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## PART II/PARTIE II

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## PART II/PARTIE II

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

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**SASKATCHEWAN REGULATIONS 14/2023***The Saskatchewan Public Safety Agency Act*

Section 6-1

Order in Council 103/2023, dated March 16, 2023

(Filed March 17, 2023)

**Title**

1 These regulations may be cited as *The Saskatchewan Public Safety Agency Amendment Regulations, 2023*.

**RRS c S-32.4 Reg 1, section 3 amended**

2 **Section 3 of *The Saskatchewan Public Safety Agency Regulations* is amended by adding the following clause after clause (c):**

“(d) *The Provincial Disaster Assistance Program Regulations, 2011*”.

**Coming into force**

3(1) Subject to subsection (2), these regulations come into force on April 1, 2023.

(2) If these regulations are filed with the Registrar of Regulations after April 1, 2023, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

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**SASKATCHEWAN REGULATIONS 15/2023***The Agri-Food Act, 2004*

Sections 7, 8 and 43

Order in Council 104/2023, dated March 16, 2023

(Filed March 17, 2023)

**Title**

1 These regulations may be cited as *The Alfalfa Seed Development Plan Amendment Regulations, 2023*.

**RRS c A-15.21 Reg 9 amended**

2 *The Alfalfa Seed Development Plan Regulations* are amended in the manner set forth in these regulations.

**Section 7 amended**

3(1) **Subsection 7(2) is repealed and the following substituted:**

“(2) Unless the number of directors is otherwise set by an order of the commission, the commission consists of a maximum of six directors elected in accordance with Part VII”.

(2) **Subsection 7(3) is repealed and the following substituted:**

“(3) If less than six directors, or less than the number of directors set by an order of the commission, are elected in accordance with Part VII, the commission may appoint registered producers as directors as it considers necessary to fill these positions”.

(3) **Subsection 7(5) is repealed.**

**Section 8 amended**

**4 Subsection 8(1) is amended by adding the following clauses after clause (x):**

“(y) the power to set out the number of directors elected to the commission and the terms of office of those directors;

“(z) the power to develop, deliver or develop and deliver traceability, animal welfare and food safety strategies, programs and initiatives”.

**Section 9 amended**

**5 Clause 9(3)(c) is repealed and the following substituted:**

“(c) a list of the names and municipalities of residence of the directors of the commission”.

**Section 14 amended**

**6 Section 14 is amended by striking out the portion preceding clause (a) and substituting the following:**

“The commission shall establish and maintain:”.

**Section 20 amended**

**7(1) Subsection 20(6) is amended by striking out “The quorum” and substituting “Unless otherwise set by an order of the commission, the quorum”.**

**(2) Subsection 20(9) is repealed and the following substituted:**

“(9) At an annual general meeting or special general meeting, registered producers may debate and take a vote on any questions or resolutions respecting the purposes of the plan.

“(10) One or several registered producers may attend an annual general meeting or special general meeting by means of a telephonic, electronic or other communication facility that permits all participants to communicate adequately with each other during the meeting.

“(11) If all registered producers intend to attend an annual general meeting or special general meeting by the means mentioned in subsection (10), permission from the council must first be obtained”.

**Section 21 amended**

**8 The following subsection is added after subsection 21(2):**

“(3) Registration remains in effect until:

(a) the registered producer applies for and the commission approves a refund pursuant to section 24;

(b) the commission has not received a levy payment from the registered producer for two consecutive fiscal years;

(c) the death of a registered producer who is an individual; or

(d) the dissolution of a corporation, association, society or other designation”.

**New section 28****9 Section 28 is repealed and the following substituted:****“Eligibility**

**28(1)** In this section, **‘family member’** means any of the following with respect to an individual:

- (a) the spouse or person with whom the individual is cohabiting as a spouse;
  - (b) a son or daughter;
  - (c) a parent or legal guardian;
  - (d) a brother or sister;
  - (e) a grandparent;
  - (f) a grandchild;
  - (g) an uncle or an aunt;
  - (h) a nephew or niece;
  - (i) a cousin;
  - (j) a mother-in-law, father-in-law, sister-in-law or brother-in-law;
  - (k) a person who is related by legal adoption.
- (2) Every registered producer is eligible to hold office as a director of the commission.
- (3) If a registered producer is a corporation, partnership or other organization, it must appoint an individual who is a director, partner, shareholder, member, officer or employee as its representative.
- (4) The appointment of a representative pursuant to subsection (3) must be:
- (a) in writing; and
  - (b) filed with the commission in a form and manner acceptable to the commission.
- (5) A corporation, partnership or other organization is entitled to vote or hold office only through a representative appointed pursuant to subsections (3) and (4).
- (6) Except as provided in subsection (5), voting by proxy is prohibited.
- (7) Every registered producer is entitled to one vote”.

**Section 29 amended**

**10 Clause 29(4)(b) is amended by striking out “28(2)” and substituting “28(3)”.**

**Section 30 amended**

**11 The following subsection is added after subsection 30(4):**

“(5) Any registered producer nominated pursuant to section 29 may provide a scrutineer to scrutinize the ballot verification and vote count that follow the close of an election”.

**Section 31 amended****12 The following subsection is added after subsection 31(7):**

“(8) If the number of candidates nominated pursuant to section 29 is greater than the number of director positions to be filled, the commission shall not, during the period from the date fixed pursuant to subsection 29(2) to the date of the annual general meeting in which the election will be held, engage in any activity that is intended to promote or oppose, or that may be reasonably considered intended to promote or oppose, the election or re-election of any candidate”.

**Section 34 amended**

**13(1) Subsection 34(1) is amended in the portion preceding clause (a) by adding “unless otherwise set by an order of the commission,” after “subsection (4),”.**

**(2) Subsection 34(3) is repealed and the following substituted:**

“(3) Unless otherwise set by an order of the commission, if a director has completed two consecutive terms, the director is not eligible for re-election or reappointment until one year has passed since the completion of the director’s second consecutive term”.

**(3) Clause 34(4)(a) is repealed and the following substituted:**

“(a) ceases to qualify as:

- (i) a registered producer; or
- (ii) the representative of a registered producer”.

**Section 35 amended**

**14 Clause 35(b) is amended by striking out “95 days” and substituting “35 days”.**

**Section 35.1 amended**

**15 Clause 35.1(2)(b) is amended by striking out “90 days” and substituting “30 days”.**

**Coming into force**

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

**SASKATCHEWAN REGULATIONS 16/2023***The Agri-Food Act, 2004*

Sections 7, 8 and 43

Order in Council 105/2023, dated March 16, 2023

(Filed March 17, 2023)

**Title**

1 These regulations may be cited as *The Flax Development Plan Amendment Regulations, 2023*.

**RRS c A-15.21 Reg 20 amended**

2 *The Flax Development Plan Regulations* are amended in the manner set forth in these regulations.

**Section 6 amended**

**3 Subsections 6(2) and (3) are repealed and the following substituted:**

“(2) Unless the number of directors is otherwise set by an order of the commission, the commission consists of a maximum of 6 directors elected in accordance with Part VII.

