

Royal Gazette

Part II Regulations under the Regulations Act

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N.S. Reg. 99/99

Made: May 19, 1999

Filed: October 15, 1999

College of Occupational Therapists of
Nova Scotia General Regulations

Order dated May 19, 1999
made pursuant to Section 6 of the
Occupational Therapists Act

College of Occupational Therapists of Nova Scotia
General Regulations
May 19, 1999

1. These regulations may be cited as the College of Occupational Therapists of Nova Scotia General Regulations (the "General Regulations").

Definitions

2. In these regulations

- (a) "*Act*" means An Act Respecting the Practice of Occupational Therapy;
- (b) "Board" means the Board of the College;
- (c) "College" means the College of Occupational Therapists of Nova Scotia;
- (d) "Credentials Committee" has the same meaning as defined in the *Act*;
- (e) "Permit" means a permit issued and in force pursuant to the *Act* permitting a corporation to engage in the practice of occupational therapy;
- (f) "Occupational Therapist" means an occupational therapist as defined in the *Act*;
- (g) "prescribed" means prescribed by these regulations;
- (h) "professional corporation" means a corporation issued a permit pursuant to the *Act*;
- (i) "Registrar" means the Registrar as defined in the *Act*.

Annual Meeting

3. (1) The Annual Meeting of the College shall be held within three months of the beginning of the fiscal year at such time and place as is determined by the Executive Committee.

- (2) The Secretary of the Board, or his/her designate shall give notice of the time and place of the Annual Meeting to the members of the College at least 30 days before the Meeting.

Responsibilities of the Board

4. The Board shall govern the affairs of the College as required by the *Act* and these regulations. Without limiting the generality of the foregoing, the Board shall:
 - (a) develop and maintain the mission, objectives and strategic plan of the College;
 - (b) ensure that rules, regulations and policies are established to provide for the management of the day-to-day processes of the College, ensure accountability to the Board, and prescribe the general framework within which the Registrar and staff will function in the best interests of the College in a manner consistent with these regulations;
 - (c) provide for the administration of the College through the appointment of a Registrar to act as a Chief Administrative Officer, reporting to the Board of the College;
 - (d) ensure that the Registers of the College are maintained by the Registrar;
 - (e) elect officers from members of the Board pursuant to Section 15 of the *Act*;
 - (f) grant registration and licensure in accordance with the *Act* and the Regulations and provide for the discipline of members;
 - (g) provide for a program to ensure adequate financial support for the College;
 - (h) review, and as necessary make, revoke or amend these regulations on a regular basis;
 - (i) promote and support any educational or research functions endorsed by the College;
 - (j) appoint such standing and special committees as is deemed necessary from time to time, in addition to the committees required by legislation;
 - (k) annually recommend the appointment of an auditor in accordance with the *Act* and the Regulations;
 - (l) carry on corporate functions in accordance with the *Act*; and,

- (m) perform all acts and functions not inconsistent with the *Act* or these Regulations.

Officers of the Board

5. The Chair of the Board shall:

- (a) preside at all meetings of the Board;
- (b) report to each annual meeting of the College concerning the operations of the College and report to the Board at each meeting of the Board;
- (c) be an ex-officio member of all Committees appointed by the Board; and,
- (d) perform such other duties as may from time to time be determined by the Board.

6. The Vice-Chair shall assist the Chair and shall have all the powers and perform all the duties of the Chair in the absence or disability of the Chair, together with such other duties as may from time to time be assigned by the Board.

7. The Secretary shall:

- (a) ensure that minutes and attendance are taken of all meetings of the Board and all meetings of Committees of the Board;
- (b) ensure that all correspondence to or from the Board is attended to in accordance with the Board's directions;
- (c) ensure that all minutes, records and documents of the Board and all Committees of the Board are maintained;
- (d) give such notice as required in these Regulations of meetings of the Board and the Annual Meeting of the College; and
- (e) perform such other duties as ordinarily pertain to the office and as the Board may direct.

8. The Treasurer shall:

- (a) ensure that licensure fees, renewal fees and fines are collected;
- (b) oversee the management of the accounts for the College;
- (c) oversee the disbursement of funds of the College;
- (d) ensure that an annual budget is prepared and presented to the College;

- (e) ensure that periodic financial statements are prepared and presented to the Board or the Executive Committee;
- (f) ensure that a fiscal income statement, balance sheet and statement of retained earnings for the last fiscal year are prepared, audited and presented at the Annual General Meeting; and,
- (g) perform such other duties as ordinarily pertain to the office and as the Board may direct.

Removal of Board Members

9. For the purposes of Section 14(b) of the *Act*, a member of the Board ceases to be a member in good standing of the College,
- (a) where the licence and/or registration of that person is suspended or revoked;
 - (b) where the person is convicted of an offence pursuant to the *Criminal Code (Canada)* or the *Narcotics Control Act (Canada)*;
 - (c) where the person fails to demonstrate good moral character; or
 - (d) where a person breaches confidentiality with respect to the confidential affairs of the Board; and

in that event the person may be removed from the Board by a simple majority vote of the remaining members of the Board present for the vote, subject to the requirements for a quorum.

Procedure for Meetings

10. Regular meetings of the Board shall be held at least three (3) times in each calendar year at a time and place to be determined by the Chair.
11. Notice and the Agenda of any regular meeting of the Board shall be given in writing not less than five (5) business days prior to the meeting to each member of the Board.
12. Emergency meetings of the Board may be called by the Chair by giving notice by telephone to all members of the Board at least 24 hours in advance of the meeting.
13. The Secretary shall call a special meeting of the Board when the Chair has received notice in writing from at least four (4) of the members of the Board requesting a special meeting. Notice of the special meeting shall specify the purpose of the meeting, may be given by telephone or in writing, and shall be given at least 48 hours in advance of the meeting.
14. At any emergency or special meeting of the Board, no business shall be transacted other than that referred to in the Notice of the meeting.

15. The Board may call for meetings or portions of a meeting to be held in camera in its discretion.
16. (1) Subject to subsection (2) and unless otherwise provided for in the regulations, fifty percent (50%) of the Board or a committee of the Board established under the regulations shall constitute a quorum.

(2) Twenty percent (20%) of the members of the College constitute a quorum for the Annual General Meeting of the College.

(3) Unless the regulations provide otherwise, at every meeting of the College, each question shall be decided by a simply majority of votes.
17. No meeting of the Board or any Board committee shall be valid where notice was not given according to these regulations, except where all persons not receiving such notice and in the form required by these regulations waive the necessity of such notice.
18. Minutes shall be kept of formally constituted meetings of the Board and committees of the Board, in accordance with the practice of the Board, recognizing that Minutes shall not be required of informal discussions of members of the Board. Minutes shall be circulated among all persons entitled to attend such meetings within a reasonable time following the conclusion of such meetings.
19. Questions arising at any meeting of the Board, or at any meeting of any committee of the Board, shall be decided by a majority of votes of those persons in attendance entitled to vote unless otherwise provided for in these regulations. In the case of an equality of votes, the Chair of the meeting, who ordinarily shall have no vote, shall cast the deciding vote.
20. (1) Except for votes involving an election or appointment or where a majority of the members of the Board or of a committee of the Board present at a meeting agree, all votes at any meeting of the Board, or at any meeting of any committee of the Board, shall be taken by oral assent or dissent.

(2) Subject to Section 46, voting at an Annual General Meeting or a special meeting of the College shall be by a show of hands unless any member of the College requests that the vote be by ballot.

