue d'une correspondance volontaire entre les personnes inscrites à la liste de correspondance volontaire mentionnée au paragraphe (1).

(4) Si les personnes énumérées aux alinéas (1)a) et b) accordent leur consentement au ministre en vertu du paragraphe (3), le ministre communique avec les personnes énumérées aux alinéas (1)c) et d) et :

- a) les informe que des demandes ont été présentées en vertu du paragraphe (1) au sujet du même enfant adopté;
- b) dans le respect des directives données par chacune des personnes énumérées aux alinéas (1)a) à d), pourvoit à la tenue d'une correspondance volontaire entre ces personnes.

(5) Pour l'application de l'alinéa (4)b), "**correspondance volontaire**" vise l'échange volontaire de tout ou partie de ce qui suit :

- a) des cartes;
- b) des lettres;
- c) des photos;
- d) des communications électroniques.

**“Vetoos**

**30(1)** This section applies with respect to persons who are adopted before January 1, 2017.

(2) An adopted adult may submit to the minister a veto, in writing, unless the adopted adult’s identifying information from the birth registration has been previously released from the registry.

(3) At any time after a child is placed for adoption, a birth parent of the adopted child may submit to the minister a veto, in writing, unless the birth parent’s identifying information from the birth registration has been previously released from the registry.

(4) A person who submits a veto pursuant to subsection (2) or (3) may have the veto removed by submitting a written request to the minister.

(5) A veto submitted pursuant to this section terminates on the date of death of the person who submitted the veto.

(6) Any veto that was in effect on the day before the coming into force of *The Adoption (Birth Registration Information) Amendment Regulations, 2015* continues to be in effect and may be dealt with pursuant to these regulations as if it were submitted pursuant to these regulations on or after the coming into force of *The Adoption (Birth Registration Information) Amendment Regulations, 2015*.

**“Contact preferences**

**30.1(1)** An adopted adult may submit to the minister a contact preference in writing.

(2) At any time after a child is placed for adoption, a birth parent of the adopted child may submit to the minister a contact preference in writing.

(3) If a contact preference is submitted pursuant to subsection (1) or (2), the adopted adult’s birth registration must not be released unless the individual making the request for the birth registration signs an undertaking to follow the terms of the contact preference.

(4) A person who submits a contact preference pursuant to subsection (1) or (2) may remove or amend the terms of the contact preference by submitting a written request to the minister.

(5) A contact preference submitted pursuant to subsection (1) or (2) terminates on the date of death of the person who submitted the contact preference.

(6) No person shall fail to comply with an undertaking signed pursuant to subsection (3).

**“Search for person named as birth father**

**31(1)** An adopted adult, or with proof of death of the adopted adult, the child of the deceased adopted adult may request, in writing, that the minister search for a birth father whose name does not appear on the original birth registration.

(2) If, on receiving the request mentioned in subsection (1), the minister is satisfied that, based on information in the registry pertaining to the adoption of the adopted adult mentioned in that subsection, there is a reasonable likelihood that a person named in the registry is the birth father of the adopted adult, the minister shall make reasonable efforts to locate that person.



**« Vetos**

- 30(1)** Le présent article s'applique aux personnes adoptées avant le 1<sup>er</sup> janvier 2017.
- (2) Tout adulte adopté peut, par écrit, notifier au ministre son veto, sauf si ses renseignements identificateurs issus de l'enregistrement de naissance et consignés au registre ont déjà été communiqués à quelqu'un.
- (3) Après le placement d'un enfant en vue de l'adoption, sa mère ou son père de sang peut, par écrit, notifier au ministre son veto, sauf si les renseignements identificateurs de la mère ou du père de sang issus de l'enregistrement de naissance et consignés au registre ont déjà été communiqués à quelqu'un.
- (4) Une personne qui a notifié son veto en vertu des paragraphes (2) ou (3) peut le révoquer sur demande écrite au ministre.
- (5) Tout veto notifié en vertu du présent article prend fin au décès de son auteur.
- (6) Tout veto qui était en vigueur la veille de l'entrée en vigueur du *Règlement modificatif de 2015 sur l'adoption (renseignements d'enregistrement de naissance)* reste valide et est régi par le présent règlement tout comme s'il avait été notifié en vertu du présent règlement ou à partir de l'entrée en vigueur du *Règlement modificatif de 2015 sur l'adoption (renseignements d'enregistrement de naissance)*.

**« Préférences communicationnelles**

- 30.1(1)** Tout adulte adopté peut, par écrit, notifier au ministre des préférences communicationnelles.
- (2) Après le placement d'un enfant en vue de l'adoption, sa mère ou son père de sang peut, par écrit, notifier au ministre des préférences communicationnelles.
- (3) Une fois que des préférences communicationnelles ont été notifiées en vertu des paragraphes (1) ou (2), l'enregistrement de naissance de l'adulte adopté ne peut être remis à une personne qui en fait la demande que si elle signe un engagement de respecter les préférences communicationnelles exprimées.
- (4) Une personne qui notifie des préférences communicationnelles en vertu des paragraphes (1) ou (2) peut les révoquer ou les modifier sur demande écrite au ministre.
- (5) Les préférences communicationnelles notifiées en vertu des paragraphes (1) ou (2) prennent fin au décès de leur auteur.
- (6) Le respect des engagements prévus au paragraphe (3) est absolument impératif.

**« Recherche en vue de trouver une personne nommée comme père de sang**

- 31(1)** Un adulte adopté ou, sur preuve du décès de l'adulte adopté, l'enfant du défunt adulte adopté peut, par écrit, demander au ministre de chercher un père de sang non mentionné dans l'enregistrement originaire de la naissance.
- (2) Sur réception de la demande visée au paragraphe (1), le ministre fait un effort raisonnable pour trouver la personne, s'il constate, sur la foi des renseignements consignés au registre relativement à l'adoption de l'adulte adopté mentionné à ce paragraphe, qu'il est assez probable qu'une certaine personne mentionnée au registre soit en fait le père de sang de l'adulte adopté.

(3) If the minister locates the person mentioned in subsection (2) as a result of a search pursuant to that subsection, the minister shall:

- (a) disclose to that person:
  - (i) the name of the birth mother as her name appears on the original birth registration of the adopted adult;
  - (ii) the name of the adopted adult at birth; and
  - (iii) non-identifying information regarding the circumstances of the birth or adoption of the adopted adult; and
- (b) determine if that person consents to the release of identifying information to the adopted adult or to the child of the deceased adopted adult.

(4) If the person mentioned in subsection (2) consents to the release of identifying information pursuant to clause (3)(b), the minister may release the identifying information to the adopted adult or to the child of the deceased adopted adult in accordance with the consent.

(5) If the person mentioned in subsection (2) is not located after reasonable efforts have been made, or is determined to be deceased, the minister may release identifying information regarding that person to the adopted adult or to the child of the deceased adopted adult.

**“Person claiming to be birth father**

**31.1(1)** A person who claims to be the birth father of an adopted adult but whose name does not appear on the adopted adult’s birth registration may make a written request to the minister to search for an adopted adult or the child of the deceased adopted adult.

(2) If the minister is satisfied that there is a reasonable likelihood that the person claiming to be the birth father mentioned in subsection (1) is the birth father, the minister may:

- (a) determine if the person claiming to be the birth father consents to the release of identifying information to the adopted adult or to the child of the deceased adopted adult; and
- (b) search for the adopted adult or the child of the deceased adopted adult.

(3) If the minister locates the adopted adult or the child of the deceased adopted adult as a result of the search pursuant to subsection (2) and determines that the adopted adult or the child of the deceased adopted adult wishes to receive identifying information provided by the person claiming to be the birth father, the minister shall disclose to the adopted adult or the child of the deceased adopted adult:

- (a) the name of the person claiming to be the birth father of the adopted adult; and
- (b) in accordance with the consent provided pursuant to subsection (2), any additional identifying information with regard to the person claiming to be the birth father of the adopted adult”.

(3) Ayant trouvé la personne visée au paragraphe (2) à la suite d'une recherche effectuée en vertu de ce paragraphe, le ministre :

- a) lui divulgue :
  - (i) le nom de la mère de sang, tel que l'indique l'enregistrement originaire de la naissance de l'adulte adopté,
  - (ii) le nom de l'adulte adopté, à sa naissance,
  - (iii) les renseignements non identificateurs concernant les circonstances de la naissance ou de l'adoption de l'adulte adopté;
- b) vérifie si elle consent à la communication des renseignements identificateurs à l'adulte adopté ou à l'enfant du défunt adulte adopté.

(4) Si la personne mentionnée au paragraphe (2) consent à la communication des renseignements identificateurs évoquée à l'alinéa (3)b), le ministre peut communiquer ceux-ci à l'adulte adopté ou à l'enfant du défunt adulte adopté, conformément au consentement.

(5) Si des efforts raisonnables n'ont pas permis de trouver la personne mentionnée au paragraphe (2) ou qu'il s'avère qu'elle est décédée, le ministre peut communiquer les renseignements identificateurs à son égard à l'adulte adopté ou à l'enfant du défunt adulte adopté.

« **Personne qui se prétend le père de sang**

**31.1(1)** Une personne qui se prétend le père de sang d'un adulte adopté, mais qui n'est pas mentionnée dans l'enregistrement de naissance de cet adulte adopté, peut, par écrit, demander au ministre de chercher l'adulte adopté ou l'enfant du défunt adulte adopté.

(2) Constatant qu'il est assez probable que la personne mentionnée au paragraphe (1) soit en fait le père de sang, le ministre peut :

- a) vérifier si cette personne consent à la communication de renseignements identificateurs à l'adulte adopté ou à l'enfant du défunt adulte adopté;
- b) chercher l'adulte adopté ou l'enfant du défunt adulte adopté.

(3) Ayant trouvé l'adulte adopté ou l'enfant du défunt adulte adopté à la suite d'une recherche effectuée en vertu du paragraphe (2) et ayant conclu que l'adulte adopté ou l'enfant du défunt adulte adopté souhaite recevoir les renseignements identificateurs fournis par la personne qui se prétend le père de sang, le ministre divulgue à l'adulte adopté ou à l'enfant du défunt adulte adopté :

- a) le nom de la personne qui se prétend le père de sang de l'adulte adopté;
- b) tout autre renseignement identificateur concernant la personne qui se prétend le père de sang de l'adulte adopté, conformément au consentement évoqué au paragraphe (2) ».

**Section 32 repealed****15 Section 32 is repealed.****New section 32.1****16 The following section is added before section 33:****“Search for adopted sibling who is a minor**

**32.1(1)** An adoptive parent of an adopted child may request, in writing, that the minister conduct a search of the registry for any sibling of the adopted child if the sibling:

- (a) is a minor; and
- (b) was adopted by someone other than the adoptive parent making the request.

(2) If the minister locates an adopted sibling as a result of a search conducted pursuant to subsection (1), the minister shall only release identifying information respecting the adopted sibling if:

- (a) the adoptive parents of the adopted sibling consent to the release of identifying information; and
- (b) the birth parents of the adopted sibling consent to the release of identifying information”.

**New section 33****17 Section 33 is repealed and the following substituted:****“Search and disclosure re medical information for diagnostic or treatment purposes**

**33(1)** The minister may search for medical information if the information is for diagnostic or treatment purposes and a written request for medical information is received from:

- (a) the adoptive parent of an adopted child, or if the adoptive parent is deceased, the adopted child’s guardian;
- (b) an adopted adult, or with proof of death of the adopted adult, the child of the deceased adopted adult; or
- (c) a birth parent, or with proof of death of the birth parent, the child of the deceased birth parent.

(2) A written request made pursuant to subsection (1) must be supported by a note from a health professional stating that the information is required for diagnostic or treatment purposes.

(3) If a request has been made to the minister by a person mentioned in clause (1)(a) or (b), the minister may search for the person first described in the following clauses who has capacity and is available:

- (a) a birth parent of the adopted adult or adopted child;
- (b) a child of the birth parent mentioned in clause (a);
- (c) a sibling of the birth parent mentioned in clause (a);
- (d) a parent of the birth parent mentioned in clause (a);
- (e) an adult grandchild of the birth parent mentioned in clause (a).

**Abrogation de l'article 32****15 L'article 32 est abrogé.****Nouvel article 32.1****16 L'article qui suit est inséré avant l'article 33 :****« Recherche en vue de trouver une sœur adoptée mineure ou un frère adopté mineur**

**32.1(1)** La mère adoptive ou le père adoptif d'un enfant adopté peut, par écrit, demander au ministre d'effectuer une recherche dans le registre afin de trouver une sœur ou un frère de l'enfant adopté, si les conditions suivantes sont réunies :

- a) la sœur ou le frère est mineur;
- b) la sœur ou le frère a été adopté par une personne autre que la mère adoptive ou le père adoptif qui présente la demande.

(2) Ayant trouvé une sœur adoptée ou un frère adopté à la suite d'une recherche effectuée en vertu du paragraphe (1), le ministre ne communique les renseignements identificateurs concernant la sœur adoptée ou le frère adopté que si les conditions suivantes sont réunies :

- a) la mère et le père adoptifs de la sœur adoptée ou du frère adopté consentent à la communication des renseignements identificateurs;
- b) la mère et le père de sang de la sœur adoptée ou du frère adopté consentent à la communication des renseignements identificateurs ».

**Nouvel article 33****17 L'article 33 est abrogé et remplacé par ce qui suit :****« Recherches et divulgations à propos de renseignements médicaux utiles à un diagnostic ou à un traitement**

**33(1)** Le ministre peut se mettre à la recherche de renseignements médicaux utiles à un diagnostic ou un traitement à la suite d'une demande écrite provenant :

- a) soit de la mère adoptive ou du père adoptif d'un enfant adopté ou, en cas de décès de la mère adoptive ou du père adoptif, du tuteur de l'enfant adopté;
- b) soit d'un adulte adopté ou, sur preuve du décès de l'adulte adopté, de l'enfant du défunt adulte adopté;
- c) soit d'une mère ou d'un père de sang ou, sur preuve du décès de la mère ou du père de sang, de l'enfant de la défunte mère ou du défunt père de sang.

(2) Toute demande écrite visée au paragraphe (1) doit être accompagnée d'une note d'un professionnel de la santé confirmant que les renseignements demandés serviront à un diagnostic ou à un traitement.

(3) Lorsque la demande provient d'une des personnes énumérées aux alinéas (1)a) et b), le ministre peut se mettre à la recherche de la première des personnes énumérées ci-dessous qui a la capacité requise et qui est disponible :

- a) la mère ou le père de sang de l'adulte adopté ou de l'enfant adopté;
- b) un enfant de la mère ou du père de sang mentionné à l'alinéa a);
- c) une sœur ou un frère de la mère ou du père de sang mentionné à l'alinéa a);
- d) la mère ou le père de la mère ou du père de sang mentionné à l'alinéa a);
- e) une petite-fille adulte ou un petit-fils adulte de la mère ou du père de sang mentionné à l'alinéa a).

(4) If the minister locates a person mentioned in any of clauses (3)(a) to (e), the minister shall interview that person with respect to the request of a person mentioned in clause (1)(a) or (b).

(5) If a request has been made to the minister by a person mentioned in clause (1)(c), the minister may search for any of the persons mentioned in clause (1)(a) or (b) and interview any of them with respect to the request.

(6) The minister may provide medical information to the individual to whom the information pertains with the consent of the person mentioned in subsection (4) or (5), as the case may be.

(7) On receiving medical information from an individual mentioned in subsection (1), or from a health professional on behalf of an individual mentioned in subsection (1), the minister shall:

- (a) search for the individual to whom the medical information pertains; and
- (b) if the individual mentioned in clause (a) is located, disclose the medical information to that individual with the consent of the individual mentioned in subsection (1)".

**Section 34 amended**

**18 Subsection 34(2) is amended by adding “, to a personal representative of the deceased” after “lawyer”.**

**Section 35 amended**

**19 Section 35 is amended by striking out “the Department of Indian Affairs and Northern Development (Canada)” and substituting “Indigenous and Northern Affairs Canada”.**

**Section 36 amended**

**20 Section 36 of the English version is amended by striking out “department” and substituting “ministry”.**

**New section 36.1**

**21 The following section is added after section 36:**

**“Publication of statistical information**

**36.1** The minister may compile, publish and distribute any statistical information respecting adoptions registered during any period that the director considers necessary and in the public interest”.

**Section 52 amended**

**22 Subclause 52(1)(d)(iii) of the English version is amended by striking out “department” wherever it appears and in each case substituting “ministry”.**

**Part I of Appendix amended**

**23(1)** Part I of the Appendix is amended in the manner set forth in this section.

**(2) Form A-2 of the French version is amended by striking out “(adoption d’un enfant du conjoint)” and substituting “(adoption par beau-parent)”.**

(4) S'il parvient à trouver une personne mentionnée aux alinéas (3)a) à e), le ministre a une entrevue avec cette personne au sujet de la demande reçue d'une personne mentionnée aux alinéas (1)a) ou b).

(5) Lorsque la demande provient d'une personne mentionnée à l'alinéa (1)c), le ministre peut se mettre à la recherche d'une des personnes énumérées aux alinéas (1) a) et b) et avoir une entrevue avec l'une quelconque de celles-ci au sujet de la demande.

(6) Le ministre peut, moyennant le consentement de la personne mentionnée aux paragraphes (4) ou (5), selon le cas, communiquer des renseignements médicaux à la personne à qui ils se rapportent.

(7) Sur réception de renseignements médicaux obtenus d'une personne mentionnée au paragraphe (1) ou obtenus d'un professionnel de la santé pour le compte de cette personne, le ministre :

- a) cherche la personne à qui les renseignements médicaux se rapportent;
- b) ayant trouvé la personne mentionnée à l'alinéa a), lui divulgue les renseignements médicaux moyennant le consentement de la personne mentionnée au paragraphe (1) ».

**Modification de l'article 34**

**18 Le paragraphe 34(2) est modifié par insertion de « , à un représentant personnel du défunt » après « avocat ».**

**Modification de l'article 35**

**19 L'article 35 est modifié par suppression de « au ministère des Affaires indiennes et du Nord canadien (Canada) » et son remplacement par « à Affaires autochtones et du Nord Canada ».**

**Modification de l'article 36**

**20 L'article 36 de la version anglaise est modifié par suppression de « department » et son remplacement par « ministry ».**

**Nouvel article 36.1**

**21 L'article qui suit est inséré après l'article 36 :**

**« Publication de statistiques**

**36.1** Le ministre peut compiler, publier et diffuser des statistiques sur les adoptions enregistrées au cours d'une certaine période, lorsque le directeur estime que c'est nécessaire et dans l'intérêt public ».

**Modification de l'article 52**

**22 Le sous-alinéa 52(1)d)(iii) de la version anglaise est modifié par suppression de « department » chaque fois qu'il y apparaît et son remplacement chaque fois par « ministry ».**

**Modification de la partie I de l'appendice**

**23(1)** La partie I de l'appendice est modifiée de la manière énoncée au présent article.

**(2) La formule A-2 de la version française est modifiée par suppression de « (adoption d'un enfant du conjoint) » et son remplacement par « (adoption par beau-parent) ».**

**(3) Form C-2 of the French version is amended by striking out “(adoption d’un enfant du conjoint)” and substituting “(adoption par beau-parent)”.**

**(4) Form C-3 of the French version is amended by striking out “(adoption d’un enfant du conjoint)” and substituting “(adoption par beau-parent)”.**

**(5) Form C-5 is amended:**

**(a) by striking out “[Subsection 5(3), section 5.1, clause 13(h) and subsection 14(4)]” and substituting “[Subsection 5(3), section 5.1 and clause 13(h)]”; and**

**(b) by striking out item 4.**

**(6) Form I-2 of the French version is amended by striking out “(adoption d’un enfant du conjoint)” and substituting “(adoption par beau-parent)”.**

**(7) Item 1 of Form L of the French version is amended by striking out “Adoption d’un enfant du conjoint” and substituting “Adoption par beau-parent”.**

**(8) Forms N and O are repealed.**

**Coming into force**

**24(1)** Subject to subsection (2), these regulations come into force on January 1, 2017.

**(2)** If these regulations are filed with the Registrar of Regulations after January 1, 2017, these regulations come into force on the day on which they are filed with the Registrar of Regulations.



**(3) La formule C-2 de la version française est modifiée par suppression de « (adoption d'un enfant du conjoint) » et son remplacement par « (adoption par beau-parent) ».**

**(4) La formule C-3 de la version française est modifiée par suppression de « (adoption d'un enfant du conjoint) » et son remplacement par « (adoption par beau-parent) ».**

**(5) La formule C-5 est modifiée :**

**a) par suppression de « [Paragraphe 5(3), article 5.1, alinéa 13h) et paragraphe 14(4)] » et son remplacement par « [Paragraphe 5(3), article 5.1 et alinéa 13h)] »;**

**b) par suppression du point 4.**

**(6) La formule I-2 de la version française est modifiée par suppression de « (adoption d'un enfant du conjoint) » et son remplacement par « (adoption par beau-parent) ».**

**(7) Le point 1 de la formule L de la version française est modifié par suppression de « Adoption d'un enfant du conjoint » et son remplacement par « Adoption par beau-parent ».**

**(8) Les formules N et O sont abrogées.**

**Entrée en vigueur**

**24(1)** Sous réserve du paragraphe (2), le présent règlement entre en vigueur le 1<sup>er</sup> janvier 2017.

(2) Le présent règlement entre en vigueur le jour de son dépôt auprès du registraire des règlements, si ce dépôt intervient après le 1<sup>er</sup> janvier 2017.

## SASKATCHEWAN REGULATIONS 12/2016

### *The Public Employees Pension Plan Act*

#### Section 26

Order in Council 121/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

**1** These regulations may be cited as *The Public Employees Pension Plan (Pension Benefits and Designations) Amendment Regulations, 2016*.

**R.R.S. c.P-36.2 Reg 2 amended**

**2** *The Public Employees Pension Plan Regulations, 2015* are amended in the manner set forth in these regulations.

**Section 10 amended**

**3 The following subsections are added after subsection 10(2):**

“(3) For the purposes of clause 5(e.1) of the Act, a non-resident pension benefit that meets the requirements of subsection (4) is a prescribed pension benefit that the board may provide.

“(4) A person who is entitled to a pension benefit under the plan may elect to receive a non-resident pension benefit that is a single amount equal to the amount standing to the credit of the person in the fund if that person:

- (a) has not commenced receiving a pension benefit; and
- (b) meets all of the requirements of section 26.1 of *The Pension Benefits Regulations, 1993*”.

**Appendix, Table 1 amended**

**4 Table 1 of the Appendix is amended:**

- (a) by repealing item 6; and
- (b) by adding the following items after item 24:

“

24.1	Saskatchewan Professional Teachers Regulatory Board	permanent and non-permanent employees who were:  (a) employees of the Saskatchewan Professional Teachers Regulatory Board on August 1, 2015; or  (b) hired on or after August 1, 2015
24.2	H.E.L.P. Homes of Regina	the employees of H.E.L.P. Homes of Regina who, on May 31, 2014, were employed by Victoria Care Homes Ltd.

”.

## Appendix, Table 2 amended

**5 Table 2 of the Appendix is amended:**

- (a) by adding the following sub-item after sub-item 13(c)(xi):  
“(xii) Public Interest Disclosure Commissioner”;
- (b) by repealing item 33 and substituting the following:  
“33. Provincial Archives of Saskatchewan”; and
- (c) by repealing item 64”.

## Coming into force

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

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**SASKATCHEWAN REGULATIONS 13/2016***The Regional Health Services Act*

## Section 64

Order in Council 123/2016, dated February 25, 2016

(Filed February 25, 2016)

## Title

- 1 These regulations may be cited as *The Facility Designation (Mental Health Services) Amendment Regulations, 2016*.

**R.R.S. c.R-8.2 Reg 6 amended**

- 2 *The Facility Designation Regulations* are amended in the manner set forth in these regulations.

## Section 2 amended

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

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

“(f) ‘**in-patient**’ means an individual who has been admitted to, and assigned a bed in, a hospital or a mental health centre for the purpose of receiving diagnostic, medical, surgical, rehabilitation, mental health or obstetrical services”;

- (b) by adding the following clause after clause (g):

“(g.1) ‘**mental health services**’ means the provision of care to an individual for the purposes of promoting, preserving and restoring the mental health of an individual to an optimal level, including assessment, treatment, health education and consultation”; and

- (c) by repealing clause (j) and substituting the following:

“(j) ‘**out-patient**’ means an individual registered with a hospital, health centre or mental health centre as an out-patient for the purpose of receiving diagnostic, medical, surgical, rehabilitation or mental health services”.

**Section 3 amended****4 The following subclause is added after subclause 3(a)(iii):**

“(iii.1) mental health centre”.

**New section 11****5 Section 11 is repealed and the following substituted:****“Services provided by residential treatment centre**

**11** If a facility or part of a facility is designated as a residential treatment centre, it must provide to individuals on a residential basis:

- (a) mental health services;
- (b) personal care services;
- (c) rehabilitation services; and
- (d) one or more of the services mentioned in clauses 5(g) to (o)”.

