

The Wanuskewin Heritage Park Act

Repealed by

*Chapter W-1.3 of the Statutes of Saskatchewan, 1997
(effective May 21, 1997).*

Formerly

*Chapter W-1.2 of the Statutes of Saskatchewan, 1989-90
(effective September 1, 1989) as amended by the
Statutes of Saskatchewan, 1996, c.32.*

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 W-1.2

An Act to incorporate the Wanuskewin Heritage Park

Short title

1 This Act may be cited as *The Wanuskewin Heritage Park Act*.

Interpretation

2 In this Act:

- (a) “**board**” means the board of the corporation;
- (b) “**corporation**” means the Wanuskewin Heritage Park Corporation established pursuant to section 3;
- (c) “**member**” means a member of the corporation;
- (d) “**minister**” means the member of the Executive Council to whom for the time being the administration of this Act is assigned;
- (e) “**park**” means the Wanuskewin Heritage Park established pursuant to section 8.

1989-90, c.W-1.2, s.2.

Corporation established

- 3(1) The Wanuskewin Heritage Park Corporation is established as a corporation.
- (2) The corporation consists of those persons appointed as members in accordance with the regulations.
- (3) The term of office of a member is the term prescribed in the regulations.

1989-90, c.W-1.2, s.3.

Corporation not an agent of Her Majesty

4 The corporation is not an agent of Her Majesty in right of Saskatchewan.

1989-90, c.W-1.2, s.4.

Board

- 5(1) The board consists of those persons who are appointed as members.
- (2) The board shall manage the affairs and business of the corporation.
- (3) The board shall, from amongst its members, designate:
- (a) a chairperson; and
 - (b) a vice-chairperson.
- (4) Where the chairperson is absent or unable to act or the office of chairperson is vacant, the vice-chairperson may exercise all the powers and shall perform all the duties of the chairperson.

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- (5) The board may make bylaws respecting its own procedures.
- (6) Members are entitled to:
 - (a) any allowances for their services; and
 - (b) reimbursement for their expenses while serving;
 as members, in accordance with rates established by the corporation.
- (7) The corporation shall pay the allowances and reimbursement for expenses established pursuant to subsection (6).

1989-90, c.W-1.2, s.5.

Head office

- 6** The head office of the corporation shall be situated at any place within Saskatchewan that the board may designate.

1989-90, c.W-1.2, s.6.

Staff

- 7(1)** The corporation may:
 - (a) employ any officers and other employees that it considers necessary for the conduct of its operation; and
 - (b) determine the officers' and employees':
 - (i) respective duties and powers;
 - (ii) conditions of employment; and
 - (iii) remuneration.
- (2) The corporation has control over and shall supervise its officers and employees.
- (3) The corporation may establish and support any or all of:
 - (a) a superannuation plan;
 - (b) a group insurance plan; and
 - (c) any other pension, superannuation or employee benefit program;
 for the benefit of the officers and employees of the corporation and the dependants of those officers and employees.

1989-90, c.W-1.2, s.7.

Public employees superannuation plan

- 7.1** The provisions of *The Public Service Superannuation Act* and *The Superannuation (Supplementary Provisions) Act* apply to the corporation, its officers and employees.

1996, c.32, s.15.

Duties of corporation

8 The corporation shall:

- (a) establish, maintain and operate the Wanuskewin Heritage Park;
- (b) contribute to the conservation and preservation of heritage sites, artifacts and knowledge on the park site;
- (c) contribute to the interpretation and preservation of native culture through the heritage sites, artifacts and knowledge mentioned in clause (b);
- (d) contribute to the development and promotion of tourism in the park.

1989-90, c.W-1.2, s.8.

