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PART II/PARTIE II

REVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS RÉVISÉS DE LA SASKATCHEWAN

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CHAPTER I-10.4 REG 1*The Interpersonal Violence Disclosure Protocol (Clare's Law) Act*

Section 9

Order in Council 528/2019, dated December 4, 2019

(Filed December 5, 2019)

Title

1 These regulations may be cited as *The Interpersonal Violence Disclosure Protocol (Clare's Law) Regulations*.

Definition

2 In these regulations, "**Act**" means *The Interpersonal Violence Disclosure Protocol (Clare's Law) Act*.

Applicants prescribed

3 For the purposes of clause (b) of the definition of "**applicant**" in section 2 of the Act, the parent or guardian of an individual under the age of 18 who makes an application on behalf of that individual is a prescribed individual.

Disclosure information prescribed

4 For the purposes of the definition of "**disclosure information**" in section 2 of the Act, risk identification information provided to an applicant or a person at risk by a local police service in accordance with the Interpersonal Violence Disclosure Protocol is prescribed information.

Prescribed persons at risk

5 For the purposes of the definition of "**person at risk**" in section 2 of the Act, the following are prescribed individuals:

- (a) an individual who has been determined by a local police service to be at risk of interpersonal violence;
- (b) the parent or guardian of an individual described in clause (a), if that individual:
 - (i) is under the age of 18; or
 - (ii) lacks capacity.

Application on behalf of an applicant

6 For the purposes of clause 3(2)(b) of the Act, the following persons are a prescribed class of persons who may make an application on behalf of an applicant:

- (a) the parent or guardian of an applicant if that applicant lacks capacity;
- (b) an individual with a close personal connection to the applicant.

Protocol adopted

7(1) For the purposes of clause 9(2)(a) of the Act, the Saskatchewan Association of Chiefs of Police document titled "*Interpersonal Violence Disclosure Protocol*", dated November 25, 2019 is adopted, as amended from time to time.

(2) The minister may cause the Interpersonal Violence Disclosure Protocol to be made public in any manner the minister considers appropriate, including publishing it on the ministry's website.

Coming into force

8(1) Subject to subsection (2), these regulations come into force on the day on which section 1 of *The Interpersonal Violence Disclosure Protocol (Clare's Law) Act* comes into force.

(2) If these regulations are filed with the Registrar of Regulations after the day on which section 1 of *The Interpersonal Violence Disclosure Protocol (Clare's Law) Act* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 90/2019

The Summary of Offences Procedure Act, 1990

Section 55

Order in Council 529/2019, dated December 4, 2019

(Filed December 5, 2019)

Title

1 These regulations may be cited as *The Summary Offences Procedure (Traffic Safety) Amendment Regulations, 2019*.

RRS c S-63.1 Reg 2, Appendix amended

2 **Table 1 in Part 3 of the Appendix to *The Summary Offences Procedure Regulations, 1991* is amended:**

(a) by repealing item 35 and substituting the following:

| | | | | |
|------|--|--------|--|--------|
| “ 35 | Driving without due care and attention | 213(1) | 500 (first offence) 1,000 (second offence in a 12-month period) 1,500 (third or subsequent offence in a 12-month period) | ”; and |
|------|--|--------|--|--------|

(b) by repealing item 106 and substituting the following:

| | | | | |
|-------|---|-------|--|----|
| “ 106 | Holding, viewing, using or manipulating electronic communications equipment while driving | 241.1 | 500 (first offence) 1,000 (second offence in a 12-month period) 1,500 (third or subsequent offence in a 12-month period) | .” |
|-------|---|-------|--|----|

Coming into force

3(1) Subject to subsection (2), these regulations come into force on February 1, 2020.

(2) If these regulations are filed with the Registrar of Regulations after February 1, 2020, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 91/2019*The Management and Reduction of Greenhouse Gases Act*

Section 84

Order in Council 530/2019, dated December 4, 2019

(Filed December 5, 2019)

Title

1 These regulations may be cited as *The Management and Reduction of Greenhouse Gases (Standards and Compliance) Amendment Regulations, 2019*.

RRS c M-2.01 Reg 3 amended

2 *The Management and Reduction of Greenhouse Gases (Standards and Compliance) Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3(1) Subsection 2(1) is amended:

- (a) in the definition of “baseline emissions intensity” by adding “or production class” after “a product”;
- (b) in the definition of “baseline emissions level” by adding “or within a production class” after “a product”;
- (c) in the definition of “baseline production level” by adding “or within a production class at a regulated facility” after “product”;
- (d) in the definition of “baseline years” by striking out “the standard” and substituting “an applicable standard”;
- (e) in the definition of “compliance return” by striking out “the standard” and substituting “an applicable standard”;
- (f) in the definition of “compliance year” by striking out “the standard” and substituting “an applicable standard”;
- (g) in the definition of “emissions return” in the portion preceding clause (a) by striking out “the standard” and substituting “an applicable standard”;
- (h) in the definition of “performance standard allocation” by striking out “the standard” and substituting “an applicable standard”;
- (i) in the definition of “permitted emissions” by striking out “the standard” and substituting “an applicable standard”;
- (j) by adding the following definition in alphabetical order:
 - “‘production class’ means a production class as set out in an applicable standard”;
- (k) in the definition of “qualified person” by striking out “the standard” and substituting “an applicable standard”;
- (l) in the definition of “regulated emissions” by striking out “the standard” and substituting “an applicable standard”;

(m) by repealing the definition of “regulated facility” and substituting the following:

“‘**regulated facility**’ means a facility owned or operated by a regulated emitter that is described in section 3”.

