

The Provincial Capital Fund Program Regulations

Repealed

by Saskatchewan Regulations 93/2000
(effective November 2, 2000).

Formerly

Chapter P-30.02 Reg 1 (effective August 12, 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 P-30.02 REG 1

The Provincial Capital Fund Program Act

Title

1 These regulations may be cited as *The Provincial Capital Fund Program Regulations*.

Interpretation

2 In these regulations:

- (a) “**Act**” means *The Provincial Capital Fund Program Act*;
- (b) “**municipality’s share of the capital cost**” means the capital cost incurred by a municipality, less any amount the municipality will recover:
 - (i) from property owners who abut the capital work; and
 - (ii) through special assessments, charges or levies as a result of that capital work.

23 Aug 85 cP-30.02 Reg 1 s2.

Duration of program

3 Financial assistance in the form of grants is payable during the 1985-86 and 1986-87 fiscal years.

23 Aug 85 cP-30.02 Reg 1 s3.

Eligible capital costs

4 For a municipality to be eligible for a grant, the capital costs are to be incurred between January 1, 1985 and December 31, 1986.

23 Aug 85 cP-30.02 Reg 1 s4.

Exception

5 Notwithstanding sections 3 and 4, a grant for which a municipality would be eligible pursuant to these regulations may be paid after the end of the 1986-87 fiscal year where the application is received and the capital costs are incurred within the time prescribed in section 4, but where the grant has not been paid.

23 Aug 85 cP-30.02 Reg 1 s5.

Per capita amount

6 The per capita amount is \$25 per year.

23 Aug 85 cP-30.02 Reg 1 s6.

Maximum grant for capital work

7 The maximum amount of a grant which a municipality may receive for each capital work is equal to the lesser of:

- (a) 60% of the capital cost;

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- (b) the municipality's share of the capital cost; or
- (c) where the municipality receives grant funding for the capital work from the government of Saskatchewan pursuant to any other Act or a Saskatchewan Crown corporation, from the government of another province or from the government of Canada, in addition to a grant pursuant to the program, an amount equal to 75% of the capital cost, that amount to be reduced by the total amount of all funding, if any, received from those other sources.

23 Aug 85 cP-30.02 Reg 1 s7.

Capital works plan

- 8(1) A municipality's capital works plan is to include all capital works which are included in the application for the grant.
- (2) A capital works plan filed pursuant to subsection 6(2) of the Act is to be revised annually.

23 Aug 85 cP-30.02 Reg 1 s8.

Capital work deemed acquired, etc.

- 9(1) A municipality is deemed to have acquired or constructed a capital work and to have incurred a capital cost where it has by bylaw:

- (a) entered into an agreement with:
 - (i) another municipality;
 - (ii) a rural municipality;
 - (iii) the government of Saskatchewan, of another province or of Canada;
 - (iv) an agency or Crown corporation of a body mentioned in subclause (i) or (ii); or
 - (v) any combination of the bodies mentioned in subclauses (i) to (iv);

for the purpose of making a contribution to the cost of constructing or purchasing a physical asset and has made the contribution; or

- (b) entered into an agreement with a corporation incorporated in Saskatchewan which is purchasing or constructing a physical asset for the benefit of the public to make a contribution, including a contribution by means of purchasing any share capital of the corporation as permitted under section 150 of *The Urban Municipality Act, 1984*, and has made the contribution.

- (2) Notwithstanding section 7, where a capital work is deemed to be acquired or constructed pursuant to subsection (1), the maximum amount of a grant for that capital work is 60% of the contribution made by the municipality.

23 Aug 85 cP-30.02 Reg 1 s9.

Payment of grant

10(1) Where a capital work is being constructed, added to or altered and a grant has been approved with respect to that capital work, a municipality may, when one third of the anticipated capital cost has been incurred, submit a statement and receive payment of an interim grant in an amount not exceeding one third of the anticipated grant for the capital work.

(2) The minister may pay a grant for a capital work, less any amount paid as an interim grant, when a municipality has submitted an application for a grant and evidence satisfactory to the minister that:

- (a) the capital work has been acquired and the capital cost incurred by the municipality;
- (b) the municipality has made its contribution to the cost of a capital work being acquired or constructed in the case described in section 9; or
- (c) the construction, alteration, addition to or replacement of the capital work is complete and the capital cost has been incurred.

(3) The evidence of the completion of the capital work being completed and the capital cost having been incurred is to be signed by a person who is designated by or satisfactory to the minister.

23 Aug 85 cP-30.02 Reg 1 s10.

Duties of the municipality

11 When a grant to a municipality has been approved, the municipality shall:

- (a) maintain books and records that, to the satisfaction of the minister, convey a clear and accurate account of the capital work and capital cost;
- (b) at the request of the minister, provide at the municipality's expense an audited statement of the capital cost of a capital work;
- (c) permit any person designated by the minister to enter or have access to the records for the purpose of verifying that the capital work has been completed;
- (d) notify the minister of any change in a proposed capital work for which approval of a grant has been given or if that capital work is not to proceed.

23 Aug 85 cP-30.02 Reg 1 s11.