**New section 12.2****6 The following section is added after section 12.1:****“Services provided by mental health centre**

**12.2** If a facility or part of a facility is designated as a mental health centre, it must provide the following to in-patients and out-patients:

- (a) physician services;
- (b) specialty physician services in the area of psychiatry;
- (c) registered nurse, registered psychiatric nurse or nurse practitioner services;
- (d) mental health services;
- (e) emergency stabilization services;
- (f) observation and assessment services;
- (g) rehabilitation services; and
- (h) one or more of the services mentioned in clauses 5(g) to (o)”.

**Coming into force**

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

**SASKATCHEWAN REGULATIONS 14/2016***The Health Information Protection Act*

## Section 63

Order in Council 124/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

1 These regulations may be cited as *The Health Information Protection (Information Sharing Agreements) Amendment Regulations, 2016*.

**R.R.S. c.H-0.021 Reg 1, new section 5.2**

2 *The Health Information Protection Regulations* are amended by adding the following section after section 5.1:

**“Disclosure of personal health information to a party to an information sharing agreement**

5.2(1) In this section:

(a) **‘common or integrated service’** means a program or activity designed to benefit the health, safety, welfare or social well-being of an individual that is delivered by a government institution and one or more of the following:

- (i) another government institution;
- (ii) a local authority;
- (iii) a trustee as defined in *The Health Information Protection Act*;
- (iv) a First Nation;
- (v) a police service or regional police service as defined in *The Police Act, 1990*;
- (vi) the Royal Canadian Mounted Police;
- (vii) a non-profit organization that provides a service of the type to be included in the common or integrated service;
- (viii) any other agency or organization that the minister determines is appropriate;

(b) **‘information sharing agreement’** means an agreement that governs the collection, use and disclosure of personal health information by the parties involved in the provision of a common or integrated service and that meets the requirements of subsection (2).

(2) An information sharing agreement must contain the following:

- (a) a description of the common or integrated service to be provided;
- (b) a description of the purposes or expected outcomes of the common or integrated service;
- (c) provisions setting out the obligations of a party respecting the security and safeguarding of personal health information received by that party;

- (d) provisions that prohibit the subsequent use and disclosure of the personal health information for purposes not related to the common or integrated service except:
    - (i) with the consent of the person to whom the information relates; or
    - (ii) if required or authorized by law;
  - (e) provisions for the withdrawal of a party and, in the case of a withdrawal, provisions that:
    - (i) prohibit any further use or disclosure of the personal health information received by that party except:
      - (A) with the consent of the person to whom the information relates; or
      - (B) if required or authorized by law; and
    - (ii) specify the ongoing obligations of that party to secure and safeguard the personal health information;
  - (f) provisions for the termination of the information sharing agreement and, in the case of a termination, provisions that:
    - (i) prohibit any further use or disclosure of the personal health information received by the parties except:
      - (A) with the consent of the person to whom the information relates; or
      - (B) if required or authorized by law; and
    - (ii) specify the ongoing obligations of the parties to secure and safeguard the personal health information;
  - (g) any other provisions that the minister considers necessary.
- (3) For the purposes of clause 27(4)(p) of the Act, personal health information may be disclosed to a party to an information sharing agreement entered into for the purposes of providing a common or integrated service:
- (a) if that information is disclosed in accordance with the agreement for any or all of the following purposes:
    - (i) determining the eligibility of an individual to receive the common or integrated service;
    - (ii) assessing and planning the common or integrated service and delivering that service to an individual or that individual's family; or
  - (b) if consent to the disclosure was obtained pursuant to any other Act or regulation that does not require the consent to be in writing.

(4) If the Royal Canadian Mounted Police participates in providing a common or integrated service, the requirements of subsection (3) are met if the Royal Canadian Mounted Police enters into a single arrangement in writing with a government institution that is involved in the provision of the common or integrated service, under which the Royal Canadian Mounted Police signifies that it will comply with the terms governing the collection, use and disclosure of personal information contained in the information sharing agreement applicable to the common or integrated service in which the Royal Canadian Mounted Police participates”.

**Coming into force**

3(1) Subject to subsection (2), these regulations come into force on June 1, 2016.

(2) If these regulations are filed with the Registrar of Regulations after June 1, 2016, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

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**SASKATCHEWAN REGULATIONS 15/2016**

*The Youth Drug Detoxification and Stabilization Act*

Section 21

Order in Council 125/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

1 These regulations may be cited as *The Youth Drug Detoxification and Stabilization (Information Sharing Agreements) Amendment Regulations, 2016*.

**R.R.S. c.Y-1.1 Reg 1, new section 5.1**

**2 *The Youth Drug Detoxification and Stabilization Regulations* are amended by adding the following section after section 5:**

**“Disclosure re common or integrated agreement**

**5.1** For the purposes of clause 18(3)(k) of the Act, personal information may be disclosed in accordance with an information sharing agreement entered into pursuant to *The Health Information Protection Regulations* to a party involved in delivering a common or integrated service as defined in those regulations for the purposes of assessing, planning or delivering the common or integrated service”.

**Coming into force**

3(1) Subject to subsection (2), these regulations come into force on June 1, 2016.

(2) If these regulations are filed with the Registrar of Regulations after June 1, 2016, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

**SASKATCHEWAN REGULATIONS 16/2016***The Saskatchewan Medical Care Insurance Act*

## Section 48

Order in Council 126/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

**1** These regulations may be cited as *The Saskatchewan Medical Care Insurance Payment (Physician Schedule) Amendment Regulations, 2016*.

**R.R.S. c.S-29 Reg 19, section 3 amended**

**2** Clause 3(d) of *The Saskatchewan Medical Care Insurance Payment Regulations, 1994* is amended:

- (a) by striking out “and” after subclause (vii);
- (b) in subclause (viii) by adding “and ending on September 30, 2015” after “commencing on April 1, 2015”;
- (c) by adding “and” after subclause (viii); and
- (d) by adding the following subclause after subclause (viii):
  - “(ix) for services provided in the period commencing on October 1, 2015, the schedule adopted by the ministry for payment of physician services and entitled ‘Saskatchewan Health Payment Schedule for Insured Services Provided by a Physician, October 1, 2015’, as amended by the Saskatchewan Ministry of Health Physicians’ Newsletter Number 43, dated October 1, 2015”.

**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 October 1, 2015.



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**SASKATCHEWAN REGULATIONS 17/2016***The Saskatchewan Medical Care Insurance Act*

Section 48

Order in Council 128/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

1 These regulations may be cited as *The Medical Care Insurance Beneficiary and Administration (MRI Services) Amendment Regulations, 2016*.

**R.R.S. c.S-29 Reg 13, section 10 amended**

2 **Section 10 of *The Medical Care Insurance Beneficiary and Administration Regulations* is amended by adding the following clause after clause (x):**

“(y) MRI services, as defined in *The MRI Facilities Licensing Regulations*”.

**Coming into force**

3(1) Subject to subsection (2), these regulations come into force on the day on which section 1 of *The MRI Facilities Licensing Act* comes into force.

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

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**SASKATCHEWAN REGULATIONS 18/2016***The Business Corporations Act*

Section 304

Order in Council 129/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

1 These regulations may be cited as *The Business Corporations (Forms and Notices) Amendment Regulations, 2016*.

**R.R.S. c.B-10 Reg 1 amended**

2 *The Business Corporations Regulations* are amended in the manner set forth in these regulations.

**New section 2.1**

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

**“Interpretation of Part**

2.1 In this Part:

(a) **‘home jurisdiction’**, with respect to an extraprovincial corporation, means the jurisdiction in which the extraprovincial corporation is incorporated, continued or amalgamated;

(b) ‘signature’ includes a signature that consists of one or more letters, characters, numbers or other symbols in digital form that is incorporated in, attached to or associated with a form, notice, document or other information required to be provided or submitted in accordance with this Part”.

**New sections 3 to 3.6**

**4 Section 3 is repealed and the following sections substituted:**

**“Forms**

**3(1)** For the purposes of section 263 of the Act, each of the following is deemed to be an application for registration, and clause 263(c) of the Act does not apply to that application:

- (a) articles of incorporation sent to the Director pursuant to section 7 of the Act;
- (b) articles of amalgamation sent to the Director pursuant to section 179 of the Act;
- (c) articles of continuance sent to the Director pursuant to section 181 of the Act.

(2) If a person intends to use a form in a printed format but does not use a printed form that has been obtained from the Director, the form to be used must contain the information that these regulations require to be included in the form.

**“Articles of incorporation**

**3.1(1)** For the purposes of section 6 of the Act, the form of articles of incorporation is provided in this section.

(2) Articles of incorporation must include the following:

- (a) if the Director has reserved a name for the corporation in accordance with section 292 of the Act:
  - (i) the reserved name;
  - (ii) the name reservation number; and
  - (iii) any conditions imposed by the Director in the name reservation;
- (b) if the name of the corporation is a designating number assigned in accordance with section 11 of the Act:
  - (i) one of the words or abbreviations required pursuant to subsection 10(1) of the Act; and
  - (ii) a description of the main activity or business of the corporation;
- (c) the proposed incorporation date, if a specified future date is requested as the date of incorporation;
- (d) the classes of shares, including the name of each class, and any maximum number of shares that the corporation is authorized to issue, and:
  - (i) if there will be two or more classes of shares, the rights, privileges, restrictions and conditions attaching to each class of shares; and

- (ii) if a class of shares may be issued in series, the authority given to the directors to fix the number of shares in each series, and to determine the designation of, and the rights, privileges, restrictions and conditions attaching to, the shares in each series;
- (e) if the issue, transfer or ownership of shares of the corporation is to be restricted, a statement to that effect and a statement as to the nature of those restrictions;
- (f) one of the following:
  - (i) the number of directors of the corporation;
  - (ii) the minimum and maximum number of directors of the corporation;
- (g) any restrictions on the activities or businesses that the corporation may carry on or on the powers that the corporation may exercise;
- (h) if the incorporator is an individual, the name and address of the individual;
- (i) if the incorporator is a body corporate:
  - (i) the name and address of the body corporate; and
  - (ii) the number assigned to the body corporate by the Director, if it is registered in Saskatchewan;
- (j) the name and contact information of the individual submitting the articles of incorporation;
- (k) a statement by the individual submitting the articles of incorporation certifying that the contents of the articles of incorporation are true and that:
  - (i) the individual is the incorporator; or
  - (ii) the individual is authorized by the incorporator to file the articles of incorporation with the Director;
- (l) the signature of the individual submitting the articles of incorporation.

**“Initial notice of registered office**

**3.12(1)** For the purposes of subsection 19(2) of the Act, the form of an initial notice of registered office is provided in this section.

- (2) An initial notice of registered office must include the following:
  - (a) the physical address of the registered office, consisting of one of the following:
    - (i) the street address of the registered office, if any;
    - (ii) if there is no street address, a legal land description of the land on which the registered office is located, including the rural municipality name and number;
  - (b) the mailing address of the registered office, if different from the physical address;

- (c) subject to subsection 3.6(4), the email address of the corporation, if any;
- (d) the name and contact information of the individual submitting the initial notice of registered office;
- (e) a statement by the individual submitting the initial notice of registered office that:
  - (i) the contents of the initial notice of registered office are true; and
  - (ii) the individual has authority to file the initial notice of registered office with the Director;
- (f) the signature of the individual submitting the initial notice of registered office.

**“Notice of change of registered office**

**3.13(1)** For the purposes of subsection 19(4) of the Act, the form of a notice of change of registered office is provided in this section.

- (2) A notice of change of registered office must include the following:
  - (a) the name of the corporation;
  - (b) the number assigned to the corporation by the Director;
  - (c) the updated physical address of the registered office, consisting of one of the following:
    - (i) the updated street address of the registered office, if any;
    - (ii) if there is no street address, an updated legal land description of the land on which the registered office is located, including the rural municipality name and number;
  - (d) the mailing address of the registered office, if different from the updated physical address;
  - (e) the date on which the change of registered office takes effect;
  - (f) subject to subsection 3.6(4), the email address of the corporation, if any;
  - (g) the name and contact information of the individual submitting the notice of change of registered office;
  - (h) a statement by the individual submitting the notice of change of registered office that:
    - (i) the contents of the notice of change of registered office are true; and
    - (ii) the individual has authority to file the notice of change of registered office with the Director;
  - (i) the signature of the individual submitting the notice of change of registered office.

(3) Notwithstanding subsection (2), if a notice of change of registered office is with respect to a resignation of a registered office pursuant to subsections 19(3.1) and (3.4) of the Act, a notice of change of registered office must include the following:

- (a) the name of the corporation;
- (b) the number assigned to the corporation by the Director;
- (c) the date of the notice given in accordance with subsection 19(3.1) of the Act;
- (d) an attached copy of the notice mentioned in clause (c);
- (e) the information required by clauses (2)(g) to (i).

**“Articles of amendment**

**3.2(1)** For the purposes of section 171 of the Act, the form of articles of amendment is provided in this section.

(2) Articles of amendment must include the following:

- (a) the name of the corporation;
- (b) the number assigned to the corporation by the Director;
- (c) if the name of the corporation is being changed to a name that has been reserved in accordance with section 292 of the Act:
  - (i) the reserved name;
  - (ii) the name reservation number; and
  - (iii) any conditions imposed by the Director in the name reservation;
- (d) if the name of the corporation is being changed to a designating number assigned in accordance with section 11 of the Act:
  - (i) one of the words or abbreviations required pursuant to subsection 10(1) of the Act; and
  - (ii) a description of the main activity or business of the corporation;
- (e) the new mailing name of the corporation, if applicable;
- (f) the information required in clauses 3.1(2)(d) to (g), as amended by the articles of amendment;
- (g) the proposed date on which the articles of amendment become effective, if a specified future date is requested;
- (h) the name and contact information of the individual submitting the articles of amendment;
- (i) a statement by the individual submitting the articles of amendment that:
  - (i) the contents of the articles of amendment are true; and
  - (ii) the individual has authority to file the articles of amendment with the Director;
- (j) the signature of the individual submitting the articles of amendment.

**“Initial notice of directors and officers**

**3.21(1)** For the purposes of section 101 of the Act, the form of an initial notice of directors and officers is provided in this section.

- (2) An initial notice of directors and officers must include the following:
- (a) for each officer of the corporation:
    - (i) his or her full name;
    - (ii) his or her physical address;
    - (iii) his or her mailing address, if different from the physical address;
    - (iv) his or her email address, if any; and
    - (v) the name or title of the office held by him or her;
  - (b) for each director of the corporation:
    - (i) the information mentioned in subclauses (a)(i) to (iv);
    - (ii) the name or title of any office held by the director; and
    - (iii) confirmation of whether or not the director is a resident Canadian;
  - (c) the name and contact information of the individual submitting the initial notice of directors and officers;
  - (d) a statement by the individual submitting the initial notice of directors and officers that:
    - (i) the contents of the initial notice of directors and officers are true; and
    - (ii) the individual has authority to file the initial notice of directors and officers with the Director;
  - (e) the signature of the individual submitting the initial notice of directors and officers.

**“Notice of change of directors and officers**

**3.22(1)** For the purposes of section 108 of the Act, the form of a notice of change of directors and officers is provided in this section.

- (2) A notice of change of directors and officers must include the following:
- (a) the name of the corporation;
  - (b) the number assigned to the corporation by the Director;
  - (c) with respect to any change made regarding the corporation’s directors or officers, or the name or address of a director or officer, the information required by subsection (3) or (4);
  - (d) the name and contact information of the individual submitting the notice of change of directors and officers;

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- (e) a statement by the individual submitting the notice of change of directors and officers that:
- (i) the contents of the notice of change of directors and officers are true; and
  - (ii) the individual has authority to file the notice of change of directors and officers with the Director;
- (f) the signature of the individual submitting the notice of change of directors and officers.
- (3) For each director or officer who is added or with respect to whom a change is made, a notice of change of directors and officers must include the following:
- (a) his or her full name;
  - (b) if applicable:
    - (i) confirmation that the director or officer is added as a director or officer of the corporation;
    - (ii) confirmation that there has been a change to his or her name or to any of the information mentioned in subclauses (iii) to (v);
    - (iii) the physical address of the director or officer;
    - (iv) the mailing address of the director or officer, if different from the physical address;
    - (v) the email address of the director or officer, if any;
  - (c) the date on which the addition or change takes effect;
  - (d) in the case of an officer mentioned in subclause (b)(i), the name or title of the office held by him or her;
  - (e) in the case of a director mentioned in subclause (b)(i):
    - (i) the name or title of any office held by the director; and
    - (ii) confirmation of whether or not the director is a resident Canadian.
- (4) For each director or officer who is removed or who resigns, a notice of change of directors and officers must include the following:
- (a) his or her full name;
  - (b) confirmation that:
    - (i) the director or officer is removed as a director or officer of the corporation; or
    - (ii) the director or officer has resigned as a director or officer of the corporation;
  - (c) in the case of a director who has resigned pursuant to section 103 of the Act, a copy of the written resignation;
  - (d) the date on which the removal or resignation takes effect.

**“Restated articles of incorporation**

**3.23(1)** For the purposes of section 174 of the Act, the form of restated articles of incorporation is provided in this section.

- (2) Restated articles of incorporation must include the following:
- (a) the name of the corporation;
  - (b) the number assigned to the corporation by the Director;
  - (c) the information required in clauses 3.1(2)(d) to (g), as amended by any articles of amendment of the corporation filed in accordance with section 3.2;
  - (d) the name and contact information of the individual submitting the restated articles of incorporation;
  - (e) a statement by the individual submitting the restated articles of incorporation that:
    - (i) the restated articles of incorporation correctly restate, without substantive change, the articles of incorporation, as amended, and supersede the original articles of incorporation and all amendments to them; and
    - (ii) the individual has authority to file the restated articles of incorporation with the Director;
  - (f) the signature of the individual submitting the restated articles of incorporation.

**“Articles of amalgamation**

**3.24(1)** For the purposes of section 179 of the Act, the form of articles of amalgamation is provided in this section.

- (2) Articles of amalgamation must include the following:
- (a) for each of the amalgamating corporations:
    - (i) the name of the corporation; and
    - (ii) the number assigned to the corporation by the Director;
  - (b) confirmation that the amalgamation has been approved pursuant to section 177 or subsection 178(1) or (2) of the Act;
  - (c) confirmation that a statutory declaration of a director or officer of each amalgamating corporation in accordance with subsection 179(2) of the Act has been attached;
  - (d) if the name of the amalgamated corporation has been reserved in accordance with section 292 of the Act:
    - (i) the reserved name;
    - (ii) the name reservation number; and
    - (iii) any conditions imposed by the Director in the name reservation;



- (e) if the name of the amalgamated corporation is a designating number assigned in accordance with section 11 of the Act:
  - (i) one of the words or abbreviations required pursuant to subsection 10(1) of the Act; and
  - (ii) a description of the main activity or business of the amalgamated corporation;
- (f) if the name of the amalgamated corporation is to be the name of one of the amalgamating corporations, confirmation of that fact and a description of the main activity or business of the amalgamated corporation;
- (g) if the amalgamated corporation is to adopt the articles of incorporation of one of the amalgamating corporations that are current as of the date of amalgamation, confirmation of that fact;
- (h) the proposed amalgamation date, if a specified future date is requested as the date of amalgamation;
- (i) with respect to the amalgamated corporation, the information required in clauses 3.1(2)(d) to (g);
- (j) the name and contact information of the individual submitting the articles of amalgamation;
- (k) a statement by the individual submitting the articles of amalgamation that:
  - (i) the contents of the articles of amalgamation are true; and
  - (ii) the individual has authority to file the articles of amalgamation with the Director;
- (l) the signature of the individual submitting the articles of amalgamation.

**“Articles of continuance**

**3.3(1)** For the purposes of this section, **‘body corporate’** means a body corporate applying to the Director for a certificate of continuance pursuant to subsection 181(1) of the Act.

(2) For the purposes of sections 181 and 258 of the Act, the form of articles of continuance is provided in this section.

(3) Articles of continuance for a body corporate incorporated by or pursuant to an Act must include the following:

- (a) if the name of the body corporate has been reserved in accordance with section 292 of the Act:
  - (i) the reserved name;
  - (ii) the name reservation number; and
  - (iii) any conditions imposed by the Director in the name reservation;

- (b) if the name of the body corporate is a designating number assigned in accordance with section 11 of the Act:
    - (i) one of the words or abbreviations required pursuant to subsection 10(1) of the Act;
    - (ii) a description of the main activity or business of the body corporate;
    - (iii) the current name of the body corporate; and
    - (iv) the number assigned to the body corporate by the Director;
  - (c) the information required in clauses 3.1(2)(d) to (g);
  - (d) an attached copy of a special resolution pursuant to subsection 258(1) of the Act or a directors' resolution pursuant to subsection 258(1.1) of the Act, as the case may be;
  - (e) the proposed date on which the certificate of continuance becomes effective, if a specified future date is requested;
  - (f) the name and contact information of the individual submitting the articles of continuance;
  - (g) a statement by the individual submitting the articles of continuance that:
    - (i) the contents of the articles of continuance are true; and
    - (ii) the individual has authority to file the articles of continuance with the Director;
  - (h) the signature of the individual submitting the articles of continuance.
- (4) Articles of continuance for a body corporate incorporated otherwise than by or pursuant to an Act must include the following:
- (a) if the name of the body corporate has been reserved in accordance with section 292 of the Act:
    - (i) the reserved name;
    - (ii) the name reservation number; and
    - (iii) any conditions imposed by the Director in the name reservation;
  - (b) if the name of the body corporate is a designating number assigned in accordance with section 11 of the Act:
    - (i) one of the words or abbreviations required pursuant to subsection 10(1) of the Act; and
    - (ii) a description of the main activity or business of the body corporate;
  - (c) if the body corporate was previously registered in Saskatchewan, the number assigned to the body corporate by the Director;
  - (d) if the body corporate was not previously registered in Saskatchewan:
    - (i) the name of the body corporate in its home jurisdiction;
    - (ii) the home jurisdiction of the body corporate before continuance; and
    - (iii) the date of incorporation or amalgamation of the body corporate;

- (e) the information required in clauses 3.1(2)(d) to (g);
- (f) a certificate or letter of authorization that includes the expiry date of the authorization from the body corporate's home jurisdiction;
- (g) the proposed date on which the certificate of continuance becomes effective, if a specified future date is requested;
- (h) the name and contact information of the individual submitting the articles of continuance;
- (i) a statement by the individual submitting the articles of continuance that:
  - (i) the contents of the articles of continuance are true; and
  - (ii) the individual has authority to file the articles of continuance with the Director;
- (j) the signature of the individual submitting the articles of continuance.

**“Articles of reorganization**

**3.31(1)** For the purposes of section 185 of the Act, the form of articles of reorganization is provided in this section.

(2) Articles of reorganization must include the following:

- (a) the current name of the corporation;
- (b) the number assigned to the corporation by the Director;
- (c) if the name of the corporation is being changed to a name that has been reserved in accordance with section 292 of the Act:
  - (i) the reserved name;
  - (ii) the name reservation number; and
  - (iii) any conditions imposed by the Director in the name reservation;
- (d) the new mailing name of the corporation, if applicable;
- (e) if the name of the corporation is a designating number assigned in accordance with section 11 of the Act:
  - (i) one of the words or abbreviations required pursuant to subsection 10(1) of the Act; and
  - (ii) a description of the main activity or business of the corporation;
- (f) the information required in clauses 3.1(2)(d) to (g), as amended by any order of the court made pursuant to section 185 of the Act;
- (g) an attached copy of any order of the court made pursuant to section 185 of the Act;
- (h) an attached copy of any plan of arrangement, if not included as part of the order mentioned in clause (g);
- (i) the proposed date on which the articles of reorganization become effective, if a specified date is requested or ordered;

- (j) the name and contact information of the individual submitting the articles of reorganization;
- (k) a statement by the individual submitting the articles of reorganization that:
  - (i) the contents of the articles of reorganization are true; and
  - (ii) the individual has authority to file the articles of reorganization with the Director;
- (l) the signature of the individual submitting the articles of reorganization.

**“Articles of arrangement**

**3.32(1)** For the purposes of section 186.1 of the Act, the form of articles of arrangement is provided in this section.

(2) Articles of arrangement must include the following:

- (a) the current name of the corporation;
- (b) the number assigned to the corporation by the Director;
- (c) an attached copy of any order of the court made pursuant to section 186.1 of the Act;
- (d) an attached copy of any plan of arrangement, if not included as part of the order mentioned in clause (c);
- (e) the proposed date on which the articles of arrangement become effective, if a specified date is requested or ordered;
- (f) the name and contact information of the individual submitting the articles of arrangement;
- (g) a statement by the individual submitting the articles of arrangement that:
  - (i) the contents of the articles of arrangement are true; and
  - (ii) the individual has authority to file the articles of arrangement with the Director;
- (h) the signature of the individual submitting the articles of arrangement.

