

**SPECIAL COMMITTEE ON REGULATIONS  
February 6, 2001**

**MINUTE NO. 3  
1:00 p.m. - Room 10**

1. **PRESENT:** Mr. Toth in the Chair and Members Allchurch, Harper, Hart, Higgins, Jones, Thomson and Yates.

**Staff to the Committee**

Mr. Ken Ring, Legislative Counsel and Law Clerk

Ms. Margaret Woods, Clerk to the Committee

Ms. Allison Gartner, Administrative Assistant to the Legislative Counsel and Law Clerk

**REGULATIONS FOLLOW-UP REPORTS – OFFICIALS INVITED**

2. **The Electronic Meeting Procedures Regulations**

Concern:

The procedures for electronic meetings should be in the regulations, not in local authority policies.

The following Department of Education officials appeared before the Committee:

Michael Littlewood, Executive Director of Legislation

Diane Gingras, Legislation Policy Analyst

Mr. Littlewood provided an overview of the Department of Education's position. The officials then responded to questions from Committee Members. During the course of the discussion, Mr. Littlewood tabled the following document:

**REG 7/24 – Department of Education:** Proposed rewording of section 3 of *The Electronic Meeting Procedures Regulations*

The Committee considered the testimony it had heard. It was then moved by Mr. Harper:

That the Law Clerk correspond with the Minister to advise that the Committee had reviewed the regulation, that it was satisfied with the explanation of the department and that it recommends that the department proceeds with the proposed amendment through the regular government legislative process.

The question being put, the motion was agreed to.

**1999 REGULATIONS**

3. **The Freehold Oil and Gas Production Tax Amendment Regulations, 1999 (No. 2)**

Concern #1:

The coming into force clause is oddly drafted.

The Law Clerk summarized the regulation and the concern arising there from. The Committee accepted the Law Clerk's recommendation that he correspond with the Minister responsible to seek an explanation as to the particular wording of subsection 7(3) and the change to section 53 of the existing regulations.

Concern #2:

The future difficulty in determining the day the regulations come into force.

The Law Clerk summarized the regulation and the concern arising there from. He then responded to questions from Members. The Committee accepted the Law Clerk's recommendation that he correspond with the Minister responsible to seek clarification on the department's rationale for drafting the coming into force provisions and why they are tied to the coming into force dates of other regulations that are made pursuant to another Act.

**4. The Crown Oil and Gas Royalty Amendment Regulations, 1999 (No. 2)**

Concern #1:

The coming into force clause is oddly drafted.

The Law Clerk summarized the regulation and the concern arising there from. The Committee accepted the Law Clerk's recommendation that he correspond with the Minister responsible to seek an explanation as to the particular wording of subsection 7(3) and the change to section 53 of the existing regulations.

Concern #2:

The future difficulty in determining the day the regulations come into force.

The Law Clerk summarized the regulation and the concern arising there from. He then responded to questions from Members. The Committee accepted the Law Clerk's recommendation that he correspond with the Minister responsible to seek clarification on the department's rationale for drafting the coming into force provisions and why they are tied to the coming into force dates of other regulations that are made pursuant to another Act.

**1998 REGULATIONS**

**5. The Employment Supplement Regulations**

Concern:

The regulations require the provision of information by means of telephone only.

The Law Clerk summarized the regulation and the concern arising there from. He then responded to questions from Members. The Committee accepted the Law Clerk's recommendation that he correspond with the Minister responsible to raise the Committee's concerns and to seek a response from the department.

**6. The Employment Program Regulations, 1998**

Concern:

The regulations refer to a park by a name other than its legal name.

The Law Clerk advised the Committee that he had corresponded directly with the Minister regarding this concern and that the department was moving to amend the regulations to include the correct legal name of the park. The matter was pursued through the expedited process whereby the Law Clerk corresponded directly with the department before bringing the matter to the Committee's attention.

## **1997 BYLAWS**

### **7. The Saskatchewan Veterinary Medical Association Bylaw**

Concern:

The bylaw is *ultra vires* of the Association's jurisdiction.

The Law Clerk summarized the regulation and the concern arising there from. He then responded to questions from Members. The Committee accepted the Law Clerk's recommendation that he correspond with the Minister responsible to raise the Committee's concerns and to seek a response from the department.

8. The Law Clerk sought the guidance of Committee Members in regards to the form and content of the material that was provided to them in preparation for the meetings. A discussion ensued and a decision postponed until tomorrow.
9. The Committee recessed from 1:50 p.m. until 2:00 p.m.

## **REGULATIONS FOLLOW-UP REPORTS – OFFICIALS INVITED**

### **10. The Short Line Railway Financial Assistance Regulations**

Concern:

Despite the requirement that the terms and conditions be prescribed in the regulations, many are not prescribed.

The following officials appeared before the Committee and answered questions:

Ron Styles, Deputy Minister, Department of Highways and Transportation

Barry Martin, Assistant Deputy Minister - Operations, Department of Highways and Transportation

Ian Brown, Chief Legislative Crown Counsel, Department of Justice

John Hobbs, Crown Counsel, Department of Justice

Sandra Schnell, Legislative Crown Counsel, Department of Justice

Jerome Tholl, Articling student, Department of Justice

Mr. Brown and Mr. Martin provided an overview of their respective department's positions. The officials then responded to questions from Committee Members. The Law Clerk summarized the concern arising from the regulations and the Committee's actions to date. During the course of the discussion, Mr. Martin tabled the following document:

**REG 8/24 – Department of Highways and Transportation:** The Shortline Railway Financial Assistance Regulations and other material prepared for the committee meeting of February 6, 2000.

The Committee considered the testimony it had heard. It was then moved by Mr. Yates:

That the Law Clerk correspond with the Minister to advise that the Committee had reviewed the regulation, that it was satisfied with the explanation of the departments and that it now considered the matter resolved, but that the Committee continued to hold reservations about the discretionary clauses in the regulation.

The question being put, the motion was agreed to.

11. The Committee adjourned at 2:55 p.m. until Wednesday, February 7, 2001 at 10:00 a.m.

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Margaret A. Woods  
Committee Clerk

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Don Toth  
Committee Chair