

Royal



Gazette

Part II Regulations under the Regulations Act

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Contents

Act	Reg. No.	Page
Assessment Act		
Residential and Resource Property Taxation Assessment Regulations—amendment	337/2008	760
Children and Family Services Act		
Children and Family Services Regulations—amendment	340/2008	769
Income Tax Act		
Deduction Regulations—amendment	336/2008	760
Municipal Government Act		
Polling Districts and Number of Councillors for the Municipality of the District of Argyle	334/2008	743
Petroleum Products Pricing Act		
Prescribed Petroleum Products Prices	335/2008	758
Prescribed Petroleum Products Prices	343/2008	780
Provincial Finance Act		
Direct Student Loan Regulations	342/2008	775
Public Service Act		
Proclamation of amendment to Act respecting the environment, S. 3, S.N.S. 2008, c. 28 .	341/2008	774

Summary Proceedings Act

Summary Offence Tickets Regulations—amendment	338/2008	761
—amendment	339/2008	764

In force date of regulations: As of March 4, 2005*, the date a regulation comes into force is determined by subsection 3(6) of the *Regulations Act*. The date a regulation is made, the date a regulation is approved, the date a regulation is filed and any date specified in a regulation are important to determine when the regulation is in force.

*Date that subsections 3(6) and (7) and Sections 11 and 13 of the *Regulations Act* and amendments to the *Regulations Act* made by Chapter 46 of the Acts of 2004 were proclaimed in force.

N.S. Reg. 334/2008

Made: July 21, 2008

Filed: July 24, 2008

Polling Districts and Number of Councillors Order for the
Municipality of the District of ArgyleOrder dated July 21, 2008
made by the Nova Scotia Utility and Review Board
pursuant to Section 368 of the *Municipal Government Act***English Version****Order****NSUARB-MB-06-34****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 Argyle** to confirm the number of councillors and to alter the boundaries of polling districts**Before:** Roland A. Deveau, Member**O r d e r**An application having been made by the Municipality of the District of Argyle pursuant to s. 369 of the *Municipal Government Act* and the Board having issued its decision on December 21, 2007;**It is hereby ordered** that the application is approved as follows:

1. The number of polling districts for the Municipality of the District of Argyle is confirmed at nine;
2. The number of councillors is confirmed at nine;
3. The boundaries between Polling Districts 5 and 6, and between Polling Districts 8 and 9 are amended, and the boundaries of the other polling districts are confirmed;
4. The descriptions of all polling districts are set out in Schedule "A", attached to and forming part of this Order;

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 2008 will be complied with as if the above-noted changes had been made on the first day of March, 2008, 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 2008.**Dated** at Halifax, Nova Scotia this 21st day of July, 2008.Sgd.: *Elaine Wagner*
Clerk of the Board

Schedule "A"

Municipality of the District of Argyle

District 1**(Tusket, Hubbard's Point, Abram's River, Gavelton, Pleasant Lake and Little Egypt)**

Beginning at the point where the western base line of John Breynton's Grant strikes the northern shoreline of Indian Bay.

Thence northwardly following said base line to the center line of Chemin du Mecoque (formerly McCook Road);

Thence westwardly and southwestwardly following the center line of Chemin du Mecoque to its intersection with Highway #308 (South);

Thence southwestwardly crossing said highway and continuing ~~overload~~ [overland] in a straight line to the eastern shoreline of the Tusket River;

Thence northwestwardly in a straight line over waters to the western shoreline of said river and continuing northwestwardly overland to the center line of the Egypt Road;

Thence northwardly and westwardly following the center line of said road to the Yarmouth and Argyle Municipal Boundary Line;

Thence northwardly and northeastwardly overland and over the waters of the Tusket River following said boundary line to a point on said river 300 feet east of the Gavel Road (formerly Gavelton Road);

Thence southwardly following a line parallel and 300 feet east of said road to the center line of the Robicheau Road (formerly Quinan Back Road) and continuing southwardly following the center line of said road to the center line of the Canadian National Railway right-of-way;

Thence westwardly following the center line of said right-of-way to the point where Highway #103 traverses said right-of-way;

Thence southeastwardly following the centre line of said highway to the point where Abram's River intersects said highway;

Thence southwardly following the mid-course of said river to the waters of La Grande Passe and continuing southwardly over waters of La Grand Passe to the waters of Indian Bay;

Thence southwardly and northwardly over waters of Indian Bay to the point where John Breynton's Grant strikes the north shoreline of said bay and the place of beginning.

Residents on both sides of the Egypt Road vote in District #1.

District 1 (cont'd)
(East Kemptville)

Beginning at the old site of Moody's Mill and following the Yarmouth and Argyle Municipal Boundary Line northwardly to the point of intersection with the Yarmouth and Digby County Line;

Thence northeastwardly following said county line to the point where it intersects the Yarmouth and Shelburne County Line;

Thence southwardly following said county line to the point of intersection where the northeastward prolongation from the old site of Moody's Mill strikes said county line;

Thence southwestwardly following said prolongation to the old site of Moody's Mill and the place of beginning.

District 2

(Plymouth, Upper Wedgeport, portion of Wedgeport, Melbourne, Little River Harbour and Comeau's Hill)

Beginning at a point along the center line of Highway #334; said point being approximately 1,279 feet north of the intersection of Chemin de l'Est (formerly Cottreau Road) and said highway;

Thence westwardly overland in a straight line from said point a distance of approximately 3,609 feet to the mid-course of a brook which empties into Goose Bay;

Thence southwardly following the mid-course of said brook to the waters of Goose Bay and continuing southwardly, over waters of said bay encompassing Seal Island and Mud Island and all the Tusket Islands not included in District #3 to a point along the Yarmouth and Argyle Municipal Boundary Line;

Thence northwardly over water and overland following said boundary line to the point where the Egypt Road intersects said boundary line;

Thence southeastwardly following the center line of said road to the western shoreline of the Tusket River;

Thence southwardly following the western shoreline of said river to the shoreline of Chebeck Cove;

Thence westwardly and southwardly following the shoreline of said cove and continuing southwardly along the mid-course of a brook to a point where the eastern prolongation of a straight line from the center line of Highway #334 strikes said brook;

Thence westwardly overland in a straight line following said prolongation a distance of approximately 328 feet to the point along the center line of Highway #334 being approximately 1,279 feet north of the intersection of Chemin de l'Est and said highway and the place of beginning;

Said boundaries of District #2 to include all islands in the Tusket River south of the boundary line of District #1 and north of the boundary lines of District #3;

Residents on both sides of the Egypt Road vote in District #1.

District 3

(Wedgeport)

Beginning at a point along the center line of Highway #334; said point being approximately 1,279 feet north of intersection of Chemin de l'Est (formerly Cottreau Road) and said highway;

Thence eastwardly overland in a straight line from said point a distance of approximately 328 feet to a brook which empties into Chebeck Cove;

Thence northwardly following said brook to the southern shoreline of said cove;

Thence eastwardly following the southern shoreline of said cove to the western shoreline of the Tusket River;

Thence southwardly following the western shoreline of said river to Wedge Point;

Thence northwardly following the eastern and northern shoreline of Goose Bay from said point to the mouth of a brook which empties into said bay and continuing northwardly following the mid-course of said brook to the point where the western prolongation of a straight line from the center line of Highway #334 strikes the mid-course of said brook;

Thence eastwardly overland in a straight line following said prolongation a distance of approximately 3,609 feet to the point along the center line of Highway #334 being approximately 1,279 feet north to the intersection of Chemin de l'Est and said highway and the place of beginning;

Said boundaries of District #3 to include Fish Island, Smith's Island, Booker's Island, Western Bar Island, Lobster Island, Goose Island, Big Tusket Island, Sheep or Wilson Island, Turpentine Island, Dog Island, Harry or Haymaker Island and Eagle Island.

District 4 (Amirault's Hill, Sluice Point, Surette's Island and Morris Island)

Beginning at the point where the western base line of John Breynton's Grant strikes the northern shoreline of Indian Bay;

Thence southwardly, northwardly and eastwardly following the northern shoreline of said bay to the western shoreline of La Grande Passe;

Thence southwardly over the waters of La Grande Passe encompassing Morris Island, Hog Island and Etaile Island to the most southerly point of Surette's Island;

Thence northwardly following the western shoreline of said island ~~and~~ [and] crossing Indian Sluice and continuing along the eastern shoreline of the Tusket River to the point where the westward prolongation from the intersection of the Chemin du Mecoque (formerly McCook Road) and Highway #308 (South) strikes the eastern shoreline of said river;

Thence eastwardly overland following said prolongation and crossing said highway and continuing northeastwardly and eastwardly along the center line of Chemin du Mecoque to the point where the western base line of John Breynton's Grant strikes Chemin du Mecoque;

Thence southwardly following said base line to the point where it strikes the northern shoreline of Indian Bay and the place of beginning. 6

District 5 (Saint[e] Anne du Ruisseau, Eel Brook, North and South Belleville, Bellneck, Springhaven, Quinan and East Quinan)

Beginning at the point east of Interchange #33 at Tusket where Highway #103 traverses the abandoned Canadian National Railway right-of-way;

Thence northeastwardly following the center line of said right-of-way to the center line of the Robicheau Road (formerly Quinan Back Road);

Thence northwardly following the center line of said road to a point 300 feet south of its intersection with the Gavel Road (formerly Gavelton Road);

Thence northwardly following a line parallel and 300 feet east of the said road to the Tusket River and the Yarmouth and Argyle Municipal Boundary Line;

Thence eastwardly and northwardly following said boundary line to the old site of Moody's Mill;

Thence northeastwardly overland in a straight line from said mill site to the Yarmouth and Shelburne County Line;

Thence southwardly following said county line to the point where it intersects the Nova Scotia Power Inc. power line right-of-way;

Thence northwestwardly and westwardly following said right-of-way to the point where it intersects the French Line so called;

Thence southwestwardly following said line to the northern end of English Clearwater Lake and the base line of John Allen's Grant;

Thence southwestwardly following said base line and continuing southwardly following the eastern shoreline of Pothier's Mill Pond to Henry's Brook;

Thence southwardly following said brook to a point where it intersects with Belleville Rd.;

Thence following the centre line of said road eastwardly and southwardly to a point where it intersects the abandoned Canadian National Railway right-of-way;

Thence southwestwardly in a straight line from said intersection to the centre line of Highway #103.

Thence southeastwardly following said highway to a point where the eastern shoreline of Eel Lake converges with the western boundary of said highway;

Thence southwestwardly following the shoreline of said lake and crossing Highway #3 and continuing overland in a straight line to the eastern shoreline of Salt Bay;

Thence northwardly and westwardly following the eastern and western shorelines of said bay to the most southerly point of Rocco Point;

Thence northwardly following the western shoreline of La Grande Passe from said point to the mouth of Abrams River and continuing northwardly following the mid-course of said river to Highway #103;

Thence northwestwardly following the center line of said highway to the point where it traverses the abandoned Canadian National Railway right-of-way and the place of beginning.

