

# BILL

No. 14 of 2006-07

## An Act to amend *The Environmental Management and Protection Act, 2002*

(Assented to )

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

### Short title

1 This Act may be cited as *The Environmental Management and Protection Amendment Act, 2006*.

### S.S. 2002, c.E-10.21 amended

2 *The Environmental Management and Protection Act, 2002* is amended in the manner set forth in this Act.

### Sections 24 to 26 repealed

3 Sections 24 to 26 are repealed.

### New section 27

4 Sections 27 and 28 are repealed and the following substituted:

#### “Easements — sewage works

27(1) In this section:

- (a) **‘former provision’** means section 25 or 27 of *The Environmental Management and Protection Act, 2002*, as those sections existed on the day before the coming into force of this section;
- (b) **‘permit’** means a valid permit issued pursuant to this Act to construct a sewage works;
- (c) **‘permit holder’** means a person who holds a permit.

(2) If the minister is satisfied that any sewage works will adversely affect any land other than that on which those works are to be constructed or are situated, the minister shall provide a written request to the permit holder requiring the permit holder to:

- (a) obtain from the registered owner of the other land an easement, in the prescribed form;
- (b) obtain from any other person having a registered interest in the land mentioned in clause (a) a consent to the granting of the easement; and
- (c) apply to the Registrar of Titles to register the easement against the titles to the affected lands.

- (3) A permit holder who has received a written request pursuant to subsection (2) shall comply with that request, and notify the minister of the registration of the easement, within the time specified by the minister in the written request.
- (4) Every easement registered pursuant to subsection (2):
- (a) runs with the land; and
  - (b) is binding on:
    - (i) the grantor and the grantor's heirs, executors, administrators and assigns; and
    - (ii) all persons, in addition to those mentioned in subclause (i), who are interested in the land.
- (5) No easement registered pursuant to this section shall be discharged without the written consent of the minister.
- (6) The minister may discharge an easement registered by the minister pursuant to a former provision if the minister considers it appropriate to do so".

**Coming into force**

- 5** This Act comes into force on assent.



THIRD SESSION  
**Twenty-fifth Legislature**  
SASKATCHEWAN

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**B I L L**

No. 14 of 2006-07

*An Act to amend *The Environmental  
Management and Protection Act, 2002**

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Received and read the

First time

Second time

Third time

And passed

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Honourable John Nilson

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