

Agenda Item 4.3 (1)
June 4/19 Board Meeting

From: Brendan Wycks

Sent: May-21-19 8:11 AM

Subject: Saskatchewan Releases Guideline and Interpretation Bulletin Re Industry Transition To New Insurance Act and Related Regulations on January 1, 2020

CAFII Board, EOC, and Other Committee Members:

Saskatchewan's Financial and Consumer Affairs Authority (FCAA) has just posted on its website a new Guideline and new Interpretation Bulletin to assist the industry in understanding its expectations re compliance with the province's new *The Insurance Act* and related regulations which are scheduled to come into force on January 1, 2020:

<https://fcaa.gov.sk.ca/regulated-businesses-persons/businesses/insurance-companies/regulations-for-licensed-insurers>

An excerpt of what has just been posted is provided below:

Regulations for licensed insurers

The Saskatchewan insurance industry is currently regulated through a number of sources, including:

- [The Saskatchewan Insurance Act](#)
- [The Saskatchewan Insurance Councils Regulations](#)
- [The Saskatchewan Insurance Compensation Plan Regulations](#)
- [The Saskatchewan Insurance Regulations](#)

Legislative Changes

The Government of Saskatchewan has been working to modernize the regulation of the insurance industry to increase harmonization with other western provinces. We anticipate that The Insurance Act will come into force on January 1, 2020. At that time all insurers will be required to comply with the requirements of the new legislation. In order to assist with the transition to the new legislation the FCAA is developing guidelines and interpretation bulletins to help insurers understand our expectations.

The following guidelines and interpretation bulletins have been developed:

- [Guideline No.: G1/2019 – Records to be Kept in Saskatchewan or approved location;](#)
- [Bulletin No.: B1/2019 – Notice of Dispute Resolution Process.](#)

The following guidelines and interpretation bulletins are in development:

- *Guidance regarding the Superintendent's expectations for assessing compliance with section 7-26 of the Act when dealing with claims and complaints and filing materials with the Superintendent;*
- *Guidance clarifying the Superintendent's interpretation of the operation of section 7-23 of the Act, as it applies to limitation periods.*

Legislation

Consolidated versions of The Insurance Act and The Insurance Regulations will not be available until the Act and Regulations are in force. In the meantime, here are the Act, the Regulations and the amendments that have been developed.

- [The Insurance Act](#)
- [The Insurance Regulations](#)
- [The Insurance Amendment Act, 2018](#)
- [The Insurance Amendment Regulations, 2018](#)

When referencing the above, please note that the FCAA intends to recommend that the following provisions not be proclaimed into force on January 1, 2020 and that proclamation be delayed pending further industry consultations:

- *Clause (f) of the definition of "insurance agent" at subsection 1-2(1);*
- *Subsection 5-79(2) – Recommendations for restricted licensee – life insurance;*
- *Section 7-16 – Trading in life insurance policies;*
- *Section 7-19 – Further requirements re variable insurance contracts; and*
- *Subsection 8-55(6) – Limits of motor vehicle liability policy.*

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