

The Regional Health Services Administration Regulations

Repealed

by [Chapter P-30.3 Reg 1](#) (effective December 4, 2017).

Formerly

[Chapter R-8.2 Reg 1](#) (effective August 1, 2002) as amended by Saskatchewan Regulations [47/2004](#), [117/2005](#), [96/2006](#), [88/2007](#), [31/2009](#) and [29/2011](#).

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 R-8.2 REG 1
The Regional Health Services Act

Title

1 These regulations may be cited as *The Regional Health Services Administration Regulations*.

Interpretation

2(1) In these regulations:

- (a) **“Act”** means *The Regional Health Services Act*;
- (b) **“beneficiary”** means a beneficiary within the meaning of *The Saskatchewan Medical Care Insurance Act*;
- (c) **“special resolution”** means a special resolution as defined in:
 - (i) *The Co-operatives Act, 1996*, in the case of a health care organization incorporated or continued pursuant to that Act; or
 - (ii) *The Non-profit Corporations Act, 1995*, in the case of a health care organization incorporated or continued pursuant to that Act.

(2) For the purposes of clauses 30(1)(c) and 39(4)(c) of the Act, **“value”** means fair value as determined in accordance with the rules, procedures and formulas set by the Saskatchewan Assessment Management Agency in the *Saskatchewan Assessment Manual*.

(2.1) For the purposes of clauses 30(1)(e) and 39(4)(e) of the Act, **“value”** means net carrying amount as defined in Section 4430.05 of the *Canadian Institute of Chartered Accountants Handbook*.

(2.2) For the purposes of subclause 2(1)(j)(i) of the Act, the following services are health services:

- (a) alcohol, drug or substance abuse or addiction assessment, education and treatment services;
- (b) chronic disease management services;
- (c) community health services;
- (d) convalescent care and palliative care services;
- (e) counselling services;
- (f) diagnostic imaging services;
- (g) disability management services;
- (h) disease and injury prevention services;
- (i) emergency medical response services;
- (j) emergency stabilization services;

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- (k) health assessment and screening services;
- (l) health education services;
- (m) health promotion services;
- (n) home care services;
- (o) hospital services;
- (p) laboratory services;
- (q) long-term care services;
- (r) medical services;
- (s) mental health services;
- (t) nursing services;
- (u) personal care services;
- (v) physician services;
- (w) provision of drugs, medical supplies and surgical supplies;
- (x) public health services;
- (y) registered nurse or nurse practitioner services;
- (z) rehabilitation services;
- (aa) specialty and subspecialty medical services and surgical services;
- (bb) therapy services;
- (cc) any other goods and services ancillary or incidental to health promotion and protection or respecting the care, treatment or transportation of sick, infirm or injured individuals.

(2.3) For the purposes of these regulations, unless otherwise defined in these regulations, the definitions in section 2 of *The Facility Designation Regulations* apply.

(2.4) For the purposes of clause 36.1(1)(c) of the Act, “**public funding**” means funding provided directly or indirectly by the Government of Canada or its agencies, the Government of Saskatchewan or its agencies, a regional health authority or a district health board to a health care organization for the following purposes:

- (a) the acquisition of land;
- (b) the acquisition, construction, renovation or alteration of a facility;
- (c) the acquisition of personal property associated with the provision of health services within a facility.

(3) In these regulations, a reference to a table is a reference to a table in Part I of the Appendix to these regulations, and a reference to a form is a reference to a form in Part II of the Appendix.

Health professions prescribed

2.1 For the purposes of clause 2(1)(n) of the Act, the following health professions are prescribed:

- (a) chiropractic;
- (b) dentistry;
- (c) medicine;
- (c.1) midwife;
- (d) nurse practitioner.

18 Nov 2005 SR 117/2005 s4; 21 Sep 2007 SR 88/2007 s3.

Regional health authorities – eligibility for appointment

3(1) To be eligible for appointment as a member of a regional health authority, a person:

- (a) must be a Canadian citizen; and
- (b) must be at least 18 years of age.

