

PART II

REGULATIONS UNDER THE REGULATIONS ACT

SASKATCHEWAN REGULATION 52/76

THE SCHOOL ACT, R.S.S. 1965, C. 91 AND THE EXECUTIVE COUNCIL ACT,
S.S. 1972, C. 40.

(Filed March 9, 1976.)

MINISTER'S ORDER

I, G. R. ((Ted) Bowerman, Minister of the Department of Northern Saskatchewan, pursuant to the power vested in me under The School Act, R.S.S. 1965, c. 91 and by virtue of The Executive Council Act, S.S. 1972, c. 40, and in particular, Order in Council 1415/72, hereby constitute the following persons to be members of a Board of Reference to investigate the termination of employment of one Norman J. Watson, from the employ of the Northern School Board.

1. D. M. McLeod, chairman
2. John R. Watson
3. Ray Berscheid

This Board of Reference is constituted pursuant to the Regulations for Control and Administration of Education in Northern Saskatchewan, Saskatchewan Regulations 319/67.

Dated at the City of Regina, this 25th day of February, A.D. 1976.

G. R. (TED) BOWERMAN,
Minister, Department of Northern Saskatchewan.

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SASKATCHEWAN REGULATION 53/76

THE PEST CONTROL ACT — SECTION 3

(Filed March 9, 1976.)

MINISTER'S ORDER

Whereas, pursuant to Section 3 of The Pest Control Act, the Minister of Agriculture designated the warble fly as a pest, by declaration dated August 19, 1971;

And whereas Saskatchewan Regulation No. 269/73, approved by O.C. 1486/73, dated November 6, 1973 under The Pest Control Act, provides as follows:

“(a) that the Minister of Agriculture may declare, by order published in *The Saskatchewan Gazette*, that any area of the province in which:

(i) a warble control committee has been established in a manner approved by the Minister of Agriculture, and;

(ii) in which two-thirds (2/3) of the rural municipalities or local improvement districts contained in the area have passed an appropriate bylaw requesting such action; that the area shall be designated to be a Warble Control Area.

(b) that the Minister of Agriculture may require all cattle marketed at public live-stock markets and other auction markets within a Warble Control Area to be inspected by a person designated by the Minister of Agriculture for the purpose of determining that such cattle are free of, or infested with warble grubs.

(c) that the Minister of Agriculture may require that cattle marketed in a Warble Control Area found by inspection to be infested with warble grubs be so marked in an appropriate manner prior to sale.

(d) that an area declared to be a Warble Control Area shall remain so designated for a period of five (5) years or until the Minister of Agriculture deems that the designation Warble Control Area is no longer required.”

And whereas, by Minister's Order dated July 16, 1975 published in *The Saskatchewan Gazette* dated August 22, 1975 and being Saskatchewan Regulation No. 188/75, declared the

southern sub-region of the South East Agricultural Extension Region of Saskatchewan a Warble Control Area bounded as follows:

On the North by R.M. 98, R.M. 127, R.M. 96, R.M. 65, R.M. 64, R.M. 63 and R.M. 61;

On the East by R.M. 61, R.M. 31 and R.M. 1, i.e., by the Manitoba border;

On the South by R.M. 1, R.M. 2, R.M. 3, R.M. 4, R.M. 5, R.M. 6, R.M. 7 and R.M. 8, i.e., by the United States border.

On the West by R.M. 8, R.M. 38, R.M. 68, R.M. 98 and R.M. 127;

And whereas, more than two-thirds (2/3) of the rural municipalities in the area described in (a) below have passed an appropriate bylaw requesting the Minister of Agriculture to declare the area a Warble Control Area.

The Minister of Agriculture, pursuant to sections 3 and 9(c) of The Pest Control Act and Saskatchewan Regulation 269/73, does hereby order and declare as follows:

(a) That the following area is designated a Warble Control Area and is bounded by the following rural municipalities:

On the North by R.M. 250, R.M. 219, R.M. 248, R.M. 157, R.M. 156, R.M. 155, R.M. 154, R.M. 153 and R.M. 151;

On the East by R.M. 248, R.M. 218; and by R.M. 151, R.M. 121, and R.M. 91, i.e., by the Manitoba border;

On the South by R.M. 91, R.M. 92, R.M. 93, R.M. 94, R.M. 95, R.M. 126, R.M. 157, R.M. 128 and R.M. 99;

On the West by R.M. 99, R.M. 129, R.M. 159, R.M. 189, R.M. 220 and R.M. 250;

(b) That the area described in (a) above is added to and is subject to the controls of the South East Warble Control Area prescribed in the Minister's Order dated July 16, 1975, being Saskatchewan Regulation 188/75.

