

# *The Municipal Grants Regulations*

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Chapter M-28.1 Reg 1 (effective April 1, 2009) as amended by an [Errata Notice](#) published in the Gazette on January 29, 2010 and by Saskatchewan Regulations [60/2010](#), [31/2011](#), [32/2012](#), [36/2013](#), [54/2014](#), [59/2015](#), [62/2016](#); [32/2019](#) and [121/2023](#).

## **NOTE:**

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.



## CHAPTER M-28.1 REG 1

### *The Municipal Grants Act*

#### PART I

##### Title and Interpretation

###### Title

- 1 These regulations may be cited as *The Municipal Grants Regulations*.

###### Interpretation

- 2 In these regulations:

- (a) “**Act**” means *The Municipal Grants Act*;
- (b) “**population**”, unless otherwise determined by the minister, means population as determined by the most recent census taken pursuant to the *Statistics Act* (Canada) that is available to the minister.

24 Jly 2009 cM-28.1 Reg 1 s2.

#### PART II

##### Municipal Revenue Sharing Grants

#### DIVISION 1

##### Preliminary Matters

###### Interpretation of Part

- 3 In this Part:

- (a) “**city**” includes the Saskatchewan portion of the City of Lloydminster;
- (b) “**effective sales tax rate**” for a fiscal year means the total of all amounts R calculated in accordance with the following formula with respect to each period in the fiscal year to which a different rate of tax set out in section 5 of *The Provincial Sales Tax Act* applies:

$$R = \frac{SR \times DP}{DY} \times 100$$

where:

SR is the rate of tax set out in section 5 of *The Provincial Sales Tax Act* that applies to the period in the fiscal year;

DP is the number of days in the period in the fiscal year; and

DY is the number of days in the fiscal year;

- (c) **Repealed.** 11 Jne 2010 SR 60/2010 s3.
- (c.1) **“municipal revenue sharing grant”** means financial assistance in the form of a grant paid pursuant to this Part;
- (d) **“organized hamlet”** means an organized hamlet as defined in *The Municipalities Act*;
- (e) **“program”** means the Municipal Revenue Sharing Grants Program established pursuant to section 4;
- (f) **“provincial sales tax revenue”** for a fiscal year means the amount of tax revenue reported in the public accounts of the Government of Saskatchewan for the fiscal year with respect to the tax collected pursuant to *The Provincial Sales Tax Act* for that fiscal year;
- (g) **“PST point”** for a fiscal year means the provincial sales tax revenue for the fiscal year divided by the effective sales tax rate for the fiscal year;
- (h) **“urban municipality”** means a town, a village or a resort village.

24 Jly 2009 cM-28.1 Reg 1 s3; 11 Jne 2010 SR 60/2010 s3 and s4.

**Program established**

- 4(1) The Municipal Revenue Sharing Grants Program is established.
- (2) The purpose of the program is to provide financial assistance in the form of grants to municipalities or organizations operating on behalf of municipalities.

24 Jly 2009 cM-28.1 Reg 1 s4; 11 Jne 2010 SR 60/2010 s5.

## DIVISION 2

### Maximum Amount and Allocation

**Maximum amount of municipal revenue sharing grants**

- 5 The maximum amount of municipal sharing grants that may be paid to municipalities is, for the 2019-20 fiscal year and each subsequent fiscal year, an amount equivalent to 75% of a PST point for the second preceding fiscal year.

11 Jne 2010 SR 60/2010 s6; 26 Apr 2019 SR 32/2019 s3.

**Allocation of municipal revenue sharing grants**

**6** Subject to sections 24 to 25.2, on and after April 1, 2019, the funding paid pursuant to section 5 must be allocated as follows:

- (a) 47.9% for cities;
- (b) 16.2% for urban municipalities;
- (c) 28.5% for rural municipalities;
- (d) 7.4% for northern municipalities, to be distributed in accordance with *The Northern Municipalities Regulations*.

26 Apr 2019 SR 32/2019 s4.

**Review of allocation**

**7(1)** The minister shall conduct a review of the allocation mentioned in section 6:

- (a) in the case of the first review, no later than the end of the 2012-13 fiscal year; and
- (b) in the case of a subsequent review, within five years after the completion of the previous review.

**(2)** In conducting the review mentioned in subsection (1), the minister shall consult with:

- (a) the Saskatchewan Urban Municipalities Association;
- (b) the Saskatchewan Association of Rural Municipalities; and
- (c) the Saskatchewan Association of Northern Communities.

24 Jly 2009 cM-28.1 Reg 1 s7.

**DIVISION 3****Municipal Revenue Sharing Grants for Cities****Annual per capita amount**

**8** The annual per capita amount for cities is the amount allocated for cities pursuant to section 6 divided by the total population of cities.

24 Jly 2009 cM-28.1 Reg 1 s8; 11 Jne 2010 SR 60/2010 s7.

**Amount of grant**

**9** The municipal revenue sharing grant that may be paid to a city in each fiscal year is the amount determined by multiplying the population of a city by the annual per capita amount for cities calculated in accordance with section 8.

24 Jly 2009 cM-28.1 Reg 1 s9; 11 Jne 2010 SR 60/2010 s8.

**9.1 Repealed.** 24 May 2013 SR 36/2013 s4.

## DIVISION 4

**Municipal Revenue Sharing Grants for Urban Municipalities****Grants for urban municipalities**

**10** The municipal revenue sharing grant that may be paid to an urban municipality in each fiscal year includes:

- (a) a base grant paid pursuant to section 11; and
- (b) a per capita grant calculated and paid pursuant to section 13.