**“Articles of revival**

**3.33(1)** For the purposes of section 202 of the Act, the form of articles of revival is provided in this section.

(2) Articles of revival must include the following:

- (a) the name of the corporation;
- (b) the number previously assigned to the corporation by the Director;
- (c) if applicable:
  - (i) the name reservation number; and
  - (ii) any conditions imposed by the Director in the name reservation;

- (d) the proposed date on which the certificate of revival becomes effective, if a specified future date is requested;
- (e) a description of the reason the corporation was dissolved;
- (f) a description of the interest of the person submitting the articles of revival in the revival of the corporation;
- (g) the name and contact information of the individual submitting the articles of revival;
- (h) a statement by the individual submitting the articles of revival that:
  - (i) the contents of the articles of revival are true; and
  - (ii) the individual has authority to file the articles of revival with the Director;
- (i) the signature of the individual submitting the articles of revival.

**“Articles of dissolution**

**3.34(1)** For the purposes of sections 203 and 204 of the Act, the form of articles of dissolution is provided in this section.

- (2) Articles of dissolution must include the following:
  - (a) the name of the corporation;
  - (b) the number assigned to the corporation by the Director;
  - (c) the proposed date on which the certificate of dissolution becomes effective, if a specified future date is requested;
  - (d) confirmation of one of the following:
    - (i) the corporation has no property and no liabilities, has not issued any shares and is dissolved by a resolution of all the directors pursuant to subsection 203(1) of the Act;
    - (ii) the corporation has no property and no liabilities and is dissolved by a special resolution of the shareholders of each class, whether or not they are otherwise entitled to vote, pursuant to subsection 203(2) of the Act;
    - (iii) the corporation has distributed its property and discharged its liabilities pursuant to a special resolution of shareholders of each class, whether or not they are otherwise entitled to vote, in accordance with subsection 203(2.1) of the Act;
    - (iv) the corporation has sent a statement of intent to dissolve to the Director pursuant to section 3.4, which has not been revoked, and has discharged its obligations, distributed its remaining property among its shareholders according to their respective rights and has otherwise complied with subsection 204(7) of the Act;
  - (e) the name and contact information of any person who has been granted custody of the documents and records of the corporation pursuant to section 218 of the Act;

- (f) the name and contact information of the individual submitting the articles of dissolution;
- (g) a statement by the individual submitting the articles of dissolution that:
  - (i) the contents of the articles of dissolution are true; and
  - (ii) the individual has authority to file the articles of dissolution with the Director;
- (h) the signature of the individual submitting the articles of dissolution.

**“Statement of intent to dissolve**

**3.4(1)** For the purposes of subsections 204(4) and (10) of the Act, the form of a statement of intent to dissolve and a statement of revocation of intent to dissolve is provided in this section.

(2) A statement of intent to dissolve and a statement of revocation of intent to dissolve must include the following:

- (a) the name of the corporation;
- (b) the number assigned to the corporation by the Director;
- (c) confirmation that:
  - (i) the corporation intends to liquidate or dissolve; or
  - (ii) the corporation revokes its statement of intent to dissolve;
- (d) an attached copy of the special resolution required pursuant to subsection 204(3) or (10) of the Act, as the case may be;
- (e) the name and contact information of the individual submitting the statement of intent to dissolve or the statement of revocation of intent to dissolve;
- (f) a statement by the individual submitting the statement of intent to dissolve or the statement of revocation of intent to dissolve that:
  - (i) the contents of the statement of intent to dissolve or the statement of revocation of intent to dissolve are true; and
  - (ii) the individual has authority to file the statement of intent to dissolve or the statement of revocation of intent to dissolve with the Director;
- (g) the signature of the individual submitting the statement of intent to dissolve or the statement of revocation of intent to dissolve.

**“Application for registration of an extraprovincial corporation**

**3.41(1)** For the purposes of section 263 of the Act, the form of an application for registration of an extraprovincial corporation is provided in this section.

(2) An application for registration of an extraprovincial corporation must include the following:

- (a) one of the following name types for the corporation:
  - (i) a reserved name in accordance with section 292 of the Act, including:
    - (A) the reserved name in Saskatchewan;
    - (B) the name reservation number;
    - (C) the name of the corporation in its home jurisdiction; and
    - (D) any conditions imposed by the Director in the name reservation;
  - (ii) a numbered name assigned to the corporation in its home jurisdiction, together with a description of the main activity or business of the corporation;
- (b) the home jurisdiction of the corporation;
- (c) any unique identification number or code assigned to the corporation in its home jurisdiction;
- (d) the date of incorporation or amalgamation of the corporation in its home jurisdiction;
- (e) the proposed registration date, if a specified future date is requested;
- (f) for each officer of the corporation:
  - (i) his or her full name;
  - (ii) his or her physical address;
  - (iii) his or her mailing address, if different from the physical address;
  - (iv) his or her email address, if any; and
  - (v) the name or title of the office held by him or her;
- (g) for each director of the corporation:
  - (i) the information mentioned in subclauses (f)(i) to (iv); and
  - (ii) the name or title of any office held by the director;
- (h) the physical address of the registered office in Saskatchewan or in its home jurisdiction, consisting of one of the following:
  - (i) the street address of the registered office, if any;
  - (ii) if there is no street address, a legal land description of the land on which the registered office is located, including the rural municipality name and number;

- (i) the mailing address of the registered office, if different from the physical address;
- (j) subject to subsection 3.6(4), the email address of the corporation, if any;
- (k) if the corporation was incorporated or amalgamated in its home jurisdiction more than six months before registering in Saskatchewan, an attached copy of a certificate of status or certificate of compliance from the home jurisdiction of the corporation;
- (l) confirmation that a necessary review of the corporate history has been conducted and the corporation is eligible to be extraprovincially registered in Saskatchewan;
- (m) any other material or information that the Director may require in accordance with clause 263(d) of the Act;
- (n) the name and contact information of the individual submitting the application for registration of an extraprovincial corporation;
- (o) a statement by the individual submitting the application for registration of an extraprovincial corporation that the individual acknowledges that:
  - (i) the Director must be notified of any change to the corporation's status in its home jurisdiction; and
  - (ii) if the corporation is struck off the register in its home jurisdiction, it must be restored to the register in that jurisdiction in order to continue to do business in Saskatchewan;
- (p) a statement by the individual submitting the application for registration of an extraprovincial corporation that:
  - (i) the contents of the application for registration of an extraprovincial corporation are true; and
  - (ii) the individual has authority to file the application for registration of an extraprovincial corporation with the Director;
- (q) the signature of the individual submitting the application for registration of an extraprovincial corporation.

**“Power of attorney**

**3.42(1)** For the purposes of section 268 of the Act, the form of a power of attorney is provided in this section.

- (2) A power of attorney must include the following:
  - (a) the name of the corporation in Saskatchewan;
  - (b) the number assigned to the corporation by the Director;
  - (c) the name of the corporation in its home jurisdiction, if applicable;



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- (d) any unique identification number or code assigned to the corporation in its home jurisdiction, if applicable;
  - (e) for each attorney appointed for the corporation:
    - (i) the full name of the attorney and the name of his or her firm, if applicable;
    - (ii) the physical address of the attorney;
    - (iii) the mailing address of the attorney, if different from the physical address;
    - (iv) the email address of the attorney, if any; and
    - (v) a signed declaration of the attorney, declaring that he or she has consented to act as attorney pursuant to subsection 268(4) of the Act;
  - (f) the date on which the power of attorney comes into effect, if applicable;
  - (g) the name and contact information of the individual submitting the power of attorney;
  - (h) a statement by the individual submitting the power of attorney that:
    - (i) the contents of the power of attorney are true; and
    - (ii) the individual has authority to file the power of attorney with the Director;
  - (i) the signature of the individual submitting the power of attorney.
- (3) For each attorney who is added or with respect to whom a change is made, a notice of change of power of attorney must include the following:
- (a) the name of the corporation in Saskatchewan;
  - (b) the number assigned to the corporation by the Director;
  - (c) the name of the corporation in its home jurisdiction, if applicable;
  - (d) any unique identification number or code assigned to the corporation in its home jurisdiction, if applicable;
  - (e) the full name of the attorney and the name of his or her firm, if applicable;
  - (f) if applicable:
    - (i) confirmation that the person is added as an attorney of the corporation;
    - (ii) confirmation that there has been a change to the attorney's name or to any of the information mentioned in subclauses (iii) to (v);
    - (iii) the physical address of the attorney;
    - (iv) the mailing address of the attorney, if different from the physical address;
    - (v) the email address of the attorney, if any;
    - (vi) a signed declaration of the attorney, declaring that he or she has consented to act as attorney pursuant to subsection 268(4) of the Act;

- (g) the date on which the addition or change takes effect;
  - (h) the name and contact information of the individual submitting the notice of change of power of attorney;
  - (i) a statement by the individual submitting the notice of change of power of attorney that:
    - (i) the contents of the notice of change of power of attorney are true; and
    - (ii) the individual has authority to file the notice of change of power of attorney with the Director;
  - (j) the signature of the individual submitting the notice of change of power of attorney.
- (4) For each attorney who is removed or who resigns, a notice of change of power of attorney must include the following:
- (a) the name of the corporation in Saskatchewan;
  - (b) the number assigned to the corporation by the Director;
  - (c) the name of the corporation in its home jurisdiction, if applicable;
  - (d) any unique identification number or code assigned to the corporation in its home jurisdiction, if applicable;
  - (e) the full name of the attorney and the name of his or her firm, if applicable;
  - (f) confirmation that:
    - (i) the attorney is removed as an attorney for the corporation; or
    - (ii) the attorney has resigned as an attorney for the corporation;
  - (g) in the case of an attorney who has resigned, a copy of the written resignation pursuant to subsection 268(3.2) of the Act;
  - (h) the date on which the removal or resignation takes effect;
  - (i) the name and contact information of the individual submitting the notice of change of power of attorney;
  - (j) a statement by the individual submitting the notice of change of power of attorney that:
    - (i) the contents of the notice of change of power of attorney are true; and
    - (ii) the individual has authority to file the notice of change of power of attorney with the Director;
  - (k) the signature of the individual submitting the notice of change of power of attorney.

**“Application to restore name to the register**

**3.5(1)** For the purposes of subsection 290(5) of the Act, the form of an application to restore the name of a corporation to the register is provided in this section.

(2) An application to restore the name of a corporation, other than an extraprovincial corporation, to the register must include the following:

- (a) the name of the corporation;
- (b) the number previously assigned to the corporation by the Director;
- (c) if applicable:
  - (i) the name reservation number; and
  - (ii) any conditions imposed by the Director in the name reservation;
- (d) the information required pursuant to clauses 3.51(2)(a) to (c);
- (e) the proposed restoration date, if a specified future date is requested as the date of restoration;
- (f) the name and contact information of the individual submitting the application to restore the name of a corporation to the register;
- (g) a statement by the individual submitting the application to restore the name of a corporation to the register that:
  - (i) the contents of the application are true; and
  - (ii) the individual has authority to file the application with the Director;
- (h) the signature of the individual submitting the application to restore the name of a corporation to the register.

(3) An application to restore the name of an extraprovincial corporation to the register must include the following:

- (a) the name of the corporation;
- (b) the number previously assigned to the corporation by the Director;
- (c) if applicable:
  - (i) the name reservation number; and
  - (ii) any conditions imposed by the Director in the name reservation;
- (d) the information required pursuant to clauses 3.51(3)(a) and (b);
- (e) the proposed restoration date, if a specified future date is requested as the date of restoration;
- (f) the name and contact information of the individual submitting the application to restore the name of a corporation to the register;

- (g) a statement by the individual submitting the application to restore the name of a corporation to the register that:
  - (i) the contents of the application are true; and
  - (ii) the individual has authority to file the application with the Director;
- (h) the signature of the individual submitting the application to restore the name of a corporation to the register.

**“Annual return**

**3.51(1)** For the purposes of section 273 of the Act, the form of an annual return is provided in this section.

(2) An annual return for a corporation, other than an extraprovincial corporation, must include the following:

- (a) subject to subsection (4), confirmation that the Director has current and accurate records regarding the following:
  - (i) the registered office of the corporation, as required by sections 3.12 and 3.13;
  - (ii) the directors and officers of the corporation, as required by sections 3.21 and 3.22;
  - (iii) any power of attorney of the corporation, as required by section 3.42;
  - (iv) the main activity or business of the corporation;
- (b) a list of the shareholders of the corporation or the name of any trust company mentioned in subsection 274(2) of the Act, as the case may be, as required by section 274 of the Act;
- (c) if applicable, notice in an attached form acceptable to the Director of any receiver, receiver-manager or liquidator of the corporation;
- (d) a statement regarding whether the corporation has commenced business;
- (e) the name and contact information of the individual submitting the annual return;
- (f) a statement by the individual submitting the annual return that:
  - (i) the contents of the annual return are true; and
  - (ii) the individual has authority to file the annual return with the Director;
- (g) the signature of the individual submitting the annual return.

(3) An annual return for an extraprovincial corporation must include the following:

- (a) subject to subsection (5), confirmation that the Director has current and accurate records regarding the following:
  - (i) the registered office of the corporation;
  - (ii) the directors and officers of the corporation;

- (iii) any power of attorney of the corporation, as required by section 3.42;
  - (iv) the main activity or business of the corporation;
- (b) if applicable, notice in an attached form acceptable to the Director of any receiver, receiver-manager or liquidator of the corporation;
- (c) the name and contact information of the individual submitting the annual return;
- (d) a statement by the individual submitting the annual return that:
- (i) the corporation is active in its home jurisdiction;
  - (ii) the contents of the annual return are true; and
  - (iii) the individual has authority to file the annual return with the Director;
- (e) the signature of the individual submitting the annual return.
- (4) If the Director does not have current and accurate records respecting one or more of the items mentioned in clause (2)(a), the corporation must include with the annual return any of the following that is necessary to ensure that the Director has current and accurate records for all of those items:
- (a) a notice of change of registered office, in accordance with section 3.13;
  - (b) a notice of change of directors and officers, in accordance with section 3.22;
  - (c) a power of attorney, in accordance with section 3.42;
  - (d) a description of any changes to the main activity or business of the corporation.
- (5) If the Director does not have current and accurate records respecting one or more of the items mentioned in clause (3)(a), the extraprovincial corporation must include with the annual return any of the following that is necessary to ensure that the Director has current and accurate records for all of those items:
- (a) a notice of change of registered office;
  - (b) a notice of change of directors and officers;
  - (c) a power of attorney, in accordance with section 3.42;
  - (d) a description of any changes to the main activity or business of the corporation.

**“Request for name availability, cancellation of alternate name**

**3.52(1)** For the purposes of section 292 of the Act, before a name is reserved for an intended corporation or for a corporation about to change its name, the person requesting a name reservation shall:

- (a) request that the Director conduct a name search; and
- (b) provide the Director with any information in a form suitable to the Director that is necessary to:
  - (i) conduct a name search; and
  - (ii) ensure that the name meets the requirements of the Act and these regulations.

(2) For the purposes of subsection 294.1(4) of the Act, the form of a cancellation of an alternate name must include the following:

- (a) the name of the corporation in Saskatchewan;
- (b) the number assigned to the corporation by the Director;
- (c) confirmation that the corporation wishes to cancel its alternate name in Saskatchewan;
- (d) the name and contact information of the individual submitting the cancellation of an alternate name;
- (e) a statement by the individual submitting the cancellation of an alternate name that:
  - (i) the contents of the cancellation of an alternate name are true; and
  - (ii) the individual has authority to file the cancellation of an alternate name with the Director;
- (f) the signature of the individual submitting the cancellation of an alternate name.

**“Application for exemption**

**3.53(1)** For the purposes of sections 145, 150, 157 and 165 of the Act, the form of an application for exemption is provided in this section.

(2) An application for exemption must include the following:

- (a) the name of the corporation;
- (b) the number assigned to the corporation by the Director;
- (c) confirmation that the application for exemption relates to one or more of the following:
  - (i) proxy solicitation pursuant to section 145 of the Act;
  - (ii) financial disclosure pursuant to section 150 of the Act;
  - (iii) appointing an auditor pursuant to subsection 157(4) of the Act;
  - (iv) an audit committee requirement pursuant to subsection 165(2) of the Act;
- (d) a description of the reasons why the corporation is applying for the exemption;
- (e) the name and contact information of the individual submitting the application for exemption;
- (f) a statement by the individual submitting the application for exemption certifying that:
  - (i) the contents of the application for exemption are true; and
  - (ii) the individual has authority to file the application for exemption with the Director;
- (g) the signature of the individual submitting the application for exemption.

**“Application for authorization to continue in another jurisdiction**

**3.54(1)** For the purposes of section 182 of the Act, an application for authorization to continue in another jurisdiction must be provided to the Director in accordance with this section.

(2) An application for authorization to continue in another jurisdiction must include the following:

- (a) the name of the corporation;
- (b) the number assigned to the corporation by the Director;
- (c) the jurisdiction in which the corporation intends to apply for continuance;
- (d) notification of any actions or proceedings pending against the corporation or any unsatisfied judgments or any orders outstanding against the corporation, together with any details as required by the Director;
- (e) a declaration stating that:
  - (i) the corporation is not in default in filing annual returns or notices pursuant to the Act;
  - (ii) a notice of meeting of shareholders, in accordance with subsection 182(3) of the Act, was sent to each shareholder stating that a dissenting shareholder is entitled to be paid the fair value of his or her shares in accordance with section 184 of the Act;
  - (iii) the shareholders authorized the corporation to request continuance pursuant to the laws of the jurisdiction mentioned in clause (c), in accordance with subsection 182(5) of the Act;
  - (iv) the proposed continuance will not adversely affect creditors or shareholders of the corporation;
  - (v) the corporation reasonably believes that the laws of the jurisdiction mentioned in clause (c) permit a Saskatchewan corporation to apply to that jurisdiction for continuance and the laws meet the requirements set out in subsection 182(9) of the Act; and
  - (vi) in the event that any actions or proceedings have been initiated against the corporation, the corporation:
    - (A) will not raise as a defence the fact that it has continued in another jurisdiction; and
    - (B) will admit that it is the same corporation against which the action or proceeding was commenced;
- (f) the name and contact information of the individual submitting the application for authorization to continue in another jurisdiction;
- (g) a statement by the individual submitting the application for authorization to continue in another jurisdiction that:
  - (i) the contents of the application are true; and
  - (ii) the individual has authority to file the application with the Director;
- (h) the signature of the individual submitting the application for authorization to continue in another jurisdiction.

(3) If a corporation incorporated or continued pursuant to the Act is continued pursuant to the laws of another jurisdiction:

(a) the corporation is deemed to be registered as an extraprovincial corporation for a period of 60 days from the date of its continuance pursuant to the laws of that other jurisdiction; and

(b) unless the corporation submits to the Director a completed power of attorney in accordance with section 3.42, the Director shall, on the expiration of the 60-day period mentioned in clause (a), strike the name of the corporation from the register.

**“General rules re notices, etc.**

**3.6(1)** If a person is required to provide two or more notices or other documents to the Director at the same time in accordance with the Act and these regulations, the Director may require the prescribed contents of the notices or other documents to be provided within a single, consolidated form.

(2) A requirement to provide information in a notice or other document in accordance with these regulations, other than a signature or statement by the individual submitting the notice or document, is satisfied by providing the information as an attachment to the notice or document in a manner that is satisfactory to the Director.

(3) A requirement that a signature is to be provided according to this Part is satisfied if it meets the requirements, if any, of the Director as to the method of making the signature and as to the reliability of the signature.

(4) Any notice or other document required by the Act or these regulations to be provided to the Director must contain a statement that, if a corporate email address is provided in the notice or other document, the Director may use the email address for the purpose of providing any notice or document required to be sent by the Director, by the Act or by these regulations, except:

(a) a notice of default pursuant to subsection 290(2) of the Act sent by the Director in accordance with subsection 290(3) of the Act; and

(b) if a corporation notifies the Director that it wishes to receive notices and documents in a non-electronic form in accordance with section 269.01 of the Act.

(5) Nothing in these regulations prohibits the Director from requiring additional information or documentation to be submitted with a notice or other document if that information or documentation is necessary to directly support any information that is required in the notice or other document in accordance with these regulations”.



Section 4 amended

**5 Section 4 is amended:**

- (a) by repealing clause (a);
- (b) by repealing clause (b); and
- (c) by repealing clause (d).

Section 5 repealed

**6 Section 5 is repealed.**

Section 6 repealed

**7 Section 6 is repealed.**

Section 12 amended

**8 Subsection 12(2) is amended by striking out “Forms 34.1 and 34.2” and substituting “Forms 1 and 2”.**

New section 15.1

**9 The following section is added after section 15:**

“Director’s seal

**15.1** The seal of the Director is the seal set out in Figure 1 of the Appendix”.

Section 41 amended

**10 Subsection 41(3) is repealed.**

Section 42.1 amended

**11(1) Subsection 42.1(2) is amended by striking out “Forms 34.1 and 34.2” and substituting “Forms 1 and 2”.**

**(2) Subsection 42.1(3) is amended by striking out “Forms 34.1 and 34.2” and substituting “Forms 1 and 2”.**

**(3) Subsection 42.1(6) is amended by striking out “Forms 34.1 and 34.2” and substituting “Forms 1 and 2”.**

**(4) Subsection 42.1(7) is amended by striking out “Form 34.1 or 34.2” and substituting “Form 1 or 2”.**

**(5) Subsection 42.1(8) is amended by striking out “Form 34.1 or 34.2” and substituting “Form 1 or 2”.**

**(6) Subsection 42.1(9) is amended by striking out “Form 34.1 or 34.2” and substituting “Form 1 or 2”.**

**(7) Subsection 42.1(10) is amended by striking out “Form 34.1 or 34.2” and substituting “Form 1 or 2”.**

**New Appendix****12 The Appendix is repealed and the following substituted:**

**“Appendix**  
**FORM 1**  
*[Sections 12 and 42.1]*  
**PROXY CIRCULAR**

**ITEM 1 - REVOCABILITY OF PROXY:**

State whether the person giving the proxy has the power to revoke it. If any right of revocation is limited or is subject to compliance with any formal procedures, briefly describe the limitation or procedure.

**ITEM 2 - PERSONS MAKING THE SOLICITATION:**

- (a) If the solicitation is made by or on behalf of the management of the corporation, so state. Give the name of any director of the corporation who has informed the management in writing that the director intends to oppose any action intended to be taken by the management and indicate the action that the director intends to oppose.
- (b) If the solicitation is made otherwise than by or on behalf of the management of the corporation, so state and give the name of the person by whom or on whose behalf it is made.
- (c) If the solicitation is to be made otherwise than by mail, describe the method to be employed. If the solicitation is to be made by specially engaged employees or soliciting agents, state:
  - (i) the material features of any contract or arrangement for the solicitation and identify the parties to the contract or arrangement; and
  - (ii) the cost or anticipated cost of the contract or arrangement.
- (d) State the name of the person by whom the cost of soliciting has been or will be borne, directly or indirectly.

**ITEM 3 - INTEREST OF CERTAIN PERSONS IN MATTERS TO BE ACTED ON:**

Give brief particulars of any material interest, direct or indirect, by way of beneficial ownership of shares or otherwise, of each of the following persons in any matter to be acted on other than the election of directors or the appointment of auditors:

- (a) if the solicitation is made by or on behalf of the management of the corporation, each person who has been a director or officer of the corporation at any time since the beginning of the last financial year of the corporation;
- (b) if the solicitation is made otherwise than by or on behalf of the management of the corporation, each person on whose behalf, directly or indirectly, the solicitation is made;
- (c) each proposed nominee for election as a director of the corporation;
- (d) each associate or affiliate of any of the foregoing persons.

**INSTRUCTIONS:**

1. *The following persons are deemed to be persons by whom or on whose behalf the solicitation is made:*
  - (a) *any member of a committee or group that solicits proxies, and any person whether or not named as a member who, acting alone or with one or more other persons, directly or indirectly takes the initiative or engages in organizing, directing or financing any committee or group;*
  - (b) *any person who finances or joins with another to finance the solicitations of proxies except a person who contributes not more than \$250 and who is not otherwise a person by whom or on whose behalf the solicitation is made; or*
  - (c) *any person who lends money, provides credit or enters into any other arrangements, pursuant to any contract or understanding with a person by whom or on whose behalf a solicitation is made, for the purpose of financing or otherwise inducing the purchase, sale, holding or voting of shares of the corporation, but this clause does not include a bank or other lending institution or a dealer that, in the ordinary course of business, lends money or executes orders for the purchase or sale of shares and who is not otherwise a person on whose behalf a solicitation is made.*
2. *The following persons are deemed not to be persons by whom or on whose behalf a solicitation is made:*
  - (a) *any person retained or employed by a person by whom or on whose behalf a solicitation is made to solicit proxies and who is not otherwise a person by whom or on whose behalf a solicitation is made or any person who merely transmits proxy-soliciting material or performs administrative or clerical duties;*
  - (b) *any person employed or retained by a person by whom or on whose behalf a solicitation is made in the capacity of lawyer, accountant, or advertising, public relations or financial adviser and whose activities are limited to the performance of his or her duties in the course of the employment or retainer;*
  - (c) *any person regularly employed as an officer or employee of the corporation or any of its affiliates who is not otherwise a person by whom or on whose behalf a solicitation is made; or*
  - (d) *any officer or director of, or any person regularly employed by, any other person by whom or on whose behalf a solicitation is made, if the officer, director or employee is not otherwise a person by whom or on whose behalf a solicitation is made.*

**ITEM 4 - VOTING SHARES AND PRINCIPAL HOLDERS OF VOTING SHARES:**

- (a) State as to each class of voting shares of the corporation entitled to be voted at the meeting, the number of shares outstanding and the particulars of voting rights for each share of each class.