“(3) If fewer than 6 directors, or fewer than the number of directors set by an order of the commission, are elected pursuant to Part VII, the commission may appoint registered producers as directors as it considers necessary to fill those positions”.

**Section 7 amended**

**4 The following clauses are added after clause 7(1)(x):**

“(y) the power to set out the number of directors elected or appointed to the board and the terms of office of those directors;

“(z) the power to develop, deliver or develop and deliver traceability, animal welfare and food safety strategies, programs and initiatives”.

**Section 8 amended**

**5 Clause 8(3)(c) is repealed and the following substituted:**

“(c) a list of the names and cities, towns, villages or other municipalities of the directors of the board”.

**Section 13 amended**

**6 Subsection 13(1) is repealed and the following substituted:**

“(1) The commission shall establish and maintain:

(a) a conflict of interest policy for the directors; and

(b) a policy respecting a code of conduct for the directors”.

**Section 19 amended**

**7(1) Subsection 19(4) is repealed and the following substituted:**

“(4) Unless otherwise set by an order of the commission, the quorum at an annual or special general meeting of registered producers is 15 registered producers”.

**(2) Subsection 19(7) is amended by striking out “by show of hands”.**

**(3) The following subsections are added after subsection 19(7):**

“(8) One or several registered producers may attend an annual general meeting or special general meeting by means of a telephonic, electronic or other communication facility that permits all participants to communicate adequately with each other during the meeting.

“(9) If all registered producers intend to attend an annual general meeting or special general meeting by the means mentioned in subsection (8), permission from the council must first be obtained”.

**Section 21 amended**

**8 The following subsections are added after subsection 21(2):**

“(3) Registration of a producer takes effect at the beginning of the commission’s fiscal year following the payment of the levy required pursuant to subsection 24(1).

“(4) Registration remains in effect until:

- (a) the registered producer applies for and the commission approves a refund pursuant to section 25;
- (b) the commission has not received a levy payment from the producer for 2 consecutive fiscal years;
- (c) the death of a registered producer who is an individual; or
- (d) the dissolution of a corporation, partnership or other organization that is a registered producer”.

**New section 28**

**9 Section 28 is repealed and the following substituted:**

**“Eligibility**

**28(1)** In this section, ‘**family member**’ means any of the following with respect to an individual:

- (a) the spouse or person with whom the individual is cohabiting as a spouse;
- (b) a son or daughter;
- (c) a parent or legal guardian;
- (d) a brother or sister;
- (e) a grandparent;
- (f) a grandchild;
- (g) an uncle or aunt;
- (h) a nephew or niece;
- (i) a cousin;
- (j) a mother-in-law, father-in-law, sister-in-law or brother-in-law;
- (k) a person who is related by legal adoption.

(2) Every registered producer or representative of a registered producer is eligible to hold office as a director of the commission.

(3) If a registered producer is a corporation, partnership or other organization, it must appoint as its representative to put forward resolutions at meetings, vote or hold office on behalf of the registered producer an individual who is:

(a) a director, partner, shareholder, member, officer or employee of the corporation, partnership or other organization or a family member of any of those individuals; and

(b) involved in the farming operation of the registered producer.

(4) On or before the date fixed pursuant to clause 29(2)(a) as the last date for receipt of nominations for election to the commission, a registered producer who is an individual may appoint as that individual's representative to put forward resolutions at meetings, vote or hold office on behalf of the registered producer an individual who is:

(a) an employee or family member of the registered producer; and

(b) involved in the farming operation of the registered producer.

(5) The appointment of a representative pursuant to subsection (3) or (4) must be:

(a) in writing; and

(b) filed with the commission in a form and manner acceptable to the commission.

(6) A corporation, partnership or other organization that is a registered producer is entitled to put forward resolutions at meetings, vote or hold office only through a representative appointed pursuant to subsections (3) and (5).

(7) After a representative is appointed in accordance with subsections (4) and (5) and until the registered producer or the representative terminates the appointment by filing a notice in writing with the commission:

(a) the representative is entitled to put forward resolutions at meetings, vote or hold office as the representative of the registered producer and to receive any notice required to be given pursuant to this Part; and

(b) the registered producer is not entitled to put forward resolutions at meetings, vote or hold office.

(8) A representative appointed to vote pursuant to subsection (3) or (4) must, at the time of voting, declare that the representative has been appointed by the registered producer to vote on behalf of the registered producer.

(9) Except as provided in this section, voting by proxy is prohibited.

(10) Every registered producer is entitled to 1 vote”.

**Section 29 amended**

**10(1) Subsection 29(1) is amended by striking out “Any registered producer” and substituting “Subject to section 28, every registered producer”.**

**(2) Subsection 29(3) is repealed and the following substituted:**

“(3) Every nomination must:

- (a) be made in writing in the form required by the commission;
- (b) be signed by:
  - (i) 2 registered producers;
  - (ii) 2 representatives of registered producers appointed pursuant to subsection 28(3) or (4); or
  - (iii) any combination of the persons mentioned in subclauses (i) and (ii) totalling 2 persons;
- (c) include a candidate profile, as required by the returning officer; and
- (d) be delivered to the returning officer on or before the date fixed pursuant to clause (2)(a) as the last date for receipt of nominations.

“(4) Any information provided pursuant to subsection (3) must be considered confidential and must not be disclosed to any person until after the date fixed pursuant to clause (2)(a).

“(5) After the date fixed pursuant to clause (2)(a), the returning officer shall forward copies of all nominations to the commission”.

**Section 30 amended**

**11 Subsection 30(4) is repealed and the following substituted:**

“(4) Any registered producer or representative of a registered producer nominated pursuant to section 29 may provide a scrutineer to scrutinize actions related to conducting an election.

“(5) Directors, officers and employees of the commission are not eligible to act pursuant to subsection (4) as scrutineers”.

**Section 31 amended**

**12(1) Subsection 31(2) is amended:**

**(a) by striking out “and” after clause (a); and**

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

“(b) at least 15 business days before the date fixed pursuant to clause (a), provide to every registered producer:

- (i) a numbered ballot;
- (ii) the candidate profiles, if any, submitted pursuant to clause 29(3)(c); and
- (iii) a notice that states the date and time by which and place to which the ballot is to be returned; and

“(c) if the board provides ballots pursuant to subclause (b)(i) in paper form, provide an envelope with the ballot”.

**(2) Subsection 31(3) is repealed and the following substituted:**

“(3) Every registered producer that intends to vote in an election shall:

- (a) complete the ballot provided by the commission; and
- (b) return the ballot to the returning officer in the manner stated in the notice sent pursuant to subclause (2)(b)(iii) by the date fixed for it to be returned”.

**(3) Subsection 31(5) is repealed and the following substituted:**

“(5) The ballot of a registered producer is not valid if:

- (a) the registered producer votes for more than the specified number of candidates;
- (b) it is defaced;
- (c) it is marked in any way other than to vote for candidates;
- (d) it is not the original ballot provided by the board; or
- (e) the individual who voted on behalf of the registered producer voted more than once on behalf of that registered producer”.