24 Jly 2009 cM-28.1 Reg 1 s10; 11 Jne 2010 SR  
60/2010 s10 and s11.

**Amount of base grant**

**11** The base grant that may be paid to an urban municipality in each fiscal year is \$2,025.

24 Jly 2009 cM-28.1 Reg 1 s11.

**Annual per capita amount**

**12** The annual per capita amount for urban municipalities is the amount allocated for urban municipalities pursuant to section 6:

- (a) less the total amount of funding provided for base grants pursuant to section 11; and
- (b) divided by the total population of urban municipalities.

24 Jly 2009 cM-28.1 Reg 1 s12.

**Amount of per capita grant**

**13** The per capita grant that may be paid to an urban municipality in each fiscal year is the amount determined by multiplying the population of an urban municipality by the annual per capita amount for urban municipalities calculated in accordance with section 12.

24 Jly 2009 cM-28.1 Reg 1 s13.

## DIVISION 5

**Municipal Revenue Sharing Grants for Rural Municipalities****Interpretation of Division****14** In this Division:

- (a) **“class 2 road”, “class 3 road”, “class 4 road”, “class 5 road” or “class 6 road”** means a rural road class as established by the Road Classification Committee of the Ministry of Highways and Infrastructure;
- (a.1) **‘preceding year’** means the year preceding the year in which the grants are to be made;
- (b) **“rural road class”** means a rural road class as established by the Road Classification Committee of the Ministry of Highways and Infrastructure;
- (c) **‘taxable assessment’** means the taxable assessment, for a rural municipality as confirmed by the Saskatchewan Assessment Management Agency, of:
  - (i) the second preceding year; or
  - (ii) the most recent year before the second preceding year.

11 Jne 2010 SR 60/2010 s13; 26 Apr 2019 SR  
32/2019 s5.

**Grants for rural municipalities****15** Municipal revenue sharing grants for rural municipalities include any or all of the following:

- (a) municipal revenue sharing grants for rural municipalities calculated and paid pursuant to section 16;
- (b) municipal revenue sharing grants with respect to organized hamlets calculated and paid pursuant to section 21;
- (c) grants with respect to communities in transition paid pursuant to section 22;
- (d) grants for strategic initiatives with respect to rural municipalities paid pursuant to section 23.

24 Jly 2009 cM-28.1 Reg 1 s15; 11 Jne 2010 SR  
60/2010 s14.

**Amount of grant**

**16(1)** For the 2010-11 fiscal year, the minister may pay to each rural municipality a municipal revenue sharing grant in the same amount as paid for the 2009-10 fiscal year.

(2) Subject to subsections (3) to (8), for the 2011-12 fiscal year and subsequent fiscal years, the minister may pay to each rural municipality a municipal revenue sharing grant in the amount A calculated in accordance with the following formula:

$$A = T + [PC \times P]$$

where:

T is the transportation amount, calculated in accordance with section 16.1;

PC is the per capita amount, calculated in accordance with section 20; and

P is the population of the rural municipality.

- (3) No rural municipality is to receive a municipal revenue sharing grant in an amount less than the amount it received in the 2010-2011 fiscal year.
- (4) In the 2011-2012 fiscal year, with respect to a rural municipality that would otherwise receive a municipal revenue sharing grant greater than the amount it received in the 2010-2011 fiscal year, the amount of its grant is to be reduced by .3977%.
- (5) In the 2012-2013 fiscal year, with respect to a rural municipality that would receive a municipal revenue sharing grant greater than the amount it received in the 2010-2011 fiscal year, the amount of its grant is to be reduced by .133%.
- (6) In the 2013-2014 fiscal year, with respect to a rural municipality that would receive a municipal revenue sharing grant greater than the amount it received in the 2010-2011 fiscal year, the amount of its grant is to be reduced by .011%.
- (7) In the 2014-2015 fiscal year, with respect to a rural municipality that would receive a municipal revenue sharing grant greater than the amount it received in the 2010-2011 fiscal year, the amount of its grant is to be reduced by .0449%.
- (8) In each fiscal year commencing on or after April 1, 2015, the amount of the municipal revenue sharing grant payable to each rural municipality that would otherwise receive a municipal revenue sharing grant greater than the amount it received in the 2010-2011 fiscal year is to be reduced by the percentage that the minister determines is necessary to ensure that the total amount of all grants paid to all rural municipalities pursuant to this section does not exceed the amount of moneys appropriated by the Legislature for the purposes of this section for the fiscal year.
- (9) As soon as possible at the beginning of each fiscal year, the minister shall inform each rural municipality of the amount of its municipal revenue sharing grant and, if the grant has been reduced pursuant to subsection (8), the percentage by which it has been reduced.

11 Jne 2010 SR 60/2010 s15; 3 Jne 2011 SR  
31/2011 s4; 25 May 2012 SR 32/2012 s4; 20 May  
2013 SR 36/2013 s5; 20 Jne 2013 SR 54/2014 s3;  
19 Jne 2015 SR 58/2015 s2.