- (b) Give the record date as of which the shareholders entitled to vote at the meeting will be determined or particulars as to the closing of the securities register, as the case may be, and, if the right to vote is not limited to shareholders of record as of a specified record date, indicate the conditions under which shareholders are entitled to vote.
- (c) If, to the knowledge of the directors or officers of the corporation, any person beneficially owns, directly or indirectly, or exercises control or direction over, voting shares carrying more than 10% of the voting rights attached to any class of voting shares of the corporation, name each of those persons, state the approximate number of the shares beneficially owned, directly or indirectly, or over which control or direction is exercised, by each of those persons and the percentage of the class of outstanding voting shares of the corporation represented by the number of voting shares so owned, controlled or directed.

**ITEM 5 - ELECTION OF DIRECTORS:**

- (a) If directors are to be elected, provide the following information, in tabular form to the extent practicable, for each person proposed to be nominated for election as a director and each other person whose term of office as a director will continue after the meeting:
  - (i) State the name of each proposed director of the corporation and the name of each director of the corporation whose term of office will continue after the meeting.
  - (ii) State when the term of office for each director and proposed director will expire.
  - (iii) State whether the corporation has an executive committee of its Board of Directors or is required to have an audit committee and, if so, name those directors who are members of each committee.
  - (iv) If a director or officer has held more than one position in the corporation, or a parent or subsidiary of the corporation, give only the first and last position so held.
  - (v) State the present principal occupation, business or employment of each director and proposed director. Give the name and principal business of any person in which any such employment is carried on. Furnish similar information as to all of the principal occupations, businesses or employments of each proposed director within the five preceding years, unless the proposed director is now a director and was elected to his or her present term of office by a vote of shareholders at a meeting, the notice of which was accompanied by a proxy circular.
  - (vi) If the proposed director is or has been a director of the corporation, state the period or periods during which he or she has served as such.
  - (vii) State the number of shares of each class of voting shares of the corporation or of any subsidiary of the corporation beneficially owned, directly or indirectly or over which control or direction is exercised by each proposed director.

(viii) If voting shares carrying more than 10% of the voting rights attached to all voting shares of the corporation or of a subsidiary of the corporation are beneficially owned, directly or indirectly, or controlled or directed by any proposed director and his or her associates or affiliates, state the number of shares of each class of voting shares beneficially owned, directly or indirectly, or controlled or directed by the associates or affiliates, naming each associate or affiliate whose share holdings are 10% or more.

- (b) If any proposed director is to be elected pursuant to any arrangement or understanding between the nominee and any other person, except the directors and officers of the corporation acting solely in that capacity, name the other person and describe briefly the arrangement or understanding.

**ITEM 6 - EXECUTIVE COMPENSATION:**

Complete and attach to or include in this form a Statement of Executive Compensation in Form 2.

**ITEM 7 - INDEBTEDNESS OF DIRECTORS AND OFFICERS:**

With respect to each director and each officer of the corporation, each proposed nominee for election as a director of the corporation and each associate or affiliate of any director, officer or proposed nominee who is or has been indebted to the corporation or its subsidiaries at any time since the beginning of the last completed financial year of the corporation, state with respect to each corporation or subsidiary:

- (a) the largest aggregate amount of indebtedness outstanding at any time during the last completed financial year;
- (b) the nature of the indebtedness and of the transaction in which it was incurred;
- (c) the amount of the indebtedness presently outstanding; and
- (d) the rate of interest paid or charged on the indebtedness.

No disclosure need be made of routine indebtedness.

**INSTRUCTIONS:**

1. **'routine indebtedness'** means indebtedness described in any of the following clauses:

(a) if a corporation makes loans to employees generally whether or not in the ordinary course of business, loans must be considered to be routine indebtedness if made on terms, including those as to interest rate or collateral, no more favourable to the borrower than the terms on which loans were made by the corporation to employees generally, but the amount at any time remaining unpaid under those loans to any one director, officer or proposed nominee together with his or her associates or affiliates that is treated as routine indebtedness under this clause must not exceed \$25,000;

- (b) *whether or not the corporation makes loans in the ordinary course of business, a loan to a director or officer must be considered to be routine indebtedness if:*
    - (i) *the borrower is a full-time employee of the corporation;*
    - (ii) *the loan is fully secured against the residence of the borrower; and*
    - (iii) *the amount of the loan does not exceed the annual salary of the borrower;*
  - (c) *if the corporation makes loans in the ordinary course of business, a loan must be considered to be routine indebtedness if made to a person other than a full-time employee of the corporation, and if the loan:*
    - (i) *is made on substantially the same terms including those as to interest rate and collateral, as were available when the loan was made to other customers of the corporation with comparable credit ratings; and*
    - (ii) *involves no more than usual risks of collectibility;*
  - (d) *indebtedness arising by reason of purchases made on usual trade terms or of ordinary travel or expense advances, or for similar reasons must be considered to be routine indebtedness if the repayment arrangements are in accord with usual commercial practice.*
2. *State the name and home address in full or, alternatively, solely the municipality of residence or postal address of each person whose indebtedness is described.*

**ITEM 8 - INTEREST OF INSIDERS IN MATERIAL TRANSACTIONS:**

If not previously disclosed in an information circular, describe briefly, and if practicable, state the approximate amount of any material interest, direct or indirect, of any insider of the corporation, any proposed nominee for election as a director of the corporation or any associate or affiliate of any insider or proposed nominee in any transaction since the commencement of the corporation's last financial year or in any proposed transaction which has materially affected or would materially affect the corporation or any of its subsidiaries.

**INSTRUCTIONS:**

1. *Give a brief description of the material transaction. State the name and address of each person whose interest in any transaction is described and the nature of the relationship by reason of which the interest is required to be described.*
2. *As to any transaction involving the purchase or sale of assets by or to the corporation or any subsidiary, otherwise than in the ordinary course of business, state the cost of the assets to the purchaser and the cost of the assets to the seller if acquired by the seller within two years before the transaction.*
3. *This item does not apply to any interest arising from the ownership of shares of the corporation if the shareholder receives no extra or special benefit or advantage not shared on a pro rata basis by all holders of the same class of shares or by all holders of the same class of shares who are resident in Canada.*

4. *Information must be included as to any material underwriting discounts or commissions on the sale of shares by the corporation if any of the specified persons was, or is to be, an underwriter who was, or is to be, in a contractual relationship with the corporation with respect to shares of the corporation or is an associate or affiliate of a person who was or, is to be, an underwriter.*
5. *No information need be given in answer to this item as to any transaction or any interest in a transaction if:*
  - (a) *the rates or charges involved in the transaction are fixed by law or determined by competitive bids;*
  - (b) *the interest of the specified person in the transaction is solely that of a director of another person who is a party to the transaction;*
  - (c) *the transaction involves services as a chartered bank or other depository of funds, transfer agent, registrar, trustee under a trust indenture or other similar services; or*
  - (d) *the transaction does not, directly or indirectly, involve remuneration for services and:*
    - (i) *the interest of the specified person arose from the beneficial ownership, direct or indirect, of less than 10% of any class of voting shares of another person who is a party to the transaction;*
    - (ii) *the transaction is in the ordinary course of business of the corporation or its subsidiaries; and*
    - (iii) *the amount of the transaction or series of transactions is less than 10% of the total sales or purchases, as the case may be, of the corporation and its subsidiaries for the last financial year.*
6. *Information must be furnished in answer to this item with respect to transactions not excluded above which involve remuneration, directly or indirectly, to any of the specified persons for services in any capacity, unless the interest of the person arises solely from the beneficial ownership, direct or indirect, of less than 10% of any class of voting shares of another person furnishing the services to the corporation or its subsidiaries.*

**ITEM 9 - APPOINTMENT OF AUDITOR:**

If action is to be taken with respect to the appointment of an auditor, name the auditor of the corporation. If the auditor was first appointed within the last five years, state the date when the auditor was first appointed.

**ITEM 10 - MANAGEMENT CONTRACTS:**

If management functions of the corporation or any subsidiary are to be to any substantial degree performed by a person other than the directors or officers of the corporation or subsidiary:

- (a) give details of the agreement or arrangement under which the management functions are performed, including the name and address of any person who is a party to the agreement or arrangement or who is responsible for performing the management functions;

- (b) give the names and home addresses in full or, alternatively, solely the municipality of residence or postal address, of the insiders of any person with which the corporation or subsidiary has any agreement or arrangement and, if the following information is known to the directors or officers of the corporation, give the names and addresses of any person who would be an insider of any person with which the corporation or subsidiary has any agreement or arrangement if the person were a corporation;
- (c) with respect to any person named in answer to clause (a), state the amounts paid or payable by the corporation and its subsidiaries to the person since the commencement of the last financial year and give particulars; and
- (d) with respect to any person named in answer to clause (a) or (b) and their associates or affiliates, give particulars of:
  - (i) any indebtedness of the person, associate or affiliate to the corporation or its subsidiaries that was outstanding; and
  - (ii) any transaction or arrangement of the person, associate or affiliate with the corporation or subsidiary;

at any time since the commencement of the corporation's last financial year.

**INSTRUCTIONS:**

1. *In giving the information called for by this Item, it is not necessary to refer to any matter that in all the circumstances is of relative insignificance.*
2. *In giving particulars of indebtedness, state the largest aggregate amount of indebtedness outstanding at any time during the period, the nature of the indebtedness and of the transaction in which it was incurred, the amount of the indebtedness presently outstanding and the rate of interest paid or charged on the indebtedness.*
3. *It is not necessary to include as indebtedness amounts due from the particular person for purchases subject to usual trade terms or for ordinary travel and expense advances and for other like transactions.*

**ITEM 11 - PARTICULAR MATTERS TO BE ACTED ON:**

If action is to be taken on any matter to be submitted to the meeting of shareholders other than the approval of financial statements, the substance of the matter, or related groups of matters, should be briefly described, except to the extent described pursuant to the foregoing items, in sufficient detail to permit shareholders to form a reasoned judgment concerning the matter. Without limiting the generality of the foregoing, those matters include alterations of share capital, charter amendments, property acquisitions or dispositions, amalgamations, mergers or reorganizations. If a reorganization or similar restructuring is involved, reference must be made to a prospectus form or issuer bid form for guidance as to what is material.

If the matter is one that is not required to be submitted to a vote of shareholders, the reasons for submitting it to shareholders should be given and a statement should be made as to what action is intended to be taken by management in the event of a negative vote by the shareholders.

**IT IS AN OFFENCE FOR A PERSON TO MAKE A STATEMENT IN A DOCUMENT REQUIRED TO BE FILED OR FURNISHED PURSUANT TO THE ACT OR THE REGULATIONS THAT, AT THE TIME AND IN THE LIGHT OF THE CIRCUMSTANCES UNDER WHICH IT IS MADE, IS A MISREPRESENTATION.**



**“FORM 2***[Sections 12 and 42.1]***STATEMENT OF EXECUTIVE COMPENSATION****ITEM 1 - GENERAL:**

For the purposes of this form, ‘executive officer’ of a corporation means:

- (a) the chairperson and any vice-chairperson of the board of directors of the corporation, where that person performs the functions of that office on a full-time basis;
- (b) the president;
- (c) any vice-president in charge of a principal business unit, including sales, finance or production; and
- (d) any officer of the corporation or of one of its subsidiaries who performs a policy-making function with respect to the corporation, whether or not that officer is also a director of the corporation or the subsidiary.

**ITEM 2 - CASH:**

- (1) State the number of executive officers of the corporation.
- (2) State the aggregate cash compensation paid to the corporation’s executive officers by the corporation and its subsidiaries for services rendered during the most recently completed financial year.
- (3) For the purposes of subsection (2):
  - (a) cash compensation includes salaries, fees (including directors’ fees), commissions and bonuses and, in addition to amounts actually paid during and for the most recently completed financial year, cash compensation includes:
    - (i) bonuses to be paid for services rendered during the most recently completed financial year unless those amounts have not been allocated;
    - (ii) bonuses paid during the most recently completed financial year for services rendered in a previous financial year; and
    - (iii) any compensation other than bonuses earned during the most recently completed financial year, the payment of which is deferred;
  - (b) compensation for a period during which an individual was not then an executive officer shall not be included in the determination of cash remuneration of executive officers; and
  - (c) compensation paid during the most recently completed financial year that was disclosed in a filing of a document complying with the requirements of this form with respect to a financial year other than the most recently completed financial year shall not be included.
- (4) At the option of the corporation, the cash compensation figure set out pursuant to subsection (2) may be broken down into categories including salaries, fees, commissions and bonuses.

**ITEM 3 - PLANS:**

- (1) Describe briefly any plan pursuant to which cash or non-cash compensation was paid or distributed to executive officers during the most recently completed financial year or that is proposed to be paid or distributed in a subsequent year and include in the description:
  - (a) a summary of how the plan operates;
  - (b) the criteria used to determine amounts payable;
  - (c) the periods over which the measurement of benefits will be determined;
  - (d) payment schedules;
  - (e) any recent material amendments to the plan;
  - (f) amounts paid or distributed during the most recently completed financial year; and
  - (g) amounts accrued for the group during the most recently completed financial year, inasmuch as the distribution or unconditional vesting of those amounts is not subject to future events.
- (2) With respect to options to purchase securities granted to executive officers during the most recently completed financial year, set out:
  - (a) a summary of how the plan operates;
  - (b) the criteria used to determine the number of securities under option;
  - (c) the periods over which the measurement of benefits will be determined;
  - (d) payment schedules;
  - (e) all recent material amendments to the plan;
  - (f) the number of securities optioned during the most recently completed financial year;
  - (g) the designation and aggregate number of securities under option;
  - (h) the average per security exercise price (when options with differing terms are granted, the information should be given for each class or type of option) and when that price is less than the market value of the security underlying the option on the date the option is granted, provide the market price on that date.
- (3) With respect to options exercised during the corporation's most recently completed financial year, provide with respect to each class or type of option, in addition to the information prescribed by clauses (2)(a) to (f), the aggregate net value (market value less exercise price at the date of the exercise) of the securities under option.
- (4) For the purposes of this Item:
  - (a) compensation pursuant to a plan is to be taken into account only to the extent that the plan discriminates in scope, terms or operation in favour of executive officers and is not available to all full-time employees other than those covered by a collective agreement;

- (b) where disclosure of an amount paid or distributed pursuant to a plan is made under clause (1)(f), that amount shall not be included in the cash compensation pursuant to Item 2;
- (c) amounts paid or distributed that are disclosed pursuant to clause (1)(f) shall not include amounts paid or distributed that have been disclosed in a previous filing of a document that is not a prospectus and that complies with the requirements of this form set out in clause (1)(g) as accruing to the group with respect to a financial year other than the most recently completed financial year;
- (d) **'options'** includes all options, share purchase warrants or rights other than those issued to all security holders of the same class or to all security holders of the same class resident in Canada on a *pro rata* basis and an extension of an option is deemed to be a granting of an option;
- (e) **'plan'** includes any plan, contract, authorization or arrangement, whether or not it is set forth in any formal document or applicable to only one person, but does not include the Canada Pension Plan or a similar government plan.

**ITEM 4 - OTHER:**

- (1) Describe all other compensation not referred to in Item 2 or 3 that was:
  - (a) paid during the most recently completed financial year, including personal benefits and securities or property paid or distributed other than pursuant to a plan referred to in Item 3; and
  - (b) not offered on the same terms to all full-time employees other than those covered by a collective agreement.
- (2) For the purposes of describing other compensation pursuant to subsection (1), the value to be given for that compensation shall be the issuer user's and subsidiaries' aggregate incremental cost.
- (3) For the purposes of subsection (2), **'incremental cost'** means the cost to the corporation or subsidiary of conferring a benefit on an individual where that cost would not be otherwise incurred by the issuer if the benefit were not so conferred.
- (4) When the aggregate value of the compensation disclosed pursuant to subsection (1) does not exceed the lesser of \$10,000 times the number of persons in the group or 10% of the compensation stated pursuant to Item 2, it is necessary to declare that fact only and, in the discretion of the Director, the \$10,000 threshold may be increased to \$25,000.

**ITEM 5 - TERMINATION OF EMPLOYMENT OR CHANGE OF CONTROL:**

Describe any plan or arrangement with respect to compensation received or that may be received by executive officers in the corporation's most recently completed or current financial year in view of compensating those officers in the event of the termination of employment (resignation, retirement, change of control) or in the event of a change in responsibilities following a change in control, where, with respect to an executive officer, the value of that compensation exceeds \$60,000.

**ITEM 6 - COMPENSATION OF DIRECTORS:**

- (1) Describe:
- (a) any standard arrangements, stating amounts, pursuant to which directors are compensated by the corporation for their services in their capacity as directors, including any additional amounts payable for committee participation or special assignments; and
  - (b) any other arrangements, stating amounts, in addition to or in lieu of any standard arrangement, pursuant to which directors were compensated by the corporation in their capacity as directors during the most recently completed financial year.
- (2) Where compensation is in non-cash form, state the value of the benefit conferred, or if it is not possible to state the value, describe the benefit conferred”.

“FIGURE 1  
[Section 15.1]



**Director’s seal”**

**Coming into force**

- 13(1)** Subject to subsection (2), these regulations come into force on July 10, 2016.
- (2) If these regulations are filed with the Registrar of Regulations after July 10, 2016, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

**SASKATCHEWAN REGULATIONS 19/2016***The Business Names Registration Act*

## Section 24

Order in Council 130/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

1 These regulations may be cited as *The Business Names Registration (Forms) Amendment Regulations, 2016*.

**R.R.S. c.B-11 Reg 1 amended**

2 *The Business Names Registration Regulations* are amended in the manner set forth in these regulations.

**New section 2**

3 **Section 2 is repealed and the following substituted:**

**“Interpretation**

2(1) In these regulations:

- (a) **‘Act’** means *The Business Names Registration Act*;
- (b) **‘form’** means a form containing the information set out in these regulations;
- (c) **‘home jurisdiction’**, with respect to an extraprovincial limited partnership, means the jurisdiction in which the extraprovincial limited partnership was formed;
- (d) **‘signature’** includes a signature that consists of one or more letters, characters, numbers or other symbols in digital form that is incorporated in, attached to or associated with a form, notice, document or other information required to be provided or submitted in accordance with these regulations.

(2) As an alternative to using a printed form, a person may submit a form to the registrar in an electronic format, but only if:

- (a) the format is approved by the registrar; and
- (b) the form contains the information required to be included by these regulations in the form”.

**Section 4 repealed**

4 **Section 4 is repealed.**

**New sections 4.1 to 4.4**

5 **The following sections are added before section 5:**

**Registration of business name**

4.1(1) For the purposes of subsection 6(2) of the Act, the form of an application for registration of a business name is provided in this section.

- (2) An application for registration of a business name must include the following:
- (a) if the business name has expired or been cancelled by the registrar in the last 90 days, the number previously assigned to the business by the registrar;
  - (b) if the business name has not expired or been cancelled by the registrar in the last 90 days, the name reservation number;
  - (c) the name of the business;

- (d) confirmation that the business will operate as:
  - (i) a sole proprietorship;
  - (ii) a partnership;
  - (iii) a joint venture; or
  - (iv) a syndicate;
- (e) any conditions imposed by the registrar in the name reservation;
- (f) the primary physical address of the business, consisting of one of the following:
  - (i) the street address of the business, if any;
  - (ii) if there is no street address, a legal land description of the land on which the business is located, including the rural municipality name and number;
- (g) any other physical address of the business;
- (h) the mailing address of the business, if different from the primary physical address;
- (i) subject to subsection 4.4(3), the email address of the business, if any;
- (j) for the sole proprietor or each member of the business, as the case may be:
  - (i) the full name of the sole proprietor or member;
  - (ii) confirmation that the sole proprietor or member is:
    - (A) an individual;
    - (B) a trust;
    - (C) a body corporate;
    - (D) a limited partnership; or
    - (E) an Indian band;
  - (iii) if the sole proprietor or member is an individual or a trust:
    - (A) the sole proprietor's or member's physical address; and
    - (B) the sole proprietor's or member's mailing address, if different from the physical address;
  - (iv) if the sole proprietor or member is a body corporate, limited partnership or Indian band, the number assigned to the sole proprietor or member by the registrar;
  - (v) subject to subsection 4.4(3), the email address of the sole proprietor or member, if any;
- (k) the proposed registration date, if a specified future date is requested as the date of registration;

- (l) the name and contact information of the individual submitting the application for registration of a business name;
- (m) a statement by the individual submitting the application for registration of a business name that:
  - (i) the contents of the application are true;
  - (ii) the individual has authority to file the application with the registrar; and
  - (iii) if the business is a partnership, any individuals that are partners are 18 years of age or older;
- (n) the signature of the individual submitting the application for registration of a business name.

**“Dissolution of partnership**

**4.11(1)** For the purposes of section 13 of the Act, the form of a declaration for dissolution of partnership is provided in this section.

- (2) A declaration for dissolution of partnership must include the following:
  - (a) the name of the partnership;
  - (b) the number assigned to the partnership by the registrar;
  - (c) the date of dissolution of the partnership;
  - (d) the name and contact information of the individual submitting the declaration for dissolution of partnership;
  - (e) a statement by the individual submitting the declaration for dissolution of partnership that:
    - (i) the contents of the declaration are true; and
    - (ii) the individual has authority to file the declaration with the registrar;
  - (f) the signature of the individual submitting the declaration for dissolution of partnership.

**“Renewal of registration**

**4.12(1)** Subject to subsection (2), for the purposes of subsection 9(3) of the Act, a renewal of registration must be submitted in a form provided by the registrar and confirm that the registrar has current and accurate records regarding the business as of the date of renewal.

- (2) If the registrar does not have current and accurate records regarding the business as of the date of renewal, the business must include with the renewal of registration each of the following that is necessary to ensure that the registrar has current and accurate records for the business:
  - (a) a change of business or mailing address, in accordance with section 4.3;
  - (b) a change in membership, in accordance with section 4.23;
  - (c) any change in the legal name or address of a member or sole proprietor, in a form provided by the registrar;

- (d) a power of attorney, in accordance with section 4.21;
- (e) a description of any changes to its main activity or business.

**“Registration of Saskatchewan limited partnership, extraprovincial limited partnership**

**4.2(1)** A declaration of a Saskatchewan limited partnership in accordance with section 16 of the Act must be accompanied by an application containing the following information:

- (a) if the registration of the limited partnership has expired or been cancelled by the registrar in the last 90 days, the number assigned to the limited partnership by the registrar;
- (b) if the registration of the limited partnership has not expired or been cancelled by the registrar in the last 90 days, the name reservation number;
- (c) the name of the limited partnership;
- (d) any conditions imposed by the registrar in the name reservation;
- (e) the term for which the limited partnership is to subsist, if any;
- (f) the physical address of the registered office of the limited partnership, consisting of one of the following:
  - (i) the street address of the registered office, if any;
  - (ii) if there is no street address, a legal land description of the land on which the registered office is located, including the rural municipality name and number;
- (g) the mailing address of the registered office, if different from the physical address;
- (h) subject to subsection 4.4(3), the email address of the limited partnership, if any;
- (i) for each general partner of the limited partnership:
  - (i) the full name of the general partner;
  - (ii) confirmation that the general partner is:
    - (A) an individual;
    - (B) a trust;
    - (C) a body corporate;
    - (D) a limited partnership; or
    - (E) an Indian band;
  - (iii) if the general partner is an individual or a trust:
    - (A) the general partner’s physical address; and
    - (B) the general partner’s mailing address, if different from the physical address;



- (iv) if the general partner is a body corporate, limited partnership or Indian band, the number assigned to the general partner by the registrar;
  - (v) subject to subsection 4.4(3), the email address of the general partner, if any;
  - (j) the name and contact information of the individual submitting the application and declaration;
  - (k) a statement by the individual submitting the application and declaration:
    - (i) that the contents of the application and declaration are true;
    - (ii) that the individual has authority to file the application and declaration with the registrar; and
    - (iii) confirming that the declaration includes the required information pursuant to section 16 of the Act to the extent that the information applies to the limited partnership and is signed by all of the general and limited partners of the limited partnership;
  - (l) the signature of the individual submitting the application and declaration.
- (2) An application for registration of an extraprovincial limited partnership in accordance with section 21.1 of the Act must include the following information:
- (a) the home jurisdiction of the limited partnership;
  - (b) any unique identification number or code assigned to the limited partnership in its home jurisdiction;
  - (c) the date of registration of the limited partnership in its home jurisdiction;
  - (d) a copy of the registration documents and any subsequent amendments filed in the home jurisdiction;
  - (e) if the date of registration in the home jurisdiction is more than six months before the date of the application, a certificate of status or letter of good standing from the home jurisdiction;
  - (f) the information required by clauses (1)(a) to (j);
  - (g) a statement by the individual submitting the application for registration:
    - (i) that the contents of the application for registration are true;
    - (ii) that the individual has authority to file the application for registration with the registrar; and
    - (iii) confirming that the individual understands that:
      - (A) the registrar must be notified if the limited partnership becomes inactive in its home jurisdiction; and
      - (B) the limited partnership must not continue to do business in Saskatchewan while it is inactive in its home jurisdiction;
  - (h) the signature of the individual submitting the application for registration.