**(4) The following subsections are added after subsection 31(6):**

“(7) The returning officer must send the written report mentioned in subsection (4) to the commission within 10 business days after the completion of the election.

“(8) The commission shall inform candidates of the election results within 10 business days after receiving the report mentioned in subsection (4).

“(9) If the number of candidates nominated pursuant to section 29 is greater than the number of director positions to be filled, the commission shall not, during the period from the date fixed pursuant to clause 29(2)(a) to the date fixed pursuant to clause (2)(a), engage in any activity that is intended to promote or oppose, or that may be reasonably considered intended to promote or oppose, the election or re-election of any candidate”.

**New section 33**

**13 Section 33 repealed and the following substituted:**

**“Election results**

**33(1)** The returning officer or the chairperson shall read the written report prepared pursuant to subsection 31(4) at the first annual general meeting of registered producers after the election.

(2) The reading of the written report pursuant to subsection (1) is deemed to be the declaration of the directors.

(3) The commission shall:

- (a) within 10 business days after receiving the written report of the returning officer prepared pursuant to subsection 31(4), provide to candidates the election results, including total vote counts for all candidates; and
- (b) make the written report of the returning officer available on request to any registered producer”.

**Section 34 amended****14(1) Subsection 34(1) is repealed and the following substituted:**

“(1) Subject to subsection (4), unless otherwise set by an order of the commission, a director holds office:

- (a) in the case of an elected director, for a term of four years commencing with the declaration of the director’s election by the chairperson or returning officer, as the case may be, and until the director’s successor is elected or appointed; or
- (b) in the case of an appointed director, until the next election is held after he or she is appointed and until the director’s successor is elected or appointed, as the case may be”.

**(2) Subsection 34(3) is repealed and the following substituted:**

“(3) Unless otherwise set by an order of the commission, if a director has completed 3 consecutive terms, that director is not eligible for re-election or reappointment until 2 years have passed since the completion of that director’s third consecutive term”.

**(3) Clause 34(4)(a) is repealed and the following substituted:**

- “(a) ceases to qualify:
- (i) as a registered producer; or
  - (ii) as the representative of a registered producer”.

**New section 35****15 Section 35 is repealed and the following substituted:****“Retention of election records**

**35(1)** The returning officer shall:

- (a) retain the following in the officer’s possession:
  - (i) the original nominations submitted pursuant to clause 29(3)(a);
  - (ii) the original candidate profiles submitted pursuant to clause 29(3)(c);
  - (iii) the ballots; and
- (b) not destroy any nomination, candidate profile, ballot or other record respecting an election of directors until 35 days after the annual general meeting of registered producers at which the results of the election were declared.

(2) If a registered flax producer submits a written objection to the council pursuant to section 36, the period mentioned in clause (1)(b) is extended until the challenge has been determined”.

**Section 36 amended****16 Subsections 36(1) and (2) are repealed and the following substituted:**

“(1) Any registered producer nominated pursuant to section 29 may challenge the results of an election of directors, as provided pursuant to clause 33(3)(a) by submitting a written objection to the council.

- “(2) A written objection submitted pursuant to subsection (1) must:
- (a) set out the grounds for the objection; and
  - (b) be received by the council within 30 days after notification of the election results provided pursuant to clause 33(3)(a)”.

**Section 37.1 repealed**

**17 Section 37.1 is repealed.**

**Coming into force**

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

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## SASKATCHEWAN REGULATIONS 17/2023

### *The Agri-Food Act, 2004*

Sections 7, 8 and 43

Order in Council 106/2023, dated March 16, 2023

(Filed March 17, 2023)

**Title**

**1** These regulations may be cited as *The Oat Development Plan Amendment Regulations, 2023*.

**RRS c A-15.21 Reg 6 amended**

**2** *The Oat Development Plan Regulations* are amended in the manner set forth in these regulations.

**New section 7**

**3 Section 7 is repealed and the following substituted:**

**“Commission**

**7(1)** The Saskatchewan Oat Development Commission is established as a development commission pursuant to the Act.

**(2)** Unless the number of directors is otherwise set by an order of the commission, the commission consists of a maximum of six directors elected or appointed pursuant to Part VII.

**(3)** If less than six directors, or less than the number of directors set by an order of the commission, are elected pursuant to Part VII, the commission may appoint registered oat producers as directors as it considers necessary to fill those positions.

**(4)** The commission shall administer the oat plan”.

**Section 8 amended**

**4 Subsection 8(1) is amended by adding the following clauses after clause (x):**

“(y) the power to set out the number of directors elected to the commission and the terms of office of those directors;

“(z) the power to develop, deliver or develop and deliver traceability, animal welfare and food safety strategies, programs and initiatives”.

**Section 9 amended****5 Clause 9(3)(c) is repealed and the following substituted:**

“(c) a list of the names and municipalities of residence of the directors of the commission”.

**Section 14 amended****6 Section 14 is amended by striking out the portion preceding clause (a) and substituting the following:**

“The commission shall establish and maintain:”.

**Section 20 amended****7(1) Subsections 20(4) and (5) are repealed and the following substituted:**

“(4) Unless otherwise set by an order of the commission, the quorum at an annual or special general meeting of registered oat producers is 20 registered oat producers.

“(5) The commission shall present to the annual general meeting of registered oat producers:

- (a) a proposed budget for the current fiscal year;
- (b) an annual report for the preceding fiscal year; and
- (c) an outline of programs and activities proposed for the current fiscal year”.

**(2) Subsection 20(7) is repealed and the following substituted:**

“(7) At an annual general meeting or special general meeting, registered oat producers may debate and take a vote on any questions or resolutions respecting the purposes of the plan.

“(8) One or several registered oat producers may attend an annual general meeting or special general meeting by means of a telephonic, electronic or other communication facility that permits all participants to communicate adequately with each other during the meeting.

“(9) If all registered oat producers intend to attend an annual general meeting or special general meeting by the means mentioned in subsection (8), permission from the council must first be obtained”.

**New section 27****8 Section 27 is repealed and the following substituted:****“Eligibility**

**27(1)** In this section, ‘**family member**’ means any of the following with respect to an individual:

- (a) the spouse or person with whom the individual is cohabiting as a spouse;
- (b) a son or daughter;
- (c) a parent or legal guardian;
- (d) a brother or sister;
- (e) a grandparent;
- (f) a grandchild;