(3) Each member of the College in attendance at the Annual General Meeting or a special meeting of the College is entitled to one vote. Only members of the College in good standing are entitled to vote.
21. Any question concerning procedure at any meeting of the Board or committee of the Board, which has not been provided for in these Regulations, shall be determined by the Chair of the meeting in accordance with *Perry's Call to Order*.

Committees

22. Subject to Section 25, the Board may appoint members of the Board to serve on standing committees of the Board and such other special committees as may be established in accordance with these regulations at the Annual General Meeting of the College or at the first regular meeting of the Board in each year.
23. Standing Committees may include, but are not limited to, the Executive Committee, Investigation Committees, Hearing Committees, the Peer Assessment Committee, the Credentials Committee, the Practice Committee and the Nominations Committee.
24. The Board may at any time create any standing or special committee of the Board, appoint its members and name the Chair and Vice-Chair of that committee.
25.
 - (a) Persons other than members of the Board shall be eligible to serve as members of any committee established by the Board.
 - (b) In order for a member of the College to be eligible to serve on a committee established by the Board, the member shall be a member in good standing of the College.
26. Except as where otherwise provided by resolution of the Board, members of standing or special committees shall serve for a renewable term as determined in the terms of reference for that committee.
27. The Board shall approve terms of reference for any standing or special committee it appoints.
28. A committee shall meet at the call of the chair of that committee or of any two members of that committee or at the direction of the Chair of the Board.
29. The Board may, by resolution, dissolve any standing or special committee at any time.

Executive Committee

30. The Executive Committee shall:
 - (a) unless provided otherwise by resolution of the Board, consist of the Chair of the Board, the Vice-Chair of the Board, the Treasurer of the Board, and the Secretary of the Board;
 - (b) be chaired by the Chair of the Board;
 - (c) subject to the *Act* and these Regulations, perform those duties and functions described in the terms of reference for the Executive Committee as established by the Board from time to time;
 - (d) carry out such other functions as directed by the Board; and

- (e) meet as required.

Nominations Committee

31. The Board may appoint a Nominations Committee composed of such persons as the Board may select, except that any Nominations Committee appointed by the Board shall be composed of at least one member of the Board and one member of the College.

Expenses

32. Members of the Board and committees of the Board shall be reimbursed those reasonable expenses incurred in the performance of their duties in accordance with the policies of the Board.

The Registrar

33. Pursuant to Section 15(3) of the *Act*, for the purpose of appointing a Registrar, an occupational therapist is a person who holds a degree or diploma in occupational therapy approved by the Board.
34. The Registrar shall be responsible to the Board for the planning and implementation of all aspects of the management and operation of the College and shall be the Officer responsible for carrying out such policies and directives as may from time to time be established by the Board.
35. The Registrar shall have and may exercise such power and authority as is conferred upon that position by the *Act*, by these Regulations and by any rules, directives or resolutions of the Board.
36. Without limiting the generality of Section 35, the Registrar shall:
- (a) unless excused by the Board, attend meetings of the Board;
 - (b) unless these Regulations or a resolution of the Board provides otherwise, be an ex-officio member, without a vote, of all committees of the Board and of all standing and special Committees of the Board;
 - (c) subject to the authority of the Board, be responsible for the selection, employment, control, discipline, suspension and discharge of all employees;
 - (d) exercise those powers of discipline as set out in the *Act* and the Regulations;
 - (e) maintain the Registers of the College; and,
 - (f) perform such other duties as directed from time to time by the Board.

Seal of the College

37. There shall be a seal of the College which shall be maintained by the Secretary of the Board or the Registrar.

Execution of Contracts

38. The Board shall designate the person(s) authorized to execute contracts, agreements and documents, whether in the general or the particular, and subject to such restrictions and limitations as the Board may require.

Registers

39. In addition to the requirements of Section 18(1) and 19(2) of the *Act*, each register maintained by the College shall include the practicing status of the occupational therapist, the type of registration he or she has been granted, the effective dates of such registration and the existence of any conditions or restrictions on his or her ability to practice.

Code of Ethics

40. Unless otherwise determined by resolution of the College at an Annual General or special meeting, the Code of Ethics of the College shall be those approved by the Board.

Vacancy

41. The Board shall notify the Governor-in-Council of any vacancy relating to any position appointed by Governor-in-Council pursuant to the Act.
42. Elections may be held at the Annual General Meeting of the Board or at such other times as is necessary to fill vacancies.

Elections

43. (1) The Nominations Committee shall receive nominations for election to the Board which shall be supported by an application in the form approved by the Board and two written recommendations prior to the Annual General Meeting of the College.
- (2) The Nominations Committee may receive nominations from the floor at the Annual General Meeting of the College.
- (3) Nominations shall be called for from the floor three times for each position before nominations are closed.
- (4) This section applies mutatis mutandis to elections conducted other than at the Annual General Meeting of the College.
44. The Board may appoint such person or persons to act as presiding officers for the election.
45. Nomination forms, ballots, and such other forms as may be required to conduct elections shall be those approved by the Board from time to time.
46. A separate vote by ballot shall be conducted for each vacancy on the Board.
47. The presiding officer(s) appointed by the Board shall designate two members of the College present at the election to act as scrutineers and to count the ballots.

Amendments

48. Regulations pursuant to Section 6(2) of the *Act* may be made, revoked or amended with the approval of a two-thirds majority of the members of the Board present at a special meeting of the Board called for the purpose of considering any amendment.
49. Proposed regulations or amendments pursuant to Section 6(3) of the *Act* shall be tabled for discussion at an Annual General or special meeting of the College. Any such proposed regulations or amendments shall not be submitted to the Governor in Council for approval unless the proposed regulation or amendment has been approved by the Board.
50. Each member of the Board shall be given 15 days notice, in writing, of any regular or special meeting called for the purpose of considering any amendment to the regulations.
51. Any member of the College may make a proposal to the Board that a regulation be made, revoked or amended, however, no regulation made pursuant to Section 6(3) of the *Act* may be tabled for discussion at an Annual General or special meeting of the College without the prior consent of the Executive Committee.

N.S. Reg. 100/99

Made: October 13, 1999

Filed: October 15, 1999

Nighttime Driving Exemption Regulations

Order in Council 1999-488 made October 13, 1999
Regulations made by the Governor in Council
pursuant to subsection 70A(6) and Section 304
of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Business and Consumer Services dated September 22, 1999, pursuant to subsection 70A(6) and Section 304 of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to make regulations respecting exemption from nighttime driving restrictions in the form set forth in Schedule "A" attached to and forming part of the report and recommendation.

Schedule "A"

**Regulations Respecting Exemption from Nighttime Driving Restrictions
made pursuant to Chapter 293 of the Revised Statutes of Nova Scotia, 1989,
the *Motor Vehicle Act***

- 1 These regulations may be cited as the *Nighttime Driving Exemption Regulations*.
- 2 A newly licensed driver may apply for an exemption from the requirements of clause 70A(5)(c) of the Act subject to the following conditions:
 - (a) the application shall be made to the Department on a form prescribed by the Department;
 - (b) the application must be signed by the applicant's employer and must indicate that the applicant is required to drive for work purposes between midnight and 5 a.m.; and
 - (c) if the applicant is under age 18, the application must be signed by the applicant's parent or legal guardian to indicate that person's consent to the application.
- 3 The applicant shall pay an application fee of \$25.00 to the Department.
- 4 A newly licensed driver who has been granted an exemption pursuant to these regulations may operate a vehicle between midnight and 5 a.m. subject to one or more of the following conditions imposed by the Department:
 - (a) there shall be no passengers in the vehicle;
 - (b) proof of the exemption must be carried with the newly licensed driver's driver's license;

- (c) proof of the exemption must be displayed on the demand of a peace officer;
 - (d) the newly licensed driver must drive the most direct route between the newly licensed driver's residence and workplace.
- 5** An exemption issued under these regulations may be cancelled by the Registrar.