#### Transportation amount

**16.1** The transportation amount for the purposes of the formula set out in section 16 is the amount T calculated in accordance with the following formula:

$$T = B + [K2 \times \$3,200 + K3 \times \$3,200 + K4 \times \$2,800 + K5 \times \$1,000 + K6 \times \$750] \times RM$$

where:

B is the base transportation amount, calculated in accordance with section 17;

K2 is the number of kilometres of class 2 roads in the rural municipality as at December 31 of the second preceding year or the most recent year before the second preceding year, including any roads that the rural municipality is responsible to maintain that pass through a First Nation;



K3 is the number of kilometres of class 3 roads in the rural municipality as at December 31 of the second preceding year or the most recent year before the second preceding year, including any roads that the rural municipality is responsible to maintain that pass through a First Nation;

K4 is the number of kilometres of class 4 roads in the rural municipality as at December 31 of the second preceding year or the most recent year before the second preceding year, including any roads that the rural municipality is responsible to maintain that pass through a First Nation;

K5 is the number of kilometres of class 5 roads in the rural municipality as at December 31 of the second preceding year or the most recent year before the second preceding year, including any roads that the rural municipality is responsible to maintain that pass through a First Nation;

K6 is the number of kilometres of class 6 roads in the rural municipality as at December 31 of the second preceding year or the most recent year before the second preceding year, including any roads that the rural municipality is responsible to maintain that pass through a First Nation; and

RM is the road multiplier, calculated in accordance with section 19.

26 Apr 2019 SR 32/2019 s6.

**Base transportation amount**

17(1) Subject to subsection (2), the base transportation amount for a rural municipality for the purposes of the formula set out in section 16 is the amount B calculated in accordance with the following formula:

$$B = \frac{C \times \$15,000}{D}$$

where:

C is the minimum taxable assessment per kilometre of class 2, 3, 4, 5 and 6 roads in all rural municipalities; and

D is the taxable assessment per kilometre of class 2, 3, 4, 5 and 6 roads in the rural municipality.

(2) The base transportation amount for a rural municipality, being the amount B in subsection (1), is zero if the ratio of the total taxable assessment of the rural municipality to the total number of kilometres of class 2, 3, 4, 5 and 6 roads in the rural municipality is greater than the ratio of the average taxable assessment of all rural municipalities to the total number of kilometres of class 2, 3, 4, 5 and 6 roads in all rural municipalities.

24 Jly 2009 cM-28.1 Reg 1 s17.

**18 Repealed.** 11 Jne 2010 SR 60/2010 s16.

**Road multiplier**

**19(1)** The road multiplier for a rural municipality for the purposes of the formula set out in section 16.1 is the amount RM calculated in accordance with the following formula:

$$RM = \frac{(A/B)}{(C/D)}$$

where:

A is the sum of all rural municipalities' taxable assessment per kilometre;

B is the total number of rural municipalities;

C is the total taxable assessment of the rural municipality; and

D is the total number of kilometres of class 2, 3, 4, 5 and 6 roads in the rural municipality.

(2) If the road multiplier calculated pursuant to subsection (1) is:

(a) less than 0.5, it is deemed to be 0.5;

(b) greater than 2.0, it is deemed to be 2.0.

24 Jly 2009 cM-28.1 Reg 1 s19; 11 Jne 2010 SR 60/2010 s17.

**Per capita amount**

**20** The annual per capita amount for a rural municipality for the purposes of the formula set out in section 16 is the amount PC calculated in accordance with the following formula:

$$PC = \frac{AA - (C + OH + CT + TT)}{TP}$$

where:

AA is the amount allocated for rural municipalities pursuant to clause 6(c);

C is the amount paid to certain rural municipalities pursuant to section 20.1;

OH is the amount paid with respect to organized hamlets pursuant to section 21;

CT is the amount paid with respect to communities in transition pursuant to section 22;

TT is the total of all amounts T calculated pursuant to section 16.1; and

TP is the total population of all rural municipalities.

11 Jne 2010 SR 60/2010 s18.

**Grant for certain rural municipality****20.1** Notwithstanding section 15:

- (a) the municipal revenue sharing grant that may be paid to the rural municipality of Lakeland No. 521 for the 2011-12 and subsequent fiscal years is to be calculated in accordance with sections 10 to 13, and for the purposes of that calculation, the rural municipality of Lakeland No. 521 is deemed to be an urban municipality; and
- (b) any grant amount payable pursuant to clause (a) is to be paid out of the amount allocated for rural municipalities pursuant to clause 6(c).

11 Jne 2010 SR 60/2010 s18.

**Municipal revenue sharing grants for organized hamlets**

**21(1)** The municipal revenue sharing grant that may be paid in each fiscal year to a rural municipality with respect to an organized hamlet in the rural municipality includes:

- (a) a base grant paid pursuant to subsection (2); and
  - (b) a per capita grant calculated and paid pursuant to subsection (4).
- (2) The base grant that may be paid in each fiscal year to a rural municipality with respect to an organized hamlet in the rural municipality is \$1,215.
- (3) The annual per capita amount for organized hamlets is 60% of the annual per capita amount for urban municipalities calculated in accordance with section 12.
- (4) The per capita grant that may be paid in each fiscal year to a rural municipality with respect to an organized hamlet in the rural municipality is the amount determined by multiplying the population of an organized hamlet by the annual per capita amount for organized hamlets calculated in accordance with subsection (3).

