

# Royal



# Gazette

## Part II

### Regulations under the Regulations Act

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**A complete quarterly sectional index of regulations is available from the Office of the Registrar of Regulations. For subscriptions please call 424-6723.**

N.S. Reg. 17/99

Made: February 26, 1999

Filed: March 1, 1999

Seniors' Pharmacare Program Regulations

Order in Council 1999-68 made February 26, 1999  
Amendments to regulations made by the Governor in Council  
pursuant to Section 17  
of the *Health Services and Insurance Act*

The Governor in Council on the report and recommendation of the Minister of Health dated February 18, 1999, pursuant to Section 17 of Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act*, is pleased to make amendments to the regulations respecting the Seniors' Pharmacare Program made by Order in Council 95-475 dated June 27, 1995, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on, from and after April 1, 1999.

Schedule "A"

Amendments to the regulations respecting the Seniors' Pharmacare Program  
made by the Governor in Council pursuant to Section 17 of  
Chapter 197 of the Revised Statutes of Nova Scotia, 1989,  
the *Health Services and Insurance Act*

- 1 Section 1 of the regulations respecting the Seniors' Pharmacare Program made by the Governor in Council by Order in Council 95-475 dated June 27, 1995, is amended by
  - (a) relettering clauses (d) and (e) as clauses (e) and (f) respectively; and
  - (b) adding the following clause immediately after clause (c):
    - (d) "G.I.S." means the Guaranteed Income Supplement provided under the Old Age Security Program pursuant to the *Old Age Security Act (Canada)*;
  
- 2 Section 5 of the regulations is amended by
  - (a) repealing clauses (1)(a), (b), and (c);
  - (b) striking out "major" in clause (1)(d);
  - (c) striking out ", including (but not restricted to) the payment of premiums" in clause (1)(g)[<sup>2</sup>]; and
  - (d) repealing clause (1)(j) and subsection (2).

3 Section 8 of the regulations is repealed and the following is substituted:

**8 (1)** Effective April 1, 1999,

- (a) these regulations apply to all seniors, other than those seniors who are subject to the exclusions provided for in item 15 of Section 3 of the regulations respecting the Insured Prescription Drug Plan made pursuant to the *Health Services and Insurance Act*; and
- (b) the benefits paid under these regulations are insurance of last resort and no amounts shall be paid under these regulations for an item or service supplied to any senior to whom or for whom a benefit in respect of that item or service has been paid or would be payable if claimed in any other jurisdiction under any contract or plan of insurance that applies to that senior.

**(2)** Despite clause (1)(b), application can be made to the Minister for coverage of expenses incurred by a senior as described in clause (1)(b) if such expenses are greater than those expenses that would have been incurred if the senior made payments pursuant to clause 10(1)(b) and subsection 10(2).

4 Subsection 10(1) of the regulations is amended by repealing clauses (b) and (c) and substituting the following clause:

~~[4 Subsection 10(1) of the regulations is amended by repealing clauses (b) and (c) and substituting the following clause:]~~

- (b) contributions to the Insured Prescription Drug Plan Trust Fund by seniors who are not in receipt of G.I.S., each senior contributing an annual premium in the amount of \$215, subject to Section 17;

5 Section 16 of the regulations is amended by adding the following after subsection (3):

**(4)** Despite subsections 16(1) and (2), any senior providing proof of private insurance since becoming a senior will be exempt from subsections 16(1) and (2).

6 Section 17 of the regulations is amended by

- (a) striking out “for an insured prescription drug plan low income credit” and substituting “for a reduced annual premium” in subsection 17(1);
- (b) repealing clauses (2)(a), (b), and (c) and substituting the following clauses:

- (a) \$215;

- (b) \$215 less 7.2% of total annual family income; or
- (c) \$430 less 7.2% of total annual family income where the senior is a spouse within the meaning of the *Pension Benefits Act*, and whose spouse is also a senior.

(c) repealing subsection 17(3).

