

PART II

REVISED REGULATIONS OF SASKATCHEWAN

The Regulations printed in this Part of the Gazette form a part of *The Revised Regulations of Saskatchewan* which are being compiled over the next few years. This part contains revised regulations and amendments to revised regulations. Amendments to existing regulations, which are not yet revised, are printed in Part III.

CHAPTER F-13.2 REG 1

The Film and Video Classification Act

Section 16

Order in Council 1219/85, dated December 2, 1985.

(Filed December 2, 1985)

ORDER

His Honour the Lieutenant Governor in Council, on the recommendation of the Minister of Consumer and Commercial Affairs, pursuant to section 16 of *The Film and Video Classification Act*, makes *The Film and Video Classification Regulations* in accordance with the attached Schedule.

SCHEDULE

- 1 These regulations may be cited as *The Film and Video Classification Regulations*. Title
- 2(1) In these regulations: Interpretation
- (a) "Act" means *The Film and Video Classification Act*; "Act"
- (b) "parent" means parent or legal guardian; "parent"
- (c) "sexual activity" means acts, whether real or simulated, of intercourse, masturbation or genital-genital, genital-anal, oral-genital or oral-anal connection between human beings or between human beings and animals and anal or genital connection between human beings and objects. "sexual activity"
- (2) For the purposes of the Act and in these regulations:
- (a) "advertising" includes catalogues, order forms and other printed and non-printed promotional materials circulated between wholesale and retail distributors, exhibitors and the public and retail distributors and the public; "advertising"
- (b) "wholesale distributor" includes the studio which has produced the film, the owner and any other person or group responsible for the release and distribution of the film. "wholesale distributor"

Registration
and fees

3(1) Every wholesale distributor, retail distributor and exhibitor who is required to register with the board pursuant to subsection 8(1) of the Act shall complete the form provided by the board indicating:

- (a) the name, address and telephone number of his business and of the manager of his business;
- (b) his type of business;
- (c) the name under which his business is incorporated continued or registered pursuant to *The Business Corporations Act*, if it is so incorporated, continued or registered;
- (d) where his business is not incorporated, continued or registered pursuant to *The Business Corporations Act*, the name of his business as it is registered pursuant to *The Business Names Registration Act*; and
- (e) the name of the applicant and his relation to the business.

(2) The fee payable:

- (a) for the viewing and classification of films by the board, is \$1 per minute of film viewed;
- (b) for the classification of a film by documentation and without viewing by the board, is \$15 per film.

Approval

4 In exercising its authority to approve or disapprove of the exhibition or distribution of a film pursuant to section 4 of the Act, the board shall consider the character and content of the film in its entirety and shall approve the exhibition or distribution, as the case may be, unless:

- (a) the film contains scenes:
 - (i) depicting graphic or prolonged violence, torture, crime, cruelty, horror or human degradation;
 - (ii) depicting physical abuse or humiliation of human beings as a means of sexual gratification or as pleasing to the victim;
 - (iii) in which persons under the age of 16 years or persons apparently under the age of 16 years appear:
 - (A) nude or partially nude in a sexually suggestive context; or
 - (B) in scenes of explicit sexual activity;
 - (iv) that are an explicit and gratuitous depiction of urination, defecation or vomiting;
 - (v) of explicit sexual activity;
 - (vi) explicitly depicting indignities to the human body;
 - (vii) involving undue emphasis on human genital organs; or

(viii) the making of which has involved cruelty to or sexual abuse of animals; and

(b) the board considers the presence of a scene mentioned in clause (a) in the whole context of the film in which it appears and concludes that it is not in the public interest to approve the exhibition or distribution, as the case may be, of the film in Saskatchewan.

5(1) In exercising its authority to classify a film pursuant to section 5 of the Act, the board shall consider the character and content of the film in its entirety and shall classify each film submitted as: Classification

- (a) General;
- (b) Parental Guidance;
- (c) Parental Accompaniment; or
- (d) Restricted;

in accordance with the criteria prescribed in this section.

(2) A film is to be classified as General if the content is considered to be suitable for viewing by all ages.

(3) A film is to be classified as Parental Guidance if the content is such that unsupervised access for all ages is considered suitable although parental guidance is advised and, without limiting the generality of the foregoing, a film is to be classified as Parental Guidance where it contains:

- (a) scenes of mild violence such as physical contact, hand-to-hand fighting and the use of weapons without blood-letting;
- (b) brief scenes of partial nudity;
- (c) romantic involvement that is not sexually explicit;
- (d) a disaster or accident without graphic views;
- (e) horror scenes that do not have a lasting effect; or
- (f) mild use of coarse or vulgar language.

