

# BILL

No. 75

## An Act to amend *The Northern Municipalities Act, 2010* and to make consequential amendments to other Acts

(Assented to \_\_\_\_\_ )

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

### Short title

1 This Act may be cited as *The Northern Municipalities Amendment Act, 2012*.

### S.S. 2010, c.N-5.2 amended

2 *The Northern Municipalities Act, 2010* is amended in the manner set forth in this Act.

### Section 8 amended

3(1) **Clause 8(4)(c) is amended:**

(a) **by repealing subclause (i) and substituting the following:**

“(i) subject to subsection (5), establishing fees for the purpose of raising revenues to pay for the costs of administering, regulating and enforcing the system of licences, inspections, permits or approvals”; **and**

(b) **by adding the following subclause after subclause (viii):**

“(ix) establishing or adopting an intermunicipal system of licences, inspections, permits or approvals with one or more other municipalities and recognizing a licence, inspection, permit or approval issued by another municipality in whole or in part or subject to any terms or conditions that the municipality making the bylaw considers appropriate”.

(2) **Subsection 8(5) is repealed and the following substituted:**

“(5) Any fee that may be established pursuant to subclause (4)(c)(i) for a licence, inspection, permit or approval must not exceed the cost to the municipality of:

(a) administering and regulating the activity for which the licence, inspection, permit or approval is required; and

(b) enforcing payment of the licence, inspection, permit or approval fee”.

### Section 13 amended

4(1) **Subsection 13(2) is amended in the portion preceding clause (a) by striking out “subclause (2)(b)(ii)” and substituting “subclause (1)(b)(ii)”.**

(2) **Subsection 13(3) is amended in the portion preceding clause (a) by striking out “clause (2)(b)” and substituting “clause (1)(b)”.**

**Section 18 amended**

**5 Subsection 18(1) is repealed and the following substituted:**

“(1) A council may, by bylaw, establish or adopt a system relating to vehicle weights or to route designation in the municipality.

“(1.1) If a council passes a bylaw to establish or adopt a system relating to vehicle weights or to route designation in the municipality, the council shall ensure that the system established or adopted in the bylaw is harmonized with any similar system of vehicle weights or route designation established or adopted in any other affected municipality in a manner that facilitates the movement of vehicles between the municipality and those other municipalities”.

**New section 21.1**

**6 The following section is added after section 21:**

**“Reciprocal agreements**

**21.1(1)** For the purposes of facilitating the movement of vehicles between municipalities, a municipality may enter into a reciprocal agreement with one or more other municipalities with respect to the issuance and recognition of permits relating to vehicle weight by parties to the agreement.

(2) An agreement made pursuant to subsection (1) may deal with matters respecting:

- (a) the issuance of a permit by a municipality that is a party to the agreement;
- (b) the recognition of a permit mentioned in clause (a) by other parties to the agreement;
- (c) the apportionment of revenues related to the issuance of permits;
- (d) the apportionment of costs related to the administration, issuance and enforcement of permits; and
- (e) any other matter related to the administration, issuance and enforcement of permits”.

**Section 22 amended**

**7 The following subsections are added after subsection 22(4):**

“(4.1) If a person contravenes subsection (4), or the terms and conditions of an agreement mentioned in subsection (1), the council may apply to a judge of the court for all or any of the following:

- (a) an order compelling the person to comply with subsection (4) or the terms and conditions of the agreement;
- (b) an order enjoining the person from proceeding contrary to subsection (4) or the terms and conditions of the agreement.

“(4.2) On an application pursuant to subsection (4.1), the judge of the court may make the order requested or any other order that the judge considers appropriate on any terms and conditions that the judge considers appropriate.

“(4.3) Any person to whom an order made pursuant to subsection (4.2) is directed may appeal that order to the Court of Appeal only on a question of law.

“(4.4) The commencement of an appeal pursuant to subsection (4.3) does not stay the effect of the order appealed from unless a judge of the Court of Appeal orders otherwise”.

**Section 23 amended**

**8 The following subclause is added after subclause 23(9)(a)(iii):**

“(iii.1) directing either party to provide any compensation that the board considers appropriate in the circumstances”.