**“Power of attorney**

**4.21(1)** For the purposes of sections 9.3, 21.1 and 21.2 of the Act, the form of a power of attorney is provided in this section.

- (2) A power of attorney must include the following:
- (a) the name of the business;
  - (b) the number assigned to the business by the registrar;
  - (c) in the case of an extraprovincial limited partnership, any unique identification number or code assigned to the limited partnership in its home jurisdiction;
  - (d) for each attorney appointed for the business:
    - (i) the full name of the attorney and the name of his or her firm, if applicable;
    - (ii) the physical address of the attorney;
    - (iii) the mailing address of the attorney, if different from the physical address;
    - (iv) the email address of the attorney, if any; and
    - (v) a signed declaration of the attorney, declaring that he or she has consented to act as attorney;
  - (e) the date on which the power of attorney comes into effect, if applicable;
  - (f) the name and contact information of the individual submitting the power of attorney;
  - (g) a statement by the individual submitting the power of attorney that:
    - (i) the contents of the power of attorney are true; and
    - (ii) the individual has authority to file the power of attorney with the registrar;
  - (h) the signature of the individual submitting the power of attorney.
- (3) For each attorney who is added or with respect to whom a change is made, a notice of change of power of attorney must include the following:
- (a) the full name of the business;
  - (b) the number assigned to the business by the registrar;
  - (c) in the case of an extraprovincial limited partnership, any unique identification number or code assigned to the limited partnership in its home jurisdiction;
  - (d) the full name of the attorney and the name of his or her firm, if applicable;
  - (e) if applicable:
    - (i) confirmation that the person is added as an attorney for the business;
    - (ii) confirmation that there has been a change to the attorney’s name or to any of the information mentioned in subclauses (iii) to (v);

- (iii) the physical address of the attorney;
  - (iv) the mailing address of the attorney, if different from the physical address;
  - (v) the email address of the attorney, if any;
  - (vi) a signed declaration of the attorney, declaring that he or she has consented to act as attorney;
  - (f) the date on which the addition or change takes effect;
  - (g) the name and contact information of the individual submitting the notice of change of power of attorney;
  - (h) a statement by the individual submitting the notice of change of power of attorney that:
    - (i) the contents of the notice of change of power of attorney are true; and
    - (ii) the individual has authority to file the notice of change of power of attorney with the registrar;
  - (i) the signature of the individual submitting the notice of change of power of attorney.
- (4) For each attorney who is removed or who resigns, a notice of change of power of attorney must include the following:
- (a) the full name of the business;
  - (b) the number assigned to the business by the registrar;
  - (c) in the case of an extraprovincial limited partnership, any unique identification number or code assigned to the limited partnership in its home jurisdiction;
  - (d) the full name of the attorney and the name of his or her firm, if applicable;
  - (e) confirmation that:
    - (i) the attorney is removed as an attorney for the business; or
    - (ii) the attorney has resigned as an attorney for the business;
  - (f) in the case of an attorney who has resigned, a copy of the written resignation;
  - (g) the date on which the removal or resignation takes effect;
  - (h) the name and contact information of the individual submitting the notice of change of power of attorney;
  - (i) a statement by the individual submitting the notice of change of power of attorney that:
    - (i) the contents of the notice of change of power of attorney are true; and
    - (ii) the individual has authority to file the notice of change of power of attorney with the registrar;
  - (j) the signature of the individual submitting the notice of change of power of attorney.

**“Request for name search and availability**

**4.22** A request for name search and reservation pursuant to section 8.1 of the Act must be in the form provided by the registrar.

**“Change in membership**

**4.23(1)** For the purposes of section 12 of the Act, the form of a change in membership is provided in this section.

(2) A change in membership must include:

- (a) the name of the business;
- (b) the number assigned to the business by the registrar;
- (c) for each member that is added or removed from the business:
  - (i) the full name of the member;
  - (ii) confirmation that the member is added or removed as a member;
  - (iii) the date that the member is added or removed;
  - (iv) confirmation that the member is:
    - (A) an individual;
    - (B) a trust;
    - (C) a body corporate;
    - (D) a limited partnership; or
    - (E) an Indian band;
  - (v) if the member is an individual or trust:
    - (A) the member’s physical address; and
    - (B) the member’s mailing address, if different from the physical address;
  - (vi) if the member is a body corporate, limited partnership or Indian band, the number assigned to the member by the registrar;
  - (vii) subject to subsection 4.4(3), the email address of the member, if any;
- (d) the name and contact information of the individual submitting the change in membership;
- (e) a statement by the individual submitting the change in membership:
  - (i) that the contents of the change in membership are true;
  - (ii) confirming that an attachment has been included that contains the full name and signatures of all members, including members who are added or removed as part of the change in membership and existing members who have not changed; and
  - (iii) the individual has authority to file the change in membership with the registrar;
- (f) the signature of the individual submitting the change in membership.

**“Change of business or mailing address**

**4.3(1)** For the purposes of subsection 11(5) of the Act, the form of a change of business or mailing address is provided in this section.

- (2) A change of business or mailing address must include the following:
- (a) the name of the business;
  - (b) the number assigned to the business by the registrar;
  - (c) the updated primary physical address of the business, consisting of one of the following:
    - (i) the street address of the business, if any;
    - (ii) if there is no street address, a legal land description of the land on which the business is located, including the rural municipality name and number;
  - (d) in the case of a business other than a limited partnership, any other physical address of the business;
  - (e) the updated mailing address of the business, if different from the primary physical address;
  - (f) subject to subsection 4.4(3), the updated email address of the business, if any;
  - (g) the date on which the changes take effect;
  - (h) the name and contact information of the individual submitting the change of business or mailing address;
  - (i) a statement by the individual submitting the change of business or mailing address that:
    - (i) the contents of the change of business or mailing address are true; and
    - (ii) the individual has authority to file the change of business or mailing address with the registrar;
  - (j) the signature of the individual submitting the change of business or mailing address.

**“Information required re sections 18 and 21.3 of Act**

**4.31(1)** An amendment of declaration for a limited partnership, other than an extraprovincial limited partnership, pursuant to section 18 of the Act must be accompanied by a form containing the following information:

- (a) the name of the limited partnership;
- (b) the number assigned to the limited partnership by the registrar;
- (c) if the name of the limited partnership has changed:
  - (i) the reserved name;
  - (ii) the name reservation number;
  - (iii) any conditions imposed by the registrar in the name reservation; and
  - (iv) if applicable, the new mailing name;

- (d) a description of any changes to the main activity or business of the limited partnership;
- (e) the new expiry date of the limited partnership, if applicable;
- (f) for each general partner with respect to whom a change is made:
  - (i) the full name of the general partner;
  - (ii) confirmation that the general partner is:
    - (A) an individual;
    - (B) a trust;
    - (C) a body corporate;
    - (D) a limited partnership; or
    - (E) an Indian band;
  - (iii) if applicable, confirmation that:
    - (A) the general partner is added as a general partner of the limited partnership;
    - (B) the general partner is removed as a general partner of the limited partnership; or
    - (C) there has been a change to the name or the physical, mailing or email address of the general partner;
  - (iv) if the general partner is an individual or trust:
    - (A) the general partner's physical address; and
    - (B) the general partner's mailing address, if different from the physical address;
  - (v) if the general partner is a body corporate, limited partnership or Indian band, the number assigned to the general partner by the registrar;
  - (vi) subject to subsection 4.4(3), the email address of the general partner, if any;
- (g) the date on which any changes take effect;
- (h) the name and contact information of the individual submitting the amendment of declaration for a limited partnership;
- (i) a statement by the individual submitting the amendment of declaration for a limited partnership:
  - (i) that the contents of the amendment of declaration are true;
  - (ii) confirming that an attachment containing the required information pursuant to subsection 18(1) of the Act and that is signed by all of the general and limited partners of the limited partnership has been included; and
  - (iii) that the individual has authority to file the amendment of declaration with the registrar;
- (j) the signature of the individual submitting the amendment of declaration for a limited partnership.

(2) A notice of change for an extraprovincial limited partnership submitted pursuant to section 21.3 of the Act must be accompanied by a form containing the following information:

- (a) the name of the extraprovincial limited partnership;
- (b) the number assigned to the extraprovincial limited partnership by the registrar;
- (c) any unique identification number or code assigned to the extraprovincial limited partnership in its home jurisdiction;
- (d) the information required by clauses (1)(c) to (f);
- (e) the physical address of the registered office of the extraprovincial limited partnership, consisting of one of the following:
  - (i) the street address of the registered office, if any;
  - (ii) if there is no street address, a legal land description of the land on which the registered office is located, including the rural municipality name and number;
- (f) the mailing address of the registered office of the extraprovincial limited partnership, if different from the physical address;
- (g) subject to subsection 4.4(3), the email address of the extraprovincial limited partnership, if any;
- (h) the date on which any changes take effect;
- (i) the effective date of any changes in the home jurisdiction;
- (j) the name and contact information of the individual submitting the notice of change;
- (k) a statement by the individual submitting the notice of change that:
  - (i) the contents of the notice of change are true;
  - (ii) the extraprovincial limited partnership is active in its home jurisdiction; and
  - (iii) the individual has authority to file the notice of change with the registrar;
- (l) the signature of the individual submitting the notice of change.

**“Cancellation of registration**

**4.32** A cancellation of registration pursuant to section 11, 17 or 21.4 of the Act must be in a form containing the following information:

- (a) the name of the business;
- (b) the number assigned to the business by the registrar;
- (c) confirmation that the registration of the business is cancelled for one of the following reasons:
  - (i) the firm has ceased to carry on business and is providing a notice in accordance with subsection 11(1) of the Act;

- (ii) the firm is providing a reply letter in accordance with clause 11(4)(b) of the Act;
- (iii) in the case of a Saskatchewan limited partnership:
  - (A) the Saskatchewan limited partnership is dissolved; or
  - (B) all of the limited partners in the Saskatchewan limited partnership have ceased to be limited partners;
- (iv) in the case of an extraprovincial limited partnership:
  - (A) the extraprovincial limited partnership is providing notice to cancel the registration in accordance with clause 21.4(1)(b) of the Act;
  - (B) the extraprovincial limited partnership is inactive in its home jurisdiction;
  - (C) all of the limited partners in the extraprovincial limited partnership have ceased to be limited partners;
  - (D) the extraprovincial limited partnership is dissolved; or
  - (E) the extraprovincial limited partnership is bankrupt within the meaning of the *Bankruptcy and Insolvency Act* (Canada);
- (d) the date on which the cancellation takes effect;
- (e) if paragraph (c)(iii)(A) or (B) is identified as the reason for cancellation, confirmation that an attachment containing the names and signatures of all general and limited partners in accordance with subsection 17(2) of the Act has been included;
- (f) if paragraph (c)(iv)(A) is identified as the reason for cancellation, confirmation that an attachment containing the name and signature of at least one of the general partners has been included;
- (g) the name and contact information of the individual submitting the cancellation of registration;
- (h) a statement by the individual submitting the cancellation of registration that:
  - (i) the contents of the cancellation of registration are true; and
  - (ii) the individual has authority to file the cancellation of registration with the registrar;
- (i) the signature of the individual submitting the cancellation of registration.



**“General rules re forms, etc.**

4.4(1) A requirement to provide information in a form, notice or other document in accordance with these regulations, other than a signature or statement by the individual submitting the form, notice or other document, is satisfied by providing the information as an attachment to the form, notice or other document in a manner that is satisfactory to the registrar.

(2) A requirement that a signature is to be provided according to these regulations is satisfied if it meets the requirements, if any, of the registrar as to the method of making the signature and as to the reliability of the signature.

(3) Any form, notice or other document required by the Act or these regulations to be provided to the registrar must contain a statement that, if an email address is provided in the form, notice or other document, the registrar may use the email address for the purpose of providing any notice or document required to be sent by the registrar by the Act or these regulations, except:

(a) a notice of default pursuant to subsection 21.4(2) of the Act sent by the registrar to an extraprovincial limited partnership in accordance with subsection 21.4(3) of the Act; and

(b) if the business notifies the registrar that it wishes to receive notices and documents in a non-electronic form.

(4) Nothing in these regulations prohibits the registrar from requiring additional information or documentation to be submitted with a form, notice or other document if that information or documentation is necessary to directly support any information that is required in the form, notice or other document in accordance with these regulations”.

**New section 5****6 Section 5 is repealed and the following substituted:****“Other printed forms**

5 If a person intends to use a form in a printed format but does not use a printed form that has been obtained from the registrar, the form to be used must contain the information that these regulations require to be included in the form”.

**Appendix repealed****7 The Appendix is repealed.****Coming into force**

8(1) Subject to subsection (2), these regulations come into force on July 10, 2016.

(2) If these regulations are filed with the Registrar of Regulations after July 10, 2016, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

**SASKATCHEWAN REGULATIONS 20/2016***The Condominium Property Act, 1993*

Sections 112, 112.1 and 112.2

Order in Council 131/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

**1** These regulations may be cited as *The Condominium Property (Miscellaneous and Forms) Amendment Regulations, 2016*.

**R.R.S. c.C-26.1 Reg 2 amended**

**2** *The Condominium Property Regulations, 2001* are amended in the manner set forth in these regulations.

**Section 4 amended**

**3(1) Subclause 4(2)(b)(ii) is repealed and the following substituted:**

“(ii) a schedule that sets out, for each unit shown on the plan, whether the unit is one or more of the following:

- (A) a bare land unit;
- (B) a unit intended or used for agricultural purposes;
- (C) a unit intended for residential purposes;
- (D) a conversion unit;
- (E) a parking unit;
- (F) a services unit;
- (G) a regular unit”.

**(2) Subsection 4(2.1) is amended by striking out “(2)(b)(ii)(A) to (D)” and substituting “(2)(b)(ii)(A) to (F)”.**

**Section 9 amended**

**4 Clause 9(a) is repealed and the following substituted:**

“(a) clause 2(1)(z.01) and clauses 26(1)(g), (i), (j), (k), (l), (n), (o) and (q) of the Act”.

**Section 11.1 amended**

**5 Section 11.1 is amended:**

**(a) in the portion preceding clause (a) by adding “for units intended for residential purposes” after “description”; and**

**(b) in clause (c) in the portion preceding subclause (i):**

**(i) by striking out “initially”; and**

**(ii) by striking out “on the condominium plan”.**

**Section 18 amended**

**6 Subsection 18(4) is amended by striking out “section 23” and substituting “clause 17(1)(a)”.**

**New section 21**

**7 Section 21 is repealed and the following substituted:**

**“Manner of application**

**21** An application by a developer pursuant to section 5.1 of the Act must be made in the manner set out in *The Land Titles Act, 2000* and accompanied by the following information:

- (a) a schedule in Form C that specifies the unit factor for each unit;
- (b) the information to be provided in Form OO to obtain a condominium corporation number;
- (c) the value of each condominium unit”.

**New sections 31 and 32**

**8 Sections 31 to 36 are repealed and the following substituted:**

**“Plan amendments and amalgamations**

**31(1)** An application for the issuance of titles pursuant to section 14 or 15 of the Act must satisfy the requirements of section 14 of the Act and be accompanied by:

- (a) approval of the Controller of Surveys represented by:
  - (i) a copy of the approval of the Controller of Surveys in the case of a condominium plan mentioned in subclause 14(1)(b)(i) or (2)(b)(i) of the Act; or
  - (ii) a copy of an order pursuant to subsection 42(1) of *The Land Surveys Act, 2000* in the case of a condominium plan mentioned in subclause 14(1)(b)(ii) or (2)(b)(ii) of the Act;
- (b) an amending instrument:
  - (i) in Form R for an amendment other than an amalgamation; or
  - (ii) in Form U for an amendment that involves an amalgamation;
- (c) a schedule of units, service units and unit factors in Form V attached to the amending instrument mentioned in clause (b);
- (d) a certificate of consent pursuant to subclause 14(1)(c)(ii) or (2)(c)(iii) of the Act in Form S from:
  - (i) the corporation; or
  - (ii) each of the amalgamating corporations;
- (e) if the plan includes units intended for residential purposes, a designation of parking pursuant to section 12.1 in Form F.1; and
- (f) a standard unit description.

(2) In addition to the requirements set out in subsection (1), an application for the issuance of titles as a result of an amalgamation of corporations pursuant to section 15 of the Act must satisfy the requirements of section 15 of the Act and be accompanied by:

- (a) the information required by the Director pursuant to section 34 of the Act and section 41;
- (b) if available, the name of the amalgamated corporation as approved by the Director; and
- (c) if applicable, the information required by subsection 14(3) or (3.1) of the Act.

**“Notice of court application**

**32(1)** A notice of court application mentioned in subsection 14(5) of the Act must be in Form T.

(2) An application to register an interest based on notice of an application pursuant to subsection 14(6) of the Act must be accompanied by a copy of the notice mentioned in subsection (1)”.

**New section 41**

**9 Section 41 is repealed and the following substituted:**

**“Information to be provided to Director**

**41** The information to be provided to the Director pursuant to section 34 of the Act is the information that must be included in Form OO”.

**Section 45 amended**

**10 Subsection 45(1) is repealed and the following substituted:**

**“(1)** The following must be accompanied by Form AA:

- (a) bylaws of a corporation made, amended or repealed pursuant to section 46 of the Act;
- (b) bylaws of a sector made pursuant to subclause 47.1(1)(f)(iii) of the Act”.

**Appendix, Part I amended**

**11(1)** Part I of the Appendix is amended in the manner set forth in this section.

**(2) Form C is repealed and the following substituted:**

**“FORM C**  
[Sections 12 and 21]

**Schedule of Unit Factors**

Unit Number	Type of Unit*	Unit Factor	Area of Unit	Other Features
Total		10,000		

\*Type of Unit (more than one may apply, in that case, please list all):

- BL = Bare Land Unit
- AG = unit intended or used for agricultural purposes
- RES = unit intended for residential purposes
- CU = Conversion Unit
- P = Parking Unit
- S = Services Unit
- REG = Regular Unit”.

**(3) Form F.1 is repealed and the following substituted:**

**“FORM F.1**  
[Section 12.1]

**Designation of Parking**

In Condominium Plan No. \_\_\_\_\_, the following parking spaces pursuant to clause 11(1)(a) of *The Condominium Property Act, 1993* or parking units pursuant to clause 11(1)(b) of *The Condominium Property Act, 1993* are designated for the indicated units intended for residential purposes:

Residential Unit Number	Type of Parking	Parking Designation
	<input type="checkbox"/> space <input type="checkbox"/> unit	
	<input type="checkbox"/> space <input type="checkbox"/> unit	
	<input type="checkbox"/> space <input type="checkbox"/> unit	
	<input type="checkbox"/> space <input type="checkbox"/> unit	
	<input type="checkbox"/> space <input type="checkbox"/> unit	
	<input type="checkbox"/> space <input type="checkbox"/> unit	
	<input type="checkbox"/> space <input type="checkbox"/> unit	

Note: Parking Spaces that are not designated on this form for a residential unit become common property and are owned and controlled by the condominium corporation.

- The following units include a parking area or garage within the boundaries of the unit as described in clause 11(2)(c) of *The Condominium Property Act, 1993*:

Residential Unit Number

”.

**(4) Form J is amended:**

- (a) by renumbering item 4 as item 5; and**  
**(b) by adding the following item after item 3:**

“4. That the developer undertakes to construct or has constructed the condominium in accordance with the requirements of *The Uniform Building and Accessibility Standards Act*, the regulations made pursuant to that Act and the local building bylaw”.

**(5) Form K is amended in the portion preceding the name of the form by striking out “Sections 17 and 23” and substituting “Section 17”.**

**(6) Form S is amended in the portion preceding the name of the form by striking out “Section 32” and substituting “Section 31”.**

**(7) Form T is amended in the portion preceding the name of the form by striking out “Section 33” and substituting “Section 32”.**

**(8) Form U is amended in the portion preceding the name of the form by striking out “Section 35” and substituting “Section 31”.**

**(9) Form V is repealed and the following substituted:**

**“FORM V**  
[Section 31]

**Schedule of Units, Service Units and Unit Factors\***

Old Unit Number	Old Unit Factor	New Unit Number	Unit Factor	Type of Unit**	Registered Owner	Registered Interests	Parking Designation
Total:	10,000	Total:	10,000				

\*To be used with Forms R, U and X.

\*\*Type of Unit (more than one may apply, in that case, please list all):

- BL = Bare Land Unit
- AG = unit intended or used for agricultural purposes
- RES = unit intended for residential purposes
- CU = Conversion Unit
- P = Parking Unit
- S = Services Unit
- REG = Regular Unit”.

**(10) Form Y is repealed and the following substituted:****“FORM Y**  
[Section 41.1]**Request for Name Search and Reservation**

<b>Section 1: Name Purpose</b>
A name search is not required for a condominium corporation with a numbered name or for an amalgamation if the name of one of the amalgamating corporations will be used as the name of the amalgamated entity.
Select one (1):
<input type="checkbox"/> Incorporation (complete sections 2, 5 and 6)
<input type="checkbox"/> Name Change (complete sections 2, 3, 5 and 6)
<input type="checkbox"/> Amalgamation (complete sections 2, 4, 5 and 6)
<b>Section 2: Language</b>
The corporation name must have the words “condominium corporation” or “condominiums corporation”.
Name Language - select one (1):
<input type="checkbox"/> a) English name only
<input type="checkbox"/> b) French name only
<input type="checkbox"/> c) English and French names (names must be direct translations)
<input type="checkbox"/> d) English name with other language name
Condominium Corporation Name - English: (mandatory if a), c) or d) is selected)
Condominium Corporation Name - French: (mandatory if b) or c) is selected)
Condominium Corporation Name - Other language (mandatory if d) is selected)
English Translation of Name: (mandatory if b) is selected)
<b>Section 3: Name Change</b>
Corporation Number:
Corporation Name:
<b>Section 4: Amalgamation</b>
All amalgamating corporations must be Saskatchewan condominium corporations. If there are more than three (3), please attach an additional page.
Corporation Number:
Corporation Name:
Corporation Number:
Corporation Name:
Corporation Number:
Corporation Name:



Section 5: Certification and Signature	
I certify that the disclosed information respecting the condominium corporation is correct and that I have the authority to sign this document on behalf of the condominium corporation.	
_____	_____
Signature	Date signed

Section 6: Submitter Information	
Name:	
Mailing Address:	
Email:	
Fax:	Telephone:

(11) Form Z is repealed and the following substituted:

**“FORM Z**  
[Section 41.4]

**Application for Change of Corporation Name**

Section 1: Condominium Corporation Details
Condominium Corporation Number:
Condominium Corporation Name:

Section 2: Name
I certify that this change of name has been duly authorized pursuant to the requirements of <i>The Condominium Property Act, 1993</i> .
Name Type Requested:
<input type="checkbox"/> Reserved Name – Name Reservation Number: _____ – Reserved Condominium Corporation Name: _____
OR
<input type="checkbox"/> Numbered Name

Section 3: Attachments
Name Conditions:
<input type="checkbox"/> If conditions were applied to the name reservation, attach a copy of any name condition forms.

<b>Section 4: Certification and Signature</b>	
I certify that the disclosed information respecting the condominium corporation is correct and that I have the authority to sign this document on behalf of the condominium corporation.	
_____	_____
Signature	Date signed

<b>Section 5: Submitter Information</b>	
Name:	
Mailing Address:	
Email:	
Fax:	Telephone:

(12) Form AA is repealed and the following substituted:

**“FORM AA**

[Section 45]

**Bylaws**

<b>Section 1: Condominium Corporation Details</b>
Condominium Corporation Number:
Condominium Corporation Name:

<b>Section 2: Bylaw Details</b>
I certify that:
<ul style="list-style-type: none"> <li>• the required approval to amend the bylaws was obtained on the following date: _____; and</li> <li>• I am submitting amended bylaws for: <ul style="list-style-type: none"> <li><input type="checkbox"/> The Condominium Corporation; or</li> <li><input type="checkbox"/> A sector in the Condominium Corporation.</li> </ul> </li> </ul>
The name of the sector is: _____

<b>Section 3: Attachments</b> (attach one of the following)
Amended Condominium Corporation Bylaws
<input type="checkbox"/> Attach a copy of amended condominium corporation bylaws.
Amended Sector Bylaws
<input type="checkbox"/> Attach a copy of amended sector bylaws.

