

# *The Outfitter and Guide Regulations, 1988*

*Repealed*

by chapter N-3.1 Reg 2 (effective May 8, 1996).

*Formerly*

Chapter R-19.01 Reg 2\* (effective October 19, 1988)  
as amended by Saskatchewan Regulations 54/90 and 50/93.

**\*Note:** This regulation was originally published as Reg 1 but was corrected by a notice in the December 16, 1988 Gazette.

## **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-19.01 REG 2

### *The Renewable Resources, Recreation and Culture Act*

#### PART I

#### Title and Interpretation

##### Title

- 1 These regulations may be cited as *The Outfitter and Guide Regulations, 1988*.

##### Interpretation

- 2 In these regulations:

- (a) **“accommodation”** means facilities where the public may obtain sleeping accommodations in conjunction with an outfitting service and includes hotels, motels, tourist camps, hunting or fishing lodges, outcamps, private residences, camp grounds or any other accommodation facilities;
- (b) **“base camp”** means a permanent or fixed facility from which an outfitter operates an outfitting service and provides accommodation, and from which his outcamps, day-use sites and caches, if any, are operated and supplied and includes private residences;
- (c) **“big game”** means big game as defined in *The Wildlife Regulations, 1981*;
- (d) **“cache”** means a location at which an outfitter stores equipment or supplies;
- (e) **“Canadian resident”** means a person who:
  - (i) has his principal residence in Canada; and
  - (ii) is a Canadian citizen or has resided in Canada for the 12-month period preceding the date of his application for a licence pursuant to these regulations;
- (f) **“client”** means a person to whom:
  - (i) an outfitter provides accommodation or an outfitting service; or
  - (ii) a guide provides a guiding service;
- (g) **“day-use site”** means a location at which an outfitter provides an outfitting service with respect to fishing and which he operates in conjunction with his base camp;
- (h) **Repealed.** 16 Jly 93 SR 50/93 s3.

- (i) “**equipment**” includes boats, canoes and other water vessels, cars, trucks and other transportation vehicles, motors, fuel, fishing and hunting gear and any other equipment for use in:
  - (i) hunting, taking or catching wildlife; or
  - (ii) angling, taking or catching fish;
- (j) “**fish**” means fish as defined in the *Fisheries Act* (Canada);
- (k) “**game bird**” means game bird as defined in *The Wildlife Regulations, 1981*;
- (l) “**guide**” means a person who provides a guiding service for, or for the promise or expectation of, remuneration, economic or material gain, or business or employment benefit;
- (m) “**guide’s licence**” means a licence issued pursuant to section 12;
- (n) “**guiding service**” means the provision of assistance, guidance or expertise for the purpose of assisting any other person in:
  - (i) hunting, taking or catching wildlife; or
  - (ii) angling, taking or catching fish;
- (o) “**officer**” means an officer designated pursuant to section 23 and includes a member of the Royal Canadian Mounted Police;
- (p) “**outcamp**” means a facility at which an outfitter operates an outfitting service and provides accommodation, and which he operates in conjunction with his base camp;
- (q) “**outfitter**” means a person who provides an outfitting service for, or for the promise or expectation of, remuneration, economic or material gain, or business or employment benefit;
- (r) “**outfitter’s licence**” means a licence issued pursuant to section 4;
- (s) “**outfitting service**” means the provision of facilities, equipment or services for the purpose of assisting any other person in:
  - (i) hunting, taking or catching wildlife; or
  - (ii) angling, taking or catching fish;
- (t) **Repealed.** 16 Jly 93 SR 50/93 s3.
- (u) “**unique identification**” means a mark that is specific to a particular outfitter;
- (v) “**visual identification**” means a mark that is discernible to the naked eye;
- (w) “**wildlife**” includes big game and game birds.

## PART II Outfitters

### Licence

3(1) No person shall act as an outfitter in Saskatchewan unless he or she has a valid and subsisting outfitter's licence issued pursuant to these regulations.

(2) Every outfitter to whom an outfitter's licence is issued shall place the licence on public display at his base camp.

28 Oct 88 cR-19.01 Reg 2 s3; 16 Jly 93 SR 50/93  
s4.

### Issue of licence, terms and conditions

4(1) Subject to subsection (2), the minister may issue an outfitter's licence to an applicant who:

- (a) in the case of an individual, is 18 years of age or older;
- (b) has paid the licence fees determined in accordance with Table 1 of the Appendix;
- (c) has a base camp situated within Saskatchewan; and
- (d) has provided any information that the minister may require.