**Section 32 amended**

**9 Subsection 32(1) is amended by adding “or a tenant” after “the owner”.**

**Section 44 amended**

**10 Subsection 44(2) is amended by adding “or a district planning authority” after “district planning commission”.**

**Section 56 amended**

**11 The following subsections are added after subsection 56(7):**

“(7.1) A council that directed, by bylaw, pursuant to clause (1)(a), that articles of incorporation be drafted for a municipal development corporation shall, in any of the circumstances set out in subsection (7.2):

(a) direct the municipal development corporation to remedy any non-compliance with this Act or the Act pursuant to which the municipal development corporation is incorporated; or

(b) direct, by bylaw, that the municipal development corporation be dissolved pursuant to the Act pursuant to which it is incorporated.

“(7.2) Subsection (7.1) applies if:

(a) a municipal development corporation:

(i) has been inactive for one year or more;

(ii) has been removed from the register pursuant to which the corporation was incorporated;

(iii) fails to meet the objects and purposes that are set out in subsection (3); or

(iv) is otherwise not in compliance with this Act or the Act pursuant to which it is incorporated; or

(b) in the opinion of the municipality, the municipal development corporation is in a financial or administrative condition that warrants the direction to:

(i) remedy any non-compliance; or

(ii) dissolve the corporation”.

**Section 59 amended**

**12(1) Subsection 59(5) is amended by striking out “, in the prescribed form,”.**

**(2) Subsection 59(7) is amended by striking out “, in the prescribed form,”.**

**Section 61 amended**

**13(1) Subsection 61(5) is amended by striking out “, in the prescribed form,”.**

**(2) Subsection 61(7) is amended by striking out “, in the prescribed form,”.**

**Section 71 amended**

**14(1) Subsection 71(1) is amended:**

- (a) **in the portion preceding clause (a) by striking out “establishment” and substituting “incorporation”;**
- (b) **by striking out “and” after clause (a);**
- (c) **by adding “and” after clause (b); and**
- (d) **by adding the following clause after clause (b):**
  - “(c) has a prescribed minimum taxable assessment”.

**(2) Subsection 71(2) is amended by striking out “established” and substituting “incorporated”.**

**Section 73 amended**

**15(1) Subsection 73(2) is repealed and the following substituted:**

“(2) On the minister’s own initiative, the minister, after providing public notice and holding a public meeting, may, by order, dissolve a northern settlement and incorporate the area of the northern settlement into the district if:

- (a) the population of the northern settlement is less than 30; or
- (b) there is a failure to elect a local advisory committee.

“(2.1) In making an order pursuant to subsection (2), the minister may:

- (a) declare the northern settlement to be dissolved and the area of the northern settlement to be incorporated into the district;
- (b) allocate funding to be expended for the benefit of the area that formerly comprised the northern settlement and specify an amount to be reduced each year from that funding; and
- (c) include any other provision the minister considers necessary to facilitate the dissolution of the northern settlement”.

**(2) Subsection 73(5) is amended by striking out “regulations” and substituting “minister’s order to dissolve the northern settlement”.**

**Section 80 amended**

**16(1) Subsection 80(1) is amended:**

- (a) **by striking out “and” after clause (h);**
- (b) **by adding “and” after clause (i); and**
- (c) **by adding the following clause after clause (i):**
  - “(j) copies of reports or records with respect to any attempt at prior mediation in relation to the application”.

**(2) The following subsection is added after subsection 80(1):**

“(1.1) For the purposes of section 81, a matter is considered to be a matter in dispute between municipalities with respect to an application pursuant to Division 1 if:

- (a) a municipality requests another municipality to provide a resolution pursuant to clause (1)(f); and
- (b) within 30 days after a request mentioned in clause (a) is made, the municipality to which the request was made:
  - (i) has responded to the request with a certified resolution in opposition to the application;
  - (ii) has not responded to the request with a certified resolution in support of the application; or
  - (iii) has not provided a written indication of when its council will consider a resolution in support of or in opposition to the application”.

**New section 81**

**17 Section 81 is repealed and the following substituted:**

**“Referral or application to Saskatchewan Municipal Board**

**81(1)** The minister may refer any matter in dispute between municipalities with respect to an application pursuant to Division 1 to the Saskatchewan Municipal Board to be resolved pursuant to section 413.

