

**STANDING COMMITTEE ON INTERGOVERNMENTAL AFFAIRS AND JUSTICE**  
**Tuesday, May 8, 2012**

**MINUTE NO. 10**  
**7:00 p.m. – Legislative Chamber**

1. **Present:** Warren Michelson in the Chair and Members Kevin Phillips, Cathy Sproule, Warren Steinley, Lyle Stewart, Christine Tell, and Corey Tochor.

**Other Members**

David Forbes, John Nilson

2. The committee considered the Estimates for the Ministry of Corrections, Public Safety and Policing.
3. The committee concluded its consideration of the Estimates for the Ministry of Corrections, Public Safety and Policing. On motion of Mr. Phillips:

Resolved, That there be granted to Her Majesty for the twelve months ending March 31, 2013 the following sum:

For Corrections, Public Safety and Policing ..... \$388,616,000

4. The committee considered the Estimates for the Ministry of First Nations and Métis Relations.
5. The committee concluded its consideration of the Estimates for the Ministry of First Nations and Métis Relations. On motion of Mr. Steinley:

Resolved, That there be granted to Her Majesty for the twelve months ending March 31, 2013 the following sum:

For First Nations and Métis Relations ..... \$81,889,000

6. The committee considered the Estimates (Lending and Investing Activities) for the Ministry of First Nations and Métis Relations.
7. The committee concluded its consideration of the Estimates (Lending and Investing Activities) for the Ministry of First Nations and Métis Relations. On motion of Mr. Tochor:

Resolved, That there be granted to Her Majesty for the twelve months ending March 31, 2013 the following sum:

For First Nations and Métis Relations ..... \$350,000

8. The committee considered the Estimates for the Ministry of Justice and Attorney General.
9. The committee concluded its consideration of the Estimates for the Ministry of Justice and Attorney General. On motion of Mr. Steinley:

Resolved, That there be granted to Her Majesty for the twelve months ending March 31, 2013 the following sum:

For Justice and Attorney General ..... \$153,530,000

10. The committee considered the Estimates for the Ministry of Municipal Affairs.

11. The committee concluded its consideration of the Estimates for the Ministry of Municipal Affairs. On motion of Mr. Phillips:

Resolved, That there be granted to Her Majesty for the twelve months ending March 31, 2013 the following sum:

For Municipal Affairs ..... \$386,736,000

12. The committee considered the Estimates for the Office of the Provincial Capital Commission.

13. The committee concluded its consideration of the Estimates for the Office of the Provincial Capital Commission. On motion of Ms. Tell:

Resolved, That there be granted to Her Majesty for the twelve months ending March 31, 2013 the following sum:

For the Office of the Provincial Capital Commission..... \$13,933,000

14. The committee considered the Estimates for the Ministry of Tourism, Parks, Culture and Sport.

15. The committee concluded its consideration of the Estimates for the Ministry of Tourism, Parks, Culture and Sport. On motion of Mr. Stewart:

Resolved, That there be granted to Her Majesty for the twelve months ending March 31, 2013 the following sum:

For Tourism, Parks, Culture and Sport ..... \$110,432,000

16. The committee considered the Estimates (Lending and Investing Activities) for the Ministry of Tourism, Parks, Culture and Sport.

17. The committee concluded its consideration of the Estimates (Lending and Investing Activities) for the Ministry of Tourism, Parks, Culture and Sport. On motion of Ms. Tell:

Resolved, That there be granted to Her Majesty for the twelve months ending March 31, 2013 the following sum:

For Tourism, Parks, Culture and Sport ..... \$6,200,000

18. The committee considered the Supplementary Estimates (December) for the Office of the Provincial Capital Commission.

19. The committee concluded its consideration of the Supplementary Estimates (December) for the Office of the Provincial Capital Commission. On motion of Mr. Phillips:

Resolved, That there be granted to Her Majesty for the twelve months ending March 31, 2012 the following sum:

For the Office of the Provincial Capital Commission..... \$371,000

20. The committee considered the Supplementary Estimates (December) for the Ministry of Corrections, Public Safety and Policing.
21. The committee concluded its consideration of the Supplementary Estimates (December) for the Ministry of Corrections, Public Safety and Policing. On motion of Mr. Stewart:

Resolved, That there be granted to Her Majesty for the twelve months ending March 31, 2012 the following sum:

For Corrections, Public Safety and Policing..... \$60,000,000

22. The committee considered the Supplementary Estimates (March) for the Ministry of Corrections, Public Safety and Policing.
23. The committee concluded its consideration of the Supplementary Estimates (March) for the Ministry of Corrections, Public Safety and Policing. On motion of Mr. Phillips:

Resolved, That there be granted to Her Majesty for the twelve months ending March 31, 2012 the following sum:

For Corrections, Public Safety and Policing..... \$92,642,000

24. It was moved by Ms. Tell:

That the First Report of the Standing Committee on Intergovernmental Affairs and Justice be adopted and presented to the Assembly.