- (g) an uncle or aunt;
  - (h) a nephew or niece;
  - (i) a cousin;
  - (j) a mother-in-law, father-in-law, sister-in-law or brother-in-law;
  - (k) a person who is related by legal adoption.
- (2) Every registered oat producer or representative of a registered oat producer is eligible to hold office as a director of the commission.
- (3) If a registered oat producer is a corporation, partnership or other organization, it must appoint as its representative to put forward resolutions at meetings, vote or hold office on behalf of the registered oat producer an individual who is:
- (a) a director, partner, shareholder, member, officer or employee of the corporation, partnership or other organization or a family member of any of those individuals; and
  - (b) involved in the farming operation of the oat producer.
- (4) On or before the date fixed pursuant to clause 29(2)(a) as the last date for receipt of nominations for election to the commission, a registered oat producer who is an individual may appoint as that individual's representative to put forward resolutions at meetings, vote or hold office on behalf of the registered oat producer an individual who is:
- (a) an employee or family member of the registered oat producer; and
  - (b) involved in the farming operation of the registered oat producer.
- (5) The appointment of a representative pursuant to subsection (3) or (4) must be:
- (a) in writing; and
  - (b) filed with the commission in a form and manner acceptable to the commission.
- (6) A corporation, partnership or other organization that is a registered oat producer is entitled to put forward resolutions at meetings, vote or hold office only through a representative appointed pursuant to subsections (3) and (5).
- (7) After a representative is appointed in accordance with subsections (4) and (5) and until the registered oat producer or the representative terminates the appointment by filing a notice in writing with the commission:
- (a) the representative is entitled to put forward resolutions at meetings, vote or hold office as the representative of the registered oat producer and to receive any notice required to be given pursuant to this Part; and
  - (b) the registered oat producer is not entitled to put forward resolutions at meetings, vote or hold office.
- (8) A representative appointed to vote pursuant to subsection (3) or (4) must, at the time of voting, declare that the representative has been appointed by the registered oat producer to vote on behalf of the registered oat producer.

(9) Except as provided in this section, voting by proxy is prohibited.

(10) Every registered oat producer is entitled to 1 vote”.

**Section 29 amended**

**9 Subclause 29(3)(b)(ii) is repealed and the following substituted:**

“(ii) two representatives of registered oat producers appointed pursuant to subsection 27(3) or (4)”.

**Section 30 amended**

**10 The following subsection is added after subsection 30(4):**

“(5) Any registered oat producer nominated pursuant to section 29 may provide a scrutineer to scrutinize the ballot verification and vote count that follow the close of an election”.

**Section 31 amended**

**11 The following subsection is added after subsection 31(6):**

“(7) Ties in elections conducted pursuant to this section are decided by the drawing of lots”.

**Section 33 amended**

**12 Subsection 33(1) is repealed and the following substituted:**

“(1) The returning officer or the chairperson shall read the written report prepared pursuant to subsection 31(4) at the first annual general meeting of registered oat producers after the election”.

**Section 34 amended**

**13(1) Subsection 34(1) is amended in the portion preceding clause (a) by adding “unless otherwise set by an order of the commission,” after “subsection (4),”.**

**(2) Subsection 34(3) is repealed and the following substituted:**

“(3) Unless otherwise set by an order of the commission, if a director has completed two consecutive terms, the director is not eligible for re-election or reappointment until two years have passed since the completion of the director’s second consecutive term”.

**(3) Clause 34(4)(a) is repealed and the following substituted:**

“(a) ceases to qualify as:

(i) a registered oat producer; or

(ii) the representative of a registered oat producer”.

**Section 35 repealed**

**14 Section 35 is repealed.**

**Section 37 amended**

**15 Subsection 37(1) is repealed and the following substituted:**

“(1) Any registered oat producer nominated pursuant to section 29 may submit a written objection to the council to challenge the results of an election of directors, as provided pursuant to clause 33(3)(a)”.

**Coming into force**

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

**SASKATCHEWAN REGULATIONS 18/2023***The Environmental Management and Protection Act, 2010*

## Section 98

Order in Council 107/2023, dated March 16, 2023

(Filed March 17, 2023)

**Title**

**1** These regulations may be cited as *The Environmental Management and Protection (Saskatchewan Environmental Code Adoption) Amendment Regulations, 2023*.

**RRS c E-10.22 Reg 2 amended**

**2** *The Environmental Management and Protection (Saskatchewan Environmental Code Adoption) Regulations* are amended in the manner set forth in these regulations.

**Appendix, Chapter B.1.2 amended**

**3** **Clause 1-3(1)(a) in Chapter B.1.2 of the Appendix is amended in the portion preceding subclause (i) by striking out “(R2013)” and substituting “(R2018)”.**

**Appendix, new Chapter B.2.1**

**4** **The following Chapter is added after Chapter B.1.5:**

**“CHAPTER B.2.1  
Transfer Station Chapter**

**Adopted pursuant to *The Environmental Management and Protection Act, 2010***

**PART 1  
General**

**Application**

**1-1(1)** This chapter applies to every person who owns, or intends to establish, a transfer station.

(2) This chapter does not apply to the following things or activities:

(a) any, or any combination, of the following:

(i) the exclusive temporary storage of solid waste in a receptacle, bin or container that prevents waste, or any liquid in the waste from leaving the container;

(ii) the exclusive temporary storage of clean concrete waste without metals or other materials;

(iii) the exclusive storage of clean wood waste;

(b) containers or bins or waste processing facilities that are used for the purpose of:

(i) recycling or processing of any material for which a stewardship program has been established in accordance with section 46 of the Act;

(ii) the operation of the beverage container program within the meaning of Part VI, Division I of *The Environmental Management and Protection Act, 2010*;

(c) the storage of more than 50,000 kilograms of industrial wastes; or

(d) the storage of materials that are regulated by any other Act, regulation or chapter of this code.

**Compliance**

**1-2** Subject to sections 1-1 and 1-4, every person who owns, or intends to establish, a transfer station shall comply with all the requirements established pursuant to:

(a) Part 1; and

(b) either:

(i) Part 2; or

(ii) Part 3.

**Notification required**

**1-3(1)** Every owner of a transfer station shall provide:

(a) notice to the minister in a form and manner determined by the minister, if the owner intends to establish a transfer station or is operating a transfer station pursuant to a permit mentioned in subsection 1-4(2); and

(b) the minister with any other information or material that the minister may reasonably require before establishing a transfer station unless a transfer station is established pursuant to section 1-4.

(2) The minister shall provide a notification number to the owner of the transfer station.

(3) Every owner of a transfer station shall include the notification number on all documents required to be prepared and retained pursuant to this chapter.

**Transitional - permits**

**1-4(1)** This section applies to every owner of a transfer station that is operating a transfer station on the day on which this chapter comes into force.

(2) In accordance with section 103 of the Act, every permit for a transfer station that was in force on the day before this chapter comes into force is continued in force until September 1, 2023 unless the permit is otherwise surrendered or cancelled before that date.

(3) On or before September 1, 2023, an owner of a transfer station who holds a valid permit for a transfer station mentioned in subsection (1) shall comply with all provisions of this chapter, including providing notification as required pursuant to section 1-3.

(4) Every owner of a transfer station that is operating a transfer station on the day on which this chapter comes into force, but who does not hold a valid permit for that transfer station shall, on or before September 1, 2023, comply with all provisions of this chapter, including providing notification as required pursuant to section 1-3.

(5) Notwithstanding subsections (3) and (4), an owner of a transfer station that is operating a transfer station on the day on which this chapter comes into force is not required to comply with the siting, design and construction requirements set out in this Chapter, unless the owner of the transfer station is expanding the transfer station, but all other requirements apply.

