



# The Saskatchewan Gazette

PUBLISHED WEEKLY BY AUTHORITY OF THE QUEEN'S PRINTER/PUBLIÉE CHAQUE SEMAINE SOUS L'AUTORITÉ DE L'IMPRIMEUR DE LA REINE

## PART II/PARTIE II

Volume 118

REGINA, FRIDAY, MAY 27, 2022/REGINA, vendredi 27 mai 2022

No. 21/n° 21

## PART II/PARTIE II

### REVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS RÉVISÉS DE LA SASKATCHEWAN

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**CHAPTER P-26.2 REG 3***The Private Vocational Schools Regulation Act, 1995*

## Section 29

Order in Council 227/2022, dated May 19, 2022

(Filed May 19, 2022)

## PART 1

**Preliminary Matters****Title**

**1-1** These regulations may be cited as *The Private Vocational Schools Regulations, 2022*.

**Definitions and interpretation**

**1-2(1)** In these regulations:

**“Act”** means *The Private Vocational Schools Regulation Act, 1995*;

**“advertisement”** includes:

- (a) a catalogue, sales circular or other printed advertisement;
- (b) a radio or television advertisement;
- (c) an online or mobile application advertisement, including a social media advertisement; and
- (d) any other advertisement or promotion of a private vocational school or of a course or program offered by a private vocational school;

**“annual tuition revenue”** means the total of all tuition fees earned by a private vocational school during the school’s most recently completed reporting year;

**“applicant”** means a person who applies for, or on whose behalf an agent applies for, the issuance or renewal of a certificate of registration with respect to a private vocational school;

**“approved”** means approved by the minister;

**“authorized issuer or guarantor”** means:

- (a) Canada, Saskatchewan or another province or territory of Canada;
- (b) an agency of the Government of Canada or of a province or territory of Canada;
- (c) a municipality in Canada; or
- (d) a bank, credit union or other financial institution that is supervised or examined by a governmental authority in Canada;

**“course”** means a distinct unit of instruction that forms part of a program;

**“Crown”** means the Crown in right of Saskatchewan;

**“Form”** means a Form set out in Part 2 of the Appendix;

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

**“National Occupation Classification”** means the National Occupational Classification developed and published by the Government of Canada, as amended from time to time;

**“private vocational school year”** means the period commencing on July 1 in one year and ending on June 30 of the following year;

**“program”** means a series of courses that leads to employment in a vocation and that:

- (a) comprises more than 50 hours of instruction; and
- (b) imposes a tuition fee of more than \$1,000;

**“reporting year”** means the period commencing on July 1 in one year and ending on June 30 of the following year;

**“sponsor”** means the person or organization that funds a course or program offered at a school;

**“Table”** means a Table set out in Part 1 of the Appendix;

**“tuition fee”** means the fee that a private vocational school charges to a student who registers for a course or program.

(2) For the purposes of clause 2(k) of the Act and in these regulations, **“vocation”** means an occupation included in the National Occupational Classification but does not include the occupations listed in Table 2.

(3) For the purposes of subclause 4(2)(c)(iii) of the Act, **“is not likely to be insolvent”** means that the applicant is not likely to be insolvent at the time the applicant’s certificate of registration is issued or renewed.

(4) For the purposes of clause 15(g) of the Act, **“is likely to become an insolvent operator”** means that the operator is likely to become insolvent within 1 week after the date on which the minister considers suspending or cancelling the operator’s certificate of registration.

**Exempt schools, institutions**

**1-3(1)** For the purposes of subclause 2(h)(viii) of the Act, a school or an institution is exempt from the application of the Act and these regulations if that school or institution:

- (a) does not have a physical presence in Saskatchewan;
- (b) is an educational institution located outside of Saskatchewan and provides distance or online education to Saskatchewan residents;
- (c) only delivers online, correspondence or home study courses or programs; or
- (d) delivers courses or programs that are entirely funded by a sponsor.

(2) The exemption mentioned in clause (1)(c) does not apply to a private vocational school that offers courses or programs solely online as a temporary measure during a public emergency period.

(3) In subsection (2), “**public emergency period**” means the period during which an emergency declaration ordered pursuant to *The Emergency Planning Act*, or an order of the chief medical health officer pursuant to *The Public Health Act, 1994* respecting quarantines, travel restrictions or other forms of isolation, is in force.

(4) For the purposes of clause (1)(a), evidence of physical presence in Saskatchewan may include:

- (a) a head office in Saskatchewan;
- (b) a postal address, telephone number or fax number in Saskatchewan;
- (c) the occupancy of real property in Saskatchewan for the purpose of providing vocational training courses or programs; or
- (d) the employment of or contracting with:
  - (i) an agent, manager or other person in Saskatchewan who provides vocational training courses or programs in Saskatchewan; or
  - (ii) an employee, contractor or other organization that provides vocational training courses or programs in Saskatchewan.

#### Forms

**1-4** The following Forms are prescribed for the purposes of the Act and these regulations:

- (a) Form A is prescribed as the Expression of Interest Form required to begin the process of registering a private vocational school in Saskatchewan;
- (b) Form B is prescribed as the application form for the renewal of a certificate of registration of a private vocational school.

#### Expiry of certificate

**1-5** A certificate of registration expires on June 30 following the date of its issue or renewal, unless it is:

- (a) renewed before that date in accordance with section 1-6; or
- (b) suspended or cancelled pursuant to the Act.

#### Deadline to renew

**1-6** Every application to renew a certificate of registration must be received by the minister on or before the June 1 preceding the private vocational school year for which the renewal is sought.

## PART 2

### Application for Issuance or Renewal of Certificate of Registration

#### Application for issuance or renewal of certificate

**2-1(1)** Every applicant for the issuance of a certificate of registration of a private vocational school shall provide information satisfactory to the minister respecting the following matters concerning the school:

- (a) the proposed course or program name;

- (b) the proposed requirements students must meet to be enrolled;
  - (c) the proposed method of enrolling students;
  - (d) the proposed curriculum for courses or programs;
  - (e) the proposed standards and methods of instruction;
  - (f) the proposed duration of each course or program;
  - (g) the proposed maximum number of students to be enrolled in each course or program;
  - (h) the proposed maximum number of students per instructor;
  - (i) the proposed registration fee, maximum tuition fee and any other fees to be charged and the proposed basis on which the fees will be calculated;
  - (j) the proposed learning resources such as textbooks, instructional materials or equipment that students will be required to use;
  - (k) the proposed fees or charges the school will impose for the items mentioned in clause (i) and the proposed basis on which the fees or charges will be calculated;
  - (l) for online courses or programs, any information that the minister considers necessary that is not provided pursuant to the other provisions of this subsection;
  - (m) the proposed criteria to be used to evaluate successful completion of each course or program;
  - (n) any program reviews, as mentioned in section 2-3, by stakeholders for each proposed program;
  - (o) the program performance information mentioned in section 2-2;
  - (p) a business plan that identifies operational projections;
  - (q) a copy of the articles of incorporation, certificate of registration and any annual certificates issued by the Director of Corporations with respect to the school and the operator of the school;
  - (r) any other information that the minister may reasonably require.
- (2) Every applicant for the renewal of a certificate of registration of a private vocational school shall provide the minister with any changes in or additions to the information provided pursuant to subsection (1) since the issuance or last renewal of the certificate of registration.

**Program performance**

**2-2(1)** Every applicant pursuant to subsection 2-1(1) shall provide evidence satisfactory to the minister that, with respect to each proposed program or course, the applicant is likely to meet or is meeting the performance standards recognized by the minister for that program, including the following:

- (a) program graduation results;
- (b) maintenance by the applicant of all accreditation, regulatory, occupational and industry standards or requirements for the program;

- (c) current labour market information with respect to each program or course offered by the applicant;
  - (d) the completion and results of any program reviews required pursuant to section 2-3;
  - (e) employment of program graduates in the relevant vocation;
  - (f) student satisfaction levels with respect to the school, program, and instruction of the program;
  - (g) if the applicant is or was previously operating a private vocational school in a jurisdiction other than Saskatchewan, evidence from the regulator or equivalent in that jurisdiction that the applicant has been and continues to be compliant with that jurisdiction's regulatory requirements;
  - (h) any other information that the minister may reasonably require.
- (2) Every applicant for the renewal of a certificate of registration of a private vocational school shall provide the minister with any changes in or additions to the information provided pursuant to subsection (1) since the issuance or last renewal of the certificate of registration.

