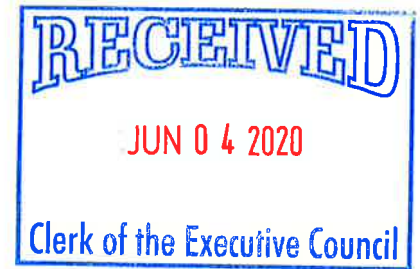




Province of Saskatchewan

MINISTER'S ORDER



By Order of the Lieutenant Governor in Council #102/2020, dated March 18, 2020 a declaration of emergency has been made for the Province of Saskatchewan to address the COVID-19 Public Health Emergency.

Section 18 of *The Emergency Planning Act* provides, in part as follows:

Powers of minister in an emergency

18(1) On the making of an emergency declaration or a renewal of an emergency declaration and for the duration of the state of emergency, the minister may:

- (a) put into operation any emergency plan or program that the minister considers appropriate;
- (b) authorize or require a local authority to put into effect any emergency plan for the municipality;
- (c) assume direction and control of the emergency response of a local authority;
- (d) acquire or utilize any real or personal property that the minister considers necessary to prevent, combat or alleviate the effects of an emergency;
- (e) authorize any qualified person to render aid of a type that the person is qualified to provide;
- (f) control or prohibit travel to or from any area of Saskatchewan;
- (g) provide for the restoration of essential facilities and the distribution of essential supplies;
- (h) provide, maintain and co-ordinate emergency medical, welfare and other essential services in any part of Saskatchewan;
- (i) cause the evacuation of persons and the removal of persons or live stock and personal property from any area of Saskatchewan that is or may be affected by an emergency and make arrangements for the adequate care and protection of those persons or live stock and of the personal property;
- (j) authorize the entry into any building or on any land, without warrant, by any person in the course of implementing an emergency plan;
- (k) cause the demolition or removal of any trees, structures or crops if the demolition or removal is necessary or appropriate in order to reach the scene of the emergency, to attempt to forestall its occurrence or to combat its progress;
- (l) procure or fix prices for food, clothing, fuel, equipment, medical supplies or other essential supplies and the use of any property, services, resources or equipment within any part of Saskatchewan for the duration of the state of emergency;
- (m) conscript persons needed to meet an emergency; and
- (n) do all acts and take all proceedings that are reasonably necessary to meet the emergency.

I, Scott Moe, President of the Executive Council, in accordance with and in furtherance of the general powers and duties set out in section 18 of *The Emergency Planning Act*, hereby further ORDER and DIRECT that, in the Province of Saskatchewan, an emergency program with respect to commercial leases (the "Program") is put into operation on the following terms:

- (a) Under the Program, a "landlord" includes a sublandlord and a "tenant" includes a subtenant;
- (b) The Program applies during the period that starts on the date this Order is made and ends on the earlier of the following dates:
 - i. the date on which the last renewal of the declaration of a state of emergency made pursuant to Order in Council 102/2020, dated March 18, 2020 pursuant to section 17 of *The Emergency Planning Act* expires or is cancelled; and
 - ii. the date after the last date for which the Canada Emergency Commercial Rent Assistance program provides assistance;
- (c) The Program applies to any lease between a tenant and a landlord who is not eligible for assistance under the Canada Emergency Commercial Rent Assistance program in respect of that tenant for the sole reason that the landlord has not, as required to be eligible for that program, entered into a rent reduction agreement with the tenant that includes a moratorium on eviction;
- (d) Subject to clauses (e) to (h), if a tenant and a landlord have a lease to which this Program applies, the landlord must not, for the tenant's failure to pay rent due, take any of the following actions:
 - i. exercise any contractual or other right of re-entry to the tenant's leased property;
 - ii. give the tenant notice of re-entry or notice of termination of the tenant's lease;
 - iii. distrain the tenant's property for rent due;
 - iv. take any steps to rent out the tenant's leased property on the tenant's behalf;
- (e) Clause (d) does not apply to a lease if the tenant has abandoned or deserted the leased property;

- (f) Clause (d) does not apply to a lease whose term expired before the date this Order is made;
- (g) If the term of a lease expires during the period during which this Order applies, then, on the expiry of that term, clause (d) ceases to apply to that lease; and
- (h) A landlord may, with the tenant's consent, take any of the actions set out in subclauses (d)(i), (ii) and (iv).

Dated June 4th, 2020 at Regina, Saskatchewan.



Honourable Scott Moe
President of Executive Council