

# The Planning and Development Act, 2007

## Cross Reference Chart 2007 – 1983

The Planning and Development Act, 2007	The Planning and Development Act, 1983
<b>PART I</b>	
<b>Short title, Interpretation and Purposes</b>	
1 Short title	1
2 Interpretation	2
3 Purposes of the Act	New
<b>PART II</b>	
<b>General Provisions respecting Powers</b>	
4 Act prevails	3
5 Crown bound	213
6 Powers of minister	11
7 Adoption of land use policies and statements of provincial interest	12
8 Consistency with land use policies and statements of provincial interest	13
9 Designation	2.1
10 Director of Community Planning	4 & 135
11 Powers of directors	5

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

<b>PART III</b>	
<b>Establishment and Functions of</b>	
<b>Municipal</b>	
<b>Approving Authorities</b>	
DIVISION 1	
<b>Authorities</b>	
12 Interpretation of Part	13.1 & 135(1)
13 Approving authority	135
14 Publication in the Gazette	135
15 Delegation of authority	135.1
DIVISION 2	
<b>Planning, Subdivision and</b>	
<b>Other Bylaws</b>	
16 Subdivision bylaws	137
17 Fees for review of subdivision applications	137.1
18 Ministerial approval of subdivision bylaw required	138
19 Site plan control	New
20 Zoning bylaw - minor variances	13.6
21 Phasing of municipal reserve dedication	193(3.1)
22 Use of municipal reserve	197(2)
23 Exemptions relating to other bylaws and plans	13.3

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

<b>DIVISION 3</b>	
<b>Public Notice</b>	
24 Public notice policy	13.4
25 Alteration of bylaw	211(2.1)
<b>DIVISION 4</b>	
<b>Appeals</b>	
26 Development Appeals Board	13.7
27 Appeals or referrals	55.6(4), 80(4) and 147(3)
28 Variation of certain appeal periods	13.8
<b>PART IV</b>	
<b>Statutory Plans</b>	
<b>DIVISION 1</b>	
<b>Official Community Plan</b>	
29 Power of council	39, 49 and 52
30 Minister may require official community plan	40 and 53
31 Purpose of plan	51
32 Contents of plan	42 & 55
33 Severability of provisions of plan	43
34 Zoning bylaw required	45
35 Plan adoption process	44
36 Submission to minister for approval	46

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

37 Powers of minister	47
38 Decision of minister	48
39 Amendment or repeal of plan	44(2) and 48
40 Municipality bound by plan	50
41 Acquisition of land	63
42 Expropriation	64
43 Power to subdivide and sell land	65
<b>DIVISION 2</b>	
<b>Concept Plans</b>	
44 Concept plans	New
<b>PART V</b>	
<b>Implementation of Plans</b>	
<b>DIVISION 1</b>	
<b>Zoning</b>	
45 Purposes of zoning bylaw	66
46 Adoption of zoning bylaw	67
47 Amendment to zoning bylaw at request of minister	68
48 Obsolete zoning bylaws	70
49 Contents of zoning bylaw	71, 72(1) and 74(1)
50 Bylaw maps	72(2)
51 Fees	72(1)(g.2:i-iv), 72(3) and 89(4)
52 Development standards and optional zoning bylaw content	72 and 73

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

53 Effect of passing a bylaw	New
54 Application for discretionary use	74
55 Public notice of discretionary use applications	74
56 Council's decision	74
57 Notice of decision	New
58 Applicant's right of appeal	74(4)
59 Discretionary use responsibilities delegated to a development officer	New
60 Minor variances	73.1
61 Payments in lieu of parking facilities	75
62 Development permit required	76
63 Designation of direct control district	77
64 Control of development in direct control district	78
65 Approval of development in direct control district	79
66 Direct control responsibilities delegated to a development officer	New
67 Right of appeal	80
68 Exempt classes of development	81
69 Contract zoning	82
70 Exception to development standards	83

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

71 Holding provision	84
72 Demolition control	84.1
73 Architectural controls	84.2
74 Delegation of authority	84.3
75 Procedure for adoption of zoning bylaw	85
76 Approval of zoning bylaw	87
77 Exercise of powers by minister	88
78 Waiver of ministerial approval	89
79 Zoning bylaw binds municipality	90
DIVISION 2	
<b>Interim Development Control</b>	
80 Interim development control bylaw	106 and 107
81 Requirements for approval	107
82 Time in effect	107(5)
83 Notice of bylaw	108
84 Permission for development	109
85 Delegation of authority	110
86 Appeal from interim development control bylaw	111
87 Limitation on interim development control bylaws	112