Powers of corporation

9 The corporation may:

- (a) acquire by purchase, lease, gift or any other means any real or personal property that it requires for the purposes of this Act;
- (b) dispose by lease, sale or any other means of any of its real or personal property that it no longer requires for the purpose of this Act;
- (c) have general control, management and supervision of the park and, for that purpose, may:
 - (i) charge fees to any person using the park or its facilities;
 - (ii) construct and maintain, or cause the construction and maintenance of:
 - (A) roads;
 - (B) trails;
 - (C) parking facilities;
 - (D) campgrounds;
 - (E) service facilities; or
 - (F) any other improvements that the corporation considers required for the purposes of this Act;
 - (iii) enter into contracts or agreements that it considers expedient or desirable in the exercise of any of its powers or the discharge of any of its duties pursuant to this Act;
 - (iv) determine the hours and days of operation of the park;
 - (v) establish and operate, or grant concessions for the operation of, any places of entertainment, amusement, accommodation or public interest in the park;
 - (vi) generally do and authorize the doing of any things that it considers incidental or conducive to the performance of its duties or the exercise of its powers pursuant to this Act.

1989-90, c.W-1.2, s.9.

Taxation

10 No land or improvement on land owned, maintained, operated or managed by the corporation is subject to taxation for provincial, municipal or school purposes.

1989-90, c.W-1.2, s.10.

Borrowing powers

11(1) Subject to subsection (12), the corporation may, pursuant to a special resolution, borrow any sums of money that it requires for its purposes, including, without limiting the generality of the foregoing:

- (a) the repayment, renewal or refunding from time to time of the whole or any part of any loan obtained or securities issued by the corporation;
- (b) the repayment of the whole or any part of any loan guaranteed or assumed by the corporation;
- (c) the payment of the whole or any part of any indebtedness or liability of the corporation;
- (d) carrying out any of the powers of the corporation pursuant to this Act;
- (e) providing in whole or in part for expenditures of the corporation made or to be made in accordance with the carrying out of any of its powers pursuant to this Act.

(2) For the purpose of borrowing pursuant to this section, the corporation may issue any bonds, debentures or other securities, bearing any rate of interest and being payable as to principal and interest at any time, in any manner, in any place in Canada or elsewhere and in the currency of any country that the corporation may determine.

(3) The bonds, debentures and other securities mentioned in subsection (2) may be issued in any amounts that will realize the net sums required for the purposes of the corporation, and a recital or declaration in the resolution or minute of the corporation authorizing the issue of the securities, to the effect that the amount of those securities authorized is necessary to realize the net sum required for the purposes of the corporation, is conclusive evidence of that fact.

(4) Subject to the approval of the Lieutenant Governor in Council, the corporation may:

- (a) sell or otherwise dispose of any bonds, debentures or other securities mentioned in subsection (2) on any terms and conditions that it considers advisable; or
- (b) charge, pledge, hypothecate, deposit or otherwise deal with them as collateral security.

- (5) The corporation may:
- (a) treat any securities dealt with as collateral security pursuant to subsection (4) as unissued when:
 - (i) the securities are redelivered to the corporation or its nominees on or after payment, satisfaction, release or discharge in whole or in part of any indebtedness or obligation for which they may have been given as collateral; or
 - (ii) the corporation again becomes entitled to the securities; and
 - (b) subject to the approval of the Lieutenant Governor in Council, issue, reissue, charge, pledge, hypothecate, deposit, deal with as collateral security, sell or otherwise dispose of the securities mentioned in clause (a) on any terms and conditions that the corporation considers advisable or, at its option, may cancel and issue fresh securities in the like amount and in like form in lieu of those securities with the like consequences.
- (6) On the issue or reissue of securities pursuant to subsection (5), a person entitled to those securities has the same rights and remedies as if the securities had not been previously issued.
- (7) Subject to the approval of the Lieutenant Governor in Council, the Minister of Finance shall determine the form and manner of execution of any bonds, debentures or other securities issued pursuant to this section.
- (8) The corporation may, by resolution or minute, provide that:
- (a) the seal of the corporation may be engraved, lithographed, printed or otherwise mechanically reproduced on any bonds, debentures or other securities to which it is to be affixed; and
 - (b) any signature on any bonds, debentures or other securities and on the coupons, if any, attached to them, may be engraved, lithographed, printed or otherwise mechanically reproduced on them.
- (9) The seal of the corporation, when mechanically reproduced as provided by subsection (6), is of the same force and effect as if manually affixed, and any member's signature, when mechanically reproduced as provided by subsection (6), is for all purposes valid and binding on the corporation, notwithstanding that any person whose signature is reproduced has ceased to hold office before the date of issue of the security.
- (10) Subject to subsection (12), the corporation may borrow, by way of temporary loans from any chartered bank or credit union or from any person or corporation, any sum of money, on any terms, for any purposes and on any conditions that the corporation may determine:
- (a) by way of a bank overdraft or line of credit;