<b>Section 4: Certification and Signature</b>	
I certify that the disclosed information respecting the condominium corporation is correct and that I have the authority to sign this document on behalf of the condominium corporation.	
_____	_____
Signature	Date signed

<b>Section 5: Submitter Information</b>	
Name:	
Mailing Address:	
Email:	
Fax:	Telephone:

(13) Form BB is repealed and the following substituted:

**“FORM BB**  
*[Subsection 45(1.1)]*  
**Notice of Consent**  
**(Creation or Dissolution of Sector)**

<b>Section 1: Condominium Corporation Details</b>
Condominium Corporation Number:
Condominium Corporation Name:

<b>Section 2: Form of Consent</b>
Select one of the following:
<input type="checkbox"/> I certify that the written consents to the creation or dissolution of a sector have been obtained from the owners of every unit in the condominium corporation.
<input type="checkbox"/> I certify that:
(a) the written consents of 80% of the owners of units in the condominium corporation have been obtained;
(b) a notice of this bylaw has been served on the following, not less than 30 days before submitting this bylaw to the Director:
(i) all owners of units, except those unit owners that provide written consents; and
(ii) the local authority; and
(c) no objection has been received in the form of a notice of court application.

<b>Section 3: Attachment</b>
Creation or Dissolution of a Sector <input type="checkbox"/> Attach bylaw creating or dissolving a sector.
Sector Bylaws <input type="checkbox"/> If creating a sector and if not intending to act under the standard bylaws pursuant to section 45 of <i>The Condominium Property Act, 1993</i> , attach Form AA.

<b>Section 4: Certification and Signature</b>	
I certify that the disclosed information respecting the condominium corporation is correct and that I have the authority to sign this document on behalf of the condominium corporation.	
_____	
Signature	_____
	Date signed

<b>Section 5: Submitter Information</b>	
Name:	
Mailing Address:	
Email:	
Fax:	Telephone:

(14) Form DD is repealed and the following substituted:

**“FORM DD**  
[Section 46]

**Change of Address for Service or Change of Directors and Officers**

<b>Section 1: Condominium Corporation Details</b>
Condominium Corporation Number:
Condominium Corporation Name:

<b>Section 2: Change of Address for Service</b>
<input type="checkbox"/> Change Address for Service <input type="checkbox"/> No Change
Mailing Name (if different from condominium corporation name):
Street Address 1:
Street Address 2:
Street Address 3:
City/Town:
Province:
Country:
Postal Code:
Attention to:
Email Address:

<b>Section 3: Change of Directors and Officers</b> (Select the appropriate box) If there are more than three (3), please attach an additional page.		
<b>Director/Officer 1</b>		
<input type="checkbox"/> Add <input type="checkbox"/> Remove <input type="checkbox"/> Update <input type="checkbox"/> No Change <input type="checkbox"/> Effective Date:_____		
Role(s):		
<input type="checkbox"/> Director <input type="checkbox"/> Officer – Office Held:_____		
First Name:	Middle Name:	Last Name:
Street Address 1:		
Street Address 2:		
Street Address 3:		
City/Town:		
Province:		
Country:		
Postal Code:		
Email Address:		
<b>Director/Officer 2</b>		
<input type="checkbox"/> Add <input type="checkbox"/> Remove <input type="checkbox"/> Update <input type="checkbox"/> No Change <input type="checkbox"/> Effective Date:_____		
Role(s):		
<input type="checkbox"/> Director <input type="checkbox"/> Officer – Office Held:_____		
First Name:	Middle Name:	Last Name:
Street Address 1:		
Street Address 2:		
Street Address 3:		
City/Town:		
Province:		
Country:		
Postal Code:		
Email Address:		
<b>Director/Officer 3</b>		
<input type="checkbox"/> Add <input type="checkbox"/> Remove <input type="checkbox"/> Update <input type="checkbox"/> No Change <input type="checkbox"/> Effective Date:_____		

Role(s):		
<input type="checkbox"/> Director		
<input type="checkbox"/> Officer – Office Held: _____		
First Name:	Middle Name:	Last Name:
Street Address 1:		
Street Address 2:		
Street Address 3:		
City/Town:		
Province:		
Country:		
Postal Code:		
Email Address:		

Section 4: Certification and Signature	
I certify that the disclosed information respecting the condominium corporation is correct and that I have the authority to sign this document on behalf of the condominium corporation.	
_____	_____
Signature	Date signed

Section 5: Submitter Information	
Name:	
Mailing Address:	
Email:	
Fax:	Telephone:

”.

**(15) Form GG is amended in item 40 by striking out “June 9, 2014” wherever it appears and in each case substituting “June 16, 2014”.**

**(16) Form JJ is repealed and the following substituted:****“FORM JJ**  
[Section 63]**Notice of Termination of Condominium Status**

<b>Section 1: Condominium Corporation Details</b>
Condominium Corporation Number:
Condominium Corporation Name:
Condominium Plan Number:

<b>Section 2: Attachments</b>
I certify that the condominium status of the building or land illustrated in the above Condominium has been terminated and attached is a copy of:
<input type="checkbox"/> The unanimous resolution of the owners pursuant to section 83 of <i>The Condominium Property Act, 1993</i> .
OR
<input type="checkbox"/> The certified order made by the court pursuant to section 84 of <i>The Condominium Property Act, 1993</i> .

<b>Section 3: Certification and Signature</b>
I certify that the disclosed information respecting the condominium corporation is correct and that I have the authority to sign this document on behalf of the condominium corporation.
_____
Signature
_____
Date signed

<b>Section 4: Submitter Information</b>	
Name:	
Mailing Address:	
Email:	
Fax:	Telephone:

**(17) Form LL is amended by striking out “Completed documents, in duplicate, are to be sent to the Corporate Registry”.**

**(18) Form MM is repealed and the following substituted:****“FORM MM**

[Section 45.1]

**Annual Return**

<b>Section 1: Condominium Corporation Information</b>	
Condominium Corporation Number:	Return due by:
Condominium Corporation Name:	Fee: (if received by due date - \$ ) (if received after due date - \$ )
<b>INCORPORATION DATE:</b>	

<b>Section 2: Address for Service (currently on file at the Corporate Registry)</b>	
Address:	
City/Province:	
Country/Postal Code:	
Attention:	
Telephone:	Fax:
Email:	
Has the address for service changed? <input type="checkbox"/> Yes <input type="checkbox"/> No	

<b>Section 3: Directors/Officers Information (currently on file at the Corporate Registry)</b>	
<input type="checkbox"/> No board of directors has been elected as a first annual meeting has not been called pursuant to section 38 of <i>The Condominium Property Act, 1993</i> .	
Name: <input type="checkbox"/> Director <input type="checkbox"/> Officer	
Address:	
City/Province:	
Country/Postal Code:	
Position Held As Officer (if any):	

**If you answered yes to either of the change questions in Section 2 or 3, then attach Form DD (Change of Address for Service or Change of Directors and Officers) to this annual return.**



Section 4: Certification and Signature	
I certify that the disclosed information respecting the condominium corporation is correct and that I have the authority to sign this document on behalf of the condominium corporation.	
_____	_____
Signature	Date signed

Section 5: Submitter Information	
Name:	
Mailing Address:	
Email:	
Fax:	Telephone:

(19) The following form is added after Form NN:

**“FORM OO**  
[Sections 21 and 41]

**Information to Obtain Condominium Corporation Number**

Section 1: Condominium Corporation Details
Condominium Plan Number:

Section 2: Name of Condominium Corporation
Name Type Requested:
<input type="checkbox"/> Reserved Name – Name Reservation Number: _____ – Reserved Condominium Corporation Name: _____
OR
<input type="checkbox"/> Numbered Name

Section 3: Condominium Bylaws
Is the Condominium Corporation acting under the standard bylaws pursuant to section 45 of <i>The Condominium Property Act, 1993</i> ?
<input type="checkbox"/> Yes <input type="checkbox"/> No Attach Form AA.
Does the Condominium Corporation have sectors?
<input type="checkbox"/> Yes <input type="checkbox"/> No Attach Form BB.

<b>Section 4: Address for Service</b>	
Mailing Name (if different from condominium corporation name):	
Street Address 1:	
Street Address 2:	
Street Address 3:	
City/Town:	
Province:	
Country:	
Postal Code:	
Attention to:	
Email Address:	

<b>Section 5: Attachments</b>	
Name Conditions:	
<input type="checkbox"/> If conditions were applied to the name reservation, attach a copy of any name condition forms.	
Condominium Bylaws: Corporation have sectors?	
<input type="checkbox"/> If not intending to act under the standard bylaws pursuant to section 45 of <i>The Condominium Property Act, 1993</i> , attach Form AA.	
<input type="checkbox"/> If creating sectors, attach Form BB.	
Standard Unit Description:	
<input type="checkbox"/> Attach a standard unit description.	

<b>Section 6: Certification and Signature</b>	
I certify that the disclosed information respecting the condominium corporation is correct and that I have the authority to sign this document on behalf of the condominium corporation.	
<hr/>	
Signature	Date signed

<b>Section 7: Applicant Information</b>	
Name:	
Mailing Address:	
Email:	
Fax:	Telephone:

Section 8: Submitter Information	
<input type="checkbox"/>	Submitter information is the same as applicant information.
Name:	
Mailing Address:	
Email:	
Fax:	Telephone:

**Appendix, Part II amended**

**12 Part II of the Appendix is amended by adding the following clause after clause 33(c):**

“(d) recover any amount pursuant to section 79.1 of the Act”.

**Coming into force**

13(1) Sections 1 to 6, section 8, subsections 11(1) to (9), (15) and (17) and section 12 come into force on the day on which these regulations are filed with the Registrar of Regulations.

(2) Subject to subsection (3), sections 7, 9 and 10 and subsections 11(10) to (14), (16), (18) and (19) come into force on July 10, 2016.

(3) If these regulations are filed with the Registrar of Regulations after July 10, 2016, sections 7, 9 and 10 and subsections 11(10) to (14), (16), (18) and (19) come into force on the day on which these regulations are filed with the Registrar of Regulations.

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## SASKATCHEWAN REGULATIONS 21/2016

### *The Coroners Act, 1999*

#### Section 64

Order in Council 132/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

1 These regulations may be cited as *The Coroners (Miscellaneous) Amendment Regulations, 2016*.

**R.R.S. c.C-38.01 Reg 1 amended**

2 *The Coroners Regulations, 2000* are amended in the manner set forth in these regulations.

**Section 4 amended**

**3(1) Subsection 4(2) is repealed and the following substituted:**

“(2) Subject to subsection (3), the fee payable for a complete post-mortem examination and report by a duly qualified medical pathologist is:

(a) \$1,000.00, if the complete post-mortem examination was begun on or after April 1, 2008 and before April 1, 2009;

(b) \$1,133.00, if the complete post-mortem examination was begun on or after April 1, 2009 and before April 1, 2010;

- (c) \$1,189.65, if the complete post-mortem examination was begun on or after April 1, 2010 and before April 1, 2011;
- (d) \$1,251.51, if the complete post-mortem examination was begun on or after April 1, 2011 and before April 1, 2012;
- (e) \$1,298.32, if the complete post-mortem examination was begun on or after April 1, 2012 and before October 1, 2015;
- (f) \$1,323.64, if the complete post-mortem examination was begun on or after October 1, 2015 and before April 1, 2016; and
- (g) \$1,362.69, if the complete post-mortem examination was begun on or after April 1, 2016”.

**(2) Subsection 4(3) is repealed and the following substituted:**

“(3) If the chief coroner has designated a deceased person’s death as suspicious, and a complete post-mortem examination mentioned in subsection (2) is conducted on that person’s body, the fee payable is:

- (a) \$1,450.00, if the complete post-mortem examination was begun on or after April 1, 2008 and before April 1, 2009;
- (b) \$1,493.50, if the complete post-mortem examination was begun on or after April 1, 2009 and before April 1, 2010;
- (c) \$1,575.00, if the complete post-mortem examination was begun on or after April 1, 2010 and before April 1, 2011;
- (d) \$1,656.90, if the complete post-mortem examination was begun on or after April 1, 2011 and before April 1, 2012;
- (e) \$1,718.87, if the complete post-mortem examination was begun on or after April 1, 2012 and before October 1, 2015;
- (f) \$1,752.39, if the complete post-mortem examination was begun on or after October 1, 2015 and before April 1, 2016; and
- (g) \$1,804.09, if the complete post-mortem examination was begun on or after April 1, 2016”.

**(3) Subsection 4(4) is repealed and the following substituted:**

“(4) The fee payable for an external post-mortem examination and report conducted by a duly qualified medical pathologist is:

- (a) \$250.00, if the external post-mortem examination was begun on or after April 1, 2008 and before April 1, 2009;
- (b) \$257.50, if the external post-mortem examination was begun on or after April 1, 2009 and before April 1, 2010;

- (c) \$270.38, if the external post-mortem examination was begun on or after April 1, 2010 and before April 1, 2011;
- (d) \$284.44, if the external post-mortem examination was begun on or after April 1, 2011 and before April 1, 2012;
- (e) \$295.08, if the external post-mortem examination was begun on or after April 1, 2012 and before October 1, 2015;
- (f) \$300.83, if the external post-mortem examination was begun on or after October 1, 2015 and before April 1, 2016; and
- (g) \$309.70, if the external post-mortem examination was begun on or after April 1, 2016”.

**New section 12.1**

**4 The following section is added after section 12:**

**“Provision of records**

**12.1** If the chief coroner receives a request from any person for a copy of any of the following records and considers it appropriate and in the public interest to do so, the chief coroner may, on any terms that he or she considers appropriate, provide a copy of the record to that person:

- (a) any information collected or used during an investigation;
- (b) any information collected or used during an inquest;
- (c) a draft report of a coroner, including any personal note or communication made in relation to the draft report;
- (d) the draft findings and recommendations of a jury, including any personal note or communication made in relation to the draft findings and recommendations;
- (e) a recording of an inquest;
- (f) any evidence given at an inquest that a coroner has ordered not be published or broadcast pursuant to subsection 32(2) of the Act”.

**Coming into force**

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

## SASKATCHEWAN REGULATIONS 22/2016

### *The Enforcement of Money Judgments Act*

#### Section 125

Order in Council 133/2016, dated February 25, 2016

(Filed February 25, 2016)

#### Title

1 These regulations may be cited as *The Enforcement of Money Judgments (Distribution) Amendment Regulations, 2016*.

#### R.R.S. c.E-9.22 Reg 1 amended

2 *The Enforcement of Money Judgments Regulations* are amended in the manner set forth in these regulations.

#### Section 15 amended

3 **Section 15 is amended by adding the following subsections after subsection (2):**

“(3) For the purposes of section 29 of the Act, the verification statement to be given to a judgment debtor in accordance with subsection 43(12) of *The Personal Property Security Act, 1993*, may be provided by ordinary mail to the address for service of the judgment debtor.

“(4) If the verification statement mentioned in subsection (3) is provided by ordinary mail, it is deemed to be received on the seventh day following the date of mailing”.

#### Section 21 amended

4 **Section 21 is amended:**

(a) **in clause (c) by adding “or served by registered mail” after “served”;**

(b) **in clause (e) by adding “or served by registered mail” after “served”;**

(c) **in clause (f) by adding “or served by registered mail” after “served”;**  
**and**

(d) **in clause (g) by adding “or served by registered mail” after “served”.**

#### Section 23 amended

5 **Clause 23(7)(a) is amended by adding “net” before “employment remuneration”.**

#### Section 24 amended

6 **The following subsection is added after subsection 24(5):**

“(5.1) For the purposes of clause 108(3)(a.1) of the Act:

(a) the prescribed period is the period ending on the earliest of the following events:

(i) the expiry of 180 days;

(ii) the fund reaching the amount of \$2,000;

(iii) the sheriff concluding on reasonable grounds that there is no longer a strong likelihood that any additional funds will be received or collected into the fund within whatever remains of the period mentioned in subclause (i);

(b) the prescribed circumstances are the circumstances in which the sheriff has reason to believe there is a strong likelihood that additional funds will be received or collected into the fund during the period prescribed in clause (a)”.

New sections 24.1 and 24.2

**7 The following sections are added after section 24:**

**“Registration re sheriff’s notice against title**

**24.1** For the purposes of subsection 107.1(2) of the Act, the sheriff may register an interest based on a sheriff’s notice against the title in the Land Titles Registry in the form required by the Director of Sheriffs.

**“Distribution pursuant to section 107.1 of the Act**

**24.2(1)** In this section and section 107.1 of the Act:

**‘distribution’** means the distribution of a separate fund constituted pursuant to this section;

**‘maximum net proceeds’** means sale proceeds after payment of:

- (a) all encumbrances, fees, costs, and charges, other than judgments, having priority over enforcement charges on title;
- (b) reasonable commissions, legal fees and disbursements related to the sale;
- (c) reasonable adjustments required pursuant to the contract between the vendor and purchaser; and
- (d) any exemption that a judgment debtor is entitled to pursuant to the Act.

(2) For the purposes of section 107.1 of the Act, enforcing judgment creditors with respect to a judgment debtor mentioned in that section at the time of registration of the interest based on a sheriff’s notice are entitled to participate in a distribution of maximum net proceeds conducted in accordance with this section and section 107.1 of the Act.

(3) All judgment creditors with a judgment registered against the specific title to be transferred pursuant to section 107.1 of the Act at the time of registration of the interest based on a sheriff’s notice against the title in the Land Titles Registry are deemed to be enforcing judgment creditors for the purposes of distribution.

(4) If the sheriff decides to proceed pursuant to section 107.1 of the Act, the sheriff shall constitute a separate fund consisting of the maximum net proceeds from the sale of the land by the judgment debtor for distribution to the enforcing judgment creditors mentioned in this section as soon as possible.

(5) Subject to subsection (6), a distribution to enforcing judgment creditors pursuant to this section is to be conducted by the sheriff in the same manner as the fund is distributed pursuant to subsections 110(1) to (4) of the Act, with any necessary modification, to facilitate timely distribution.

(6) Subsection (5) does not affect the rights of any person to money that is the proceeds of a disposition of the title in which that person held an interest before the disposition.

(7) The sheriff shall discharge the interest based on the sheriff's notice and any other judgment interests with respect to the judgment debtor from the title on payment of the maximum net proceeds to the sheriff.

(8) If there is a surplus that is returned to the judgment debtor following a distribution pursuant to this section, those funds are subject to seizure pursuant to the Act in the ordinary manner.

(9) A distribution pursuant to this section does not preclude or affect distribution in the ordinary course with respect to other money received by the sheriff pursuant to section 107 of the Act".

**New section 25**

**8 Section 25 is repealed and the following substituted:**

**"Service**

**25(1)** For the purposes of subclause 121(1)(a)(vi) of the Act, personal service must be made in the case of:

- (a) the Crown, other than a Crown corporation, on the deputy minister of the applicable ministry or an individual designated in writing by the deputy minister to accept that service; or
  - (b) a Crown corporation, on the chief executive officer or comptroller.
- (2) For the purposes of clause 121(1)(b) of the Act, service by registered mail:
- (a) to an individual must be addressed:
    - (i) to the individual at the individual's residence;
    - (ii) if the individual is the sole proprietor of a business, to the individual at the address of the business; or
    - (iii) to the individual at a mailing address that the sheriff has reasonable grounds to believe is the individual's current mailing address;
  - (b) to a partnership must be addressed at the address of the partnership business to:
    - (i) the partnership;
    - (ii) one or more of the general partners; or
    - (iii) a person who, at the time of the delivery, has control or management of the partnership business;
  - (c) to a corporation other than a municipality must be addressed:
    - (i) to the registered office or head office of the corporation;
    - (ii) if the corporation has its registered office or head office outside of Saskatchewan, to the attorney for the corporation appointed pursuant to *The Business Corporations Act* or *The Non-profit Corporations Act, 1995*, as the case may be; or
    - (iii) in the case of a bank or credit union, to a branch of that bank or credit union if the sheriff has reason to believe property of a judgment debtor is being held or managed by the bank or credit union;
  - (d) to a municipality must be addressed to the city commissioner, city manager, clerk or administrator of the municipality;



- (e) to an association must be addressed to an officer of the association at the officer's residence;
  - (f) to the Crown, other than a Crown corporation, must be addressed to the deputy minister of the applicable ministry or an individual designated in writing by the deputy minister to accept that service;
  - (g) to a Crown corporation must be addressed to the chief executive officer or comptroller;
  - (h) to an enforcing judgment creditor must be addressed at the address stated in the judgment creditor's most recent enforcement instruction; or
  - (i) to a person with a registered interest in property that is the subject of a seizure must be addressed at the address stated on the person's financing statement filed with the personal property registry or other document registered with the Land Registry.
- (3) For the purposes of clause 121(1)(c) of the Act, if a person to be served has provided an address for service to the sheriff, a document required to be served may be served at the address for service by any of the following means:
- (a) courier, including any adult person who delivers the document;
  - (b) registered or ordinary mail;
  - (c) fax;
  - (d) electronic transmission, but only if an electronic transmission acknowledging receipt is received from the person to be served.
- (4) For the purposes of clause 121(5)(c) of the Act, a sheriff may be served by electronic transmission if the sheriff acknowledges, in writing, receipt of the notice or other document served.
- (5) If the address for service is the address of a lawyer representing the person to be served, the document may be addressed to that lawyer.
- (6) In the case of service by courier, a copy of the document must be:
- (a) delivered to the address for service of the person to be served;
  - (b) delivered to the address for service of an adult person who appears to be an employee, agent, representative or household member of the person to be served; or
  - (c) delivered to a mail receptacle at the address for service if a person mentioned in clause (a) or (b) is not present:
    - (i) at an address for service that is a residential address; or
    - (ii) during regular office hours, at an address for service that is a business address.
- (7) In the case of service by fax, the document must:
- (a) be faxed to the fax number stated in the address for service of the person to be served; and
  - (b) include a cover page that sets out the following information:

- (i) the sender's name, address, telephone number and fax number;
  - (ii) the name of the person to be served;
  - (iii) the date and time of transmission;
  - (iv) the total number of pages transmitted, including the cover page;
  - (v) the name and telephone number of a person to contact in the event of transmission problems.
- (8) In the case of service by electronic transmission:
- (a) the document must be electronically transmitted to the electronic transmission address stated in the address for service of the person to be served; and
  - (b) the electronic transmission must set out the following information:
    - (i) the sender's name, address, telephone number, electronic transmission address and the sender's fax number if there is one;
    - (ii) the name of the person to be served;
    - (iii) the date and time of transmission;
    - (iv) the electronic file name of the document being transmitted;
    - (v) the judgment number related to the document being transmitted;
    - (vi) the total number of hard copy pages of the document;
    - (vii) the name and telephone number of a person to contact in the event of transmission problems;
    - (viii) confirmation that the original document has been signed;
    - (ix) confirmation that the original signed document is available for inspection at the place and time specified in the electronic transmission".

**New section 25.1**

**9 The following section is added after section 25:**

**"Proof of service**

- 25.1(1)** An acknowledgement of service in a form approved by the Director of Sheriffs, signed by the person to be served or his or her lawyer is proof of service.
- (2) Service of a document by a sheriff may be proved by a certificate of service in a form approved by the Director of Sheriffs.
- (3) Documents sent by ordinary mail to an address for service are deemed to be served on the seventh day following the date of mailing.
- (4) Documents sent by electronic transmission are deemed to be served on the date an acknowledgement of receipt is received from the person served".

**Coming into force**

10(1) Subject to subsection (2), these regulations come into force on the day on which section 1 of *The Enforcement of Money Judgments Amendment Act, 2015* comes into force.

(2) If section 1 of *The Enforcement of Money Judgments Amendment Act, 2015* comes into force before the day on which these regulations are filed with the Registrar of Regulations, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

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**SASKATCHEWAN REGULATIONS 23/2016***The Freedom of Information and Protection of Privacy Act*

## Section 69

Order in Council 134/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

1 These regulations may be cited as *The Freedom of Information and Protection of Privacy (Designation) Amendment Regulations, 2016*.

**R.R.S. c.F-22.01 Reg 1 amended**

2 *The Freedom of Information and Protection of Privacy Regulations* are amended in the manner set forth in these regulations.

**Section 4 amended**

3 **The following clause is added after clause 4(b):**

“(b.1) the Chief Coroner for Saskatchewan is prescribed as the head of the Office of the Chief Coroner”.

**Section 12 amended**

4 **Section 12 is amended:**

(a) **in the portion preceding clause (a) by striking out “clause 23(3)(l)” and substituting “clauses 23(3)(l) and (m); and**

(b) **by adding the following clauses after clause (m):**

“(n) sections 32, 34, 36 and 62 of *The Coroners Act, 1999*;

“(o) section 12.1 of *The Coroners Regulations, 2000*”.

**Appendix amended**

5 **Part I of the Appendix is amended by adding “Office of the Chief Coroner” after “Office of Residential Tenancies”.**

**Coming into force**

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

**SASKATCHEWAN REGULATIONS 24/2016***The Freedom of Information and Protection of Privacy Act*

Section 69

Order in Council 135/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

1 These regulations may be cited as *The Freedom of Information and Protection of Privacy (Information Sharing Agreements) Amendment Regulations, 2016*.