24 Jly 2009 cM-28.1 Reg 1 s21; 11 Jne 2010 SR 60/2010 s19.

**DIVISION 6****Communities in Transition and Strategic Initiatives****Communities in transition**

**22(1)** In this section:

- (a) **“eligible feasibility studies and administrative costs”** means the costs of feasibility studies and administration directly related to restructuring involving a rural municipality;
- (b) **“eligible infrastructure costs”** means the costs of rehabilitation, construction, demolition or decommissioning of environmental or safety-related infrastructure, including but not limited to water and wastewater systems, solid waste management facilities and abandoned buildings in a dissolved urban municipality;

- (c) “**eligible operating costs**” means the operating expenditures of a rural municipality with respect to a former urban municipality that is dissolved into the rural municipality on or after January 1, 2003.
- (2) A rural municipality may apply to the minister for a grant for any or all of the following:
  - (a) eligible feasibility studies and administrative costs;
  - (b) eligible infrastructure costs;
  - (c) eligible operating costs.
- (3) Every application pursuant to this section must be in the form and contain any information that the minister may require.
- (4) On receipt of an application pursuant to subsection (2), on completion of any reviews that the minister may require, and if the minister is satisfied that the application complies with this section, the minister may:
  - (a) approve the application and, if the minister approves the application, may pay the grants set out in this section; or
  - (b) refuse to approve the application.
- (5) The minister may provide a grant to a rural municipality for eligible feasibility studies and administrative costs and eligible infrastructure costs for restructuring that occurs on or after January 1, 2003 or for restructuring that is being considered at the time the application is submitted:
  - (a) in the case of eligible infrastructure costs:
    - (i) up to \$50,000, at a rate of 100%; and
    - (ii) in excess of \$50,000, at rate to be determined by the minister, to a maximum of 100%, based on:
      - (A) the municipality’s ability to pay; and
      - (B) any other factors that the minister considers appropriate and in the public interest;
  - (b) in the case of eligible feasibility studies and administrative costs:
    - (i) up to \$10,000, at a rate of 100%; and
    - (ii) in excess of \$10,000, at a rate to be determined by the minister, to a maximum of 100%, based on:
      - (A) the municipality’s ability to pay; and
      - (B) any other factors that the minister considers appropriate and in the public interest.

(6) Subject to subsection (8), the minister may provide a grant to a rural municipality for eligible operating costs based on:

- (a) the municipal revenue sharing grant that was paid to the former urban municipality in the fiscal year in which it was dissolved into the rural municipality;
- (b) the assets and liabilities of the former urban municipality; and
- (c) any other factors that the minister considers appropriate and in the public interest.

(7) Subject to subsection (8), a grant to a rural municipality for eligible operating costs made pursuant to subsection (6) may be made for a maximum of 10 years commencing from April 1 of the fiscal year following the fiscal year in which the dissolution takes place.

(8) In each fiscal year, the minister shall review the grants made pursuant to subsection (6) and may approve a grant for that fiscal year only if:

- (a) there are moneys appropriated by the Legislature for the program for that fiscal year; and
- (b) in the opinion of the minister, the grant is in the public interest.

24 Jly 2009 cM-28.1 Reg 1 s22; 11 Jne 2010 SR 60/2010 s20; 20 Jne 2014 SR 54/2014 s4.

#### **Strategic initiatives**

**23** In addition to any grants provided pursuant to Division 5 and section 22, in each fiscal year, the minister may make grants for strategic initiatives with respect to rural municipalities if:

- (a) the moneys appropriated by the Legislature for the program for the fiscal year have not been allotted by way of grants provided pursuant to Division 5 or section 22 at the time the grant for strategic initiatives is made;
- (b) in the opinion of the minister, the strategic initiative is required to address the needs of one or more rural municipalities; and
- (c) in the opinion of the minister, the strategic initiative is in the public interest.

24 Jly 2009 cM-28.1 Reg 1 s23.

## DIVISION 7 Adjustments

### Restructured municipalities and changes in municipal status

**24(1)** If two or more municipalities restructure to form a new municipality, or if one or more municipalities is dissolved into another municipality, the municipal revenue sharing grant that may be paid to the new municipality for the fiscal year in which it is established is the greater of:

- (a) the municipal revenue sharing grant prescribed pursuant to Division 3 or 4 or either or both of sections 16 and 21 for the new municipality for the fiscal year in which the restructuring or dissolution takes place; and
  - (b) the total amount of the municipal revenue sharing grants prescribed pursuant to Division 3 or 4 or either or both of sections 16 and 21 that would have been paid to the municipalities for that fiscal year if they had not restructured or dissolved.
- (2) If a municipality changes status pursuant to *The Cities Act* or *The Municipalities Act*, the municipal revenue sharing grant that may be paid to the new municipality for the fiscal year in which it is established is the greater of:
- (a) the municipal revenue sharing grant prescribed pursuant to this Part for the new municipality for the fiscal year in which it is established; and
  - (b) the municipal revenue sharing grant prescribed pursuant to this Part that would have been paid to the municipality for that fiscal year if it had not changed status.
- (3) If two or more municipalities restructure to form a municipal district as defined in *The Municipalities Act*, and if the municipal revenue sharing grant has not been paid to the applicable former individual municipalities for the year in which the new municipal district has been established, the municipal revenue sharing grant that may be paid to the municipal district for both the fiscal year in which it is established and for subsequent years is the cumulative amount of the municipal revenue sharing grant amounts set out in this Part that would have been paid to the applicable former individual municipalities if they had not changed status.

24 Jly 2009 cM-28.1 Reg 1 s24; 11 Jne 2010 SR  
60/2010 s21; 26 Apr 2019 SR 32/2019 s7.

### Adjustments for restructuring or change in municipal status

- 25(1)** Notwithstanding the allocation mentioned in section 6 and the municipal revenue sharing grant amounts established pursuant to this Part, for any fiscal year the minister may make any adjustments to that allocation and those amounts that the minister considers appropriate with respect to any restructuring or change in the status of a municipality pursuant to *The Cities Act* or *The Municipalities Act*.
- (2) In making an adjustment pursuant to subsection (1), the minister may consider any change in the status of a municipality that occurred before the coming into force of this section.