7 Section 18 of the regulations is repealed.

N.S. Reg. 18/99

Made: March 3, 1999

Filed: March 5, 1999

Credit Union Regulations

Order in Council 1999-80 made March 3, 1999  
Amendment to regulations made by the Governor in Council  
pursuant to Sections 155, 156, 168 and 257  
of the *Credit Union Act*

The Governor in Council on the report and recommendation of the Minister of Business and Consumer Services dated February 16, 1999, pursuant to Sections 155, 156, 168 and 257 of Chapter 4 of the Acts of Nova Scotia, 1994, the *Credit Union Act*, is pleased to amend the regulations respecting credit unions made by Order in Council 95-304 dated April 11, 1995, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation.

**Schedule "A"**

**Amendments to the Regulations Respecting Credit Unions  
made by the Governor in Council pursuant to  
Section 257 of the Acts of Nova Scotia, 1994, the  
*Credit Union Act***

- 1 Subsection 7(2) of the regulations respecting credit unions made by Order in Council 95-304, dated April 11, 1995, is amended by striking out "clause (1)(e)" and substituting "clause (1)(d)".
- 2 Subsection 16(3) of the regulations is amended by striking out "subsection (3)" and substituting "subsection (2)".
- 3 Subsection 16(6) of the regulations is amended by striking out "subsection (6)" and substituting "subsection (5)".
- 4 Section 28 of the regulations is amended by striking out "set an amount equal to the maximum amount insured by the Canada Deposit Insurance Corporation" and substituting "\$250 000".
- 5 Form 8 of the regulations is amended by striking out

"Two certified copies of the charter by-laws of the amalgamated credit union as set out in the amalgamation agreement shall accompany the articles of amalgamation as well as statutory declarations required by subsection        if it is an amalgamation under Section 132 of the Act and written consent of the supervisor if an amalgamating credit union is under supervision.",

in the instructions to the form and substituting

“Two certified copies of the charter by-laws of the amalgamated credit union as set out in the amalgamation agreement shall accompany the articles of amalgamation as well as statutory declarations required by subsection 133(2) of the Act if it is an amalgamation under Section 132 of the Act and written consent of the supervisor if an amalgamating credit union is under supervision.”

6 Form 8 of the regulations is further amended by striking out

“If a credit union is order by its supervisor to amalgamate under Section 243 of the Act, a certified copy of the order shall accompany the articles of amalgamation.”

in the instructions to the form, and substituting

“If a credit union is ordered by its supervisor to amalgamate under Section 243 of the Act, a certified copy of the order shall accompany the articles of amalgamation.”

N.S. Reg. 19/99

Made: March 3, 1999

Filed: March 5, 1999

Trade Schools Regulations

Order in Council 1999-85 made March 3, 1999  
Amendment to regulations made by the Governor in Council  
pursuant to Section 27  
of the *Trade Schools Regulation Act*

The Governor in Council on the report and recommendation of the Minister of Education and Culture dated February 12, 1999, pursuant to Section 27 of Chapter 474 of the Revised Statutes of Nova Scotia, 1989, the *Trade Schools Regulation Act*, is pleased to amend the regulations respecting trade schools made by Order in Council dated September 8, 1939, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on, from and after March 3, 1999.

**Schedule "A"**

**Amendments to the regulations respecting trade schools  
made by the Governor in Council pursuant to Section 27  
of Chapter 474 of the Revised Statutes of Nova Scotia, 1989,  
the *Trade Schools Regulation Act***

Subsection 12(1) of the regulations respecting trade schools made by the Governor in Council by Order in Council dated September 8, 1939, pursuant to Section 27 of Chapter 474 of the Revised Statutes of Nova Scotia, 1989, the *Trade Schools Regulation Act*, is amended by striking out "31st day of March" and substituting "31st day of August".

