

BILL

No. 11

An Act to amend the Statute Law

(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 Statute Law Amendment Act, 2020 (No. 2)*.

RSS 1978, c C-51 amended

2(1) *The Crown Suits (Costs) Act* is amended in the manner set forth in this section.

(2) **Section 2 is repealed and the following substituted:**

“Order for payment of costs by or to the Crown

2 In an action or other civil proceeding commenced before any court in Saskatchewan by the Crown or by the Attorney General or any person on behalf of the Crown, or in any other action or civil proceeding to which the Crown or the Attorney General or any person on behalf of the Crown is a party:

(a) the costs of and incidental to the action or proceeding shall be in the discretion of the court, to be exercised in the same manner and on the same principles as between party and party; and

(b) the court may order payment of costs by or to the Crown in accordance with the principles mentioned in clause (a)”.

(3) **Section 3 is amended by striking out “Her Majesty” and substituting “the Crown”.**

(4) **Subsection 4(1) is amended by striking out “Her Majesty” and substituting “the Crown”.**

(5) **Subsection 4(2) is repealed and the following substituted:**

“(2) On receipt of the certificate mentioned in subsection (1), the Minister of Finance shall pay out of the general revenue fund to the party mentioned in that subsection the amount of the taxed costs”.

RSS 1978, c F-11 amended

3(1) *The Fatal Accidents Act* is amended in the manner set forth in this section.

(2) **Section 5 is amended by striking out “his” and substituting “the defendant’s”.**

(3) **Subsection 7(1) is amended by striking out “his” and substituting “the plaintiff’s”.**

(4) **Subsection 7(2) is amended by striking out “he shall state that to the best of his” and substituting “the plaintiff shall state that to the best of the plaintiffs”.**

(5) **Subsection 12(1) is amended by striking out “he continued to live, then, whether he” and substituting “that person continued to live, then, whether that person”.**

(6) **Subsection 12(2) is amended by striking out “his” and substituting “that person’s”.**

SS 1993, c F-13.4, section 8 amended

4 Clause 8(4)(h) of *The Financial Administration Act, 1993* is repealed.

RSS 1978, c G-9, section 2 amended

5 Section 2 of *The Guarantee Companies Securities Act* is amended by striking out “The Saskatchewan Government Insurance Office” and substituting “Saskatchewan Government Insurance”.

RSS 1978, c H-14.1 amended

6(1) *The Human Resources, Labour and Employment Act* is amended in the manner set forth in this section.

(2) Clause 1.1(a) is repealed.

(3) Section 4.01 is amended:

(a) in clause (a) in the portion preceding subclause (i) by striking out “manpower matters that he” and substituting “human resources matters that the minister”;

(b) in clause (b) by striking out “departments” and substituting “ministries”;

(c) in clause (c) by striking out “departments” and substituting “ministries”;

(d) in clause (g) by striking out “departments” and substituting “ministries”; and

(e) in clause (i) by striking out “he” and substituting “the minister”.

RSS 1978, c I-1, new section 2

7 Section 2 of *The Improvements under Mistake of Title Act* is repealed and the following substituted:

“Lien on lands for improvement

2 If a person has made lasting improvements on land, under the belief that the land is the person’s own, the person or the person’s assigns are:

(a) entitled to a lien on that land to the extent of the amount by which the value of the land is enhanced by the improvements; or

(b) entitled or may be required to retain the land if the Court of Queen’s Bench is satisfied that the retention is just and appropriate in the circumstances and, in that case, the court may direct that compensation be paid for the land retained”.

RSS 1978, c N-1 amended

8(1) *The Names of Homes Act* is amended in the manner set forth in this section.