**R.R.S. c.F-22.01 Reg 1, new section 17.1**

2 **The following section is added after section 17 of *The Freedom of Information and Protection of Privacy Regulations*:**

“Disclosure of personal information to a party to an information sharing agreement

17.1(1) In this section:

(a) **‘common or integrated service’** means a program or activity designed to benefit the health, safety, welfare or social well-being of an individual that is delivered by a government institution and one or more of the following:

- (i) another government institution;
- (ii) a local authority;
- (iii) a trustee as defined in *The Health Information Protection Act*;
- (iv) a First Nation;
- (v) a police service or regional police service as defined in *The Police Act, 1990*;
- (vi) the Royal Canadian Mounted Police;
- (vii) a non-profit organization that provides a service of the type to be included in the common or integrated service;
- (viii) any other agency or organization that the minister determines is appropriate;

(b) **‘information sharing agreement’** means an agreement that governs the collection, use and disclosure of personal information by the parties involved in the provision of a common or integrated service and that meets the requirements of subsection (2).

(2) An information sharing agreement must contain the following:

- (a) a description of the common or integrated service to be provided;
- (b) a description of the purposes or expected outcomes of the common or integrated service;
- (c) provisions setting out the obligations of a party respecting the security and safeguarding of personal information received by that party;

- 
- (d) provisions that prohibit the subsequent use and disclosure of the personal information for purposes not related to the common or integrated service except:
- (i) with the consent of the person to whom the information relates; or
  - (ii) if required or authorized by law;
- (e) provisions for the withdrawal of a party and, in the case of a withdrawal, provisions that:
- (i) prohibit any further use or disclosure of the personal information received by that party except:
    - (A) with the consent of the person to whom the information relates; or
    - (B) if required or authorized by law; and
  - (ii) specify the ongoing obligations of that party to secure and safeguard the personal information;
- (f) provisions for the termination of the information sharing agreement and, in the case of a termination, provisions that:
- (i) prohibit any further use or disclosure of the personal information received by the parties except:
    - (A) with the consent of the person to whom the information relates; or
    - (B) if required or authorized by law; and
  - (ii) specify the ongoing obligations of the parties to secure and safeguard the personal information;
- (g) any other provisions that the minister considers necessary.
- (3) For the purposes of clause 29(2)(u) of the Act, personal information may be disclosed to a party to an information sharing agreement entered into for the purposes of providing a common or integrated service:
- (a) if that information is disclosed in accordance with the agreement for any or all of the following purposes:
    - (i) determining the eligibility of an individual to receive the common or integrated service;
    - (ii) assessing and planning the common or integrated service and delivering that service to an individual or that individual's family; or
  - (b) if consent to the disclosure was obtained pursuant to any other Act or regulation that does not require the consent to be in writing.

(4) If the Royal Canadian Mounted Police participates in providing a common or integrated service, the requirements of subsection (3) are met if the Royal Canadian Mounted Police enters into a single arrangement in writing with a government institution that is involved in the provision of the common or integrated service, under which the Royal Canadian Mounted Police signifies that it will comply with the terms governing the collection, use and disclosure of personal information contained in the information sharing agreement applicable to the common or integrated service in which the Royal Canadian Mounted Police participates.

(5) Notwithstanding section 18, consent to the use and disclosure of personal information for the purposes of receiving a common or integrated service is not required to be in writing if:

- (a) the individual providing consent is informed of the anticipated uses and disclosures of the individual's personal information; and
- (b) the person who obtained the consent records the following information and signs the record:
  - (i) the date on which consent was obtained;
  - (ii) the manner by which consent was obtained, whether the consent was obtained in person, by way of telephone or otherwise;
  - (iii) the anticipated uses and disclosures of personal information the individual consented to;
  - (iv) any restrictions on the consent that was provided".

**Coming into force**

3(1) Subject to subsection (2), these regulations come into force on June 1, 2016.

(2) If these regulations are filed with the Registrar of Regulations after June 1, 2016, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

**SASKATCHEWAN REGULATIONS 25/2016***The Local Authority Freedom of Information and  
Protection of Privacy Act*

## Section 57

Order in Council 136/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

1 These regulations may be cited as *The Local Authority Freedom of Information and Protection of Privacy (Information Sharing Agreements) Amendment Regulations, 2016*.

**R.R.S. c.L-27.1 Reg 1, new section 10.1**

2 *The Local Authority Freedom of Information and Protection of Privacy Regulations* are amended by adding the following section after section 10:

**“Disclosure re common or integrated service**

10.1(1) For the purposes of clause 28(2)(s) of the Act, personal information may be disclosed in accordance with an information sharing agreement entered into pursuant to *The Freedom of Information and Protection of Privacy Regulations* or *The Health Information Protection Regulations* to a party involved in delivering a common or integrated service as defined in those regulations for the purposes of assessing, planning or delivering the common or integrated service.

(2) Notwithstanding section 11, consent to the use and disclosure of personal information for the purposes of receiving a common or integrated service mentioned in subsection (1) is not required to be in writing if:

(a) the individual providing consent is informed of the anticipated uses and disclosures of the individual’s personal information; and

(b) either:

(i) the person who obtains the consent records the following information and signs the record:

(A) the date that consent was obtained;

(B) the manner by which consent was obtained, whether the consent was obtained in person, by way of telephone or otherwise;

(C) the anticipated uses and disclosures of personal information with respect to which the individual provided consent;

(D) any restrictions on the consent that the individual provided; or

(ii) consent to the disclosure was obtained pursuant to any other Act or regulation that does not require the consent to be in writing”.

**Coming into force**

3(1) Subject to subsection (2), these regulations come into force on June 1, 2016.

(2) If these regulations are filed with the Registrar of Regulations after June 1, 2016, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

## SASKATCHEWAN REGULATIONS 26/2016

### *The Pension Benefits Act, 1992*

#### Section 69

Order in Council 138/2016, dated February 25, 2016

(Filed February 25, 2016)

#### Title

**1** These regulations may be cited as *The Pension Benefits (Pooled Registered Pension Plans) Amendment Regulations, 2016*.

#### 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 The following clauses are added after clause 2(1)(k):**

“(k.1) **‘pooled registered pension plan’** means a pooled registered pension plan as defined in *The Pooled Registered Pension Plans (Saskatchewan) Act*;

“(k.2) **‘pooled retirement income account contract’** means a pooled retirement income account contract as defined in *The Pooled Registered Pension Plans (Saskatchewan) Regulations*;

“(k.3) **‘pooled retirement savings account contract’** means a pooled retirement savings account contract as defined in *The Pooled Registered Pension Plans (Saskatchewan) Regulations*”.

#### Section 3 amended

**4 Subsection 3(2) is amended:**

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

(b) by adding “and” after clause (e); and

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

“(f) a pooled registered pension plan registered pursuant to *The Pooled Registered Pension Plans (Saskatchewan) Act*”.

#### Section 29 amended

**5 Subsection 29(4) is amended:**

(a) by adding the following subclauses after subclause (c)(v):

“(vi) subject to clause (c.1), to a pooled retirement savings account contract on the conditions set out in subsection 16(19) of *The Pooled Registered Pension Plans (Saskatchewan) Regulations*;

“(vii) to a pooled retirement income account contract on the conditions set out in subsection 17(7) of *The Pooled Registered Pension Plans (Saskatchewan) Regulations*”; and



**(b) by adding the following clause after clause (c):**

“(c.1) that, if the owner of a contract who was a member of the plan from which the money was transferred elects to transfer the money pursuant to subclause (c)(vi) and that owner has a spouse, no transfer shall be made unless the owner’s spouse waives his or her entitlement to a pension that complies with section 34 of the Act by delivering a written and signed waiver in Form 3 to the issuer of the contract before the transfer”.

**Section 29.1 amended**

**6(1) Subsection 29.1(3) is amended:**

**(a) by striking out “or” after clause (f); and**

**(b) by adding the following after clause (g):**

“(h) a pooled registered pension plan;

“(i) a pooled retirement savings account contract; or

“(j) a pooled retirement income account contract”.

**(2) Subsection 29.1(4) is amended:**

**(a) in subclause (b)(ii):**

**(i) in the portion preceding paragraph (A) by adding “or Form 1.1” after “Form 1”;**

**(ii) by striking out “or” after paragraph (E); and**

**(iii) by adding the following after paragraph (F):**

“(G) the administrator of the pooled registered pension plan, in the case of a pooled registered pension plan mentioned in clause (3)(h);

“(H) the issuer, in the case of a pooled retirement savings account contract mentioned in clause (3)(i)”;

**and**

**(b) in clause (c):**

**(i) by striking out “or” after subclause (iii); and**

**(ii) by adding the following after subclause (iv):**

“(v) to a pooled retirement savings account contract on the conditions set out in subsection 16(19) of *The Pooled Registered Pension Plans (Saskatchewan) Regulations*; or

“(vi) to a pooled retirement income account contract on the conditions set out in subsection 17(7) of *The Pooled Registered Pension Plans (Saskatchewan) Regulations*”.

**(3) Subsection 29.1(5) is amended by striking out “clauses (3)(a) to (g)”:**

**(a) in the portion preceding clause (a); and**

**(b) in clause (c);**

**and in each case substituting “clauses (3)(a) to (j)”.**

## Section 33 amended

**7 Subsection 33(1) is amended by striking out “subsection 34(4) of the Act” and substituting “subsections 32(2.1) and 34(4) of the Act”.**

## Part I of Appendix amended

**8(1) The following form is added after Form 1 in Part I of the Appendix:**

**“Form 1.1**

*[Subclause 29.1(4)(b)(ii)]*

**SPOUSE’S CONSENT TO TRANSFER FROM A POOLED REGISTERED PENSION PLAN OR A POOLED RETIREMENT SAVINGS ACCOUNT CONTRACT TO A REGISTERED RETIREMENT INCOME FUND CONTRACT**

I, \_\_\_\_\_, certify that I am the spouse  
*(print or type full name of spouse)*

within the meaning of clause 2(1)(p) of *The Pooled Registered Pension Plans (Saskatchewan) Act* (the “Act”) of \_\_\_\_\_  
*(print or type full name of member or contract owner)*

(“the owner”) who is a member of a pooled registered pension plan (“the account”) or the owner of a pooled retirement savings account contract (“the PRSA”) that is subject to the provisions of the Act.

1. I understand that the owner wants to transfer his or her account or PRSA to a registered retirement income fund contract (“the contract”) in accordance with section 29.1 of *The Pension Benefits Regulations, 1993*, and that my written consent is required to enable the owner to make the transfer.
2. I understand that transferring the account or PRSA to the contract will allow the owner to manage the money in the contract, subject to the minimum annual withdrawal payment required by the *Income Tax Act* (Canada).
3. I also understand that there is no maximum withdrawal restriction imposed under the contract and that the owner may withdraw part or all of the balance of the money in the contract at any time.
4. I certify that this consent is being signed freely and voluntarily without any compulsion on the part of the owner and outside the immediate presence of the owner.

In witness whereof, I sign this consent at \_\_\_\_\_

this \_\_\_\_\_ of \_\_\_\_\_, 20 \_\_\_\_\_ in the presence

of \_\_\_\_\_  
*(print or type name of witness)*

of \_\_\_\_\_  
*(address of witness)*

\_\_\_\_\_  
*(Signature of witness)*

\_\_\_\_\_  
*(Spouse’s signature)*

.”

**(2) Form 3 in Part I of the Appendix is amended by striking out “[Subsection 34(4) of The Pension Benefits Act, 1992]” and substituting “[Subsections 32(2.1) and 34(4) of The Pension Benefits Act, 1992 and clause 29(4)(c.1) of these regulations]”.**

**Coming into force**

**9(1)** Subject to subsection (2), these regulations come into force on the day on which section 1 of *The Pooled Registered Pension Plans (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 Pooled Registered Pension Plans (Saskatchewan) Act* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

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**SASKATCHEWAN REGULATIONS 27/2016**

*The Regulations Act, 1995*

Section 13

Order in Council 140/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

**1** These regulations may be cited as *The Regulations Act Repeal (Part II) Regulations, 2016*.

**Regulations repealed**

**2** The regulations set out in the Appendix are repealed.

**Coming into force**

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

**Appendix**

[Section 2]

**Regulations Being Repealed**

Sask. Reg. Number / Reg. Number	Title of Regulation	Title of Act
C-50.2 Reg 4	<i>The Battrum EOR Net Royalty Petroleum and Natural Gas Lease Regulations</i>	<i>The Crown Minerals Act, S.S. 1984-85-86, c.C-50.2</i>
C-50.2 Reg 10	<i>The Primrose Lake Air Weapons Range Permit Regulations, 1995</i>	<i>The Crown Minerals Act, S.S. 1984-85-86, c.C-50.2</i>
C-50.2 Reg 25	<i>The Crown Minerals Transfer Regulations, 2005</i>	<i>The Crown Minerals Act, S.S. 1984-85-86, c.C-50.2</i>
D-4 Reg 3	<i>The Dental Care Beneficiary Regulations, 1987</i>	<i>The Dental Care Act, R.S.S. 1978, c.D-4</i>

D-7.1 Reg 8	<i>The Vocational Rehabilitation of Disabled Persons Program Regulations</i>	<i>The Department of Advanced Education and Manpower Act, S.S. 1983, c.D-7.1</i>
H-6.1 Reg 1	<i>The Horse Racing Commission Employee Designation Regulations</i>	<i>The Horse Racing Commission Act, S.S. 1983, c.H-6.1</i>
P-17.1 Reg 1	<i>The Potash Corporation of Saskatchewan Reorganization Regulations</i>	<i>The Potash Corporation of Saskatchewan Reorganization Act, S.S. 1989-90, c.P-17.1</i>
P-17.1 Reg 2	<i>The Potash Corporation of Saskatchewan Reorganization (Articles) Regulations</i>	<i>The Potash Corporation of Saskatchewan Reorganization Act, S.S. 1989-90, c.P-17.1</i>
64/97	<i>The Queen's Bench (Family Mediation) Repeal Regulations</i>	<i>The Queen's Bench Act, R.S.S. 1978, c.Q-1</i>
27/97	<i>The Regulations Act Repeal Regulations, 1997</i>	<i>The Regulations Act, 1995, S.S. 1995, c.R-16.2</i>
R-19.01 Reg 1	<i>The Commercial Fishing Production Incentive Regulations</i>	<i>The Renewable Resources, Recreation and Culture Act, S.S. 1983, c.R-19.01</i>
48/97	<i>The Superannuation (Supplementary Provisions) Miscellaneous Repeal Regulations, 1997</i>	<i>The Superannuation (Supplementary Provisions) Act, R.S.S. 1978, c.S-64</i>
W-6 Reg 1	<i>The Squaw Rapids Water Power Licence Regulations</i>	<i>The Water Power Act, R.S.S. 1978, c.W-6</i>

**SASKATCHEWAN REGULATIONS 28/2016***The Regulations Act, 1995*

## Section 13

Order in Council 141/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

1 These regulations may be cited as *The Regulations Act Repeal (Part III) Regulations, 2016*.

**Regulations repealed**

2 The regulations set out in the Appendix are repealed.

**Coming into force**

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

**Appendix**

[Section 2]

**Regulations Being Repealed**

<b>Sask. Reg. Number</b>	<b>Title of Act</b>
286/65	<i>The Garage Keepers Act, R.S.S. 1978, c.G-2</i>
289/66	<i>The Superannuation (Supplementary Provisions) Act, R.S.S. 1978, c.S-64</i>
20/67	<i>The Trade Union Act, R.S.S. 1978, c.T-17</i>
129/67	<i>The Public Service Superannuation Act, R.S.S. 1978, c.P-43</i>
82/68	<i>The Power Corporation Act, R.S.S. 1978, c.P-19</i>
62/70	<i>The Vegetable, Fruit and Honey Sales Act, R.S.S. 1978, c.V-2</i>
137/70	<i>The Vegetable Fruit and Honey Sales Act, R.S.S. 1978, c.V-2</i>
102/73	<i>The Litter Control Act, R.S.S. 1978, c.L-22</i>
248/73	<i>The Health Services Act, R.S.S. 1978, c.H-1</i>
201/74	<i>The Co-operative Guarantee Act, R.S.S. 1978, c.C-35</i>
213/74	<i>The Trustee Act, R.S.S. 1978, c.T-23</i>
119/75	<i>The Public Service Superannuation Act, R.S.S. 1978, c.P-43</i>
128/75	<i>The Public Service Superannuation Act, R.S.S. 1978, c.P-43</i>
212/75	<i>The Public Service Superannuation Act, R.S.S. 1978, c.P-43; and The University of Saskatchewan Act, R.S.S. 1978, c.U-6</i>
21/76	<i>The Public Service Superannuation Act, R.S.S. 1978, c.P-43</i>
196/76	<i>The Public Service Superannuation Act, R.S.S. 1978, c.P-43</i>
261/76	<i>The Liquor Board Superannuation Act, R.S.S. 1978, c.L-19</i>
198/77	<i>The Vegetable Fruit and Honey Sales Act, R.S.S. 1978, c.V-2</i>

362/77	<i>The Superannuation (Supplementary Provisions) Act</i> , R.S.S. 1978, c.S-64
30/78	<i>The Superannuation (Supplementary Provisions) Act</i> , R.S.S. 1978, c.S-64
205/79	<i>The Surrogate Court Act</i> , R.S.S. 1978, c.S-66
268/79	<i>The Superannuation (Supplementary Provisions) Act</i> , R.S.S. 1978, c.S-64
15/81	<i>The Forest Act</i> , R.S.S. 1978, c.F-19
30/81	<i>The Forest Act</i> , R.S.S. 1978, c.F-19
16/95	<i>The Oil and Gas Conservation Act</i> , R.S.S. 1978, c.O-2

## SASKATCHEWAN REGULATIONS 29/2016

### *The Northern Municipalities Act, 2010*

Section 439

Order in Council 142/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

**1** These regulations may be cited as *The Northern Municipalities (Revenue Sharing Grants Program) Amendment Regulations, 2016*.

**R.R.S. c.N-5.2 Reg 1 amended**

**2** *The Northern Municipalities Regulations* are amended in the manner set forth in these regulations.

**New Part XI**

**3 Part XI is repealed and the following substituted:**

“PART XI

**Northern Municipal Revenue Sharing Grants Program**

**“Interpretation of Part**

**58** In this Part:

- (a) **‘fiscal year’** means the period commencing on April 1 in one year and ending on March 31 of the following year;
- (b) **‘northern municipal revenue sharing grant’** means the grant paid to municipalities pursuant to this Part;
- (c) **‘population’**, unless otherwise determined by the minister, means population as determined by the most recent census taken pursuant to the *Statistics Act* (Canada) that is available to the minister;
- (d) **‘program’** means the Northern Municipal Revenue Sharing Grants Program continued pursuant to section 59.

**“Program continued**

**59(1)** The Northern Municipal Operating Grants Program is continued as the Northern Municipal Revenue Sharing Grants Program.

- (2) The purpose of the program is to provide financial assistance in the form of:
- (a) northern municipal revenue sharing grants to municipalities; and
  - (b) grants to organizations operating on behalf of municipalities or northern settlements for the purposes of promoting municipal interests.

**“Maximum amount of northern municipal revenue sharing grants**

**60** The maximum amount of northern municipal revenue sharing grants that may be paid pursuant to section 62 is the amount calculated in accordance with sections 5 and 6 of *The Municipal Grants Regulations*.

**“Information sources for northern municipal revenue sharing grant calculation**

**61(1)** For the purposes of calculating the northern municipal revenue sharing grant for a municipality or any factor mentioned in this Part used to calculate the grant, the minister may use:

- (a) financial and other data as reported to the minister in the municipality’s most recent audited financial statements; and
  - (b) reports or information available to the ministry or other ministries or agencies of the Government of Saskatchewan that the minister considers relevant.
- (2) If the minister is satisfied on reasonable grounds that using the most recent audited financial statements of the municipality would result in an inaccurate or inequitable grant calculation for a municipality, or if reports or information mentioned in clause (1)(b) are not available, the minister:
- (a) may calculate the northern municipal revenue sharing grant in any other manner that the minister is satisfied will result in a grant calculation that is accurate and equitable; and
  - (b) if the minister acts pursuant to clause (a), shall record the methodology and the rationale for its use and inform the municipality of the methodology and the rationale.

**“Amount of northern municipal revenue sharing grant**

**62** For the 2015-16 fiscal year and subsequent fiscal years, the minister may pay to each municipality a northern municipal revenue sharing grant in the amount G calculated in accordance with the following formula:

$$G = A + WS + T + L - (WSF + PT) + OCS$$

where:

- A is the administration amount, calculated in accordance with section 62.1;
- WS is the water and sewer amount, calculated in accordance with section 62.4;
- T is the transportation amount, calculated in accordance with section 62.5;

L is the landfill amount, calculated in accordance with section 62.6;

WSF is the water and sewer fees amount, calculated in accordance with section 62.7;

PT is the property taxes fees amount, calculated in accordance with section 62.8; and

OCS is the other community services amount, calculated in accordance with section 62.9.

**“Administration amount formula**

**62.1** For the purpose of the formula set out in section 62, the administration amount is the amount A calculated in accordance with the following formula:

$$A = W + CC + O$$

where:

W is the estimated administrator’s or clerk’s salary and benefits and support staff wages and benefits as determined by the Urban Municipal Administrators’ Association of Saskatchewan guidelines or any other similar source that the minister considers appropriate;

CC is the northern municipal council costs amount as determined in accordance with the formula set out in section 62.2; and

O is the other fixed municipal administration costs and is the following amount, as the case may be:

- (a) if the population of the municipality is 250 or less, \$56,000;
- (b) if the population of the municipality is greater than 250 but less than 500, \$98,000;
- (c) if the population of the municipality is 500 or greater but less than 1050, \$140,000;
- (d) if the population of the municipality is 1050 or greater but less than 1500, \$168,000;
- (e) if the population of the municipality is 1500 or greater, \$196,000.

**“Northern municipal council costs formula**

**62.2** The northern municipal council costs amount set out in the administration formula in section 62.1 is the amount CC calculated in accordance with the following formula:

$$CC = (C \times (M \times H \times 12)) + (TF \times TM \times 12)$$

where:

C is the actual number of councillors for each municipality;

M is:

- (a) the number of regular council meetings per month as determined by each municipality’s Council Procedure Bylaw; or
- (b) if no bylaw mentioned in clause (a) exists, one;



H is the councillor meeting honouraria, as determined by the minister based on a survey of averages taken from similar municipalities of the same type;

TF is the travel factor cost amount as determined in accordance with the formula set out in section 62.3; and

TM is the travel multiplier cost amount for travel and accommodations and is:

- (a) \$2,000 for northern towns and northern villages; and
- (b) \$1,000 for northern hamlets.

**“Travel factor cost formula**

**62.3** The travel factor cost amount set out in the northern municipal council costs formula in section 62.2 is the amount TF calculated in accordance with the following formula:

$$TF = \frac{D}{129}$$

where D is the distance of the municipality from Prince Albert, Saskatchewan measured in kilometres.

**“Water and sewer amount formula**

**62.4** The water and sewer amount for the purpose of the formula set out in section 62 is the amount WS calculated in accordance with the following formula:

$$WS = W + O$$

where:

W is the equal to the sum of:

- (a) the product of:
  - (i) the estimated annual wages per staff member as set out in the most recent Saskatchewan Water and Wastewater Association wage recommendation survey; and
  - (ii) the number of staff members that the minister is satisfied are needed to operate the water and sewer system for the municipality; and
- (b) an amount that the minister considers appropriate to reflect benefits paid to the staff members mentioned in clause (a); and

O is an amount determined by water and sewer operating costs other than wages, as determined by the minister based on an analysis of averages of the most recent audited financial statement of the municipality.

**“Transportation amount formula**

**62.5** The transportation amount for the purpose of the formula set out in section 62 is the amount T calculated in accordance with the following formula:

$$T = K \times C$$

where:

K is the actual number of kilometres of municipal roads in each municipality; and

C is the estimated transportation cost per kilometre and is:

- (a) \$39,000 for towns;
- (b) \$20,000 for northern villages at or over 1,000 in population; and
- (c) \$13,000 for northern villages under 1,000 in population and for northern hamlets.

**“Landfill amount**

**62.6** The landfill amount for the purpose of the formula set out in section 62 is the greater of:

- (a) \$25,000; and
- (b) the landfill costs as determined by the minister based on an analysis of averages of the most recent financial statements of the municipality.

**“Water and sewer fees amount formula**

**62.7** The water and sewer fees amount for the purpose of the formula set out in section 62 is the amount WSF calculated in accordance with the following formula:

$$\text{WSF} = \text{H} \times \text{CR} \times 12$$

where:

H is the number of households as determined in accordance with the latest census taken pursuant to the *Statistics Act* (Canada) that is available to the minister or by any other means that the minister considers appropriate; and

CR is the cost recovery factor per household estimated by the minister based on the average water and sewer fees charged in Saskatchewan as determined by an analysis of averages of the most recent audited financial statements of the municipality.

**“Property taxes fees amount formula**

**62.8** The property taxes fees amount for the purpose of the formula set out in section 62 is the amount PT calculated in accordance with the following formula:

$$\text{PT} = \text{MR} \times \text{CA}$$

where:

MR is the average of the commercial and industrial mill rates set by all municipalities for the year in which the grant is paid; and

CA is the community’s commercial and industrial taxable assessment established annually by the Saskatchewan Assessment Management Agency.