24 Jly 2009 cM-28.1 Reg 1 s25; 11 Jne 2010 SR  
60/2010 s22.

**Adjustments for Ombudsman's services**

**25.1(1)** In this section:

- (a) **“Ombudsman's services”** means the services, duties and functions performed by the Ombudsman respecting municipal entities pursuant to *The Ombudsman Act, 2012*;
  - (b) **“reported”** means reported in accordance with subsection 38(1) of *The Ombudsman Act, 2012*.
- (2) Notwithstanding Division 2 and the municipal revenue sharing grant amounts established pursuant to this Part, the minister shall withhold the cost of the Ombudsman's services, as determined in accordance with this section, from the allocation mentioned in section 6 and make adjustments to that allocation based on that cost in the same relative shares mentioned in section 6.
- (3) Subject to subsection (5), for the 2016-17 fiscal year the amount to be withheld as the cost of the Ombudsman's services pursuant to subsection (2) is \$300,000.
- (4) Subject to subsection (5), for the 2017-18 fiscal year the amount to be withheld as the cost of the Ombudsman's services pursuant to subsection (2) is \$300,000.
- (5) Subject to subsection (7), if the amount to be withheld for the fiscal year mentioned in subsection (3) or (4) is greater than the amount actually required for the Ombudsman's services as determined pursuant to subsection (6) for the fiscal year, the difference is to be returned to the Municipal Revenue Sharing Grant Program in the following manner:
- (a) in the case of the 2016-17 fiscal year, the amount to be withheld for the 2018-19 fiscal year is to be reduced by an amount that is equivalent to that difference; and
  - (b) in the case of the 2017-18 fiscal year, the amount to be withheld for the 2019-20 fiscal year is to be reduced by an amount that is equivalent to that difference.
- (6) For the purposes of subsection (5), the amount actually required for the Ombudsman's services:
- (a) in the 2016-17 fiscal year, is the amount O calculated in accordance with the following formula:

$$O = [MC/TC] \times E$$

where:

MC is the total number of reported complaints regarding municipal entities received within the jurisdiction of the Ombudsman in 2016;

TC is the total number of all reported complaints received within the jurisdiction of the Ombudsman for 2016; and

E is the total reported expenses incurred by the Ombudsman for the 2016-17 fiscal year; and

(b) in the 2017-18 fiscal year, is the amount O calculated in accordance with the following formula:

$$O = [MC/TC] \times E$$

where:

MC is the total number of reported complaints regarding municipal entities received within the jurisdiction of the Ombudsman in 2017;

TC is the total number of all reported complaints received within the jurisdiction of the Ombudsman for 2017; and

E is the total reported expenses incurred by the Ombudsman for the 2017-18 fiscal year.

(7) If the amount to be returned pursuant to subsection (5) is greater than the amount that would otherwise be withheld in a fiscal year, the amount to be withheld for the fiscal year is \$0.

(8) For the 2018-19 fiscal year and subsequent fiscal years, the amount to be withheld pursuant to subsection (2) is the amount O calculated in accordance with the following formula:

$$O = [MC/TC] \times E$$

where:

MC is the total number of reported complaints regarding municipal entities received within the jurisdiction of the Ombudsman for the year that is two years before the year for which the calculation is made;

TC is the total number of all reported complaints received within the jurisdiction of the Ombudsman for the year that is two years before the year for which the calculation is made; and

E is the total reported expenses incurred by the Ombudsman for the fiscal year that is two years before the year for which the calculation is made.

(9) As soon as is reasonably practicable after determining the amounts to be withheld from an allocation pursuant to this section, the minister shall notify in writing all of the following respecting that amount:

- (a) the Saskatchewan Urban Municipalities Association;
- (b) the Saskatchewan Association of Rural Municipalities;
- (c) the Saskatchewan Association of Northern Communities.

8 Jly 2016 SR 62/2016 s4.

#### **Targeted sector support**

**25.2(1)** Notwithstanding Division 2 and the provisions providing for the payment of the municipal revenue sharing grant amounts set out in this Part, for the purposes of making grants to municipalities or municipal associations, or to any person, agency, organization, association, institution or body within or outside Saskatchewan to encourage regional cooperation, good governance and capacity building, the minister may, in each fiscal year:

- (a) approve and withhold an amount of \$1,500,000 from the allocation mentioned in section 6 that would otherwise be payable; and
- (b) adjust that allocation based on the withheld amount in the same relative shares mentioned in section 6.



(2) The minister shall conduct a review of the amount that may be withheld pursuant to clause (1)(a):

- (a) at the same time a review of the allocation is conducted pursuant to section 7; or
- (b) at any time the minister considers it necessary to do so.

(3) In conducting the review mentioned in subsection (2), the minister shall consult with:

- (a) the Saskatchewan Urban Municipalities Association;
- (b) the Saskatchewan Association of Rural Municipalities; and
- (c) the Saskatchewan Association of Northern Communities

26 Apr 2019 SR 32/2019 s8; 8 Dec 2023 SR 121/2023 s2.

## DIVISION 8

### General Matters re Grants

#### Unconditional grants

**26(1)** Subject to subsection (2), grants paid pursuant to this Part are unconditional.

(2) Subsection (1) does not apply to grants paid pursuant to subsection 22(5) and section 23.