**Qualified person and certificates**

**1-5(1)** For the purposes of clause 2(1)(bb) of the Act, in this chapter “qualified person” means:

- (a) for the purposes of certifying an environmental protection plan:
  - (i) a person licensed to practise professional engineering or professional geoscience pursuant to *The Engineering and Geoscience Professions Act*; or
  - (ii) an individual who is designated by the minister or who is a member of a class of persons designated by the minister pursuant to the Act to undertake the activity;
- (b) for the purposes of certifying a site suitability report and design:
  - (i) a person licensed to practise professional engineering or professional geoscience pursuant to *The Engineering and Geoscience Professions Act*;
  - (ii) a person who is a practising member as defined in *The Agrologists Act, 1994*;
  - (iii) a person who is an applied science technologist pursuant to *The Saskatchewan Applied Science Technologists and Technicians Act* who has 8 years of experience in the area of work to be performed that is recognized by the Saskatchewan Applied Science Technologists and Technicians; or
  - (iv) an individual who is designated by the minister or who is a member of a class of persons designated by the minister pursuant to the Act to undertake the activity;
- (c) for the purposes of certifying and amending either or both an environmental monitoring plan and report, and certifying quality assurance and quality control sampling and analytical procedures:
  - (i) a person licensed to practise professional engineering or professional geoscience pursuant to *The Engineering and Geoscience Professions Act*;
  - (ii) a person who is a practising member as defined in *The Agrologist Act, 1994*;
  - (iii) a person who is an applied science technologist pursuant to *The Saskatchewan Applied Science Technologists and Technicians Act* who has 8 years of experience in the area of work to be performed that is recognized by the Saskatchewan Applied Science Technologists and Technicians; or
  - (iv) an individual who is designated by the minister or who is a member of a class of persons designated by the minister pursuant to the Act to undertake the activity.

(2) Every owner of a transfer station shall ensure that any certificate provided by a qualified person in accordance with this chapter satisfies the requirements set out in the Qualified Person Certification Standard.

**Transfer stations re waste management works**

**1-6** For the purposes of clause 47(b) of the Act, transfers stations within the meaning of this Chapter are a prescribed category of transfer stations.

**Environmental samples and laboratory analysis**

**1-7(1)** If environmental monitoring is required, every owner of a transfer station shall ensure that environmental samples are:

- (a) collected, preserved, stored, handled or analysed in accordance with a method approved by a standards-setting organization; and
  - (b) if analysed by a laboratory, analysed by a laboratory accredited pursuant to the requirements of an active accrediting body including, Canadian Association for Laboratory Accreditation or Standards Council of Canada Accreditation, in accordance with the parameters for which the laboratory has been accredited.
- (2) If no parameter-specific environmental sampling method or analytical method accreditation process exists, every owner of a transfer station shall ensure that a qualified person provides a certificate stating that, in the qualified person's opinion, the quality assurance and quality control for sampling and analytical procedures produce accurate, precise and reliable results.
- (3) Reports from environmental sampling and laboratory analysis, including data interpretation and trend analysis, as required by the minister shall be submitted on a frequency as determined by the minister.

**General records**

**1-8(1)** Every owner of a transfer station shall ensure that the following records are kept and retained for the lifetime of the transfer station:

- (a) a description and characterization for each of the waste types received and transferred for disposal or recycling from the transfer station, including the estimated monthly and annual cumulative volumes or weights for each of those types and the waste source and either or both the final disposal contracts and locations;
- (b) an up-to-date site plan showing all major features of the transfer station;
- (c) documents pertaining to transfer station operations, including:
  - (i) either or both the inspection records and compliance audits;
  - (ii) records of any spill, fire, or accident that has occurred at the transfer station;
  - (iii) records pertaining to controlled burning pursuant to section 1-11, including dates, inspections, supervision, notifications;
  - (iv) public complaints received about the transfer station;
  - (v) any regulatory documents for the transfer station;
  - (vi) a copy of any registration, application, or proposal submitted to the minister along with related correspondence;
- (d) environmental monitoring plan, if applicable, including:
  - (i) records of any environmental sampling, analysis or monitoring that has been conducted;
  - (ii) the results of any environmental analysis showing trend analyses, assessment and interpretation;

- (iii) the date, location and time of environmental sampling or monitoring;
  - (iv) the name of the person collecting the environmental sample;
  - (v) an identification of the environmental sample type;
  - (vi) the date of analysis of the environmental sample;
  - (vii) the sampling method used;
  - (viii) the name of the laboratory that performed the analysis of the environmental sample;
  - (ix) the chain of custody form;
  - (x) the name of the person responsible for performing the analysis of the environmental sample; and
  - (xi) the quality assurance and quality control records of any environmental samples;
- (e) any certificate received from a qualified person;
  - (f) any other records mentioned in Part 2 or Part 3.
- (2) Every owner of a transfer station shall ensure that the records required to be kept pursuant to this section are made available to the minister on request.
- (3) Every owner of a transfer station shall ensure that, on transfer of ownership of the transfer station, the records required to be kept pursuant to this chapter are transferred to the new owner.

**Reporting obligations**

**1-9** Every owner of a transfer station shall:

- (a) immediately report an incident involving burning of waste or materials, other than clean wood waste, or spills or discharges of substances that may cause or is causing an adverse effect or meets the criteria set out in the Discharge and Discovery Reporting Standard including unforeseen or unintended fire of waste;
- (b) ensure the report mentioned in clause (a) includes a description of the cause of the incident and any steps taken to mitigate the incident and prevent reoccurrence;
- (c) comply with any additional reporting requirements respecting discharges that are set out in the Discharge and Discovery Reporting Standard and ensure the report is completed in accordance with the Discharge and Discovery Reporting Chapter;
- (d) provide the following to the minister, as required:
  - (i) for each year, an environmental monitoring report including data interpretation and trend analysis to be submitted annually by February 28th of the following year or within the period approved by the minister;

(ii) a request to amend the environmental monitoring plan for the transfer station for approval by the minister, including:

(A) justification for amendment to environmental monitoring plan before implementing changes; and

(B) report following the abandonment or decommissioning of a ground water monitoring well within 60 days of completion of work approved by the minister; and

(e) make available any and all records maintained as required pursuant to section 1-8.

**Prohibited wastes**

**1-10** No owner of a transfer station shall accept the following types of waste at a transfer station unless otherwise approved by the minister:

(a) liquid waste that contains free liquids, other than liquid that is normally contained in household wastes;

(b) hazardous waste, unless the hazardous waste is regulated by any other Act, regulation or chapter in this code;

(c) asbestos;

(d) impacted soil and soil-like material;

(e) sewage, slurry, or sludge;

(f) waste containing radioactive materials;

(g) waste that may spontaneously combust;

(h) biomedical waste not rendered inert.

