The Saskatchewan Health Research Foundation Act

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NOTE:
This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.
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 CHAPTER S-21.1

An Act respecting the Saskatchewan Health Research Foundation

Short title
1 This Act may be cited as The Saskatchewan Health Research Foundation Act.

Interpretation
2 In this Act:
   (a) “board” means the board of directors established pursuant to subsection 9(1);
   (b) “foundation” means the Saskatchewan Health Research Foundation established pursuant to section 3;
   (c) “minister” means the member of the Executive Council to whom for the time being the administration of this Act is assigned.


Foundation established
3 The Saskatchewan Health Research Foundation is established as a corporation.

2002, c.S-21.1, s.3.

Membership
4(1) The foundation consists of not more than 12 members appointed by the Lieutenant Governor in Council.

(2) Of the members appointed pursuant to subsection (1):
   (a) at least one is to be a member of the faculty of the University of Saskatchewan who is engaged in teaching or research in a health science, a health-related social science or other health-related field of study;
   (b) at least one is to be a member of the faculty of the University of Regina who is engaged in teaching or research in a health science, a health-related social science or other health-related field of study;
   (c) at least one is to be an official of the Department of Health;
   (d) at least one is to be an official of the Department of Learning;
   (e) at least one is to be an official of the Department of Industry and Resources; and
   (f) at least one is to be a member or official of the provincial health authority as defined in The Provincial Health Authority Act.

(3) Subject to subsections (4) and (5), each member appointed pursuant to subsection (1):
   (a) holds office at pleasure for a term not exceeding three years and until a successor is appointed; and
   (b) is eligible for re-appointment.
(4) No member shall hold office for more than two successive terms.

(5) If a member dies or resigns, the person ceases to be a member on the date of death or on the day on which the resignation is received by the board, as the case may be.

(6) Where the office of a person appointed pursuant to subsection (1) becomes vacant, the Lieutenant Governor in Council may:

   (a) appoint a person for the remainder of the term of the person who vacated the office; or
   (b) appoint a person for the term mentioned in subsection (3).


Objects

5 The objects of the foundation are:

   (a) to seek and receive funding from governmental and non-governmental sources for the advancement of research;
   (b) to encourage and facilitate research into matters associated with the health sciences, the health-related social sciences and other health-related fields of study;
   (c) to assist the minister to develop a provincial strategy for research into matters associated with the health sciences, the health-related social sciences and other health-related fields of study;
   (d) to provide funding to persons and agencies who are conducting or proposing to conduct research projects that are consistent with the provincial strategy mentioned in clause (c);
   (e) to disseminate information to members of health-related professions and to the public respecting the objects of the foundation, the research that the foundation supports, the results of that research and conclusions drawn from that research; and
   (f) to do any other things prescribed in the regulations.

2002, c.S-21.1, s.5.

General powers

6 To further its objects, the foundation may:

   (a) subject to the regulations, provide funding to any person respecting any matter that the foundation considers relevant to its objects;
   (b) enter into agreements with any government, person, agency, organization, association or institution;
   (c) set the amount of, and charge, a fee for any service it provides;
   (d) purchase, lease or otherwise acquire any personal property;
   (e) lease real property;
   (f) sell, lease or otherwise dispose of any of its property;
(g) accept grants, donations, gifts and bequests of any property and, subject to the terms of the grant, donation, gift or bequest, sell or otherwise dispose of that property;

(h) accept funds appropriated by the Legislature or the Parliament of Canada;

(i) subject to any directions of Treasury Board, invest any of its moneys that it does not immediately require for its objects in any securities that are authorized as investments for the general revenue fund and dispose of those investments and reinvest the proceeds in similar investments;

(j) subject to the approval of Treasury Board, borrow moneys that the foundation considers necessary for its objects and secure those loans by mortgage, bill of exchange, promissory note or hypothecation of its revenues or by any other instrument required by the lender; and

(k) do any other thing that the foundation considers necessary or appropriate to fulfil its objects.


Responsible to minister

7 The foundation is responsible to the minister for the manner in which it carries out its objects and exercises its powers pursuant to this Act.


Head office

8 The head office of the foundation is to be at any location in Saskatchewan specified by the Lieutenant Governor in Council.


Board

9(1) A board of directors for the foundation is established.

(2) The board shall manage the affairs and business of the foundation.

(3) The board consists of those persons appointed to constitute the membership of the foundation pursuant to section 4.

(4) A vacancy in the membership of the board does not impair the power of the remaining members of the board to act.


Officers

10(1) The Lieutenant Governor in Council shall designate one of the members of the board to be chairperson of the board and another to be vice-chairperson.