(4) A film is to be classified as Parental Accompaniment if the content is considered to be unsuitable for persons under the age of 14 years and, without limiting the generality of the foregoing, a film is to be classified as Parental Accompaniment where it contains:

- (a) prolonged scenes involving hand-to-hand combat;
- (b) brief scenes involving blood-letting or killing;
- (c) full nude views, usually at a distance;
- (d) implicit sexual activity not visually portrayed;
- (e) intense horror scenes;

- (f) repetitive use of coarse or vulgar language; or
- (g) violence or nudity that is integral to the plot.

(5) A film is to be classified as Restricted if the content is not suitable for persons under the age of 18 years and, without limiting the generality of the foregoing, a film is to be classified as Restricted where it contains:

- (a) graphic portrayal of violent scenes with blood-letting;
- (b) graphic depiction of accident, horror, full nudity, possible rape or sexual activity; or
- (c) repeated use of offensive language.

Film industry
information
sources

6 For the purposes of subclauses 4(3)(b)(ii) and 5(2)(b)(ii) of the Act, The Motion Picture Association of America and the British Board of Film Censors are recognized as bodies whose approvals or classifications of films may be used by the board.

Other
information
sources

7 For the purposes of clauses 4(3)(c) and 5(2)(c) of the Act, the board may base its approval or classification of a film on information that the board is satisfied is accurate and unbiased and that is obtained from film reports, consumer reports, journals or other information sources reporting on the film's content.

Permitted age
for films
classified as
Parental
Accompani-
ment or
Restricted

8(1) For the purposes of section 12 of the Act, the permitted age with respect to a film:

- (a) that is classified as Parental Accompaniment is, subject to subsection (2), 14 years;
- (b) that is classified as Restricted is 18 years.

(2) Where a person who is under the age of 14 years is accompanied by his parent, he may be permitted to view, purchase, lease, rent or exchange a film that is classified as Parental Accompaniment.

Advertising

9 In exercising its authority pursuant to section 6 of the Act to approve, prescribe or prohibit advertising, the manner of advertising or the manner of display, the board shall consider whether the advertisement or display:

- (a) contains the classification information required pursuant to clause 6(1)(b) of the Act and pursuant to these regulations;
- (b) makes the required classification information clearly apparent to those who may view, purchase, lease, rent or exchange films;
- (c) contains material, images or content that are of such a nature that, were they contained in a film, persons of a

certain age would not, according to the classification requirements of these regulations, be allowed access to that film.

10 Without limiting the generality of clause 6(1)(b) of the Act and these regulations:

Specific information requirements

(a) the owner of a film or other person proposing to exhibit or distribute a film in Saskatchewan shall ensure that:

(i) every video cassette contains on its face a sticker that:

- (A) is approved by the board;
- (B) meets any requirements of the board; and
- (C) indicates the film's classification as follows:
 - (I) General — green;
 - (II) Parental Guidance — yellow;
 - (III) Parental Accompaniment — orange;
 - (IV) Restricted — red; and

11 In exercising its authority pursuant to clause 3(3)(b) of the Act to exempt persons, classes of persons or films or classes of films from all or any provisions of the Act or regulations, the board shall consider:

Criteria for board exemption

(a) whether the general public or only a select group is invited to attend the exhibition or distribution;

(b) whether people invited to attend are otherwise warned about the content of the film being exhibited or distributed; and

(c) whether, given the group invited and the nature of the film being exhibited or distributed, approval by the board, classification information and restricted access are necessary.

12(1) An application pursuant to subsection 10(2) of the Act for the return of a forfeited film is to be submitted to the board on the form provided by the board stating:

Procedure and fee for return of forfeited films

(a) the name of the applicant;

(b) the name of the film;

(c) the date on which the film was seized;

(d) the nature of the conviction in connection with which the film was seized; and

(e) why the applicant believes that the film should be returned to him.

(2) Where the board is satisfied that it is appropriate to return a film to an applicant pursuant to subsection 10(2) of

the Act, the board may return the film to the applicant on payment by the applicant of a fee in an amount equal to twice the fee prescribed in clause 3(2)(a).

Notice
pursuant to
subsection
10(3) of Act

13 A notice pursuant to subsection 10(3) of the Act is to be in Form A of the Appendix and is to state:

- (a) the name of the person who claims to be entitled to the film;
- (b) the name of the film and the distributor of the film;
- (c) the date on which the film was seized;
- (d) why the film was seized;
- (d) why the person claiming entitlement to the film believes it should be returned to him.

Public
libraries
exemption

14 In addition to exemptions granted pursuant to section 13 of the Act or any order of the board pursuant to clause 3(3)(b) of the Act, the Act and these regulations do not apply to any film owned, sponsored, exhibited or distributed by a library administered pursuant to *The Public Libraries Act, 1984* where the film is designed for educational purposes.

Interprovincial
agreements

15 The board is authorized to enter into agreements with other provincial film classification boards for the purpose of adopting or approving prior film classifications.