(c) That the area described in (a) above together with South-East Warble Control Area described in the Minister's Order July 16, 1975, being Saskatchewan Regulation No. 188/75 shall be described as the "South East Warble Control Area" and together comprises the area bounded as follows:

On the North by R.M. 250, R.M. 219, R.M. 248, R.M. 157, R.M. 156, R.M. 155, R.M. 154, R.M. 153 and R.M. 151;

On the East by R.M. 248, R.M. 218; and by R.M. 151, R.M. 121, R.M. 91, R.M. 61, R.M. 31 and R.M. 1; i.e., by the Manitoba border;

On the South by R.M. 1, R.M. 2, R.M. 3, R.M. 4, R.M. 5, R.M. 6, R.M. 7 and R.M. 8; i.e., by the Canada — United States border;

On the West by R.M. 8, R.M. 38, R.M. 68, R.M. 99, R.M. 129, R.M. 159, R.M. 189, R.M. 220 and R.M. 250;

(d) The South East Warble Control Area shall remain so designated for a period up to and including the 16th day of July, 1980, but subject to earlier termination by the Minister of Agriculture if he deems that the designated South East Warble Control Area is no longer required.

Dated at the City of Regina, this 23rd day of February, 1976.

L-106

EDGAR KAEDING,
Minister of Agriculture.

SASKATCHEWAN REGULATION 54/76

THE PUBLIC HEALTH ACT

Clause (dd) of subsection (1) of Section 72.

Approve The Shoreland Pollution Control Regulations, 1976.

Order in Council 390/76, dated March 10, 1976.

(Filed March 10, 1976.)

ORDER:

His Honour the Lieutenant Governor in Council on the recommendation of the Minister of Health, pursuant to clause (dd) of subsection (1) of section 72 of The Public Health

Act, hereby approves The Shoreland Pollution Control Regulations, 1976, in accordance with the schedule hereto attached marked Schedule "A", effective April 1, 1976.

SCHEDULE "A"

Regulations under The Public Health Act

TITLE

1. These regulations may be cited as The Shoreland Pollution Control Regulations, 1976.

DEFINITIONS

2. In these regulations:

- (a) "above ground filter" means a mound constructed of earth and gravel into which effluent from a septic tank is discharged for evaporation and percolation;
- (b) "administrative authority" means a medical health officer or public health inspector;
- (c) "approved" means approved by the administrative authority;
- (d) "ground water" means water beneath the surface of land;
- (e) "high water mark" means the highest water level of historical record or as may be determined by the administrative authority;
- (f) "modified sewage works" means a public sewage works consisting of septic tanks, the effluent from which is discharged to pressure mains;
- (g) "park authority" means the Minister of Tourism and Renewable Resources in the case of a provincial park, and the regional park authority in the case of a regional park;
- (h) "private sewage works" means a privately owned works for the reception, treatment and disposal of sewage from only one property owner;
- (i) "privy pit" means a pit excavated under an outdoor toilet for confining human excrement;
- (j) "privy vault" means a storage tank placed under an outside toilet for confinement and storage of human excrement;
- (k) "provincial park" means a provincial park established under The Provincial Parks, Protected Areas, Recreation Sites and Antiquities Act, or a protected area or recreational site constituted under the said Act;
- (l) "public sewage works" means any works for the collection, transmission, treatment and disposal of sewage that serves more than one property owner;
- (m) "recreational area" means:
 - (i) a camp ground, institutional camp or tourist camp within the meaning of The Tourist Accommodation Regulations, 1969 under The Public Health Act; or
 - (ii) a regional park; or
 - (iii) a provincial park; or
 - (iv) a commercial facility for the accommodation of persons who are intending to ski, fish or swim, or be engaged in other recreational activities while being so accommodated; or
 - (v) a building or buildings being used or intended to be used for recreational purposes whether on a private or commercial basis and includes any such building whether occupied on a permanent or part-time basis;
- (n) "regional park" means a regional park within the meaning of The Regional Parks Act;
- (o) "seepage pit" means an excavation, generally filled with coarse gravel or rock into which kitchen sink or hand-basin waste is discharged;
- (p) "septic tank" means a two compartment tank with the first compartment being a settling tank and the second compartment being a storage compartment for the effluent from the first compartment;
- (q) "sewage" means liquid wastes that contain animal, mineral or vegetable matter in suspension or solution but excludes storm water;