(2) Notwithstanding section 74 and subsection 80(3) but subject to subsection (3), in the case of an application for an alteration of municipal boundaries as described in clause 74(1)(a), the council of the applicant municipality shall submit its application to the Saskatchewan Municipal Board pursuant to subsection 18(1) of *The Municipal Board Act* if it is unable to obtain a certified resolution in support of the application from the council of every other municipality affected by the application.

(3) Before an application mentioned in subsection (2) is submitted to the Saskatchewan Municipal Board for review pursuant to subsection 18(1) of *The Municipal Board Act*, the Saskatchewan Municipal Board shall appoint a mediator to assist the municipalities in resolving the matter in dispute unless there has been an attempt at mediation within the previous year.

(4) Subsection (3) does not apply to an application for an alteration of municipal boundaries that affects the district.

(5) In the case of an application for an alteration of municipal boundaries that affects the district, the Saskatchewan Municipal Board may appoint a mediator to assist the municipalities in resolving the matter in dispute.

(6) All costs of any mediation mentioned in subsection (3) or (5) must be borne by the affected municipalities.

(7) If mediation conducted pursuant to subsection (3) or (5) fails to resolve the dispute, the application shall be submitted to the Saskatchewan Municipal Board for review pursuant to subsection (2).

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(8) In the case of a referral to the Saskatchewan Municipal Board pursuant to subsection (1) or an application submitted pursuant to subsection (2), the applicant shall include with the application:

- (a) a statement of the matter in dispute; and
- (b) either:
  - (i) a statement that the parties have discussed the matter in dispute, specifying the date and outcome of that discussion, including the details of any facts or issues agreed to or not agreed to by the parties; or
  - (ii) if the parties have not discussed the matter in dispute, a statement to that effect specifying why no discussion was held.

(9) If the Saskatchewan Municipal Board approves, in whole or in part, an application submitted to it pursuant to subsection (2) or that the minister has referred to the board for review pursuant to subsection 80(3), the minister shall make an order pursuant to subclause 82(2)(b)(i) that implements the Saskatchewan Municipal Board's decision.

(10) If the Saskatchewan Municipal Board rejects, in whole or in part, an application submitted to it pursuant to subsection (2) or that the minister has referred to the board for review pursuant to subsection 80(3), the minister shall publish a notice of the rejection of the application or part of the application in a newspaper.

(11) No subsequent application pursuant to Division 1 that is, in the opinion of the Saskatchewan Municipal Board, substantially similar to an application or part of the application that has been rejected may be made until at least one year after the rejection.

(12) An application submitted pursuant to subsection (2) may be amended or withdrawn by the applicant at any time before the Saskatchewan Municipal Board has completed its review.

(13) Once a review has been completed, the application submitted pursuant to subsection (2) may not be amended or withdrawn and the decision of the Saskatchewan Municipal Board applies".

**Section 82 amended**

**18 Subsection 82(2) is amended:**

- (a) by striking out "or" after clause (b); and
- (b) by adding the following after clause (c):
  - "(d) alter the boundaries of a northern settlement; or
  - "(e) change the status of a northern settlement".

**Section 89 amended**

**19 Subsection 89(2) is amended by striking out "Sections 98" and substituting "Clause 84(2)(b), sections 98".**

**Section 114 amended**

**20 Subsection 114(4) is repealed and the following substituted:**

“(4) The administrator shall ensure that each abstention is recorded in the minutes of the meeting”.

**Section 131 amended**

**21(1) Clause 131(1)(b) is amended by adding “, whichever was present at the meeting at which the minutes are approved” after “designate”.**

**(2) Clause 131(2)(b) is amended by adding “, whichever was present at the meeting at which the minutes are approved” after “designate”.**

**Section 162 amended**

**22 Subsection 162(1) is amended in the portion preceding clause (a) by adding “or has a pecuniary interest in a matter that is before a meeting of a controlled corporation of which the member is a director” after “council committee”.**

**Section 169 amended**

**23 Subsection 169(2) is amended in the portion preceding clause (a) by adding “in addition to costs awarded to the person by the judge,” after “pursuant to clause 166(2)(b),”.**

**New section 183**

**24 Section 183 is repealed and the following substituted:**

**“Debt limit**

**183(1)** Subject to subsection (2), the debt limit for a municipality is the total amount of the municipality’s own source revenues for the preceding year.

