

BILL

No. 20 of 2006-07

An Act respecting the Mandatory Reporting of Gunshot and Stab Wounds

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(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 Gunshot and Stab Wounds Mandatory Reporting Act*.

Interpretation

2 In this Act:

- (a) “**facility**” means a facility prescribed in the regulations;
- (b) “**hospital**” means a care facility that falls within the category of “hospital” established in *The Facility Designation Regulations* for the purposes of section 10 of *The Regional Health Services Act*;
- (c) “**local police service**” means a police service or regional police service as defined in *The Police Act, 1990* or the Royal Canadian Mounted Police detachment responsible for providing police services to the area in which the hospital or facility is located;
- (d) “**minister**” means the member of the Executive Council to whom for the time being the administration of this Act is assigned;
- (e) “**prescribed**” means prescribed in the regulations;
- (f) “**regional health authority**” means regional health authority as defined in *The Regional Health Services Act*.

Mandatory disclosure

3(1) Every hospital or facility that treats an individual for a gunshot or stab wound shall disclose the following to the local police service:

- (a) the fact that an individual is being treated, or has been treated, for a gunshot or stab wound;
- (b) the individual’s name, if known;
- (c) the name and location of the hospital or facility;
- (d) any other prescribed information.

(2) The disclosure required pursuant to subsection (1) must be made orally by a prescribed person as soon as it is reasonably practicable to do so without interfering with the individual's treatment or disrupting the regular activities of the hospital or facility.

Other obligations not affected

4 Nothing in this Act prevents a hospital or facility from disclosing information to a local police service that the hospital or facility, as the case may be, is otherwise by law permitted or authorized to disclose.

Immunity

5 No action or other proceeding lies or shall be instituted against a regional health authority, a hospital, a facility, a director, officer or employee of a regional health authority, hospital or facility or a health care practitioner if that person is acting pursuant to the authority of this Act or the regulations, for anything in good faith done, caused, permitted or authorized to be done, attempted to be done or omitted to be done pursuant to or in the exercise or supposed exercise of any power conferred by this Act or the regulations or in the carrying out or supposed carrying out of any responsibility imposed by this Act or the regulations.

Non-application of Act

6 All or any portion of any prescribed provision of this Act does not apply:

- (a) to any prescribed person or any prescribed class of persons; or
- (b) in any prescribed circumstance.

Regulations

7 The Lieutenant Governor in Council may make regulations:

- (a) defining, enlarging or restricting the meaning of any word or expression used in this Act but not defined in this Act;
- (b) prescribing facilities, or classes of facilities, for the purposes of this Act;
- (c) for the purposes of clause 3(1)(d), prescribing any other information that must be disclosed to the local police service;
- (d) respecting the manner and timing of disclosure, including prescribing:
 - (i) the person or class of persons responsible for making the disclosure on behalf of a hospital or facility; and
 - (ii) any additional requirements;
- (e) exempting any person or any class of persons from all or any portion of any provision of this Act, and prescribing any circumstance in which all or any portion of any provision of this Act does not apply;
- (f) prescribing any matter or thing required or authorized by this Act to be prescribed in the regulations;
- (g) respecting any other matter or thing the Lieutenant Governor in Council considers necessary to carry out the intent of this Act.

Coming into force

8 This Act comes into force on proclamation.

THIRD SESSION
Twenty-fifth Legislature
SASKATCHEWAN

B I L L

No. 20 of 2006-07

An Act respecting the Mandatory Reporting
of Gunshot and Stab Wounds

Received and read the

First time

Second time

Third time

And passed

Honourable Frank Quennell
