

*The  
Northern  
Municipalities Public  
Reporting on  
Municipal  
Waterworks  
Regulations*

*Repealed*

by [Chapter N-5.2 Reg 1](#) (effective January 1, 2011).

*Formerly*

Chapter N-5.1 Reg 14 (effective January 1, 2006).

**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 N-5.1 REG 14**  
*The Northern Municipalities Act*

**Title**

1 These regulations may be cited as *The Northern Municipalities Public Reporting on Municipal Waterworks Regulations*.

**Interpretation**

2 In these regulations:

- (a) **“Act”** means *The Northern Municipalities Act*;
- (b) **“consumer”** means a consumer of water supplied by a northern municipality’s municipal waterworks;
- (c) **“debt payments”** means a northern municipality’s total annual payments of principal on all long-term debts that the northern municipality has incurred in relation to its municipal waterworks;
- (d) **“expenditures”** means a northern municipality’s total annual expenditures in relation to its municipal waterworks, as included in its financial statements pursuant to subsection 61(7) of the Act;
- (e) **“human consumptive use”** means human consumptive use as defined in *The Water Regulations, 2002*;
- (f) **“hygienic use”** means hygienic use as defined in *The Water Regulations, 2002*;
- (g) **“municipal distribution system”** means a distribution system, as defined in *The Water Regulations, 2002*, that is:
  - (i) owned by a northern municipality, directly or through a controlled corporation; and
  - (ii) operated by a northern municipality, directly or through a controlled corporation, or by another person on behalf of a northern municipality;
- (h) **“municipal waterworks”** means waterworks that are:
  - (i) owned by a northern municipality, directly or through a controlled corporation; and
  - (ii) operated by a northern municipality, directly or through a controlled corporation, or by another person on behalf of a northern municipality;
- (i) **“reserves”** means the moneys that a northern municipality has set aside for capital infrastructure projects relating to its municipal waterworks;
- (j) **“revenues”** means a northern municipality’s total annual revenues in relation to its municipal waterworks, as reported in its financial statements pursuant to subsection 61(7) of the Act;
- (k) **“waterworks”** means works that are used to supply, collect, treat, store or distribute water intended or used for a human consumptive use or a hygienic use, whether or not any other use is or has been made of that water.

NORTHERN MUNICIPALITIES PUBLIC REPORTING  
ON MUNICIPAL WATERWORKS

**N-5.1 REG 14**

**Application**

- 3(1) These regulations only apply to municipal waterworks:
- (a) that are connected to and part of a municipal distribution system;
  - (b) that are used to supply, collect, treat, store or distribute water intended or used for a human consumptive use; and
  - (c) for which an independent engineering assessment is required pursuant to section 35 of *The Water Regulations, 2002*.
- (2) These regulations do not apply to municipal waterworks that are:
- (a) regulated pursuant to *The Health Hazard Regulations*; or
  - (b) used to supply water for a hygienic use, as authorized pursuant to *The Water Regulations, 2002*, but not for a human consumptive use.

16 Dec 2005 cN-5.1 Reg 14 s3.

**Rate policy**

- 4(1) Every council must adopt, by bylaw or resolution, a rate policy that:
- (a) sets out the rates or fees to be charged to consumers for the use of water from the northern municipality's municipal waterworks; and
  - (b) includes the method used for determining those rates or fees.
- (2) For 2006, a council must adopt its rate policy, by bylaw or resolution, not later than July 1, 2006.

16 Dec 2005 cN-5.1 Reg 14 s4.

**Investment strategy**

- 5(1) Every council must adopt, by bylaw or resolution, a capital investment strategy that includes the method used for determining capital plans respecting the northern municipality's municipal waterworks.
- (2) For 2006, a council must adopt its capital investment strategy, by bylaw or resolution, not later than July 1, 2006.

16 Dec 2005 cN-5.1 Reg 14 s5.

**Information available for public inspection**

- 6 On or before September 1 of each year, every council must make the following information available to the public through its municipal office:
- (a) the northern municipality's current rate policy and capital investment strategy as adopted pursuant to sections 4 and 5;
  - (b) a financial overview that includes the following information respecting the northern municipality's municipal waterworks for the previous calendar year:
    - (i) a statement of the northern municipality's revenues, expenditures, debt payments and transfers to and from all funds;

(ii) a comparison of the northern municipality's revenues to the northern municipality's expenditures and debt payments, expressed as a ratio in accordance with the following formula:

$$\frac{R}{(E + D)}$$

where:

R is the northern municipality's revenues;

E is the northern municipality's expenditures; and

D is the northern municipality's debt payments;

(iii) any explanation of the ratio mentioned in subclause (ii) that the northern municipality considers necessary;

- (c) the northern municipality's current reserves;
- (d) the most recent independent engineering assessment conducted pursuant to section 35 of *The Water Regulations, 2002* respecting the municipal waterworks;
- (e) capital plans for infrastructure projects;
- (f) the sources of funding to be used for the infrastructure projects mentioned in clause (e);
- (g) all current agreements entered into by the northern municipality respecting the provision of municipal waterworks services.

16 Dec 2005 cN-5.1 Reg 14 s6.

**Information to be provided to consumers and to the minister**

7(1) On or before September 1 of each year, every council must provide the following information to its consumers respecting the northern municipality's municipal waterworks:

- (a) a statement of the northern municipality's revenues, expenditures and debt payments for the previous calendar year;
- (b) a comparison of the northern municipality's revenues to the northern municipality's expenditures and debt payments, expressed as a ratio in accordance with the following formula:

$$\frac{R}{(E + D)}$$

where:

R is the northern municipality's revenues;

E is the northern municipality's expenditures; and

D is the northern municipality's debt payments;

- (c) any explanation of the ratio mentioned in clause (b) that the northern municipality considers necessary;

- (d) notice that the information required pursuant to section 6 is available for inspection at the northern municipality's municipal office during regular office hours.
- (2) A council is deemed to have provided the information mentioned in subsection (1) to its consumers if the council has caused the information to be:
- (a) published in a newspaper as defined in clause 2(1)(n.3) of the Act;
  - (b) posted on the northern municipality's website; or
  - (c) included in the mailing of annual reports, bills or other municipal forms to each household or place of business that receives water from the northern municipality's municipal waterworks.
- (3) On or before September 1 of each year, every council must submit to the minister copies of the information being provided by the council to its consumers pursuant to this section.
- (4) On receipt of the materials pursuant to subsection (3), the minister may request, and the council shall submit to the minister within the period set by the minister, any additional information that the minister considers appropriate respecting the northern municipality's municipal waterworks.
- (5) If, on receipt of additional information pursuant to subsection (4), the minister directs the council to do so, the council shall provide the additional information to its consumers, as soon as possible, in a manner mentioned in subsection (2).
- (6) Notwithstanding any other provision of this section, subsections (3) to (5) do not apply with respect to the district.

16 Dec 2005 cN-5.1 Reg 14 s7.

**Coming into force**

8 These regulations come into force on January 1, 2006.

16 Dec 2005 cN-5.1 Reg 14 s8.