(2) The minister shall not issue an outfitter's licence for a term exceeding 5 years.

(3) Every outfitter's licence shall identify:

- (a) the permanent mailing address of the outfitter;
- (b) the location and description of the outfitter's base camp; and
- (c) the number, location and description of any outcamps, day-use sites and caches of the outfitter.

(4) The minister may, as a term or condition of any outfitter's licence, limit or specify:

- (a) that the outfitter is authorized to provide an outfitting service with respect to:
  - (i) fishing or fishing for one or more species of fish;
  - (ii) hunting big game or any one or more species of big game;
  - (iii) hunting game birds or any one or more species of game birds;
  - (iv) any specified combination of fishing or hunting big game or game birds;
- (b) the area of land with respect to which the outfitter is authorized to provide his outfitting service to hunt wildlife;
- (c) the bodies of water on which the outfitter is authorized to provide an outfitting service with respect to fishing;

- (d) the number of clients he may annually or at any time accommodate or provide an outfitting service for at his base camp, any outcamp or any day-use site;
- (e) the amount and type of equipment to be used in connection with his outfitting service;
- (f) the species of wildlife and the amount of each species that may be taken annually in connection with his outfitting service for any area of land with respect to which he is authorized to carry out his outfitting service;
- (g) the species of fish and amount of each species that may be taken annually in connection with his outfitting service for any or all bodies of water with respect to which he is authorized to carry out his outfitting service;
- (h) the times of the year when the outfitter may carry out all or any portion of his outfitting service;
- (i) any other terms and conditions that the minister may consider appropriate.

28 Oct 88 cR-19.01 Reg 2 s4; 13 Jly 90 SR 54/90 s2.

**Licence, term and fee**

**5(1)** Subject to section 22, every outfitter's licence is valid for the term specified in the licence and is subject to:

- (a) the terms and conditions specified in the licence; and
  - (b) these regulations.
- (2) Subject to any terms and conditions the minister considers appropriate, an outfitter's licence may be renewed or transferred.
- (3) The annual fee for an outfitter's licence is the fee determined in accordance with Table 1 of the Appendix and is payable within 30 days of the date of billing.

28 Oct 88 cR-19.01 Reg 2 s5.

**Application during suspension prohibited**

**6** No person shall apply for an outfitter's licence during the period when:

- (a) an outfitter's licence issued to him is suspended; or
  - (b) he is prohibited from applying for an outfitter's licence;
- pursuant to section 22.

28 Oct 88 cR-19.01 Reg 2 s6.

**Restrictions on licensed outfitter**

**7** No person to whom an outfitter's licence has been issued shall:

- (a) develop, maintain or operate more than one base camp in Saskatchewan;
- (b) develop, maintain or operate his base camp except in the manner and at the location specified in his outfitter's licence;

- (c) develop, maintain or operate any outcamp except in the manner and at the location specified in his outfitter's licence;
- (d) develop, maintain or operate any outcamp except in conjunction with a base camp;
- (e) provide accommodation at a place other than at a place specified on his licence for the purpose;
- (f) utilize any day-use site except in the manner and at the location specified in his outfitter's licence;
- (g) operate his outfitting service in any area of Saskatchewan other than that area specified in his outfitter's licence;
- (h) on Crown land, maintain any cache or store any equipment or supplies to be used as part of an outfitting service except at the location specified in his outfitter's licence;
- (i) store more equipment or supplies to be used as part of an outfitting service at any cache than is authorized in his outfitter's licence;
- (j) provide an outfitting service for fishing for a species of fish or hunting any wildlife which is not authorized in his outfitter's licence;
- (k) provide an outfitting service for any number of clients or with respect to any amount or species of wildlife or fish which is, by reason of the terms or conditions of his licence, in excess of the number of clients for which the outfitter may provide a service or the amount or species of wildlife or fish with respect to which the outfitter may provide a service;
- (l) provide an outfitting service at a time other than that authorized in his outfitter's licence;
- (m) occupy or proceed with any development on provincial land without the express written permission of the minister pursuant to *The Provincial Lands Act*; or
- (n) hold more than one outfitter's licence at any one time.