The question being put, it was agreed to.

25. The committee considered Bill No. 5 – The Credit Union Amendment Act, 2011.

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

Witnesses

Hon. Don Morgan, Minister  
Catherine Benning, Senior Crown Counsel, Legislative Services  
Tony Koschinsky, Senior Crown Counsel, Civil Law  
Cory Peters, Deputy Registrar, Credit Unions

26. The questions being put on clauses 1 to 7, they were agreed to.
27. It was moved by Mr. Stewart:

That the committee report Bill No. 5 – The Credit Union Amendment Act, 2011 – without amendment.

The question being put, it was agreed to.

28. The committee considered Bill No. 21 – The Commissioners for Oaths Act, 2011.

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

Witnesses

Hon. Don Morgan, Minister

Mary Ellen Wellsch, Senior Crown Counsel, Legislative Services

Lorna Hargreaves, Crown Counsel, Court Services

29. The questions being put on clauses 1 to 19, they were agreed to.

30. It was moved by Ms. Tell:

That the committee report Bill No. 21 – The Commissioners for Oaths Act, 2011 – without amendment.

The question being put, it was agreed to.

31. The committee considered Bill No. 22 – The Commissioners for Oaths Consequential Amendment Act, 2011 / Projet de loi no 22 – Loi de 2011 portant modification corrélative à la loi intitulée The Commissioners for Oaths Act, 2011.

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

Witnesses

Hon. Don Morgan, Minister

Mary Ellen Wellsch, Senior Crown Counsel, Legislative Services

Lorna Hargreaves, Crown Counsel, Court Services

32. The questions being put on clauses 1 to 3, they were agreed to.

33. It was moved by Mr. Steinley:

That the committee report Bill No. 22 – The Commissioners for Oaths Consequential Amendment Act, 2011 / Projet de loi no 22 – Loi de 2011 portant modification corrélative à la loi intitulée The Commissioners for Oaths Act, 2011 – without amendment.

The question being put, it was agreed to.

34. The committee considered Consideration of Bill No. 11 – The Court Officials Act, 2011 / Projet de loi no 11 – Loi de 2011 sur les fonctionnaires de justice.

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

Witnesses

Hon. Don Morgan, Minister  
Linda Bogard, Assistant Deputy Minister, Courts and Civil Justice  
Catherine Benning, Senior Crown Counsel, Legislative Services  
Kent Stewart, Chief Coroner

35. The questions being put on clauses 1 to 32, they were agreed to.

36. It was moved by Mr. Phillips:

That the committee report Bill No. 11 – The Court Officials Act, 2011 / Projet de loi no 11 – Loi de 2011 sur les fonctionnaires de justice – without amendment.

The question being put, it was agreed to.

37. The committee considered Bill No. 12 – The Court Officials Consequential Amendments Act, 2011.

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

Witnesses

Hon. Don Morgan, Minister  
Linda Bogard, Assistant Deputy Minister, Courts and Civil Justice  
Catherine Benning, Senior Crown Counsel, Legislative Services  
Kent Stewart, Chief Coroner

38. The questions being put on clauses 1 to 7, they were agreed to.

39. During consideration of new clause 2, it was moved by Mr. Stewart:

**New Clause 2**

Add the following Clause after Clause 1 of the printed Bill:

**“S.S. 2012, c.C-16.001, section 9 amended**

**2 Subclause 9(a)(vi) of *The Commissioners for Oaths Act, 2012* is amended by striking out ‘the Inspector of Legal Offices’ and substituting ‘the Inspector of Court Offices’”.**

The question being put on the new clause 2, it was agreed to.

40. It was moved by Ms. Tell:

That the committee report Bill No. 12 – The Court Officials Consequential Amendments Act, 2011 – with amendment.

The question being put, it was agreed to.

41. The committee considered Bill No. 13 – The Constitutional Questions Act, 2011 / Projet de loi no 13 – Loi de 2011 sur les questions constitutionnelles.

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

Witnesses

Hon. Don Morgan, Minister  
Tom Irvine, Senior Crown Counsel, Constitutional Law  
Maria Markatos, Crown Counsel, Legislative Services  
Darcy McGovern, Director, Legislative Services

42. The questions being put on clauses 1 to 20, they were agreed to.

43. It was moved by Mr. Steinley:

That the committee report Bill No. 13 – The Constitutional Questions Act, 2011 / Projet de loi no 13 – Loi de 2011 sur les questions constitutionnelles – without amendment.