(2) Where the chairperson is absent or unable to act or the office of chairperson is vacant, the vice-chairperson may exercise all the powers of the chairperson and shall perform all the duties of the chairperson.

(3) The board may appoint other officers of the board from its members.

Committees

11 The board may, from time to time:
   (a) appoint any committees that it considers necessary for the efficient conduct of the affairs and business of the foundation; and
   (b) prescribe the duties of any committee appointed pursuant to clause (a).

2002, c.S-21.1, s.11.

Remuneration and reimbursement

12(1) Subject to subsection (3), members of the board are entitled to:
   (a) remuneration for their services at the rates approved by the Lieutenant Governor in Council; and
   (b) reimbursement for their expenses incurred in the performance of their responsibilities.

(2) Subject to subsection (3), members of any committee appointed pursuant to section 11 are entitled to:
   (a) remuneration for their services at the rates determined by the board; and
   (b) reimbursement for their expenses incurred in the performance of their responsibilities.

(3) A member of the board or a committee appointed pursuant to section 11 who is also a member of the public service of Saskatchewan is not eligible to receive remuneration, but may be reimbursed for expenses in accordance with the rates paid to members of the public service of Saskatchewan.

(4) The remuneration and reimbursement for expenses mentioned in subsections (1) to (3) are to be paid from the moneys of the foundation.


Meetings and quorum

13(1) The board shall meet when called by the chairperson.

(2) The board shall meet not less than two times in each fiscal year.

(3) A quorum of the board is a majority of its members.


Bylaws

14 Subject to this Act and the regulations, the board may make bylaws governing the business and affairs of the foundation.


Employees

15(1) Notwithstanding The Public Service Act, 1998, the foundation may:
   (a) employ any employees that it considers necessary for the conduct of its operations; and
   (b) determine the respective duties and powers, the conditions of employment and the remuneration of its employees.
(2) The foundation may:

(a) appoint or engage any professional, administrative, technical and clerical personnel that may be required for the purposes of this Act; and

(b) determine the salaries or other remuneration of the personnel appointed or engaged pursuant to clause (a).


Superannuation and other plans

16 The foundation may establish and support any of the following plans for the benefit of any employees of the foundation and the dependants of those employees:

(a) a superannuation plan;

(b) a group insurance plan;

(c) any other pension or employee benefit plan.

2002, c.S-21.1, s.16.

Fiscal year

17 The fiscal year of the foundation is the period commencing on April 1 in one year and ending on March 31 in the following year.


Audit

18 The Provincial Auditor or any other auditor or firm of auditors that the Lieutenant Governor in Council may appoint shall audit the accounts and financial statements of the foundation:

(a) annually; and

(b) at any other times that the Lieutenant Governor in Council may require.


Annual report

19(1) In each fiscal year, the board shall, in accordance with section 13 of The Executive Government Administration Act, submit to the minister:

(a) a report to the minister on the activities of the foundation for the preceding fiscal year; and

(b) a financial statement showing the business of the foundation for the preceding fiscal year in any form that may be required by Treasury Board.

(2) The minister shall, in accordance with section 13 of The Executive Government Administration Act, lay before the Legislative Assembly each report and statement submitted to the minister pursuant to this section.

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Reports to minister

20 The foundation shall submit to the minister any reports or information on its activities or affairs that the minister may request, in any form and within any time specified by the minister.


Regulations

21 The Lieutenant Governor in Council may make regulations:

(a) defining, enlarging or restricting the meaning of any word or expression used in this Act but not defined in this Act;

(b) for the purposes of clause 5(f), prescribing other objects of the foundation;

(c) for the purposes of clause 6(a), governing the provision of funding;

(d) prescribing any matter or thing required or authorized by this Act to be prescribed in the regulations;

(e) respecting any other matter or thing that the Lieutenant Governor in Council considers necessary to carry out the intent of this Act.


S.S. 1994, c.H-1.1 repealed

22(1) The Health Services Utilization and Research Commission Act is repealed.

(2) All property, assets, liabilities, rights and obligations of the Health Services Utilization and Research Commission immediately before the coming into force of this section are transferred to and become the property, assets, liabilities, rights and obligations of the foundation.

(3) All actions and proceedings commenced by or against the Health Services Utilization and Research Commission are continued as actions or proceedings against the Saskatchewan Health Research Foundation.

(4) Any action or proceeding that could have been commenced against the Health Services Utilization and Research Commission but for the repeal of The Health Services Utilization and Research Commission Act may be commenced against the Saskatchewan Health Research Foundation.


Coming into force

23 This Act comes into force on proclamation.