24 Jly 2009 cM-28.1 Reg 1 s26.

#### Eligibility requirements

**26.1(1)** The minister may withhold, in whole or in part, a grant payable pursuant to this Part if the municipality does not satisfy the minister that it has complied with the following:

- (a) its audited annual financial statements have been received by the Government of Saskatchewan;
- (b) if applicable, its annual reports respecting municipal waterworks have been completed and provided to the Government of Saskatchewan;
- (c) all of its required public disclosure statements have been made;
- (d) it has established an employee code of conduct;
- (e) it has adopted bylaws respecting municipal council meeting procedures;
- (f) all required education property taxes have been collected and remitted by it to the Government of Saskatchewan;
- (g) any additional eligibility requirements set by the minister that the minister considers necessary to ensure that the municipality is properly administered and publicly accountable.

(2) For the purposes of clause (1)(g), the minister shall cause the eligibility requirements to be made public in any manner that the minister considers appropriate, including publishing them on the ministry's website.

26 Apr 2019 SR 32/2019 s9.

**M-28.1 REG 1****MUNICIPAL GRANTS****Holdback of grants**

**27** Before refusing to pay a grant, or suspending or adjusting a grant, otherwise payable pursuant to section 6 of the Act, the minister shall:

- (a) provide the municipality with written notice of the minister's intention to act pursuant to this section together with reasons; and
- (b) provide the municipality with an opportunity to make written representations to the minister as to why the minister should not take that action.

24 Jly 2009 cM-28.1 Reg 1 s27.

**Payment**

**28** Any grant payable pursuant to this Part may be paid in any manner and at any times that may be approved, in writing, by the minister.

24 Jly 2009 cM-28.1 Reg 1 s28.

**DIVISION 1**  
**Preliminary Matters**

**29 Repealed.** 26 Apr 2019 SR 32/2019 s10.

**30 Repealed.** 26 Apr 2019 SR 32/2019 s10.

**DIVISION 2**  
**Application and Approval**

**31 Repealed.** 26 Apr 2019 SR 32/2019 s10.

**32 Repealed.** 26 Apr 2019 SR 32/2019 s10.

**33 Repealed.** 26 Apr 2019 SR 32/2019 s10.

**DIVISION 3**  
**Interest Subsidy Grants**

**34 Repealed.** 26 Apr 2019 SR 32/2019 s10.

**35 Repealed.** 26 Apr 2019 SR 32/2019 s10.

**DIVISION 4**  
**Eligible Projects and Eligible Costs**

**36 Repealed.** 26 Apr 2019 SR 32/2019 s10.

**37 Repealed.** 26 Apr 2019 SR 32/2019 s10.

DIVISION 5  
General Matters re Interest Subsidy Grants

**38 Repealed.** 26 Apr 2019 SR 32/2019 s10.

**39 Repealed.** 26 Apr 2019 SR 32/2019 s10.

PART IV  
Transit Assistance for People with Disabilities Program

DIVISION 1  
Preliminary Matters

**Interpretation of Part**

**40** In this Part:

(a) **“base amount per trip”** is the amount B calculated in accordance with the following formula:

$$B = \frac{\text{total funding available for public service trips}}{T1 + (1.33 \times T2) + (2.00 \times T3) + (2.67 \times T4)}$$

where:

T1 is the total number of public service trips in the previous calendar year in eligible municipalities with a population of 2,500 or less;

T2 is the total number of public service trips in the previous calendar year in eligible municipalities with a population of 2,501 to 20,000;

T3 is the total number of public service trips in the previous calendar year in eligible municipalities with a population of 20,001 to 100,000; and

T4 is the total number of public service trips in the previous calendar year in eligible municipalities with a population of 100,001 or more;

(b) **“contract service”** means a transportation service that is provided on a regular basis pursuant to an agreement between an eligible municipality or its transit operator and a firm, organization or institution or a government board, ministry or agency for persons with disabilities or who are unable to use the public transit system by reason of a disability, but does not include:

(i) occasional charters available as part of the public service; or

(ii) services pursuant to any agreement between the eligible municipality and a transit operator to provide any part of the public service on behalf of the eligible municipality;

(b.1) **“disability”** means a temporary or permanent disability;

- (c) **“eligible municipality”** means:
  - (i) a city;
  - (ii) a town as defined in *The Municipalities Act*;
  - (iii) a town as defined in *The Northern Municipalities Act*; and
  - (iv) the City of Lloydminster;
- (d) **Repealed.** 20 Jne 2014 SR 54/2014 s5.
- (e) **“program”** means the Transit Assistance for People with Disabilities Program established pursuant to section 41;
- (f) **“public service”** means a transportation service that:
  - (i) is available to persons with disabilities or who are unable to use the public transit system by reason of a disability; and
  - (ii) is not a contract service;
- (g) **“public service trip”** means a trip using the eligible municipality’s public service, but does not include:
  - (i) charter service; or
  - (ii) service provided to passengers who are not required to pay a fare;
- (h) **“public transit system”** means the public transportation system operated by or on behalf of an eligible municipality primarily within the eligible municipality’s boundaries;
- (i) **“transit operating grant”** means financial assistance in the form of a grant paid pursuant to section 46;
- (j) **“transit operator”** means a private firm or organization other than the eligible municipality that operates transit vehicles or provides a transportation service on behalf of the eligible municipality for persons with disabilities or who are unable to use the public transit system by reason of a disability;
- (k) **“transit system”** means a transportation system that is operated by or on behalf of an eligible municipality primarily within the eligible municipality’s boundaries for persons with disabilities or who are unable to use the public transit system by reason of a disability;
- (l) **“transit vehicle”** means a vehicle designed, equipped and used in a transit system for persons with disabilities or who are unable to use the public transit system by reason of a disability;
- (m) **“transit vehicle grant”** means financial assistance in the form of a grant paid pursuant to section 44.