(n) in the definition of “reduction period” by striking out “the standard” and substituting “an applicable standard”; and

(o) in the definition of “regulated source categories” by striking out “the standard” and substituting “an applicable standard”.

(2) Subsection 2(2) is amended by striking out “: or” after clause (a) and substituting “; or”.

Section 3 amended

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

“(1) For the purposes of the Act and these regulations, every person is a regulated emitter who owns or operates a facility in a regulated sector with total regulated emissions of 25,000 tonnes or more of CO₂e in 2017 or in a subsequent year”.

(2) Subsection 3(2) is repealed.

(3) Subsection 3(3) is repealed and the following substituted:

“(3) Every person is a regulated emitter who owns or operates a facility in a regulated sector that had total regulated emissions of 10,000 tonnes of CO₂e or more but less than 25,000 tonnes of CO₂e in the current or previous year and who is voluntarily registered in accordance with section 6”.

(4) Subsection 3(4) is repealed.

(5) Subsection 3(5) is amended by striking out “the standard” and substituting “an applicable standard”.

(6) Subsection 3(7) is amended by striking out “the standard” and substituting “an applicable standard”.

(7) Subsection 3(8) is repealed and the following substituted:

“(8) If a facility in a regulated sector that is not already registered pursuant to section 5 or 6 meets the criteria set out in subsection 3(1):

(a) in 2017 or 2018, these regulations apply to the facility and the owner or operator of the facility is a regulated emitter on and after January 1, 2019; or

(b) in 2019 or in a subsequent year, these regulations apply to the facility and the owner or operator of the facility is a regulated emitter on and after January 1 of the year after the year in which the total regulated emissions are 25,000 tonnes or more of CO₂e.

“(9) The owner or operator of a facility mentioned in clause 3(8)(b) may apply to the minister in accordance with the requirements set out in an applicable standard:

(a) to become a regulated emitter in the year in which that facility has total regulated emissions of 25,000 tonnes or more of CO₂e; and

(b) to have that facility be subject to these regulations in the year mentioned in clause (a)”.

Section 4 amended

5(1) Subsection 4(1) is amended in the portion preceding clause (a) by striking out “a standard” and substituting “one or more standards”.

(2) Subsection 4(2) is amended by striking out “the standard” and substituting “every standard”.

(3) Subsection 4(3) is amended by striking out “the standard” and substituting “an applicable standard”.

(4) Subsection 4(4) is amended by striking out “the standard” and substituting “an applicable standard”.

Section 5 amended

6(1) Subsection 5(1) is repealed and the following substituted:

“(1) Every regulated emitter mentioned in subsections 3(1) and (8) shall register with the minister, in accordance with an applicable standard, each regulated facility that it owns or operates”.

“(1.1) Every owner or operator of a facility who applies to the minister for registration pursuant to subsection 3(9) must register in accordance with an applicable standard”.

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

“(2) A registration must be made:

(a) for an existing facility before baseline information is submitted in accordance with an applicable standard; or

(b) for a new facility by the date specified in an applicable standard in the year in which the regulations apply to the facility”.

(3) Subsection 5(4) is amended by adding “described in subsection (1) or (1.1)” after “A regulated emitter”.

(4) Subsections 5(5) and (6) are repealed.

New section 6

7 Section 6 is repealed and the following substituted:

“Voluntary registration

6(1) A person who owns or operates a facility may voluntarily register the facility with the minister in accordance with an applicable standard if the person provides evidence satisfactory to the minister to establish that the facility meets the criteria established in subsection 3(3).

(2) The owner or operator of a facility who wishes to voluntarily register the facility must register at the time approved by the minister on the request of the person.

(3) On registration:

(a) the owner or operator of the facility is deemed to be a regulated emitter;

(b) the facility is deemed to be a regulated facility; and

- (c) the other provisions of these regulations and any standards that govern regulated emitters and regulated facilities apply to:
 - (i) that owner or operator; and
 - (ii) the facility.
- (4) A registration pursuant to this section must be made:
 - (a) for an existing facility before baseline information is submitted in accordance with the standard; or
 - (b) for a new facility by the date specified in an applicable standard.
- (5) A regulated emitter who has registered pursuant to this section must immediately send written notice to the minister of any change in the information it submitted for the purposes of registration and provide the minister with the updated information as soon as is practicable after the change.
- (6) The minister shall provide written confirmation of registration status to the regulated emitter”.