**Controlled burning**

**1-11** Clean wood waste shall not be burned at a transfer station unless the following conditions are met:

(a) the wood pile is segregated from other types of refuse at the transfer station;

(b) before burning, the clean wood pile is inspected to ensure that it only contains clean wood waste and a record of the inspection is kept by the owner of the transfer station;

(c) only clean dry, well aerated wood is burned;

(d) the wood pile is not burned during Air Quality Advisories or Burn Restrictions;

(e) burning occurs in open areas away from overhead wires and branches and at least 15 metres away from any structure;

(f) a fire break is prepared on the ground at least two metres around the outside diameter of piles;

(g) burning is conducted when meteorological conditions are favourable;

- (h) burning material does not cause a fire hazard or nuisance to neighbouring properties;
- (i) any fire that has caused or is causing an air contaminant or adverse effect as defined in the Act is immediately suppressed or extinguished;
- (j) fires are supervised and controlled at all times, and are not left unattended, and records of the persons supervising burns are created and retained;
- (k) the fire is completely extinguished to ensure smoldering of material does not occur and ashes must be cold before ceasing supervision;
- (l) the fire suppression equipment is available at all times during any type of open-air burning;
- (m) fires are burned in compliance with *The Wildfire Act* where applicable, local by-laws, codes or regulations, including required notification for open fires in a provincial forest, in park land, or any quarter section wholly or partly within 4.5 kilometres of a provincial forest;
- (n) wood burned is handled in compliance with *The Dutch Elm Disease Regulations, 2005*;
- (o) notice is provided to the following persons at least one week before the proposed burning:
  - (i) any property owner or resident in the area likely to be affected by the fire; and
  - (ii) the local fire department.

**Closure of a transfer station**

**1-12(1)** Every owner of a transfer station shall close the transfer station in accordance with this section if:

- (a) the owner of the transfer station no longer intends to accept waste at the transfer station; or
  - (b) waste has not been accepted at the transfer station for at least 12 consecutive months.
- (2) If an owner of a transfer station intends to close a transfer station, the owner shall do the following at least 90 days before the closure:
- (a) provide written notice to the minister that the transfer station will be closing;
  - (b) provide notice of the closure to the public by:
    - (i) posting a notice at the entrance to the transfer station that sets out the date of the closure; and
    - (ii) providing notice in a format that will reach anyone affected by closure setting out the date of closure and providing information about alternative disposal sites.

- (3) On closure of a transfer station, the owner of the transfer station shall:
- (a) post a notice at the entrance to the transfer station that provides a warning against trespassing, illegal dumping and vandalism;
  - (b) ensure the transfer station site is clean of any litter, unused containers, unused tanks, or waste in temporary storage areas, including recyclable materials, by hauling the items to a recycling or processing facility or to a landfill site for further handling;
  - (c) if the site may be an environmentally impacted site, conduct a site assessment in accordance with the Site Assessment Chapter;
  - (d) if the site assessment mentioned in clause (c) discloses the site to be an environmentally impacted site, conduct a corrective action plan in accordance with the Corrective Action Plan Chapter; and
  - (e) if the transfer station is being closed:
    - (i) pursuant to Part 2, provide the minister with a closure report in accordance with the accepted environmental protection plan; or
    - (ii) pursuant to Part 3, provide the minister with a closure report in accordance with section 3-9.

## PART 2 Alternative Solution

### Results-based objective

- 2-1(1)** The results-based objective of this chapter is to limit the probability of unacceptable adverse effects resulting from the activity addressed by this chapter.
- (2) The results-based objective mentioned in subsection (1) must be satisfied by managing the temporary storage of waste in a safe and effective manner by taking reasonable and prudent measures to:
- (a) site the transfer station in an acceptable location with respect to:
    - (i) environmental and human receptors and places of concern, including, but not limited to, cemeteries and heritage sites; and
    - (ii) topography, surface water hydrology, subsurface geologic and hydrogeologic conditions;
  - (b) prevent litter, dust and nuisance to adjacent land;
  - (c) prevent disease vector attraction;
  - (d) prevent attraction of animals;
  - (e) prevent direct or indirect exposure of persons to transfer station operations for the safety of staff and public using the transfer station;
  - (f) employ environmental control systems to minimize the release of any substance that may cause or is causing an adverse effect;

- (g) divert or control surface water run-on and run-off discharge from the transfer station site;
- (h) conduct environmental monitoring, as necessary, to provide timely detection of any substance that may cause or is causing an adverse effect; and
- (i) conduct post-closure care until completion of the contaminating lifespan.

**Environmental protection plan**

**2-2** Every owner of a transfer station, and every person who intends to establish a transfer station, shall:

- (a) have an environmental protection plan prepared that sets out the siting, design, construction, operation and closure methods and any other aspect of transfer station establishment and operation that will be employed to satisfy the results-based objective described in section 2-1;
- (b) ensure that a qualified person provides a certificate stating that, in the qualified person's opinion, the methods and components in the environmental protection plan, if carried out in accordance with that plan, will satisfy the results-based objective described in section 2-1; and
- (c) submit the following documents to the minister:
  - (i) the environmental protection plan for acceptance pursuant to section 27 of the Act, before establishing a transfer station;
  - (ii) the certificate from a qualified person obtained pursuant to clause (b).

PART 3  
**Acceptable Solution**

DIVISION 1  
**General**

**Transfer stations to be established at a closed permitted landfill site**

**3-1** An owner of a transfer station that is converting a closed permitted landfill into a transfer station is not required to comply with the siting requirements in sections 3-3 to 3-6, unless:

- (a) that person is expanding the transfer station; or
- (b) the operation of the transfer station on this site may cause an adverse environmental effect.

**Transfer stations to be established on a new site**

**3-2** An owner of a transfer station that is establishing a transfer station at a site that has not been previously used as a landfill shall comply with the siting, design, construction, operational and closure requirements set out in this Part.

DIVISION 2  
**Transfer Station Siting**

**Site of transfer station**

**3-3** Every owner of a transfer station shall site the transfer station at a location:

- (a) that is not a flood plain for a flood having a 500-year return period or a flood which has a 0.2% probability of occurrence in any one year based on available historical data;
- (b) where the seasonal high water table, if present, is 2.0 metres or more below the lowest grade proposed for the transfer station;
- (c) that is not a ravine, gully or coulee;
- (d) where the property boundary as planned is at least 300 metres from any river, stream, lake, creek, wetland or other watercourse or water body that directly or indirectly flows overland to another watercourse or water body;
- (e) where the property boundary as planned is at least 300 metres from any area designated as an ecological reserve pursuant to *The Provincial Lands Act, 2016* and any areas designated as wildlife habitat land pursuant to *The Wildlife Habitat Protection Act*;
- (f) where the property boundary as planned is at least 300 metres from the following developments or features:
  - (i) a restaurant, canteen, cafeteria, or any other place where food is cooked or prepared for human consumption or is consumed;
  - (ii) any motel, hotel, domestic residence or any other permanent or temporary building or residence that is occupied or may be occupied as a residence;
  - (iii) any school, church or other place of worship, cemetery, community centre, recreation facility or similar public building; and
- (g) where the property boundary as planned is at least 100 metres from any highway.