**“Other community services amount formula**

**62.9** The other community services amount for the purpose of the formula set out in section 62 is the amount OCS calculated in accordance with the following formula:

$$\text{OCS} = \left( \frac{\text{RSP} - \text{CF}}{\text{TP}} \right) \times \text{LP}$$

where:

RSP is the total revenue sharing pool as approved by the current budget;

CF is the total core funding amount for all municipalities related to administration, water and sewer, transportation, landfill, water and sewer fees and property taxes fees;

TP is the total population of all municipalities as determined in accordance with the latest census taken pursuant to the *Statistics Act* (Canada) that is available to the minister or by any other means that the minister considers appropriate; and

LP is the population of a municipality as determined in accordance with the latest census taken pursuant to the *Statistics Act* (Canada) that is available to the minister or by any other means that the minister considers appropriate.

**“Minister to inform amount of grant**

**62.91** As soon as is reasonably possible after the minister completes the calculation of a municipality’s northern municipal revenue sharing grant for each fiscal year, the minister shall:

- (a) cause the municipality to be informed in writing of the amount of its northern municipal revenue sharing grant, including an explanation of the grant with a breakdown that shows how the amount was determined; and
- (b) cause the amount of the northern municipal revenue sharing grant for the municipality to be published on the ministry’s website.

**“Grant for municipal interests**

**62.92(1)** Subject to subsection (2), the minister may make a grant to the following organizations for the purposes of promoting municipal interests:

- (a) the Saskatchewan Association of Northern Communities;
- (b) any other organization that, in the opinion of the minister, promotes municipal interests on behalf of a municipality or northern settlement.

(2) The total amount of any grants made pursuant to clause (1)(a) is not to exceed \$360,000 in any fiscal year.

**“Review of program, process, methodologies**

**62.93(1)** For the purposes of this Part, the minister shall conduct a review of the program, process, methodology and information used to calculate northern municipal revenue sharing grants:

- (a) in the case of the first review, no later than the end of the 2015-16 fiscal year; and
  - (b) in the case of a subsequent review, within five years after the completion of the previous review.
- (2) In conducting the review mentioned in subsection (1), the minister may consult with the Saskatchewan Association of Northern Communities and any other person or agencies”.

**Part II of Appendix amended**

**4 Part II of the Appendix is amended by repealing Table 2.**

**Coming into force**

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

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**SASKATCHEWAN REGULATIONS 30/2016**

*The Wildfire Act*

Section 81

Order in Council 143/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

**1** These regulations may be cited as *The Wildfire (Park Lands) Amendment Regulations, 2016*.

**R.R.S. c.W-13.01 Reg 1, new section 3.1**

**2** **The following section is added after section 3 of *The Wildfire Regulations*:**

**“Park lands designated**

**3.1** For the purposes of clause 2(h) of the Act, park lands are designated as designated lands”.

**Coming into force**

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

**SASKATCHEWAN REGULATIONS 31/2016***The Wildlife Act, 1998*

## Section 83

Order in Council 144/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title****1** These regulations may be cited as *The Wildlife Amendment Regulations, 2016*.**R.R.S. c.W-13.1 Reg 1 amended****2** *The Wildlife Regulations, 1981* are amended in the manner set forth in these regulations.**Section 2 amended****3 Section 2 is amended:****(a) by renumbering it as subsection 2(1);****(b) in subsection (1):****(i) by adding the following clause after clause (i):****“(i.1) ‘designate’ means a Saskatchewan resident who:****(i) is an immediate family member of the owner or occupant of the land;****(ii) is an employee of the owner or occupant of the land; or****(iii) is a licensed trapper whom the owner or occupant of the land has authorized, in writing, to act on behalf of the owner or occupant”;****(ii) by adding the following clause after clause (x.2):****“(x.3) ‘interfere with’ means:****(i) provoke, capture, hold, collect, kill, hunt, remove, damage, destroy, molest, or harass; or****(ii) conduct surveys, assessments, research or any other activity to detect or observe”;****(iii) by adding the following clause after clause (z):****“(z.1) ‘ministry’ means the ministry over which the minister presides”;****(iv) by adding the following clause after clause (dd):****“(dd.01) ‘place of habitation’ means the usual place of residency or occupancy of wildlife and includes a den, house, nest, burrow, roost or dam”;  
and****(v) by adding the following clause after clause (gg):****“(gg.1) ‘qualified person’ means a person who has been placed on a ministry registry pursuant to subsection 6.1(2)”;** and

**(c) by adding the following subsection after subsection (1):**

“(2) For the purposes of the definition of ‘wildlife’ in section 2 of the Act, ‘**vertebrate animal**’ includes any hybrid animal that has an ancestor, within and including four generations, that was an individual of a species that is wild by nature”.

**Section 5 amended**

**4 Subsection 5(1) is amended:**

- (a) by adding “or” after clause (a);
- (b) by repealing clause (b); and
- (c) by striking out “or” after clause (b).

**New sections 6 to 6.2**

**5 Section 6 is repealed and the following substituted:**

**“Protected wildlife**

**6(1)** Subject to section 6.2, no person shall, without a licence for the purpose, interfere with any wildlife or place of habitation of any wildlife protected pursuant to the Act, any regulations made pursuant to the Act, the *Migratory Birds Convention Act, 1994* (Canada) or any regulations made pursuant to that Act.

- (2) The director may issue a licence to do any or all of the following:
  - (a) to capture or kill any wildlife that is wounded, diseased, a danger to the public or a public nuisance;
  - (b) to remove or destroy the place of habitation of any wildlife that is causing or likely to cause damage to property;
  - (c) to capture or kill any domestic game farm animal that has escaped from a domestic game farm and poses a threat to wildlife or wildlife habitat;
  - (d) to interfere with any wildlife or the place of habitation of any wildlife.
- (3) Every person who applies for a licence pursuant to this section shall:
  - (a) apply in the form and manner required by the minister; and
  - (b) provide the minister with any information or material that the minister may reasonably require.

**“Qualified person**

**6.1(1)** A person who wishes to be a qualified person shall apply:

- (a) in an approved form and manner to the director; and
- (b) present evidence to satisfy the director that he or she is qualified to properly carry out one or more purposes or activities that are mentioned in subsection 6.2(2).

- (2) If the director is satisfied that the person mentioned in subsection (1) is qualified to carry out one or more purposes or activities mentioned in subsection 6.2(2), he or she shall place the person on a ministry registry as being a qualified person.
- (3) The director may remove a person from the ministry registry mentioned in subsection (2) or cancel an exemption granted to a person pursuant to subsection 6.2(2), if the person fails to comply with the requirements in subsection 6.2(2).
- (4) Before the director takes any of the actions mentioned in subsection (3), the director shall give the person:
- (a) written notice of the director's intended action and the reasons for that intended action; and
  - (b) an opportunity to make written representations to the director, within 30 days after the written notice mentioned in clause (a) is served, as to why the intended action should not be taken.
- (5) The director is not required to give an oral hearing to any person to whom a notice has been given pursuant to clause (4)(a).
- (6) After considering the representations mentioned in clause (4)(b), the director shall issue a written decision and shall serve a copy of the decision on the person who made the representations.

**“Exemptions re licensing requirement**

- 6.2(1)** A wildlife officer may, without a licence and as requested by the director:
- (a) capture or kill any wildlife for scientific study or kill any injured or diseased wildlife or any wildlife considered a threat to public safety; or
  - (b) capture or kill any domestic game farm animal that has escaped from a domestic game farm and poses a threat to wildlife or wildlife habitats.
- (2) The director may exempt any person who conducts surveys to detect or observe any wildlife or assess the habitat of any wildlife for academic research, ecological assessment, scientific, commercial or other purposes from the licensing requirements pursuant to subsection 6(1) if:
- (a) the person is listed as a qualified person in the ministry registry mentioned in subsection 6.1(2);
  - (b) the qualified person provides notification of the proposed survey activities to the director in the form provided by the director before the survey;
  - (c) the qualified person adheres to a ministry-approved methodology for the specific survey, assessment or research activity;
  - (d) the qualified person agrees to submit survey, assessment and research data within the time and in the manner required by the director; and
  - (e) the qualified person is in good standing with the director.
- (3) A person may undertake wildlife surveys, observation or detection activities for personal, recreational, educational or other non-commercial purposes, without a licence or notification pursuant to clause (2)(b), if the wildlife is not provoked, captured, held, collected, killed, hunted, molested or harassed.

(4) Subject to subsection (9), for the purpose of protecting his or her property, including livestock, the owner or occupant of any land, or his or her designate, may, without a licence:

(a) kill, on that land, any raven, rattlesnake, carnivore, beaver or muskrat, but may not kill a swift fox or black-footed ferret; and

(b) destroy or remove any beaver house or dam found on the land.

(5) Subject to subsection (9), a beekeeper having hives on land other than his or her own may kill bears within one kilometre of his or her hives without a licence, if he or she receives the permission of the owner or occupant of that other land.

(6) Subject to subsection (9), a domestic game farm operator may, without a licence, kill any wildlife of the same species as one of his or her domestic game farm animals if that wildlife has gained entry to his or her domestic game farm and poses a direct threat to the domestic game farm animals or if that wildlife is actively fighting through the fence with a domestic game farm animal and poses a direct and immediate threat to that animal.

(7) Subject to subsection (8), a domestic game farm operator may, without a licence, capture and hold in isolation a big game animal that is attempting to gain, or has gained, entrance to a domestic game farm.

(8) Any person who captures a big game animal pursuant to subsection (7) shall immediately report the capture to a wildlife officer, who shall specify the area to which the big game animal is to be relocated.

(9) Subject to subsection (10), any person who kills any wildlife pursuant to subsection (4), (5) or (6) shall immediately report the killing to a wildlife officer, and the director may specify the manner of disposing of the wildlife.

(10) A person is not required to report the killing of a coyote pursuant to subsection (4)".

**New section 8**

**6 Section 8 is repealed and the following substituted:**

**“Restrictions on hunting in wildlife management zones**

8(1) Subject to subsection (2), no person shall hunt any wildlife in any wildlife management zone during an open season for big game unless that person is the holder of a big game licence that is valid in that zone.

(2) Subject to the other provisions of these regulations:

(a) a game bird licence holder may hunt game birds during an open game bird season;

(b) subject to clause (e), a fur licence holder may hunt fur animals with a firearm during an open fur season if the fur licence holder is carrying out normal trapping operations;

(c) a Saskatchewan resident may hunt coyotes without a licence if he or she is not hunting with, aiding, or assisting any other person hunting big game;



- (d) a fur licence holder who also holds a valid big game licence may hunt fur animals with a rifle of greater than .23 calibre;
- (e) a fur conservation area fur licence holder conducting normal bear-trapping operations may hunt bears with a rifle of greater than .23 calibre; and
- (f) a person may hunt those animals listed in subsections 4(1) and (2)".

**Section 21 amended**

**7 Subclause 21(1)(a)(ii) is amended by striking out "CAN/CSA Z96-02 Class 2 Level 1 or Level 2" and substituting "CAN/CSA Z96 Class 2, as updated from time to time".**

**New section 30**

**8 Section 30 is repealed and the following substituted:**

**"Game birds**

**30** Notwithstanding any other provision of these regulations or of any other regulations made pursuant to the Act, no person shall hunt any game bird:

- (a) between June 16 and November 9 in any year in, on or within 500 metres perpendicularly distant inland from the water's edge of:
  - (i) Antelope Lake;
  - (ii) Avonlea Reservoir, 4.8 kilometres south-east of Avonlea;
  - (iii) Barber Lake;
  - (iv) Bigstick Lake;
  - (v) Birch Lake, 16.1 kilometres north-east of Glaslyn;
  - (vi) Boulder Lake;
  - (vii) Buffalo Coulee Lake;
  - (viii) Cabri Lake;
  - (ix) Cactus Lake;
  - (x) Castlewood Lake;
  - (xi) Cutbank Lake, 4.8 kilometres north-east of Glidden;
  - (xii) Deep Lake, eight kilometres south of Indian Head;
  - (xiii) Dewar Lake, near the Town of Dewar Lake;
  - (xiv) Ear Lake;
  - (xv) Eyre Lake;
  - (xvi) Flat Lake, 4.8 kilometres south-east of Wilkie;
  - (xvii) Goose Lake, 11.3 kilometres east of Harris;
  - (xviii) Gooseberry Lake;
  - (xix) Grassy Lake, 11.3 kilometres north-east of Luseland;

- (xx) Highfield Reservoir;
  - (xxi) Ibsen Lake;
  - (xxii) Junction Dam, 3.2 kilometres north of Maple Creek;
  - (xxiii) Kiyu Lake;
  - (xxiv) Lac la Course;
  - (xxv) Leech Lake;
  - (xxvi) Lomond Lake, 4.8 kilometres north-east of Preeceville;
  - (xxvii) Luck Lake;
  - (xxviii) Mallard Bay, 12.9 kilometres north of Mortlach;
  - (xxix) Mud Lake, 16.1 kilometres north of Wynyard;
  - (xxx) Muddy Lake;
  - (xxxi) Opuntia Lake;
  - (xxxii) Paysen (Horfield) Lake;
  - (xxxiii) Saline Lake;
  - (xxxiv) Silver Lake, 11.3 kilometres north of Sheho;
  - (xxxv) Snipe Lake;
  - (xxxvi) Stonewall Lake;
  - (xxxvii) Teo Lakes;
  - (xxxviii) Thackery Lake;
  - (xxxix) Thomson Lake, 4.8 kilometres north-west of Lafleche;
  - (xl) Waterhen Marsh and the island thereon;
  - (xli) that portion of the South Saskatchewan River and the islands thereon lying between Gardiner Dam and the northern boundary of Township 30, in Range 8, west of the Third Meridian;
  - (xlii) that portion of the North Saskatchewan River and the islands thereon lying between Paynton Ferry and Borden Bridge;
  - (xliii) that portion of the South Saskatchewan River, and the islands thereon, and that portion of Lake Diefenbaker lying between the Alberta border and Saskatchewan Landing Bridge; or
  - (xliv) that portion of the Waterhen River 4.8 kilometres west and 3.2 kilometres east from Highway Number 4 crossing; or
- (b) in, on or over Cypress Lake and the islands on that lake, Tobin Lake and the islands on that lake, Witchekan Lake and the islands of the North Saskatchewan River located:
- (i) in Township 49, in Range 17, west of the Second Meridian and in Township 50, in Range 16, west of the Second Meridian; and
  - (ii) between the Alberta-Saskatchewan border and the Paynton Ferry Crossing”.

**New Part II.1****9 The following Part is added after Part II:****“PART II.1  
Habitat Protection****“Wildlife habitat in special areas**

**30.1** No person shall, without a licence for the purpose, destroy or alter any wildlife habitat within a game preserve, road corridor game preserve, wildlife refuge, wildlife management unit, regional park, provincial park, protected area or recreation site.

**Section 31 amended****10(1) Subsection 31(2) is repealed and the following substituted:**

“(2) No person other than a:

- (a) Saskatchewan resident may apply for, purchase or hold a Saskatchewan Resident Game or Fur Licence; or
- (b) Canadian resident may apply for, purchase or hold a Canadian Resident Game Licence”.

**(2) Subsection 31(6) is repealed.****Section 31.1 amended**

**11 Clause 31.1(d) is amended by striking out “subsections 31(4.4) and (6)” and substituting “subsection 31(4.4)”.**

**Section 31.2 amended****12 The following subsection is added after subsection 31.2(4):**

“(5) Notwithstanding subclause (1)(b)(iii), subsection (4) does not apply with respect to either or both the carcass and hide, excluding the antlers, of a deer, moose, elk or pronghorn antelope that has been accidentally killed by a vehicle”.

**New section 31.3****13 The following section is added after section 31.2:****“Confidentiality re licence issuance agreements**

**31.3** For the purposes of clause 22(3)(n) of the Act, a licence issuance agreement must contain a provision requiring the person with whom the agreement is entered into:

- (a) to use any personal information collected only for the purposes of the agreement;
- (b) to not disclose the personal information collected except if authorized by law to do so;
- (c) to take reasonable steps to ensure the security and confidentiality of the personal information; and
- (d) to allow the minister to access or inspect the person’s premises to confirm that the person is complying with the terms and conditions of the Act, these regulations and the agreement”.

**Section 45 amended****14 The following subsection is added after subsection 45(12):**

“(12.1) Subsection (12) does not apply to a person who has been granted a licence pursuant to section 31.2 to possess either or both the carcass and hide, excluding the antlers, of a deer, moose, elk or pronghorn antelope that has been accidentally killed by a vehicle”.

**Section 46 amended**

**15(1) Subsection 46(1) is amended by striking out “No” and substituting “Subject to subsection (5), no”.**

**(2) Subsection 46(1.1) is amended by striking out “No” and substituting “Subject to subsection (5), no”.**

**(3) The following subsection is added after subsection 46(4):**

“(5) Subsections (1) and (1.1) do not apply to a person who is granted a licence pursuant to section 31.2 to possess the carcass, excluding the antlers, of a deer, moose, elk or pronghorn antelope that has been accidentally killed by a vehicle”.

**New section 48**

**16 Section 48 is repealed and the following substituted:**

**“Firearms on all-terrain vehicles and operating vehicles**

**48(1)** During an open season for big game, no person shall carry a firearm on any all-terrain vehicle:

(a) within Wildlife Management Zones 1 to 19, 21 to 47, 52 and 54, Regina-Moose Jaw, Saskatoon and Prince Albert Wildlife Management Zones, Fort a la Corne Wildlife Management Unit, and Duck Mountain, Saskatchewan Landing, Cypress Hills (West Block), Douglas and Moose Mountain Provincial Parks; or

(b) within Wildlife Management Zones 48, 49, 50, 53 and 55 to 76, Horsehide Lake Wildlife Management Unit, Bronson Forest, Woody River and Round Lake Recreation sites, and Greenwater Lake Great Blue Heron, Clarence-Steepbank Lakes, Narrow Hills, Meadow Lake, Wildcat Hill and Lac La Ronge Provincial Parks, unless the firearm is encased.

(2) Notwithstanding clause (1)(a), encased firearms may be carried on an all-terrain vehicle in:

(a) Duck Mountain Provincial Park and Fort a la Corne Wildlife Management Unit during an open season for spring bear;

(b) subject to clause (3)(b), Cypress Hills Provincial Park (West Block) during an open season for big game.

- (3) Unless authorized by the director, from the day before the first day of the first open season for big game in the fall of any year to the day after the last day of the last open season for big game in the fall of any year within Cypress Hills Provincial Park (West Block), no person shall:
- (a) operate or be a passenger in any vehicle for any purpose related to hunting, including the establishment of a hunting camp; or
  - (b) carry a firearm in or on a vehicle except if that vehicle is on a numbered provincial highway or designated trail.
- (4) Notwithstanding subsection (3), a person may park within 10 metres of a provincial highway or designated trail in Cypress Hills Provincial Park (West Block).
- (5) Unless authorized by the director, no person shall, except along a provincial highway, public highway, road or trail, operate or be a passenger in any vehicle for the purpose of hunting within the following areas:
- (a) any community pasture owned or operated by the Government of Saskatchewan or the Government of Canada;
  - (b) any former pasture lands currently leased from the Government of Saskatchewan or the Government of Canada.
- (6) Unless authorized by the director, no person shall operate or be a passenger in a vehicle for any purpose related to hunting on wildlife lands.
- (7) Unless authorized by the director, during a big game season, no person shall operate or be a passenger in any vehicle for hunting, or for any purpose related to hunting big game in Regina-Moose Jaw and Saskatoon Wildlife Management Zones, except along a road or road allowance with a trail.
- (8) No person shall, without written permission from the landowner or occupant, during a big game season, operate or be a passenger in any vehicle for hunting or for any purpose related to hunting big game in Wildlife Management Zones 15 to 18, inclusive, and 30 to 34, inclusive, except along a road or road allowance with a trail.
- (9) A person who has lawfully killed a big game animal in an area described in subsection (3), (5), (6), (7) or (8) may:
- (a) operate a vehicle within that area for the sole purpose of retrieving the animal to a trail, designated trail, road or provincial highway by the most direct route available; and
  - (b) subject to the other provisions of these regulations, carry an encased firearm in the vehicle while retrieving the big game animal.
- (10) Notwithstanding any other provision of this section, a holder of a fur licence may carry a rimfire rifle of .22 calibre or less in or on a vehicle and use a vehicle off a road or trail while conducting normal trapping operations.
- (11) Notwithstanding any other provision of this section, the director may issue a licence including any terms and conditions that the director considers appropriate, authorizing any person to carry any firearm in or on a vehicle and use a vehicle off a road or trail for the purpose of hunting carnivores that are killing or harassing livestock”.

**Section 61 amended**

**17 Subsection 61(3) is amended by striking out “.22 rimfire rifle” and substituting “rimfire rifle of .22 calibre or less”.**

**New section 85.1**

**18 Section 85.1 is repealed and the following substituted:**

**“Certain provisions prescribed for Act**

**85.1(1)** Subclause 7(2)(c)(i), clause 5(1)(a), subsection 6(1) and sections 14 and 47 of these regulations are prescribed for the purpose of subsection 74(2) of the Act.

(2) Clause 5(1)(a) and subsection 6(1) of these regulations are prescribed for the purpose of clause 76(1)(c) of the Act.

(3) Subclause 7(2)(c)(i) and sections 14 and 47 of these regulations are prescribed for the purpose of clause 76(1)(a.1) of the Act”.

**Coming into force**

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

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## SASKATCHEWAN REGULATIONS 32/2016

### *The Wildlife Habitat Protection Act*

#### Section 3

Order in Council 145/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

**1** These regulations may be cited as *The Wildlife Habitat and Ecological Lands Designation Amendment Regulations, 2016 (No. 3)*.

**R.R.S. c.W-13.2 Reg 4, Appendix amended**

**2 The Appendix to *The Wildlife Habitat and Ecological Lands Designation Regulations* is amended:**

**(a) by repealing item 171 and substituting the following:**

“171 Section 29, in Township 2, in Range 5, west of the Second Meridian”;

**(b) by repealing item 225 and substituting the following:**

“225 All those lands in Township 37, in Range 7, west of the Second Meridian, described as follows:

- (a) the north-west and south-east quarters of Section 4;
- (b) the north-west quarter of Section 5;
- (c) the north-west quarter of Section 7;
- (d) the north-east quarter of Section 10;
- (e) the south half of Section 11;
- (f) the east half and south-west quarter of Section 19;
- (g) the south-east quarter of Section 20;

- (h) the south half of Section 21;
- (i) the south-west quarter of Section 25;
- (j) the north-west quarter of Section 32;
- (k) the south half of Section 35”;

**(e) by repealing item 408 and substituting the following:**

“408 All those lands in Township 2, in Range 16, west of the Second Meridian, described as follows:

- (a) the north-west quarter of Section 28;
- (b) the south-west quarter of Section 29;
- (c) the north-east quarter of Section 30;
- (d) the north-east and south-west quarters of Section 33;
- (e) the east half of Section 34”;

**(d) by repealing item 437;**

**(e) by repealing item 514 and substituting the following:**

“514 Section 29, in Township 48, in Range 21, west of the Second Meridian”;

**(f) by repealing item 628 and substituting the following:**

“628 All those lands in Township 51, in Range 26, west of the Second Meridian, described as follows:

- (a) the north-east quarter of Section 25;
- (b) the north-east quarter of Section 29”;

**(g) by repealing item 1071 and substituting the following:**

“1071 All those lands in Township 53, in Range 13, west of the Third Meridian, described as follows:

- (a) the north-east quarter of Section 13;
- (b) the south-east quarter of Section 25;
- (c) the north half and south-west quarter of Section 27;
- (d) the east half of Section 32;
- (e) Section 33;
- (f) Section 34”;

**(h) by repealing item 1072 and substituting the following:**

“1072 All those lands in Township 54, in Range 13, west of the Third Meridian, described as follows:

- (a) Section 3;
- (b) Section 4;
- (c) the south-east quarter of Section 5;

- (d) the east half of Section 9;
- (e) Section 10;
- (f) the south-east quarter of Section 16”.

**Coming into force**

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

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**SASKATCHEWAN REGULATIONS 33/2016***The Water Security Agency Act*

Sections 44, 78 and 98

Order in Council 146/2016, dated February 25, 2016

(Filed February 25, 2016)

**Title**

**1** These regulations may be cited as *The Water Security Agency (Exemption and Term of Drainage Approvals) Amendment Regulations, 2016*.

**R.R.S. c.W-8.1 Reg 1 amended**

**2** *The Water Security Agency Regulations* are amended in the manner set forth in these regulations.

**Section 2 amended**

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

- (a) by striking out “or” after clause (l);
- (b) by adding “or” after clause (m); and
- (c) by adding the following clause after clause (m):
  - “(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*”.

**Section 15 amended**

**4 Clause 15(1)(b) is repealed and the following substituted:**

- “(b) unless sooner suspended or cancelled, ends on the date stated in the drainage approval”.

**Coming into force**

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