(2) A person is disqualified from being a member of a regional health authority if the person:

- (a) is an employee of the regional health authority;
- (b) is an employee of the department or an agency for which the minister is responsible;
- (c) is a director, officer or employee of a health care organization that has a contract with the regional health authority;
- (d) is an auditor of, or a lawyer acting for, the regional health authority or a health care organization that has a contract with the regional health authority;
- (e) receives 50% or more of his or her gross annual income through contracts with the regional health authority or a health care organization that has a contract with the regional health authority;
- (f) is a director of a corporation that receives 50% or more of its gross annual income through contracts with the regional health authority or a health care organization that has a contract with the regional health authority;
- (g) is a member of the practitioner staff of the regional health authority or an affiliate that operates a facility within the health region of the regional health authority;
- (h) holds office as a member of the Legislative Assembly, the House of Commons or the Senate of Canada;
- (i) is a judge of the Court of Queen's Bench or Court of Appeal;
- (j) has been convicted of an offence pursuant to section 123, 124 or 125 of the *Criminal Code* and has not received an absolute discharge or pardon with respect to the offence; or

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(k) has been convicted of an offence that is punishable by imprisonment for five years or more and has not received an absolute discharge or pardon with respect to the offence.

23 Aug 2002 cR-8.2 Reg 1 s3; 3 Jne 2011 SR
29/2011 s4.

Regional health authorities – limits on powers

4(1) For the purposes of clause 30(1)(a) of the Act, the prescribed amount of the limit on borrowing by the regional health authority or the cancer agency without the approval of the minister is:

(a) \$1 million in the case of Regional Health Authority #1, Regional Health Authority #2, Regional Health Authority #3, Regional Health Authority #5, Regional Health Authority #7, Regional Health Authority #8, Regional Health Authority #9 and Regional Health Authority #10;

(b) \$5 million in the case of Regional Health Authority #4 and Regional Health Authority #6;

(c) \$500,000 in the case of the Mamawetan Churchill River Regional Health Authority and the Keewatin Yatthé Regional Health Authority; and

(d) \$1 million in the case of the cancer agency;

(2) For the purposes of clause 30(1)(b) of the Act, the prescribed amount of the limit on the acquisition of an interest in real property without the approval of the minister is \$100,000.

(3) For the purposes of clause 30(1)(c) of the Act, the prescribed amount of the limit on the disposition of an interest in real property without the approval of the minister is \$100,000.

(4) For the purposes of clause 30(1)(d) of the Act, the prescribed amount of the limit on the acquisition of an interest in personal property without the approval of the minister is \$50,000.

(5) For the purposes of clause 30(1)(e) of the Act, the prescribed amount of the limit on the disposition of an interest in personal property without the approval of the minister is \$50,000.

(6) For the purposes of clause 30(1)(f) of the Act, the prescribed amount of the limit on the construction, renovation or alteration of a facility without the approval of the minister is \$100,000.

23 Aug 2002 cR-8.2 Reg 1 s4; 13 Oct 2006 SR
96/2006 s3.

Health care organizations

5 For the purposes of subclause 2(1)(h)(ii) of the Act, the persons set out in Table 1 are prescribed as health care organizations.

23 Aug 2002 cR-8.2 Reg 1 s5.

Amalgamation of health care organization and regional health authority

6(1) For the purposes of subsection 25(2) of the Act, the health care organizations set out in Table 2 are prescribed as health care organizations that may amalgamate with a regional health authority.

(2) Form 1 is prescribed as the notice of amalgamation for the purposes of clause 25(4)(a) of the Act.

(3) For the purposes of subsection 25(5) of the Act, an amalgamation with respect to a health care organization that is incorporated or continued pursuant to *The Co-operatives Act, 1996* or *The Non-profit Corporations Act, 1995* is to be approved by the members of the health care organization by a special resolution of the members.

(4) A special resolution to approve an amalgamation must specify the date on or before which the amalgamation is to become effective.