N.S. Reg. 101/99

Made: October 13, 1999

Filed: October 15, 1999

Documents and Services Fees Regulations

Order in Council 1999-489 made October 13, 1999
Amendment to regulations made by the Governor in Council
pursuant to subsection 302(1)
of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Business and Consumer Services dated September 23, 1999, pursuant to subsection 302(1) of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to

- (a) revoke Order in Council 1999-318 dated June 9, 1999, effective the date of that Order in Council; and
- (b) amend the regulations respecting fees for documents and services made by Order in Council 92-13 dated January 14, 1992, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective December 1, 1999.

SCHEDULE "A"

**Amendments to the regulations respecting fees for documents and services
made by the Governor in Council pursuant to subsection 302(1) of
Chapter 293 of the Revised Statutes of Nova Scotia, 1989,
the *Motor Vehicle Act***

The regulations respecting fees for documents and services made by the Governor in Council by Order in Council 92-13 dated January 14, 1992, are amended by striking out "Abstract of driver operating record as permitted by Section 241(1) of the *Motor Vehicle Act* (Electronic) \$7.00" and substituting the following:

Abstract of driver operating record as permitted by subsection 241(1) of the <i>Motor Vehicle Act</i> (electronic copy)	\$15.00
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N.S. Reg. 102/99

Made: October 13, 1999

Filed: October 15, 1999

Commercial Vehicle Drivers' Hours of Work Regulations

Order in Council 1999-490 made October 13, 1999

Amendment to regulations approved by the Governor in Council
pursuant to subsection 303(1)
of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Business and Consumer Services dated September 23, 1999, pursuant to subsection 303(1) of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to approve of an amendment made by the Minister of Business and Consumer Services to the regulations respecting commercial vehicle drivers' hours of work made by the Minister of Transportation and Communications and approved by Order in Council 90-946 dated July 31, 1990, 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 commercial vehicle drivers' hours of work made pursuant to subsection 303(1) of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*

- 1 Section 23 of the regulations respecting commercial vehicle drivers' hours of work made by the Minister of Transportation and Communications and approved by the Governor in Council by Order in Council 90-946 dated July 31, 1990, is amended by adding "in Nova Scotia" after "business".
- 2 Subsection 24(1) of the regulations is amended by adding "in Nova Scotia" after "business".
- 3 Section 25 of the regulations is amended by adding "in Nova Scotia" after "business".

MADE at Halifax, Nova Scotia, September 23rd, 1999.

Signed: *Neil LeBlanc*
Minister of Business and Consumer Services

N.S. Reg. 103/99

Made: October 13, 1999

Filed: October 15, 1999

Commercial Vehicle Maintenance Standards

Order in Council 1999-491 made October 13, 1999
Amendment to regulations approved by the Governor in Council
pursuant to subsection 303(1)
of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Business and Consumer Services dated September 23, 1999, pursuant to subsection 303(1) of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to approve of an amendment made by the Minister of Business and Consumer Services to the *Commercial Vehicle Maintenance Standards* made by the Minister of Transportation and Communications and approved by Order in Council 90-1337 dated November 13, 1990, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation.

SCHEDULE 'A'

**Amendments to the Commercial Vehicle Maintenance Standards
made pursuant to subsection 303(1) of Chapter 293 of the Revised Statutes
of Nova Scotia, 1989, the *Motor Vehicle Act***

- 1 The *Commercial Vehicle Maintenance Standards* made by the Minister of Transportation and Communications and approved by the Governor in Council by Order in Council 90-1337 dated November 13, 1990, are amended by repealing subsection 4(3) and substituting the following subsection:
 - (3) Every carrier shall retain all records required under this Section at the carrier's principal place of business in Nova Scotia for a period of 2 years, and for records relating to a vehicle that has left the motor carrier's control, for a period of 6 months after the vehicle has left the motor carrier's control.
- 2 The regulations are further amended by striking out "Section" in subsection 8(1) and substituting "Subsection".
- 3 The regulations are further amended by striking out "Section" in subsection 8(4) and substituting "Subsection".

MADE at Halifax, Nova Scotia, , 1999.

Signed: *Neil LeBlanc*
Minister of Business and Consumer Services

N.S. Reg. 104/99

Made: October 13, 1999

Filed: October 15, 1999

Chartered Accountants By-laws

Order in Council 1999-496 made October 13, 1999
Amendment to regulations approved by the Governor in Council
pursuant to Section 25
of the *Chartered Accountants Act*

The Governor in Council on the report and recommendation of the Minister of Business and Consumer Services dated September 23, 1999, pursuant to Section 25 of Chapter 154 of the Acts of 1900, the *Chartered Accountants Act*, is pleased to approve the making by the Institute of Chartered Accountants of Nova Scotia of amendments to the By-laws of the Institute approved by Order in Council dated November 23, 1964, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation.

Schedule "A"
Amendments to the By-laws of the
Institute of Chartered Accountants of Nova Scotia made pursuant to
Section 25 of Chapter 154 of the Acts of 1900,
the *Chartered Accountants Act*

- 1 By-law 12 of the By-laws of the Institute of Chartered Accountants of Nova Scotia approved by the Governor in Council by Order in Council dated November 23, 1964, is amended by
 - (a) adding “, or such other persons as are approved for this purpose by Council” after “Director” in subsection (1); and
 - (b) repealing subsection (2) and substituting the following subsections:
 - (2) All documents to be signed by the Institute under seal shall be signed by the President and the Secretary or, in their absence, by any two of the Vice-President, Treasurer, and Executive Director, and the seal of the Institute shall be impressed thereon.
 - (3) All other documents may be signed by such persons as are approved by Council.
- 2 Subsection 68(1) of the By-laws is amended by striking out “carry” and substituting “be covered by”.
- 3 Clause 68(2)(b) of the By-laws is repealed and the following clause substituted:
 - (b) provide that the minimum coverage of any policy be available in respect of all claims made 6 years following the date that the member is covered by the policy.

4 By law 68 of the By-laws is further amended by

(a) repealing subsection (3) and substituting the following:

(3) At the commencement of the practice of public accounting and annually thereafter on or before September 1, confirmation of insurance coverage shall be submitted to the Institute by:

(a) the member in charge of each firm of members engaged in the practice of public accounting in Nova Scotia;

(b) every member engaged in the practice of public accounting in Nova Scotia as sole practitioner or partner of a non-member public accountant; and

(c) a successor member or the member in charge of a successor firm in respect of insurance coverage required by clause 2(c), in the event that the predecessor practice of public accounting has been discontinued,

in the form and manner and with such evidence of coverage as is prescribed by the Council.

(b) amending subsection (4) by striking out “practising” and by striking out “carried by” and substituting “which covers”;

(c) repealing subsection (5) and substituting the following subsection:

(5) In the event satisfactory proof of professional liability insurance coverage is not provided to the Institute as required by this by-law, a notice shall be sent by registered mail that the member has fifteen (15) days from the date of the notice to supply the proof or be suspended, and if the proof is not provided within (15) days of the date of the notice, the member shall be suspended from membership in the Institute.

(d) adding the following subsection immediately after subsection (6):

(7) Any person whose rights and privileges of membership in the Institute have been suspended pursuant to this by-law who has not been reinstated to membership in good standing within 9 months of the date of suspension shall be deemed to have thereby terminated membership and shall be removed from the register of members.