District 6
**(Glenwood, Robert's Island, Argyle Head, Central Argyle, Lower Argyle, Argyle South
and Argyle Sound)**

Beginning at the mid-point of the northern boundary line of lands of Leon d'Eon; said point being approximately 1,500 feet west of the center line of Highway #335 and 1,500 feet east of the center line of the Argyle Sound Road;

Thence northwardly overland in a straight line from said point to the point where a brook intersects the north side of the Green Grove Road (Argyle Sound Cross Road);

Thence northeastwardly overland in a straight line from said brook and crossing Highway #3 to the intersection of Highway #3 and the Greenwood Road;

Thence following the center line of the said road to the abandoned Canadian National Railway right-of-way;

Thence northwestwardly following said right-of-way to the point where the Wine Brook intersects said right-of-way;

Thence northwardly following the mid-course of said brook to the most southerly cove of East Goose Lake;

Thence eastwardly overland in a straight line from said cove to the Yarmouth and Shelburne County Line;

Thence northwardly following said county line to the point where it intersects the Nova Scotia Power Inc. power line right-of-way;

Thence northwestwardly and westwardly following said right-of-way to the point where it intersects the French Line so called;

Thence southwestwardly following said line to the northern end of West Clearwater Lake and the base line of John Allen's Grant;

Thence southwestwardly following said base line and continuing southwardly following the eastern shoreline of Pothier's Mill Pond to Henry's Brook;

Thence southwardly following said brook to a point where it intersects with Belleville Rd.;

Thence following the centre line of said road eastwardly and southwardly to a point where it intersects the abandoned Canadian National Railway right-of-way;

Thence southwestwardly in a straight line from said intersection to the centre line of Highway #103.

Thence southwardly following said brook to the center line of Highway #103;

Thence southeastwardly following said highway to a point where the eastern shoreline of Eel Lake converges with the western boundary of said highway;

Thence southwardly following the shoreline of said lake and crossing Highway #3 and continuing overland in a straight line to the eastern shoreline of Salt Bay;

Thence southwardly and northwardly following eastern and western shoreline of said bay to the most northerly point of Roberts Island and the waters of La Grande Passe;

Thence southwardly over the waters of La Grande Passe and Lobster Bay encompassing all islands not included in District #4 as far south as Bramble Island to the west of Jones Island to the point where the north boundary line of lands of Leon d'Eon strikes the eastern shoreline of Lobster Bay;

Thence eastwardly following said boundary line to the center line of the Argyle Sound Road and continuing eastwardly following said boundary line a distance of 1,500 feet and the place of beginning.

District 7

(Pubnico Head, East Pubnico, Central East Pubnico and Lower East Pubnico)

Beginning at the mid-point of the northern boundary line of lands of Leon d'Eon; said point being approximately 1,500 feet west of the center line of Highway #335 and 1,500 feet east of the center line of the Argyle Sound Road;

Thence northwardly overland in a straight line from said point to the point where a brook intersects the north side of the Green Grove Road (formerly Argyle Sound Cross Road);

Thence northeastwardly overland in a straight line from said point and crossing Highway #3 to the intersection of Highway #3 and the Greenwood Road;

Thence following the center line of the said Road to the abandoned Canadian National Railway right-of-way;

Thence northwestwardly following said right-of-way to the point where the Wine Brook intersects said right-of-way;

Thence northwardly following the mid-course of said brook to the most southerly cove of East Goose Lake;

Thence eastwardly overland in a straight line from said point to the Yarmouth and Shelburne County Line;

Thence southwardly, southeastwardly and westwardly following said county line to the eastern shoreline of Pubnico Harbour;

Thence northwardly and southwardly following the shoreline of said harbour to the point where the northern boundary line of lands of Leon d'Eon strikes the western shoreline of said harbour;

Thence westwardly following said boundary line to the center line of Highway #335 and continuing westwardly following said boundary line a distance of 1,500 feet and the place of beginning.

District 8

(West Pubnico and portion of Middle West Pubnico)

Beginning at the point where the northern boundary line of lands of Leon d'Eon strikes the western shoreline of Pubnico Harbour;

Thence westwardly following said boundary line to the eastern shoreline of Lobster Bay;

Thence southwardly following the shoreline of said bay to the point where the westward prolongation from the southward curve of John Street strikes said shoreline;

Thence eastwardly following said prolongation and continuing along the center line of John Street and crossing Highway #335 and continuing overland in a straight line to the western shoreline of Pubnico Harbour;

Thence northwardly following the shoreline of said Harbour to the point where the northern boundary line of Leon d'Eon strikes said shoreline and place of beginning.

Residents on both sides of John Street vote in District #9.

Residents on both sides of Dogwood Drive vote in District #9.

District 9

(Portion of Middle West Pubnico and Lower West Pubnico)

Beginning at the end of Saint[e] Ann[e] Point and following the eastern shoreline of Lobster Bay northwardly to the point where the westward prolongation from the southward curve of John Street strikes said shoreline;

Thence eastwardly following said prolongation and continuing along the center line of John Street and crossing Highway #335 and continuing overland in a straight line to the western shoreline of Pubnico Harbour;

Thence southwardly following the shoreline of said harbour to the end of Saint[e] Anne Point and the place of beginning.

Residents on both sides of John Street vote in District #9.

Residents on both sides of Dogwood Drive vote in District #9.

French version

Ordonnance

NSUARB-MB-06-34

Commission des Services Publics et de Révision de la Nouvelle-Écosse

Dans l'affaire de la loi sur les gouvernements municipaux - et -

Dans l'affaire d'une demande présentée par la **Municipalité du District d'Argyle** pour confirmer le nombre de conseillers et modifier les limites des sections électorales

En instance devant: Roland A. Deveau, membre

O r d o n n a n c e

La municipalité du district d'Argyle ayant présentée une demande en vertu de l'article 369 de la *Loi sur les gouvernements municipaux* et la Commission ayant rendu sa décision le 13 décembre 2007;

Il est, par la présente, ordonné que la demande soit approuvée comme suit:

- I. Le nombre de sections électorales de la municipalité du district d'Argyle est confirmé à neuf;
- II. Le nombre de conseillers est confirmé à neuf;
- III. Les limites entre les sections électorales 5 et 6 et entre les sections électorales 8 et 9 sont amendées et les limites de toutes les autres sections électorales sont confirmées;
- IV. La description des limites de toutes les sections électorales figurent à l'annexe A ci-jointe faisant partie de cette ordonnance;

Et il est également ordonné que toutes les dispositions de la *Loi sur les gouvernements municipaux* et de la *Loi sur les élections municipaux* de même que de toute autre loi de la province de la Nouvelle-Écosse relatives à la préparation et à la tenue d'élection régulière de conseillers de la municipalité en 2008 seront respectées comme si les modifications notées ci-dessus avaient été effectuées le premier jour de mars 2008, mais que, pour tous les autres besoins, ces modifications entreront en vigueur le premier jour de la première réunion du Conseil municipal suivant l'élection des conseillers pour l'année 2008.

Fait à Halifax (Nouvelle-Écosse), ce vingt et un jour du mois de juillet 2008.

Sgd.: *Elaine Wagner*
Greffière de la Commission

Annexe « A »

Municipalité du District d'Argyle

Section Électorale No. 1

(Tusket, Pointe-des-Hubbard, Abram's River, Gavelton, Pleasant Lake et Little Egypt)

Débutant à l'intersection entre la ligne de base à l'ouest de la concession de John Breynton et la rive nord de la baie Indian;

Puis direction nord le long de ladite ligne de base jusqu'à la ligne centrale du chemin du Mecoque (autrefois le chemin McCook);

Puis direction ouest et direction sud-ouest le long de la ligne centrale du chemin du Mecoque jusqu'à son intersection avec l'autoroute no. 308 (direction sud);

Puis direction sud-ouest en traversant ladite autoroute et tout droit en traversant les terres jusqu'au côté est de la rivière Tusket;

Puis direction nord-ouest en ligne droite en traversant la rivière jusqu'au côté ouest de ladite rivière et toujours direction nord-ouest jusqu'à la ligne centrale du chemin Egypt;

Puis direction nord et direction ouest le long de la ligne centrale dudit chemin jusqu'à Yarmouth et la ligne de délimitation de la municipalité d'Argyle;

Puis direction nord et direction nord-est en traversant les terres et la rivière Tusket tout en suivant ladite ligne de délimitation jusqu'à un endroit de ladite rivière situé à une distance de 300 pieds à l'est du chemin Gavel (autrefois le chemin Gavelton);

Puis direction sud le long d'une ligne parallèle située à 300 pieds à l'est dudit chemin jusqu'à la ligne centrale du chemin Robicheau (autrefois la route de campagne de Quinan) et toujours direction sud le long de la ligne centrale dudit chemin jusqu'à la ligne centrale de l'emprise du chemin de fer du Canadien National;

Puis direction ouest le long de la ligne centrale de ladite emprise jusqu'à son intersection avec l'autoroute no. 103;

Puis direction sud-est le long de la ligne centrale de ladite autoroute jusqu'à son intersection avec la rivière Abram's;

Puis direction sud le long de la ligne médiane de ladite rivière jusqu'à La Grande Passe et toujours direction sud en traversant La Grande Passe jusqu'à la baie Indian;

Puis direction sud et direction nord en traversant la baie Indian jusqu'à l'intersection entre la concession de John Breynton et la rive nord de ladite baie et retour au point de départ.

Les résidants des deux côtés du chemin Egypt votent dans la section électorale no 1.

Section Électorale No. 1 (suite) (East Kemptville)

Débutant à l'ancien site du moulin Moody's direction nord en suivant la ligne de délimitation entre la municipalité de Yarmouth et la municipalité d'Argyle jusqu'à son intersection avec la ligne de délimitation des comtés de Yarmouth et de Digby;

Puis direction nord-est le long de ladite ligne de délimitation du comté jusqu'à son intersection avec la ligne de délimitation des comtés de Yarmouth et de Shelburne;

Puis direction sud le long de ladite ligne de délimitation du comté jusqu'à l'intersection entre le prolongement nord-est de l'ancien site du moulin Moody's et ladite ligne de délimitation du comté;

Puis direction sud-ouest le long dudit prolongement jusqu'à l'ancien site du moulin Moody's et retour au point de départ.

