

The Saskatchewan Partnerships Program Regulations, 1993

Repealed
by Chapter G-5.1 Reg 67 (effective June 29, 1994).

Formerly
Chapter G-5.1 Reg 63.

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 G-5.1 REG 63

The Government Organization Act

and

The Human Resources, Labour and Employment Act

Title

1 These regulations may be cited as *The Saskatchewan Partnerships Program Regulations, 1993*.

Interpretation

2(1) In these regulations:

(a) **“academic year”** means:

(i) with respect to a secondary educational institution, the period commencing on July 1 in one year and ending on June 30 in the following year;

(ii) with respect to a post-secondary educational institution, the period determined by the post-secondary educational institution;

(b) **“department”** means the department over which the minister presides;

(c) **“eligibility period”** means the period commencing on May 1, 1993 and ending on September 30, 1993;

(d) **“eligible employee”** means an individual who is:

(i) a permanent resident of Saskatchewan;

(ii) at least 16 years of age; and

(iii) a student:

(A) who was enrolled full time:

(I) in the twelfth grade of a secondary educational institution during the 1992-93 academic year and who intends to enrol full time in a post-secondary educational institution during the 1993-94 academic year;

(II) in a secondary educational institution during the 1992-93 academic year and who produces evidence satisfactory to the minister that he or she has been accepted as a full-time student in a post-secondary educational institution for the 1993-94 academic year; or

(III) in a post-secondary educational institution during the 1992-93 academic year and who intends to enrol full time in a post-secondary educational institution during the 1993-94 academic year; or

(B) with a mental disability who was enrolled full time in a secondary educational institution during the 1992-93 academic year and who intends to enrol full time in a secondary educational institution during the 1993-94 academic year;

- (e) **“eligible employer”** means:
- (i) a corporation, partnership or proprietorship that carries on business in Saskatchewan;
 - (ii) subject to subsection (2), a farmer;
 - (iii) a regional park authority constituted or continued pursuant to *The Regional Parks Act, 1979*;
 - (iv) a municipality as defined in *The Northern Municipalities Act*, *The Rural Municipality Act, 1989* or *The Urban Municipality Act, 1984*;
 - (v) the council of a band within the meaning of the *Indian Act* (Canada);
 - (vi) a non-profit organization that carries on activities in Saskatchewan;
- (f) **“grant”** means a grant payable pursuant to section 3;
- (g) **“minister”** means the member of the Executive Council to whom for the time being the administration of these regulations is assigned;
- (h) **“permanent resident”** means an individual who is a resident within the meaning of *The Saskatchewan Hospitalization Act*;
- (i) **“post-secondary educational institution”** means:
- (i) The University of Regina;
 - (ii) The University of Saskatchewan;
 - (iii) an educational institution established, supervised or administered pursuant to *The Institute Act*, *The Private Vocational Schools Regulation Act* or *The Regional Colleges Act*;
 - (iv) an educational institution devoted primarily to the training of full-time students in religious studies; or
 - (v) an educational institution established outside Saskatchewan that is similar to one described in subclause (i), (ii), (iii) or (iv);
- (j) **“secondary educational institution”** means:
- (i) an educational institution, whether publicly funded or privately operated, that offers a course of study authorized pursuant to *The Education Act*; or
 - (ii) an educational institution outside Saskatchewan that offers a course of study that is similar to a course of study authorized pursuant to *The Education Act*.

(2) If the minister is of the opinion that any person is not engaged in the business of farming, the minister may deem that person not to be a farmer for the purposes of these regulations.

(3) For the purposes of subclause (1)(d)(iii) and clauses 9(c) and (d), “**enrolled full time**” or “**full time**” means taking at least 60% of a full academic course load as defined by the secondary or post-secondary educational institution in which the individual is enrolled.

16 Apr 93 cG-5.1 Reg 63 s2.

Power to make grants

3(1) The minister may provide financial assistance, in the form of grants, to eligible employers who employ eligible employees in accordance with these regulations.

(2) In making grants pursuant to subsection (1), the minister may give preference to applications from eligible employers who:

- (a) provide training or career opportunities to eligible employees;
- (b) contribute to Saskatchewan’s economic or social needs;
- (c) indicate a willingness to hire eligible employees who are:
 - (i) of aboriginal ancestry; or
 - (ii) are persons with disabilities; or
- (d) meet other policy objectives of the department.

16 Apr 93 cG-5.1 Reg 63 s3.

Terms of employment

4(1) To be eligible for a grant, an eligible employer shall employ an eligible employee:

- (a) for a minimum of 300 hours during the eligibility period; and
- (b) for an average minimum of 35 hours per week.