(2) In the prescribed circumstances, the debt limit for a municipality may be a debt limit established by the Saskatchewan Municipal Board determined in accordance with the regulations.

(3) The Lieutenant Governor in Council may make regulations:

(a) for the purposes of subsection (1), defining ‘own source revenues’;

(b) for the purposes of subsection (2), prescribing the circumstances in which a municipality may apply to the Saskatchewan Municipal Board for the establishment of a debt limit, including prescribing procedures for the determination of the debt limit and factors that must be taken into consideration in making the determination”.

**Section 206 amended**

**25(1) Subsection 206(2) is amended by striking out “A municipality” and substituting “Subject to subsection (2.1), a municipality”.**

**(2) The following subsection is added after subsection 206(2):**

“(2.1) The council shall ensure that its purchasing policy and all purchases made by the municipality are consistent with any provincial, national or international trade agreements related to municipal procurement in Saskatchewan”.

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**New section 215.1****26 The following section is added after section 215:****“Quality assurance standards reports**

**215.1(1)** An assessor shall provide to the agency, in the form and at the times required by the agency, any information that the agency considers necessary for the purposes of reviewing the municipality’s compliance with the quality assurance standards mentioned in subclause 215(f)(iv).

(2) The agency shall post on its website notification of compliance with the quality assurance standards mentioned in subclause 215(f)(iv) for each municipality in which compliance has been achieved”.

**Section 218 amended****27 The following subsection is added after subsection 218(4):**

“(4.1) Subject to any modification made pursuant to subsection 22(12.1) of *The Assessment Management Agency Act*, each assessment must reflect any decision of the appeal board that has been issued with respect to the property that is the subject of the assessment, unless the decision has been appealed pursuant to section 33.1 of *The Municipal Board Act*”.

**Section 219 amended**

**28 Clause 219(2)(c) is amended by striking out** “classified according to the use to which the land or improvements or land and improvements are put”.

**Section 222 amended**

**29(1) Subsection 222(12) is amended by striking out the portion preceding clause (a) and substituting the following:**

“On or before September 1 in each year, every owner or operator of a petroleum oil or gas well shall furnish the assessor with a certified statement showing the following information as of July 1 in the current year:”.

**(2) The following subsection is added after subsection 222(12):**

“(12.1) On or before September 1 in each year, every owner or operator of a battery or gas handling site shall furnish the assessor with a certified statement showing the following information as of July 1 in the current year:

(a) a list of the surface locations of battery and gas handling sites mentioned in clause 221(2)(b) that are situated within the municipality; and

(b) any change in the information mentioned in clause (a) that has occurred since the last information was furnished to the assessor”.

**Section 236 amended**

**30(1) Subsection 236(2) is amended by striking out** “or amended assessment notice”.

**(2) The following subsection is added after subsection 236(2):**

“(2.1) Subsection (2) does not apply to an amended assessment notice or a notice of supplementary assessment”.



**Section 240 amended**

**31 Subsection 240(1) is amended:**

(a) **by striking out “or” after clause (c); and**

(b) **by adding the following after clause (d):**

“(e) subdivision of the property; or

“(f) issuance of titles pursuant to a condominium plan that is approved by the Controller of Surveys”.

**Section 246 amended**

**32(1) Subsection 246(5) is amended by striking out “give” and substituting “file”.**

**(2) Subsection 246(6) is amended:**

(a) **by adding the following clauses after clause (a):**

“(a.1) set out the name of the appellant and the name of the agent who will represent the appellant, if the appellant has named an agent;

“(a.2) explain how the appellant has an interest in the property”; **and**

(b) **by repealing clause (e) and substituting the following:**

“(e) include the mailing address and facsimile number of the appellant and the mailing address and facsimile number of the appellant’s agent, if the appellant has named an agent”.

**(3) The following subsection is added after subsection 246(6):**

“(7) Regardless of whether or not the appellant has named an agent in the notice of appeal pursuant to subsection (6), the appellant retains the right to name an agent, change an agent or use additional agents at any time during the appeal process”.