(r) "shoreland development area" means an area of land:

(i) designated as a reservoir development area by regulations made under The Water Resources Management Act, 1972; or

(ii) that is within 1,500 feet from the high water mark of a lake, river, stream or other body of water and upon which is situated an urban municipality or part thereof, or a summer resort or part thereof, or upon which has been or is being established a recreational area or part thereof;

(s) "solid waste" means refuse and other discarded solid materials, including waste materials resulting from domestic, industrial, municipal, commercial or agricultural activities;

(t) "storage tank" means a watertight receptacle of an approved material used to store sewage or human excrement;

(u) "storm water" means rain water or water resulting from the melting of snow or ice;

(v) "surface water" means water above the surface of land and being in a river, stream, water course, lake, creek, spring, ravine, coulee, canyon, lagoon, swamp, marsh or other body of water.

APPLICATION

3.—(1) These regulations apply within shoreland development areas.

(2) These regulations apply to:

(a) buildings and other structures erected, constructed or placed in a shoreland development area after the date upon which these regulations come into force; and

(b) extensions, enlargements and reconstructions after the date upon which these regulations come into force of existing buildings and other structures; and

(c) buildings and structures in a shoreland development area as of the date when these regulations come into force where a nuisance has been created, or ground or surface water is being or is in danger of being polluted by reason of the existence of those buildings or structures or the manner in which they are being occupied or otherwise used; and to the persons in control of those buildings and structures.

CROWN BOUND

4. The provisions of these regulations apply to the Crown in right of Saskatchewan.

SOLID WASTES

5. Solid wastes shall be disposed of in accordance with the Waste Management Regulations, 1972 and any amendments thereto or revisions thereof.

SEWAGE

6. Except where approved under The Water Management Act, 1972, no person shall dispose of sewage in a shoreland development area without prior approval of the administrative authority.

7. Sewage from every building having a plumbing system which is not connected to a public sewage works shall drain into a private sewage works which shall consist of a septic tank or other approved type of treatment or storage.

8. Where a plumbing system includes fixtures such as a toilet, bath or shower, the sewage works shall be designed to receive all sewage including kitchen, hand-basin and laundry wastes, but not roof or other storm water.

9. (1) No sewage or sewage effluent shall be discharged:

(a) into surface or ground water except with the written approval of the administrative authority; or

(b) into the subsoil;

(i) within 25 feet of a dwelling or occupied building; or

(ii) within 50 feet of a drilled well properly constructed, or 100 feet from any other well or water supply used for domestic purposes, unless otherwise approved; or

(iii) into a storm sewage works.

(2) Providing other relevant sections of these regulations are complied with, wastes from a kitchen sink or hand-basin may be discharged into the subsoil where the isolation distance between the bottom of the seepage pit and the water table is at least five feet where the soil is clay or of similar material, and 25 feet where the soil is sand or similar material.

10. Where the building sewer is within 25 feet of a water supply, the person in control of the sewer pipe shall comply with the requirements of Saskatchewan Regulation 154/71 governing plumbing and drainage, and any amendments thereto or revisions thereof with respect to the materials to be used by him for the sewer pipe.

11.—(1) The walls and floor of any tank or vault intended for the storage of sewage or human excrement shall be of watertight construction, and there shall be an isolation distance of at least 2 feet between the high water table and the bottom of a tank or vault used for the storage of sewage or human excrement.

(2) Unless otherwise approved, septic tanks, storage tanks and privy vaults shall be located at least 10 feet vertically or 50 feet horizontally from normal surface water levels.

12.—(1) A person in control of a septic tank shall comply with the requirements of Saskatchewan Regulation 154/71 governing plumbing and drainage and any amendments thereto or revisions thereof.

