

# *The Municipal Transit Assistance Regulations*

*Repealed*

by Saskatchewan Regulations 27/97 (effective April 23, 1997).

*Formerly*

Chapter D-24.1 Reg 2 (effective May 19, 1981).

# Table of Contents

## PART I

### **Title and Interpretation**

- 1 Title
- 2 Interpretation

## PART II

### **General**

- 3 Transitional
- 4 Procedure
- 5 Terms of grant
- 6 Five-year plan
- 7 Tentative grant allocation
- 8 Other assistance
- 9 Transit operations

## PART III

### **Transit Vehicles**

- 10 Grants for transit vehicles

## PART IV

### **Transit Construction**

- 11 Grants for transit construction

## PART V

### **Transit Operation**

- 12 Service grants
- 13 Incentive grants
- 14 Department may set standards

## PART VI

### **Transit Demonstrations**

- 15 Grants for transit demonstrations

## PART VII

### **Transit Studies**

- 16 Grants for transit studies

**CHAPTER D-24.1 REG 2**  
*The Department of Urban Affairs Act*

**PART I**  
**Title and Interpretation**

**Title**

- 1** These regulations may be cited as *The Municipal Transit Assistance Regulations*.

**Interpretation**

- 2** In these regulations:

- (a) **“grant”** means a grant described in these regulations;
- (b) **“municipality”** means a city or town incorporated under *The Urban Municipality Act*;
- (c) **“transit construction”** means the construction, acquisition, replacement or alteration of or addition to a fixed asset that is to be used primarily for the purpose of public transit and includes:
  - (i) downtown or transfer terminals, stations and associated public parking lots;
  - (ii) passenger accommodation facilities at bus stops;
  - (iii) transit malls, reserved bus lanes, turnouts, busways, bus priority equipment and associated facilities;
  - (iv) transit communication, surveillance or monitoring system equipment; and
  - (v) any other fixed asset which is approved by the department;
- (d) **“transit demonstration”** means a technical, physical, operational, management or planning innovation directly related to transit which requires testing or experimentation prior to normal use in Saskatchewan;
- (e) **“transit operator”** means a private firm or an organization, other than the municipality, which operates transit vehicles on behalf of the municipality;
- (f) **“transit study”** means a study with respect to transit services or a part of a comprehensive study of transportation, planning or another topic related to transit;
- (g) **“transit system”** means a public passenger transportation system operated by or on behalf of a municipality primarily within its boundaries;

(h) “**transit vehicle**” means a vehicle designed, equipped and used for the public transportation of passengers within a municipality.

29 May 81 cD-24.1 Reg 2 s2.

## PART II General

### Transitional

**3** Where there are outstanding commitments to municipalities pursuant to contracts under *The Highways Act* and those commitments fall within the terms and conditions of these regulations, the minister may continue the commitments and these regulations apply *mut atis mutandis*.

29 May 81 cD-24.1 Reg 2 s3.

### Procedure

**4** Where a municipality applies for a grant under these regulations, it shall:

- (a) provide any information that the department requires in support of the application; and
- (b) submit its application in the form prescribed and by the deadline established by the department.

29 May 81 c D-24.1 Reg 2 s4.

### Terms of grant

**5** Where a municipality receives a grant, the municipality shall:

- (a) at the request of the department, provide at its own expense to the department an audited statement of incurred costs and revenues related to its transit operation, construction, vehicles, demonstrations or studies;
- (b) agree to participate with the department from time to time in publicity regarding grants;
- (c) be responsible for obtaining:
  - (i) any necessary approvals or licences for the operation of, or work to be undertaken in connection with, its transit service; and
  - (ii) any supplementary funding which may be required.

29 May 81 cD-24.1 Reg 2 s5.

### Five-year plan

**6** Where a municipality applies for a grant, it shall, unless the department determines otherwise, submit to the department annually a five-year plan, in a form satisfactory to the department, setting out all anticipated expenditures for transit vehicle acquisition, refurbishment or accessories and transit construction.

29 May 81 cD-24.1 Reg 2 s6.

**Tentative grant allocation**

7 The department may establish a tentative annual grant allocation to be considered by municipalities in scheduling their future requirements with respect to transit vehicle acquisition and refurbishment, the addition of accessories to transit vehicles and transit construction, but that tentative allocation is subject to change in accordance with the appropriation of funds made by the Legislature for the purpose.

29 May 81 cD-24.1 Reg 2 s7.

**Other assistance**

8 In the case of grants for transit vehicles, transit construction, transit demonstrations and transit studies, the amount of eligible costs determined in accordance with these regulations is to be reduced by any amounts received or to be received by the municipality in the form of:

- (a) assistance from the federal government;
- (b) payments from abutting owners; or
- (c) special assessments, charges or levies.

29 May 81 cD-24.1 Reg 2 s8.

**Transit operations**

9 No transit operator is eligible for a grant, and any arrangement with respect to assistance for a transit operator must be made by agreement between a municipality and its transit operator.