(5) Notwithstanding *The Co-operatives Act, 1996* and *The Non-profit Corporations Act, 1995*, each member of a health care organization is entitled to vote on a special resolution to approve an amalgamation, whether or not the member's membership otherwise carries the right to vote, and the members shall vote as one class.

23 Aug 2002 cR-8.2 Reg 1 s6.

Restrictions on sale and transfer of membership interests

7 For the purposes of section 40 of the Act, the prescribed amount of funding that, if received by a health care organization, restricts its right to issue or transfer membership interests without the approval of the minister is \$500,000.

23 Aug 2002 cR-8.2 Reg 1 s7.

Affiliates

8(1) For the purposes of clause 2(1)(a) of the Act, the persons set out in Table 3 are prescribed as persons who are not included in the definition of affiliate.

(2) The affiliates set out in Table 4 are prescribed as affiliates that are required pursuant to section 43 of the Act to make bylaws respecting practitioner staff.

23 Aug 2002 cR-8.2 Reg 1 s8.

Designated health care organizations

8.1 For the purposes of subclause 34(1)(a)(ii) of the Act, the health care organizations set out in Table 8 are the health care organizations with which a regional health authority may enter into an agreement.

3 Jne 2011 SR 29/2011 s5.

Affiliates – limits on powers

9(1) For the purposes of clause 39(4)(a) of the Act, the prescribed amount of the limit on borrowing by an affiliate without the approval of the minister is an amount equal to 1.5% of the total amount of funding provided to the affiliate in the most recent complete fiscal year by district health boards, where applicable, and regional health authorities.

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- (2) For the purposes of clause 39(4)(b) of the Act, the prescribed amount of the limit on the acquisition of an interest in real property without the approval of the minister is \$100,000.
- (3) For the purposes of clause 39(4)(c) of the Act, the prescribed amount of the limit on the disposition of an interest in real property without the approval of the minister is \$100,000.
- (4) For the purposes of clause 39(4)(d) of the Act, the prescribed amount of the limit on the acquisition of an interest in personal property without the approval of the minister is \$50,000.
- (5) For the purposes of clause 39(4)(e) of the Act, the prescribed amount of the limit on the disposition of an interest in personal property without the approval of the minister is \$50,000.
- (6) For the purposes of clause 39(4)(f) of the Act, the prescribed amount of the limit on the construction, renovation or alteration of a facility without the approval of the minister is \$100,000.

23 Aug 2002 cR-8.2 Reg 1 s9.

Annual report - disclosure of remuneration and benefits paid

9.1(1) For the purposes of clause 55(2)(b) of the Act and in this section, “**senior employee**”:

- (a) means:
- (i) the chief executive officer; or
 - (ii) an employee performing senior management functions who reports directly to:
 - (A) one or more members of the regional health authority;
 - (B) the chief executive officer; or
 - (C) an employee performing senior management functions who reports directly to the chief executive officer; and
- (b) includes a person performing senior management functions whose services are engaged on a contract basis or a fee-for-service basis and who reports directly to a person described in paragraph (a)(ii)(A), (B) or (C).
- (2) For the purposes of clause 55(2)(b) of the Act and in this section, a reference to a member, officer or senior employee includes a former member, a former officer or a former senior employee, as the case may be.
- (3) Commencing with the report for the 2005-2006 fiscal year, the report and financial statement required by subsection 55(1) of the Act must be prepared in accordance with this section.
- (4) The disclosure of remuneration and benefits required by clause 55(2)(b) of the Act:
- (a) must be made on an individual basis by name and position title;
 - (b) must include payments of monthly retainers and payments with respect to attendance at meetings, travel and sustenance and travel time;

(c) must include the total of all payments and benefits paid as severance to a senior employee on the termination of the person's employment or contractual relationship with the regional health authority; and

(d) must be reported in a schedule to the financial statement mentioned in clause 55(1)(b) of the Act.