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

<b>DIVISION 3</b>	
<b>Non-conforming Uses,</b>	
<b>Buildings and Sites</b>	
88 Existing non-conforming uses, buildings, and sites	113
89 Continuation of non-conforming use or intensity of use	114
90 Changes to a non-conforming use	115
91 Non-conformity of building or site	116
92 Damage to buildings	117
93 Change of occupancy	118
<b>PART VI</b>	
<b>Planning Commissions</b>	
<b>DIVISION 1</b>	
<b>Municipal Planning Commissions</b>	
94 Interpretation of Part	119
95 Establishment	13.5 and 14-21
96 Conflict of interest	New
<b>DIVISION 2</b>	
<b>Planning Districts</b>	
97 Agreement for establishment of planning district	120
98 Approval of agreement required	121

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

99 Order establishing planning district	122
100 Powers of district planning commission	123
101 Conflict of interest	New
102 Official community plan required	124
103 Zoning bylaw	124(7) and (8), and 125(b) and (c)
104 Other duties of commission	125
105 Addition to planning district	126
106 Termination of affiliation of municipality	127
107 Dissolution of planning district	128
108 District planning authorities	129(2) to (9)
109 Powers of district planning authorities	130
DIVISION 3	
<b>Planning Areas in the Northern Saskatchewan Administration District</b>	
110 Northern planning area	131.1
111 Northern planning commission	131.11
112 Conflict of interest	New
113 Official community plan, development control	131.2
114 Public participation	131.3
115 Appeals	131.4

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

116 Terms and conditions	131.5
117 Additional powers	131.6
118 Northern planning authority	New
119 Powers of northern planning authorities	New
<b>PART VII</b>	
<b>Subdivision of Land</b>	
DIVISION 1	
<b>Control over Subdivisions</b>	
120 Purpose and interpretation	132
121 Subdivision approval required	133 and 134
122 Exemptions from approval	134
123 Notice to municipality required	134
124 Existing oil and gas facilities exempt	134(1)(c), 134(8,1) and 134(8.2)
DIVISION 2	
<b>Subdivision Regulations</b>	
125 Regulations controlling subdivisions	136
126 Bylaws by council	137
DIVISION 3	
<b>Requirements for</b>	
<b>Subdivision Approval</b>	
127 Application for subdivision approval	139
128 Criteria for approval	140

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

129 Certificate of approval	141
130 Development standards on hazardous lands	142
131 Decision of approving authority	144
132 Revocation of approval	145
133 Relief from compliance	146
134 Deemed refusal of approving authority	148
135 Reapplication of same proposal	149(1)
<b>DIVISION 4</b>	
<b>Required Subdivisions</b>	
136 Power to require registration	153
137 Interpretation	154
138 Power to pass bylaw requiring subdivision	155
139 Registration of prohibition based on required subdivision bylaw	156
140 Approval of plan of subdivision	157
141 Conformity with <i>The Land Surveys Act, 2000</i>	158
142 Recovery of costs	159
143 Direction to council	160

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

DIVISION 5	
<b>Replotting Schemes</b>	
144 Power to prepare replotting scheme	161
145 Notice of preparation of replotting scheme	162
146 Registration of replotting scheme	163
147 Replotting scheme binding on heirs	164
148 Contents of a replotting scheme	165
149 Cost of replotting scheme	2(d) and 184
150 Acquisition of certain land	166
151 Principles of replotting	167
152 Copies of scheme to certain persons	168
153 Notice of replotting scheme	169
154 Public hearing	170
155 Adoption of replotting scheme	171
156 Subdivision approval of replotting scheme	172
157 Completion or discontinuance of replotting scheme	173
158 Transfer of rights and obligations	174
159 Notification of approval of a replotting scheme	175
160 Setting down hearing for compensation	176

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

161 Notice of hearing	177
162 Factors in assessing compensation	178
163 Determination of land values	179
164 Appeals	180
165 Time for payment of compensation	181
166 Compensation subject to limitations and charges	183
167 Removal of buildings	182
<b>PART VIII</b>	
<b>Development Levies and Servicing Fees</b>	
168 Interpretation of Part	55.1
169 Development levy bylaw	55.1
170 Bylaw requires ministerial approval	New
171 Development levy agreement	55.3
172 Servicing agreement	143(1) to (7)
173 Terms and conditions of development levy agreements or servicing agreements	55.4 and 143(7)
174 Use of levies and fees	55.2 and 143(5) and (6)
175 Registration of development levy or servicing agreements	55.5 & 143(4)
176 Appeals on development levy or servicing agreements	55.6 and 147