**Site suitability report**

**3-4(1)** Before constructing a transfer station or expanding an existing transfer station, every owner of a transfer station shall:

- (a) ensure a site suitability report is prepared that satisfies the requirements set out in subsection (2);
- (b) provide a copy of the site suitability report to the minister; and
- (c) provide a certificate from a qualified person stating that, in the qualified person's opinion, the site suitability report meets the requirements set out in section 3-3 and subsection (2).

- (2) The site suitability report includes:
- (a) a site plan that presents the topography and surface water hydrology of the area within one kilometre of the proposed site, including:
    - (i) the ground elevations and locations of all natural and artificial features;
    - (ii) the natural drainage patterns and run-off characteristics of the site;
    - (iii) the surface water features of the area;
    - (iv) the adjacent property boundaries and the land usage of those properties;
    - (v) the location of drinking water wells;
    - (vi) the municipal drains, drainage paths and boundaries, including road ditches that may hold or convey surface water;
  - (b) waste management facilities within 30 kilometres; and
  - (c) geographic area and communities intended to be served.

### DIVISION 3 Transfer Station Design

#### Transfer station design plan

- 3-5(1)** Before constructing a transfer station or expanding an existing transfer station, every owner of a transfer station shall:
- (a) ensure that a transfer station design plan is prepared that satisfies the requirements set out in subsection (2);
  - (b) provide a copy of the design plan to the minister; and
  - (c) provide a certificate from a qualified person stating that, in the qualified person's opinion, the design plan meets the requirements in this section.
- (2) The transfer station design plan must:
- (a) include details respecting the waste types and quantities intended for temporary storage at the transfer station;
  - (b) provide for a suitable fence or a means to prevent unauthorized access, including animals, around the transfer station to allow controlled access to the site;
  - (c) provide a means to minimize any windblown litter leaving the transfer station site;
  - (d) describe waste storage areas that include any or all of the following:
    - (i) areas separated by walls constructed either of concrete, metal or any other suitable material;
    - (ii) maximum dimensions of all waste storage areas, including heights;
    - (iii) bins or containers made of materials compatible with the temporarily stored waste and equipped with lid, tarp or screen to contain wastes and prevent animal access;

- (iv) barriers, curbs, guard rails or other structures to safeguard site users during unloading of wastes from vehicles, and stop barriers or bars to prevent vehicle accidents;
- (e) include details respecting a design for a surface water management system that prevents surface water on site to pool, specifically around waste piles, including a system that prevents the flow of water through the active waste areas; and
- (f) include details respecting an all-weather access road to the transfer station, including space for vehicles waiting to unload.

#### DIVISION 4

##### **Transfer Station Construction**

###### **Construction**

**3-6** Every owner of a transfer station shall, with respect to a transfer station or the expansion of an existing transfer station:

- (a) ensure that the transfer station is constructed in accordance with the transfer station design plan prepared in accordance with section 3-5;
- (b) provide a copy of the construction verification report to the minister; and
- (c) provide a certificate from a qualified person stating that, in the qualified person's opinion, the design plan meets the requirements set out in section 3-5.

#### DIVISION 5

##### **Transfer Station Operation**

###### **Operations plan and emergency response plan**

**3-7(1)** Before beginning operation of a transfer station, every owner of a transfer station shall:

- (a) ensure that an operations plan is prepared that satisfies the requirements set out in subsection (2);
  - (b) ensure an emergency response plan is prepared that satisfies the requirements set out in subsection (3);
  - (c) provide an original copy of the operations plan and emergency response plan to the minister upon notification; and
  - (d) maintain a copy of each plan at the transfer station site, review the operations and emergency response plans annually and make available the original or amended operations plan and emergency response plans upon request of the minister.
- (2) The operations plan mentioned in clause (1)(a) must include:
- (a) procedures for storing and managing household waste, if applicable, in bins or containers;
  - (b) procedures for preventing nuisance such as litter and debris, vermin, dust and odour;

- (c) protocols and procedures for preventing unauthorized or uncontrolled removal of waste materials from the disposal areas at the transfer station site;
  - (d) if controlled salvaging opportunities will be provided, the protocols and procedures for managing controlled, safe salvaging of goods and materials within separate designated areas from the main household waste storage area;
  - (e) procedures for preventing disease vectors that might pose a public health concern;
  - (f) protocols and procedures for waste inspection to identify and handle any waste mentioned in section 1-10;
  - (g) the process for record keeping;
  - (h) procedures for handling, storage and disposal/recycling/reuse of waste received at the transfer station;
  - (i) if managed on site, the procedures for handling hazardous substances and waste dangerous goods, which must be consistent with the requirements set out in *The Hazardous Substances and Waste Dangerous Goods Regulations*, including obtaining approval to store hazardous materials when applicable;
  - (j) a plan for the management of surface water;
  - (k) procedures for weekly environmental inspection and maintenance at the transfer station; including:
    - (i) access control;
    - (ii) road maintenance;
    - (iii) litter and debris on and off-site;
    - (iv) illegal dumping;
    - (v) dust control;
    - (vi) excessive noise;
    - (vii) odours;
    - (viii) vegetation; and
    - (ix) evidence of any unauthorized discharges;
  - (l) an animal management plan to prevent the attraction of animals to the transfer station site;
  - (m) procedures for the training and education of staff related to the transfer station site operations, the operation of the equipment, safe work practices, first-aid procedures, and public safety; and
  - (n) procedures for resolving and mitigating public complaints.
- (3) The emergency response plan mentioned in clause (1)(b) must include:
- (a) the site plan, showing relevant site features, hazardous substances and waste dangerous goods storage locations, if applicable, fire extinguishers, spill kits, first aid kits, and muster points;

- (b) an emergency phone list;
  - (c) security measures to be implemented at the transfer station site; and
  - (d) procedures for resolving and mitigating immediate emergencies related to health and safety, inclement weather, accidents, spills, fires or explosions.
- (4) Every owner of a transfer station may amend the plans prepared in accordance with subsection (1), if the owner of the transfer station:
- (a) ensures that an amended operations plan is prepared that satisfies the requirements set out in subsection (2);
  - (b) ensures that an amended emergency response plan is prepared that satisfies the requirements set out in subsection (3);
  - (c) provides details explaining why the amendments were made;
  - (d) provides a copy of either the up-to-date operations plan or the emergency response plan, or both, on request by the minister.

