

BILL

No. 202 of 2006-07

An Act to amend *The Legislative Assembly and Executive Council Act, 2005*
(Set Election Dates)

(Assented to _____)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

Short title

1 *The Legislative Assembly and Executive Council (Set Election Dates) Amendment Act, 2006.*

S.S. 2005, c.L-11.2, new section 6

2 Section 6 of *The Legislative Assembly and Executive Council Act, 2005* is repealed and the following substituted:

“Duration of Assembly

6(1) Subject to section 6.1, each Assembly shall be of a maximum duration of four years.

(2) Unless an Assembly is dissolved pursuant to subsection (3), an Assembly shall cease to sit no less than thirty-four days before polling day or on the day the writs of election are issued, whichever happens first.

(3) In time of real or apprehended war, invasion or insurrection, the Assembly may be continued beyond four years if the continuation is not opposed by the votes of more than one-third of the members of the Assembly.

(4) If the Assembly is continued pursuant to subsection (3), the next general election shall be held on the third Monday of October following resolution of the event that continued the Assembly.

“First General election

6.1(1) Unless earlier dissolved, after the coming into force of this Act, the first general election shall be held on the third Monday of October, 2007 and every four years following that date on the third Monday of October.

(2) If a general election is held prior to the date set out in subsection (1), the next general election following that general election shall be held on the third Monday of October that is not less than three and a half and not more than four and a half years following the date of the general election held prior to the date set out in subsection (1).

“Confidence votes

6.2(1) The Premier, or a Minister of the Crown acting on behalf of or in the place of the Premier, shall not seek dissolution of the Assembly by the Lieutenant Governor, except where:

- (a) the Assembly adopts a non-confidence motion in the Government; and
- (b) the Lieutenant Governor is satisfied that it is not possible for a Government having the confidence of the House to be formed.

(2) Where the Premier, or a Minister of the Crown acting on behalf of or in the place of the Premier, seeks the dissolution of the Assembly in the circumstances referred to in subsection (1), the Lieutenant Governor shall cause a general election to be held no later than 90 days following the date the motion was adopted pursuant to clause (1)(a).

(3) Where a general election is held in the circumstances referred to in subsection (2), a general election following the election referred to in subsection (2) shall be held on the third Monday in October not less than three and a half and not more than four and a half years following the return of the writs in respect of the general election preceding the general election provided for in subsection (2).

“Prerogative saved

6.3 Nothing in sections 6, 6.1 or 6.2 alters or abridges the power of the Crown to prorogue or dissolve the Assembly, but if that power is used the procedure provided for in section 6.1 shall apply with any necessary modifications to ensure that the next general election will be held on the third Monday of October”.

Coming into force

3 This Act comes into force on assent.

THIRD SESSION

Twenty-fifth Legislature

SASKATCHEWAN

BILL

No. 202 of 2006-07

An Act to amend *The Legislative Assembly and Executive Council Act, 2005* (Set Election Dates)

Received and read the

First time

Second time

Third time

And Passed

Mr. Elwin Hermanson

REGINA SASKATCHEWAN
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