(2) Tanks used for the storage of sewage shall:

(a) comply with the requirements for septic tanks with respect to material and structural strength; and

(b) unless an applicable municipal bylaw otherwise provides, have a capacity of at least 1,000 gallons and be sufficiently large to accommodate at least 15 days' sewage from the premises; and

(c) be of a design acceptable to the administrative authority.

13.—(1) Where a building has no basement walls, a septic or storage tank may be installed beneath the floor of such a building provided that the portion of the tank that contains the manhole is located outside the building wall.

(2) A basement wall shall not be used as a wall of a septic tank or holding tank.

14. Septic or storage tanks shall be accessible to vehicles where commercial pumping service is provided.

15.—(1) Unless otherwise specified in these regulations, the location and type of disposal method for sewage or human excrement from various facilities shall be in accordance with the table hereto attached marked "TABLE 1".

(2) Where the administrative authority deems it necessary, the owner shall provide the means for determining the water table and the type of soil.

16. Where, for the purposes of any commercial undertaking or otherwise for developing or promoting land as a recreational area, the owner or person lawfully in possession of such land invites, encourages or permits the public to enter upon the land whether for a fee or otherwise, the owner or other person shall provide toilet facilities, garbage receptacles and scavenging to the extent and kind required by the administrative authority.

17. The owner or person in charge of a public place shall provide toilet accommodation in that place for each sex to the extent and of the kind determined by the administrative authority.

18. (1) Where a residence does not have indoor toilet facilities, the owner of such structure shall provide an outside toilet.

(2) An outside toilet shall be located, constructed, equipped and maintained to the satisfaction of the administrative authority.

(3) An outside toilet may be equipped with a:

- (i) water closet and a septic or storage tank; or
- (ii) marine-type toilet and storage tank or vault; or
- (iii) recirculating toilet and storage tank or vault; or
- (iv) privy pit, storage tank or vault.

19. A pit for an outside toilet shall be located:

- (a) at least two feet distance from the adjoining lot;
- (b) at least 25 feet distance from any dwelling or occupied building;
- (c) unless otherwise approved, not nearer than 50 feet to a drilled well, properly constructed or 100 feet from any other well or water supply used for domestic purposes; and
- (d) so that there shall be an isolation distance between the bottom of the pit and the water table of at least five feet where the soil is clay or of similar material, and 25 feet where it is sand or of similar material and in accordance with the table hereto attached marked "TABLE 1."

GENERAL REQUIREMENTS

20. Where approved, an above ground filter shall be placed on a lot having an area of at least 5,000 square feet and the isolation distance between the bottom of the filter and the ground water table shall be at least five feet where the soil is clay or of similar material and 25 feet where it is sand or of similar material and in accordance with the table hereto attached marked "TABLE 1."

21. The removal and disposal of the contents of privy vaults and storage tanks shall be carried out by or under the control of the local governing authority or park authority and shall be subject to the approval of the administrative authority.

22. Where existing provisions for the disposal of wastes in any shoreland development areas do not meet the requirements of these regulations and a nuisance is created, or ground or surface water is being or is in danger of being polluted, the local governing authority and the park authority in the case of a provincial park or regional park, shall require compliance with these regulations at a time and to the extent approved by the administrative authority.

23. (1) The person in control of waste disposal works shall maintain such works in a condition satisfactory to the administrative authority.

(2) The administrative authority shall have the right to inspect any waste disposal works at all reasonable times during the day.

24. (1) A person who infringes any of the provisions of these regulations or fails to comply therewith is guilty of an offence and liable on summary conviction to a penalty of not less than \$5 nor more than \$100.

(2) The imposition of such penalty for failure to comply with any of the provisions of these regulations shall not relieve the person in default from carrying out the work therein mentioned, but he is liable on summary conviction to a penalty of not less than \$1 nor more than \$10 for each day after the first penalty is imposed until he has complied with the provisions of these regulations.