Coming into
force

16 These regulations come into force on the day on which *The Film and Video Classification Act* comes into force.

APPENDIX

FORM A

Saskatchewan
Consumer and
Commercial
Affairs

1871 Smith Street
Regina, Canada
S4P 3V7

Notice of claim

Film Classification Board _____

Date, _____ 19____

Pursuant to subsection 10(3) of *The Film and Video Classification Act*, notice is hereby given to recover the film described below:

Title of film _____

Distributor _____

Date seized _____ 19____

Seized from _____

Reason for seizure _____

Claim for release

By _____

Reason _____

(Signature)

CHAPTER P-22.2 REG 1

The Pre-judgment Interest Act
Section 4

Order in Council 1218/85, dated December 2, 1985.

(Filed December 2, 1985)

ORDER

Honour the Lieutenant Governor in Council, on the recommendation of the Minister of Justice, pursuant to section 4 of *The Pre-judgment Interest Act*, makes *The Pre-judgment Interest Regulations* in accordance with the attached Schedule.

SCHEDULE

- Title **1** These regulations may be cited as *The Pre-judgment Interest Regulations*.
- Interest rates **2** The interest rate for each three-month period commencing with the three-month period that begins on January 1, 1986 is the average yield announced by the Bank of Canada in respect of the last weekly Government of Canada tender of 91-day Canada Treasury Bills that occurs prior to the commencement of the interest period.
- Publication of rates **3** The Inspector of Legal Offices shall publish in Part I of the Gazette a cumulative notice of the actual interest rates determined pursuant to section 2 as soon as practicable after each such rate is determined.
- Coming into force **4** These regulations come into force on the day on which *The Pre-judgment Interest Act* comes into force.

CHAPTER V-3.1 REG 28

The Vehicles Act, 1983

Section 42

Order in Council 1221/85, dated December 2, 1985.

(Filed December 2, 1985)

ORDER

His Honour the Lieutenant Governor in Council, on the recommendation of the Minister in charge of the Highway Traffic Board, pursuant to section 42 of *The Vehicles Act, 1983*, makes *The Number Plate Display Exemption Regulations* in accordance with the attached Schedule.

SCHEDULE

1 These regulations may be cited as *The Number Plate Display Exemption Regulations*. Title

2 In these regulations, "municipal corporation" means:

Interpretation,
"municipal
corporation"

(a) a rural municipality organized pursuant to *The Rural Municipality Act*;

(b) an urban municipality as defined in *The Urban Municipality Act, 1984*; or

(c) a northern municipality as defined in *The Northern Municipalities Act*.

3(1) Subject to subsection (2), where a municipal corporation is the registered owner of a Private Passenger Vehicle — Class PV that is provided to the reeve or the mayor, as the case may be, as a perquisite of his office, the municipal corporation is entitled, for the period during which that vehicle is used by its reeve or mayor, as the case may be, to display on the front of the vehicle a number plate other than the distinctive number plate issued by the board.

Vehicle used
by mayor or
reeve

(2) A municipal corporation shall obtain the prior approval of the board for the design of a number plate that is to be used pursuant to subsection (1) in the place of the distinctive number plate issued by the board.

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

Coming into
force

SASKATCHEWAN REGULATIONS 114/85

The Coroners Act

Section 35

Order in Council 1217/85, dated December 2, 1985.

(Filed December 2, 1985)

ORDER

His Honour the Lieutenant Governor in Council, on the recommendation of the Minister of Justice, pursuant to section 35 of *The Coroners Act*, makes *The Coroners Amendment Regulations, 1985 (No. 2)* in accordance with the attached Schedule.

SCHEDULE

Title **1** These regulations may be cited as *The Coroners Amendment Regulations, 1985 (No. 2)*.

R.R.S. c.C-38
Reg 1 **2** *The Coroners 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** In these regulations:

'Act' (a) 'Act' means *The Coroners Act*;

'ambulance firm' (b) 'ambulance firm' means any person, agency, private firm, hospital, municipality or group that provides ambulance service".

Section 10 amended **4** Subsection 10(1) is repealed and the following substituted:

"(1) The basic charge for transportation of a body:

(a) by an ambulance firm is the amount prescribed by an ambulance district board established pursuant to *The Urban Municipality Act, 1984*, *The Rural Municipality Act* or *The Northern Municipalities Act*, as the case may be; or

(b) where the service is not provided by an ambulance firm, is \$48".

New section 11 **5** Section 11 is repealed and the following substituted:

Distance charges **"11** The distance charge for transportation of a body:

(a) by an ambulance firm is the amount prescribed by an ambulance district board established pursuant to *The*

Urban Municipality Act, The Rural Municipality Act or The Northern Municipalities Act, as the case may be; or

(b) where the service is not provided by an ambulance firm, is \$.42 per kilometre, each way”.

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

REGINA, SASKATCHEWAN
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