**Program review**

**2-3(1)** On receipt of an application for the issuance or renewal of a certificate of registration of a private vocational school and at any other time the minister considers appropriate, the minister may:

- (a) require a program review to be carried out by the ministry;
  - (b) require a program review to be carried out by a relevant employer or hiring manager, industry association, accreditor, regulator or other independent person or body that the minister considers appropriate; or
  - (c) require an expert third party review by any organization or person the minister considers appropriate.
- (2) The applicant or operator, as the case may be, is responsible for all costs associated with a review carried out pursuant to clause (1)(b) or (c).

**Registration fee**

**2-4(1)** Every applicant for the issuance of a certificate of registration shall submit the following registration fees with the application:

- (a) \$400 for the private vocational school and the first program offered;
  - (b) \$400 for each additional program.
- (2) Every applicant for the renewal of a certificate of registration shall submit the following registration fees with the application:
- (a) \$300 for the private vocational school and the first program offered; and
  - (b) \$75 for each additional program offered.
- (3) If an operator intends to make changes to any of its programs, the operator shall:
- (a) identify the proposed program changes prior to renewal of a certificate of registration; and

(b) if the minister considers it appropriate to conduct further review of proposed program changes, submit a fee of \$100 to the minister in addition to the registration fees to be submitted with an application pursuant to subsection (2).

(4) Any fees paid pursuant to this section are non-refundable.

**Training completion plan**

**2-5(1)** For the purposes of clause 4(2)(b) of the Act, an applicant for the issuance of a certificate of registration as a private vocational school shall have a training completion plan for each course or program the applicant proposes to offer.

(2) A training completion plan mentioned in subsection (1) must contain the following items:

(a) a description of the course or program content, and the learning materials such as textbooks, instructional materials or equipment to be used in the course or program;

(b) a description of whether and to what extent the course or program is compatible with a similar course or program offered by a post-secondary institution that is recognized by the minister;

(c) a plan satisfactory to the minister that explains how, if the course or program is discontinued for any reason before students have completed the course or program, students will be:

(i) compensated for the discontinuation of the course or program; or

(ii) able to complete the course or program with a post-secondary educational institution that is recognized by the minister.

(3) After an application for the issuance of a certificate of registration of a private vocational school is approved, the operator shall maintain, as part of the training completion plan, the following information for each student enrolled in an approved course or program:

(a) full name;

(b) gender;

(c) date of birth;

(d) residential address and permanent address;

(e) residential telephone number and permanent telephone number;

(f) email address;

(g) educational history before enrolment in the course or program;

(h) status in the course or program at any given time.

(4) As part of the training completion plan, every operator shall record any change in the information to be maintained pursuant to subsection (3).

(5) Every operator shall make all of the school's training completion plan available for inspection by the minister.



### PART 3 Security Requirements

#### Security requirements

**3-1(1)** Every operator shall give security for the due performance by the private vocational school of its student contracts.

- (2) Subject to section 3-2, the security given pursuant to subsection (1) must be:
- (a) in the form of a note, bond, debenture or other evidence of indebtedness issued or guaranteed by an authorized issuer or guarantor; and
  - (b) made payable to the Crown.
- (3) Subject to section 3-2, the following rules apply with respect to any security given pursuant to subsection (1):
- (a) while the certificate of registration is in effect, the authorized issuer or guarantor is not entitled to cancel the security before it expires unless:
    - (i) the authorized issuer or guarantor gives at least 30 days' written notice to the minister and to the operator that the authorized issuer or guarantor intends to cancel the security; and
    - (ii) the minister gives the authorized issuer or guarantor written permission to do so, specifying the date on or after which the security may be cancelled;
  - (b) the amount of the security becomes payable to the Crown on the written direction of the minister;
  - (c) the minister may give the written direction mentioned in clause (b) while the security is in effect or within 1 year after the security expires or is cancelled.
- (4) The amount of security required is the amount listed in column 2 of Table 1 for the applicable private vocational school year based on the annual tuition revenue of the private vocational school listed in column 1 of Table 1.

#### Other security

**3-2(1)** If a private vocational school satisfies the minister that it is not able to obtain the full amount of security required pursuant to section 3-1 in the form required pursuant to that section, the minister may allow the private vocational school to give the balance of the security required:

- (a) through the establishment and maintenance of a trust fund, in accordance with a trust agreement satisfactory to the minister;
  - (b) in the form of an irrevocable letter of credit; or
  - (c) in any other form satisfactory to the minister.
- (2) The following rules apply with respect to any trust fund established pursuant to clause (1)(a):
- (a) the trust fund must be maintained in Saskatchewan at a bank, an authorized foreign bank within the meaning of section 2 of the *Bank Act (Canada)*, a credit union, a loan corporation or a trust corporation, both as defined in *The Trust and Loan Corporations Act, 1997*;
  - (b) the trustee of the trust fund must be the bank, credit union, loan corporation or trust corporation, as the case may be;
  - (c) the beneficiary of the trust fund is the Crown;

- (d) all payments by the trustee out of the trust fund shall be deposited by the Crown into the training completions fund to be distributed by the minister to students of the private vocational school in accordance with sections 3-6 and 3-7.

**Security to remain in force**

**3-3** Every operator shall:

- (a) ensure that the security required with respect to an approved course or program remains in force for as long as there are students registered in the course or program;
- (b) annually, and when otherwise requested by the minister, provide proof satisfactory to the minister that security is being maintained in accordance with these regulations; and
- (c) at the request of the minister, provide any information or documents to verify the calculation of security required pursuant to subsection 3-1(4).

**Additional security**

**3-4(1)** Notwithstanding any other provision of these regulations, if the minister believes that the security provided by an operator is insufficient, the minister may require the operator to provide additional security or to change the form of security or the issuer or guarantor of the security.

(2) The operator shall comply with any additional requirements imposed by the minister pursuant to subsection (1) and shall provide the minister with proof of compliance satisfactory to the minister.

**Forfeiture of security**

**3-5(1)** On the direction of the minister, the security provided by a private vocational school in accordance with these regulations is forfeited and is to be paid to the Crown, for deposit into the training completions fund, if the private vocational school:

- (a) is unable to continue providing the course or program for which a student has signed a contract or is unable to meet its other obligations as specified in any terms and conditions attached to the certificate of registration;
- (b) is convicted of an offence pursuant to the Act;
- (c) is convicted of an offence pursuant to the Criminal Code involving fraud or theft, or an offence pursuant to the Criminal Code of conspiracy to commit an offence involving fraud or theft, and the conviction has become final;
- (d) is unable or refuses to refund applicable fees to a student or students;
- (e) does not comply with provisions set out in these regulations requiring evidence that the security is being maintained in accordance with these regulations, either annually or on request from the minister;
- (f) is undergoing proceedings to wind up the school; or
- (g) is the subject of proceedings pursuant to the *Bankruptcy and Insolvency Act* (Canada), including a consumer proposal within the meaning of that Act.

(2) For the purposes of clause 18(2)(a) of the Act, with respect to the training completions fund, **“moneys that operators are directed by the regulations to provide”** to the training completions fund includes the amount of any security forfeited to the Crown by a private vocational school and deposited into the fund in accordance with these regulations.

**Claim for payment**

**3-6(1)** If the security maintained by a private vocational school has been forfeited pursuant to section 3-5, an individual who is or was a student in a course or program at the school may apply in writing to the minister for a payment from the forfeited security within 1 year after the date of the forfeiture.

(2) The amount that an individual may claim against the forfeited security is the amount of the refund of the tuition fee for a course or program that is due by the private vocational school to the individual, as verified by the minister.

**Payment of claims**

**3-7(1)** If the minister is satisfied that a claim made pursuant to section 3-6 is valid, the minister shall pay the claim in accordance with this section.

(2) If the amount of the forfeited security is sufficient to satisfy all claims against the security made within 1 year after the date of forfeiture, the minister shall pay the full amount of each claim.

(3) If the amount of the forfeited security is not sufficient to satisfy all claims against the security made within 1 year after the date of forfeiture, the minister shall make proportionate payments with respect to each claim.