Section 7 amended

8(1) Subsection 7(4) is repealed and the following substituted:

- “(4) A regulated emitter may apply to the minister for an order declaring a regulated facility to be in standby or that a facility has been decommissioned:
- (a) if a baseline has been established for the regulated facility, by providing evidence satisfactory to the minister that commercial production at the facility has halted for a period of 3 months for a reason that was not provided in the information reported pursuant to section 13 to establish the baseline information for the facility;
 - (b) if a baseline has not been established for the regulated facility, by providing a reason satisfactory to the minister as to why the commercial production has halted for a period of 3 months; or
 - (c) by providing evidence satisfactory to the minister that the facility has been decommissioned”.

(2) Subsection 7(7) is amended by striking out “in the manner established in the standard”.

(3) Clause 7(10)(b) is amended by striking out “the standard” and substituting “an applicable standard”.

(4) Subsection 7(11) is repealed and the following substituted:

- “(11) If a regulated emitter has provided evidence, to the satisfaction of the minister, that a facility it owns or operates is decommissioned, the facility that has been decommissioned is no longer subject to these regulations, other than those terms and conditions that the minister may impose”.

(5) The following subsections are added after subsection 7(12):

“(13) If a regulated facility enters standby status before the establishment of a baseline in accordance with clause 7(4)(b), the regulated emitter must establish the baseline information required by section 13 when the facility exits standby at the time approved by the minister.

“(14) If a regulated emitter has requested standby status for a regulated facility before the establishment of a baseline, the minister may require the regulated emitter to provide evidence to the satisfaction of the minister that the facility has the required emissions to be deemed a regulated facility pursuant to these regulations”.

Section 8 amended

9 Subsection 8(1) is amended:

(a) in clause (a) by striking out “the standard” and substituting “an applicable standard”; and

(b) in clause (d) by striking out “the standard” and substituting “an applicable standard”.

New section 9

10 Section 9 is repealed and the following substituted:

“Requirement to reduce emission intensities

9 Every regulated emitter must reduce, in accordance with these regulations and the requirements of an applicable standard, the emissions intensity at every regulated facility it owns or operates”.

Section 10 amended

11 Subsection 10(2) is repealed and the following substituted:

“(2) Notwithstanding subsection (1), the first compliance year for a new facility is the third year after the year in which the new facility commences commercial production of a product”.

Section 11 amended

12 Section 11 is amended by striking out “the standard” and substituting “an applicable standard”.

Section 12 amended

13 Section 12 is amended by striking out “for a product” wherever it appears.

Section 13 amended

14(1) Subsection 13(1) is amended:

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

“(a) establish the baseline emissions level, baseline production level and baseline emissions intensity for each product or production class in commercial production at a regulated facility it owns or operates in accordance with an applicable standard”;

(b) in clause (b) by striking out “the standard” and substituting “an applicable standard”; and

(c) in clause (c) by striking out “the standard” and substituting “an applicable standard”.

(2) Subsection 13(2) is amended in the portion preceding clause (a) by striking out “the standard” and substituting “an applicable standard”.

(3) Clause 13(3)(e) is repealed and the following substituted:

“(e) if a reduction in emissions intensity occurs for a regulated facility that is equal to or greater than 10% in a compliance year, unless the regulated emitter can demonstrate to the satisfaction of the minister that:

(i) the reduction in emissions intensity occurred due to variability in emissions intensity that could reasonably be expected for the regulated facility; and

(ii) the reduction in emissions intensity does not indicate that the baseline emissions intensity established for the regulated facility is inaccurate”.

(4) Subsection 13(4) is amended in the portion preceding clause (a) by striking out “the standard” and substituting “an applicable standard”.

Section 14 amended

15 Subsection 14(1) is amended by striking out “the standard” and substituting “an applicable standard”.

Section 15 amended

16(1) Subsection 15(1) is amended in the portion preceding clause (a) by striking out “the standard” and substituting “an applicable standard”.

(2) Subsection 15(2) is amended in the portion preceding clause (a) by striking out “the standard” and substituting “an applicable standard”.

Section 18 amended

17 Subsection 18(3) is repealed and the following substituted:

“(3) For the purposes of clause (2)(a), the dollar amount of the compliance obligation is the amount DCO calculated in accordance with the following formula:

$$\text{DCO} = \text{CO} \times \text{A}$$

where:

DCO is the dollar amount of the compliance obligation;

CO is the compliance obligation as determined in accordance with section 17 measured in tonnes of CO₂e; and

A is the dollar amount per tonne of CO₂e set by order of the Lieutenant Governor in Council”.

Section 21 amended

18(1) Subsection 21(1) is amended by striking out “the standard” and substituting “an applicable standard”.

(2) Subsection 21(2) is amended:

(a) in clause (a) by striking out “the standard” and substituting “an applicable standard”;

(b) in clause (b) by striking out “the standard” and substituting “an applicable standard”; and

(c) in clause (d) by striking out “the standard” and substituting “an applicable standard”.

Section 22 amended

19(1) Subsection 22(1) is amended by striking out “the standard” and substituting “an applicable standard”.

(2) Clause 22(3)(b) is amended by striking out “the standard” and substituting “an applicable standard”.

Section 23 amended

20(1) Subsection 23(1) is amended by striking out “the standard” and substituting “an applicable standard”.

(2) Subsection 23(5) is amended by striking out “the standard” and substituting “an applicable standard”.

