

## STANDING COMMITTEE ON HUMAN SERVICES

June 8, 2004

### MINUTE NO. 9

7:00 p.m. – Room 8

1. **Present:** Ms. Junor in the Chair and Members Borgerson, Crofford, Kerpan\*, Kirsch\*, Lautermilch\* and Morgan.

#### **Substituting Members:**

Mr. Kerpan for Ms. Bakken

Mr. Kirsch for Mr. Cheveldayoff

Mr. Lautermilch for Mr. Hagel

**Committee Officials Present:** Ken Ring, Legislative Counsel and Law Clerk

2. Pursuant to its Order of Reference dated April 20, 2004, the Committee commenced its consideration of Bill No. 10 - The Administration of Estates Amendment Act, 2004 / Projet de loi n°. 10 - Loi de 2004 modifiant la Loi sur l'administration des successions.

The following Justice Minister and officials appeared before the committee and answered questions:

#### Witnesses

Hon. Frank Quennell, Minister

Karen Pflanzner, Crown Counsel, Legislative Services

3. The question being put on Clause 1, it was agreed to.
4. During consideration of Clause 2 - it was moved by Mr. Borgerson: Pendant l'étude du Clause 2 - M. Borgerson propose:

Amend section 44.1 of *The Administration of Estates Amendment Act, 2004*, as being enacted by Clause 2 of the printed Bill, by striking out subsection (2) and substituting the following:

“(2) In the circumstances described in subsection (1), the public guardian and trustee has the same power and authority to administer the estate as if the court had granted letters of administration to the public guardian and trustee, and may do any of the following:

- (a) arrange the funeral of the deceased person;

Modifier l'article 44.1 de la *Loi de 2004 modifiant la Loi sur l'administration des successions*, que vise l'article 2 du projet de loi imprimé, par suppression du paragraphe (2) et son remplacement par ce qui suit :

« (2) Dans les circonstances visées au paragraphe (1), le tuteur et curateur public jouit du même pouvoir et de la même autorité pour administrer la succession que si le tribunal lui avait octroyé des lettres d'administration et il peut :

- a) veiller à la préparation des funérailles du défunt;
- b) dresser l'inventaire des biens réels et

(b) make an inventory of, take possession of, and safeguard and dispose of the real and personal property of the deceased person;

(c) pay the debts of the deceased person;

(d) settle or compromise a debt or claim asserted by or against the deceased person;

(e) distribute any remaining assets of the deceased person in accordance with the law;

(f) do any other thing that the public guardian and trustee considers necessary to administer the deceased person's estate".

personnels du défunt, en prendre possession, en assurer la sauvegarde et les aliéner;

c) payer les dettes du défunt;

d) régler une créance ou une demande que fait valoir le défunt ou qui lui est opposée, ou en arriver à un compromis à cet égard;

e) distribuer le reliquat de l'actif du défunt conformément à la loi;

f) accomplir tout autre acte qu'il estime nécessaire à l'administration de la succession du défunt ».

A debate arising, the amendment was agreed to.

Il s'élève un débat, l'amendement est adopté.

The question being put on clause 2, as amended, it was agreed to.

Le clause 2, tel que modifié, mise aux voix, est adopté.

5. The question being put on Clause 3, it was agreed to.

6. On motion of Mr. Morgan:

Ordered, That this committee report Bill No. 10 - The Administration of Estates Amendment Act, 2004 / Projet de loi n°. 10 - Loi de 2004 modifiant la Loi sur l'administration des successions as amended.

7. Pursuant to its Order of Reference dated June 1, 2004, the Committee commenced its consideration of Bill No. 53 - The Securities Amendment Act, 2004.

The following Justice Minister and officials appeared before the committee and answered questions:

Witnesses

Hon. Frank Quennell, Minister

Tim Epp, Crown Counsel, Legislative Services

Barbara Shourounis, Director, Saskatchewan Financial Services Commission

8. The question being put on Clauses 1 to 17, they were agreed to.

9. On motion of Ms. Crofford:

Ordered, That this committee report Bill No. 53 - The Securities Amendment Act, 2004 without amendment.

10. Pursuant to its Order of Reference dated May 18, 2004, the Committee commenced its consideration of Bill No. 43 - The Safer Communities and Neighbourhoods Act.

The following Justice Minister and officials appeared before the committee and answered questions:

Witnesses

Hon. Frank Quennell, Minister  
Darcy McGovern, Crown Counsel, Legislative Services  
Murray Sawatsky, Executive Director, Law Enforcement Services

11. The question being put on Clauses 1 to 66, they were agreed to.

12. On motion of Mr. Borgerson:

Ordered, That this committee report Bill No. 43 - The Safer Communities and Neighbourhoods Act without amendment.

13. Pursuant to its Order of Reference dated May 18, 2004, the Committee commenced its consideration of Bill No. 34 - The Psychologists Amendment Act, 2004.

The following Minister appeared before the committee and answered questions:

Witnesses

Hon. Pat Atkinson, Minister

14. The question being put on Clauses 1 to 11, they were agreed to.

15. On motion of Mr. Kerpan:

Ordered, That this committee report Bill No. 34 - The Psychologists Amendment Act, 2004 without amendment.

16. Pursuant to its Order of Reference dated June 1, 2004, the Committee commenced its consideration of Bill No. 49 - The Vital Statistics Amendment Act, 2004 / Projet de loi n° 49 – Loi de 2004 modifiant la Loi de 1995 sur les services de l'état civil.

The following Minister appeared before the committee and answered questions:

Witnesses

Hon. Pat Atkinson, Minister

17. The question being put on Clauses 1 to 3 they were agreed to.

18. On motion of Ms. Crofford:

Ordered, That this committee report Bill No. 49 - The Vital Statistics Amendment Act, 2004 / Projet de loi n° 49 – Loi de 2004 modifiant la Loi de 1995 sur les services de l'état civil without amendment.

19. It was moved by Mr. Borgerson:

Ordered, That this committee do now adjourn.

20. The committee adjourned at 7:38 p.m. to the call of the Chair.

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Greg Putz  
Committee Clerk

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Judy Junor  
Committee Chair