(4) If the amount of the forfeited security exceeds the amount required to satisfy all claims against the security made within 1 year after the date of forfeiture, the minister shall pay the excess amount to the authorized issuer or guarantor.

(5) If a student's tuition fee for a course or program was paid by a third party, the minister may pay any refund of the tuition fee directly to the third party if the minister considers it appropriate to do so.

**PART 4****Training Completions Fund****Deposit to fund**

**4-1** The payments to be made by operators pursuant to this Part are for deposit into the training completions fund pursuant to clause 18(2)(a) of the Act.

**Payment on issuance of initial certificate**

**4-2(1)** Every operator who is applying for the issuance of an initial certificate of registration shall provide the minister with a payment equal to the greater of:

- (a) 1% of projected tuition revenue for the school's first year of operation; and
- (b) \$2,000.

(2) The payment required by subsection (1) must be paid before the issuance of an initial certificate of registration.

**Payment on renewal of certificate**

**4-3(1)** Subject to subsection (2), every operator who is applying for the renewal of a certificate of registration shall provide the minister with an annual payment equal to:

- (a) if the school has been in operation for more than 5 years and is in compliance with the Act and these regulations, 0.75% of the school's annual tuition revenue for the applicable private vocational school year; or
- (b) in all other cases, 1.0% of the school's annual tuition revenue for the applicable private vocational school year.

(2) The minimum annual payment to be paid to the minister pursuant to subsection (1) is \$500.

**Surcharge**

**4-4(1)** Subject to subsection (2), in addition to the payment required pursuant to section 4-3, if a payment has been made from the fund pursuant to section 3-7, every operator shall, for the reporting year after the reporting year in which the payment was made from the fund, provide the minister with a surcharge fee equal to 0.25% of the school's annual tuition revenue.

(2) If the minister considers it appropriate to do so, the minister may waive the surcharge fee mentioned in subsection (1).

**Time of payment**

**4-5** The payments required pursuant to sections 4-3 and 4-4 must be paid:

- (a) before the renewal of a certificate of registration; or
- (b) with the prior written consent of the minister, in quarterly instalments at those times consented to by the minister.

## PART 5 Student Matters

**Student Contract**

**5-1(1)** Every operator shall ensure that every student has a fully executed copy of the student's contract.

(2) The term of a student contract may not exceed 18 months.

**Student registration fees**

**5-2(1)** An operator of a private vocational school may charge a student a registration fee only if:

- (a) the registration fee is stipulated in the student contract; and
- (b) the registration fee does not exceed \$250 or 10% of the tuition fee payable pursuant to the student contract, whichever is less.

(2) Subject to subsection 5-3(1), all registration fees paid pursuant to this section are non-refundable.

(3) Other than a registration fee imposed pursuant to this section, a student is not required to pay any amount with respect to a course or program more than 3 months before the date on which the course or program is to commence.

**Refund of student fees**

**5-3(1)** An operator shall immediately refund to a student all amounts paid to the operator pursuant to the student contract if any of the following circumstances occurs:

- (a) at the time the student contract was entered into, the operator did not have a certificate of registration;
- (b) the course or program contracted for was not approved pursuant to the Act and these regulations;
- (c) the operator or the operator's employees made a false or misleading statement regarding the course or program contracted for, or the nature of the student contract, that induced the student to enter into the student contract.

(2) If an operator fails to fully deliver a course or program contracted for, the minister may require the operator to:

- (a) refund any unearned tuition fee to the student; or
- (b) make up the deficiency in the course or program.

(3) Nothing in this section is to be construed as abrogating or limiting in any way the rights and remedies that a student otherwise has at law with respect to a breach by an operator of a student contract with that student.

**Refunds and retaining fees and other payments**

**5-4(1)** If a student commences a course or program contracted for and provides written notice to an operator that the student intends to discontinue taking the course or program, the operator may retain the applicable proportion, in accordance with subsection (2), of the tuition fee payable for the course or program.

(2) If, at the time notice is given:

- (a) 20% or less of the hours of instruction for the course or program have been delivered, the operator may retain 25% of the tuition fee payable;
- (b) more than 20% but 50% or less of the hours of instruction for the course or program have been delivered, the operator may retain 60% of the tuition fee payable; or
- (c) more than 50% of the hours of instruction for the course or program have been delivered, the operator may retain 100% of the tuition fee payable.

(3) If a student is absent from a course or program for 21 consecutive calendar days:

- (a) the student is deemed to have discontinued the course or program; and
- (b) the operator shall immediately provide written notice to the student that the operator will retain the applicable proportion, in accordance with subsection (5), of the tuition fee payable for the course or program.

(4) The operator shall send the written notice mentioned in subsection (3) by ordinary mail, courier or hand delivery addressed to the most recent permanent address that the student has provided to the operator.

(5) If, on the 21<sup>st</sup> consecutive calendar day that a student has been absent from a course or program:

- (a) 20% or less of the hours of instruction for the course or program have been delivered, the operator may retain 25% of the tuition fee payable;
- (b) more than 20% but 50% or less of the hours of instruction for the course or program have been delivered, the operator may retain 60% of the tuition fee payable; or
- (c) more than 50% of the hours of instruction for the course or program have been delivered, the operator may retain 100% of the tuition fee payable.

(6) If part of a tuition fee is retained by an operator:

- (a) pursuant to subsections (1) and (2), the operator, within 30 days after the notice mentioned in subsection (1) is given, shall refund the balance of the tuition fee, if any, to the student who paid the tuition fee; or

(b) pursuant to subsections (3) and (5), the operator, within 30 days after the notice mentioned in subsection (4) is given, shall refund the balance of the tuition fee, if any, to the student who paid the tuition fee.

(7) A written notice sent by ordinary mail pursuant to subsection (4) is deemed to have been received by the student on the 10<sup>th</sup> day after it was mailed, unless the student establishes that, through no fault of the student's own, the notice was received at a later date.

(8) If a student has paid for but not received any texts, books or other instructional material or equipment on the day the operator becomes eligible to retain part of the student's tuition fee pursuant to this section, the operator shall refund to the student the moneys the student has paid for those texts, books and other instructional material and equipment.

**Power to cancel student contract**

**5-5(1)** A student in a private vocational school may cancel the student's contract up to the day before the commencement of the course or program.

(2) If a student cancels the student's contract pursuant to subsection (1), the operator shall refund to the student:

- (a) all tuition fees paid by the student pursuant to the student contract; and
- (b) any moneys that the student has paid for learning materials such as textbooks, instructional materials and equipment that the student has not received.

**Internal dispute mechanism**

**5-6(1)** Every operator shall establish an internal dispute mechanism plan that complies with subsection (2) and provide a copy of the plan to the minister.

(2) Every internal dispute mechanism plan must identify the following:

- (a) the procedures respecting making and receiving complaints;
- (b) the officer or employee of the private vocational school to whom complaints shall be given;
- (c) the process to be followed when a complaint is received;
- (d) the manner in which each complaint, and the resolution of the complaint, are to be recorded;
- (e) the period within which the school will provide the student with its decision and rationale in writing after the school receives the student complaint;
- (f) a statement that encourages a student to have another person present during interactions with the school;
- (g) a statement describing the student's right to contact the ministry to seek further resolution.

(3) Every operator shall:

- (a) maintain a record of all complaints received and the resolution of those complaints; and
- (b) make that record available to the minister for inspection, at the request of the minister.

**Mediation**

**5-7(1)** Any mediation pursuant to section 14 of the Act with respect to a private vocational school is to be conducted according to this section.

(2) A student of a private vocational school who wishes to have a dispute mediated must give written notice of that fact to:

- (a) the minister; and
- (b) the operator.

(3) The written notice mentioned in subsection (2) must set out the issues that the student wishes to have mediated.

(4) If the minister appoints a mediator, the mediator shall endeavour to assist the parties to settle the issues that are the subject of the mediation.

(5) Evidence arising from anything said, evidence of anything said, or evidence of an admission or communication made in the course of mediation pursuant to this section is not admissible in any action or proceeding, except with the consent of the mediator, the student and the operator of the private vocational school.

**Certificates and diplomas**

**5-8(1)** No operator shall issue a certificate or diploma to a student without obtaining the prior written approval of the minister with respect to the form and content of the certificate or diploma.