**Section 247 amended**

**33 Subsection 247(3) is amended by striking out “give” and substituting “file”.**

**Section 250 amended**

**34 Subsection 250(3) is repealed and the following substituted:**

“(3) The secretary of the board of revision may serve notice pursuant to this section by personal service, by registered mail, by ordinary mail or by facsimile on the appellant:

(a) at the mailing address or facsimile number included in the notice of appeal; or

(b) if no mailing address or facsimile number is included in the notice of appeal, at the address entered on the assessment roll”.

**Section 251 amended**

**35 Clause 251(5)(b) is repealed and the following substituted:**

- “(b) a written explanation of how the assessment was determined, including:
- (i) a statement indicating whether the assessor considered any decisions of the appeal board pursuant to subsection 218(4.1) in determining the assessment; and
  - (ii) if the assessor did consider one or more decisions of the appeal board in determining the assessment, a statement indicating whether the assessor decided to apply, to apply in part, to apply with modification or not to apply the decision or decisions of the appeal board to the assessment and the reasons for the assessor’s decision”.

**Section 261 amended**

**36 Subsection 261(7) is repealed and the following substituted:**

- “(7) After a decision is made pursuant to subsection (1), the secretary of the board of revision shall send by registered mail or personally deliver to each party:
- (a) a copy of the decision together with written reasons for the decision; and
  - (b) a statement informing the party of the rights of appeal available pursuant to section 267 and the procedure to be followed on appeal”.

**Section 265 amended**

**37 Clause 265(1)(a) is repealed and the following substituted:**

- “(a) the person has an interest in the assessed properties”.

**Section 268 amended**

**38(1) Subsection 268(4) is amended by striking out “file” and substituting “serve”.**

**(2) Subsection 268(5) is repealed and the following substituted:**

- “(5) Subject to subsections (5.1) and (6), if an appellant does not serve a notice of appeal in accordance with this section, the appeal is deemed to be dismissed.
- “(5.1) If, in the opinion of the secretary of the appeal board, the notice of appeal does not comply with this section, the secretary shall:
- (a) notify the appellant of the deficiencies in the notice of appeal; and
  - (b) grant the appellant one 14-day extension to remedy the deficiencies in the notice of appeal”.

**Section 274 amended**

**39 Clause 274(1)(b) is amended by striking out “make a decision” and substituting “hear or decide an appeal”.**

**Section 277 amended**

**40 Subsection 277(1) is amended:**

- (a) by striking out “or” after clause (a); and**
- (b) by repealing clause (b) and substituting the following:**

“(b) modify the decision of the board of revision to ensure that:

(i) errors in and omissions from the assessment roll are corrected; and

(ii) an accurate, fair and equitable assessment for the property is placed on the assessment roll; or

“(c) set aside the assessment and remit the matter to the assessor to ensure that:

(i) errors in and omissions from the assessment roll are corrected; and

(ii) an accurate, fair and equitable assessment for the property is placed on the assessment roll”.

**Section 280 repealed**

**41 Section 280 is repealed.**

**Section 300 amended**

**42 The following subsection is added after subsection 300(2):**

“(2.1) Nothing in this section affects any arrangement between a municipality and a board of education pursuant to section 291 of *The Education Act, 1995*”.

**Section 301 amended**

**43 The following subsection is added after subsection 301(2):**

“(2.1) Nothing in this section affects any arrangement between a municipality and a board of education pursuant to section 291 of *The Education Act, 1995*”.

**Section 320 amended**

**44 The following subsection is added after subsection 320(1):**

“(1.1) Subsection (1) does not apply to property mentioned in clause 313(1)(o) that continues to be used for municipal purposes but is otherwise occupied or leased under agreement with the municipality, unless the agreement provides for a change in taxable status”.

**Section 323 amended**

**45 The following subsection is added after subsection 323(3):**

“(4) If land is assessed in any year and is later in the year subdivided, or titles for it are issued pursuant to a condominium plan that is approved by the Controller of Surveys, the amount levied on the assessment in that year is to be adjusted to correspond with that portion of the year that elapsed before the subdivision or issuance of titles”.