18 Nov 2005 SR 117/2005 s5.

Qualifications of auditors

10 For the purposes of section 57 of the Act, an auditor must be:

(a) a registered member in good standing of the Certified General Accountants Association of Saskatchewan;

(b) a member or fellow in good standing of The Institute of Chartered Accountants of Saskatchewan; or

(c) a certified member of the Society of Management Accountants of Saskatchewan - La Societe des Comptables en Management du Saskatchewan.

23 Aug 2002 cR-8.2 Reg 1 s10.

Insurance

11(1) In this section, "**automobile insurance**" does not include the insurance evidenced by a certificate of insurance issued pursuant to *The Automobile Accident Insurance Act*.

(2) Every regional health authority and every health care organization shall maintain insurance of the following types and amounts:

(a) insurance covering the full replacement cost of all buildings, equipment and furnishings against loss or damage by fire or other perils normally insured against under all-risk coverage;

(b) general liability insurance, in an amount not less than \$1 million per occurrence, against liability arising from injury to or the death of persons and loss of or damage to property occurring in facilities owned or operated by the regional health authority or health care organization;

(c) malpractice insurance against liability arising from the acts and omissions of the regional health authority or health care organization and the employees and agents of the regional health authority or health care organization, in the following amounts:

(i) not less than \$5 million per occurrence in relation to an act or omission occurring in a hospital or health centre;

(ii) not less than \$1 million per occurrence in relation to an act or omission occurring in a facility other than a hospital or health centre;

(iii) not less than \$1 million per occurrence in relation to any other act or omission;

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(d) with respect to the motor vehicles owned or leased by the regional health authority or health care organization, automobile insurance, in an amount not less than \$1 million per occurrence, insuring the regional health authority or health care organization and the operator against liability arising from:

- (i) bodily injury to or the death of a person, including a person carried for compensation, or loss of or damage to property, caused by a motor vehicle or the use or operation of a motor vehicle; or
- (ii) loss of or damage to a motor vehicle and the loss of use of a motor vehicle.

18 Nov 2005 SR 117/2005 s6.

Property exempt from taxation

12(1) The health care organizations set out in Table 5 are prescribed for the purposes of clause 63(1)(c) of the Act.

(2) The non-profit or charitable organizations set out in Table 6 are prescribed for the purposes of clause 63(1)(d) of the Act.

(3) The community clinics set out in Table 7 are prescribed for the purposes of subsection 63(2) of the Act.

23 Aug 2002 cR-8.2 Reg 1 s12.

Eligibility for services

13(1) Every beneficiary is eligible to receive any health service provided by a regional health authority or health care organization.

(2) If a regional health authority or health care organization provides a health service to beneficiaries, it shall provide that health service to each beneficiary on the same terms and conditions.

(3) No regional health authority or health care organization shall include as a term or condition of providing a health service any requirement with respect to the place of residence of the beneficiary.

23 Aug 2002 cR-8.2 Reg 1 s13.

Provision of health services

14 A regional health authority is not required to provide health services outside the area of the health region for which the regional health authority was established, except where directed by the minister or pursuant to an agreement with another regional health authority.

23 Aug 2002 cR-8.2 Reg 1 s14.

Coming into force

15(1) Subject to subsection (2), these regulations come into force on the day on which section 64 of *The Regional Health Services Act* comes into force.

(2) If section 64 of *The Regional Health Services Act* comes into force before these regulations are filed with the Registrar of Regulations, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

23 Aug 2002 cR-8.2 Reg 1 s15.

Appendix

PART I

Table 1

[Section 5]