Section 24 amended

21 Subsection 24(2) is amended by striking out “the standard” wherever it appears and in each case substituting “an applicable standard”.

Section 25 amended

22 Subsection 25(4) is amended by striking out “those terms and condition” and substituting “those terms and conditions”.

Section 27 amended

23 Clause 27(1)(c) is amended by striking out “the standard” and substituting “the requirements of an applicable standard”.

Section 30 amended

24 Subsection 30(1) is amended by striking out “subsection 61(4)” and substituting “subsections 61(3) and (4)”.

Section 31 amended

25 Subsection 31(3) is repealed.

New Appendix

26 The Appendix is repealed and the following substituted:**“APPENDIX****“Table 1
Performance Standard Allocation**

| Sector <i>Column 1</i> | Reduction Period <i>Column 2</i> | | | | | | | | | | | |
|--|--|----------|----------|----------|----------|----------|----------|----------|----------|-----------|-----------|-----------|
| | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 |
| Mining | .9958 | .9917 | .9875 | .9833 | .9792 | .9750 | .9708 | .9667 | .9625 | .9583 | .9542 | .9500 |
| Iron and steel mills | .9958 | .9917 | .9875 | .9833 | .9792 | .9750 | .9708 | .9667 | .9625 | .9583 | .9542 | .9500 |
| Fertilizer manufacturing | .9958 | .9917 | .9875 | .9833 | .9792 | .9750 | .9708 | .9667 | .9625 | .9583 | .9542 | .9500 |
| Pulp mills | .9958 | .9917 | .9875 | .9833 | .9792 | .9750 | .9708 | .9667 | .9625 | .9583 | .9542 | .9500 |
| Ethanol manufacturing | .9958 | .9917 | .9875 | .9833 | .9792 | .9750 | .9708 | .9667 | .9625 | .9583 | .9542 | .9500 |
| Grain and oilseed processing | .9958 | .9917 | .9875 | .9833 | .9792 | .9750 | .9708 | .9667 | .9625 | .9583 | .9542 | .9500 |
| Char production | .9958 | .9917 | .9875 | .9833 | .9792 | .9750 | .9708 | .9667 | .9625 | .9583 | .9542 | .9500 |
| Activated carbon production | .9958 | .9917 | .9875 | .9833 | .9792 | .9750 | .9708 | .9667 | .9625 | .9583 | .9542 | .9500 |
| Refining and upgrading of petroleum | .9917 | .9833 | .9750 | .9667 | .9583 | .9500 | .9417 | .9333 | .9250 | .9167 | .9083 | .9000 |
| Upstream oil and gas stationary fuel combustion ¹ | .9875 | .9750 | .9625 | .9500 | .9375 | .9250 | .9125 | .9000 | .8875 | .8750 | .8625 | .8500 |
| Other sectors ^{2 3} | .9917 | .9833 | .9750 | .9667 | .9583 | .9500 | .9417 | .9333 | .9250 | .9167 | .9083 | .9000 |

¹Upstream oil and gas sector includes straddle and gas processing plants² Other sectors include any other sector as identified in an applicable standard.³ The listed reduction periods for other sectors apply unless otherwise established in an applicable standard or by order of the minister

“Table 2
Provisions for which an Administrative Penalty May be Imposed
[Subsection 28(1)]

| Item | Description of Contravention | Provision of Act or regulations |
|-----------------|--|---------------------------------|
| <i>Column 1</i> | <i>Column 2</i> | <i>Column 3</i> |
| 1 | Failure to provide reports to the minister | 21 of the Act |
| 2 | Failure to comply with an applicable standard | 4(4) of the regulations |
| 3 | Failure to register a regulated facility | 5(1) of the regulations |
| 4 | Failure to provide information to the minister as required | 5(4) of the regulations |
| 5 | Failure to provide information to the minister as required | 6(5) of the regulations |
| 6 | Failure to comply with a direction | 13(2) of the regulations |
| 7 | Failure to fulfil a compliance obligation as required | 18 of the regulations |
| 8 | Failure to submit emissions return | 21(1) of the regulations |
| 9 | Failure to comply with a direction | 21(3) of the regulations |
| 10 | Failure to comply with a direction | 21(4) of the regulations |
| 11 | Failure to submit compliance return | 22 of the regulations |
| 12 | Failure to submit report respecting use of moneys | 26 of the regulations |
| 13 | Failure to retain documents and information used to prepare a report for the minimum period required | 29 of the regulations |

”.

Coming into force

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

SASKATCHEWAN REGULATIONS 92/2019*The Environmental Management and Protection Act, 2010*

Sections 48 and 98

Order in Council 531/2019, dated December 4, 2019

(Filed December 5, 2019)

Title

1 These regulations may be cited as *The Environmental Management and Protection (General) Amendment Regulations, 2019*.

RRS c E-10.22 Reg 1, new Part III.1

2 *The Environmental Management and Protection (General) Regulations* are amended by adding the following Part after Part III:

“PART III.1**Transportation of Sewage****“Definition for Part**

7.1 In this Part:

‘liquid domestic waste’ means sewage but does not include sewage containing grease, hazardous substances, hazardous waste, industrial waste or waste generated from a motor vehicle washing facility;

‘liquid domestic waste hauler’ means any vehicle or trailer used primarily for the purpose of transporting and disposing of liquid domestic waste including any vehicle or trailer customized or modified to make it suitable for transporting and disposing of liquid domestic waste.