(2) If a student has successfully completed a course or program and has paid all fees required to be paid to the operator, the operator shall immediately issue to that student:

- (a) any approved certificate or diploma pursuant to subsection (1); and
- (b) the student's transcript of marks evidencing the student's successful completion of the course or program.

**PART 6****Reports and Records****Annual reports**

**6-1(1)** On a date determined by the minister, every operator shall prepare and submit to the minister an annual report of the private vocational school's operation for the previous reporting year.

(2) The report submitted pursuant to subsection (1) must contain the following information with respect to each student enrolled in a course or program for the previous reporting year:

- (a) the student's:
  - (i) full name;
  - (ii) gender;
  - (iii) date of birth;
  - (iv) permanent address;
  - (v) telephone number; and
  - (vi) email address;

- (b) the courses or programs enrolled in;
  - (c) the enrolment date for each course or program;
  - (d) the completion or discontinuance date for each course or program;
  - (e) the academic or equivalent qualifications of the student at the time of enrolment for each course or program;
  - (f) any other information required by the minister.
- (3) In addition to the information mentioned in subsection (2), the report submitted pursuant to subsection (1) is to contain information respecting the number of students in the course or program who fall into the following categories:
- (a) students who have completed, have withdrawn or have been discontinued from the course or program and have not received a diploma or certificate;
  - (b) students who have completed the course or program and have received a diploma or certificate;
  - (c) students who have completed the course or program and who are employed in a vocation related to the course or program.
- (4) Every operator of a private vocational school shall provide to the minister:
- (a) within 120 days after the end of the school's fiscal year, a copy of the school's financial statements for the previous fiscal year; and
  - (b) any other information, in a form satisfactory to the minister, that the minister may request.

**Record of student services**

**6-2** Every operator shall maintain a record of services performed by students for the public as part of the students' vocational training and make a copy of those records available to the minister at the request of the minister.

**Retention of student records**

**6-3(1)** Every operator shall keep, with respect to each student, a file of all of the student's exams and assignments for at least 2 years after the student has completed the student's course or program or has left the course or program.

(2) Every operator shall keep, with respect to each student, a file that contains the student's transcript, diploma, and certificate for at least 25 years after the student has completed or left the program.

(3) If an operator's certificate of registration expires and is not renewed, if an operator ceases to operate or if an operator's certificate of registration is cancelled, the operator shall immediately send to the minister:

- (a) all files and other records held by the operator relating to present and former students; and
- (b) any other information that the minister may request.

**Instructors and examiners**

**6-4(1)** Every operator shall ensure that each instructor and examiner employed in a course or program offered by the school is approved and:

- (a) possesses a degree from a university recognized by the minister in an area of study directly related to the vocation to be taught and has at least 12 consecutive months of occupational experience in that vocation;



- (b) is a graduate of an educational institution recognized by the minister in an area directly related to the vocation to be taught and has at least 12 consecutive months of occupational experience in that vocation; or
  - (c) has at least 3 years of occupational experience in the vocation to be taught.
- (2) The minister shall approve the employment of an instructor if the instructor meets all of the qualifications required of persons instructing in the course or program of instruction by any of the following:
  - (a) an Act or a regulation;
  - (b) an Act of the Parliament of Canada or a regulation made pursuant to an Act of the Parliament of Canada;
  - (c) the bylaws of a professional association or professional regulatory body, accrediting body or other association related to the course or program of instruction.
- (3) The minister may approve the employment of an instructor who does not have the qualifications described in subsection (1) if the minister is satisfied that the person is otherwise qualified to instruct in the vocation to be taught.
- (4) No operator shall employ any person to be an instructor of a course or program who does not have the qualifications or experience set out in subsection (1) without obtaining the prior written approval of the minister pursuant to subsection (2).
- (5) With respect to each instructor employed by the private vocational school, every operator shall provide the minister with the following information:
  - (a) the instructor's:
    - (i) full name;
    - (ii) address;
    - (iii) telephone number; and
    - (iv) email address;
  - (b) the instructor's academic and experiential qualifications, including the name of the educational institution that the instructor attended and the dates of that attendance;
  - (c) the name and description of all courses or programs to be taught by the instructor and any additional duties the instructor may have at the school;
  - (d) whether the instructor teaches full time or part time;
  - (e) at least 3 employment references.
- (6) The minister may require an operator to provide verification, to the satisfaction of the minister, of the information provided pursuant to clause (5)(b).
- (7) Every operator shall immediately notify the minister:
  - (a) when an instructor:
    - (i) ceases to teach at the school; or
    - (ii) ceases to teach a particular courses or program; or
  - (b) when the information provided pursuant to subsection (5) changes in any way.

**Premises**

**6-5(1)** No operator shall provide any course or program unless the premises in which the course or program is to be offered have been approved.

(2) Every operator shall ensure that the premises, equipment and other facilities used to provide the course or program, and the manner of using the premises, equipment and other facilities, comply with all applicable building, fire, health, sanitary and safety laws.

(3) Every operator shall provide the minister with evidence that is satisfactory to the minister of compliance with the laws mentioned in subsection (2).

**PART 7**  
**Other matters**

**Advertising**

**7-1(1)** No operator shall publish or cause to be published any advertisement relating to the private vocational school that:

- (a) may tend to mislead the public; or
- (b) subject to section 7-3, refers to the prices charged by the school for work performed by its students.

(2) Subject to subsection (3), no operator shall publish or cause to be published any advertisement relating to the school that states that the Government of Saskatchewan, the minister, the ministry or any official of the ministry has approved:

- (a) the school; or
- (b) any course or program offered by the school.

(3) If an operator has a certificate of registration, an advertisement relating to the school may state that fact.

(4) Every operator who publishes or causes to be published any advertisement relating to the school shall ensure that the advertisement clearly sets out the name of the school to which the advertisement relates.

(5) The minister may, after giving the operator an opportunity to be heard:

- (a) prohibit the publication of any advertisement relating to the school; or
- (b) require that deletions or changes be made to any advertisement relating to the school published by the operator.

**Prohibited representations**

**7-2** No operator shall:

- (a) guarantee, orally or in writing, an employment position to any student or prospective student;
- (b) make a false or misleading oral or written statement with respect to the earnings of any person who has completed a course or program at the school; or

(c) make a false or misleading statement in an oral or written communication made to any person or persons with the intent to recruit prospective students with respect to, but not limited to:

- (i) a course or program;
- (ii) the terms of a student contract;
- (iii) the needs of the relevant labour market;
- (iv) the expected employment attainment or earnings; or
- (v) any approvals or accreditations obtained for the course or program.

**Price schedule for public services**

**7-3** Every operator whose school offers services to the public shall prepare a price schedule for the services and post that price schedule in a prominent place at the school where members of the public are able to see it.

**PART 8**

**Repeal and Coming into Force**

**RRS c P-26.2 Reg 2 repealed**

**8-1** *The Private Vocational Schools Regulations, 2014* are repealed.

**Coming into force**

**8-2** These regulations come into force on the day on which they are filed with the Registrar of Regulations.

**Appendix****PART 1****Tables****TABLE 1***[Subsection 3-1(4)]***Private vocational schools – Amount of Security Required**

<b>Annual Tuition Revenue</b>	<b>Amount of Security Required for applicable private vocational school year</b>
\$100,000 or less	\$10,000
\$100,001 - \$200,000	\$20,000
\$200,001 - \$300,000	\$30,000
\$300,001 - \$400,000	\$40,000
\$400,001 - \$500,000	\$50,000
\$500,001 - \$600,000	\$60,000
\$600,001 - \$700,000	\$70,000
\$700,001 or more	\$75,000

TABLE 2  
[Subsection 1-2(2)]

**Occupations excluded from the definition of “vocation”**

<b>National Occupational Classification Numeric Code</b>	<b>Title</b>
31303	Physicians, midwives, and allied health professionals
32101	Licensed practical nurses
32200	Traditional Chinese medicine practitioners and acupuncturists
32209	Other practitioners of natural healing, except manual osteopathy
41302	Religious leaders
42204	Religion workers
55109	Other performers
65229	Other support occupations in personal service
72600	Air pilots, flight engineers and flying instructors

PART 2  
**Forms**  
FORM A

## Expression of Interest Form

### *Private Vocational School*

#### Primary Applicant Information

Full Name:   
Mailing Address:   
Daytime Telephone:  Other Telephone:   
Email:

#### Proposed School Information

Proposed School Name:   
Address:   
Other School Location(s):   
Proposed Principal/Manager in Saskatchewan:   
The proposed school is licensed in another Canadian jurisdiction: ☐ Yes ☐ No  
List location(s):

#### Program Information

Please list the name of each program you wish to offer.