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

<b>PART IX</b>	
<b>Dedicated Lands</b>	
DIVISION 1	
<b>Buffer Strips</b>	
177 Provision of buffer strips	185
178 Size and location	186
179 Sale of buffer strips	187
180 Lease or exchange	188
DIVISION 2	
<b>Dedication of Lands</b>	
181 Requirement of owner	189
182 Provision of land prior to subdivision	189.1
183 Exemptions from dedication	190
184 Dedication of public highways	191
185 Environmental reserve	192
186 Public reserve, municipal reserve	193
187 Money in lieu of municipal reserve	194
land	
188 Acquisition of municipal reserve	194.1
189 Dedication by the minister	194.3
190 Deferral of dedication	195
191 Transfers to municipality	196
192 Use of municipal reserve, public	197

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

reserve	
193 Dedicated lands subject to zoning	197.1
194 Approval of temporary development	197.2 and 233(b.1)
195 Agreement for use of municipal	198
reserve, public reserve	
196 Intermunicipal agreement for	198.1
municipal reserve	
197 Use of certain money	199
198 Sale, etc., of public reserve	200
199 Sale, etc., of municipal reserve	201
200 Ministerial approval of bylaws re sale	202
of municipal reserve	
201 Walkways	203
<b>DIVISION 3</b>	
<b>General</b>	
202 Public roadways, utilities	204
203 Title	205
204 Designation of certain reserves	205.1
205 Regulations	206
<b>PART X</b>	
<b>Public Participation</b>	
206 Exemption for approving authorities,	207(2)
public participation options	

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

207 Notice of proposed bylaw	207
208 Copies of bylaw to be provided	208
209 Written notice to owner	209
210 Consideration of representations	210 and 211(b)
211 Alteration of bylaw	211
212 Minister's approval	212
<b>PART XI</b>	
<b>Appeals</b>	
DIVISION 1	
<b>Development Appeals Board</b>	
213 Interpretation of Part	91
214 Appointment of board	92
215 Membership of board	93
216 Board organization	93
217 Meetings	94
218 Conflict of interest	95
219 Right of appeal on zoning bylaw	96
220 Application to appeal	98
221 Determining an appeal	96(3) and 151
222 Requirements of board in setting down appeal	99
223 Additional material considered on appeal	100

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

224 Conduct of hearing	101
225 Decision of board	102
226 Appeal from decision of board	103
227 Board to submit material	104
<b>DIVISION 2</b>	
<b>Subdivision Appeals</b>	
228 Right of appeal	147
229 Reapplication of appealed proposal	149(2)
230 Notice of hearing of appeal	150
231 Determining an appeal	151
232 Endorsement of subdivision plan	152
<b>PART XII</b>	
<b>Miscellaneous</b>	
<b>DIVISION 1</b>	
<b>General</b>	
233 Voluntary dispute resolution	New
234 Exemption for public work or public improvement	214
235 General powers of council for purpose of carrying out Act, etc.	215
236 Rules for registered interests	215.1
237 Minister may charge council	216
238 Restriction re damages, etc.	217

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

239 Authorized persons not liable	218
240 Errors in assessment roll	219
241 Service of notices	220
DIVISION 2	
<b>Enforcement</b>	
242 Enforcement	220.1
243 Offences and penalties	221
244 Limitation of prosecution	222
245 Regulations	223
DIVISION 3	
<b>Repeal and Transitional</b>	
246 R.S.S. c.P-13.1 repealed	224
247 Municipal and district planning commissions continued	129 and 225
248 Development plans and basic planning statements deemed official community plans	131 and 227
249 Interim development control continued	228
250 Validity of development permits	229
251 Appeals commenced under former Act	230
252 Zoning appeals board continued	231
253 Zoning bylaws continued	232
254 Replotting schemes continued	234

## The Planning and Development Act, 2007 Cross Reference Chart 2007 – 1983

255 Planned Unit Development, variation	235.1
256 Revocation of certain approval	236
257 Agreement, contract, subdivision, etc., continued	238
DIVISION 4	
<b>Consequential Amendments</b>	
258 Consequential	New
259 S.S. 1996, c.F-19.1 amended	New
260 S.S. 2000, c.L-5.1 amended	New
261 S.S. 1979, c.M-11.1 amended	New
262 R.S.S. 1978, c.W-4 amended	New
DIVISION 5	
<b>Coming into Force</b>	
263 Coming into force	New
<b>Schedule</b>	