**Section 325 amended**

**46(1) Subsection 325(1) is amended by striking out the portion preceding clause (a) and substituting the following:**

“A council may, by bylaw, authorize and require the operators and every owner or occupant of property who permits two or more trailers or mobile homes that are used as living quarters, or one or more trailers or mobile homes that are divided into multiple units that are used as living quarters, to be located on the property.”.

**(2) Clause 325(3)(a) is repealed and the following substituted:**

“(a) may, if levied in lieu of assessing and taxing the trailer or mobile home as an improvement, exceed the cost to the municipality for the administration and regulation of, and be in the nature of a tax for, the activity for which the permit is required”.

**New section 330**

**47 Section 330 is repealed and the following substituted:**

**“Education property tax return**

**330(1)** On or before the tenth day of each month, every municipality shall provide a monthly education property tax return to the end of the preceding month in the manner and containing the information directed by the minister to:

- (a) the minister; and
- (b) every school division that is wholly or partly within the municipality.

(2) On or before September 15 of each year, every municipality shall provide an interim education property tax return as of August 31 of that year in the manner and containing the information directed by the minister to:

- (a) the minister; and
- (b) every school division that is wholly or partly within the municipality.

(3) On or before January 15 of each year, every municipality shall provide an annual education property tax return as of December 31 of the preceding year in the manner and containing the information directed by the minister to:

- (a) the minister;
- (b) the minister responsible for the administration of *The Education Act, 1995*; and
- (c) every school division that is wholly or partly within the municipality”.

**Section 373 amended**

**48(1) Subsection 373(1) is amended:**

**(a) by striking out “A writ of execution” and substituting “A judgment”; and**

**(b) by striking out “the writ” and substituting “the judgment”.**

**(2) Subsection 373(2) is amended:**

**(a) by striking out “writ” and substituting “judgment”; and**

**(b) by striking out “execution” and substituting “judgment”.**

- (3) **Subsection 373(3) is amended in the portion preceding clause (a):**
- (a) **by striking out “execution” and substituting “judgment”; and**
  - (b) **by striking out “writ” and substituting “judgment”.**
- (4) **Subclause 373(4)(b)(i) is amended by striking out “writ” and substituting “judgment”.**
- (5) **Clause 373(5)(c) is amended by striking out “execution” and substituting “judgment”.**
- (6) **Subsection 373(6) is amended by striking out “execution and all fees on the execution” and substituting “judgment and all fees and costs related to the judgment”.**
- (7) **Subsection 373(7) is amended:**
- (a) **in the portion preceding clause (a) by striking out “an execution” and substituting “a judgment enforcement”; and**
  - (b) **in clause (a) by striking out “writ” and substituting “judgment”.**

**Section 375 amended**

**49 The following subsection is added after subsection 375(2):**

- “(3) A municipality may pay:
- (a) the cost of defending an action or proceeding against a member of council, a member of a committee or other body established pursuant to clause 100(a), a member of a public utility board established pursuant to subsection 34(2), a member of a controlled corporation, municipal development corporation or director of a service district that claims liability on the part of that person for acts or omissions done or made by the person in good faith in the course of his or her duties; or
  - (b) any sum required to settle the action or proceeding mentioned in clause (a)”.

**Section 389 amended**

**50 Clause 389(1)(b) is repealed and the following substituted:**

- “(b) unpaid charges for a utility service provided to the parcel by a public utility that are owing with respect to the parcel, whether the service was supplied to the owner or a tenant of the land or building, if the municipality has:
- (i) provided prior notice to each of the owner and tenant that the charges for the utility service to the parcel are in arrears;
  - (ii) sent a registered letter to each of the owner and tenant respecting the unpaid charges and the consequences of the unpaid charges at least 30 days before the amounts are to be added to the tax roll;
  - (iii) in the case of any deposit provided to the public utility with respect to the parcel:
    - (A) by the owner, applied the owner’s deposit to the unpaid charges; or
    - (B) by the tenant, applied the tenant’s deposit to the unpaid charges; and
  - (iv) discontinued the utility service to the parcel if it is possible and reasonable, in the opinion of the municipality, to do so”.