Program 1:   
Program 2:   
Program 3:   
Program 4:   
Program 5:

**Each Program you listed above:**

- ☐ comprises more than 50 hours of instruction;  
☐ imposes a tuition fee of more than \$1,000; and  
☐ relates to a vocation with a National Occupation Classification (NOC) Code.

**Additional Information:**

## Labour Market Relevance

Provide labour market information to validate the demand for graduates of your proposed program(s):

Are other schools/institutions in Saskatchewan offering the same or similar programs to the proposed program(s) in this application? ☐ Yes ☐ No

If yes, please explain how the program(s) proposed in this application differ from those currently being delivered:

## Declaration

I certify that the information provided in this application, and in all other communications relating to this application, is correct.

Applicant's name :

Applicant's signature:

Date:

Once you complete and sign the form, please email it to \_\_\_\_\_ .  
(ministry contact information)

Once the ministry has reviewed the Expression of Interest Form, a ministry Official will be in touch with you to advise of next steps in the application process.

## FORM B

# Application for Renewal of Certificate of Registration *Private Vocational School*

Academic Year: July 1, 20  to June 30, 20

Registered School Name:

How many registered programs will be renewed?

List all programs you will renew for this academic year:

1-	
2-	
3-	
4-	
5-	
6-	
7-	
8-	
9-	
10-	
11-	
12-	
13-	
14-	
15-	

*(If you have more than 15 programs to be renewed, please attach a list of them to this form).*

## Registration Renewal Fee

- Renewal of registration for a school and one program \$ 300
- Renewal of additional programs \_\_\_\_\_ × \$75 each = \$ \_\_\_\_\_
- Other fees: \_\_\_\_\_ \$ \_\_\_\_\_

Total Registration Fee Due \$ \_\_\_\_\_  
Registration fees paid are not refundable



**Declaration****I declare that:**

- ☐ The operator will comply with all requirements for a private vocational school as prescribed in *The Private Vocational Schools Regulation Act, 1995* and *The Private Vocational Schools Regulations, 2022*.
- ☐ The operator will submit financial statements within 120 days after the school's year end;
- ☐ The operator is not insolvent and is not likely to be insolvent;
- ☐ The operator has financial security in place as prescribed in the Regulations;
- ☐ The operator understands that the applicable Training Completions Fund contribution must be paid before the renewal of a certificate of registration;
- ☐ The operator will employ only approved instructors in accordance with the Regulations;
- ☐ The operator will offer approved courses or programs in accordance with the Regulations;
- ☐ The operator will maintain student records in accordance with the Regulations;
- ☐ The operator will submit student statistics in accordance with the Regulations; and,
- ☐ The information provided in this application, and in all other communications relating to this application, is correct.

Applicant's name :

Applicant's signature:  Date:

Once you complete and sign the form, please email it to \_\_\_\_\_ .  
(ministry contact information)

Your existing Certificate of Registration expires on June 30. If any information contained in or attached to this form is incomplete as of the June 1 submission deadline, registration for the next school year (beginning July 1) and the issuance of a new Certificate of Registration may be delayed or denied until all information is complete and the school is in compliance with the *The Private Vocational Schools Regulation Act, 1995* and its regulations.

**SASKATCHEWAN REGULATIONS 38/2022***The Provincial Sales Tax Act*

## Section 44

Order in Council 225/2022, dated May 19, 2022

(Filed May 19, 2022)

**Title**

**1** These regulations may be cited as *The Provincial Sales Tax Amendment Regulations, 2022*.

**RRS c E-3 Reg 1 amended**

**2** *The Provincial Sales Tax Regulations* are amended in the manner set forth in these regulations.

**Section 2 amended****3 Clause 2(1)(g) is amended:**

(a) **by striking out** “section 5 or 5.3” **and substituting** “section 5, 5.3 or 5.9”; **and**

(b) **by striking out** “section 5, 5.3 or 5.9” **and substituting** “section 5, 5.3, 5.9 or 5.91”.

**Section 3 amended****4(1) Subsection 3(3) is repealed and the following substituted:**

“(3) For the purposes of the Act and these regulations, ‘**credit reporting, credit rating or collection services**’ means services that are provided for any or all of the following purposes:

- (a) assessing or advising on the creditworthiness of a person or that person’s ability to pay his, her or its debts;
- (b) providing and distributing credit ratings;
- (c) collecting or obtaining payment of an outstanding debt or other monetary liability or obligation of a person that is in arrears;

and includes services provided by a person licensed pursuant to *The Credit Reporting Act* or *The Collection Agents Act*, or regulated by National Instrument 25-101 as adopted pursuant to *The Securities Commission (Adoption of National Instruments) Regulations*, but does not include any of the services mentioned in this subsection when those services are provided by a person to that person’s employer in the course of employment”.

**(2) Clause 3(7.1)(o) is repealed and the following substituted:**

“(o) the following services performed on-farm, if the farmer or primary producer pays or agrees to pay the consideration for those services:

- (i) the installation of exempt farm production equipment and machines;
- (ii) dugout excavation for the purposes of:
  - (A) the watering of livestock; or
  - (B) the spraying or irrigation of crops;

- (iii) trenching for the purposes of:
  - (A) installing pipe for the irrigation of crops or the watering of livestock; or
  - (B) electrifying grain bins”.

**Section 5 amended**

**5(1) Subsection 5(1) is amended:**

**(a) in clause (b) in the portion preceding subclause (iv) by adding “, in readable or audio format,” after “equivalent”; and**

**(b) in clause (v):**

**(i) by adding the following paragraph after paragraph (i)(E):**

“(E.1) portable seed cleaning equipment, if the farmer or primary producer:

- (I) uses it on-farm in preparing his or her own crops for storage or market; and
- (II) is not engaged in the business of seed cleaning”;

**(ii) by adding the following paragraphs after paragraph (v)(E):**

“(F) water storage tanks used in the spraying or irrigation of crops;

“(G) storage tanks used to store weed control chemicals, insecticides, fungicides, herbicides or liquid fertilizer;

“(H) adjuvants that improve the application or efficacy of fertilizer, insecticides, fungicides or herbicides”;

**(iii) in subclause (vi):**

**(A) by repealing paragraph (C) and substituting the following:**

“(C) specialized facilities, such as:

(I) barn pens, stalls, stanchions, cattle squeezes, farrowing crates and pens, hog weanling decks, cattle chutes, cattle oilers, cow trainers, horse harnesses, laying cages, stock watering troughs and automatic livestock and poultry waterers and feeders that are specially designed and manufactured and purchased as a complete unit by a farmer; and

(II) prefabricated corral slabs and windbreaker panels used for the protection and handling of livestock;

but does not include lumber, metal, plastic, glass or other components purchased separately by a farmer for the purpose of constructing or repairing specialized facilities”; **and**

**(B) by adding the following paragraphs after paragraph (G):**

“(H) water storage tanks used to water livestock;

“(I) insulators for electrified livestock fences”;

**(iv) by repealing paragraph (ix)(B); and**

**(v) by repealing subclause (xvi).**

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

“(3) For greater certainty, if farm production equipment and machines that are exempt from tax pursuant to subsection 8(1) of the Act are mounted on, attached to or installed in a vehicle or trailer that is required to be licensed pursuant to *The Traffic Safety Act*, or to any other means of conveyance on which tax is payable pursuant to the Act:

(a) only the farm production equipment and machines are exempt from tax; and

(b) if the farm production equipment and machines are sold along with the vehicle, trailer or other means of conveyance as a single unit, the selling price of the farm production equipment and machines and the vehicle, trailer or other means of conveyance must be itemized on the invoice for the purposes of determining the amount that is exempt from tax and the amount on which tax is payable”.

**New heading and new sections 17.8 and 17.9**

**6 The following heading and sections are added after section 17.7:**

**“TAX ON ADMISSIONS TO PLACES OF AMUSEMENT**

**“Admissions to places of amusement**

**17.8(1)** In this section and in section 17.9, the definitions in section 123 of the *Excise Tax Act* (Canada) and the interpretation provisions set out in sections 148 and 148.1 of that Act apply, with any necessary modification.