28 Oct 88 cR-19.01 Reg 2 s7.

**Surrender of licence on sale of camp**

- 8(1) Every person to whom an outfitter's licence has been issued who sells or otherwise disposes of his base camp or any of his outcamps shall surrender his outfitter's licence to the minister or make application to the minister to amend or transfer his outfitter's licence.
- (2) An outfitter who surrenders his outfitter's licence pursuant to subsection (1) may make application to the minister for an outfitter's licence.

28 Oct 88 cR-19.01 Reg 2 s8.

**Marking of equipment, etc.**

**9** Every person to whom an outfitter's licence has been issued shall:

- (a) uniquely and visually identify all boats, canoes and other water vessels, motor vehicles and other vehicles used for transportation by the outfitter in conjunction with his outfitting service;
- (b) ensure that all fish and wildlife caught or taken by any of his clients are:
  - (i) stored separately from any other fish or wildlife harvested by any other client of the outfitter or stored by the outfitter; and
  - (ii) identified as belonging to the client who harvested the fish or wildlife by means of the:
    - (A) name and address of the client who harvested the fish or wildlife; and
    - (B) serial number of the hunting or fishing licence pursuant to which the fish or wildlife were harvested;
- (c) where required by the minister, keep a permanent written record of:
  - (i) the name and address of all clients accommodated, or to whom an outfitting service was provided by the outfitter;
  - (ii) with respect to all wildlife harvested by clients of his outfitting service, the amount of each species of wildlife so harvested;
  - (iii) with respect to all fish harvested by clients of his outfitting service:
    - (A) the amount of each species of fish harvested and the body of water from which the fish were harvested; or
    - (B) the number of clients who harvested fish and the body of water from which the fish were harvested; and
  - (iv) all boats, canoes and other water vessels and vehicles mentioned in clause (a);
- (d) make all fish or wildlife mentioned in clause (b) available for inspection at the request of an officer; and
- (e) make all records mentioned in clause (c) available for inspection at the request of an officer.

28 Oct 88 cR-19.01 Reg 2 s9.

**Duty of outfitter**

**10** Every person to whom an outfitter's licence has been issued is responsible for ensuring the reasonable safety of all clients for whom he is providing an outfitting service.

28 Oct 88 cR-19.01 Reg 2 s10.



**PART III**  
**Guides****Licence**

**11(1)** No person shall act as a guide unless he or she is employed by a licensed outfitter and holds a valid and subsisting guide's licence issued pursuant to these regulations.

(2) Every person to whom a guide's licence has been issued shall carry his guide's licence on his person while providing a guiding service and shall, when requested by an officer to do so, immediately provide the licence to the officer for examination.

28 Oct 88 cR-19.01 Reg 2 s11; 16 Jly 93 SR 50/  
93 s5.

**Issue of licence, terms and conditions**

**12(1)** Subject to subsection (2), the minister may issue a guide's licence to any individual who:

- (a) in the case of an application for a guiding licence with respect to:
    - (i) fishing, is 16 years of age or older; or
    - (ii) hunting wildlife, is 18 years of age or older;
  - (b) is a Canadian resident or held a valid guide's licence in the calendar year immediately preceding the date of his application for a guide's licence;
  - (c) has paid the licence fees determined in accordance with Table 2 of the Appendix; and
  - (d) has provided any information that the minister may require.
- (2) Every guide's licence must identify:
- (a) the name, permanent mailing address and age of the guide;
  - (b) the name of the employer of the guide.
- (3) The minister may, as a term or condition of any guide's licence, limit or specify:
- (a) that the guide is authorized to provide a guiding service with respect to:
    - (i) fishing or fishing for one or more species of fish;
    - (ii) hunting big game or one or more species of big game;
    - (iii) hunting game birds or one or more species of game birds;
    - (iv) any specified combination of fishing or hunting big game or game birds;
  - (b) the area of land with respect to which the guide is authorized to provide a guiding service to hunt wildlife;

- (c) the bodies of water with respect to which the guide is authorized to provide a guiding service for fishing;
- (d) the species of wildlife and the amount of each species that may be taken annually in connection with his guiding service for any area of land with respect to which he is authorized to act as a guide;
- (e) the species of fish and the amount of each species that may be taken annually by clients of the guide from any or all bodies of water with respect to which the guide is authorized to provide a guiding service;
- (f) the number of clients to whom the guide is authorized to provide a guiding service for fishing or hunting big game or game birds;
- (g) any other terms and conditions that the minister may consider appropriate.

