

NOTE:

This document is a Controller of Surveys Reference Document to be used as a general guideline for the preparation and examination of plans. Reference should still be made to the various Acts and Regulations pertaining to specific situations, which may or may not be included in this document.

DEDICATED LAND

Re-designated, Sold or Exchanged

Support Documents required for plans to be approved in accordance with The Land Surveys Act, 2000

Dedicated Land Types	Bylaw with Minister's Consent	Legislation
Municipal Reserves	Yes	S199(2), S200, S207(1)(e) PDA S48 Municipalities Act S120 Northern Municipalities Act S38.1 (3) Cities Act
Public Reserves	Yes	S198(2&3) PDA
Municipal Buffer Strips	Yes	S179(1&2) PDA
Public Buffer Strips	Bylaw not required Minister's Consent required	S179(3&4) PDA
Municipal or Public Buffer Strips (Replaced by a Buffer Strip/s on a new plan of subdivision {exchange allowed})	No	S180(2&4) PDA
Walkways (Post April 17 1984, Municipality owned)	Yes	S201(3,4&6) PDA
Walkways (Closed and recreated by a new re-subdivision (No exchange allowed))	No	S201(7) PDA
Utility Parcel (Existed January 1977 to April 17, 1984)	Bylaw not required Municipality Resolution required	No current legislation. See Municipal Utility Parcel
Municipal Utility Parcel	Bylaw not required Municipality Resolution required	S 172.1 PDA; amended May 2012
Municipal, Environmental Reserve	Yes	S185(2,6&7) PDA
Public, Environmental Reserve	Bylaw not required Minister's Consent required	S185(4,6&7) & S189(1&2) PDA

Additional Notes:

- **Dedicated lands created prior to January 1, 1991** were transferred from the Crown to the Municipality except those lands as set out by a ministerial order (91R10815). (Section 191 PDA 2007{was S196 PDA, 1983})
- A municipality may, by resolution, designate any existing parcel of land (not included in a new subdivision) it owns or acquires as a **Municipal Reserve**. (Section 188, 196 & 204 PDA)
- A municipality may **exchange a municipal reserve** using a bylaw. **Exchange for a Municipal Buffer Strip** is not allowed. (Section 199(2), 200, 207(1)(e)(ii) PDA) and (Section 179(1&2) PDA)
- The Minister may dedicate any land owned by the Crown as **Public Reserve or Environmental Reserve**. (Section 189(1))
- **Ministerial approval for Passed bylaws does not apply if that council has approving authority (S200(4))**
- **Land provided as Municipal Reserve** is owned by the appropriate Municipality. (Section 186(2))
- **The name of the Municipality** must be indicated on the plan of subdivision when there are Municipal dedicated lands. (S3 (2) of *The Dedicated Lands Regulations*)
- **Walkways prior to April 17, 1984** were part of the street (Public Highway) and owned by the Crown in c/o Highways. Walkways after April 17, 1984 are owned by the municipality as dedicated land.
- **Regional Parks:** Are not included in the Parks Act. They are located on Crown Resource land (CRL). All regional parks are on CRL and are administered under Saskatchewan Environment Land lease agreement with Regional Park Authority. The vested Public Highways are owned by the Crown c/o Highways and the dedicated land may either be owned by the Crown or the appropriate Municipality.
- **Related Acts:** *The Planning & Development Act, The Municipalities Act, The Northern Municipalities Act & The Cities Act.*
- **The Municipalities Act, 2005 includes:** Organized Hamlet, Hamlet, Village, Resort Village, Town & Rural Municipality. (Section 2)