The question being put, it was agreed to.

44. The committee considered Bill No. 14 – The Securities Amendment Act, 2011.

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

Witnesses

Hon. Don Morgan, Minister  
Darcy McGovern, Director, Legislative Services  
Chris Hambleton, Crown Counsel, Legislative Services  
Dean Murrison, Deputy Director, Registration, Securities Division

45. The questions being put on clauses 1 to 31, they were agreed to.

46. It was moved by Mr. Phillips:

That the committee report Bill No. 14 – The Securities Amendment Act, 2011 – without amendment.

The question being put, it was agreed to.

47. The committee considered Bill No. 24 – The Advocate for Children and Youth Act.

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

Witnesses

Hon. Don Morgan, Minister  
Catherine Benning, Senior Crown Counsel, Legislative Services  
Kathleen Peterson, Director, Health System Planning

48. The questions being put on clauses 1 to 41, they were agreed to.

49. It was moved by Mr. Tochor:

That the committee report Bill No. 24 – The Advocate for Children and Youth Act – without amendment.

The question being put, it was agreed to.

50. The committee considered Bill No. 25 – The Ombudsman Act, 2011.

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

Witnesses

Hon. Don Morgan, Minister

Catherine Benning, Senior Crown Counsel, Legislative Services

Kathleen Peterson, Director, Health System Planning

51. The questions being put on clauses 1 to 42, they were agreed to.

52. It was moved by Mr. Tochor:

That the committee report Bill No. 25 – The Ombudsman Act, 2011 – without amendment.

The question being put, it was agreed to.

53. The committee considered Bill No. 29 – The Enforcement of Maintenance Orders Amendment Act, 2011 / Projet de loi no 29 – Loi de 2011 modifiant la Loi de 1997 sur l'exécution des ordonnances alimentaires.

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

Witnesses

Hon. Don Morgan, Minister

Maria Markatos, Crown Counsel, Legislative Services Branch

Lionel McNabb, Director, Family Justice Services

54. The questions being put on clauses 1 to 14, they were agreed to.

55. During consideration of clause 15, it was moved by Mr. Stewart:

**Clause 15 of the printed Bill**

Amend Clause 15 of the printed Bill:

(a) in section 16 of *The Enforcement of Maintenance Orders Act, 1997*, as being enacted by that Clause:

**Article 15 du projet de loi dans sa version imprimée**

Modifier l'article 15 du projet de loi dans sa version imprimée :

a) à l'article 16 de la *Loi de 1997 sur*

(i) by adding the following definitions in alphabetical order:

“**deposit account**” means an account owing by a deposit-taking institution in the form of a demand, time, savings or passbook account, but does not include an obligation arising under a contract with the deposit-taking institution to pay to the payor a specified sum of money and interest at a specified date in the future; (« *compte de dépôt* »)

“**deposit-taking institution**” means an organization that is a member of the Canadian Payments Association or a credit union; (« *institution de dépôt* »); and

(ii) by striking out the definition of “future account” and substituting the following:

“**future account**” means an account:

(a) that becomes due any time within 12 months after a notice of seizure of account has been served; or

(b) that is one of a series of periodic recurring payments arising from a legal relationship between the account debtor and a payor existing when a notice of seizure of account is served, regardless of the period over which the periodic recurring payment obligations become due; (« *compte futur* »);

*l'exécution des ordonnances alimentaires*, que vise cet article du projet de loi :

(i) par insertion, selon l'ordre alphabétique, des définitions suivantes :

« **“compte de dépôt”**

Compte dont une institution de dépôt est débitrice sur un compte à vue, un compte à terme, un compte d'épargne ou un compte sur livret, à l'exclusion toutefois de toute obligation découlant d'un contrat conclu avec l'institution de dépôt de verser au payeur une certaine somme avec intérêts à une certaine date à venir. (“*deposit account*”)

“**institution de dépôt**”

Organisation qui est membre de l'Association canadienne des paiements ou qui constitue une caisse populaire. (“*deposit-taking institution*”) »,

(ii) par suppression de la définition de « compte futur » et son remplacement par ce qui suit :

«**“compte futur”** Compte qui :

a) ou bien arrive à échéance dans les 12 mois qui suivent la signification d'un avis de saisie;

b) ou bien, faisant partie d'une série de paiements périodiques à répétition découlant d'une relation juridique entre le débiteur de compte et un



b) by adding the following subsection after subsection 17(6) of *The Enforcement of Maintenance Orders Act, 1997*, as being enacted by that Clause:

“(7) Notwithstanding subsection (4), a notice of seizure of account with respect to a deposit account only affects a deposit-taking institution if a legal relationship existed between the payor and the deposit-taking institution with respect to any deposit account on the date on which the notice was served”; and

(c) by striking out section 24 of *The Enforcement of Maintenance Orders Act, 1997*, as being enacted by that Clause, and substituting the following:

**“Deposit accounts**

**24** If a notice of seizure of account is served on a deposit-taking institution or a trust corporation within the meaning of *The Trust and Loan Corporations Act, 1997* against a deposit account that is owned by the payor and one or more other persons as joint or joint and several owners, the deposit account is presumed to be owned by the payor”.

payeur, existe au moment de la signification de l’avis de saisie, sans égard à la période sur laquelle les paiements périodiques à répétition arrivent à échéance. (“future account”) »;

b) par insertion du paragraphe qui suit après le paragraphe 17(6) de la *Loi de 1997 sur l’exécution des ordonnances alimentaires*, que vise cet article du projet de loi :

« (7) Malgré le paragraphe (4), un avis de saisie de compte visant un compte de dépôt n’a d’incidences sur une institution de dépôt que si une relation juridique existait entre elle et le payeur relativement à tout compte de dépôt à la date de la signification de l’avis »;

c) par suppression de l’article 24 de la *Loi de 1997 sur l’exécution des ordonnances alimentaires*, que vise cet article du projet de loi, et son remplacement par ce qui suit :

**« Comptes de dépôt**

**24** Lorsqu’un avis de saisie de compte qui est signifié à une institution de dépôt ou à une société de fiducie au sens de la loi intitulée *The Trust and Loan Corporations Act, 1997* vise un compte de dépôt qui appartient conjointement ou solidairement au payeur et à une ou plusieurs autres

personnes, le compte de  
dépôt est présumé  
appartenir au payeur ».

The question being put on the amendment, it was agreed to.

The question being put on clause 15 as amended, it was agreed to.

56. The questions being put on clauses 16 to 30, they were agreed to.

57. It was moved by Mr. Steinley:

That the committee report Bill No. 29 – The Enforcement of Maintenance Orders Amendment Act, 2011 / Projet de loi no 29 – Loi de 2011 modifiant la Loi de 1997 sur l'exécution des ordonnances alimentaires – with amendment.

The question being put, it was agreed to.

58. The committee considered Bill No. 30 – The Enforcement of Maintenance Orders Consequential Amendments Act, 2011.

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

Witnesses

Hon. Don Morgan, Minister

Maria Markatos, Crown Counsel, Legislative Services Branch

Lionel McNabb, Director, Family Justice Services

59. The questions being put on clauses 1 to 13, they were agreed to.

60. It was moved by Mr. Stewart:

That the committee report Bill No. 30 – The Enforcement of Maintenance Orders Consequential Amendments Act, 2011 – without amendment.

The question being put, it was agreed to.

61. The committee considered Bill No. 31 – The Enforcement of Canadian Judgments Amendment Act, 2011 / Projet de loi no 31 – Loi de 2011 modifiant la Loi de 2002 sur l'exécution des jugements canadiens.

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

Witnesses

Hon. Don Morgan, Minister

Darcy McGovern, Director, Legislative Services

62. The questions being put on clauses 1 to 6, they were agreed to.

63. It was moved by Mr. Phillips:

That the committee report Bill No. 31 – The Enforcement of Canadian Judgments Amendment Act, 2011 / Projet de loi no 31 – Loi de 2011 modifiant la Loi de 2002 sur l'exécution des jugements canadiens – without amendment.

The question being put, it was agreed to.

64. The committee considered Bill No. 32 – The Inter-jurisdictional Support Orders Amendment Act, 2011 / Projet de loi no 32 – Loi de 2011 modifiant la Loi sur les ordonnances alimentaires interterritoriales.

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

Witnesses

Hon. Don Morgan, Minister

Maria Markatos, Crown Counsel, Legislative Services Branch

Roberta Bear, Assistant Director, Family Justice Services

65. The questions being put on clauses 1 to 31, they were agreed to.

66. It was moved by Ms. Tell:

That the committee report Bill No. 32 – The Inter-jurisdictional Support Orders Amendment Act, 2011 / Projet de loi no 32 – Loi de 2011 modifiant la Loi sur les ordonnances alimentaires interterritoriales – without amendment.