Section Électorale No. 2 (Plymouth, Wedgeport-lehaut, partie de Wedgeport, Melbourne, Little River Harbour et Butte-des-Comeau)

Débutant à un endroit le long de la ligne centrale de l'autoroute no. 334 ; ledit endroit étant situé à environ 1 279 pieds au nord de l'intersection entre le chemin de l'Est (autrefois le chemin Cottreau) et ladite autoroute;

Puis direction ouest en traversant ledit endroit en ligne droite sur une distance d'environ 3 609 pieds jusqu'au milieu d'un ruisseau se déversant dans la baie Goose;

Puis direction sud en suivant la ligne médiane dudit ruisseau jusqu'à la baie Goose et toujours direction sud en traversant ladite baie incluant l'île Seal et l'île Mud ainsi que les îles Tusket qui ne figurent pas dans la section électorale no 3 jusqu'à un endroit le long de la ligne de délimitation entre les municipalités de Yarmouth et d'Argyle;

Puis direction nord en traversant la baie et les terres le long de la ligne de délimitation jusqu'à l'intersection entre le chemin Egypt et ladite ligne de délimitation;

Puis direction sud-est le long de la ligne centrale dudit chemin jusqu'au côté ouest de la rivière Tusket;

Puis direction sud le long du côté ouest de ladite rivière jusqu'au rivage de l'anse Chebeck;

Puis direction ouest et direction sud le long du rivage de ladite anse et toujours direction sud le long de la ligne médiane d'un ruisseau jusqu'à l'intersection entre prolongement est d'une ligne droite partant de la ligne centrale de l'autoroute no 334 et ledit ruisseau;

Puis direction ouest en traversant les terres en ligne droite le long dudit prolongement sur une distance d'environ 328 pieds jusqu'à un endroit le long de la ligne centrale de l'autoroute no 334 situé à une distance d'environ 1 279 pieds au nord de l'intersection entre le chemin de l'Est et ladite autoroute et retour au point de départ.

Les limites de la section électorale no. 2 comprennent toutes les îles de la rivière Tusket situées au sud de la ligne de délimitation de la section électorale no 1 et au nord de la ligne de délimitation de la section électorale no. 3.

Les résidents des deux côtés du chemin Egypt votent dans la section électorale no 1.

Section Électorale No. 3 (Wedgeport)

Débutant à un endroit le long de la ligne centrale de l'autoroute no. 334, ledit endroit étant situé à environ 1 279 pieds au nord de l'intersection entre le chemin de l'Est (autrefois le chemin Cottreau) et ladite autoroute;

Puis direction est en traversant les terres en ligne droite à partir dudit endroit sur une distance d'environ 328 pieds jusqu'à un ruisseau se déversant dans l'anse Chebeck;

Puis direction nord le long dudit ruisseau jusqu'à la rive sud de ladite anse;

Puis direction est le long de la rive sud de ladite anse jusqu'au côté ouest de la rivière Tusket;

Puis direction sud le long du côté ouest de ladite rivière jusqu'à la pointe Wedge;

Puis direction nord le long des rives est et nord de la baie Goose à partir dudit endroit où l'embouchure d'un ruisseau se déverse dans ladite baie et toujours direction nord le long de la ligne médiane dudit ruisseau jusqu'à l'intersection entre le prolongement ouest d'une ligne droite tracée à partir de la ligne centrale de l'autoroute no 334 et la ligne médiane dudit ruisseau;

Puis direction est en traversant les terres en ligne droite le long dudit prolongement sur une distance d'environ 3 609 pieds jusqu'à un endroit le long de la ligne centrale de l'autoroute no. 334 situé à environ 1 279 pieds au nord de l'intersection entre le chemin de l'Est et ladite autoroute et retour au point de départ.

Les limites de la section électorale no. 3 comprennent l'île Fish, l'île Smith's, l'île Booker's, l'île Western Bar, l'île Lobster, l'île Goose, l'île Big Tusket, l'île Sheep ou Wilson, l'île Turpentine, l'île Dog, l'île Harry ou Haymaker et l'île Eagle.

Section Électorale No. 4 (Buttes-Amirault, Pointe-du-Sault, Île-des-Surette et Île Morris)

Débutant à l'intersection entre la ligne de base à l'ouest de la concession de John Breynton et la rive nord de la baie Indian;

Puis direction sud, direction nord et direction est le long de la rive nord de ladite baie jusqu'à la rive ouest de La Grande Passe;

Puis direction sud en traversant La Grande Passe qui comprend l'île Morris, l'île Hog et l'île Etaile jusqu'à la pointe la plus méridionale de l'île Surette;

Puis direction nord le long de la côte ouest de ladite île, en traversant Indian Sluice et en continuant le long du côté est de la rivière Tusket jusqu'à un endroit où le prolongement ouest de l'intersection entre le chemin du Mecoque (autrefois le chemin McCook) et l'autoroute no. 308 (direction sud) croise le côté est de ladite rivière;

Puis direction est en traversant les terres le long dudit prolongement et en traversant ladite autoroute puis direction nord-est et direction est le long de la ligne centrale du chemin du Mecoque jusqu'à l'intersection entre la ligne de base à l'ouest de la concession de John Breynton et le chemin du Mecoque;

Puis direction sud le long de ladite ligne de base jusqu'à l'intersection entre la rive nord de la baie Indian et retour au point de départ.

Section Électorale No. 5
(Sainte-Anne-du-Ruisseau, Eel Brook, Belleville-Nord et Belleville-Sud,
Bellneck, Springhaven, Quinan et Quinan-Est)

Débutant à un endroit situé à l'est du carrefour no. 33 de Tusket, à l'intersection entre l'autoroute no. 103 et l'ancienne emprise du chemin de fer du Canadien National.

Puis direction nord-est le long de la ligne centrale de ladite emprise jusqu'à la ligne centrale du chemin Robicheau (autrefois la route de campagne de Quinan);

Puis direction nord le long de la ligne centrale dudit chemin jusqu'à un endroit situé à 300 pieds au sud de son intersection avec le chemin Gavel (autrefois le chemin Gavelton);

Puis direction nord le long d'une ligne parallèle située à 300 pieds à l'est dudit chemin jusqu'à la rivière Tusket et la ligne de délimitation entre les municipalités de Yarmouth et d'Argyle;

Puis direction est et direction nord le long de ladite ligne de délimitation jusqu'à l'ancien site du moulin Moody's;

Puis direction nord-est en traversant les terres en ligne droite à partir dudit site du moulin jusqu'à la ligne de délimitation entre les comtés de Yarmouth et de Shelburne;

Puis direction sud le long de ladite ligne de délimitation jusqu'à son intersection avec l'emprise de la ligne de transmission de Nova Scotia Power Inc.;

Puis direction nord-ouest et direction ouest le long de ladite emprise jusqu'à son intersection avec ladite French Line;

Puis direction sud-ouest le long de ladite ligne jusqu'à la rive nord du lac English Clearwater et la ligne de base de la concession de John Allen;

Puis direction sud-ouest le long de ladite ligne de base et direction sud le long de la rive est de l'étang Pothier jusqu'au ruisseau Henry;

Puis direction sud le long dudit ruisseau jusqu'à son intersection avec le chemin Belleville;

Puis direction est le long de la ligne centrale dudit chemin et direction sud jusqu'à l'intersection avec l'ancienne emprise du chemin de fer Canadien National;

Puis direction sud-ouest en ligne droite à partir de ladite intersection jusqu'à la ligne centrale de l'autoroute no. 103;

Puis direction sud-est le long de ladite autoroute jusqu'à un endroit où la rive est du Lac-à-l'Anguille converge avec la limite ouest de ladite autoroute;

Puis direction sud-ouest le long du rivage dudit lac en traversant l'autoroute no. 3 puis en ligne droite en traversant les terres jusqu'à la rive est de la baie Salt;

Puis direction nord et direction ouest le long des rives est et ouest de ladite baie jusqu'à la pointe la plus méridionale de la Pointe-à-Rocco;

Puis direction nord le long de la rive ouest de La Grande Passe à partir de ladite pointe jusqu'à l'embouchure de la rivière Abram's et toujours direction nord le long de la ligne médiane de ladite rivière jusqu'à l'autoroute no. 103;

Puis direction nord-ouest le long de la ligne centrale de ladite autoroute jusqu'à son intersection avec l'ancienne emprise du chemin de fer du Canadien National et retour au point de départ.

Section Électorale No. 6
(Glenwood, Robert's Island, Argyle Head, Central Argyle, Lower Argyle, Argyle South
et Argyle Sound)

Débutant au milieu de la ligne de délimitation se trouvant au nord des terres de Léon d'Eon ; ledit endroit étant situé à environ 1 500 pieds à l'ouest de la ligne centrale de l'autoroute no. 335 et à 1 500 pieds à l'est de la ligne centrale du chemin Argyle Sound;

Puis direction nord en traversant les terres en ligne droite à partir dudit endroit jusqu'à l'intersection entre un ruisseau et le côté nord du chemin Green Grove (carrefour Argyle Sound);

Puis direction nord-est en traversant les terres en ligne droite jusqu'audit ruisseau et en traversant l'autoroute no 3 jusqu'à son intersection avec le chemin Greenwood;

Puis le long de la ligne centrale de ladite route jusqu'à l'ancienne emprise du chemin de fer du Canadien National;

Puis direction nord-ouest le long de ladite emprise jusqu'à son intersection avec le ruisseau Wine;

Puis direction nord le long de la ligne médiane dudit ruisseau jusqu'à l'anse la plus méridionale du lac East Goose;

Puis direction est en traversant les terres en ligne droite à partir de ladite anse jusqu'à la ligne de délimitation entre le comté de Yarmouth et le comté de Shelburne;

Puis direction nord le long de ladite ligne de délimitation jusqu'à son intersection avec l'emprise de la ligne de transmission de Nova Scotia Power Inc.;

Puis direction nord-ouest et direction ouest le long de ladite emprise jusqu'à son intersection avec ladite French Line;

Puis direction sud-ouest le long de ladite ligne jusqu'à la limite nord du lac West Clearwater et la ligne de base de la concession de John Allen;

Puis direction sud-ouest le long de ladite ligne de base et toujours direction sud le long de la rive est de l'étang Pothier's Mill jusqu'au ruisseau Henry;

Puis direction sud le long dudit ruisseau jusqu'à son intersection avec le chemin Belleville;

Puis direction est le long de la ligne centrale dudit chemin et direction sud jusqu'à son intersection avec l'ancienne emprise du chemin de fer du Canadien National;

Puis direction sud-ouest en ligne droite à partir de ladite intersection jusqu'à la ligne centrale de l'autoroute no. 103;

Puis direction sud le long dudit ruisseau jusqu'à la ligne centrale de l'autoroute no. 103;

Puis direction sud-est le long de ladite autoroute jusqu'à un endroit où la rive est du Lac-à-l'Anguille converge avec la limite ouest de ladite autoroute;

Puis direction sud le long du rivage dudit lac en traversant l'autoroute no 3 et les terres en ligne droite jusqu'à la rive est de la baie Salt;

Puis direction sud et direction nord le long de la rive est et ouest de ladite baie jusqu'à la pointe la plus septentrionale de l'île Roberts et La Grande Passe;

Puis direction sud en traversant La Grande Passe et la baie Lobster qui comprend toutes les îles ne faisant pas partie de la section électorale no 4 incluant l'île Bramble au sud et l'île Jones à l'ouest jusqu'à l'intersection entre la ligne de délimitation située au nord des terres de Léon d'Eon et la rive est de la baie Lobster;

Puis direction est le long de ladite ligne de délimitation jusqu'à la ligne centrale du chemin Argyle Sound et toujours direction est le long de la ligne de délimitation sur une distance de 1 500 pieds et retour au point de départ.

