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PART II/PARTIE II

REVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS RÉVISÉS DE LA SASKATCHEWAN

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<i>The Mental Health Services Amendment Regulations, 2018</i>	SR 94/2018
<i>The Saskatchewan Medical Care Insurance Payment (Physician Services) Amendment Regulations, 2018</i>	SR 95/2018
<i>The Practitioner Staff Appeals Amendment Regulations, 2018</i>	SR 96/2018
<i>The Summary Offences Procedure (Revenue) Amendment Regulations, 2018</i>	SR 97/2018

SASKATCHEWAN REGULATIONS 94/2018*The Mental Health Services Act*

Section 43

Order in Council 640/2018, dated December 13, 2018

(Filed December 14, 2018)

Title

1 These regulations may be cited as *The Mental Health Services Amendment Regulations, 2018*.

RRS c M-13.1 Reg 1 amended

2 *The Mental Health Services Regulations* are amended in the manner set forth in these regulations.

New sections 27.1 to 27.3

3 **The following sections are added after section 27:**

“Non-application of section 28 of the Act

27.1 Section 28 of the Act does not apply to the transfer of involuntary patients who are inmates as defined in *The Correctional Services Act, 2012* and who are detained or confined in the portion of the mental health centre at Saskatchewan Hospital North Battleford that is designated as a correctional facility pursuant to that Act.

“Non-application of section 29 of the Act

27.2 Section 29 of the Act does not apply to the temporary removal of involuntary patients who are inmates as defined in *The Correctional Services Act, 2012* and who are detained or confined in the portion of the mental health centre at Saskatchewan Hospital North Battleford that is designated as a correctional facility pursuant to that Act.

“Interpretation re section 41 of the Act

27.3 In section 41 of the Act, ‘**aid, abet, counsel or wrongfully allow an involuntary patient to depart from a mental health centre**’ does not include a discharge, transfer or other removal of an involuntary patient in accordance with *The Correctional Services Act, 2012* from the portion of the mental health centre at Saskatchewan Hospital North Battleford that is designated as a correctional facility pursuant to that Act”.

New section 35.1

4 **The following section is added after section 35:**

“Non-application of sections 32.1, 33, 34 and 35

35.1 Sections 32.1, 33, 34 and 35 do not apply to a person who is an inmate as defined in *The Correctional Services Act, 2012* and is detained or confined in the portion of the mental health centre at Saskatchewan Hospital North Battleford that is designated as a correctional facility pursuant to that Act”.

Coming into force

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

SASKATCHEWAN REGULATIONS 95/2018*The Saskatchewan Medical Care Insurance Act*

Section 48

Order in Council 641/2018, dated December 13, 2018

(Filed December 14, 2018)

Title

1 These regulations may be cited as *The Saskatchewan Medical Care Insurance Payment (Physician Services) Amendment Regulations, 2018*.

RRS c S-29 Reg 19, section 3 amended

2 Clause 3(d) of *The Saskatchewan Medical Care Insurance Payment Regulations, 1994* is amended:

- (a) by striking out “and” after subclause (x);
- (b) in the portion of subclause (xi) preceding paragraph (A) by adding “and ending on March 31, 2018” after “commencing on April 1, 2017”;
- (c) by adding “and” after subclause (xi); and
- (d) by adding the following subclause after subclause (xi):

“(xii) for services provided in the period commencing on April 1, 2018, the schedule adopted by the ministry for payment of physician services and entitled ‘Saskatchewan Health Payment Schedule for Insured Services Provided by a Physician, April 1, 2018’, as amended by:

(A) the Saskatchewan Ministry of Health Physicians’ Newsletter Number 48, dated April 1, 2018; and

(B) the Saskatchewan Ministry of Health Physicians’ Newsletter Number 49, dated October 1, 2018”.

Coming into force

3 These regulations come into force on the day on which they are filed with the Registrar of Regulations, but are retroactive and are deemed to have been in force on and from April 1, 2018.

SASKATCHEWAN REGULATIONS 96/2018*The Provincial Health Authority Act*

Sections 3-5 and 9-5

Order in Council 642/2018, dated December 13, 2018

(Filed December 14, 2018)

Title

1 These regulations may be cited as *The Practitioner Staff Appeals Amendment Regulations, 2018*.

RRS c R-8.2 Reg 5 amended

2 *The Practitioner Staff Appeals Regulations* are amended in the manner set forth in these regulations.

Section 7 amended

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

“(3) No member of the tribunal shall be selected for a panel if:

- (a) the member has been consulted with respect to the making of the decision that is being appealed;
- (b) the member is an employee or member of the board whose decision is being appealed; or
- (c) the member is a lawyer and that member provides legal services to the board whose decision is being appealed”.

Section 11 amended

4 The following subsection is added after subsection 11(3):

“(4) For the purposes of hearing an appeal pursuant to this section, the members of the tribunal have the powers conferred on a commission by sections 11, 15 and 25 of *The Public Inquiries Act, 2013*”.