**Persons Receiving Funding from Regional Health Authority
Prescribed as Health Care Organizations**

Amicus Health Care Inc.
Autism Resource Centre Inc.
Autism Treatment Services of Saskatchewan, Inc.
Backlin's Ambulance Service Ltd.
Blaine Lake Ambulance Care Ltd.
BridgePoint Center Inc.
Canadian Mental Health Association (Saskatchewan Division) Inc.
Canadian Mental Health Association, Battlefords Branch, Inc.
The Canadian Mental Health Association, Prince Albert Branch Inc.
Canadian Mental Health Association – Saskatoon Branch Inc.
Canadian Mental Health Association, Swift Current Branch, Inc.
Canora Ambulance Care (1996) Ltd.
Cenaiko Enterprises Corp.
Creighton Alcohol & Drug Abuse Council, Inc.
Crestvue Ambulance Service Ltd.
Crocus Co-operative
Cupar Lions Volunteer Ambulance Inc.
Duck Mountain Ambulance Care Ltd.
Dutchak Holdings Limited
Dutchak Transport Ltd.
Edwards Society Inc.
Elrose Volunteer Fire Brigade Inc.
Extendicare (Canada) Inc.
Fillmore Ambulance Inc.
Gull Lake & District Road Ambulance Corporation
Hope's Home Incorporated
Imperial & District Volunteer Ambulance Inc.
J.T. Ambulance Service Inc.
Kelvington Ambulance Care Ltd.
Langham Senior Citizens Home Ltd.
Libbie Young Centre Inc.
Lifeline Ambulance Service Inc.
Lloydminster Emergency Care Services (1989)
M.D. Ambulance Care Ltd.
Marshall's Ambulance Care Ltd.
McKerracher Support Services Inc.
Medstar Ventures Inc.
Melfort Ambulance Care (1999) Ltd.

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Mental Health Association/Regina Branch Inc.
 Midway Ambulance Care Ltd.
 Moose Jaw Alcohol and Drug Abuse Society Inc.
 Parkland Ambulance Care Ltd.
 Phoenix Residential Society Inc.
 Portage Vocational Society Inc.
 Prairie Ambulance Care (1998) Ltd.
 Preeceville Ambulance Care (1998) Ltd.
 Quill Plains Ambulance Care Ltd.
 Rainbow Youth Centre Inc.
 Raymore Community Health & Social Centre
 Regina Recovery Homes, Inc.
 Saskatoon Crisis Intervention Service Inc.
 Saskatoon Housing Coalition, Inc.
 Self Help and Recreation - Education P.A. Incorporated
 Shamrock Ambulance Care Inc.
 SMILE Services Inc.
 Society for Involvement of Good Neighbours Inc.
 Soo Line Ambulance Association
 Stoughton & District Volunteer Ambulance Inc.
 Strasbourg and District Health Centre Corp.
 Supreme Ambulance Care (1987) Limited
 Swift Current and District Ambulance Services Ltd.
 Thunder Creek Rehabilitation Association Inc.
 Tisdale Ambulance Care Ltd.
 Val Marie District Ambulance Inc.
 Valley Ambulance Care Ltd.
 Wald Ambulance Ltd.
 Weyburn Group Home Society Inc.
 757 Mohrs Holdings Inc.
 597008 Saskatchewan Ltd.
 615672 Saskatchewan Ltd.
 620363 Saskatchewan Ltd.

25 Jne 2004 SR 47/2004 s2; 18 Nov 2005 SR
 117/2005 s7; 13 Oct 2006 SR 96/2006 s4; 21 Sep
 2007 SR 88/2007 s4; 3 Apr 2009 SR 31/2009 s3;
 3 Jne 2011 SR 29/2011 s6.

Table 2*[Subsection 6(1)]***Health Care Organizations that may Amalgamate
with Regional Health Authority**

The Border-Line Housing Company (1975) Inc.
 BridgePoint Center Inc.
 Creighton Alcohol & Drug Abuse Council, Inc.
 Cupar and District Nursing Home Inc.
 Cupar Lions Volunteer Ambulance Inc.
 Duck Lake and District Nursing Home Inc.
 Elrose Volunteer Fire Brigade Inc.
 Fillmore Ambulance Inc.
 Gull Lake & District Road Ambulance Corporation
 Hope's Home Incorporated
 Imperial & District Volunteer Ambulance Inc.
 Jubilee Residences Inc.
 Lakeview Pioneer Lodge Inc.
 Lumsden & District Heritage Home Inc.
 Moose Jaw Alcohol and Drug Abuse Society Inc.
 Regina Recovery Homes, Inc.
 Saskatoon Convalescent Home
 Soo Line Ambulance Association
 Stoughton & District Volunteer Ambulance Inc.
 Strasbourg and District Health Centre Corp.
 Val Marie District Ambulance Inc.