(8) Any person whose rights and privileges of membership in the Institute have been suspended or terminated pursuant to this by-law shall be reinstated to membership in good standing upon such terms as the Council shall determine.

- 5 Subsections 69(3) and (4) of the by-laws are repealed and the following subsections substituted:
- (3) Registration under subsection (2) shall be valid from the date of registration to the 30th day of April next following.
 - (4) Registration may be renewed annually upon payment of a renewal fee to the Institute, the amount of which shall be prescribed by Council, on or before 30th day of April of each year.

N.S. Reg. 105/99

Made: October 7, 1999

Filed: October 19, 1999

Municipal Election Forms

Order dated October 7, 1999

Amendment to regulations made pursuant to subsection 167(1) of the
Municipal Elections Act

**Regulations repealing Forms 11, 11A, 11B, 17 and 30 and prescribing new
Forms 11, 11A, 11B, 17, and 30 pursuant to subsection 167(1) of Chapter 300
of the Revised Statutes of Nova Scotia, 1989, the *Municipal Elections Act***

I hereby repeal Forms 11, 11A, 11B, 17, and 30 and prescribe new Forms 11, 11A,
11B, 17 and 30 pursuant to subsection 167(1) of Chapter 300 of the Revised Statutes
of Nova Scotia, 1989, the *Municipal Elections Act*, in the form set forth in Schedule
“A” attached.

Signed: *Angus MacIsaac*
Minister of Housing and Municipal Affairs

October 7, 1999

Schedule “A”

**FORM 11
SECTION 44
NOMINATION PAPER**

We, the qualified electors whose names appear on the final list of electors of the
Town/Municipality/Regional Municipality of _____, nominate
_____ of _____
(name) *(address)*
as a candidate for the office of _____ for the
election to be held on the _____ day of _____, _____.

SIGNED:

Date	Signature	Address
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

(Print name of elector beneath each signature. Note: these electors must be qualified to vote at the election of the candidate.)

CONSENT AND OATH OR AFFIRMATION OF CANDIDATE

I solemnly swear (or affirm) that:

1. I (He/She), _____,
(name as it should appear on the ballot paper) ,
 consent(s) to the nomination.
2. I am (He/She is) a Canadian citizen.
3. I am (He/She is) of the full age of eighteen years.
4. I have (He/She has) been ordinarily resident in the Town/Municipality/Regional Municipality of _____, or in an area annexed to the Town/Municipality/Regional Municipality, for a period of six months preceding nomination day.
5. I am (He/She is) not indebted to the Town/Municipality/Regional Municipality of _____ for any rates, taxes or other charges, or interest related to any of these, and a certificate from the _____ to this effect is attached.
6. I have (He/She has) not been convicted of bribery or of committing a corrupt practice under the *Municipal Elections Act* within the ten years preceding nomination day.
7. I have (He/She has) not been convicted of an offence referred to in Section 18 of the *Municipal Elections Act*.
8. I have (He/She has) read the sections of the *Municipal Elections Act* related to persons disqualified to vote, to be nominated or to serve on a council and none of the reasons for disqualification listed in those sections apply to me (him/her).
9. I (He/She) will accept the office of _____ if elected.
10. I appoint (He/She appoints) _____ of _____ as my (his/her) official agent under the *Municipal Elections Act*.

Sworn (or affirmed) at _____
 in the County of _____
 this _____ day of _____
 _____, before me

(see Section 146)

Candidate (or Agent if authorized and
the authorization is attached)

RECEIPT

Received from the above-named candidate or from his/her agent on his/her behalf a completed nomination paper and the sum of _____ in legal tender or a certified cheque or money order made payable to the Town/Municipality/Regional Municipality of _____ as a deposit pursuant to the *Municipal Elections Act*.

Dated at _____ this _____ day of _____, _____

Returning Officer

**FORM 11A
SECTION 44
NOMINATION PAPER
(REGIONAL SCHOOL BOARD)**

We, the qualified electors whose names appear on the final list of electors of the Town/Municipality/Regional Municipality of _____, nominate _____ of _____ as a candidate for the office of member of the _____ for the election to be held on the _____ day of _____.

SIGNED:

Date	Signature	Address
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

(Print name of elector beneath each signature. Note: these electors must be qualified to vote at the election of the school board member.)

CONSENT AND OATH OR AFFIRMATION OF CANDIDATE

I solemnly swear (or affirm) that:

1. I (He/She), _____,
(name as it should appear on the ballot paper)
consent(s) to the nomination.
2. I am (He/She is) a Canadian citizen.
3. I am (He/She is) of the full age of eighteen years.
4. I have (He/She has) been ordinarily resident in the school region of _____, or in an area annexed to the school region, for a period of six months preceding nomination day.
5. I have (He/She has) not been convicted of any corrupt practice or bribery under the *Municipal Elections Act* within the ten years preceding nomination day.
6. I have (He/She has) not been convicted of an offence referred to in Section 46 of the *Education Act*.
7. I have (He/She has) read the sections of the *Municipal Elections Act* and the *Education Act* related to persons disqualified to vote, to be nominated or to serve on a school board and none of the reasons for disqualification listed in those sections apply to me (him/her).
8. I (He/She) will accept the office of _____ if elected.
9. I appoint (He/She appoints) _____ of _____ as my (his/her) official agent under the *Municipal Elections Act*.

Sworn (or affirmed) at _____
in the County of _____
this _____ day of _____,
_____, before me

(see Section 146)

Candidate (or Agent if authorized and
the authorization is attached)

RECEIPT

Received from the above-named candidate or from his/her agent on his/her behalf a completed nomination paper and the sum of _____ in legal tender or a certified cheque or money order made payable to the Town/Municipality/Regional Municipality of _____ as a deposit pursuant to the *Municipal Elections Act*.

Dated at _____ this _____ day of _____, _____

Returning Officer

**FORM 11B
SECTION 44
NOMINATION PAPER
(CONSEIL SCOLAIRE ACADIEN PROVINCIAL)**

We, the qualified electors whose names appear on the final list of electors for the Town/Municipality/Regional Municipality of _____, nominate _____ of _____
(name) (address)

as a candidate for the office of member of the *Conseil scolaire acadien provincial* for the election to be held on the _____ day of _____, _____.

SIGNED:

Date	Signature	Address
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

(Print name of elector beneath each signature. Note: these electors must be qualified to vote at the election of the CSAP member.)

OATH OR AFFIRMATION OF NOMINATORS

I swear (or solemnly affirm) that I believe I am an “entitled person” because

- (a) my first language learned and still understood is French; or
- (b) I received my primary school instruction in Canada in a French-first-language program; or
- (c) a child of mine has received or is receiving primary or secondary school instruction in Canada in a French-first-language program.

1. Sworn (or affirmed)
this _____ day of _____, _____, before me

(See Section 146)

Signature

2. Sworn (or affirmed)
this _____ day of _____, _____, before me

(See Section 146)

Signature

3. Sworn (or affirmed)
this _____ day of _____, _____, before me

(See Section 146)

Signature

4. Sworn (or affirmed)
this _____ day of _____, _____, before me

(See Section 146)

Signature

5. Sworn (or affirmed)
this _____ day of _____, _____, before me

(See Section 146)

Signature

CONSENT AND OATH OR AFFIRMATION OF CANDIDATE

I swear (or solemnly affirm) that

1. I (He/She), _____, consent(s) to
(name as it should appear on the ballot paper)
the nomination.
2. I am (He/She is) a Canadian citizen.
3. I am (He/She is) of the full age of eighteen years.
4. I have (He/She has) been ordinarily resident [in] the Province of Nova Scotia for a period of six months preceding nomination day, and continue(s) to so reside.