New section 15

5 Section 15 is repealed and the following substituted:

“Appeal

15(1) A decision of the tribunal may be appealed to a judge of the Court of Queen’s Bench on a question of law or jurisdiction within 30 days after the date of the tribunal’s decision.

(2) Subject to subsection (3), commencement of an appeal of a decision of the tribunal to a judge of the Court of Queen’s Bench does not stay the decision that is the subject of the appeal.

(3) A party to an appeal may apply to a judge of the Court of Queen’s Bench for a stay of the decision that is the subject of the appeal”.

Coming into force

6 These regulations comes into force on the day on which they are filed with the Registrar of Regulations, but are retroactive and are deemed to have been in force on and from December 4, 2017.

SASKATCHEWAN REGULATIONS 97/2018*The Summary Offences Procedure Act, 1990*

Section 55

Order in Council 643/2018, dated December 17, 2018

(Filed December 17, 2018)

Title

1 These regulations may be cited as *The Summary Offences Procedure (Revenue) Amendment Regulations, 2018*.

RRS c S-63.1 Reg 2 amended

2 *The Summary Offences Procedure Regulations, 1991* are amended in the manner set forth in these regulations.

Section 5 amended

3 **Clause 5(dd) is repealed.**

Section 19 amended

4(1) **Clause 19(3)(b) is repealed and the following substituted:**

“(b) the Government of Saskatchewan may deduct, in each fiscal year:

(i) 25% of every fine imposed with respect to an offence governed by the Act; and

(ii) any additional fee or charge reasonably required to administer and collect a fine imposed with respect to an offence governed by the Act, including debit and credit card processing fees and collection agency fees”.

(2) **The following subsection is added after subsection 19(3):**

“(3.1) Notwithstanding subsection 57(3) of the Act, for the purposes of subsection 57(5) of the Act, the City of Regina, the City of Saskatoon and the City of Moose Jaw, with respect to offences pursuant to any of sections 199, 200, 201 and 203 of *The Traffic Safety Act* that are prosecuted with the use of a photograph of a vehicle in a speed monitored zone mentioned in subclause 2(b)(ii), (iii), (iv), (v), (vi), (vii) or (ix) of *The Traffic Safety (Speed Monitoring) Regulations*, are to receive 10% of the fine imposed”.

(3) **Subsection 19(4) is amended by striking out “In subsection (3),” and substituting “In this section,”.**

Appendix, Part I, Form A amended

5 **Form A in Part I of the Appendix is amended by striking out “<http://finepayment.saskatchewan.ca>” wherever it appears and in each case substituting “<https://finepayment.saskatchewan.ca>”.**

Appendix, Part 2 amended

6(1) **Table 3 in Part 2 of the Appendix is amended:**

(a) in item 54 by striking out “247(2)” and substituting “247(1)”;

(b) in item 55 by striking out “247(4)” and substituting “247(2)”;

(c) in item 56 by striking out “247(6)” and substituting “247(3)”;

(d) in item 57 by striking out “247(9)(a)” and substituting “247(4)(a)”;
and

(e) in item 58 by striking out “247(9)(b)” and substituting “247(4)(b)”.

- (2) Table 21 in Part 2 of the Appendix is amended:**
- (a) by repealing item 1;**
 - (b) in item 9 by striking out “or be visible from at least 200 metres”;**
 - (c) by repealing items 18 to 25; and**
 - (d) in item 32 by striking out “, meet SAE standards and are visible” and substituting “and meet SAE standards”.**
- (3) Table 54 in Part 2 of the Appendix is amended:**
- (a) in column 3 of item 1 by striking out “2-1(a)” and substituting “2-1(1)(a)”;**
 - (b) in column 3 of item 2 by striking out “2-1(b)” and substituting “2-1(1)(b)”;**
 - (c) in column 3 of item 3 by striking out “2-1(c)” and substituting “2-1(1)(c)”;**
 - (d) in column 3 of item 4 by striking out “2-1(d)” and substituting “2-1(1)(d)”;**
 - (e) in column 3 of item 5 by striking out “2-1(e)” and substituting “2-1(1)(e)”;**
 - (f) in column 3 of item 6 by striking out “2-1(f)” and substituting “2-1(1)(f)”;**
 - (g) in column 3 of item 7 by striking out “2-1(g)” and substituting “2-1(1)(g)”;** and
 - (h) in column 3 of item 8 by striking out “2-1(h)” and substituting “2-1(1)(h)”.**

Coming into force

- 7(1)** Subject to subsections (2) and (3), these regulations come into force on the day on which they are filed with the Registrar of Regulations.
- (2)** Subject to subsection (3), section 4 of these regulations comes into force on January 1, 2019.
- (3)** If these regulations are filed with the Registrar of Regulations after January 1, 2019, section 4 comes into force on the day on which these regulations are filed with the Registrar of Regulations.