24 Jly 2009 cM-28.1 Reg 1 s40; 20 Jne 2014 SR 54/2014 s5.

**Program established**

**41** The Transit Assistance for People with Disabilities Program is established.

24 Jly 2009 cM-28.1 Reg 1 s41.

DIVISION 2  
**Application and Eligibility**

**Application**

**42** An eligible municipality that wishes to obtain a transit operating grant or a transit vehicle grant shall:

- (a) apply to the minister in the form provided by the minister and within the time set by the minister; and
- (b) provide any additional information in support of the application that the minister requires.

24 Jly 2009 cM-28.1 Reg 1 s42.

**Transit operators**

**43** No transit operator is eligible for a transit operating grant or a transit vehicle grant, and any arrangement with respect to assistance for a transit operator must be made by agreement between an eligible municipality and its transit operator.

24 Jly 2009 cM-28.1 Reg 1 s43.

DIVISION 3  
**Transit Vehicle Grants**

**Transit vehicle grants**

**44(1)** In this section, “**eligible costs**” means costs incurred for the acquisition of transit vehicles or for parts and labour for the addition of accessories to transit vehicles and includes any other costs that are considered reasonable and appropriate by the minister, but does not include costs related to:

- (a) municipal administration and overhead;
- (b) vehicle maintenance or repair; or
- (c) other operating expenses.

(2) Subject to subsection (3), the minister may make a transit vehicle grant to an eligible municipality of not more than 75% of the eligible municipality’s eligible costs in connection with the acquisition of, or the addition of accessories to, transit vehicles.

(3) For the purposes of calculating the amount of a transit vehicle grant pursuant to this section, an eligible municipality’s eligible costs are to be reduced by any amount received or to be received by the eligible municipality in the form of:

- (a) assistance from the Government of Canada; or
- (b) special assessments, charges or levies.

(4) If an eligible municipality applies for a transit vehicle grant pursuant to this section, the eligible municipality shall:

- (a) unless the minister determines otherwise, make its application to the minister before making commitments with respect to the acquisition of, or addition of accessories to, transit vehicles;
- (b) ensure that the transit vehicles are owned or are to be owned by the eligible municipality;
- (c) provide any information that the minister requires concerning financial and other arrangements for the continuing operation, maintenance and licensing of the transit vehicles; and
- (d) unless the minister is satisfied with another arrangement, put out to public or invitational tender all contracts for the acquisition of, or addition of accessories to, the transit vehicles.

(5) Before making a transit vehicle grant pursuant to this section, the minister must be satisfied that the transit vehicle accessories for which the transit vehicle grant is to be made are specialized equipment intended:

- (a) to serve the needs of persons with disabilities or who are unable to use the public transit system by reason of a disability; or
- (b) to improve the efficiency of the eligible municipality's transit system.

(6) If transit vehicles for which a transit vehicle grant is made pursuant to this section are used in providing a contract service:

- (a) the fees charged to users of the contract service are not to include any amount for depreciation for that part of the cost of the vehicles covered by the transit vehicle grant; and
- (b) any depreciation reserves previously accumulated as a result of building in a depreciation factor in fees charged to users of a contract service are to be assigned to the eligible municipality to be used as part of the eligible municipality's share of costs relating to transit vehicles.

24 Jly 2009 cM-28.1 Reg 1 s44; 20 Jne 2014 SR  
54/2014 s6.

#### **Five-year plans**

**45** If an eligible municipality applies for a transit vehicle grant pursuant to section 44, the eligible municipality, when required to do so by the minister, shall submit annually to the minister a five-year plan, in a form satisfactory to the minister, setting out all anticipated expenditures for the acquisition of, and the addition of accessories to, transit vehicles.

24 Jly 2009 cM-28.1 Reg 1 s45.

DIVISION 4  
**Transit Operating Grants**

**Transit operating grants**

**46** The minister may make an annual transit operating grant to each eligible municipality an amount that is not more than:

- (a) if the population of the eligible municipality is 2,500 or less, the base amount per trip multiplied by the number of public service trips made by or on behalf of that eligible municipality in the previous calendar year;
- (b) if the population of the eligible municipality is 2,501 to 20,000, the base amount per trip multiplied by 1.33 multiplied by the number of public service trips made by or on behalf of that eligible municipality in the previous calendar year;
- (c) if the population of the eligible municipality is 20,001 to 100,000, the base amount per trip multiplied by 2.00 multiplied by the number of public service trips made by or on behalf of that eligible municipality in the previous calendar year; or
- (d) if the population of the eligible municipality is 100,001 or more, the base amount per trip multiplied by 2.67 multiplied by the number of public service trips made by or on behalf of that eligible municipality in the previous calendar year.

24 Jly 2009 cM-28.1 Reg 1 s46.

**Standards of operation**

**47(1)** If the minister makes a transit operating grant to an eligible municipality, the minister may, in consultation with the eligible municipality, establish standards for the operation of the eligible municipality's transit system and the eligible municipality must comply with those standards.