**Section 411 amended****51 Subsection 411(8) is repealed and the following substituted:**

“(8) Notwithstanding subsections (2) and (6), if a notice, order or other document deals with an appeal, any dispute resolution or the collection of tax arrears and the notice, order or other document is given or served by registered or ordinary mail, the notice, order or other document is deemed to have been given or served on the fifth business day after the date of its mailing, unless:

(a) the person to whom the notice, order or other document was sent establishes that, through no fault of his or her own, the person did not receive the notice, order or other document or received it at a later date; or

(b) the municipality or other person who served the notice, order or document by registered mail received a signed post office receipt card and:

(i) the delivery date shown on the signed post office receipt card is a date earlier than the fifth business day after the date of its mailing, in which case the notice, order or document is deemed to have been served on the delivery date; or

(ii) the delivery date is not shown on the signed post office receipt card but the signed post office receipt card is returned to the municipality or other person on a date earlier than the fifth business day after the date of its mailing, in which case the notice, order or document is deemed to have been served on the day on which the signed post office receipt card is returned to the municipality or other person”.

**Section 433 amended****52 Clause 433(1)(a) is amended by striking out “three” and substituting “four”.****Section 439 amended****53(1) The following subsection is added after subsection 439(1):**

“(1.1) A regulation made pursuant to clause (1)(b) may be made retroactive to a day not earlier than April 1 of the year to which the regulation relates”.

**(2) Subsection 439(3) is repealed and the following substituted:**

“(3) The minister may make regulations:

(a) respecting forms for the purposes of this Act, including:

(i) prescribing the manner in which forms are to be prepared and completed;

(ii) prescribing the circumstances in which the forms are to be used;

(iii) prescribing different forms to be used in different circumstances;

(iv) prescribing the contents of the forms;

(b) respecting any matter required or authorized by this Act to be established by regulations made by the minister”.

**Section 440 amended****54 Subclause 440(1)(a)(ii) is repealed and the following substituted:**

“(ii) an employee of the municipality, other than with respect to the preparation and delivery of education property tax returns pursuant to section 330”.

**S.S. 2010, c.E-10.22, Table 2 of the Schedule amended****55 *The Environmental Management and Protection Act, 2010* is amended by striking out the following entry from Table 2 of the Schedule:**

“ <i>The Northern Municipalities Act</i>	109
S.S. 1983, c.N-5.1	145.08(2)”.

**S.S. 2010, c.13, section 12 amended****56 Subsection 12(4) of *The Forest Resources Management Act*, as enacted by *The Forest Resources Management Amendment Act, 2010*, is amended by repealing clauses (a) and (b) and substituting the following:**

“(a) all lands within the boundaries of resort subdivisions and towns as those terms are defined in *The Northern Municipalities Act, 2010*;

“(b) all lands within the boundaries of northern hamlets, northern villages and northern settlements”.

**S.S. 2000, c.L-4.1, section 44 amended**

**57(1)** *The Land Surveys Act, 2000* is amended in the manner set forth in this section.

**(2)** Subsection 44(4) is amended by striking out “section 114.1 of *The Northern Municipalities Act*” and substituting “section 13 of *The Northern Municipalities Act, 2010*”.

**(3)** Subsection 44(5) is amended by striking out “section 114.1 of *The Northern Municipalities Act*” and substituting “section 13 of *The Northern Municipalities Act, 2010*”.

**S.S. 2009, c.M-28.1, section 2 amended**

**58** Clause 2(d) of *The Municipal Grants Act* is amended by striking out “a northern municipality” and substituting “a municipality”.

**Coming into force**

**59(1)** Subject to subsections (2) to (5), this Act comes into force on assent.

(2) Section 37 comes into force on January 1, 2014.

(3) Sections 42, 43, 47 and 54 come into force on assent but are retroactive and are deemed to have been in force on and from January 1, 2013.

(4) Section 55 comes into force on the date on which section 1 of *The Environmental Management and Protection Act, 2010* comes into force.

(5) Section 56 comes into force on the day on which section 1 of *The Forest Resource Management Amendment Act, 2010* comes into force.

SECOND SESSION

**Twenty-seventh  
Legislature**

SASKATCHEWAN

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**B I L L**

No. 75

An Act to amend *The Northern Municipalities Act, 2010* and to make consequential amendments to other Acts

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Received and read the

First time

Second time

Third time

And passed

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Honourable Jim Reiter

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