(2) **Section 3 is amended by striking out “his” and substituting “the person’s”.**

(3) **Subsection 7(2) is amended by striking out “his” and substituting “the person’s”.**

(4) **Subsection 8(2) is amended by striking out “his” and substituting “the registrar’s”.**

(5) **Subsection 8(3) is amended by striking out “he may require to satisfy him” and substituting “the registrar may require to satisfy the registrar”.**

(6) **Section 13 is amended by striking out “his” and substituting “the person’s”.**

(7) **Section 14 is amended by striking out “his home, he shall be entitled to use that name only so long as he” and substituting “the person’s home, the person is entitled to use that name only so long as the person”.**

(8) **Section 15 is amended by striking out “his” and substituting “the person’s”.**

(9) **Forms B, C and D of the Schedule are repealed and the following substituted:**

“FORM B
[Section 4]

NOTICE OF APPLICATION

Take notice that _____, of the _____ of _____
in Saskatchewan, _____, has deposited with me, under the
provisions of *The Names of Homes Act*, an application for the registration of the name
,
as the name of the applicant’s home, situated on lot _____, block _____,
plan _____, (*name of city or town*) or the _____ quarter of section _____,
township _____, range _____, west of the _____ meridian (*as the case may be*).

If no valid objection to this registration is made to me within 60 days, the application will be granted and the applicant shall thereafter have the exclusive right to use the registered name as the name of the applicant’s home.

Dated at _____, Saskatchewan this day of _____, 20 ____.

Director of Corporations

“FORM C
[Section 6]

CERTIFICATE OF REGISTRATION

Canada
Province of Saskatchewan.

This to certify that _____, of the _____ of _____
in Saskatchewan, has been granted the exclusive use of the name
' _____ ' as the name of the home
situated on lot _____, block _____, plan _____, (*name of city or town*)
or the _____ quarter of section _____, township _____, range _____,
west of the _____ meridian (*as the case may be*), pursuant to the provisions of *The Names
of Homes Act*.

Given under my hand and seal at Regina this _____ day of _____ 20 ____ .

Director of Corporations

“FORM D
[Section 9]

NOTICE OF RELINQUISHMENT

Take notice that I _____, of the _____ of _____
in Saskatchewan, being the registered owner of my home situated on lot _____,
block _____, plan _____ (*name of city or town*), or
the _____ quarter of section _____, township _____,
range _____, west of the _____ meridian (*as the case may be*), hereby relinquish
the name ' _____ ' ,
as the name of the home situated on that land.

Dated at _____ in Saskatchewan, this ____ day of _____ 20 ____ .

Witness

I, _____, of _____
in Saskatchewan, make oath and say:

- 1 That I was personally present and did see _____
named in the within instrument, who is personally known to me to be the person
named in it, duly sign and execute the same for the purposes named in it.
- 2 That the said instrument was executed at the _____ in the
_____, and that I am the subscribing witness to it.
- 3 That I know _____, and _____ is in
my belief 18 years of age or more.

SWORN/AFFIRMED before me
at _____, Saskatchewan,
this ____ day of _____,
2 ____ .

(signature)

A Commissioner for Oaths for Saskatchewan
My commission expires _____ .

”.

RSS 1978, c R-7 amended

9(1) *The Recovery of Possession of Land Act* is amended in the manner set forth in this section.

(2) **Subsection 3(3) is amended by striking out “he” and substituting “the judge”.**

(3) **Section 4 is repealed and the following substituted:**

“Execution of order

4(1) The officer or person to whom an order for possession is directed and delivered:

(a) shall without delay remove the person named in the order from the land, as well as all members of that person’s family, that person’s employees, servants and labourers and all other persons who, under that person’s authority or direction or permission, are using or occupying the land; and

(b) may remove from the land the goods and personal property of any persons mentioned in clause (a) that are located on the land.

(2) In executing the order mentioned in subsection (1), the officer or person to whom it is directed has the powers of a peace officer and is entitled, while executing the order, to all the protections to which peace officers are entitled pursuant to the *Criminal Code*”.

SS 1994, c S-18.2 amended

10(1) *The Saskatchewan Gaming Corporation Act* is amended in the manner set forth in this section.

(2) **Clause 25.1(d) is repealed and the following substituted:**

“(d) ‘**Métis Nation – Saskatchewan Secretariat Inc.**’ includes any successor of the Métis Nation – Saskatchewan Secretariat Inc.”.

