

# Royal Gazette

## Part II Regulations under the Regulations Act

---

Printed by the Queen's Printer

Halifax, Nova Scotia

Vol. 36, No. 24

November 30, 2012

### Contents

Act	Reg. No.	Page
<b>Fisheries and Coastal Resources Act</b>		
Live Fish Possession Regulations .....	212/2012	675
<b>Gaming Control Act</b>		
Proclamation of amendments to Act, S. 20, S.N.S. 2012, c. 23– S. 2 to 5, 7 to 11, 14, 15(1)(a), 15(1)(c) to (e) .....	210/2012	672
<b>Petroleum Products Pricing Act</b>		
Prescribed Petroleum Products Prices .....	209/2012	670
Prescribed Petroleum Products Prices .....	211/2012	673

**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. 209/2012**

Made: November 8, 2012

Filed: November 13, 2012

Prescribed Petroleum Products Prices

Order dated November 8, 2012  
made by the Nova Scotia Utility and Review Board  
pursuant to Section 14 of the *Petroleum Products Pricing Act*  
and Sections 16 to 19 of the *Petroleum Products Pricing Regulations*

**Order****NSUARB-GAS-W-12-47****In the Matter of the *Petroleum Products Pricing Act*****- and -****In the Matter of Prescribing Prices for Petroleum Products  
pursuant to Section 14 of the *Petroleum Products Pricing Act* and  
Sections 16 to 19 of the *Petroleum Products Pricing Regulations*****Before:** Kulvinder S. Dhillon, P. Eng., Member**Order**

**Whereas** the purpose of the *Petroleum Products Pricing Regulations* is to ensure just and reasonable prices for specified petroleum products taking into consideration the objectives of preserving the availability of such products in rural areas, stabilizing prices of such products and minimizing the variances in prices of such products across the Province;

**And whereas** the Nova Scotia Utility and Review Board (“Board”) considered the manner in which it would proceed to set petroleum prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

**And whereas** the Board revised the retail margin and transportation allowance effective January 6, 2012, in its decision, 2011 NSUARB 181, issued on November 23, 2011;

**And whereas** the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended November 7, 2012, are:

Grade 1 Regular gasoline	73.3¢ per litre
Ultra-low-sulfur diesel oil	81.9¢ per litre

**Now therefore** the Board prescribes the benchmark prices for petroleum products to be:

Gasoline:	
Grade 1	73.3¢ per litre
Grade 2	76.3¢ per litre
Grade 3	79.3¢ per litre
Ultra-low-sulfur diesel oil	81.9¢ per litre

**And now therefore** the Board has determined, based on historical data regarding price changes and to achieve revenue neutrality, it is appropriate to apply, and the Board so orders, forward averaging corrections of:

Gasoline:	minus 0.3¢ per litre
Ultra-low-sulfur diesel oil:	minus 0.8¢ per litre

**And whereas** a winter blending adjustment of plus 1.9¢ per litre is required for ultra-low-sulfur diesel oil;

**And now therefore** the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., November 9, 2012.

Dated at Halifax, Nova Scotia, this 8th day of November, 2012.

Sgd: D. Pedlar  
Clerk of the Board

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 November 9, 2012**

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cents/Litre					Self-Service Pump Prices		Full-Service Pump Prices	
					(Pump Prices includes 15% HST)			
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
<b>Zone 1</b>								
Regular Unleaded	79.5	10.0	15.5	105.0	126.3	128.3	126.3	999.9
Mid-Grade Unleaded	82.5	10.0	15.5	108.0	129.7	131.8	129.7	999.9
Premium Unleaded	85.5	10.0	15.5	111.0	133.2	135.2	133.2	999.9
Ultra-Low-Sulfur Diesel	89.5	4.0	15.4	108.9	130.8	132.8	130.8	999.9
<b>Zone 2</b>								
Regular Unleaded	80.0	10.0	15.5	105.5	126.8	128.9	126.8	999.9
Mid-Grade Unleaded	83.0	10.0	15.5	108.5	130.3	132.4	130.3	999.9
Premium Unleaded	86.0	10.0	15.5	111.5	133.7	135.8	133.7	999.9
Ultra-Low-Sulfur Diesel	90.0	4.0	15.4	109.4	131.3	133.4	131.3	999.9
<b>Zone 3</b>								
Regular Unleaded	80.4	10.0	15.5	105.9	127.3	129.4	127.3	999.9
Mid-Grade Unleaded	83.4	10.0	15.5	108.9	130.8	132.8	130.8	999.9
Premium Unleaded	86.4	10.0	15.5	111.9	134.2	136.3	134.2	999.9
Ultra-Low-Sulfur Diesel	90.4	4.0	15.4	109.8	131.8	133.9	131.8	999.9
<b>Zone 4</b>								
Regular Unleaded	80.5	10.0	15.5	106.0	127.4	129.5	127.4	999.9
Mid-Grade Unleaded	83.5	10.0	15.5	109.0	130.9	132.9	130.9	999.9
Premium Unleaded	86.5	10.0	15.5	112.0	134.3	136.4	134.3	999.9
Ultra-Low-Sulfur Diesel	90.5	4.0	15.4	109.9	131.9	134.0	131.9	999.9
<b>Zone 5</b>								
Regular Unleaded	80.5	10.0	15.5	106.0	127.4	129.5	127.4	999.9
Mid-Grade Unleaded	83.5	10.0	15.5	109.0	130.9	132.9	130.9	999.9
Premium Unleaded	86.5	10.0	15.5	112.0	134.3	136.4	134.3	999.9
Ultra-Low-Sulfur Diesel	90.5	4.0	15.4	109.9	131.9	134.0	131.9	999.9
<b>Zone 6</b>								
Regular Unleaded	81.2	10.0	15.5	106.7	128.2	130.3	128.2	999.9
Mid-Grade Unleaded	84.2	10.0	15.5	109.7	131.7	133.7	131.7	999.9
Premium Unleaded	87.2	10.0	15.5	112.7	135.1	137.2	135.1	999.9
Ultra-Low-Sulfur Diesel	91.2	4.0	15.4	110.6	132.7	134.8	132.7	999.9

