

# *The Farmers' Counselling and Assistance Regulations, 1985*

*Repealed*

by Saskatchewan Regulations 17/2014  
(effective March 28, 2014)

*Formerly*

Chapter F-9.1 Reg 2 (effective May 2, 1985).

## **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 F-9.1 REG 2

### *The Farmers' Counselling and Assistance Act*

#### **Title**

- 1** These regulations may be cited as *The Farmers' Counselling and Assistance Regulations, 1985*.

#### **Interpretation**

- 2** In these regulations:

- (a) “**Act**” means *The Farmers' Counselling and Assistance Act*;
- (b) “**fiscal year**” means the period commencing on April 1 in one year and ending on March 31 in the next year.

10 May 85 cF-9.1 Reg 2 s2.

#### **Consolidation loan**

- 3** The amounts which may be consolidated in a consolidation loan are:

- (a) outstanding accounts payable for:
  - (i) fertilizer, fuel, seed, feed or repairs;
  - (ii) arrears of rent on land, other than amounts payable to municipal, provincial or federal governments;
  - (iii) premiums that are past due for crop and hail insurance;
  - (iv) veterinary and other professional services; and
  - (v) other similar trade items; and
- (b) up to one year's arrears of interest on all loans acquired to purchase goods and services necessary in the production of farm commodities, other than loans from municipal, provincial or federal governments.

10 May 85 cF-9.1 Reg 2 s3.

#### **Unauthorized changes to farm plan**

- 4** Where a representative of a designated lending institution becomes aware that an applicant has used his guaranteed loan:

- (a) for a purpose not included in the farm plan; and
- (b) in a manner which, in the opinion of the representative, will affect the viability of the farming operation;

the representative shall notify the program chairman of that unauthorized change to the farm plan within 30 days of the day that it comes to his attention.

10 May 85 cF-9.1 Reg 2 s4.

**F-9.1 REG 2****FARMERS' COUNSELLING  
AND ASSISTANCE, 1985****Maximum amount**

**5** The maximum amount of a guaranteed loan on which the minister may make a payment in accordance with subsection 11(2) of the Act is not to exceed:

- (a) in the case of a loan made to a farmer who is an individual, corporation, co-operative or partnership, with one member principally involved in farming, \$300,000; and
- (b) in the case of a loan made to a farmer who is a corporation, co-operative or partnership with more than one member, other than a spouse or a child under 18 years, principally involved in farming, \$600,000;

and the amount of the loan is to be indicated on the farm plan.

10 May 85 cF-9.1 Reg 2 s5.

**Interest rate**

**6** For the purposes of clause 11(3)(f) of the Act, the prescribed maximum rate of interest is the sum of:

- (a) the prime lending rate of the designated lending institution as determined on the day or days that the interest rate on the guaranteed loan is established; and
- (b) 1/2%.

10 May 85 cF-9.1 Reg 2 s6.

**Maximum payment**

**7(1)** At the end of each fiscal year, the program chairman shall calculate in accordance with this section the maximum amount that may be paid to each lending institution pursuant to subsection 11(2) of the Act in respect of guarantees authorized during that fiscal year for loans made by that lending institution during that fiscal year.

**(2)** The maximum amount that may be paid to a lending institution pursuant to subsection 11(2) of the Act in respect of guarantees authorized during a fiscal year for loans made by that lending institution during that fiscal year is not to exceed the sum of:

- (a) 100% of the first \$1 million of such guarantees;
- (b) 75% of the amount of such guarantees that is more than \$1 million and not more than \$2 million;
- (c) 50% of the amount of such guarantees that is more than \$2 million and not more than \$3 million; and
- (d) 25% of the amount of such guarantees that is more than \$3 million.

**(3)** The amount that is obtained pursuant to subsection (2) when a calculation is made for a fiscal year with respect to credit unions is to be allocated in such a manner that every credit union receives payment in respect of the same percentage of its losses on guaranteed loans as every other credit union.

10 May 85 cF-9.1 Reg 2 s7.

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**Procedure for claim**

**8** A lending institution that seeks to claim on a guarantee shall forward to the program chairman a report in the form required by him indicating that the borrower will not be able to repay the loan, that a judgment and writ of execution against the borrower will be obtained if requested by the program chairman, whether or not the lending institution had intended to seek such judgment and writ of execution, and that the lending institution requests a payment pursuant to the guarantee.

10 May 85 cF-9.1 Reg 2 s8.

**R.R.S. c.F-9.1, Reg 1 repealed**

**9** *The Farmers' Counselling and Assistance Regulations* are repealed.

10 May 85 cF-9.1 Reg 2 s9.