**(2)** For the purposes of sections 5.91 and 5.92 of the Act, **‘admission to a place of amusement’** means the sale or supply of an admission with respect to a place of amusement, a seminar, an activity or an event, and includes all or any of the following if that sale or supply is subject to tax pursuant to Part IX of the *Excise Tax Act* (Canada) and the provisions of Schedule V to that Part:

(a) a right of entry or access to, or attendance at, the place of amusement or the seminar, activity or event;

(b) a membership or a right entitling a person to an admission with respect to a place of amusement, seminar, activity or event;

(c) supervision or instruction of individuals in any recreational or athletic activity;

(d) a right to participate in a recreational or athletic activity, or use facilities at a place of amusement.

(3) For greater certainty, the supervision or instruction of individuals in any recreational or athletic activity mentioned in clause (2)(c) does not include a service of instructing individuals if that service is determined to be an exempt supply in accordance with Schedule V of the *Excise Tax Act* (Canada).

**“Exemptions re section 5.91 of the Act**

**17.9** For the purposes of section 5.91 of the Act, a vendor is not required to collect tax that would otherwise be payable on the sale or supply of an admission to a place of amusement if, at the time that the consideration with respect to the sale or supply becomes due, or if the consideration is paid before it becomes due, the vendor is a small supplier within the meaning of section 148 or 148.1 of the *Excise Tax Act* (Canada)”.

**Coming into force**

7(1) Subject to subsections (2), (3) and (4), 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 April 1, 2022.

(2) Clause 3(a) comes into force on the day on which these regulations are filed with the Registrar of Regulations, but is retroactive and is deemed to have been in force on and from July 1, 2017.

(3) Clause 3(b) and section 6 come into force on the day on which section 8 of *The Provincial Sales Tax Amendment Act, 2022* comes into force.

(4) Subclauses 5(1)(b)(i), (iv) and (v) come into force on the day on which these regulations are filed with the Registrar of Regulations, but are retroactive and are deemed to have been in force on and from April 1, 2016.

**SASKATCHEWAN REGULATIONS 39/2022***The Animal Protection Act, 2018*

## Section 36

Order in Council 226/2022, dated May 19, 2022

(Filed May 19, 2022)

**Title**

**1** These regulations may be cited as *The Animal Protection Amendment Regulations, 2022*.

**RRS c A-21.2 Reg 1 amended**

**2** *The Animal Protection Regulations, 2018* are amended in the manner set forth in these regulations.

**New section 5.1**

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

**“Prescribed organization**

**5.1(1)** For the purposes of clause 8(1)(b) of the Act, the minister may approve an organization as an animal protection agency if the minister is satisfied that the organization:

- (a) has applied to the minister in the manner specified by the minister;
- (b) has provided evidence satisfactory to the minister that the organization:
  - (i) is able to provide enforcement of the Act in accordance with the Act and these regulations;
  - (ii) will comply with any terms and conditions imposed pursuant to subsection 8(3) of the Act;
- (c) has complied with the Act and these regulations.

(2) If the minister proposes to not approve an organization pursuant to subsection (1), the minister shall provide written notice of that proposal along with written reasons to the organization making the application and give that organization 10 days from the date of receipt to make written representations.

(3) After reviewing any written representations made pursuant to subsection (2) or, if no written representations are made, after the expiry of the 10-day period mentioned in subsection (2), the minister:

- (a) may make a final decision to approve or not approve the organization; and
- (b) shall provide a written notice to the organization of the minister’s decision.

(4) The minister shall issue a certificate of designation to each organization that is approved pursuant to this section.

(5) An approval remains in effect until the minister suspends or cancels the approval in accordance with these regulations”.

**New section 6****4 Section 6 is repealed and the following substituted:****“Animal protection officers**

**6(1)** An application to have a person appointed as an animal protection officer must be submitted to the minister by:

- (a) an animal protection agency; or
  - (b) a person wishing to be appointed as an animal protection officer.
- (2) In an application pursuant to subsection (1), the applicant shall:
- (a) in the case of an application submitted pursuant to clause (1)(a), recommend a person to the minister in writing; and
  - (b) in the case of an application submitted pursuant to clause (1)(a) or (b), provide the minister with evidence satisfactory to the minister that the person:
    - (i) meets the qualifications set out in subsection (3);
    - (ii) satisfies the requirement of clause 9(1)(b) of the Act; and
    - (iii) will comply with any terms and conditions imposed pursuant to subsection 9(2) of the Act.
- (3) For the purposes of subclause (2)(b)(i), a person must:
- (a) demonstrate:
    - (i) knowledge of the care of animals;
    - (ii) knowledge of the Act, these regulations, and the cruelty to animals provisions in the *Criminal Code*; and
    - (iii) ability to carry out the duties and responsibilities imposed on animal protection officers pursuant to the Act;
  - (b) be legally entitled to drive in Saskatchewan;
  - (c) with respect to an application submitted pursuant to clause (1)(a), subject to section 8, have successfully completed investigative training that is approved by the minister; and
  - (d) with respect to an application submitted pursuant to clause (1)(b), have successfully completed investigative training that is approved by the minister;
  - (e) obtain, at the person’s own expense, and provide to the minister a criminal record check of the person that:
    - (i) is satisfactory to the minister;
    - (ii) was completed by a police service not more than 30 days before the date on which the application is made to the minister pursuant to clause (1)(a) or (b); and
    - (iii) discloses to the minister whether the person has been charged with, discharged from or convicted of an offence pursuant to the *Criminal Code* or the *Controlled Drugs and Substances Act* (Canada).

(4) If the minister is satisfied that the application pursuant to clause (1)(a) complies with this section and that it is appropriate to do so, the minister may, subject to section 8, appoint the person who is the subject of the application as an animal protection officer.

(5) If the minister is satisfied that the application pursuant to clause (1)(b) complies with this section and that it is appropriate to do so, the minister may appoint the person who is the subject of the application as an animal protection officer.

(6) The minister shall issue a certificate of appointment to every person appointed as an animal protection officer.

(7) The animal protection agency at whose recommendation a person was appointed as an animal protection officer pursuant to subsection (4), or a person who was appointed pursuant to subsection (5), shall:

(a) immediately notify the minister in writing if the animal protection officer resigns or ceases to be employed or engaged as an animal protection officer; and

(b) as soon as is practicable, return the animal protection officer's certificate of appointment to the minister.

(8) On receipt of a written notice pursuant to subsection (7), the minister may immediately cancel the animal protection officer's appointment without being required to comply with section 10".

**Section 8 amended**

**5 Subsection 8(1) is amended by striking out "subsection 6(2)" and substituting "clause 6(2)(a)".**

**Section 9 amended**

**6(1) Subsection 9(1) is amended in the portion preceding clause (a) by adding "or 5.1" after "section 5".**

**(2) Subsection 9(5) is amended by striking out the portion preceding clause (a) and substituting the following:**

"Subject to section 10, the minister may suspend or cancel the appointment of any animal protection officer appointed pursuant to subsection 6(4) or (5) if, in the minister's opinion, the animal protection officer:".

**Section 11 amended**

**7 Subsections 11(2) to (5) are repealed and the following substituted:**

"(2) Every animal protection agency and every animal protection officer appointed pursuant to subsection 6(5), shall maintain a written record of:

(a) all complaints with respect to the protection of animals received by the animal protection agency or animal protection officer; and

(b) the steps taken by the animal protection agency or animal protection officer with respect to each complaint.

"(3) Each year, within 4 months after the end of the animal protection agency's fiscal year, every animal protection agency shall prepare and submit a report to the minister, in a form acceptable to the minister, that includes the records required to be maintained pursuant to subsections (1) and (2) with respect to the preceding fiscal year.



“(4) Each year, within 4 months after the end of the calendar year, every animal protection officer appointed pursuant to subsection 6(5) shall prepare and submit a report to the minister, in a form acceptable to the minister, that includes the records required to be maintained pursuant to subsection (2) with respect to the preceding calendar year.

“(5) The minister may, at any time, request any information that the minister considers necessary in order to ascertain whether the Act and these regulations are being complied with.

“(6) Every animal protection agency shall retain the records mentioned in subsections (1) and (2) for at least 6 years after the expiration of the year in which the records were created.