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- (b) by the pledging, as security for those temporary loans, of notes, bonds, debentures or other securities of the corporation pending their sale or in lieu of the selling of them; or
 - (c) in any other manner that the corporation may determine.
- (11) The corporation may execute in any manner that it may determine any cheques, promissory notes or other instruments that may be necessary or desirable in connection with the borrowing of money and the obtaining of advances by way of temporary loans.
- (12) The corporation shall obtain the prior approval of the Lieutenant Governor in Council before borrowing any sum of money pursuant to this section that would result in the corporation's outstanding aggregate amount of borrowings being greater than \$100,000.

1989-90, c.W-1.2, s.11.

Guarantee by Saskatchewan

- 12(1)** The Lieutenant Governor in Council may, on any terms that may be stated in the Order in Council passed for the purpose, guarantee the payment of:
- (a) the principal, interest and premium, if any, of any bonds, debentures or other securities issued by the corporation;
 - (b) any loans, temporary or otherwise, raised by the corporation;
 - (c) any indebtedness or liability for the payment of money incurred by the corporation or to which it may be or become subject.
- (2) Any guarantee made pursuant to subsection (1) shall be in the form and manner that the Lieutenant Governor in Council may approve.
- (3) The Minister of Finance, or any other officer that may be designated by the Lieutenant Governor in Council, shall sign a guarantee made pursuant to subsection (1) and, on being so signed, the Government of Saskatchewan is liable, according to the tenor of the guarantee, for the payment of:
- (a) the principal, interest and premium, if any, of the bonds, debentures or other securities;
 - (b) the loans, temporary or otherwise; and
 - (c) the indebtedness or liability for the payment of money.
- (4) Any guarantee signed in accordance with subsection (3) is conclusive evidence of compliance with the terms of this section.
- (5) The Lieutenant Governor in Council may make any arrangements that may be necessary for supplying the money required to implement any guarantee made pursuant to this section and to advance the amount necessary for that purpose out of the consolidated fund.

1989-90, c.W-1.2, s.12.

Investment

13 The corporation may from time to time:

- (a) invest any part of the capital or operating moneys of the corporation in any security or class of securities authorized for investment of moneys in the consolidated fund pursuant to *The Financial Administration Act*; and
- (b) dispose of the investments in any manner, on any terms and in any amount that the corporation considers appropriate.

1989-90, c.W-1.2, s.13.

Fiscal year

14 The fiscal year of the corporation is the period commencing on April 1 in one year and ending on March 31 in the next year.

1989-90, c.W-1.2, s.14.

Audit

15 The corporation shall appoint an auditor who shall audit the corporation's records, accounts and financial statements:

- (a) annually; and
- (b) at any other times the corporation may direct.

1989-90, c.W-1.2, s.15.

Annual report

16(1) The corporation shall, in each fiscal year, in accordance with *The Tabling of Documents Act*, submit to the minister:

- (a) a report of the corporation on its business for its preceding fiscal year; and
- (b) a financial statement showing the business of the corporation for its preceding fiscal year.

(2) The minister shall, in accordance with *The Tabling of Documents Act*, lay before the Legislative Assembly each report and statement received by the minister pursuant to subsection (1).

1989-90, c.W-1.2, s.16.

Regulations

17 The Lieutenant Governor in Council may make regulations:

- (a) prescribing the manner of appointment of members and the terms of their appointment;
- (b) prescribing any other matter or thing that is authorized or required to be prescribed in the regulations;
- (c) prescribing any matter or thing that the Lieutenant Governor in Council considers necessary for the purposes of this Act.

1989-90, c.W-1.2, s.17.