**Operating duties**

**3-8** Every owner of a transfer station shall ensure that:

- (a) the transfer station is operated in accordance with the operations plan prepared in accordance with subsection 3-7(1);
- (b) a conspicuous sign board is posted at the public entrance to the transfer station, detailing the following information:
  - (i) the name and contact information of the owner of the transfer station;
  - (ii) the telephone number of any persons that may be contacted during emergency;
  - (iii) the hours of operation of the transfer station;
  - (iv) a list of the prohibited waste types that cannot be received at the transfer station; and
  - (v) warning against trespassing and illegal dumping;
- (c) the quantity of waste accepted does not exceed the capacity of each storage area within the transfer station, as set out in the transfer station design plan prepared in accordance with section 3-5;
- (d) suitable measures are in place to prevent the attraction of animals to the transfer station site;
- (e) subject to section 1-11, waste is not burned;
- (f) every possible and reasonable action is immediately taken to extinguish any unforeseen or unintended fire;
- (g) discharge or discovery of a substance that may cause or is causing an adverse effect or meets the criteria set out in the Discharge and Discovery Reporting Standard, including unforeseen or unintended fire of either waste or spills, or both, shall be reported to the Spill Report Centre - 1-800-667-7525;

- (h) waste is removed from the transfer station:
  - (i) at a frequency that precludes:
    - (A) the generation of odours;
    - (B) breeding or the harboring of disease vectors; and
    - (C) the leaching of any substance that may cause an adverse effect; and
  - (ii) when the area designated for a particular type of waste is at capacity; and
- (i) the operations plan is reviewed annually and updated whenever there is a change to procedures in waste acceptance, handling, storage or expansion in the operation in accordance with section 3-7 and record of review is kept on file.

#### DIVISION 6 **Transfer Station Closure**

##### **Closure report**

**3-9(1)** Every owner of a transfer station that closes a transfer station in accordance with section 1-12 shall:

- (a) ensure that a closure report is prepared that satisfies the requirements set out in subsection (2); and
  - (b) provide a copy of the closure report to the minister within one year after closing the transfer station.
- (2) The closure report mentioned in subsection (1) must include:
- (a) a list of any permits, approvals or notification numbers issued with respect to the transfer station, including in the case of a permit the date on which it was issued and the date of expiry;
  - (b) contact information for the owner of the transfer station;
  - (c) a general description of communities and industries served during the operating phase of the transfer station, including the waste types temporarily stored;
  - (d) a plan of the transfer station site that identifies adjacent land uses, location of drinking water wells and any surface water bodies, wetlands or watercourses within one kilometre of the property boundary;
  - (e) the location and global position of the property boundary, waste storage areas, ground water monitoring wells, surface water control ponds, sedimentation ponds and detention ponds, if present;
  - (f) the period the transfer station was in operation;
  - (g) a summary of incidents of fires, reportable discharges pursuant to The Discharge and Discovery Reporting Chapter, abnormal occurrences, upset conditions, and operations or activities on site at any time during operations that resulted in potential risk to human health or safety or the environment;

- (h) work completed to decommission the site, including:
  - (i) removal of infrastructure;
  - (ii) removal of temporary piles and bins;
  - (iii) general site clean-up;
  - (iv) final contours and returning site to the intended end use; and
  - (v) any post-closure work;
- (i) any site investigation report, if applicable;
- (j) any site assessment conducted in accordance with the Site Assessment Chapter, if applicable;
- (k) any corrective action taken in accordance with the Corrective Action Plan Chapter, if applicable; and
- (l) any recommendations for long-term monitoring or post-closure care and maintenance.

### **Glossary of Terms**

#### **Act**

*The Environmental Management and Protection Act, 2010.*

#### **Clean wood waste**

Trees, brush and limbs, and includes lumber and wood which has not been painted, stained, treated or preserved in any manner or fashion and has any associated hardware removed.

#### **Contaminating lifespan**

The period during which substances of potential concern are present at concentrations above levels set out in the Saskatchewan Environmental Quality Standard for the endpoint selected or otherwise approved by the minister.

#### **Expansion**

Expansion is:

- (a) where the transfer station expands beyond the property boundary; or
- (b) the addition of new or increased waste storage areas beyond the original design plan.

#### **Household waste**

Waste generated from daily household activities.

#### **Municipality**

A municipality as defined in section 2-29 of *The Legislation Act*, including the Saskatchewan portion of the City of Lloydminster.

#### **Operating phase**

The period of operation during which waste is received for storage, consolidation, or processing at the transfer station.

**Operations plan**

A written document that describes general instructions for the management and operations of a transfer station.

**Owner of a transfer station**

Owner of a transfer station includes:

- (a) a government agency or municipality that owns a transfer station; and
- (b) a private owner of a transfer station.

**Private owner of a transfer station**

A person, other than a government agency or municipality, that owns a transfer station.

**Property boundary**

The property boundary of a transfer station is:

- (a) the extent of the transfer station as marked on the site plan for that transfer station, often fenced; or
- (b) if a site plan does not exist, the extent of the existing transfer station operation.

**Qualified Person Certification Standard**

The Qualified Person Certification Standard, as established by the minister on November 15, 2012, and adopted pursuant to the Adoption of Standards Chapter.

**Salvaging**

The segregation and diversion of materials from disposal areas to be reused or repurposed.

**Saskatchewan Environmental Quality Standard**

The Saskatchewan Environmental Quality Standard, as established by the minister on November 15, 2012, and adopted pursuant to the Adoption of Standards Chapter.

**Sludge**

A mixture of liquid and solid waste components that typically contains more solid than liquid content creating a thick, soft material and is a term often used when referring to biosolids also known as treated sewage.

**Slurry**

A semiliquid mixture or suspension of liquid and fine solid waste components that is typically more liquid than solid creating a thin, loose material.

**Substances of potential concern**

Any anthropogenic substance found in soil, ground water or surface water that is present in a concentration that meets or exceeds the level set out in the Saskatchewan Environmental Quality Standard for a given land use.

**Transfer station**

A facility that:

- (a) is used to temporarily store solid waste before its transport to a treatment, recycling, recovery or disposal facility or a landfill; and
  - (b) may be used to burn clean, non-painted and non-treated wood;
- but does not include a facility that is used only for any, or any combination, of the following things or activities:

- (c) the temporary storage of solid waste in a receptacle, bin or container that prevents that waste, or any liquid in that waste, from leaving the container;
- (d) the temporary storage of clean concrete waste without metals or other materials;
- (e) the storage of clean wood waste.

**Waste storage area**

The area within the property boundary of a transfer station that is designated or designed for the temporary storage of waste either in bins or on the ground.

**Standards Referenced in this Chapter**

The following standards, adopted pursuant to the Adoption of Standards Chapter, are referenced in this chapter:

Discharge and Discovery Reporting Standard

Qualified Person Certification Standard

Saskatchewan Environmental Quality Standard”.

**Coming into force**

5(1) Subject to subsection (2), these regulations come into force on March 17, 2023.

(2) If these regulations are filed with the Registrar of Regulations after March 17, 2023, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

**SASKATCHEWAN REGULATIONS 19/2023**

*The Environmental Management and Protection Act, 2010*

Sections 48 and 98

Order in Council 108/2023, dated March 16, 2023

(Filed March 17, 2023)

**Title**

**1** These regulations may be cited as *The Municipal Refuse Management Amendment Regulations, 2023*.

**RRS c E-10.2 Reg 4 amended**

**2** *The Municipal Refuse Management Regulations* are amended in the manner set forth in these regulations.

**Section 2 amended**

**3 Clause 2(1) is repealed.**

**Section 11 repealed**

**4 Section 11 is repealed.**

**Coming into force**

**5(1)** Subject to subsection (2), these regulations come into force on March 17, 2023.

(2) If these regulations are filed with the Registrar of Regulations after March 17, 2023, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