“(7) Every animal protection officer appointed pursuant to subsection 6(5) shall retain the records mentioned in subsection (2) for at least 6 years after the expiration of the year in which the records were created.

“(8) If an animal protection officer appointed pursuant to subsection 6(5) resigns or ceases to be employed or engaged as an animal protection officer, that person shall deliver to the minister the records mentioned in subsection (2) within 30 business days after the day on which the person resigned or ceased to be employed or engaged as an animal protection officer”.

**Coming into force**

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

**SASKATCHEWAN REGULATIONS 40/2022***The Saskatchewan Assistance Act*

## Section 14

Order in Council 228/2022, dated May 19, 2022

(Filed May 19, 2022)

**Title**

**1** These regulations may be cited as *The Saskatchewan Assured Income for Disability (Education and Training Incentive) Amendment Regulations, 2022*.

**RRS c S-8 Reg 11 amended**

**2** *The Saskatchewan Assured Income for Disability Regulations, 2012* are amended in the manner set forth in these regulations.

**Section 2 amended**

**3** **Clause 2(q.1) is amended by adding “or an approved program described in section 28.3” after “university”.**

**Section 8 amended**

**4** **Clause 8(1)(d) is repealed and the following substituted:**

“(d) is a student, unless the student is:

(i) enrolled full-time in a post-secondary program and is:

(A) a person with a significant and enduring disability for whom training in a post-secondary program offers the only reasonable prospect for employment and leads to a vocational goal approved by the minister; or

(B) a person who does not have a significant and enduring disability and who:

(I) is enrolled in a post-secondary program leading to a vocational goal that is not a university post-graduate program;

(II) has been receiving benefits for the 12-month period preceding his or her attendance at an educational institution; and

(III) supports a spouse who is a person with a significant and enduring disability; or

(ii) enrolled in an approved program described in section 28.3”.

**Section 18 amended**

**5** **Section 18 is amended by adding “, Part III.1” after “this Part”.**

**New Part III.1****6 The following Part is added after section 28.1:****“PART III.1****Education and Training Incentive, Continued Program Benefit****“Definitions for Part****28.11 In this Part:**

**‘approved program’** means a training, employment or education program that has been approved by the Minister of Immigration and Career Training;

**‘continued program benefit’** means the benefit described in section 28.7;

**‘education and training incentive’** means a benefit paid to an eligible beneficiary pursuant to this Part for the purposes of pursuing an approved program;

**‘program provider’** means any of the persons or entities mentioned in subsection 28.3(2) that offers a program that is approved by the Minister of Immigration and Career Training pursuant to subsection 28.3(1).

**“Minister may provide education and training incentive**

**28.2** The minister may provide an education and training incentive to an eligible beneficiary in accordance with this Part.

**“Approved programs**

**28.3(1)** The Minister of Immigration and Career Training may approve programs for which the minister may pay an education and training incentive to persons attending those approved programs.

(2) The Minister of Immigration and Career Training may approve a program on the condition that the program is offered by a particular educational institution, community-based organization, government agency, employer or any other person that the Minister of Immigration and Career Training may determine.

**“Eligibility for education and training incentive**

**28.4(1)** In addition to the requirements set out in section 6 or 7, as the case may be, an applicant must, subject to subsection (3), be enrolled in full-time studies in an approved program.

(2) Subject to subsection (3), no applicant is eligible for the education and training incentive if the applicant has received the education and training incentive for at least 36 months in the applicant’s lifetime.

(3) The minister may, on the recommendation of the program provider, grant the education and training incentive to an applicant on compassionate, compelling or medical grounds if the applicant’s circumstances are such that:

(a) the applicant is only reasonably able to participate in part-time studies due to disability; or

(b) the applicant requires a period longer than the period set out in subsection (2) to complete the approved program.

**“Agreements with program providers**

**28.5** The minister may enter into agreements with program providers for the purposes of acquiring any information required by the minister with respect to the eligibility of persons for any of the benefits described in this Part.

**“Suspension or cancellation of education and training incentive**

**28.6** The minister may, in addition to the circumstances set out in section 35, suspend or cancel the provision of an education and training incentive to an eligible beneficiary in all or any of the following circumstances:

- (a) the eligible beneficiary withdraws from the approved program;
- (b) the eligible beneficiary no longer meets any other eligibility criterion as set out in these regulations and as determined by the minister.

**“Continued program benefit**

**28.7(1)** In this section and in section 28.9, ‘**continuous approved program**’ means a program:

- (a) that was approved pursuant to *The Training Allowance Regulations*; and
  - (b) for which the course of study is in progress for any period commencing on or after January 1, 2022 and ending on a date that is no later than December 31, 2024.
- (2) An eligible beneficiary who is enrolled, as determined by a program provider, in a continuous approved program may, in accordance with this section and subject to sections 28.8 and 28.9, be eligible for a continued program benefit.
- (3) For greater certainty, an eligible beneficiary is, for the purposes of subsection (1), deemed to be enrolled in a continuous approved program:
- (a) if the eligible beneficiary was receiving a training allowance pursuant to *The Training Allowance Regulations* at any time during the period mentioned in clause (1)(b); and
  - (b) notwithstanding that a term, semester or other period of instruction for that program ended on or before June 30, 2022, as long as the eligible beneficiary’s enrolment in that program continues after that date.
- (4) Subject to subsection (5), an eligible beneficiary mentioned in subsection (2) may receive a continued program benefit in an amount determined in accordance with the schedule of rates established by the minister.
- (5) Subject to section 28.9, payment of the continued program benefit is to cease effective the month after the eligible beneficiary completes the continuous approved program.

**“Change in circumstances**

**28.8** Notwithstanding a change in the eligible beneficiary’s circumstances, any reassessment conducted by the minister pursuant to section 33 is not to affect the amount of the continued program benefit as determined in accordance with section 28.7.

**“Termination of continued program benefit**

**28.9(1)** The minister may suspend or cancel the provision of the continued program benefit in any of the following circumstances:

- (a) the eligible beneficiary is discontinued from the continuous approved program;
  - (b) the eligible beneficiary no longer meets any other eligibility criterion as set out in these regulations and as determined by the minister.
- (2) No eligible beneficiary is eligible for a continued program benefit if the eligible beneficiary, after completing the continuous approved program, enrolls in a subsequent approved program”.

**Section 32 amended**

**7(1)** Subsection 32(1) is amended in the portion preceding clause (a) by striking out “Part II and the amount of any benefit provided pursuant to Part III” and substituting “Parts II and III.1 and the amount of any benefit provided pursuant to Parts III and III.1”.

**(2)** Subsection 32(2) is amended by striking out “Part II, that Part applies” and substituting “Parts II and III.1, those Parts apply”.

**Section 33 amended**

**8** Subsection 33(1) is amended in the portion preceding clause (a) by adding “and in section 28.8” after “this section”.

**Coming into force**

**9(1)** Subject to subsection (2), these regulations come into force on July 1, 2022.

(2) If these regulations are filed with the Registrar of Regulations after July 1, 2022, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

**SASKATCHEWAN REGULATIONS 41/2022***The Saskatchewan Assistance Act*

## Section 14

Order in Council 229/2022, dated May 19, 2022

(Filed May 19, 2022)

**Title**

**1** These regulations may be cited as *The Saskatchewan Income Support (Education and Training Incentive) Amendment Regulations, 2022*.