29 May 81 cD-24.1 Reg 2 s9.

### PART III Transit Vehicles

**Grants for transit vehicles**

10(1) In this section, “**eligible costs**” means costs incurred for the acquisition of transit vehicles or parts and labour for the refurbishment of, or addition of accessories to, transit vehicles and includes any other costs that are considered reasonable and appropriate by the department, but does not include costs related to:

- (a) municipal administration and overhead;
  - (b) vehicle maintenance or repair; or
  - (c) other operating expenses.
- (2) The minister may make a grant to a municipality:
- (a) in the case of Regina, Saskatoon, Moose Jaw and Prince Albert, of not more than 50% of the municipality’s eligible costs; and

- (b) in the case of a municipality other than one mentioned in clause (a), of not more than 75% of the municipality's eligible costs;
- in connection with the acquisition or refurbishment of, or the addition of accessories to, transit vehicles.
- (3) Where a municipality applies for a grant described in subsection (2), the municipality shall:
- (a) unless the department determines otherwise, make its application to the department before making commitments with respect to the acquisition or refurbishment of, or addition of accessories to, transit vehicles;
  - (b) ensure that the transit vehicles are owned or are to be owned by the municipality;
  - (c) provide any information which the department requires concerning financial and other arrangements for the continuing operation, maintenance and licencing of the transit vehicles; and
  - (d) unless the department is satisfied with another arrangement, put out to public or invitational tender all contracts for the acquisition of, refurbishment of, or addition of accessories to, the transit vehicles.
- (4) The department shall be satisfied that transit vehicle accessories for which a grant is made under this section are intended to improve the efficiency of the municipality's transit system or its effectiveness in attracting passengers.

29 May 81 c D-24.1 Reg 2 s10.

#### PART IV Transit Construction

##### Grants for transit construction

11(1) In this section, "**eligible costs**" means costs in connection with transit construction incurred for design, engineering, construction, equipment and the acquisition of new property, and includes related costs which are considered reasonable and appropriate by the department, but does not include:

- (a) transit system operating, maintenance and repair costs;
  - (b) costs for roadway or related construction not considered by the department to be primarily for transit use;
  - (c) municipal administration or overhead costs; or
  - (d) costs associated with construction of transit maintenance, garage or central office facilities.
- (2) The minister may make a grant to a municipality of not more than 75% of the municipality's eligible costs in connection with transit construction.

(3) Where a municipality applies for a grant described in subsection (1), the municipality shall:

- (a) unless the department determines otherwise, make its application to the department before making commitments with respect to transit construction;
- (b) ensure that transit construction is owned by the municipality; and
- (c) unless the department is satisfied with another arrangement, agree to put out to public or invitational tender all contracts pertaining to the transit construction.

29 May 81 cD-24.1 Reg 2 s11.

## PART V Transit Operation

### Service grants

**12(1)** The minister may make an annual service grant to a municipality:

- (a) to be used for providing transit service; and
  - (b) calculated on a per capita basis using the municipality's population as determined by the most recent census taken pursuant to the *Statistics Act* (Canada), as amended from time to time.
- (2) Where the service grant determined pursuant to subsection (1) would exceed the amount of the municipality's anticipated transit system deficit in the year of the grant, the minister may make a lesser grant.
- (3) The minister or his designate shall set the amounts per capita payable as service grants pursuant to subsection (1).

29 May 81 cD-24.1 Reg 2 s12.

### Incentive grants

**13(1)** Where the population of a municipality, as determined by the most recent census taken pursuant to the *Statistics Act* (Canada), as amended from time to time, exceeds 25,000, the minister may make an annual incentive grant to the municipality to be used for providing transit service in accordance with the following formula:

$$\frac{\text{Previous year's passengers carried}}{\text{Previous year's transit deficit}} \times \text{fixed amount}$$

(2) For the purposes of subsection (1):

- (a) the number of passengers carried and the transit system deficit are to be calculated in a manner satisfactory to the department; and

- (b) the fixed amount for:
  - (i) Regina and Saskatoon; and
  - (ii) Moose Jaw and Prince Albert;

is to be established by the minister or his designate.

(3) Where the total amount of a service grant under section 12 and an incentive grant under this section for a municipality would exceed the municipality's anticipated transit system deficit in the year of the grants, the minister may make a lesser grant.

(4) A municipality's incentive grant must not exceed 125% of its service grant.

29 May 81 cD-24.1 Reg 2 s13.

**Department may set standards**

**14** Where a service grant mentioned in section 12 or an incentive grant mentioned in section 13 is made to a municipality, the municipality shall meet any standards that the department establishes in connection with any aspect of the operation of its transit service.

29 May 81 cD-24.1 Reg 1 s14.

## PART VI

### Transit Demonstrations

**Grants for transit demonstrations**

**15(1)** In this section, "**eligible costs**" means costs in connection with a transit demonstration that are considered reasonable and appropriate by the department.

(2) The minister may make a grant to a municipality of not more than 75% of the municipality's eligible costs in connection with a transit demonstration.

(3) Where a municipality applies for a grant described in subsection (2), the municipality shall:

- (a) unless the department determines otherwise, obtain the prior approval of the department for the transit demonstration;
- (b) agree to provide for participation by the department in the transit demonstration in such manner as the department determines; and
- (c) unless the department is satisfied with another arrangement, agree to put out to public or invitational tender, any contracts in connection with the transit demonstration.

(4) The department shall be satisfied that a transit demonstration is intended to improve transit system service, efficiency or cost effectiveness or to increase the number of passengers carried.

29 May 81 cD-24.1 Reg 2 s15.



PART VII  
Transit Studies

**Grants for transit studies**

**16(1)** In this section, “**eligible costs**” means costs in connection with a transit study that are considered reasonable and appropriate by the department.

(2) The minister may make a grant to a municipality of not more than 75% of the municipality’s eligible costs in connection with a transit study.

(3) Where a municipality applies for a grant described in subsection (2), the municipality shall:

- (a) unless the department determines otherwise, obtain the prior approval of the department for the transit study;
- (b) agree to provide for participation by the department in the transit study in such manner as the department determines; and
- (c) unless the department is satisfied with another arrangement:
  - (i) put out to public or invitational tender all contracts in connection with the transit study; and
  - (ii) obtain the prior approval of the department for the cost of the transit study and the consultant selected to conduct it.

29 May 81 cD-24.1 Reg 2 s16.