Section Électorale No. 7

(Pubnico Head, Pubnico-Est, Pubnico-Est-le-centre et Pubnico-Est-le-bas)

Débutant au milieu de la ligne de délimitation se trouvant au nord des terres de Léon d'Eon; ledit endroit étant situé à environ 1 500 pieds à l'ouest de la ligne centrale de l'autoroute no 335 et à 1 500 pieds à l'est de la ligne centrale du chemin Argyle Sound;

Puis direction nord en traversant les terres en ligne droite à partir dudit endroit jusqu'à l'intersection entre un ruisseau et le côté nord du chemin Green Grove Road (autrefois le carrefour Argyle Sound);

Puis direction nord-est en traversant les terres en ligne droite à partir dudit endroit et en traversant l'autoroute no 3 jusqu'à l'intersection entre l'autoroute no. 3 et le chemin Greenwood;

Puis le long de la ligne centrale dudit chemin jusqu'à l'ancienne emprise du chemin de fer du Canadien National;

Puis direction nord-ouest le long de ladite emprise jusqu'à son intersection avec le ruisseau Wine;

Puis direction nord le long de la ligne médiane dudit ruisseau jusqu'à l'anse la plus méridionale du lac East Goose;

Puis direction est en traversant les terres en ligne droite jusqu'à ladite ligne de délimitation entre le comté de Yarmouth et le comté de Shelburne;

Puis direction sud, direction sud-est et direction ouest le long de ladite ligne de délimitation des comtés jusqu'à la rive est du havre de Pubnico;

Puis direction nord et direction sud le long du rivage dudit havre jusqu'à l'intersection entre la ligne de délimitation située au nord des terres de Léon d'Eon et la rive ouest dudit havre;

Puis direction ouest le long de la ligne de délimitation jusqu'à la ligne centrale de l'autoroute no. 335 et toujours direction ouest le long de ladite ligne de délimitation sur une distance de 1 500 pieds et retour au point de départ.

Section Électorale No. 8 (Pubnico-Ouest et une partie de Pubnico-Ouest-le-centre)

Débutant à l'intersection entre la ligne de délimitation située au nord des terres de Léon d'Eon et la rive ouest du havre de Pubnico;

Puis direction ouest le long de ladite ligne de délimitation jusqu'à la rive est de la baie Lobster;

Puis direction sud le long du rivage de ladite baie jusqu'à son intersection avec la partie ouest du prolongement de la courbe sud de la rue John;

Puis direction est le long dudit prolongement et le long de la ligne centrale de la rue John en traversant l'autoroute no. 335 puis en traversant les terres en ligne droite jusqu'à la rive ouest du havre de Pubnico;

Puis direction nord le long du rivage dudit havre jusqu'à l'intersection entre la ligne de délimitation située au nord des terres de Léon d'Eon et ledit rivage et retour au point de départ.

Les résidants des deux côtés de la rue John votent dans la section électorale no. 9.

Les résidants des deux côtés de la promenade Dogwood votent dans la section électorale no. 9.

Section Électorale No. 9 (Une partie de Pubnico-Ouest-le-centre et Pubnico-Ouest-le-bas)

Débutant au bout de la pointe Sainte-Anne et le long de la rive est de la baie Lobster et direction nord jusqu'à l'intersection entre ladite rive et la partie ouest du prolongement de la courbe sud de la rue John;

Puis direction est le long dudit prolongement et le long de la ligne centrale de la rue John en traversant l'autoroute no 335 puis en traversant les terres en ligne droite jusqu'à la rive ouest du havre de Pubnico;

Puis direction sud le long du rivage dudit havre jusqu'au bout de la pointe Sainte-Anne et retour au point de départ.

Les résidants des deux côtés de la rue John votent dans la section électorale no. 9.

Les résidants des deux côtés de la promenade Dogwood votent dans la section électorale no. 9.

N.S. Reg. 335/2008

Made: July 24, 2008

Filed: July 28, 2008

Prescribed Petroleum Products Prices

Order dated July 24, 2008
made by the Minister of Service Nova Scotia and Municipal Relations
pursuant to Section 14 of the *Petroleum Products Pricing Act*

**In the Matter of Section 14 of Chapter 11 of the Acts of 2005
the *Petroleum Products Pricing Act***

- and -

**In the Matter of Sections 14 to 18 of the *Petroleum Products Pricing Regulations*
made by the Governor in Council
pursuant to Section 14 of the *Petroleum Products Pricing Act***

- and -

**In the Matter of an Order Prescribing Prices for Petroleum Products
made by the Minister of Service Nova Scotia and Municipal Relations
pursuant to Section 14 of the *Petroleum Products Pricing Act* and
Sections 14 to 18 of the *Petroleum Products Pricing Regulations***

Order

I, Jamie Muir, Minister of Service Nova Scotia and Municipal Relations for the Province of Nova Scotia, pursuant to Section 14 of Chapter 11 of the Acts of 2005, the *Petroleum Products Pricing Act*, and Sections 14 to 18 of the *Petroleum Products Pricing Regulations*, hereby

- (a) repeal the Order dated July 17, 2008, which prescribed prices July 18, 2008; and
- (b) prescribe prices for petroleum products in the Province as set forth in the tables in Schedule "A".

This Order is effective on and after 12:01 a.m. on July 25, 2008.

Made at Halifax, in the Halifax Regional Municipality, Nova Scotia, on July 24, 2008.

Sgd.: *Jamie Muir*
Honourable Jamie Muir
Minister of Service Nova Scotia and Municipal Relations

Schedule "A"
Prices Prescribed for Petroleum Products
under the *Petroleum Products Pricing Act* and the
Petroleum Products Pricing Regulations
effective on and after 12:01 a.m. on July 25, 2008

Table 1: Benchmark Prices for Regulated Petroleum Products (cents/litre)	
Regular unleaded gasoline	81.1
Mid-grade unleaded gasoline	84.1
Premium unleaded gasoline	87.1
Ultra low-sulfur diesel oil	99.0

Table 2: Fixed Wholesale Prices, Retail Mark-ups and Retail Prices for Regulated Petroleum Products (cents/litre)									
		Retail Mark-up				Retail Price (includes all taxes)			
		Self-Service		Full-Service		Self-Service		Full-Service	
	Fixed Wholesale Price (excludes GST)	Min	Max	Min	Max	Min	Max	Min	Max
Zone 1									
Regular Unleaded	112.9	4.0	5.5	4.0	999.9	132.1	133.8	132.1	999.9
Mid-Grade Unleaded	115.9	4.0	5.5	4.0	999.9	135.5	137.2	135.5	999.9
Premium Unleaded	118.9	4.0	5.5	4.0	999.9	138.9	140.6	138.9	999.9
Ultra Low-Sulfur Diesel	124.7	4.0	5.5	4.0	999.9	145.4	147.1	145.4	999.9
Zone 2									
Regular Unleaded	113.3	4.0	5.5	4.0	999.9	132.5	134.2	132.5	999.9
Mid-Grade Unleaded	116.3	4.0	5.5	4.0	999.9	135.9	137.6	135.9	999.9
Premium Unleaded	119.3	4.0	5.5	4.0	999.9	139.3	141.0	139.3	999.9
Ultra Low-Sulfur Diesel	125.1	4.0	5.5	4.0	999.9	145.9	147.6	145.9	999.9
Zone 3									
Regular Unleaded	113.8	4.0	5.5	4.0	999.9	133.1	134.8	133.1	999.9
Mid-Grade Unleaded	116.8	4.0	5.5	4.0	999.9	136.5	138.2	136.5	999.9
Premium Unleaded	119.8	4.0	5.5	4.0	999.9	139.9	141.6	139.9	999.9
Ultra Low-Sulfur Diesel	125.6	4.0	5.5	4.0	999.9	146.4	148.1	146.4	999.9
Zone 4									
Regular Unleaded	113.8	4.0	5.5	4.0	999.9	133.1	134.8	133.1	999.9
Mid-Grade Unleaded	116.8	4.0	5.5	4.0	999.9	136.5	138.2	136.5	999.9
Premium Unleaded	119.8	4.0	5.5	4.0	999.9	139.9	141.6	139.9	999.9
Ultra Low-Sulfur Diesel	125.6	4.0	5.5	4.0	999.9	146.4	148.1	146.4	999.9
Zone 5									
Regular Unleaded	113.8	4.0	5.5	4.0	999.9	133.1	134.8	133.1	999.9
Mid-Grade Unleaded	116.8	4.0	5.5	4.0	999.9	136.5	138.2	136.5	999.9
Premium Unleaded	119.8	4.0	5.5	4.0	999.9	139.9	141.6	139.9	999.9
Ultra Low-Sulfur Diesel	125.6	4.0	5.5	4.0	999.9	146.4	148.1	146.4	999.9
Zone 6									
Regular Unleaded	114.6	4.0	5.5	4.0	999.9	134.0	135.7	134.0	999.9
Mid-Grade Unleaded	117.6	4.0	5.5	4.0	999.9	137.4	139.1	137.4	999.9
Premium Unleaded	120.6	4.0	5.5	4.0	999.9	140.8	142.5	140.8	999.9
Ultra Low-Sulfur Diesel	126.4	4.0	5.5	4.0	999.9	147.4	149.0	147.4	999.9

N.S. Reg. 336/2008

Made: July 29, 2008

Filed: July 29, 2008

Deduction Regulations

Order in Council 2008-388 dated July 29, 2008
Amendment to regulations made by the Governor in Council
pursuant to Section 80 of the *Income Tax Act*

The Governor in Council on the report and recommendation of the Minister of Finance dated June 10, 2008, and pursuant to Section 80 of Chapter 217 of the Revised Statutes of Nova Scotia, 1989, the *Income Tax Act*, is pleased to amend the ~~*Deduction Regulations*~~ [Regulations respecting deductions], N.S. Reg. 11/73, made by the Governor in Council by Order in Council 73-105 dated February 6, 1973, to amend the definitions of “contribution” and “official receipt form”, in the manner set out in Schedule “A” attached to and forming part of the report and recommendation, effective on and after July 29, 2008.

Schedule “A”

**Amendment to the ~~*Deduction Regulations*~~ [Regulations Respecting Deductions]
made by the Governor in Council under Section 80
of Chapter 217 of the Revised Statutes of Nova Scotia, 1989,
the *Income Tax Act***

Subsection 106(1) of the ~~*Deduction Regulations*~~ [Regulations respecting deductions], N.S. Reg. 11/73, made by the Governor in Council by Order in Council 73-105 dated February 6, 1973, is amended by

(a) striking out the definition of “contribution” and substituting the following definition:

“contribution” means a contribution as defined in the *Members and Public Employees Disclosure Act* and the regulations made under that Act;

(b) striking out “provided” in the definition of “official receipt form” and substituting “prescribed”.