25. These regulations come into force on the first day of April, 1976.

TABLE I PERMISSIBLE DISPOSAL METHODS

FIXTURE OR APPLIANCE	0' - 100' FROM HIGH WATER MARK							100' - 500' FROM HIGH WATER MARK							500'+ FROM HIGH WATER MARK								
	PUBLIC SEWAGE WORKS	MODIFIED PUBLIC SEWAGE WORKS	STORAGE/SEPTIC TANK	ABOVE GROUND FILTER	PRIVY VAULT	SEEPAGE PIT	PRIVY PIT	PUBLIC SEWAGE WORKS	MODIFIED PUBLIC SEWAGE WORKS	STORAGE/SEPTIC TANK	ABOVE GROUND FILTER	PRIVY VAULT	SEEPAGE PIT	PRIVY PIT	PUBLIC SEWAGE WORKS	MODIFIED PUBLIC SEWAGE WORKS	STORAGE/SEPTIC TANK	ABOVE GROUND FILTER	PRIVY VAULT	SEEPAGE PIT	PRIVY PIT		
HAND-BASIN	X	X	X	X				X	X	X	X	X				X	X	X	X	X			
KITCHEN SINK	X	X	X	X				X	X	X	X	X				X	X	X	X	X			
BATH/SHOWER	X	X	X					X	X	X						X	X	X	X				
AUT. DISHWASHER	X	X	X					X	X	X						X	X	X	X				
AUT. LAUNDRY	X	X	X					X	X	X						X	X	X	X				
WATER CLOSET	X	X	X					X	X	X						X	X	X	X				
RECIRCULATING TOILET	X	X	X					X	X	X						X	X	X	X	X			
MARINE TOILET	X	X	X					X	X	X						X	X	X	X				
PIT PRIVY			X	X				X	X	X						X	X	X	X			X	
PAIL TOILET			X	X				X	X	X						X	X	X	X				

TABLE I

SASKATCHEWAN REGULATION 55/76

THE LAND BANK ACT, 1972 — SECTION 67.

Amend the Land Bank Regulations.

Order in Council 393/76, dated March 9, 1976.

(Filed March 10, 1976.)

ORDER:

His Honour the Lieutenant Governor in Council on the recommendation of the Minister of Agriculture, pursuant to section 67 of The Land Bank Act, 1972, hereby amends the Land Bank Regulations in accordance with the schedule hereto effective March 15, 1976.
To His Honour,

THE LIEUTENANT GOVERNOR IN COUNCIL:

The undersigned has the honour to report that, pursuant to Section 67 of The Land Bank Act, 1972, the Lieutenant Governor may, for the purpose of carrying out the provisions of this Act according to their intent and of supplying any deficiency therein, make regulations as are ancillary thereto and are not inconsistent therein; and every regulation made under, and in accordance with the authority granted by this section has the force of law, and, without restricting the generality of the foregoing, the Lieutenant Governor in Council may make such regulations, not inconsistent with any other provisions of this Act:

(h) respecting the making and securing of loans to lessees and the repayment of such loans;

(i) prescribing the interest payable in respect of purchases by the Commission under this Act, in respect of loans made to lessees and in respect of any other debts due and owing to the Commission or arrears of rents;

And that Section 23, subsection (1) of The Land Bank Act, 1972, states that every loan made under section 22 shall bear interest at such rate as may be prescribed by the regulations;

And that Section 36 of The Land Bank Act, 1972, states that where a lessee is in arrears in the payment of rent to the Commission in respect of a lease or is in arrears in repayment of the principal of or interest on loans received from the Commission, interest may be charged on the amount in arrears at the rate of interest prescribed by the regulations.

The undersigned has the honour to report that it is deemed expedient that the regulations be amended.

The undersigned has the honour, therefore, to recommend that Your Honour's Order do issue making the Order shown below.

Recommended By:

EDGAR KAEDING, Minister of Agriculture.

Approved By:

EDWIN TCHORZEWSKI, A/President of Council.

ORDER:

His Honour the Lieutenant Governor in Council on the recommendation of the Minister of Agriculture, pursuant to section 67 of The Land Bank Act, 1972, hereby amends the Land Bank Regulations in accordance with the schedule hereto effective March 15, 1976.

GEORGE PORTEOUS, Lieutenant Governor.
Regina, Saskatchewan.

E. A. HEINRICH,
Clerk of the Executive Council.

SCHEDULE LB1

The Regulations made under Order in Council 1222/72 dated August 14th, 1972, as amended from time to time, are amended by adding thereto the following:

- Loans
28. (1) Loans made by the Commission shall bear interest at a rate equal to 1% above the average interest rate paid with respect to monies borrowed by the Commission during the calendar year immediately preceding the date of the loan.
- (2) Annual payments to be calculated on the basis of Ammortization.
- (3) The rate of interest charged on all outstanding loans made pursuant to subsection (1), unless the agreement between the borrower and the Commission provides otherwise, shall be recalculated every fifth year until the calculation can be made by the computer, in which case the calculation shall be annual.
- (4) The maximum term of a loan made by the Commission shall be twenty-five years.