RECEIPT

Received from the above-named candidate or from his/her agent on his/her behalf a completed nomination paper and the sum of _____ in legal tender or a certified cheque or money order made payable to the Town/Municipality/Regional Municipality of _____ as a deposit pursuant to the *Municipal Elections Act*.

Dated at _____ this _____ day of _____, _____

Returning Officer

(A translation of this form is available in French.)

**FORM 17
SECTION 70
APPOINTMENT OF OFFICIAL AGENT**

I, the undersigned, a candidate for the office of _____,
(place a check mark next to the applicable statement)

_____ appoint _____ of _____ as my official agent with
(name) (address)
authority to represent me in the manner provided by the *Municipal Elections Act* at the election being held on _____, _____.

OR

_____ declare that I will act personally as official agent in the manner provided by the *Municipal Elections Act* at the election being held on _____, _____.

OATH OR AFFIRMATION OF OFFICIAL AGENT

I, the undersigned, appointed by the foregoing candidate to be his/her official agent at the election to be held in the Town/Municipality/Regional Municipality of _____ on the ____ day of _____, _____, swear (or solemnly affirm) that I will not attempt in any way unlawfully to ascertain the candidate or candidates for whom a voter has voted and will not in any way aid in the unlawful discovery of the same, and that I will keep secret all knowledge which may come to me of the candidates for whom any voter has voted.

Sworn (or affirmed) at _____
in the County of _____
this _____ day of _____,
_____, before me

See Section 146

Official Agent

Signature of Candidate

N.S. Reg. 106/99

Made: September 28, 1999

Filed: October 19, 1999

Wards/Polling Districts Orders: Town of Annapolis Royal

Order dated September 28, 1999
made pursuant to Section 369 of the
Municipal Government Act

ORDER

NSUARB-MB-99-30

NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE MUNICIPAL GOVERNMENT ACT

- and -

IN THE MATTER OF AN APPLICATION by **THE TOWN OF ANNAPOLIS ROYAL** to confirm the number of councillors

BEFORE: Linda D. Garber

ORDER

An Application having been made by the **Town of Annapolis Royal** pursuant to **s. 369** of the **Municipal Government Act** and the Board having issued its decision on September 28, 1999;

IT IS HEREBY ORDERED that the number of councillors for the Town of Annapolis Royal is set at five, to be elected at large;

AND IT IS FURTHER ORDERED that all provisions of the **Municipal Government Act** and the **Municipal Elections Act** and any other Acts of the Province of Nova Scotia applying to the preparation for and holding of the regular election of councillors of the Town in the year 2000 will be complied with as if the above-noted changes had been made on the first day of March, 2000, but for all other purposes, such changes shall take effect on the first day of the first meeting of the Council after the election of councillors for the year 2000.

DATED at Halifax, Nova Scotia this 28th day of September, 1999.

Signed: *Elaine Wagner*
Clerk of the Board

N.S. Reg. 107/99

Made: October 4, 1999

Filed: October 19, 1999

Wards/Polling Districts Orders: Town of Bridgetown

Order dated October 4, 1999
made pursuant to Section 369 of the
Municipal Government Act

ORDER**NSUARB-MB-99-33****NOVA SCOTIA UTILITY AND REVIEW BOARD****IN THE MATTER OF THE MUNICIPAL GOVERNMENT ACT****- and -****IN THE MATTER OF AN APPLICATION by THE TOWN OF
BRIDGETOWN to confirm the number of councillors****BEFORE:** Linda D. Garber**ORDER**

An Application having been made by the **Town of Bridgetown** pursuant to **s. 369** of the **Municipal Government Act** and the Board having issued its decision on October 4, 1999;

IT IS HEREBY ORDERED that the number of councillors for the Town of Bridgetown is set at six, to be elected at large;

AND IT IS FURTHER ORDERED that all provisions of the **Municipal Government Act** and the **Municipal Elections Act** and any other Acts of the Province of Nova Scotia applying to the preparation for and holding of the regular election of councillors of the Town in the year 2000 will be complied with as if the above-noted changes had been made on the first day of March, 2000, but for all other purposes, such changes shall take effect on the first day of the first meeting of the Council after the election of councillors for the year 2000.

DATED at Halifax, Nova Scotia this 4th day of October, 1999.

Signed: *Elaine Wagner*
Clerk of the Board

N.S. Reg. 108/99

Made: September 8, 1999

Filed: October 19, 1999

Wards/Polling Districts Orders: Town of Lunenburg

Order dated September 8, 1999
made pursuant to Section 369 of the
Municipal Government Act

ORDER

NSUARB-MB-99-41

NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE MUNICIPAL GOVERNMENT ACT

- and -

IN THE MATTER OF AN APPLICATION by **THE TOWN OF LUNENBURG**
to confirm the number of councillors

BEFORE: Linda D. Garber

ORDER

An Application having been made by the **Town of Lunenburg** pursuant to **s. 369** of the **Municipal Government Act** and the Board having issued its decision on September 8, 1999;

IT IS HEREBY ORDERED that the number of councillors for the Town of Lunenburg is set at six;

AND IT IS FURTHER ORDERED that all provisions of the **Municipal Government Act** and the **Municipal Elections Act** and any other Acts of the Province of Nova Scotia applying to the preparation for and holding of the regular election of councillors of the Town in the year 2000 will be complied with as if the above-noted changes had been made on the first day of March, 2000, but for all other purposes, such changes shall take effect on the first day of the first meeting of the Council after the election of councillors for the year 2000.

DATED at Halifax, Nova Scotia this 8th day of September, 1999.

Signed: *Elaine Wagner*
Clerk of the Board

N.S. Reg. 109/99

Made: September 28, 1999

Filed: October 19, 1999

Wards/Polling Districts Orders: Town of Middleton

Order dated September 28, 1999
made pursuant to Section 369 of the
Municipal Government Act

ORDER

NSUARB-MB-99-43

NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE MUNICIPAL GOVERNMENT ACT

- and -

IN THE MATTER OF AN APPLICATION by **THE TOWN OF MIDDLETON**
to confirm the number of councillors

BEFORE: Linda D. Garber

ORDER

An Application having been made by the **Town of Middleton** pursuant to **s. 369** of the **Municipal Government Act** and the Board having issued its decision on September 28, 1999;

IT IS HEREBY ORDERED that the number of councillors for the Town of Middleton is set at six, to be elected at large;

AND IT IS FURTHER ORDERED that all provisions of the **Municipal Government Act** and the **Municipal Elections Act** and any other Acts of the Province of Nova Scotia applying to the preparation for and holding of the regular election of councillors of the Town in the year 2000 will be complied with as if the above-noted changes had been made on the first day of March, 2000, but for all other purposes, such changes shall take effect on the first day of the first meeting of the Council after the election of councillors for the year 2000.

DATED at Halifax, Nova Scotia this 28th day of September, 1999.