**N.S. Reg. 210/2012**

Made: November 13, 2012

Filed: November 13, 2012

Proclamation, S. 20, S.N.S. 2012, c. 23

Order in Council 2012-354 dated November 13, 2012

Proclamation made by the Governor in Council

pursuant to Section 20 of

*An Act to Amend Chapter 4 of the Acts of 1994-95, the Gaming Control Act*

The Governor in Council on the report and recommendation of the Minister responsible for Part I of the *Gaming Control Act* dated October 4, 2012, and pursuant to Section 20 of Chapter 23 of the Acts of 2012, *An Act to Amend Chapter 4 of the Acts of 1994-95, the Gaming Control Act*, is pleased to order and declare by proclamation that Sections 2 to 5, 7 to 11 and 14 and clauses 15(1)(a) and 15[(1)](c) to (e) of Chapter 23 of the Acts of 2012, *An Act to Amend Chapter 4 of the Acts of 1994-95, the Gaming Control Act*, do come into force on and not before November 13, 2012.

PROVINCE OF NOVA SCOTIA

sgd: **J. J. Grant**

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 20 of Chapter 23 of the Acts of 2012, *An Act to Amend Chapter 4 of the Acts of 1994-95, the Gaming Control Act*, it is enacted as follows:

- 20** Sections 2 to 5, 7 to 11 and 14 and clauses 15(1)(a) and 15[(1)](c) to (e) do come into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Sections 2 to 5, 7 to 11 and 14 and clauses 15(1)(a) and 15[(1)](c) to (e) of Chapter 23 of the Acts of 2012, *An Act to Amend Chapter 4 of the Acts of 1994-95, the Gaming Control Act*, do come into force on and not before November 13, 2012;

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 Sections 2 to 5, 7 to 11 and 14 and clauses 15(1)(a) and 15[(1)](c) to (e) of Chapter 23 of the Acts of 2012, *An Act to Amend Chapter 4 of the Acts of 1994-95, the Gaming Control Act*, do come into force on and not before November 13, 2012, of which all persons concerned are to take notice and govern themselves accordingly.

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

WITNESS, Our Trusty and Well Beloved His Honour  
Brigadier-General, the Honourable J. J. Grant  
(Retired), Lieutenant Governor of the Province of  
Nova Scotia.

AT Our Government House in the Halifax Regional  
Municipality, this 13th day of November in the  
year of Our Lord two thousand and twelve and in  
the sixty-first year of Our Reign.

BY COMMAND:

**sgd: Ross Landry**  
Provincial Secretary  
Minister of Justice and Attorney General

**N.S. Reg. 211/2012**

Made: November 15, 2012

Filed: November 16, 2012

Prescribed Petroleum Products Prices

Order dated November 15, 2012  
made by the Nova Scotia Utility and Review Board  
pursuant to Section 14 of the *Petroleum Products Pricing Act*  
and Sections 16 to 19 of the *Petroleum Products Pricing Regulations*

Order

NSUARB-GAS-W-12-48

**In the Matter of the *Petroleum Products Pricing Act***

- and -

**In the Matter of Prescribing Prices for Petroleum Products  
pursuant to Section 14 of the *Petroleum Products Pricing Act* and  
Sections 16 to 19 of the *Petroleum Products Pricing Regulations***

**Before:** Murray E. Doehler, C.A., P. Eng., Member

**Order**

**Whereas** the purpose of the *Petroleum Products Pricing Regulations* is to ensure just and reasonable prices for specified petroleum products taking into consideration the objectives of preserving the availability of such products in rural areas, stabilizing prices of such products and minimizing the variances in prices of such products across the Province;

**And whereas** the Nova Scotia Utility and Review Board (“Board”) considered the manner in which it would proceed to set petroleum prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

**And whereas** the Board revised the retail margin and transportation allowance effective January 6, 2012, in its decision, 2011 NSUARB 181, issued on November 23, 2011;

