

# BILL

No. 22

## An Act to amend *The Credit Union Act, 1998*

(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 Credit Union Amendment Act, 2020*.

### SS 1998, c C-45.2 amended

2 *The Credit Union Act, 1998* is amended in the manner set forth in this Act.

### Section 13 amended

3(1) **Clause 13(1)(d) is repealed.**

(2) **Clause 13(2)(c.1) is repealed and the following substituted:**

“(c.1) subject to the regulations, in the case of a meeting of the credit union or a meeting of the board held by means of a telephonic, electronic or other communication facility:

- (i) the manner in which votes may be held; and
- (ii) the procedures respecting electronic voting and voting by mail by members, directors or shareholders”.

### Section 76 amended

4(1) **The following subsection is added after subsection 76(4):**

“(4.1) Notwithstanding subsections (1) to (4), unless prohibited by the bylaws or the articles, a meeting of members of a credit union may be held, in accordance with the regulations, if any, by means of a telephonic, electronic or other communication facility that permits all participants to communicate adequately with each other during the meeting”.

(2) **Subsections 76(5) and (6) are repealed and the following substituted:**

“(5) Subject to the regulations and the bylaws, a member may attend a meeting of members or a shareholder may attend a meeting of shareholders by means of a telephonic, electronic or other communication facility if it permits all participants to communicate adequately with each other during the meeting.

“(6) A person participating in a meeting in the manner mentioned in subsection (4.1), (5) or (8) is deemed to be present at the meeting”.

(3) **The following subsection is added after subsection 76(7):**

“(8) Notwithstanding subsection (7), unless prohibited by the bylaws or the articles, a meeting of shareholders of a credit union may be held, in accordance with the regulations, if any, by means of a telephonic, electronic or other communication facility that permits all participants to communicate adequately with each other during the meeting”.

**Section 81 amended**

**5 Subsection 81(2) is amended by striking out “in person”.**

**Section 87 amended**

**6(1) Subsection 87(1) is amended in the portion preceding clause (a) by adding “, the regulations” after “this Act”.**

**(2) The following subsection is added after subsection 87(1):**

“(1.1) Notwithstanding any reference to ‘a show of hands’ or a ‘ballot’ in this section, voting may be held:

- (a) in any manner provided in the regulations; and
- (b) in accordance with any procedures set out in the regulations”.

**Section 103 amended**

**7(1) The following subsection is added after subsection 103(4):**

“(4.1) Notwithstanding subsection (4), a meeting of the board may be held, in accordance with the regulations, if any, by means of a telephonic, electronic or other communication facility that permits all participants to communicate adequately with each other during the meeting”.

**(2) Subsection 103(6) is amended by striking out “Subject to subsection (8), a director” and substituting “A director”.**

**(3) Subsection 103(8) is repealed.**

**Section 185 amended**

**8(1) Clause 185(1)(a) is amended by striking out “in person” and substituting “the meeting”.**

**(2) The following subsection is added after subsection 185(4):**

“(5) Notwithstanding any reference to ‘a show of hands’ or a ‘ballot’ in this section, voting may be held:

- (a) in any manner provided in the regulations; and
- (b) in accordance with any procedures set out in the regulations”.

**Section 440 amended**

**9 Subsection 440(1) is amended:**

**(a) by repealing clause (b.1) and substituting the following:**

“(b.1) for the purposes of clause 13(2)(c.1), respecting:

- (i) the manner in which votes may be held; and
- (ii) the procedures respecting voting by members, directors and shareholders, including electronic voting and voting by mail;

“(b.2) respecting meetings held by means of a telephonic, electronic or other communication facility”; **and**

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

“(ff.1) for the purposes of subsections 87(1.1) and 185(5), respecting:

- (i) the manner in which votes may be held; and
- (ii) the procedures respecting voting”.

**Section 448 amended**

**10 The following subsection is added after subsection 448(3):**

“(4) Except as expressly provided in this Act or the regulations, every assessment payable to or collected by CUDGC is the property of CUDGC and no credit union or person has any claim on the fund”.

**Coming into force**

**11** This Act comes into force by order of the Lieutenant Governor in Council.

FIRST SESSION  
**Twenty-ninth Legislature**  
SASKATCHEWAN

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**B I L L**

No. 22

An Act to amend *The Credit Union Act, 1998*

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Received and read the

First time

Second time

Third time

And passed

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Honourable Gordon Wyant

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