N.S. Reg. 337/2008

Made: July 29, 2008

Filed: July 29, 2008

Residential and Resource Property Taxation Assessment Regulations

Order in Council 2008-389 dated July 29, 2008
Amendment to regulations made by the Governor in Council
pursuant to Section 179 of the *Assessment Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated July 9, 2008, and pursuant to Section 179 of Chapter 23 of the Revised Statutes of Nova Scotia, 1989, the *Assessment Act*, is pleased, effective on and after July 29, 2008, to amend the *Residential and Resource Property Taxation Assessment Regulations*, N.S. Reg. 219/2004, made by the Governor in Council by Order in Council 2004-415 dated October 28, 2004, to add mobile home parks as a type of property that qualifies under Section 45A of the *Assessment Act* in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation.

Schedule "A"**Amendment to the *Residential and Resource Property Taxation Assessment Regulations* made by the Governor in Council pursuant to Section 179 of Chapter 23 of the Revised Statutes of Nova Scotia, 1989, the *Assessment Act***

- 1 Section 3 of the *Residential and Resource Property Taxation Assessment Regulations*, N.S. Reg. 219/2004, made by the Governor in Council by Order in Council 2004-415 dated October 28, 2004, is amended by repealing subsection (4) and substituting the following subsection:
 - (4) Effective on and after the 2009-2010 municipal taxation year, a mobile home park is prescribed as a class of residential property to which Section 45A of the Act applies.
- 2 The regulations are further amended by renumbering Section 7 as subsection 7(1) and adding the following subsection immediately after subsection (1):
 - (2) Despite subsection (1), the base year for a mobile home for the 2008-2009 municipal taxation year is the 2007-2008 municipal taxation year.

N.S. Reg. 338/2008

Made: July 29, 2008

Filed: July 29, 2008

Summary Offence Tickets Regulations

Order in Council 2008-391 dated July 29, 2008

Amendment to regulations made by the Minister of Justice and 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 July 8, 2008, and pursuant to Section 8 of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*, is pleased to amend Schedule 18-B to the *Summary Offence Tickets Regulations*, N.S. Reg. 4/2001, made by the Governor in Council by Order in Council 2001-21 dated January 18, 2001, to include certain offences under the Halifax Regional Municipality Solid Waste Resources Collection and Disposal By-law as summary offence ticket offences and to set the out-of-court settlement amounts for the offences, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after July 29, 2008.

Order

I, Cecil P. Clarke, Minister of Justice and Attorney General of Nova Scotia, hereby order and direct pursuant to Section 8 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 an offence set out in amendments to the Schedules to the *Summary Offence Tickets Regulations*, N.S. Reg. 4/2001, as set forth in Schedule "A", is the amount of the out of court settlement set out opposite the description of that offence, and the out of court settlement amount includes the charge provided for in, and in accordance with, Sections 8 and 9 of the Act.

This Order is effective on and after the making by the Governor in Council of the amendments to the *Summary Offence Tickets Regulations* set out in Schedule "A".

Dated and made July 8, 2008, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

Sgd.: *Cecil P. Clarke*
Honourable Cecil P. Clarke
Minister of Justice and Attorney General of Nova Scotia

Schedule "A"

**Amendment to the *Summary Offence Tickets Regulations*
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***

Schedule 18-B of the *Summary Offence Tickets Regulations*, N.S. Reg. 4/2001, made by the Governor in Council by Order in Council 2001-21 dated January 18, 2001, under the heading "Solid Waste Resources Collection and Disposal By-law - S-600", is amended by

(a) striking out item 11 and substituting the following item:

11.	Placing or causing to be placed out for municipal collection more than 6 regulation containers of mixed waste at eligible premises	6.1(a)(i)	\$222.00
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(b) repealing item 12;

(c) adding the following item immediately after item 33:

33A.	Using yellow, red or transparent blue colour plastic bag as mixed waste regulation container	7.2(a)(i)(D)	\$222.00
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(d) striking out item 77 and substituting the following items immediately after item 76:

77.	Property owner of industrial, commercial or institutional premises failing to provide adequate space on premises for required containers	12.2(a)	\$222.00
77A.	Property owner of industrial, commercial or institutional premises failing to post sufficient signage providing occupants with instructions for proper sorting of recyclables and organic materials	12.2(b)	\$222.00
77B.	Property owner of industrial, commercial or institutional premises failing to locate containers for blue bag recyclables, fibre recyclables or organic materials (specify) within 3 m of container for ICI waste	12.2(c)(i)	\$222.00
77C.	Property owner of industrial, commercial or institutional premises failing to post signage adjacent to containers for ICI waste directing persons to location of commercial containers for blue bag recyclables, fibre recyclables or organic materials (specify)	12.2(c)(ii)	\$222.00

77D.	Property owner of industrial, commercial or institutional premises failing to post signage on every floor where access to chute is provided directing tenants to location of commercial containers for blue bag recyclables, fibre recyclables or organic materials (specify)	12.2(d)	\$222.00
(e) adding the following items immediately after item 92:			
92A.	Failing to ensure commercial container for temporary storage of ICI waste displays message “GARBAGE” or “WASTE” or “REFUSE”	13.1(a)(viii)	\$222.00
92B.	Failing to ensure commercial container for temporary storage of blue bag recyclables displays message “RECYCLABLES” or “BLUE BAG RECYCLABLES”	13.1(a)(ix)	\$222.00
92C.	Failing to ensure commercial container for temporary storage of fibre recyclables displays message “PAPER and CARDBOARD” or “FIBRE”	13.1(a)(x)	\$222.00
92D.	Failing to ensure commercial container for temporary storage of organic materials displays message “ORGANICS” or “COMPOST”	13.1(a)(xi)	\$222.00
92[E].	Using lettering in message that is smaller than size required by by-law	13.1(a)(xiii)	\$222.00
(f) adding the following items immediately after item 107:			
107A.	Owner of industrial, commercial or institutional premises using commercial container not approved by Administrator	13.1(j)(i)	\$222.00
107B.	Permitting ICI waste to be placed in containers used for source-separated organic or recyclable materials	13.1(j)(ii)	\$222.00
(g) adding the following items immediately after item 120:			
120A.	Failing to transport ICI waste, blue bag recyclables, fibre recyclables or organic materials in source-separated condition	15.2	\$222.00
120B.	Failing to deliver source-separated material to appropriate receiving facility	15.2	\$222.00

N.S. Reg. 339/2008

Made: July 29, 2008

Filed: July 29, 2008

Summary Offence Tickets Regulations

Order in Council 2008-392 dated July 29, 2008
Amendment to regulations made by the Minister of Justice and 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 July 8, 2008, and pursuant to Section 8 of Chapter 450 of the Revised Statutes of Nova Scotia 1989, the *Summary Proceedings Act*, is pleased to amend Schedule 18-B to the *Summary Offence Tickets Regulations*, N.S. Reg. 4/2001, made by the Governor in Council by Order in Council 2001-21 dated January 18, 2001, to include certain offences under the Halifax Regional Municipality Temporary Sign By-law as summary offence ticket offences and to set the out-of-court settlement amounts for the offences, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after July 29, 2008.

Order

I, Cecil P. Clarke, Minister of Justice and Attorney General of Nova Scotia, hereby order and direct pursuant to Section 8 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 an offence set out in amendments to the Schedules to the *Summary Offence Tickets Regulations*, N.S. Reg. 4/2001, as set forth in Schedule "A", is the amount of the out-of-court settlement set out opposite the description of that offence, and the out-of-court settlement amount includes the charge provided for in, and in accordance with, Sections 8 and 9 of the Act.

This Order is effective on and after the making by the Governor in Council of the amendments to the *Summary Offence Tickets Regulations* set out in Schedule "A".

Dated and made July 8, 2008, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

Sgd. *Cecil P. Clarke*
Honourable Cecil P. Clarke
Minister of Justice and Attorney General of Nova Scotia

Schedule "A"

**Amendment to the *Summary Offence Tickets Regulations*
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***

Schedule 18-B of the *Summary Offence Tickets Regulations*, N.S. Reg. 4/2001, made by the Governor in Council by Order in Council 2001-21 dated January 18, 2001, is amended by adding the following heading and items immediately before the heading "Tree By-law - T-600":

Temporary Sign By-law - S-800

- | | | |
|---|--------|----------|
| 1. Placing sign where not permitted | 3.1(b) | \$394.50 |
| 2. Placing sign where it reduces number of available parking spaces | 3.1(d) | \$394.50 |

3. Failing to display manufacturer's name and electrical rating on sign as required	3.3(a)	\$394.50
4. Placing illuminated sign that causes glare	3.3(b)	\$394.50
5. Placing illuminated sign that moves or appears to move	3.3(b)	\$394.50
6. Failing to maintain sign in good repair	3.4	\$394.50
7. Placing sign that does not have valid licence	4.1(b)	\$394.50
8. Continuing to display sign that advertises company no longer in business or product no longer available (specify)	4.1(c)	\$394.50
9. Failing to properly support or secure sign	4.1(d)	\$394.50
10. Placing sign that interferes with traffic control (specify)	4.1(e)	\$394.50
11. Placing sign that interferes with ventilation device, emergency exit, fire hydrant or fire hose (specify)	4.1(f)	\$394.50
12. Placing sign that interferes with utility pole, tree or support for utility pole or tree	4.1(g)	\$394.50
13. Placing sign on tree on municipal property or in municipal right of way	4.1(g)	\$394.50
14. Placing sign that obstructs ingress or egress to building (specify)	4.1(h)	\$394.50
15. Placing sign that interferes with public utility facilities	4.1(i)	\$394.50
16. Placing sign that interferes with warning or instructional sign (specify)	4.1(j)	\$394.50
17. Placing sign that incorporates strobe light or flashing light	4.1(k)	\$394.50
18. Placing sign with no identification label affixed	4.1(l)	\$394.50
19. Placing third-party sign	4.1(m)	\$394.50
20. Placing sign that makes use of traffic control phrases (specify)	4.1(n)	\$394.50
21. Placing sign on corner lot higher than 0.6 m above grade of street abutting daylighting triangle	4.1(o)	\$394.50
22. Placing illuminated sign that does not have CSA or equivalent approval	4.1(p)	\$394.50
23. Placing posters on other than community kiosk or notice board	4.1(q)	\$394.50
24. Placing inflatable sign for more than 14 days within 30-day period	4.1(s)	\$394.50
25. Placing sign on roof of building	4.1(t)	\$394.50
26. Continuing to display sign advertising yard sale or community event 48 hours after event has occurred	4.1(u)	\$394.50
27. Placing multiple signs to form single message	4.1(v)	\$394.50
28. Placing sidewalk/street advertising decals	4.1(w)	\$394.50