“Permit required

7.2(1) Subject to subsection (4), no person shall transport and dispose of liquid domestic waste using a liquid domestic waste hauler without a permit issued by the minister authorizing the person to do so.

(2) Every applicant for a permit mentioned in subsection (1) or renewal of a permit mentioned in subsection (1) shall pay a fee of:

- (i) \$200 for non-commercial applicants; or
- (ii) \$500 for commercial applicants.

(3) The minister may impose any terms and conditions on the permit mentioned in subsection (1) that the minister considers appropriate.

(4) Subsection (1) does not apply to a person transporting and disposing of liquid domestic waste that:

- (a) was generated by the occupants of that person’s single-family dwelling; and
- (b) is disposed of on property owned by that person.

“Transitional - permits issued pursuant to *The Municipal Refuse Management Regulations*

7.3 Notwithstanding the repeal of section 14 of *The Municipal Refuse Management Regulations*, any permit issued pursuant to that section that was valid and not under cancellation on the day before that section was repealed:

- (a) continues in force according to its terms until it expires; and
- (b) notwithstanding its terms, is deemed to be a permit issued pursuant to the Act and these regulations and may be dealt with pursuant to the Act and these regulations as if issued pursuant to the Act and these regulations”.

Coming into force

3(1) Subject to subsection (2), these regulations come into force on December 15, 2019.

(2) If these regulations are filed with the Registrar of Regulations after December 15, 2019, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 93/2019

The Environmental Management and Protection Act, 2010

Sections 48 and 98

Order in Council 532/2019, dated December 4, 2019

(Filed December 5, 2019)

Title

1 These regulations may be cited as *The Municipal Refuse Management Amendment Regulations, 2019*.

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 14 repealed

3 Section 14 is repealed.

Section 16 amended

4(1) Subsection 16(1) is amended:

- (a) **in clause (a) by striking out** “or a permit issued pursuant to section 14” **and substituting** “has been issued”; **and**
- (b) **in the portion after clause (b) by striking out** “or the permit issued pursuant to section 14, as the case may be”.

(2) Subsection 16(2) is amended by striking out “or a permit issued pursuant to section 14”.

(3) Subsection 16(3) is amended:

- (a) **in the portion preceding clause (a):**
 - (i) **by striking out** “or a permit issued pursuant to section 14”; **and**
 - (ii) **by striking out** “or the permit issued pursuant to section 14, as the case may be,”;

(b) in clause (a) by striking out “or the permit issued pursuant to section 14”; **and**

(c) in clause (b) by striking out “or the permit issued pursuant to section 14”.

Coming into force

5(1) Subject to subsection (2), these regulations come into force on December 15, 2019.

(2) If these regulations are filed with the Registrar of Regulations after December 15, 2019, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

SASKATCHEWAN REGULATIONS 94/2019

The Saskatchewan Technology Start-up Incentive Act

Section 48

Order in Council 533/2019, dated December 4, 2019

(Filed December 5, 2019)

Title

1 These regulations may be cited as *The Saskatchewan Technology Start-up Incentive Amendment Regulations, 2019*.

RRS c S-33.1 Reg 1 amended

2 *The Saskatchewan Technology Start-up Incentive Regulations* are amended in the manner set forth in these regulations.

Section 2 amended

3(1) The following subclause is added after subclause 2(2)(b)(ii):

“(iii) a limited partnership, subsections (2.1) and (2.2) and sections 7.1, 7.2 and 13.1 apply to the limited partnership, its limited partners and general partner, as the case may be”.

(2) The following subsections are added after subsection 2(2):

“(2.1) Subject to subsection (2.2), in the case of an eligible investment made by a limited partnership:

(a) the amount of each limited partner’s eligible investment is to be calculated as the amount that would reasonably be considered as that limited partner’s proportionate share in the eligible investment, as determined in a manner acceptable to the minister, by the general partner of the limited partnership; and

(b) each limited partner mentioned in clause (a) must have been, at the time the investment was made, an eligible investor in its own right, capable of making the investment directly.

“(2.2) For the purposes of clause 6(1)(b) of the Act, in the case of the purchase of equity shares by a limited partnership, each of the limited partners or the general partner, as the case may be, is deemed to be the eligible investor for the amount calculated in accordance with clause (2.1)(a)”.

New sections 7.1 and 7.2

4 The following sections are added after section 7:

“Control of eligible start-up business re limited partnership

7.1 For the purposes of subsection 8(1) of the Act, in the case of an eligible investment made by a limited partnership, the extent of ownership of shares carrying voting rights for the election of directors, or other manner of control, of the eligible start-up business is to be determined according to the total amount of the eligible investment made by the limited partnership.

“Maximum annual investment re limited partnership

7.2(1) For the purposes of subsection 9(2) of the Act, in the case of an eligible investment made by a limited partnership, the maximum annual investment set out in that subsection for which a tax credit certificate may be issued is to be applied with respect to each limited partner.