28 Oct 88 cR-19.01 Reg 2 s12; 16 Jly 93 SR 50/  
93 s6.

**Licence, term and fee**

**13(1)** A guide's licence expires on December 31 of the year in which it is issued and is subject to:

- (a) the terms and conditions specified in the licence; and
  - (b) these regulations.
- (2) Subject to any terms and conditions the minister considers appropriate, a guide's licence may be renewed.
- (3) The fee for a guide's licence is the fee determined in accordance with Table 2 of the Appendix.

28 Oct 88 cR-19.01 Reg 2 s13.

**Records, keeping and production of**

**14** Every person to whom a guide's licence has been issued shall:

- (a) where required by the minister, keep a permanent written record of:
  - (i) the name and address of all clients to whom a guiding service was provided;
  - (ii) with respect to all wildlife harvested by clients of his guiding service, the amount of each species of wildlife so harvested;
  - (iii) with respect to all fish harvested by clients of his guiding service:
    - (A) the amount of each species of fish harvested and the body of water from which the fish were harvested; or
    - (B) the number of clients who harvested fish and the body of water from which the fish were harvested; and
- (b) make all records mentioned in clause (a) available for inspection by an officer at the request of the officer.

28 Oct 88 cR-19.01 Reg 2 s14.

**Guide to accompany clients**

**15(1)** Where a guide is guiding a client who is required pursuant to *The Wildlife Act* or the regulations pursuant to that Act to be guided while hunting, the guide shall accompany his or her client.

(2) For the purposes of subsection (1), a guide accompanies a client where the guide:

- (a) takes the client to the blind, pit or tree stand where the client remains until the client is picked up by the guide within 24 hours from the time the client was taken to the location;
- (b) positions a client in a stationary position for the purpose of driving, pushing or directing game toward the client and the guide is taking steps to drive, push or direct the game toward the client; or
- (c) keeps the client within sight while the client is in pursuit of game.

16 Jly 93 SR 50/93 s7.

**Duty of guide**

**16** Every person to whom a guide's licence has been issued is responsible for ensuring the reasonable safety of all clients for which he is providing a guiding service.

28 Oct 88 cR-19.01 Reg 2 s16.

## PART IV Prohibitions

**Prohibition re application**

**17** No person shall apply for a guide's licence during the period when:

- (a) a guide's licence issued to him is suspended; or
- (b) he is prohibited from applying for a guide's licence;

pursuant to section 22.

28 Oct 88 cR-19.01 Reg 2 s17.

**Prohibition re service without licence**

**18** No person to whom a guide's licence has been issued shall provide an outfitting service unless he holds a valid and subsisting outfitter's licence issued pursuant to these regulations.

28 Oct 88 cR-19.01 Reg 2 s18.

**Prohibition re certain activities**

**19** No person to whom a guide's licence or an outfitter's licence has been issued shall:

- (a) exercise any privilege permitted under any hunting or fishing licence held by him while providing a guiding service;

- (b) carry a firearm while providing a guiding service except as authorized and permitted in his guide's licence;
- (c) operate a guiding service with respect to any area of Saskatchewan other than the area specified in his guide's licence;
- (d) provide a guiding service for fishing for a species of fish or hunting any wildlife that is not authorized in his guide's licence;
- (e) provide a guiding service for any number of clients in excess of the number of clients the guide is authorized to provide a service for pursuant to his guide's licence;
- (e.1) refuse to provide any information that is required pursuant to these regulations; or
- (e.2) give false information when required to provide information pursuant to these regulations;
- (f) **Repealed.** 16 Jly 93 SR 50/93 s8.

28 Oct 88 cR-19.01 Reg 2 s19; 16 Jly 93 SR 50/93 s8.

**Requirement to extinguish fires, clean up sites, etc.**

**20** Every person to whom a guide's licence or an outfitter's licence has been issued shall:

- (a) extinguish any fire kindled by him or by any client for which he is providing an outfitting or guiding service;
- (b) clean up and dispose of wastes created by him or by any client for which he is providing an outfitting or guiding service;
- (c) not later than the end of the applicable hunting season, fill in any pit or remove any blind used in providing an outfitting or guiding service;
- (d) not later than the end of the applicable hunting season, dispose of bait used by him or by any client for which he is providing an outfitting or guiding service.