Interest in 29. Interest in respect of arrears in the payment of rent to the Commission
 Respect of shall be at a rate equal to 4% above the Bank of Canada prime interest rate in
 Arrears effect at the time the rent became due. L-108

SASKATCHEWAN REGULATION 56/76

THE LAND SURVEYS ACT, R.S.S. 1965 — SUBSECTIONS (1) AND (2) OF SECTION 23.

(Filed March 12, 1976.)

MINISTER'S ORDER

the 8th day of March,
A.D. 1976.

ADOLPH S. MATSALLA

Minister of Tourism and Renewable
Resources
Province of Saskatchewan

In the matter of The Land Surveys Act and in the matter of Sections 25, 26, 35 and 36 in Township 30, in Range 7, West of the Third Meridian and in the matter of monuments placed on certain boundaries of the said sections 25, 26, 35 and 36 as the said boundaries are shown on plans of survey of the said Township 30, Range 7, dated at Ottawa on the 1st day of March, 1917 and at Regina on the 10th day of April, 1967, said plans being on file in the Land Titles Office for the Saskatoon Land Registration District.

Upon receipt of a Petition dated June 18, 1975 from Bertel Finnestad, Arlo Larson, and M. L. Larson, said persons being the registered owners of the lands as scheduled in the said Petition and affected by this Order.

And upon receipt of a report from the Controller of Surveys of the Department of Tourism and Renewable Resources wherein it appears that certain monuments as shown on a Plan dated March 1, 1917 and filed in the Saskatoon Land Registration District are not in the place where they should have been erected.

And upon considering the said Petition and the facts presented, I, Adolph S. Matsalla, Minister of Tourism and Renewable Resources for the Province of Saskatchewan, have deemed it expedient that the boundaries of Sections 25, 26, 35 and 36 in Township 30, Range 7, West of the Third Meridian be determined in such manner as to agree with the present occupation of the lands as far as possible and to accord with the proper survey of the said land.

Therefore: By Virtue of the powers vested in me by Subsections (1) and (2) of Section 23 of The Land Surveys Act, Chapter 120, R.S.S. 1965, I do hereby order that the East quarter posts for Sections 26 and 35 and the Northeast corner of Section 26 as established by A. I. Bereskin in 1966 pursuant to Plan dated April 10, 1967 and filed in the Saskatoon Land Registration District be accepted as the true locations of the corners involved and that all other monuments inconsistent with the said plan be removed under the direction and control of the Controller of Surveys.

A. S. MATSALLA,

Minister, Department of Tourism and Renewable Resources,
Province of Saskatchewan.

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SASKATCHEWAN REGULATION 57/76

THE FOREST ACT — SECTION 42.

(Filed March 12, 1976.)

MINISTER'S ORDER

Pursuant to the power vested in me by Section 42 of The Forest Act, I, Adolph S. Matsalla, Minister of the Department of Tourism and Renewable Resources, of the Province of Saskatchewan, do hereby order that effective 12 o'clock midnight, Saturday, March 27, 1976, and until further notice, vehicles on the following forest roads shall be restricted to 6,000 pounds gross vehicle weight:

- McBride Lake Road — from junction No. 9 Highway to junction Little Swan Road
- Ridge Road — from west boundary of Township 44, Range 1, West 2nd Meridian to junction Woody Road
- Piwei Road — from C.N.R. right-of-way in Township 41, Range 7, West 2nd Meridian to the Piwei River in Township 40, Range 5, West 2nd Meridian.
- Little Swan Road — from south boundary of Section 14, Township 38, Range 5, West 2nd Meridian to junction No. 9 Highway
- Woody Road — from south boundary of Township 38, Range 30, West 1st Meridian to north boundary of Section 20, Township 44, Range 30, West 1st Meridian.

ADOLPH S. MATSALLA,

Minister of Tourism and Renewable Resources.

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REGINA, SASKATCHEWAN:
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