

The House Building Assistance Act

Repealed

by Chapter 32 of the *Statutes of Saskatchewan, 1996*
(effective August 1, 1996).

Formerly

Chapter H-12 of *The Revised Statutes of Saskatchewan, 1978*
(effective February 26, 1979).

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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.

CHAPTER H-12

An Act respecting the Provision of Financial Assistance to Certain Persons for Construction of or Structural Alterations to An Eligible Residence

Short title

1 This Act may be cited as *The House Building Assistance Act*.

Interpretation

2 In this Act:

- (a) **“applicant”** means an applicant for a grant under this Act;
- (b) **“construction”** means the on site building or assembling of a new building;
- (c) **“corporation”** means the Saskatchewan Housing Corporation constituted under The *Saskatchewan Housing Corporation Act*;
- (d) **“eligible residence”** means a dwelling unit:
 - (i) that is owned by the applicant;
 - (ii) that is occupied by the applicant in whole or in part as his ordinary residence; and
 - (iii) in respect of which no grant has been made under this Act or under any former *House Building Assistance Act*;
- (e) **“minister”** means the member of the Executive Council to whom for the time being is assigned the administration of this Act;
- (f) **“structural alterations”** or **“structurally altered”** means the application of labour and materials, not including ordinary maintenance to a dwelling unit, where the application of such labour and materials will:
 - (i) effect a change in the dimensions or alter the existing interior plan of the dwelling unit; or
 - (ii) extend the lifetime of the dwelling unit.

R.S.S. 1978, c.H-12, s.2.

Power of corporation to make grants

3(1) Where:

- (a) the construction of an eligible residence was started on or after April 1, 1974;
- (b) the income of the applicant does not exceed \$10,000 per annum; and

- (c) the applicant is the first person to occupy the eligible residence;

the corporation may in accordance with this Act and the regulations, pay a grant to the applicant or his assignee in respect of the total cost of the eligible residence; but the grant shall not exceed \$1,000.

- (2) Where:

- (a) structural alterations to an eligible residence are started on or after the first day of April, 1974;

- (b) the value of the structural alterations to the eligible residence is \$2,000 or more; and

- (c) the income of the applicant does not exceed \$9,000 per annum;

the corporation may in accordance with this Act and the regulations pay a grant to the applicant or his assignee in respect of the total cost of the structural alterations to the eligible residence; but the grant shall not exceed \$800.

- (3) Notwithstanding subsection (1) of section 7, where:

- (a) an applicant has applied for and received a grant under subsection (2);

- (b) the applicant subsequently purchases an eligible residence; and

- (c) the requirements of subsection (1) are met;

the corporation may pay a grant to the applicant or his assignee in respect of the total cost of the eligible residence, but the grant shall not exceed \$1,000 or if an amount is prescribed in the regulations the grant shall not exceed that amount.

R.S.S. 1978, c.H-12, s.3.

Application for grant

4(1) An application for a grant shall be made to the corporation in the form prescribed by the corporation.

(2) An applicant shall furnish such proofs that he is eligible for the grant, as prescribed by the regulation.

R.S.S. 1978, c.H-12, s.4.

Appropriation

5(1) Grants payable under this Act shall be paid out of the moneys appropriated by the Legislature for the purposes.

(2) Any reference in any of the *Appropriation Acts, 1973-74*, in any schedule thereto, or in the estimates for the fiscal year ending on the thirty-first day of March, 1975 as laid before the Legislative Assembly at the fourth session of the seventeenth Legislature, to *The House Building Assistance Act, 1972*, shall be deemed to be a reference to this Act.

R.S.S. 1978, c.H-12, s.5.

Responsibility of corporation to minister, minister's decision final

6(1) The corporation shall be responsible to the minister in the performance of the duties and the exercise of the powers imposed or conferred upon it by or pursuant to this Act.

(2) Where the minister reviews the decision of the corporation on an application, the decision of the minister, as to whether or not the applicant is entitled to a grant under this Act and as to the amount of such grant, is final.

R.S.S. 1978, c.H-12, s.6.

One grant only

7(1) Where a person, or the spouse of such person or a dependent son or daughter of such spouse or such person:

(a) has, under section 59 of the regulations to *The Saskatchewan Housing Corporation Act*, applied for and received a subsidy on mortgage payments; or

(b) has applied for and received a grant under this Act or under any former *House Building Assistance Act*;

the person is not eligible for a grant under this Act.

(2) Where a person was entitled to a grant under *The House Building Assistance Act, 1972*, and did not receive that grant, he will be considered to be eligible for a grant under this Act in the amount he would have received had he applied under *The House Building Assistance Act, 1972*.

R.S.S. 1978, c.H-12, s.7.

Regulations

8 For the purpose of carrying out the provisions of this Act according to their intent the Lieutenant Governor in Council may make such regulations as are ancillary thereto and are not inconsistent therewith; and every regulation made under, and in accordance with the authority granted by this section has the force of law; and without restricting the generality of the foregoing the Lieutenant Governor in Council may make regulations not inconsistent with any other provision of this Act:

(a) defining any word or expression used in this Act and not herein defined; and

(b) setting out the standards of construction or structural alteration with which a dwelling unit must comply in order that a grant be made with respect to it.

R.S.S. 1978, c.H-12, s.8.