28 Oct 88 cR-19.01 Reg 2 s20; 16 Jly 93 SR 50/93 s9.

**Prohibition re counselling certain offences**

**21** No person to whom an outfitter's licence or guide's licence has been issued shall aid, abet, counsel or procure any other person to contravene any provision of:

- (a) these regulations;
- (b) *The Wildlife Act* or any regulations made pursuant to that Act;
- (c) *The Litter Control Act* or any regulations made pursuant to that Act;
- (d) *The Prairie and Forest Fires Act* or any regulations made pursuant to that Act;

- (e) *The Fisheries Act* or any regulations made pursuant to that Act;
- (f) the *Fisheries Act* (Canada) or any regulations made pursuant to that Act; or
- (g) the *Migratory Birds Convention Act* (Canada) or any regulations made pursuant to that Act.

28 Oct 88 cR-19.01 Reg 2 s21; 16 Jly 93 SR 50/  
93 s10.

## PART V General

### Suspension, etc., of licence

**22(1)** Where the minister is satisfied that a person to whom an outfitter's or guide's licence has been issued has contravened:

- (a) these regulations;
- (b) *The Wildlife Act* or any regulations made pursuant to that Act;
- (c) *The Litter Control Act* or any regulations made pursuant to that Act;
- (d) *The Prairie and Forest Fires Act* or any regulations made pursuant to that Act;
- (e) *The Fisheries Act* or any regulations made pursuant to that Act;
- (f) the *Fisheries Act* (Canada) or any regulations made pursuant to that Act; or
- (g) the *Migratory Bird Convention Act* (Canada) or any regulations made pursuant to that Act; or
- (h) the terms and conditions specified in his licence;

the minister may, subject to subsection (2):

- (i) suspend or revoke the person's licence; or
- (j) revoke the person's licence and prohibit the person from applying for an outfitter's licence or guide's licence for a period not exceeding five years.

(1.1) Subject to subsection (2), the minister may exercise any of his or her powers pursuant to subsection (1) with regard to the licence of the outfitter employing a guide who is convicted of an offence pursuant to any of the Acts or the regulations listed in clauses (1)(a) to (g) that was committed while guiding clients or others on behalf of or under the instruction of the outfitter.

(2) Prior to suspending or revoking a licence of a person or revoking a licence of a person and prohibiting him from applying for a licence, the minister shall serve or cause to be served, on the licensee, by personal service or registered mail, written notice of the proposed suspension or revocation or revocation and prohibition, as the case may be, and of the licensee's right provided by subsection (3).

(3) A licensee served with a notice pursuant to subsection (2) may, within 30 days after service of the notice, make submissions in writing to the minister with respect to the proposed action of the minister.

(4) Where the minister suspends or revokes the licence of a person or revokes the licence of a person and prohibits him from applying for a licence pursuant to this section, he shall serve or cause to be served, on the licensee, by personal service or registered mail, written notice of the suspension or revocation or revocation and prohibition, as the case may be, and the suspension or revocation or revocation and prohibition shall be effective:

- (a) in the case of personal service, on the day on which it is served;
- (b) in the case of service by registered mail, on the delivery date shown on the signed post office receipt card or, where the delivery date is not shown, on the date the signed post office receipt card is returned to the sender;

or on any later date that may be specified in the notice.

(5) The decision of the minister to suspend or revoke an outfitter's or guide's licence or to revoke an outfitter's or guide's licence and to prohibit the outfitter or guide from applying for a licence is final.

28 Oct 88 cR-19.01 Reg 2 s22; 16 Jly 93 SR 50/93 s11.

#### Designation of officers

**23** The minister may designate any employee or class of employees of the department as officers for the purpose of enforcing these regulations.

28 Oct 88 cR-19.01 Reg 2 s23.

#### R.R.S. c.D-24 Reg 2 repealed

**24** *The Outfitter and Guide Regulations* are repealed.

28 Oct 88 cR-19.01 Reg 2 s24.

## Appendix

TABLE 1  
[Sections 4 and 5]

### Outfitter's Licence Fees

Licence application fee, per application: .....	\$250.00
Licence fee, per year: .....	\$ 75.00
Outcamp fee, per outcamp, per year: .....	\$ 50.00
Day-use site fee, per site, per year: .....	\$ 50.00

28 Oct 88 cR-19.01 Reg 2.

TABLE 2  
[Sections 12 and 13]

**Guide's Licence Fees**

Licence application fee, per application: .....	No fee
Licence fee, per year: .....	\$ 10.00

16 Jly 93 SR 50/93 s12.