The question being put, it was agreed to.

67. The committee considered Bill No. 39 – The Financial and Consumer Affairs Authority of Saskatchewan Act.

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

Witnesses

Hon. Don Morgan, Minister

Mary Ellen Wellsch, Senior Crown Counsel, Legislative Services

Dave Wild, Chairperson, Saskatchewan Financial Services Commission

68. The questions being put on clauses 1 to 60, they were agreed to.

69. It was moved by Mr. Phillips:

That the committee report Bill No. 39 – The Financial and Consumer Affairs Authority of Saskatchewan Act – without amendment.

The question being put, it was agreed to.

70. The committee considered Bill No. 40 – The Financial and Consumer Affairs Authority of Saskatchewan Consequential Amendment Act, 2012/ Projet de loi no 40 – Loi de 2012 portant modification corrélatrice à la loi intitulée The Financial and Consumer Affairs Authority of Saskatchewan Act .

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

Witnesses

Hon. Don Morgan, Minister

Mary Ellen Wellsch, Senior Crown Counsel, Legislative Services

Dave Wild, Chairperson, Saskatchewan Financial Services Commission

71. The questions being put on clauses 1 to 3, they were agreed to.

72. It was moved by Mr. Stewart:

That the committee report Bill No. 40 – The Financial and Consumer Affairs Authority of Saskatchewan Consequential Amendment Act, 2012/ Projet de loi no 40 – Loi de 2012 portant modification corrélatrice à la loi intitulée The Financial and Consumer Affairs Authority of Saskatchewan Act – without amendment.

The question being put, it was agreed to.

73. The committee considered Bill No. 26 – The Miscellaneous Statutes Repeal Act, 2011.

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

Witnesses

Hon. Don Morgan, Minister

Mary Ellen Wellsch, Senior Crown Counsel, Legislative Services

Susan Hetu, Senior Advisor to the Deputy Minister, Tourism, Parks, Culture and Sport

Pat Parenteau, Director, Public Policy, Labor Relations and Workplace Safety

Sandra Stanger, Manager, Programs and Legislation, Agriculture

Ken Panchuk, Provincial Soils Specialist, Agriculture

74. The questions being put on clauses 1 to 7, they were agreed to.

75. It was moved by Mr. Steinley:

That the committee report Bill No. 26 – The Miscellaneous Statutes Repeal Act, 2011 – without amendment.

The question being put, it was agreed to.

76. The committee considered Bill No. 35 – The Legislative Assembly and Executive Council Amendment Act, 2011 / Projet de loi no 35 – Loi de 2011 modifiant la Loi de 2007 sur l'Assemblée législative et le Conseil exécutif.

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

Witnesses

Hon. Don Morgan, Minister

Darcy McGovern, Director, Legislative Services

77. The questions being put on clauses 1 to 3, they were agreed to.

78. It was moved by Mr. Phillips:

That the committee report Bill No. 35 – The Legislative Assembly and Executive Council Amendment Act, 2011 / Projet de loi no 35 – Loi de 2011 modifiant la Loi de 2007 sur l'Assemblée législative et le Conseil exécutif – without amendment.

The question being put, it was agreed to.

79. The committee considered Bill No. 33 – The Residential Tenancies Amendment Act, 2011.

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

Witnesses

Hon. Don Morgan, Minister

Mary Ellen Wellsch, Senior Crown Counsel, Legislative Services

Dale Beck, Chairperson, Saskatchewan Financial Services Commission

80. The questions being put on clauses 1 to 6, they were agreed to.

81. It was moved by Mr. Phillips:

That the committee report Bill No. 33 – The Residential Tenancies Amendment Act, 2011 – without amendment.

The question being put, it was agreed to.

82. The committee considered Bill No. 4 – The Pension Benefits Amendment Act, 2011.

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

Witnesses

Hon. Don Morgan, Minister

Darcy McGovern, Director, Legislative Services

83. The following document was tabled:

**IAJ 13/27 Ministry of Justice and Attorney General:** Responses to questions raised at the April 27, 2012 meeting of the committee re: questions raised during consideration of Bill No.4 –The Pension Benefits Amendment Act, 2011, dated May 1, 2012.

84. The questions being put on clauses 1 to 10, they were agreed to.

85. It was moved by Mr. Stewart:

That the committee report Bill No. 4 – The Pension Benefits Amendment Act, 2011  
– without amendment.

The question being put, it was agreed to.

86. The committee adjourned at 11:19 p.m. until May 9, 2012 at 2:45 p.m.

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Rob Park  
Committee Clerk

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Warren Michelson  
Committee Chair