29. Failing to notify HRM 24 hours in advance of location and type of proposed short term event sign and information to identify sign	5.2(a)	\$394.50
30. Placing short term event sign within 6 m (20 ft.) of other sign	5.2(b)(i)	\$394.50
31. Placing more than 2 short term event signs on 1 property	5.2(b)(ii)	\$394.50
32. Placing more than 1 short term event sign on premises	5.2(b)(iii)	\$394.50
33. Placing short term event sign on premises more than 6 times in 1 year	5.2(b)(iii)	\$394.50
34. Placing short term event sign for more than 2 clear days	5.2(b)(iv)	\$394.50
35. Failing to remove short term event sign on first business day following event	5.2(b)(v)	\$394.50
36. Placing special event sign for more than 30 consecutive days within 60-day period	6.1	\$394.50
37. Placing mobile sign for period longer than 60 days	6.2(a)	\$394.50
38. Placing garden centre sign for more than 180 days in calendar year	6.2(b)(i)	\$394.50
39. Placing Christmas tree lot sign for more than 45 days	6.2(b)(ii)	\$394.50
40. Placing mobile sign with more than 2 faces	6.2(c)	\$394.50
41. Placing mobile sign with area greater than 4.64 m ² (50 ft. ²)	6.2(c)	\$394.50
42. Placing mobile sign that exceeds height of 3.0 m (10 ft.)	6.2(d)	\$394.50
43. Placing mobile sign in daylighting triangle	6.2(e)(ii)	\$394.50
44. Placing mobile sign too close to curb	6.2(e)(iii)	\$394.50
45. Placing mobile sign too close to edge of pavement	6.2(e)(iv)	\$394.50
46. Placing mobile signs within 30.5 m (100 ft.) of each other on property containing more than 1 premises	6.2(e)(vi)	\$394.50
47. Failing to adequately secure mobile sign	6.2(e)(viii)	\$394.50
48. New business placing mobile sign within Bedford municipal planning strategy boundary or in area zoned C-2 within Eastern Passage/Cow Bay municipal planning strategy boundary for period longer than 60 days	6.2(g)	\$394.50
49. Placing mobile sign in area zoned C-1 within Cole Harbour/Westphal municipal planning strategy boundary	6.2(h)(i)	\$394.50
50. Placing mobile sign within downtown Dartmouth secondary planning strategy boundary	6.2(h)(ii)	\$394.50
51. Placing sandwich board on private property without valid licence	6.3	\$394.50
52. Placing sandwich board that exceeds maximum permitted width or height (specify) on private property	6.3(a)	\$394.50
53. Placing sandwich board on private property not zoned or used for commercial, industrial or institutional uses	6.3(b)	\$394.50

54. Placing more than 1 sandwich board per premises on private property	6.3(b)	\$394.50
55. Placing on private property sandwich board that impedes pedestrian access	6.3(b)	\$394.50
56. Placing banner that exceeds 10% coverage of building wall	6.4(a)	\$394.50
57. Placing banner on property not used or zoned for commercial, industrial or institutional uses	6.4(c)	\$394.50
58. Failing to remove banner after 120 consecutive days	6.4(c)	\$394.50
59. Placing planter box sign without valid licence	6.5	\$394.50
60. Placing planter box sign that exceeds 2 faces or maximum permitted size	6.5(a)	\$394.50
61. Placing planter box sign that exceeds maximum permitted height	6.5(b)	\$394.50
62. Placing planter box sign advertising business other than business for which sign licence issued	6.5(c)	\$394.50
63. Placing planter box sign in daylighting triangle	6.5(d)	\$394.50
64. Placing planter box sign within 4.6 m (15 ft.) of inside of existing curb	6.5(e)	\$394.50
65. Placing planter box sign within 7.0 m (23 ft.) of edge of pavement or travelled way	6.5(f)	\$394.50
66. Placing planter box sign in HRM right of way	6.5(f)	\$394.50
67. Placing more than 1 planter box sign per premises on property containing more than 1 premises	6.5(h)	\$394.50
68. Failing to maintain minimum separation of 45.7 m (150 ft.) between planter box sign and mobile sign or other planter box sign	6.5(h)	\$394.50
69. Failing to maintain minimum separation of 45.7 m (150 ft.) between planter box sign and other temporary signage on property containing single premises	6.5(i)	\$394.50
70. Placing planter box sign in prohibited planning strategy area	6.5(l)	\$394.50
71. Placing grand opening or moving sign without valid licence	6.6	\$394.50
72. Placing grand opening or moving sign more than 30 days before opening or 30 days after move or closure (specify)	6.6(b)	\$394.50
73. Placing grand opening or moving sign indicating other than permitted information	6.6(c)	\$394.50
74. Placing multi special event sign without licence	6.7	\$394.50
75. Placing more than 10 multi special event signs on private property over 4 acres	6.7(a)	\$394.50
76. Placing more than 5 multi special event signs on private property from 2 to 4 acres	6.7(b)	\$394.50
77. Placing multi special event sign for longer than 14 days per licence	6.7(c)(ii)	\$394.50

78. Placing multi special event sign that exceeds maximum permitted height	6.7(c)(iii)	\$394.50
79. Placing multi special event sign that advertises business other than business for which sign licence issued	6.7(c)(iv)	\$394.50
80. Placing multi special event sign in daylighting triangle	6.7(c)(vi)	\$394.50
81. Failing to maintain minimum separation of 10 ft. between multi special event signs	6.7(c)(viii)	\$394.50
82. Placing apartment building sign without valid licence	6.8	\$394.50
83. Placing apartment building sign for longer than 30 days per licence	6.8(b)	\$394.50
84. Placing apartment building sign that exceeds maximum permitted height	6.8(c)	\$394.50
85. Placing apartment building sign that advertises rental of units in building other than building for which sign licence issued	6.8(d)	\$394.50
86. Placing apartment building sign in daylighting triangle	6.8(e)	\$394.50
87. Failing to maintain minimum separation of 20 ft. between apartment building sign and any other sign on property	6.8(i)	\$394.50 8
88. Placing apartment building sign at apartment building containing 50 units or less	6.8(j)	\$394.50
89. Placing sandwich board in HRM right of way other than directly in front of premises being advertised	7.1(b)	\$394.50
90. Placing more than 1 sandwich board per premises in HRM right of way	7.1(b)	\$394.50
91. Placing sandwich board that obstructs pedestrians or is hazard	7.1(b)(i)	\$394.50
92. Placing sandwich board that exceeds maximum permitted width or height (specify)	7.1(b)(ii)	\$394.50
93. Placing sandwich board that has moving parts, displays lights or requires electric power (specify)	7.1(b)(iii)	\$394.50
94. Displaying sandwich board during non-business hours	7.1(b)(iv)	\$394.50
95. Placing sandwich board in restricted pedestrian through zone or curb zone	7.1(b)(v)	\$394.50
96. Placing special event sandwich board for period longer than 30 consecutive days	7.1(c)	\$394.50
97. Placing special event sandwich board that obstructs pedestrians or is hazard	7.1(c)(i)	\$394.50
98. Placing special event sandwich board that exceeds maximum permitted width or height (specify)	7.1(c)(ii)	\$394.50
99. Placing special event sandwich board that has moving parts, displays lights or requires electric power (specify)	7.1(c)(iii)	\$394.50
100. Applicant for sandwich board failing to maintain required insurance	7.1(d)	\$394.50

N.S. Reg. 340/2008

Made: July 29, 2008

Filed: July 29, 2008

Children and Family Services Regulations

Order in Council 2008-394 dated July 29, 2008
Amendment to regulations made by the Governor in Council
pursuant to Section 99 of the *Children and Family Services Act*

The Governor in Council on the report and recommendation of the Minister of Community Services dated July 9, 2008, and pursuant to Section 99 of Chapter 5 of the Acts of 1990, the *Children and Family Services Act*, is pleased to amend the *Children and Family Services Regulations*, N.S. Reg. 183/91, made by the Governor in Council by Order in Council 91-954 dated August 15, 1991, to enable the Out of Home Support Services for Children and Youth with Disabilities Program in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after July 29, 2008.

Schedule "A"

**Amendment to the *Children and Family Services Regulations*
made by the Governor in Council pursuant to
Section 99 of Chapter 5 of the Acts of 1990,
the *Children and Family Services Act***

- 1 The *Children and Family Services Regulations*, N.S. Reg. 183/91, made by the Governor in Council by Order in Council 91-954 dated August 15, 1991, are amended by
 - (a) striking out the heading immediately preceding Section 36 and substituting "**Temporary-care agreements**";
 - (b) repealing subsection 36(2); and
 - (c) renumbering subsection 36(1) as Section 36.
- 2 The regulations are further amended by repealing Sections 37 to 42 and substituting the following Sections:

Special-needs agreements

37 (1) For the purpose of Section 18 of the Act,

- (a) services for which a special-needs agreement may be entered into include residential services in a child-caring facility; and
 - (b) a child has special needs if the child has a need that is related to or caused by a behavioural, emotional, physical, mental or other handicap or disorder.
- (2)** In Sections 38 to 42, "special-needs agreement" means a written agreement under Section 18 of the Act respecting a child with special needs.

Application for special-needs agreement for transfer of care and custody

38 A parent or guardian may apply to an agency or the Minister to enter into a special-needs agreement for the care and custody of a child with special needs and for services to be provided to the child.

Application for special-needs agreement for services in child-caring facility

39 A parent or guardian may apply to the Minister to enter into a special-needs agreement for services to be provided to a child in a child-caring facility if the child's special needs include any of the following characteristics:

- (a) significant behaviours that put the child or others at risk of harm and a mild or moderate intellectual disability, as diagnosed by an approved clinician, that has been documented within the 2 years preceding the application for services;
- (b) a severe to profound intellectual disability, as diagnosed by an approved clinician, that has been documented within the 2 years preceding the application for services;
- (c) a significant physical disability with ongoing functional limitations that are a result of the disability and that seriously limit the child's capacity to perform age-appropriate activities of daily living, as determined by an approved clinician.

Application for special-needs agreement for services in child's home

40 A parent or guardian may apply to the Minister to enter into a special-needs agreement for services to be provided to a child with special needs in the child's home.

Review of application for special-needs agreement

41 Before entering into a special-needs agreement, the Minister and, if the application was made to an agency, the agency must review each application under Sections 38 to 40, and must

- (a) in accordance with policy, determine eligibility for services and, if appropriate, services in a child-caring facility, based on the assessed
 - (i) special needs of the child, and
 - (ii) capacity of the child's parent or guardian to care for the child at home; and
- (b) determine availability of services and child-caring facilities, as appropriate.

Forms prescribed for special-needs agreements

- 42** (1) A special-needs agreement referred to in Section 38 for the care and custody of a child with special needs and for services to be provided to the child must be in Form IV.
- (2) A special-needs agreement referred to in Section 39 for services to be provided to a child in a child-caring facility must be in Form V.
- (3) A special-needs agreement referred to in Section 40 for services to be provided to a child in the child's home may be in Form VI.