(3) **Subsection 25.2(1) is amended by striking out “Métis Nation of Saskatchewan Secretariate Incorporated” and substituting “Métis Nation – Saskatchewan Secretariat Inc.”.**

(4) **Subsection 25.2(2) is amended:**

(a) **in clause (a) by striking out “Métis Nation of Saskatchewan Secretariate Incorporated” and substituting “Métis Nation – Saskatchewan Secretariat Inc.”; and**

(b) **in clause (c) by striking out “Métis Nation of Saskatchewan Secretariate Incorporated” and substituting “Métis Nation – Saskatchewan Secretariat Inc.”.**

(5) **Subsection 25.2(3) is amended in the portion preceding clause (a) by striking out “Métis Nation of Saskatchewan Secretariate Incorporated” and substituting “Métis Nation – Saskatchewan Secretariat Inc.”.**

(6) **Subsection 25.6(1) is amended by striking out “Métis Nation of Saskatchewan Secretariate Incorporated” and substituting “Métis Nation – Saskatchewan Secretariat Inc.”.**

(7) **Clause 25.7(2)(b) is amended:**

(a) **in subclause (i) by striking out “Métis Nation of Saskatchewan Secretariate Incorporated” and substituting “Métis Nation – Saskatchewan Secretariat Inc.”; and**

(b) **in subclause (viii) in the portion preceding paragraph (A) by striking out “Métis Nation of Saskatchewan Secretariate Incorporated” and substituting “Métis Nation – Saskatchewan Secretariat Inc.”.**

RSS 1978, c S-52 amended

11(1) *The Snowmobile Act* is amended in the manner set forth in this section.

(2) **Clause 28(2)(a) is repealed and the following substituted:**

“(a) shall locate the owner or person in charge of the unattended vehicle and advise that owner or person in charge of the name and address of the operator and the licence plate number of the snowmobile operated by the operator and involved in the accident”.

(3) **Subsection 28(3) is amended by striking out “him” and substituting “that owner or person in charge”.**

(4) Section 31 is repealed and the following substituted:

“Liability of owner and operator for loss, damage or injury

31 If any loss, damage or injury is caused to a person by a snowmobile:

(a) the person operating the snowmobile at the time is liable for the loss, damage or injury, if it was caused by the person’s negligence or improper conduct; and

(b) the owner of the snowmobile is liable to the same extent as the operator unless, at the time of the incident causing the loss, damage or injury, the snowmobile had been stolen from the owner or otherwise wrongfully taken out of the owner’s possession or out of the possession of a person entrusted by the owner with the care of the snowmobile”.

(5) Section 38 is repealed and the following substituted:

“Liability of owner of snowmobile

38 The owner of a snowmobile is liable for a contravention of any provision of this Act or the regulations or any order or bylaw made pursuant to this Act in connection with the operation of the snowmobile unless the owner proves that at the time of the offence the snowmobile was not being operated by the owner nor by any other person with the owner’s consent”.

RSS 1978, c S-58 amended

12(1) *The Statistics Act* is amended in the manner set forth in this section.

(2) Subsection 7(1) is amended by striking out “entering upon his” and substituting “commencing that person’s”.

(3) Subsection 11(2) is amended by striking out “his” and substituting “any”.

(4) Section 15 is amended:

(a) in clause (a) by striking out “his” and substituting “the person’s”;

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

“(b) in the purported performance of assigned duties, obtains or seeks to obtain information that the person is not authorized to obtain”; **and**

(c) in clause (d) by striking out “by him in the course of his” and substituting “in the course of the person’s”.

(5) Section 16 is amended:

(a) in clause (a) by striking out “him” and substituting “that person”; and

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

“(b) refuses or neglects to provide any information or to complete to the best of that person’s knowledge and belief any schedule or form that that person has been required to complete, and to return the schedule or form when and as required pursuant to this Act, or knowingly gives false or misleading information or practices any other deception based on that false or misleading information”.

(6) Section 18 is amended by striking out “himself”.

Coming into force

13 This Act comes into force on assent.

FIRST SESSION

Twenty-ninth Legislature

SASKATCHEWAN

B I L L

No. 11

An Act to amend the Statute Law

Received and read the

First time

Second time

Third time

And passed

Honourable Gordon Wyant