(2) Notwithstanding any other provision of these regulations, the maximum annual investment mentioned in subsection 9(2) of the Act is to be calculated without regard to the form in which the eligible investor made the investment in any eligible start-up business”.

Section 8 amended

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

“(3) In the case of an eligible investment made by a limited partnership, notwithstanding that the conditions mentioned in subsection (1) have been satisfied, the minister may issue a tax credit certificate pursuant to subsection 10(1) of the Act only after the limited partnership provides to the minister, in a manner acceptable to the minister:

- (a) the names of the general partner and each limited partner in the limited partnership;
- (b) a declaration of limited partnership, including the capital contributions and ownership interests of all of the limited partners;
- (c) a declaration stating that the limited partners who have made eligible investments are accredited investors as described in clause 2(2)(a);
- (d) a copy of the executed limited partnership agreement; and
- (e) the amount of each limited partner’s eligible investment calculated in accordance with clause 2(2.1)(a).

“(4) Any tax credit certificate issued to an eligible investor by the minister in the circumstances set out in subsection (3) is to be sent to the general partner.

“(5) A limited partnership must not alter its declaration of limited partnership or its limited partnership agreement with respect to the interests of the partners in the limited partnership without the prior written approval of the minister and, if the minister so approves, the limited partnership must provide to the minister an amended declaration of limited partnership as soon as is practicable”.

New section 8.1**6 The following section is added after section 8:****“Tax credit certificate not to be issued to general partner**

8.1 Notwithstanding any other provision of these regulations, in the case of an eligible investment made by a limited partnership, no tax credit certificate shall be issued for the benefit of the general partner”.

Section 9 amended**7 Section 9 is amended:**

(a) by renumbering it as subsection 9(1); and

(b) by adding the following subsection after subsection (1):

“(2) In the case of equity capital raised by an eligible start-up business as a result of an eligible investment made by a limited partnership, the prohibition set out in clause (1)(f) applies with respect to the purchase of goods or services from the limited partnership and any of its limited partners”.

New section 13.1**8 The following section is added after section 13:****“Repayment of tax credit – limited partnerships**

13.1(1) For the purposes of subsection 17(2) of the Act, in the case of an eligible investment made by a limited partnership, **‘equity share’** includes an interest in that limited partnership with respect to which the person is an eligible investor as of the date on which that eligible investment was made.

(2) For the purposes of subsection 17(2) of the Act, in the case of an eligible investment made by a limited partnership, the eligible investor is:

(a) if the limited partnership disposes of the equity share in the eligible start-up business, each limited partner to the extent of that limited partner’s proportionate share in the eligible investment, as calculated in accordance with clause 2(2.1)(a); or

(b) if a limited partner disposes of an interest in the limited partnership with respect to which the person is an eligible investor, that limited partner”.

New section 15.1 and 15.2**9 The following sections are added after section 15:****“Annual return – limited partnerships**

15.1(1) Within 6 months after its fiscal year end, a limited partnership must prepare an annual return in a form approved by the minister and file the return with the minister, accompanied by the following information:

(a) the amount of capital raised by the limited partnership;

(b) the aggregate value, at cost, of investments in eligible start-up businesses made by the limited partnership and the names of those eligible start-up businesses;

(c) whether any fees or remuneration were paid to the general partner or limited partners of the limited partnership or to any associate or affiliate of any of them by an eligible start-up business in which the limited partnership made an eligible investment;

- (d) whether the declaration of limited partnership was amended in a manner that changed the structure of the limited partnership or altered any rights or restrictions attached to any interests of the limited partnership;
 - (e) the amount of all dividends received by the limited partnership or limited partners with respect to an eligible investment made by the limited partnership in an eligible start-up business;
 - (f) whether the limited partnership sold or disposed of equity shares in an eligible start-up business in which it made an eligible investment;
 - (g) whether the selling or disposal of shares mentioned in clause (f) was reported to the minister;
 - (h) in relation to the selling or disposal of shares mentioned in clause (f) that was not reported to the minister:
 - (i) the name of each eligible start-up business whose shares were sold or disposed of; and
 - (ii) the date of the sale or disposal;
 - (i) whether a limited partner disposed of its interest in the limited partnership;
 - (j) whether the disposal of an interest mentioned in clause (i) was reported to the minister;
 - (k) in relation to the disposal of an interest mentioned in clause (i) that was not reported to the minister:
 - (i) the name of each limited partner who disposed of an interest; and
 - (ii) the date of each disposal.
- (2) A limited partnership's annual return must be accompanied by an updated declaration of limited partnership, including the capital contributions made by, and ownership interests of, each of the limited partners in the relevant fiscal year.
- (3) A limited partnership must comply with subsections (1) and (2) in each of the 2 consecutive calendar years following the date of its most recent investment in an eligible start-up business to which these regulations apply.

“Power to require information or material - limited partnerships

15.2(1) At any time, the minister may require a limited partnership to provide the minister with any information or material the minister reasonably requires for the purposes of the Act or these regulations.