3 The regulations are further amended by repealing Section 43.

4 The regulations are further amended by repealing Section 44 and substituting the following Section:

Financial contribution of parent or guardian

44 Before a temporary-care agreement under Section 17 of the Act or a special-needs agreement under Section 18 of the Act is entered into, the agency or the Minister shall inquire into the ability of the parent or guardian of the child to contribute financially toward the cost of the maintenance of and services for the child and, if the parent or guardian is able to contribute, the amount of the contribution must be stipulated in the agreement.

- 5 The regulations are further amended by
- (a) repealing Form V and substituting the attached Form V; and
 - (b) repealing Forms VII and VIII.

Form V

Agreement Pursuant to Section 18 of the *Children and Family Services Act* to Provide for Services for a Child with Special Needs in a Child-Caring Facility

BETWEEN:

Her Majesty the Queen, in right of the Province of Nova Scotia, as represented by the Minister of the Department of Community Services (“the Minister”)

- and -

Names of parent/agency/guardian, who has the care and custody of the child or the legal guardianship of the child (“the Parents”)

Whereas the Parents have applied to the Minister pursuant to Section 39 of the *Children and Family Services Regulations* for services for the child named in this Agreement, who has special needs;

And whereas the Parents have care and custody of the child and they and the Minister have agreed on the services to be provided to meet the child’s special needs in a child-caring facility;

And whereas the child-caring facility is approved or licensed by the Minister and has been determined by the Parents and the Minister to be able to meet the special needs of the child;

Now therefore the parties agree as follows:

1. Purpose of agreement

- (1) The purpose of this Agreement is to set out the services to be provided to the child named below in a child-caring facility, the financial contribution from the Parents toward the cost of maintenance of and services for the child, and the obligations of each of the parties to this Agreement in relation to the child and services to be provided.
- (2) This Agreement is made in relation to the following child:

Full Name	Birth date	Sex
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- (3) The Parents and Minister agree that the child has one or more of the special needs that are described in Section 39 of the *Children and Family Services Regulations*, including the following characteristics:

- (4) The Minister and the Parents agree that the child will reside at _____ (the “facility”), a child-caring facility approved or licensed by the Minister, which provides services to meet the special needs of the child.

2. Obligations of the Minister and the Parents

(1) Obligations of the Minister

The Minister shall

- (a) make a financial contribution toward the cost of maintenance of the child and services provided to the child as set out in Schedule “A”;
- (b) periodically review the progress of the child and the need for services to the child and regularly advise the Parents of the progress of the child; and
- (c) monitor and enforce the child-caring facility’s approval or licensing compliance.

(2) Obligations of the Parents

(2.1) The Parents shall

- (a) retain care and custody of the child and shall visit the child at the facility regularly, take the child on outings, and arrange for temporary visits at home, specifically as follows:

- (b) actively participate in planning for further care and programs required for the child upon the child’s discharge from the facility, specifically as follows:

- (c) provide 30 days’ notice to the Minister and to the child-caring facility before removing the child from the facility;

- (d) make a financial contribution toward the cost of maintenance of the child and services provided to the child, as set out in Schedule “A”, and provide financial information to the Minister on the anniversary date of this Agreement for the reassessment of the contribution amount.

(2.2) The parents acknowledge their duty to report information indicating that the child is in need of protective services, or is or may be suffering or may have suffered abuse by a person other than a parent or guardian, to an agency pursuant to Sections 23 and 25 of the *Children and Family Services Act*.

(2.3) The Parents agree that in the event that the child leaves the facility without the consent of the staff of the facility, the staff of the facility are hereby authorized to take reasonable measures to have the child returned to the facility.

(2.4) The Parents agree that they shall not move out of the Province without making arrangements for the child to be discharged from the facility to the Parents.

(2.5) In the event that the child is hospitalized, the Parents authorize the staff of the child-caring facility to escort the child on discharge from the hospital to the _____.

(2.6) Consent to medical treatment

(This clause is optional. If no consent to treatment is attached to this agreement the Parent(s) retain the right to consent to treatment.)

Attached to this Agreement is a Consent to Treatment signed by the Parents authorizing the Minister to consent to medical, surgical, dental, psychiatric or other necessary treatment for the child if the consent of a parent would otherwise be necessary, subject to any specific restrictions set out in the Consent to Treatment.

3. Term

This Agreement shall come into force and apply on and after _____, 20__, and shall terminate on _____, 20__.

4. Termination

Either party to the Agreement may terminate the Agreement without cause or liability by giving 30 days' notice in writing to the other party.

5. Notice

Any notice or other communication to the Minister and to the Parents with respect to this Agreement shall be in writing and shall be given to the parties at the following addresses.

The Minister

Director of Services for Persons with Disabilities
Department of Community Services
Nelson Place,
5675 Spring Garden Road
Halifax, NS B3J 2T7

Parents

Name
Address

6. General

- (1) Anything that is required to be done by the Minister pursuant to this Agreement may be done by anyone authorized to act on the Minister's behalf.
- (2) In this agreement "child" includes "children" and "parent" includes "parents".
- (3) The parties have signed this Agreement, or caused this Agreement to be signed by their respective officers duly authorized in that behalf, on the dates set forth below.

Dated at _____ on _____, 20__.

Witness

Person signing on behalf of the
Minister of Community Services

Witness

Parent

Witness

Parent

N.S. Reg. 341/2008

Made: July 29, 2008

Filed: July 29, 2008

Proclamation, S. 3, S.N.S. 2008, c. 28

Order in Council 2008-395 dated July 29, 2008

Proclamation made by the Governor in Council

pursuant to Section 3 of

*An Act to Amend Chapter 376 of the Revised Statutes, 1989, the Public Service Act,
Respecting the Environment*

The Governor in Council on the report and recommendation of the Minister of Environment dated June 24, 2008, and pursuant to Section 3 of Chapter 28 of the Acts of 2008, *An Act to Amend Chapter 376 of the Revised Statutes, 1989, the Public Service Act, Respecting the Environment*, is pleased to order and declare by proclamation that Chapter 28 of the Acts of 2008, *An Act to Amend Chapter 376 of the Revised Statutes, 1989, the Public Service Act, Respecting the Environment*, do come into force on and not before July 29, 2008.

PROVINCE OF NOVA SCOTIA

sgd: **Mayann Francis**

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 3 of Chapter 28 of the Acts of 2008, *An Act to Amend Chapter 376 of the Revised Statutes, 1989, the Public Service Act, Respecting the Environment*, it is enacted as follows:

- 3** 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 28 of the Acts of 2008, *An Act to Amend Chapter 376 of the Revised Statutes, 1989, the Public Service Act, Respecting the Environment*, do come into force on and not before July 29, 2008;

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 28 of the Acts of 2008, *An Act to Amend Chapter 376 of the Revised Statutes, 1989, the Public Service Act, Respecting the Environment*, do come into force on and not before July 29, 2008, 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 Her Honour
the Honourable Mayann E. Francis, Lieutenant
Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 29th day of July in the year of Our Lord two thousand and eight and in the fifty-seventh year of Our Reign.

BY COMMAND:

sgd: Cecil P. Clarke
Provincial Secretary
Minister of Justice and Attorney General

N.S. Reg. 342/2008

Made: July 31, 2008

Filed: July 31, 2008

Direct Student Loan Regulations

Order in Council 2008-404 dated July 31, 2008
Regulations made by the Governor in Council
pursuant to Section 84 of the *Provincial Finance Act*

The Governor in Council on the report and recommendation of the Minister of Finance dated July 30, 2008, and pursuant to Section 84 of Chapter 365 of the Revised Statutes of Nova Scotia, 1989, the *Provincial Finance Act*, is pleased to make regulations respecting the granting of direct student loans in the form set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after August 1, 2008.

Schedule "A"

**Regulations Respecting the Granting of Direct Student Loans
made by the Governor in Council pursuant to Section 84
of Chapter 365 of the Revised Statutes of Nova Scotia, 1989,
the *Provincial Finance Act***

Citation

1 These regulations may be cited as the *Direct Student Loan Regulations*.

Definitions

2 In these regulations,

- (a) "Act" means the *Provincial Finance Act*, unless the context indicates otherwise;
- (b) "borrower" means a qualifying student to whom a student loan is awarded;
- (c) "designated educational institution" means an educational institution that is designated under the *Canada Student Financial Assistance Act* (Canada);
- (d) "designated educational program" means an educational program that meets the eligibility requirements set out in Section 3 to qualify for student loans;

- (e) “educational program” means a set of courses or studies that is considered by an educational institution to be necessary to obtain a degree, diploma or certificate from that educational institution;
- (f) “full-time student” means a student in a designated educational program who is enrolled for one of the following:
 - (i) at least 60% of a course load recognized by the educational institution as constituting a full course load,
 - (ii) at least 40% of a course load recognized by the educational institution as constituting a full course load, in the case of a student who has a permanent disability,
 - (iii) at least 20 hours per week in courses offered by a private career college;
- (g) “loan year” means the period from August 1 in one year to July 31 in the next year;
- (h) “Minister” means the Minister of Finance, or any person or persons authorized by the Minister to act on the Minister’s behalf;
- (i) “partner” of a qualifying student means a person
 - (i) who is married to the qualifying student,
 - (ii) who is cohabiting and has cohabited for at least 12 consecutive months with the qualifying student in a conjugal relationship, or
 - (iii) who is listed as the qualifying student’s common law partner on the qualifying student’s most recent income tax return;
- (j) “period of study” means a period of study at a designated educational institution of at least 12 consecutive weeks in a loan year;
- (k) “permanent disability” means a functional limitation caused by a physical or mental impairment that restricts a person’s ability to perform the daily activities necessary to participate in studies at a post-secondary level and that is expected to remain for the rest of the person’s life;
- (l) “qualifying student” means a person who
 - (i) is a Canadian citizen, a permanent resident, or a protected person within the meaning of the *Immigration and Refugee Protection Act* (Canada),
 - (ii) is a resident of the Province as determined in accordance with Department of Education policies for student loan purposes, and
 - (iii) is qualified for enrolment or is enrolled at a designated educational program;
- (m) “student loan” means money loaned to a borrower by the Minister under Section 83B of the Act and these regulations;
- (n) “student loan agreement” means an agreement under Section 9 between the Minister and a borrower for the grant of a student loan.

Eligibility requirements for designated educational program

3 An educational program that meets all of the following requirements is a designated educational program:

- (a) it must be offered by a designated educational institution;
- (b) it must be of at least 12 consecutive weeks in duration;
- (c) it must be approved by the Minister of Education, or accredited by the Maritime Provinces Higher Education Commission or a national or international or other agency acceptable to the Minister of Education; and
- (d) its student loan repayment rate must be at a level acceptable to the Minister of Education.

Application for designation as designated educational institution

4 (1) A person may apply to the Minister of Education to designate an educational institution as a designated educational institution.