Signed: *Elaine Wagner*
Clerk of the Board

N.S. Reg. 110/99

Made: September 28, 1999

Filed: October 19, 1999

Wards/Polling Districts Orders: Town of Shelburne

Order dated September 28, 1999
made pursuant to Section 369 of the
Municipal Government Act

ORDER

NSUARB-MB-99-50

NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE MUNICIPAL GOVERNMENT ACT

- and -

IN THE MATTER OF AN APPLICATION by **THE TOWN OF SHELBURNE**
to confirm the number of councillors

BEFORE: Linda D. Garber

ORDER

An Application having been made by the **Town of Shelburne** pursuant to **s. 369** of the **Municipal Government Act** and the Board having issued its decision on September 28, 1999;

IT IS HEREBY ORDERED that the number of councillors for the Town of Shelburne is set at six;

AND IT IS FURTHER ORDERED that all provisions of the **Municipal Government Act** and the **Municipal Elections Act** and any other Acts of the Province of Nova Scotia applying to the preparation for and holding of the regular election of councillors of the Town in the year 2000 will be complied with as if the above-noted changes had been made on the first day of March, 2000, but for all other purposes, such changes shall take effect on the first day of the first meeting of the Council after the election of councillors for the year 2000.

DATED at Halifax, Nova Scotia this 28th day of September, 1999.

Signed: *Elaine Wagner*
Clerk of the Board

N.S. Reg. 111/99

Made: September 8, 1999

Filed: October 19, 1999

Wards/Polling Districts Orders: Town of Windsor

Order dated September 8, 1999
made pursuant to Section 369 of the
Municipal Government Act

ORDER

NSUARB-MB-99-57

NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE MUNICIPAL GOVERNMENT ACT

- and -

IN THE MATTER OF AN APPLICATION by **THE TOWN OF WINDSOR** to
confirm the number of councillors

BEFORE: Linda D. Garber

ORDER

An Application having been made by the **Town of Windsor** pursuant to **s. 369** of the **Municipal Government Act** and the Board having issued its decision on September 8, 1999;

IT IS HEREBY ORDERED that the number of councillors for the Town of Windsor is set at four;

AND IT IS FURTHER ORDERED that all provisions of the **Municipal Government Act** and the **Municipal Elections Act** and any other Acts of the Province of Nova Scotia applying to the preparation for and holding of the regular election of councillors of the Town in the year 2000 will be complied with as if the above-noted changes had been made on the first day of March, 2000, but for all other purposes, such changes shall take effect on the first day of the first meeting of the Council after the election of councillors for the year 2000.

DATED at Halifax, Nova Scotia this 8th day of September, 1999.

Signed: *Elaine Wagner*
Clerk of the Board

N.S. Reg. 112/99

Made: October 4, 1999

Filed: October 19, 1999

Wards/Polling Districts Orders: Town of Wolfville

Order dated October 4, 1999
made pursuant to Section 369 of the
Municipal Government Act

ORDER

NSUARB-MB-99-58

NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE MUNICIPAL GOVERNMENT ACT

- and -

IN THE MATTER OF AN APPLICATION by **THE TOWN OF WOLFVILLE**
to confirm the number of councillors

BEFORE: Linda D. Garber

ORDER

An Application having been made by the **Town of Wolfville** pursuant to **s. 369** of the **Municipal Government Act** and the Board having issued its decision on October 4, 1999;

IT IS HEREBY ORDERED that the number of councillors for the Town of Wolfville is confirmed at six, to be elected at large;

AND IT IS FURTHER ORDERED that all provisions of the **Municipal Government Act** and the **Municipal Elections Act** and any other Acts of the Province of Nova Scotia applying to the preparation for and holding of the regular election of councillors of the Town in the year 2000 will be complied with as if the above-noted changes had been made on the first day of March, 2000, but for all other purposes, such changes shall take effect on the first day of the first meeting of the Council after the election of councillors for the year 2000.

DATED at Halifax, Nova Scotia this 4th day of October, 1999.

Signed: *Elaine Wagner*
Clerk of the Board

N.S. Reg. 113/99

Made: September 28, 1999

Filed: October 19, 1999

Wards/Polling Districts Orders: District of Barrington

Order dated September 28, 1999
made pursuant to Section 369 of the
Municipal Government Act

ORDER

NSUARB-MB-99-08

NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE MUNICIPAL GOVERNMENT ACT

- and -

IN THE MATTER OF AN APPLICATION by **THE MUNICIPALITY OF THE DISTRICT OF BARRINGTON** to confirm the number and boundaries of the polling districts and the number of councillors

BEFORE: Linda D. Garber

ORDER

An Application having been made by the **Municipality of the District of Barrington** pursuant to **s. 369** of the **Municipal Government Act** and the Board having issued its decision on September 28, 1999;

IT IS HEREBY ORDERED that the number of councillors for the Municipality of the District of Barrington is set at seven and the number and boundaries of the polling districts are confirmed.

AND IT IS FURTHER ORDERED that all provisions of the **Municipal Government Act** and the **Municipal Elections Act** and any other Acts of the Province of Nova Scotia applying to the preparation for and holding of the regular election of councillors of the Municipality in the year 2000 will be complied with as if the above-noted changes had been made on the first day of March, 2000, but for all other purposes, such changes shall take effect on the first day of the first meeting of the Council after the election of councillors for the year 2000.

DATED at Halifax, Nova Scotia this 28th day of September, 1999.

Signed: *Elaine Wagner*
Clerk of the Board

N.S. Reg. 114/99

Made: September 8, 1999

Filed: October 19, 1999

Wards/Polling Districts Orders: Region of Queens Municipality

Order dated September 8, 1999
made pursuant to Section 369 of the
Municipal Government Act

DECISION

NSUARB-MB-99-23

NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE MUNICIPAL GOVERNMENT ACT

- and -

IN THE MATTER OF AN APPLICATION by **THE REGION OF QUEENS MUNICIPALITY** to confirm the number and boundaries of the polling districts and the number of councillors

BEFORE: Linda D. Garber

ORDER

An Application having been made by the **Region of Queens Municipality** pursuant to **s. 369** of the **Municipal Government Act** and the Board having issued its decision on September 8, 1999;

IT IS HEREBY ORDERED that the number and boundaries of the polling districts are confirmed and the number of councillors for the Region of Queens Municipality is confirmed at nine;

AND IT IS FURTHER ORDERED that all provisions of the **Municipal Government Act** and the **Municipal Elections Act** and any other Acts of the Province of Nova Scotia applying to the preparation for and holding of the regular election of councillors of the Town in the year 2000 will be complied with as if the above-noted changes had been made on the first day of March, 2000, but for all other purposes, such changes shall take effect on the first day of the first meeting of the Council after the election of councillors for the year 2000.

DATED at Halifax, Nova Scotia this 8th day of September, 1999.

Signed: *Elaine Wagner*
Clerk of the Board

N.S. Reg. 115/99

Made: October 19, 1999

Filed: October 21, 1999

Summary Offence Tickets Regulations

Order in Council 1999-517 made October 19, 1999
Amendment to regulations made by the Governor in Council
pursuant to Section 8
of the *Summary Proceedings Act*

The Governor in Council on the report and recommendation of the Minister of Justice and Attorney General dated September 28, 1999, pursuant to Section 8 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 October 19, 1999.

SCHEDULE "A"

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

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 adding Schedule 88, in the form attached hereto, immediately after Schedule 87.