N.S. Reg. 20/99

Made: March 10, 1999

Filed: March 11, 1999

Proclamation, S. 4, S.N.S. 1994-95, c. 18

Order in Council 1999-98, made March 10, 1999  
Proclamation made by the Governor in Council  
pursuant to Section 4  
of *An Act to Amend Chapter 450 of the Revised Statutes, 1989,*  
*the Summary Proceedings Act*

The Governor in Council on the report and recommendation of the Minister of Justice dated February 17, 1999, pursuant to Section 4 of Chapter 18 of the Acts of 1994-95, *An Act to Amend Chapter 450 of the Revised Statutes, 1989, the Summary Proceedings Act*, is pleased to order and declare by proclamation that Section 2 of Chapter 18 of the Acts of 1994-95, *An Act to Amend Chapter 450 of the Revised Statutes, 1989, the Summary Proceedings Act*, come into force on and not before March 10, 1999.

PROVINCE OF NOVA SCOTIA

Sgd: *J. J. Kinley*

G/S

ELIZABETH THE SECOND, by the Grace of God,  
of the United Kingdom, Canada and Her  
Other Realms and Territories, Queen, Head  
of the Commonwealth, Defender of the Faith.

TO ALL TO WHOM THESE PRESENTS SHALL COME, OR WHOM THE  
SAME MAY IN ANY WISE CONCERN,

GREETING:

A PROCLAMATION

WHEREAS in and by Section 4 of Chapter 18 of the Acts of 1994-95, *An Act to Amend Chapter 450 of the Revised Statutes, 1989, the Summary Proceedings Act*, it is enacted as follows:

4. Sections 2 and 3 come into force on and not before such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Section 2 of Chapter 18 of the Acts of 1994-95, *An Act to Amend Chapter 450 of the Revised Statutes, 1989, the Summary Proceedings Act*, come into force on March 10, 1999;

NOW KNOW YE THAT WE, by and with the advice of the Executive Council of Nova Scotia, do by this Our Proclamation order and declare that Section 2 of Chapter 18 of the Acts of 1994-95, An Act to Amend Chapter 450 of the Revised Statutes, 1989, the *Summary Proceedings Act*, come into force on March 10, 1999, of which all persons concerned are to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these  
our Letters to be made Patent and the Great  
Seal of Nova Scotia to be hereunto affixed.

WITNESS, Our Trusty and Well Beloved His Honour  
the Honourable J. James Kinley, C.D.,  
S.M., D.Eng., P.Eng., FEIC, Lieutenant  
Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional  
Municipality, this 10<sup>th</sup> day of March, in the  
year of Our Lord one thousand nine  
hundred and ninety-nine and in the forty-  
eighth year of Our Reign.

BY COMMAND:

Sgd: *R. S. Harrison*  
Provincial Secretary  
Minister of Justice and Attorney General

N.S. Reg. 21/99

Made: March 10, 1999

Filed: March 11, 1999

Summary Offence Tickets Regulations

Order in Council 1999-99 made March 10, 1999  
Amendment to regulations made by the Governor in Council  
pursuant to Sections 8A and 8B  
of the *Summary Proceedings Act*

The Governor in Council on the report and recommendation of the Minister of Justice and Attorney General dated February 17, 1999, pursuant to Sections 8A and 8B of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*, is pleased to amend the regulations respecting summary offence tickets made by Order in Council 85-187 dated February 28, 1985, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation effective on, from and after March 10, 1999.

**ORDER**

I, Robert S. Harrison, Minister of Justice and Attorney General of Nova Scotia, do hereby order and direct pursuant to Sections 8A and 8B of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*, that the penalty to be entered on a summons in respect of the offences listed in Schedule PT of the regulations respecting summary offence tickets made by the Governor in Council pursuant to Sections 8A and 8B of the *Summary Proceedings Act* by Order in Council 85-187 dated February 28, 1985, shall be the amount of the out of court settlement set out in Schedule PT opposite the description of the offence set out herein.