- (2) An application for designation must be in a form approved by the Minister of Education and contain the information required by the Minister of Education.

Eligibility for student loan

5 (1) To be eligible for a student loan, a qualifying student must establish, to the satisfaction of the Minister, that the qualifying student

- (a) is or intends to be enrolled as a full-time student;
- (b) requires financial assistance, taking into account the financial resources available to the qualifying student;
- (c) has an academic history that the Minister considers acceptable for the purposes of granting a student loan.

- (2) For the purposes of clause (1)(b), the financial resources of the qualifying student's parent or partner may be considered to be available to the qualifying student.

Application for student loan

6 (1) A qualifying student may apply to the Minister for a student loan.

- (2) An application for a student loan must be in a form approved by the Minister and must include
 - (a) the qualifying student's social insurance number; and
 - (b) any additional information required by the Minister.

Minister may declare qualifying student ineligible

7 Despite anything else in these regulations, the Minister may declare ineligible for a student loan a qualifying student who

- (a) has ever provided to the Province or to the Government of Canada any false or misleading information that the Minister considers to materially affect or have materially affected the person's eligibility to receive financial assistance from the Minister;
- (b) fails to provide any information or documentation required by the Minister;
- (c) is enrolled in an educational program that is not acceptable to the Minister.

Student loan for single period of study

8 A student loan must be in respect of a single period of study in a loan year.

Student loan agreement

- 9** (1) The Minister may enter into a student loan agreement with a borrower.
- (2) A student loan agreement must be in a form approved by the Minister and must incorporate terms and conditions substantially as set out in Schedule A, and any other terms and conditions approved by the Minister.
- (3) A borrower must do all of the following
- (a) sign a student loan agreement;
 - (b) sign any consents, authorizations and certificates required by the Minister;
 - (c) provide confirmation to the Minister of the borrower's enrolment as a full-time student.
- (4) A borrower younger than 19 years of age who enters into a student loan agreement is bound by that agreement, and these regulations apply as if the borrower were of full age at the time the contractual liability arose.

Purposes of student loan

10 A borrower must use a student loan to pay some or all of the following:

- (a) tuition and other fees required by the designated educational institution;
- (b) the cost of books, materials and supplies to be used in respect of the designated educational program;
- (c) living and other expenses approved by the Minister.

Interest-free status

11 A borrower is not liable to pay interest and no interest accrues on their student loan

- (a) during any period of study during which the borrower is a full-time student; or
- (b) during any subsequent period ending on the last day of the 6-month period after the borrower ceases to be a full-time student.

Borrower must notify Minister of change

12 A borrower must notify the Minister of any change in the information contained in the borrower's student loan application that occurs during the period of study referred to in the student loan agreement, including

- (a) marital or family status;
- (b) status as a full-time student; and
- (c) financial resources.

Minister may require verification

13 At the request of the Minister, a borrower must provide any information or documents the Minister requires to verify statements made in the borrower's student loan application or in any notice of change of status given by the borrower under Section 12.

Minister may reassess student loan application

14 The Minister may reassess the student loan application of a qualifying student or a borrower if

- (a) the Minister receives information about the qualifying student or borrower that differs from the information provided with respect to the application; or
- (b) an audit of the application reveals to the Minister information about the qualifying student or borrower that differs from the information provided with respect to the application.

Minister may terminate interest-free status or require repayment

15 The Minister may terminate a borrower's interest-free status or require immediate repayment of a student loan in either of the following circumstances:

- (a) the borrower or the borrower's parent or partner has provided false or misleading information or documentation to the Minister;
- (b) the borrower fails to comply with the Act or these regulations.

Borrower must repay amount refunded

16 If a designated educational institution refunds to a borrower all or part of the tuition or other fees for which the borrower received a student loan, the borrower must pay the refunded amount as a refund of money to the Province.

Appeal to Nova Scotia Student Aid Appeal Committee

- 17** (1) A person who is dissatisfied with an award made with respect to their application for a student loan may appeal to the Nova Scotia Student Aid Appeal Committee established under the *Student Aid Act*.
- (2) The Nova Scotia Student Aid Appeal Committee must review each appeal made under subsection (1) and recommend to the Minister that the award be confirmed, increased or decreased.

Schedule A**Terms and Conditions of Student Loans**

(Section 83B of the *Provincial Finance Act* and
Section 9 of the *Direct Student Loan Regulations*)

Interest rate: The interest rate applicable to a student loan is either of the following, at the option of the borrower:

- (a) the prime rate* plus 0.5% per year, or
- (b) the prime rate in effect on the date the borrower is obligated to begin making payments under the borrower's student loan agreement plus 3% per year.

A borrower must give notice in writing to the Minister of the selected option by no later than the date the borrower is obligated to begin making payments under the borrower's student loan agreement.

If the Minister does not receive notice from a borrower of a selected interest rate option, the borrower is deemed to have selected interest rate option (a) above.

Repayment term: The repayment term of a student loan varies according to the principal amount of the loan. The term is assigned on the date the borrower is obligated to begin making payments, and is based on the following:

Aggregate Loan Amount	Repayment Term
\$3000.00 or less	36 months
\$3000.01 to \$6000.00	72 months
greater than \$6000.00	114 months

*"Prime rate" means the variable reference rate of interest as calculated by the Minister from time to time, based upon the variable reference rates of interest declared by the 5 largest Canadian financial institutions or their successors as their rates for Canadian dollar consumer loans. The prime rate is calculated by ignoring both the highest and the lowest of those 5 rates and taking the average of the remaining 3 rates.

N.S. Reg. 343/2008

Made: July 31, 2008

Filed: August 5, 2008

Prescribed Petroleum Products Prices

Order dated July 31, 2008
made by the Minister of Service Nova Scotia and Municipal Relations
pursuant to Section 14 of the *Petroleum Products Pricing Act*

**In the Matter of Section 14 of Chapter 11 of the Acts of 2005
the *Petroleum Products Pricing Act***

- and -

**In the Matter of Sections 14 to 18 of the *Petroleum Products Pricing Regulations*
made by the Governor in Council
pursuant to Section 14 of the *Petroleum Products Pricing Act***

- and -

**In the Matter of an Order Prescribing Prices for Petroleum Products
made by the Minister of Service Nova Scotia and Municipal Relations
pursuant to Section 14 of the *Petroleum Products Pricing Act* and
Sections 14 to 18 of the *Petroleum Products Pricing Regulations***

Order

I, Jamie Muir, Minister of Service Nova Scotia and Municipal Relations for the Province of Nova Scotia, pursuant to Section 14 of Chapter 11 of the Acts of 2005, the *Petroleum Products Pricing Act*, and Sections 14 to 18 of the *Petroleum Products Pricing Regulations*, hereby

(a) repeal the Order dated July 24, 2008, which prescribed prices July 25, 2008; and

- (b) prescribe prices for petroleum products in the Province as set forth in the tables in Schedule "A".

This Order is effective on and after 12:01 a.m. on August 1, 2008.

Made at Halifax, in the Halifax Regional Municipality, Nova Scotia, on July 31, 2008.

Sgd.: *Jamie Muir*
Honourable Jamie Muir
Minister of Service Nova Scotia and Municipal Relations

Schedule "A"

**Prices Prescribed for Petroleum Products
under the *Petroleum Products Pricing Act* and the
Petroleum Products Pricing Regulations
effective on and after 12:01 a.m. on August 1, 2008**

Table 1: Benchmark Prices for Regulated Petroleum Products (cents/litre)	
Regular unleaded gasoline	81.1
Mid-grade unleaded gasoline	84.1
Premium unleaded gasoline	87.1
Ultra low-sulfur diesel oil	96.9

Table 2: Fixed Wholesale Prices, Retail Mark-ups and Retail Prices for Regulated Petroleum Products (cents/litre)									
		Retail Mark-up				Retail Price (includes all taxes)			
		Self-Service		Full-Service		Self-Service		Full-Service	
	Fixed Wholesale Price (excludes GST)	Min	Max	Min	Max	Min	Max	Min	Max
Zone 1									
Regular Unleaded	112.9	4.0	5.5	4.0	999.9	132.1	133.8	132.1	999.9
Mid-Grade Unleaded	115.9	4.0	5.5	4.0	999.9	135.5	137.2	135.5	999.9
Premium Unleaded	118.9	4.0	5.5	4.0	999.9	138.9	140.6	138.9	999.9
Ultra Low-Sulfur Diesel	122.6	4.0	5.5	4.0	999.9	143.1	144.8	143.1	999.9
Zone 2									
Regular Unleaded	113.3	4.0	5.5	4.0	999.9	132.5	134.2	132.5	999.9
Mid-Grade Unleaded	116.3	4.0	5.5	4.0	999.9	135.9	137.6	135.9	999.9
Premium Unleaded	119.3	4.0	5.5	4.0	999.9	139.3	141.0	139.3	999.9
Ultra Low-Sulfur Diesel	123.0	4.0	5.5	4.0	999.9	143.5	145.2	143.5	999.9
Zone 3									
Regular Unleaded	113.8	4.0	5.5	4.0	999.9	133.1	134.8	133.1	999.9
Mid-Grade Unleaded	116.8	4.0	5.5	4.0	999.9	136.5	138.2	136.5	999.9
Premium Unleaded	119.8	4.0	5.5	4.0	999.9	139.9	141.6	139.9	999.9
Ultra Low-Sulfur Diesel	123.5	4.0	5.5	4.0	999.9	144.1	145.8	144.1	999.9
Zone 4									

Regular Unleaded	113.8	4.0	5.5	4.0	999.9	133.1	134.8	133.1	999.9
Mid-Grade Unleaded	116.8	4.0	5.5	4.0	999.9	136.5	138.2	136.5	999.9
Premium Unleaded	119.8	4.0	5.5	4.0	999.9	139.9	141.6	139.9	999.9
Ultra Low-Sulfur Diesel	123.5	4.0	5.5	4.0	999.9	144.1	145.8	144.1	999.9
Zone 5									
Regular Unleaded	113.8	4.0	5.5	4.0	999.9	133.1	134.8	133.1	999.9
Mid-Grade Unleaded	116.8	4.0	5.5	4.0	999.9	136.5	138.2	136.5	999.9
Premium Unleaded	119.8	4.0	5.5	4.0	999.9	139.9	141.6	139.9	999.9
Ultra Low-Sulfur Diesel	123.5	4.0	5.5	4.0	999.9	144.1	145.8	144.1	999.9
Zone 6									
Regular Unleaded	114.6	4.0	5.5	4.0	999.9	134.0	135.7	134.0	999.9
Mid-Grade Unleaded	117.6	4.0	5.5	4.0	999.9	137.4	139.1	137.4	999.9
Premium Unleaded	120.6	4.0	5.5	4.0	999.9	140.8	142.5	140.8	999.9
Ultra Low-Sulfur Diesel	124.3	4.0	5.5	4.0	999.9	145.0	146.7	145.0	999.9