

The Water Power Rental Regulations, 2018

being

Chapter W-6 Reg 4 (effective April 19, 2018) as amended by
Saskatchewan Regulations [42/2020](#) and [30/2021](#).

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 W-6 REG 4

The Water Power Act

Title

- 1 These regulations may be cited as *The Water Power Rental Regulations, 2018*.

Definitions

- 2 In these regulations:

“**generating capacity**” means a measure of the potential, expressed in units of kilowatts, for water power works to generate electrical power;

“**KVA rating**” means, with respect to a generator, a measure of apparent power, in units of kilovolt amperes, or the dimensional equivalent kilowatts, as specified on the manufacturer’s specification plate for the generator;

“**licence**” means a licence as defined in *The Water Power Regulations*;

“**licensee**” means a licensee as defined in *The Water Power Regulations*;

“**water power works**” means water power works as defined in *The Water Power Regulations*.

27 Apr 2018 cW-6 Reg 4 s2.

Water rental

3(1) Every person who uses water for the purpose of producing water power using water power works, including persons who store water for the purpose of producing water power, shall pay a water rental to the corporation calculated in accordance with these regulations.

(2) The water rental payable pursuant to subsection (1) for each year is the greater of:

(a) \$0.25 per quarter year per kilowatt of generating capacity for the water power works calculated by multiplying the KVA rating by the power factor as specified on the manufacturer’s specification plate on each generator; and

(b) the amount per megawatt hour of power generated from the water used for the purpose of producing water power set out in the Appendix.

(3) Payments of water rental are to be made each successive quarter year or part of a quarter year during which the water power works generating the power are in operation or are on standby.

(4) Every licensee shall submit to the corporation all data required to calculate the water rental payable pursuant to these regulations.

(5) For the purposes of these regulations, the quarter years, payment dates and dates for submission of rental data are as follows:

<i>Quarter</i>	<i>Submission of rental data and Payment dates</i>
1 January 1 to March 31	April 30
2 April 1 to June 30	July 31
3 July 1 to September 30	October 31
4 October 1 to December 31	January 31.

(6) Notwithstanding subsection (3):

(a) the water rental calculated pursuant to subsection (2) is to begin on the date fixed in the licence for the completion of the construction of the water power works, whether or not the construction of the water power works is completed; and

(b) the first payment of the water rental for a new water power works is for the period between:

(i) the date fixed for the completion of the construction of the water power works; and

(ii) the end of the then current quarter year.

(7) Extensions of time for completion of the water power works for any cause whatsoever do not affect the terms and conditions set out in subsection (6).

(8) The corporation may charge and collect interest on any water rental not paid in full by the date it is payable pursuant to these regulations at a rate equal to:

(a) 1.5% per month, compounded monthly; or

(b) 19.56% per annum.

(9) Any water rental not paid in full by the date on which it is payable, together with any interest payable pursuant to subsection (8), is a debt due and owing to the corporation by the persons from whom it is payable, and the corporation may recover that debt in any manner allowed by law for the recovery of debts due to the Crown.

(10) The acceptance of any payment on account of water rentals or the waiver by the corporation of any default by the licensee of the terms and conditions to which a licensee is subject is not a waiver, and is not deemed to be a waiver, of:

(a) any of the terms or conditions to which the licensee is subject; or

(b) any other default of the licensee of the terms and conditions to which the licensee is subject.

(11) For the purpose of determining the water rental payable, the corporation may:

(a) determine the output of the licensee's water power works; and

(b) for the purpose of determining the output of the licensee's water power works, require the licensee to produce to the corporation, immediately on demand, all relevant data.

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- (12) Every licensee generating water power shall:
- (a) install a recording wattmeter acceptable to the corporation; and
 - (b) preserve and produce for inspection all records made by the wattmeter.

27 Apr 2018 cW-6 Reg 4 s3.

RRS c W-6 Reg 2 repealed

- 4 *The Water Power Rental Regulations* are repealed.

27 Apr 2018 cW-6 Reg 4 s4.

Coming into force

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

27 Apr 2018 cW-6 Reg 4 s5.

Appendix

<i>Item #</i>	<i>Effective Date</i>	<i>Amount per megawatt hour of power generated from the water used for the purpose of producing water power (\$)</i>
1.	January 1, 2017	5.54438
2.	April 1, 2018	5.68299
3.	April 1, 2019	5.82506
4.	April 1, 2020	5.91535
5.	April 1, 2021	6.00704
6.	April 1, 2022	6.10015
7.	April 1, 2023	6.19470

24 Apr 2020 SR 42/2020 s2; 19 Mar 2021 SR 30/2021 s2.