(2) A limited partnership shall comply with the direction of the minister within the period and in the manner that the minister may require as set out in the direction”.

Coming into force

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

SASKATCHEWAN REGULATIONS 95/2019*The Cannabis Control (Saskatchewan) Act*

Section 6-4

Order in Council 534/2019, dated December 4, 2019

(Filed December 5, 2019)

Title

1 These regulations may be cited as *The Cannabis Control (Saskatchewan) Amendment Regulations, 2019*.

RRS c C-2.111 Reg 1 amended

2 *The Cannabis Control (Saskatchewan) Regulations* are amended in the manner set forth in these regulations.

Section 1-2 amended

3 The following subsection is added after subsection 1-2(5):

“(6) For the purposes of the Act and these regulations:

‘**cannabis concentrate**’ means cannabis concentrate as defined in the *Cannabis Regulations* (Canada);

‘**cannabis extract**’ means a cannabis extract as defined in the *Cannabis Regulations* (Canada);

‘**cannabis oil**’ means cannabis oil as defined in the *Cannabis Regulations* (Canada);

‘**Cannabis Regulations (Canada)**’ means the *Cannabis Regulations* (Canada), SOR/2018 - 144;

‘**cannabis topical**’ means cannabis topical as defined in the *Cannabis Regulations* (Canada);

‘**dwelling-house**’ means a dwelling-house as defined in the *Cannabis Act* (Canada);

‘**edible cannabis**’ means edible cannabis as defined in the *Cannabis Regulations* (Canada);

‘**non-solids containing cannabis**’ means non-solids containing cannabis as defined in the *Cannabis Regulations* (Canada);

‘**solids containing cannabis**’ means solids containing cannabis as defined in the *Cannabis Regulations* (Canada)”.

Section 1-3 amended

4 The following clauses are added after clause 1-3(d):

“(e) special constables appointed pursuant to *The Police Act, 1990* who perform enforcement duties at a post-secondary institution as defined by *The Workers’ Compensation Act, 2013*;

“(f) persons employed by the Provincial Capital Commission for the purpose of performing law enforcement duties within Wascana Centre who are appointed as special constables pursuant to *The Police Act, 1990*”.

Section 2-2 amended

5(1) Clause 2-2(1)(b) is amended by striking out “dwelling house” and substituting “dwelling-house”.

(2) Subsection 2-2(2) is amended by striking out “dwelling house” wherever it appears and in each case substituting “dwelling-house”.

New section 3-7

6 Section 3-7 is repealed and the following substituted:

“Delivery and shipment of cannabis

3-7(1) Subject to subsections (2) to (5) and any terms and conditions set by the Cannabis Authority, a cannabis retail store permittee may take orders for cannabis, cannabis accessories or cannabis ancillary items directly from any retail customer who is not a minor and deliver the cannabis, cannabis accessories or cannabis ancillary items to a location in Saskatchewan through:

- (a) a delivery service operated by the permittee;
- (b) the use of a common carrier; or
- (c) the use of a delivery service operated by the holder of a home delivery special use permit issued pursuant to *The Alcohol Control Regulations, 2016*.

(2) A cannabis retail store permittee operating a delivery service shall ensure that:

- (a) deliveries pursuant to clause (1)(a) occur during the hours that cannabis may be lawfully sold pursuant to section 3-6;
- (b) on delivery, the recipient is required to:
 - (i) show proper identification proving the recipient’s age; and
 - (ii) sign a receipt for the sale and to confirm the delivery;
- (c) retail customers pay all applicable charges associated with the sale at the time of placing the order;
- (d) no delivery is made to:
 - (i) a minor or any person who does not provide proper identification proving the person’s age; or
 - (ii) any person who appears to be intoxicated at the time of delivery;
- (e) the amount of cannabis delivered does not exceed the limits set out in section 2-8 of the Act; and
- (f) cannabis and cannabis accessories are delivered in packaging in which the cannabis and cannabis accessories are not visible.

(3) A cannabis retail store permittee causing orders to be delivered by the use of a delivery service operated by the holder of a home delivery special use permit issued pursuant to *The Alcohol Control Regulations, 2016* shall ensure that retail customers pay all applicable charges associated with the sale at the time of placing the order and take all reasonable steps to ensure that:

- (a) deliveries pursuant to clause (1)(c) occur during the hours that cannabis may be lawfully sold pursuant to section 3-6;