**DATED AND MADE** \_\_\_\_\_, 1999, at Halifax Regional Municipality,  
Province of Nova Scotia.

Signed: *R. S. Harrison*  
Robert S. Harrison  
Minister of Justice  
and Attorney General of Nova Scotia

**SCHEDULE "A"**

**Amendments to the regulations respecting summary offence tickets  
made by the Governor in Council pursuant to Sections 8A and 8B of  
Chapter 450 of the Revised Statutes of Nova Scotia, 1989,  
the *Summary Proceedings Act***

- 1 The regulations respecting summary offence tickets made by the Governor in Council by Order in Council 85-187 dated February 28, 1985, are amended by inserting the heading "**Part I - Summary Offence Tickets**" immediately before Section 1.

- 2 The regulations are further amended by striking out “these regulations” in Section 1 and substituting “this Part”.
- 3 The regulations are further amended by striking out “these regulations” in Sections 2, 3 and 8.
- 4 The regulations are further amended by adding the heading and Sections immediately after Section 9 as follows:

### **Part II - Parking-Infraction Tickets**

**10** In this Part,

- (a) “parking-infraction ticket” means a ticket used pursuant to Section 8A of the *Summary Proceedings Act*;
- (b) “parking-infraction ticket administrator” means a person duly appointed by the applicable municipal council as the Parking-Infraction Ticket Administrator or, in the case of an enforcement agency, appointed by the head of that agency within the Province of Nova Scotia.

- 11** A parking-infraction ticket shall be in the form set out in Schedule 1A or in such other form as may from time to time be prescribed by the Attorney General.
- 12** A parking-infraction ticket may only be used for a parking infraction as that term is defined in Section 8A of the *Summary Proceedings Act*.
- 13**
  - (1)** A notice of parking infraction shall be in the form set out in Schedule 1B and signed by the Parking-Infraction Ticket Administrator, which form shall constitute the prescribed form for the summons to appear for such offence.
  - (2)** The signature of the Parking-Infraction Ticket Administrator may be applied to the notice prescribed in subsection (1) by stamp or electronically as part of the process of printing the summons.
- 14** The penalty may be paid out of court for all offences listed in Schedule PT where the amount of the out of court settlement is shown in Schedule PT.
- 15** A certificate of service for a parking infraction shall be in the form set out in Schedule 1C and be signed by the Parking-Infraction Ticket Administrator.

- 16** In a parking-infraction ticket, an offence may be described
- (a) using the words of the enactment;
  - (b) using any concise expression which sufficiently describes the offence to the accused; or
  - (c) using the words set out in Schedule PT.
- 17** A \$20.00 fee per ticket applicable to the cost of the administration of parking-infraction tickets or the administration of justice shall be waived for the first 60 days after the date the ticket is issued, but shall be included in the penalty thereafter.
- 18** A parking-infraction ticket and the certificate of service may be filed with the Provincial Court by electronic transmission or by filing a copy of the ticket on an electronic capture device such as a compact disc.
- 19** A parking-infraction ticket or the certificate of service printed from an electronic image shall constitute an original as if filed in that form.
- 5** The regulations are further amended by adding Schedules 1A, 1B, 1C and PT, in the form attached hereto, immediately after Schedule 1.



**Schedule 1B  
Notice of Parking Infraction**

**In the Provincial Court  
for the Province of Nova Scotia**

*(Ticket number)*

**NOTICE OF PARKING INFRACTION  
(Summons to Appear)**

TO:     *(name)*  
          *(address)*

The informant,     *(name)*     says that on:

*(date)*     , vehicle number plate     *(number)*     , registered in your name,  
was found     *(specify offence)*  
contrary to Section     *(section number)*     of the     *(name of statute, regulation or bylaw)* .

This is therefore to command you to attend Court on     *(date)*     at     o'clock in  
the     noon at     *(location)*     , Nova Scotia, in courtroom number     before the  
presiding Judge or Justice and to attend as required by the court.

Dated at     , Province of Nova Scotia, on     *(date)* .