**Schedule 88
Municipal Government Act**

Offence	Section	Out of Court Settlement
Part I - The Municipality		
1. Using flag, symbol or coat of arms without authorization by Council	62(3)	\$165.00
2. Defacing, mutilating or cutting tree on municipal property without written consent of municipality	63(11)	\$165.00

Offence	Section	Out of Court Settlement
Part II - By-laws		
3. Placing or permitting to escape any matter or thing of an offensive or deleterious nature or likely to impair quality of water in protected water supply area	180(2)(a)	\$625.00
4. Fishing or bathing in (specify) body of water in protected water supply area	180(2)(b)	\$165.00
5. Camping in protected water supply area	180(2)(c)	\$165.00
6. Cutting wood or erecting, constructing or placing building or structure (specify) in protected water supply area without permission of council	180(2)(d)	\$165.00
7. Making false statement in licence application	182	\$165.00
Part X - Fire and Emergency Services		
8. Disobeying lawful order of officer in charge at fire, rescue or emergency	297(2)	\$165.00
9. Interfering with efforts of member of fire department or emergency services provider (specify) to extinguish fires or render assistance in emergencies (specify)	299(a)	\$165.00
10. Interfering with fire-fighting, rescue or emergency facilities, equipment or hydrants (specify)	299(b)	\$165.00
Part XII - Streets and Highways		
11. Constructing or using road or gate (specify) connected with or opening upon (specify) controlled access street	309(5)(a)	\$165.00
12. Offering goods for sale within limit of controlled access street	309(5)(b)	\$165.00
13. Breaking surface of street without permission of engineer	317(1)	\$165.00

Offence	Section	Out of Court Settlement
14. Constructing or widening driveway or access to street without engineer's permission	317(3)	\$165.00
15. Obstructing street	318(1)(a)	\$165.00
16. Erecting, constructing or placing building or structure, fence, railing, wall, tree or hedge or part thereof (specify) upon street	318(1)(b)	\$165.00
17. Depositing snow or ice on travelled way of street	318(1)(c)	\$165.00
18. Depositing snow or ice near travelled way of street so as to hinder clearing	318(1)(d)	\$165.00
19. Preventing water flowing from street on to adjoining land	318(1)(e)	\$165.00
20. Causing or permitting water to flow over street	318(1)(f)	\$165.00
21. Depositing or permitting sewage, refuse, garbage, rubbish or other matter (specify) to accumulate on street or in drain, gutter, sluice or watercourse on street (specify)	318(1)(g)	\$165.00
22. Causing or permitting sewage, refuse, garbage, rubbish or other matter (specify) to discharge or flow upon street or into drain, gutter, sluice or watercourse on street (specify)	318(1)(h)	\$165.00
23. Owner of land failing to remove sign or billboard within 14 days after receipt of notice to remove from engineer	320	\$165.00
24. Owner of land failing to remove or trim vegetation within 14 days after receipt of notice to remove or trim from engineer	321	\$165.00

Offence	Section	Out of Court Settlement
25. Obstructing engineer entering upon land adjoining street and erecting or maintaining snow fence or taking down, altering or removing obstruction causing snow accumulation that impedes or obstructs traffic (specify)	323(2)	\$165.00
26. Obstructing engineer entering upon land adjoining street and constructing, opening, maintaining or repairing drain, gutter, sluice or watercourse (specify)	323(2)	\$165.00
Part XIV - Sewers		
27. Injuring or removing portion of wastewater facilities or stormwater system (specify)	327	\$165.00
28. Making connection to wastewater facilities or stormwater system (specify) in violation of policy or by-law (specify policy or by-law)	328(2)(a)	\$165.00
29. Making connection to wastewater facilities or stormwater system (specify) without engineer's approval	328(2)(b)	\$165.00
30. Covering in building service connection prior to inspection and approval by engineer	329(4)	\$165.00
31. Covering blocked up sewer connection prior to inspection and approval by engineer	330(2)	\$165.00
32. Owner of property failing to complete repairs to building service connection or special sewer connection (specify) within time specified by engineer	331(1)	\$165.00
33. Owner of property failing to connect with municipal sewer within time specified in notice from engineer	332(1)	\$165.00
34. Owner of property failing to repair, reconstruct or replace building service connection as required by engineer	332(2)	\$165.00

Offence	Section	Out of Court Settlement
35. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of liquid or vapour (specify) with temperature (specify) higher than set by by-law (specify by-law)	333(1)(a)	\$337.50
36. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of inflammable or explosive matter (specify)	333(1)(b)	\$337.50
37. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of quantity of matter capable of obstructing flow in or interfering with operation of sewage works or treatment process (specify)	333(1)(c)	\$337.50
38. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of sewage with hazardous corrosive property	333(1)(d)	\$337.50
39. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of sewage that could cause offensive odour or foam or nuisance (specify)	333(1)(e)	\$337.50
40. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of sewage containing fish or animal offal or pathological or medical wastes (specify)	333(1)(f)	\$337.50
41. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of contents of septic tanks or holding tanks or wastes from marine vessels or vehicles or sludge from sewage treatment plants (specify)	333(1)(g)	\$337.50

Offence	Section	Out of Court Settlement
42. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of sewage containing animal fats, wax, grease or vegetable oil in liquid or solid form (specify) in concentrations exceeding those specified by by-law (specify by-law)	333(1)(h)	\$337.50
43. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of sewage containing herbicides, pesticides, xenobiotics, polychlorinated biphenols or unapproved radioactive materials (specify)	333(1)(i)	\$337.50
44. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of sewage in concentrations of suspended solids exceeding limit specified by by-law (specify by-law)	333(1)(j)	\$337.50
45. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of sewage that exerts or causes biological oxygen demand and chemical oxygen demand greater than specified by by-law (specify by-law) or chlorine requirements constituting significant load (specify)	333(1)(k)	\$337.50
46. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of sewage containing toxic substances at point of discharge to municipal sewer exceeding concentrations (specify) specified by by-law (specify by-law)	333(1)(l)	\$337.50
47. Permitting discharge into wastewater facilities or stormwater system or building service connection (specify) of sewage containing substances requiring special treatment or disposal practices (specify) by any enactment (specify enactment)	333(1)(m)	\$337.50

Offence	Section	Out of Court Settlement
48. Owner of land connected to wastewater facilities or stormwater system (specify) failing to provide grease, oil or sand interceptors (specify) as required by engineer	334(1)	\$165.00
49. Owner of industrial, commercial or institutional (specify) property failing to install suitable control service access in building service connection as required by engineer	335(1)	\$165.00
50. Owner of property served by private on-site sewage disposal system failing to connect to municipal sewer within time specified in notice from engineer	337(2)	\$165.00
51. Owner of property failing to abandon and remove or fill septic tank, cesspool, privy or private on-site sewage disposal system (specify) as required by engineer	337(3)	\$165.00
52. Owner of property failing to install suitable water closet connected with municipal sewer as required by engineer	337(5)	\$165.00
53. Permitting discharge of stormwater, surface water, ground water, roof runoff, subsurface drainage, cooling water or industrial process waters (specify) into sanitary sewer	338(a)	\$337.50
54. Connecting sump pump to sanitary sewer	338(b)	\$337.50
55. Discharging sewage other than into municipal sewer, private on-site sewage system or central sewage collection and treatment system (specify)	338(c)	\$337.50
56. Permitting discharge of any contents of septic tank or cesspit into municipal sewer or watercourse (specify)	338(d)	\$337.50

Offence	Section	Out of Court Settlement
57. Owner of, person who maintains or operator of private wastewater facilities or owner or occupier of land on or under which facilities are located (specify) failing to maintain or operate system so that danger to public health is not created	339(1)(a)	\$337.50
58. Owner of, person who maintains or operator of private wastewater facilities or owner or occupier of land on or under which facilities are located (specify) failing to maintain or operate system so that sewage or effluent does not appear on ground or in ditch, excavation or building basement (specify)	339(1)(b)	\$337.50
59. Owner of, person who maintains or operator of private wastewater facilities or owner or occupier of land on or under which system is located (specify) failing to maintain or operate system so that sewage or effluent does not appear in well or body of water from which water is used for drinking (specify)	339(1)(c)	\$337.50
60. Owner of, person who maintains or operator of private wastewater facilities or owner or occupier of land on or under which system is located (specify) failing to maintain or operate system so that it does not leak	339(1)(d)	\$337.50
61. Owner of, person who maintains or operator of private wastewater facilities or owner or occupier of land on or under which system is located (specify) failing to maintain or operate system so that it does not emit offensive odours	339(1)(e)	\$337.50
62. Owner of property served by private wastewater facilities failing to connect property to municipal sewer within time specified in notice from engineer	340(2)	\$165.00