- (b) on delivery, the recipient is required to:
 - (i) show proper identification proving the recipient's age; and
 - (ii) sign a receipt for the sale and to confirm the delivery;
 - (c) no deliveries are made to:
 - (i) a minor or any person who does not provide proper identification proving the person's age; or
 - (ii) any person who appears to be intoxicated at the time of delivery;
 - (d) the amount of cannabis delivered does not exceed the limits set out in section 2-8 of the Act; and
 - (e) cannabis and cannabis accessories are delivered in packaging through which the cannabis or cannabis accessories are not visible.
- (4) A cannabis retail store permittee causing orders to be delivered by a common carrier shall ensure that retail customers pay all applicable charges associated with the sale at the time of placing the order and take all reasonable steps to ensure that:
- (a) deliveries pursuant to clause (1)(b) occur during the hours that cannabis may be lawfully sold pursuant to section 3-6;
 - (b) on delivery, the recipient is required to:
 - (i) show proper identification proving the recipient's age if the recipient appears to be under 25 years of age; and
 - (ii) sign a receipt for the sale and to confirm the delivery;
 - (c) no deliveries are made to:
 - (i) a minor or any person who does not provide proper identification proving the person's age if required pursuant to this subsection; or
 - (ii) any person who appears to be intoxicated at the time of delivery;
 - (d) the amount of cannabis delivered does not exceed the limits set out in section 2-8 of the Act; and
 - (e) cannabis and cannabis accessories are delivered in packaging through which the cannabis or cannabis accessories are not visible.
- (5) A cannabis retail store permittee that becomes aware that deliveries conducted by a common carrier or through the use of a delivery service operated by the holder of a home delivery special use permit issued pursuant to *The Alcohol Control Regulations, 2016* are not being delivered according to standards outlined in subsections (3) and (4) must:
- (a) immediately notify the Cannabis Authority; and
 - (b) cease using that entity to conduct deliveries until necessary changes have been made to ensure compliance”.

Section 3-8 amended**7 The following subsection is added after subsection 3-8(2):**

“(3) Clause (1)(b) does not apply if the sale or distribution of cannabis is to a cannabis retail store permittee for the purposes of that permit”.

Section 3-17 repealed**8 Section 3-17 is repealed.****New section 4-8.1****9 The following section is added after section 4-8:****“Immediate suspension**

4-8.1(1) The Cannabis Authority may, by order, suspend a permit for a period not exceeding 7 days without giving notice to the permittee in accordance with subsection 3-1(3) of the Act if it considers the immediate suspension to be in the public interest.

(2) The Cannabis Authority shall serve on the permittee:

- (a) a copy of the order of suspension; and
- (b) a notice fixing a time and place for an oral hearing by the commission to determine whether the suspension should be extended, or whether the permit should be cancelled.

(3) An order for suspension takes effect immediately on being served on the permittee.

(4) The time fixed for the oral hearing in the notice is to be before the expiration of the order for suspension.

(5) The commission may adjourn an oral hearing and may extend the order for suspension to a date not later than the date to which the oral hearing has been adjourned.

(6) On completing an oral hearing pursuant to this section, the commission may:

- (a) cancel the order for suspension;
- (b) extend the order for suspension for any period the commission considers appropriate; or
- (c) cancel the permit”.

New section 4-10**10 The following section is added after section 4-9:****“Purchase from other jurisdictions**

4-10 Pursuant to section 2-12 of the Act and subject to the *Excise Act, 2001* (Canada), an individual who is older than a minor may personally bring into Saskatchewan cannabis in an amount that does not contravene the possession limits set out in clause 2-8(a) of the Act”.

Appendix amended

11(1) Table 1 of Part 1 of the Appendix is amended in column 3 of row 12 by striking out “3-15(b) - Act and 3-17 - regulations” and substituting “3-15(b) - Act”.

(2) The following Part is added after Part 2:**“PART 3
Schedules****Schedule 3***[Subsection 1-2(3) and sections 2-8 and 2-11 of the Act]*

[This Schedule replaces Schedule 3 of the Act and Schedule 3 of the Act is no longer in force]

| Item | Column 1 | Column 2 |
|-------------|--------------------------------|--|
| | <i>Class of Cannabis</i> | <i>Quantity that is equivalent to 1 gram of dried cannabis</i> |
| 1 | dried cannabis | 1 g |
| 2 | fresh cannabis | 5 g |
| 3 | solids containing cannabis | 15 g |
| 4 | non-solids containing cannabis | 70 g |
| 5 | cannabis plant seeds | 1 seed |
| 6 | cannabis concentrates | 0.25 g |

Schedule 4*[Section 3-15 of the Act]*

[This Schedule replaces Schedule 4 of the Act and Schedule 4 of the Act is no longer in force]

Classes of Cannabis That a Permittee May Sell*[In force until October 16, 2020]*

| Item | Class of Cannabis |
|-------------|--------------------------|
| 1 | dried cannabis |
| 2 | cannabis oil |
| 3 | fresh cannabis |
| 4 | cannabis plants |
| 5 | cannabis plant seeds |
| 6 | edible cannabis |
| 7 | cannabis extracts |
| 8 | cannabis topicals |

”.

(3) Schedule 4 of the Appendix is repealed and the following substituted:

“Schedule 4
[Section 3-15 of the Act]

Classes of Cannabis That a Permittee May Sell
[In force on and after October 17, 2020]

| Item | Class of Cannabis |
|------|----------------------|
| 1 | dried cannabis |
| 2 | fresh cannabis |
| 3 | cannabis plants |
| 4 | cannabis plant seeds |
| 5 | edible cannabis |
| 6 | cannabis extracts |
| 7 | cannabis topicals |

”.

Coming into force

12(1) Subject to subsection (2), these regulations come into force on the day on which they are filed with the Registrar of Regulations.

(2) Subsection 11(3) of these regulations comes into force on October 17, 2020.