(2) If no standards are set by a process of consultation in accordance with subsection (1), the eligible municipality's transit system must include:

- (a) service for each passenger from the trip origin to the trip destination according to passenger needs and the policies of the municipality;
- (b) adequate safety and specialized equipment, including:
  - (i) tie-downs for all wheelchairs;
  - (ii) seat belts for all passengers;
  - (iii) ramps or lifts on all transit vehicles that serve passengers seated in wheelchairs;
  - (iv) heating systems capable of maintaining comfortable temperatures in the passenger area; and
  - (v) any other measure that a reasonably prudent person would consider necessary in a transportation service for persons with disabilities or who are unable to use the fixed-route public transit system by reason of a disability;

- (c) the provision of drivers who are:
  - (i) appropriately trained and licensed; and
  - (ii) able to provide assistance for passengers at points of origin and destination;
- (d) a reasonable, equitable and uniform fare structure, as approved by the minister; and
- (e) arrangements by the eligible municipality with respect to frequency and hours of service, pre-booking, eligibility for service, availability of contract service and any other matter determined by the minister from time to time, with those arrangements subject to the prior approval of the minister.

24 Jly 2009 cM-28.1 Reg 1 s47; 3 Jne 2011  
SR 31/2011 s8; 20 Jne 2014 SR 54/2014 s7.

#### DIVISION 5

#### General Matters re Transit Operating Grants and Transit Vehicle Grants

##### Terms of transit operating grants and transit vehicle grants

**48** If an eligible municipality receives a transit vehicle grant or a transit operating grant pursuant to this Part, the eligible municipality shall:

- (a) at the request of the minister and at the eligible municipality's expense, provide to the minister an audited statement of operations, ridership, and incurred costs and revenues related to the eligible municipality's transit system and transit vehicles;
- (b) agree to participate with the minister from time to time in publicity regarding transit operating grants and transit vehicle grants; and
- (c) be responsible for:
  - (i) obtaining any necessary approvals or licences for the operation of, or work to be undertaken in connection with, the eligible municipality's transit system;
  - (ii) obtaining any supplementary funding that may be required;
  - (iii) meeting all required safety standards; and
  - (iv) maintaining insurance related to the transit system.

24 Jly 2009 cM-28.1 Reg 1 s48.



PART V  
**Infrastructure Project Grants**

**Infrastructure project grants**

**49(1)** In this section:

- (a) **“infrastructure project”** means a capital project relating to streets, roads, sidewalks, bridges, water and wastewater systems, solid waste management, recreation and sport, environmental sustainability, culture and tourism and any other capital project that the minister is satisfied:
    - (i) will assist a municipality; and
    - (ii) is in the public interest;
  - (b) **“infrastructure project grant”** means a grant paid pursuant to this section.
- (2) A municipality that wishes to obtain an infrastructure project grant shall apply in writing to the minister.
- (3) In an application made pursuant to subsection (2), the municipality shall:
- (a) identify the infrastructure projects to be funded through an infrastructure project grant and the costs of each infrastructure project; and
  - (b) provide the minister with any additional information that the minister may require.
- (4) Subject to subsections (5) and (6), if the minister is satisfied that a municipality's application made pursuant to subsection (2) is complete and meets the requirements of this section and that the costs of the infrastructure projects identified in the application are reasonable, the minister may make an infrastructure project grant to the municipality.
- (5) The maximum amount of an infrastructure project grant that may be paid to a municipality is the total cost of the infrastructure projects as identified in the municipality's application.
- (6) Before an infrastructure project grant may be paid to a municipality, the municipality shall enter into an agreement with the minister in which the municipality undertakes:
- (a) to use the infrastructure project grant only for:
    - (i) the infrastructure projects that are identified in the municipality's application for the grant; or
    - (ii) any other infrastructure project that the municipality advises the minister of and that the minister agrees to in writing; and
  - (b) to provide the minister with any reports and information respecting the infrastructure projects mentioned in clause (a) at the times the minister may require.
- (7) For the purposes of section 4 of the Act, any person, agency, organization, association, institution or body may apply to the minister pursuant to this section for an infrastructure project grant for the purposes of building, maintaining or operating municipal infrastructure.

(8) Subsections (2) to (6) apply, with any necessary modification, to any person, agency, organization, association, institution or body that makes an application pursuant to subsection (7) and to the application.

24 Jly 2009 cM-28.1 Reg 1 s49; 11 Jne 2010 SR 60/2010 s23.

## PART VI Repeal and Coming into Force

### R.R.S. c.D-24.1 Reg 15 repealed

**50** *The Municipal Transit Assistance for People with Disabilities Regulations, 2003* are repealed.

24 Jly 2009 cM-28.1 Reg 1 s50.

### R.R.S. c.G-5.1 Reg 148 repealed

**51** *The Saskatchewan Infrastructure Growth Initiative Program Regulations* are repealed.

24 Jly 2009 cM-28.1 Reg 1 s51.

### R.R.S. c.M-32.1 Reg 3 repealed

**52** *The Escalator Index Regulations, 1981* are repealed.

24 Jly 2009 cM-28.1 Reg 1 s52.

### R.R.S. c.M-32.1 Reg 12 repealed

**53** *The Rural Municipalities Revenue Sharing Program Regulations, 2003* are repealed.

24 Jly 2009 cM-28.1 Reg 1 s53.

### R.R.S. c.M-32.1 Reg 13 repealed

**54** *The Urban Municipalities Revenue Sharing Program Regulations, 2007* are repealed.

24 Jly 2009 cM-28.1 Reg 1 s54.

### Coming into force

**55** These regulations come into force on the day on which they are filed with the Registrar of Regulations but are retroactive and are deemed to have been in force on and from April 1, 2009.

24 Jly 2009 cM-28.1 Reg 1 s55.