Offence	Section	Out of Court Settlement
63. Owner of property served by private wastewater facilities failing to abandon and remove or fill facilities with suitable material	340(3)	\$165.00
64. Owner of, person who maintains or operator of private wastewater facilities (specify) failing to abandon and remove or fill facilities when public sewer becomes available	341(1)	\$165.00
65. Failing to comply with direction of engineer to comply with by-law respecting stormwater (specify by-law) or to restore to original condition (specify)	343(2)	\$165.00
Part XV - Dangerous or Unsightly Premises		
66. Failing to maintain property so as not to be dangerous or unsightly (specify)	344	\$165.00
67. Permitting, causing or continuing to permit or cause dangerous or unsightly condition after order to remedy served	348(4)	\$165.00
68. Failing to comply with order to remedy dangerous or unsightly condition	348(4)	\$165.00
Part XXI - General		
69. Refusing access to inspector exercising power granted under Act	503(3)(d)	\$165.00
70. Interfering with inspector exercising power granted under Act	503(3)(d)	\$165.00
71. Violating provision (specify) of Act or order, regulation or by-law (specify) in force in accordance with Act	505(1)(a)	\$165.00
72. Failing to do anything required (specify) by order, regulation or by-law (specify) in force in accordance with Act	505(1)(b)	\$165.00

Offence	Section	Out of Court Settlement
73. Permitting anything (specify) to be done in violation of Act or order, regulation or by-law (specify) in force in accordance with Act	505(1)(c)	\$165.00
74. Obstructing or hindering any person in performance of duties (specify) under Act or order, regulation or by-law (specify) in force in accordance with Act	505(1)(d)	\$165.00
Part XXII - Halifax Regional Municipality		
75. Building on Dartmouth common	529(3)	\$165.00

N.S. Reg. 116/99

Made: October 19, 1999

Filed: October 21, 1999

Hospitals Act Regulations and
Regional Health Boards Regulations

Order in Council 1999-520 made October 19, 1999
Amendment to regulations made by the Governor in Council
pursuant to Section 17 of the *Hospitals Act* and
Section 11 of the *Regional Health Boards Act*

The Governor in Council on the report and recommendation of the Minister of Health dated October 5, 1999, pursuant to Section 17 of Chapter 208 of the Revised Statutes of Nova Scotia, 1989, the *Hospitals Act*, and Section 11 of Chapter 12 of the Acts of 1994, the *Regional Health Boards Act*, respectively, is pleased to

- (a) amend the regulations made by Order in Council 79-72 dated January 23, 1979, in the manner set forth in Schedule “A”; and
- (b) amend the regulations made by Order in Council 95-349 dated May 2, 1995, in the manner set forth in Schedule “B”

which schedules are attached to and forming part of the report and recommendation.

Schedule “A”

**Amendment to the regulations made by the Governor in Council
pursuant to Section 17 of Chapter 208 of the Revised Statutes of
Nova Scotia, 1989, the *Hospitals Act***

The regulations made by the Governor in Council by Order in Council 79-72 dated January 23, 1979, are amended by adding the following Section immediately after Section 4D:

- 4E (1)** Despite any provision of the *Regional Health Boards Act*, the Governor in Council hereby vests all powers, authority and responsibilities of the Boards of Directors of the Central Regional Health Board, the Eastern Regional Health Board, the Western Regional Health Board and the Northern Regional Health Board in the Deputy Minister of the Department of Health.

- (2) Without limiting the generality of subsection (1), this Order vests in the Deputy Minister, the power to manage and administer the hospitals designated to the Regional Health Boards pursuant to the *Regional Health Boards Act*, and, subject to the *Hospitals Act*, make, amend, repeal or revise by-laws, rules and regulations respecting any matter, including medical and surgical work and staff.
- (3) This Section continues in force until revoked by the Governor in Council.

Schedule "B"

Amendment to the regulations respecting Regional Health Boards made by the Governor in Council pursuant to Section 11 of Chapter 12 of the Acts of 1994, the *Regional Health Boards Act*

The regulations made by the Governor in Council by Order in Council 95-349 dated May 2, 1995, are amended by adding the following Section immediately after Section 3:

- 4 A Regional Health Board shall,
 - (a) in addition to carrying out its duties with respect to hospitals, govern, plan, manage, deliver, monitor, and evaluate drug dependency, public health, and mental health services in the region and such other health services as are determined by the Minister;
 - (b) discharge its responsibilities within the policy and financial limits established by the Minister; and
 - (c) provide the Minister with financial and other information that the Minister considers necessary in order to manage, monitor, evaluate, and improve the Province's health care system.

N.S. Reg. 117/99

Made: October 19, 1999

Filed: October 21, 1999

Proclamation, S. 12, S.N.S. 1998, c. 15

Order in Council 1999-521 made October 19, 1999

Proclamation made by the Governor in Council

pursuant to Section 12

of the *Intercountry Adoption Act*

The Governor in Council on the report and recommendation of the Minister of Community Services dated September 30, 1999, pursuant to Section 12 of Chapter 15 of the Acts of 1998, the *Intercountry Adoption Act*, is pleased to order and declare by proclamation that Chapter 15 of the Acts of 1998, the *Intercountry Adoption Act*, come into force on and not before October 1, 1999.

PROVINCE OF NOVA SCOTIA

Sgd: *J. James 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 12 of Chapter 15 of the Acts of 1998, the *Intercountry Adoption Act*, it is enacted as follows:

- 12 This Act comes into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Chapter 15 of the Acts of 1998, the *Intercountry Adoption Act*, come into force on October 1, 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 Chapter 15 of the Acts of 1998, the *Intercountry Adoption Act*, come into force on October 1, 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, CD, 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 19th day of October, 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: *Michael Baker*
Provincial Secretary
Attorney General and Minister of Justice

N.S. Reg. 118/99

Made: October 19, 1999

Filed: October 21, 1999

Intercountry Adoption Regulations

Order in Council 1999-522 made October 19, 1999

Regulations made by the Governor in Council

pursuant to Section 11

of the *Intercountry Adoption Act*

The Governor in Council on the report and recommendation of the Minister of Community Services dated September 30, 1999, pursuant to Section 11 of Chapter 15 of the Acts of 1998, the *Intercountry Adoption Act*, is pleased to make regulations respecting intercountry adoption in the form set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on, from and after October 1, 1999.

Schedule "A"

Regulations respecting intercountry adoption made by the Governor in Council pursuant to Section 11 of Chapter 15 of the Acts of 1998, the *Intercountry Adoption Act*

Citation

1 These regulations may be cited as the *Intercountry Adoption Regulations*.

Convention

2 A child adopted in accordance with the Convention has a right to access to information in accordance with the provisions of the *Adoption Information Act* and the regulations made pursuant to that Act.

Forms

3 Any forms required for the purpose of implementing the *Intercountry Adoption Act* and these regulations may be prescribed by the Director, Child Welfare and Residential Services, Department of Community Services.