**RRS c S-8 Reg 13 amended**

**2** *The Saskatchewan Income Support Regulations* are amended in the manner set forth in these regulations.

**Section 2-3 amended**

**3** **Subsection 2-3(1) is amended by striking out “Part 4” and substituting “all or any of Parts 4 and 4.1”.**

**Section 2-4 amended**

**4** **Subclause 2-4(a)(iii) is amended by striking out “Part 4” and substituting “all or any of Parts 4 and 4.1”.**

**Section 2-5 amended**

**5** **Clause 2-5(e) is amended by adding “other than an approved program described in section 4.1-3” after “post-secondary program”.**

**Section 3-1 amended**

**6(1)** **Subsection 3-1(1) is amended by striking out “Part 4” and substituting “all or any of Parts 4 and 4.1”.**

**(2)** **Subsection 3-1(2) is amended by striking out “sections 2-7, 3-2 and 3-3” and substituting “sections 2-7, 3-2, 3-3 and 4.1-8”.**

**(3)** **Subsection 3-1(3) is amended by adding “and Part 4.1” after “sections 4-2 to 4-4 and 4-6 to 4-14”.**

**(4)** **Subsection 3-1(5) is amended in the portion preceding clause (a) by striking out “Part 4” and substituting “Parts 4 and 4.1”.**

**Section 3-9 amended**

**7** **Subsection 3-9(1) is amended in the portion preceding clause (a) by striking out “section 3-10” and substituting “sections 3-10 and 4.1-8”.**

**New Part 4.1**

**8** **The following Part is added after section 4-17:**

**“PART 4.1****Education and Training Incentive, Continued Program Benefit****“Definitions for Part**

**4.1-1** In this Part:

**‘continued program benefit’** means the benefit described in section 4.1-7;

**‘education and training incentive’** means a benefit paid to a client pursuant to this Part for the purposes of pursuing a program;

**‘program’** means a training, employment or education program that has been approved by the Minister of Immigration and Career Training;

**‘program provider’** means any of the persons or entities mentioned in subsection 4-1.3(2) that offers a program that is approved by the Minister of Immigration and Career Training pursuant to subsection 4-1.3(1).

**“Minister may provide education and training incentive**

**4.1-2** The minister may provide an education and training incentive to a client in accordance with this Part.

**“Approved programs**

**4.1-3(1)** The Minister of Immigration and Career Training may approve programs for which the minister may pay an education and training incentive to persons attending those programs.

(2) The Minister of Immigration and Career Training may approve a program on the condition that the program is offered by a particular educational institution, community-based organization, government agency, employer or any other person that the Minister of Immigration and Career Training may determine.

**“Eligibility for education and training incentive**

**4.1-4(1)** In addition to the requirements set out in section 2-4, an applicant must, subject to subsection (3), be enrolled in full-time studies in a program.

(2) Subject to subsection (3), no applicant is eligible for the education and training incentive if the applicant has received the education and training incentive for at least 36 months in the applicant’s lifetime.

(3) The minister may, on the recommendation of the program provider, grant the education and training incentive to an applicant on compassionate, compelling or medical grounds if the applicant’s circumstances are such that:

- (a) the applicant is only reasonably able to participate in part-time studies due to disability; or
- (b) the applicant requires a period longer than the period set out in subsection (2) to complete the program.

**“Agreements with program providers**

**4.1-5** The minister may enter into agreements with program providers for the purposes of acquiring any information required by the minister with respect to the eligibility of persons for any of the benefits described in this Part.

**“Suspension or cancellation of education and training incentive**

**4.1-6** The minister may, in addition to the circumstances set out in section 3-10, suspend or cancel the provision of an education and training incentive to a client in all or any of the following circumstances:

- (a) the client withdraws from the program;
- (b) the client no longer meets any other eligibility criterion as set out in these regulations and as determined by the minister.

**“Continued program benefit**

**4.1-7(1)** In this section and in section 4.1-9, ‘**continuous approved program**’ means a program:

- (a) that was approved pursuant to *The Training Allowance Regulations*; and
  - (b) for which the course of study is in progress for any period commencing on or after January 1, 2022 and ending on a date that is no later than December 31, 2024.
- (2) A client who is enrolled, as determined by a program provider, in a continuous approved program may, in accordance with this section and subject to sections 4.1-8 and 4.1-9, be eligible for a continued program benefit.
- (3) For greater certainty, a client is, for the purposes of subsection (1), deemed to be enrolled in a continuous approved program:
- (a) if the client was receiving a training allowance pursuant to *The Training Allowance Regulations* at any time during the period mentioned in clause (1)(b); and
  - (b) notwithstanding that a term, semester or other period of instruction for that program ended on or before June 30, 2022, as long as the client’s enrolment in that program resumes after that date.
- (4) Subject to subsection (5), a client mentioned in subsection (2) may receive a continued program benefit in an amount determined in accordance with the schedule of rates established by the minister.
- (5) Subject to section 4.1-9, payment of the continued program benefit is to cease effective the month after the client completes the continuous approved program.
- (6) Notwithstanding subsections (4) and (5), if an applicant who is enrolled in a continuous approved program is not otherwise eligible for benefits set out in these regulations, the minister may provide to the applicant a continued program benefit and any other benefits that the minister considers appropriate until the applicant completes the continuous approved program.

**“Change in circumstances**

**4.1-8** Notwithstanding a change in the client’s circumstances, any reassessment conducted by the minister pursuant to section 3-9 is not to affect the amount of the continued program benefit as determined in accordance with section 4.1-7.

**“Termination of continued program benefit**

**4.1-9(1)** The minister may suspend or cancel the provision of the continued program benefit in any of the following circumstances:

- (a) the client is discontinued from the continuous approved program;
  - (b) the client no longer meets any other eligibility criterion as set out in these regulations and as determined by the minister.
- (2) No client is eligible for a continued program benefit if the client, after completing the continuous approved program, enrolls in a subsequent program”.

**Coming into force**

- 9(1)** Subject to subsection (2), these regulations come into force on July 1, 2022.
- (2) If these regulations are filed with the Registrar of Regulations after July 1, 2022, these regulations come into force on the day on which they are filed with the Registrar of Regulations.



**SASKATCHEWAN REGULATIONS 42/2022***The Parks Act*

Sections 26, 27 and 35

Order in Council 230/2022, dated May 19, 2022

(Filed May 19, 2022)

**Title****1** These regulations may be cited as *The Parks Amendment Regulations, 2022*.**RRS c P-1.1 Reg 6 amended****2** *The Parks Regulations, 1991* are amended in the manner set forth in these regulations.**New section 37.1****3 The following section is added after section 37:****“Responsibility for charges and fees re firefighting, fire prevention and emergency services****37.1(1)** If a municipality or other body provides and charges for any firefighting, fire prevention or emergency services on park land that is subject to a disposition, the disposition holder is responsible for paying to the municipality or body, as the case may be, any charges and fees related to those services.**(2)** On request of the municipality or other body that provided a service mentioned in subsection (1), the minister may pay any charges or fees to the municipality or body, as the case may be, that are unpaid by the disposition holder.**(3)** Any charges or fees paid by the minister to a municipality or other body pursuant to subsection (2) are a debt due to the Crown by the disposition holder and may be recovered in the manner authorized by *The Financial Administration Act, 1993* or in any other manner authorized by law”.**Section 67.5 amended****4(1)** Subsection 67.5(2) is amended by striking out “\$600” and substituting “\$700”.**(2)** Subsection 67.5(3) is repealed and the following substituted:**“(3)** Commencing on April 1, 2022, a land lease fee portion of the annual fee must not:

- (a) increase more than \$400 from the previous year’s land lease fee; and
- (b) increase more than \$1,600 over a four-year period”.

## Appendix amended

**5 Table 2 of the Appendix is repealed and the following substituted:**

“TABLE 2  
[Section 43]

**Petroleum and Natural Gas Disposition Fees**

<b>Item</b>	<b>Description</b>	<b>Fee (\$)</b>
<b>1</b>	First Year Development Fee (includes well sites and access roads)	4,078 per hectare for the first 1.4 hectares and 3,018 for each additional hectare
<b>2</b>	Annual Surface Rental Fee (includes well sites and access roads)	1,165 per hectare for the first 1.4 hectares and 605 for each additional hectare
<b>3</b>	Multiple Well Heads Fee	500 per well head
<b>4</b>	Easement (other than roads)	
	(a) one-time or first-time fee for a buried easement	2,717 per hectare
	(b) annual fee for an above-ground easement	2,070 per hectare
	(c) distribution line (Saskatchewan Crown corporations)	no charge
<b>5</b>	Temporary Work Space (one-time charge)	1,360 per hectare
<b>6</b>	Battery Site Rental Fee	
	(a) first year	4,429 per hectare for the first 1.4 hectares and 3,018 for each additional hectare
	(b) annual	2,016 per hectare for the first 1.4 hectares and 605 for each additional hectare
<b>7</b>	Surface Lease Amendment Fee	200 per lease, to a maximum of 2,000
<b>8</b>	Annual Surface Restoration Fee related to items 2, 3 and 6 above	50% of the applicable fee if the disposition is extended

”.

## Coming into force

**6** 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 April 1, 2022.