\_\_\_\_\_  
Parking-Infraction Ticket Administrator

**The following is for information only and does not form part of the parking  
infraction notice**

The voluntary penalty for this violation is \$     .00. To date no payment for this  
ticket has been received. **(The fines outstanding for parking tickets for vehicles  
registered in your name total \$     .)**

**PAYMENT OPTIONS BEFORE COURT APPEARANCE DATE**

*(set out local payment options)*

**PAYMENT OPTIONS AFTER COURT APPEARANCE DATE**

Pay in person at any Provincial Courthouse the fine noted plus court costs in the  
amount of \$

**Schedule 1C****CERTIFICATE OF SERVICE  
(Parking-Infraction Ticket Information)**

I hereby certify that

- (a) the parking-infraction ticket(s) shown on the list attached hereto was/were affixed to the vehicle(s) in a conspicuous place or served on the operator of the vehicle(s) at the time of the infraction; and
- (b) notice(s) of the parking infraction(s) was/were sent by ordinary mail on the date shown on the list attached hereto, to the owner(s) of the vehicle(s) at the last known address of the owner(s) as indicated in the records of the Registrar of Motor Vehicles requiring the owner(s) to appear in \_\_\_\_\_ provincial court, located on \_\_\_\_\_ (address) \_\_\_\_\_, in \_\_\_\_\_ (community) on \_\_\_\_\_ (date and time set for arraignment) .

Dated at \_\_\_\_\_, Province of Nova Scotia, on \_\_\_\_\_ (date) .

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Parking-Infraction Ticket Administrator

**Schedule PT**  
**Parking-Infraction Ticket Charges**

<b>Offence</b>	<b>Section</b>	<b>Out of Court Settlement</b>	
		<b>Within 60 days</b>	<b>After 60 Days</b>
<b>Motor Vehicle Act</b>			
1. Parking on left side of divided highway	112(1)(a)	\$15.00	\$35.00
2. Parking on highway without clear width	138(1)	\$15.00	\$35.00
3. Obstructing snow removal	139(1)	\$15.00	\$35.00
4. Parking in intersection	143(a)	\$15.00	\$35.00
5. Parking on crosswalk	143(b)	\$15.00	\$35.00
6. Parking within 5m of crosswalk	143(b)	\$15.00	\$35.00
7. Parking within 7.5 m of corner	143(d)	\$15.00	\$35.00
8. Parking within 10 m of stop sign	143(e)	\$15.00	\$35.00
9. Parking within 5m of fire station driveway	143(f)	\$15.00	\$35.00
10. Parking within 5m of hydrant	143(g)	\$15.00	\$35.00
11. Blocking driveway	143(h)	\$15.00	\$35.00
12. Parking on sidewalk	143(i)	\$15.00	\$35.00
13. Creating obstruction	143(j)	\$15.00	\$35.00
14. Double parking	143(k)	\$15.00	\$35.00
15. Violating no parking sign	143(l)	\$15.00	\$35.00
16. Violating no stopping sign	143(l)	\$15.00	\$35.00

Offence	Section	Out of Court Settlement	
		Within 60 days	After 60 Days
17. Violating street cleaning sign	143(l)	\$15.00	\$35.00
18. Parking within 15m of rail crossing	143(m)	\$15.00	\$35.00
19. Obstructing view at crest of grade	143(n)	\$15.00	\$35.00
20. Loading over 30 minutes	144(4)	\$15.00	\$35.00
21. Parking in loading zone	144(5)	\$15.00	\$35.00
22. Parking in handicapped zone	145(3)	\$75.00	\$95.00
23. Parking in handicapped private property	145(4)	\$75.00	\$95.00
24. Parking at bus stop	146(2)	\$15.00	\$35.00
25. Illegal parking by bus or taxi driver	146(3)	\$15.00	\$35.00
26. Leaving less than 3m width for traffic	148(1)	\$15.00	\$35.00
27. Leaving less than 3m in alley	148(2)	\$15.00	\$35.00
28. Parking on private property	149(1)	\$15.00	\$35.00
29. Parking in fire lane	150(2)	\$15.00	\$35.00
30. Parking over time specified on sign	151	\$15.00	\$35.00
31. Parking on highway over 24 hours	155(1)	\$15.00	\$35.00
32. Parking commercial vehicle over 2 hours	155(2)	\$15.00	\$35.00
33. Parking on wrong side of street	156(1)	\$15.00	\$35.00