25 Jne 2004 SR 47/2004 s2; 18 Nov 2005 SR
 117/2005 s7; 13 Oct 2006 SR 96/2006 s4; 21 Sep
 2007 SR 88/2007 s4; 3 Apr 2009 SR 31/2009 s3;
 3 Jne 2011 SR 29/2011 s6.

Table 3*[Subsection 8(1)]***Persons Not Included in Definition of Affiliate**

Convent of Sion – Sisters of the Order of Notre Dame de Sion
 St. Charles Missions Support Inc.
 The Ursulines of St. Angela's Convent

13 Oct 2006 SR 96/2006 s4.

Table 4

[Subsection 8(2)]

Affiliates Required to Make Practitioner Staff Bylaws

All Nations' Healing Hospital Inc.
 Radville Marian Health Centre Inc.
 St. Anthony's Hospital
 St. Joseph's Hospital (Grey Nuns) of Gravelbourg
 St. Joseph's Hospital of Estevan
 St. Joseph's Hospital of Macklin
 St. Paul's Hospital (Grey Nuns) of Saskatoon
 St. Peter's Hospital, Melville

18 Nov 2005 SR 117/2005 s7; 3 Apr 2009 SR
 31/2009 s3.

Table 5

[Subsection 12(1)]

Prescribed Health Care Organizations – Property Exempt from Taxation

Amicus Health Care Inc.
 Moose Jaw Alcohol & Drug Abuse Society, Inc.
 Regina Recovery Homes Inc.

18 Nov 2005 SR 117/2005 s7; 3 Jne 2011 SR
 29/2011 s6.

Table 6

[Subsection 12(2)]

**Prescribed Non-profit and Charitable Organizations –
Property Exempt from Taxation**

Convent of Sion – Sisters of the Order of Notre Dame de Sion.
 Metis Addictions Council of Saskatchewan Inc.
 St. Charles Missions Support Inc.
 The Ursulines of St. Angela's Convent

13 Oct 2006 SR 96/2006 s4; 21 Sep 2007 SR
 88/2007 s4.

Table 7*[Subsection 12(3)]***Prescribed Community Clinics – Property Exempt from Taxation**

Community Health Services Association (Regina) Limited
Community Health Services Association (Wynyard & District) Limited
Community Health Services (Saskatoon) Association Limited
The Co-operative Health Centre, Prince Albert
Lloydminster & District Co-operative Health Services Ltd.

23 Aug 2002 cR-8.2 Reg 1.

Table 8*[Section 8.1]***Designated Health Care Organizations with which Regional Health
Authority may enter into Agreement**

Amicus Health Care Inc.
Extendicare (Canada) Inc.
Langham Senior Citizens Home Ltd.

3 Jne 2011 SR 29/2011 s6.

PART II

Forms

FORM 1

[Subsection 6(2)]

Notice of Amalgamation

The following health care organization:

_____ and Regional Health Authority No. _____ or the _____ Regional Health Authority hereby give notice pursuant to subsection 25(3) of *The Regional Health Services Act*:

- (a) that they wish to amalgamate; and
- (b) that they have obtained the approval of their members by special resolution (*attach copies of special resolutions*). (*Strike out clause (b) if it does not apply.*)

The effective date of the amalgamation is _____, 20_____.

Executed at _____, Saskatchewan, this ____ day of _____, 20_____

on behalf of _____
(name of health care organization)

(signature of duly authorized officer)

(name of duly authorized officer)

(office of duly authorized officer)

Executed at _____, Saskatchewan, this ____ day of _____, 20_____

on behalf of Regional Health Authority No. _____ or the _____

Regional Health Authority

(signature of duly authorized officer)

(name of duly authorized officer)

(office of duly authorized officer)

23 Aug 2002 cR-8.2 Reg 1.