(2) Notwithstanding subsection (1), the minister may designate a lesser period or lesser number of hours per week, as the case may require, with respect to the employment of an eligible employee if an eligible employer submits information that satisfies the minister that the eligible employee whom the employer proposes to employ cannot, for medical reasons, work for:

- (a) the minimum number of hours required pursuant to clause (1)(a); or
- (b) the average minimum number of hours per week required pursuant to clause (1)(b).

(3) To be eligible for a grant, an eligible employer mentioned in subsection (2) shall employ the eligible employee for the period and the number of hours per week designated by the minister.

16 Apr 93 cG-5.1 Reg 63 s4.

Duties of employer

5 To be eligible for a grant, an eligible employer shall:

- (a) not later than April 1, 1993, submit an application to the department on the form provided by the minister;
- (b) certify that no permanent employee has been or will be displaced, in whole or in part, by an eligible employee;
- (c) provide any information with respect to the proposed employment or special needs of the proposed employee that the minister may require;
- (d) agree to any audit procedures that the minister requires during or after the period of employment;
- (e) agree to pay each eligible employee at a rate that is not less than the minimum wage established pursuant to *The Labour Standards Act*; and
- (f) not receive any funds pursuant to another program of the Government of Saskatchewan or the Government of Canada that subsidizes wages with respect to the same employees who are eligible employees pursuant to these regulations.

16 Apr 93 cG-5.1 Reg 63 s5.

Amount of grant

6 Subject to section 10, on receipt of an application pursuant to section 5 and where the minister considers it to be appropriate, the minister may make a grant to the eligible employer in an amount equal to \$2 per hour for each eligible employee who is employed during the eligibility period:

- (a) for a minimum of 300 hours and for an average minimum of 35 hours per week, to a maximum of 400 hours; or
- (b) for any lesser number of hours per week or lesser period that is designated by the minister pursuant to subsection 4(2).

16 Apr 93 cG-5.1 Reg 63 s6.

Payment of grant

7(1) Except as provided in section 8, a grant is payable when:

- (a) the period of employment with respect to which the grant is payable has terminated;
- (b) the eligible employer has submitted to the department a claim on a form provided by the minister;
- (c) the eligible employer has certified that:
 - (i) all wages or salaries of eligible employees owing for the period covered by the grant have been paid; and
 - (ii) no eligible employee of the employer has been employed during the period covered by the grant by another eligible employer who has been approved by the minister to receive a grant; and

- (d) the minister is satisfied that the eligible employer has complied with all other requirements of these regulations.
- (2) Each grant is to be paid in a single payment.

16 Apr 93 cG-5.1 Reg 63 s7.

Grants for special needs

8(1) On receipt of an application pursuant to section 5 and where the minister is satisfied that an eligible employee proposed to be employed by the eligible employer has special environmental, technical or personal needs related to the proposed employment, the minister may make a grant to the eligible employer:

- (a) to assist in meeting the special needs of the eligible employee; and
- (b) in any amount that the minister considers appropriate.
- (2) An eligible employer shall use a grant made pursuant to subsection (1) only:
 - (a) for the purposes for which the grant is made; and
 - (b) in accordance with any conditions specified by the minister.
- (3) A grant made pursuant to subsection (1) is payable when the eligible employer has:
 - (a) submitted a claim to the department on a form provided by the minister; and
 - (b) satisfied the minister that the expenditures for which the grant was made have been incurred and paid.

16 Apr 93 cG-5.1 Reg 63 s8.

Exemption from certain requirements

9 Notwithstanding clause 2(1)(d), if an eligible employer submits information that satisfies the minister that the eligible employer, after making an effort to do so, has been unable to employ an eligible employee, the minister may deem an individual to be an eligible employee where that individual:

- (a) is a permanent resident of Saskatchewan;
- (b) is at least 16 years of age;
- (c) is a student who was enrolled full time in a secondary educational institution during the 1992-93 academic year;
- (d) intends to attend a secondary educational institution full time during the 1993-94 academic year; and
- (e) is to be employed by the eligible employer during the eligibility period.

16 Apr 93 cG-5.1 Reg 63 s9.

Idem

10 Notwithstanding sections 4 to 7, if an eligible employer has employed an eligible employee for less than the minimum number of hours per week specified in subsection 4(1) or designated by the minister pursuant to subsection 4(2), the minister may make a grant to that eligible employer if the minister is satisfied that the eligible employer has:

- (a) made all reasonable efforts to comply with section 4; and
- (b) complied with the other requirements of these regulations.

16 Apr 93 cG-5.1 Reg 63 s10.

R.R.S. c.G-5.1 Reg 49 repealed

11 *The Saskatchewan Partnerships Program Regulations* are repealed.

16 Apr 93 cG-5.1 Reg 63 s11.

Coming into force

12 These regulations come into force on the day on which they are filed with the Registrar of Regulations.

16 Apr 93 cG-5.1 Reg 63 s12.