Offence	Section	Out of Court Settlement	
		Within 60 days	After 60 Days
34. Parking within 150 mm of curb	156(1)	\$15.00	\$35.00
35. Angle parking	156(1)	\$15.00	\$35.00
36. Abandoning vehicle	158	\$15.00	\$35.00
37. Parking vehicle for sale on highway	159(1)	\$15.00	\$35.00
38. Displaying advertising on vehicle	159(2)	\$15.00	\$35.00
39. Brakes not set	160(1)	\$15.00	\$35.00
40. Wheels not cut	160(1)	\$15.00	\$35.00
41. Vehicle left running	160(1)	\$15.00	\$35.00

**Bedford By-Pass and Highway No. 101 Parking Regulations**

1. Parking on Bedford By-pass	1(a)	\$15.00	\$35.00
2. Parking on highway 101	1(b)	\$15.00	\$35.00

**Town of Bridgewater Parking Lots By-law**

1. Violating parking sign	3(2)	\$15.00	\$35.00
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**Cape Breton Regional Municipality Parking Meter By-law T5**

1. Meter violation	3(1)	\$15.00	\$35.00
2. Overtime at meter	3(2)	\$15.00	\$35.00
3. Depositing slug	6	\$15.00	\$35.00

**Halifax Regional Municipality Parking Meter By-law, P-500**

1. Meter feeding	12(1)	\$15.00	\$35.00
2. Overtime at meter	12(1)	\$15.00	\$35.00

Offence	Section	Out of Court Settlement	
		Within 60 days	After 60 Days
3. Commercial vehicle left at meter over 30 minutes	13	\$15.00	\$35.00
4. Meter violation	14	\$15.00	\$35.00
5. Depositing slug	15	\$15.00	\$35.00

#### **Halifax Regional Municipality Winter Parking Ban Regulations**

1. Parking during winter ban (1 am - 7 am)	1(a)	\$15.00	\$35.00
2. Parking on street during snow storm	1(b)	\$15.00	\$35.00

#### **Town of Lunenburg Parking Meters By-law, By-law No. 20**

1. Meter violation	11(2)	\$10.00	\$30.00
2. Depositing slug	13	\$10.00	\$30.00

#### **Town of Lunenburg Parking Meter Regulations**

1. Overtime at meter	3(b)	\$5.00	\$25.00
2. Meter violation	3(c)	\$5.00	\$25.00

#### **Town of Lunenburg Winter Ban Regulations**

1. Parking during winter ban (1 am - 7 am)	1(a)	\$15.00	\$35.00
2. Parking on street during snow storm	1(b)	\$15.00	\$35.00

#### **Town of New Glasgow Parking By-law, By-law No. 9**

1. Meter violation	5(2)	\$5.00	\$25.00
2. Overtime at meter	6	\$5.00	\$25.00

Offence	Section	Out of Court Settlement	
		Within 60 days	After 60 Days

**Queens Regional Municipality Parking Lot By-law**

1. Parking over 3 hours	4(c)	\$25.00	\$45.00
2. Parking in reserved space	4(d)	\$25.00	\$45.00
3. Parking over 1 hour	5	\$25.00	\$45.00

**Queens Regional Municipality Parking Meter By-law**

1. Meter violation	6	\$15.00	\$35.00
2. Overtime at meter	7	\$15.00	\$35.00
3. Depositing slug	8	\$15.00	\$35.00

**Town of Truro Parking Meter Regulations**

1. Overtime at meter	9	\$10.00	\$30.00
2. Meter violation	10	\$10.00	\$30.00
3. Depositing slug	11	\$10.00	\$30.00

**Provincial Winter Parking Regulations**

1. Parking during winter ban (1 am - 7am)	2(1)(a)	\$15.00	\$35.00
2. Hindering snow removal	2(1)(b)	\$15.00	\$35.00
3. Parking on highway/street during snowstorm	2(1)(c)	\$15.00	\$35.00