**And whereas** the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended November 14, 2012, are:

Grade 1 Regular gasoline	75.6¢ per litre
Ultra-low-sulfur diesel oil	81.3¢ per litre

**Now therefore** the Board prescribes the benchmark prices for petroleum products to be:

Gasoline:	
Grade 1	75.6¢ per litre
Grade 2	78.6¢ per litre
Grade 3	81.6¢ per litre
Ultra-low-sulfur diesel oil	81.3¢ per litre

**And now therefore** the Board has determined, based on historical data regarding price changes and to achieve revenue neutrality, it is appropriate to apply, and the Board so orders, forward averaging corrections of:

Gasoline:	plus 0.6¢ per litre
Ultra-low-sulfur diesel oil:	minus 0.5¢ per litre

**And whereas** a winter blending adjustment of plus 2.2¢ per litre is required for ultra-low-sulfur diesel oil;

**And now therefore** the Board prescribes the prices for petroleum products as set forth in Schedule "A" effective on and after 12:01 a.m., November 16, 2012.

**Dated** at Halifax, Nova Scotia, this 15th day of November, 2012.

Sgd: *D. Pedlar*  
Clerk of the Board

### 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 November 16, 2012**

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cents/Litre					Self-Service Pump Prices		Full-Service Pump Prices	
					(Pump Prices includes 15% HST)			
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
<b>Zone 1</b>								
Regular Unleaded	82.7	10.0	15.5	108.2	130.0	132.0	130.0	999.9
Mid-Grade Unleaded	85.7	10.0	15.5	111.2	133.4	135.5	133.4	999.9
Premium Unleaded	88.7	10.0	15.5	114.2	136.9	138.9	136.9	999.9
Ultra-Low-Sulfur Diesel	89.5	4.0	15.4	108.9	130.8	132.8	130.8	999.9
<b>Zone 2</b>								
Regular Unleaded	83.2	10.0	15.5	108.7	130.5	132.6	130.5	999.9
Mid-Grade Unleaded	86.2	10.0	15.5	111.7	134.0	136.0	134.0	999.9
Premium Unleaded	89.2	10.0	15.5	114.7	137.4	139.5	137.4	999.9
Ultra-Low-Sulfur Diesel	90.0	4.0	15.4	109.4	131.3	133.4	131.3	999.9
<b>Zone 3</b>								
Regular Unleaded	83.6	10.0	15.5	109.1	131.0	133.1	131.0	999.9
Mid-Grade Unleaded	86.6	10.0	15.5	112.1	134.4	136.5	134.4	999.9
Premium Unleaded	89.6	10.0	15.5	115.1	137.9	140.0	137.9	999.9
Ultra-Low-Sulfur Diesel	90.4	4.0	15.4	109.8	131.8	133.9	131.8	999.9

<b>Zone 4</b>								
Regular Unleaded	83.7	10.0	15.5	109.2	131.1	133.2	131.1	999.9
Mid-Grade Unleaded	86.7	10.0	15.5	112.2	134.6	136.6	134.6	999.9
Premium Unleaded	89.7	10.0	15.5	115.2	138.0	140.1	138.0	999.9
Ultra-Low-Sulfur Diesel	90.5	4.0	15.4	109.9	131.9	134.0	131.9	999.9
<b>Zone 5</b>								
Regular Unleaded	83.7	10.0	15.5	109.2	131.1	133.2	131.1	999.9
Mid-Grade Unleaded	86.7	10.0	15.5	112.2	134.6	136.6	134.6	999.9
Premium Unleaded	89.7	10.0	15.5	115.2	138.0	140.1	138.0	999.9
Ultra-Low-Sulfur Diesel	90.5	4.0	15.4	109.9	131.9	134.0	131.9	999.9
<b>Zone 6</b>								
Regular Unleaded	84.4	10.0	15.5	109.9	131.9	134.0	131.9	999.9
Mid-Grade Unleaded	87.4	10.0	15.5	112.9	135.4	137.4	135.4	999.9
Premium Unleaded	90.4	10.0	15.5	115.9	138.8	140.9	138.8	999.9
Ultra-Low-Sulfur Diesel	91.2	4.0	15.4	110.6	132.7	134.8	132.7	999.9

**N.S. Reg. 212/2012**

Made: November 20, 2012

Filed: November 20, 2012

Live Fish Possession Regulations

Order in Council 2012-356 dated November 20, 2012  
Regulations made by the Governor in Council  
pursuant to Section 81 of the *Fisheries and Coastal Resources Act*

The Governor in Council on the report and recommendation of the Minister of Fisheries and Aquaculture dated October 24, 2012, and pursuant to Section 81 of Chapter 25 of the Acts of 1996, the *Fisheries and Coastal Resources Act*, is pleased to make regulations respecting the possession of live fish in the form set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after November 20, 2012.

**Schedule "A"**

**Regulations Respecting the Possession of Live Fish  
made by the Governor in Council under  
Section 81 of Chapter 25 of the Acts of 1996,  
the *Fisheries and Coastal Resources Act***

**Citation**

1 These regulations may be cited as the *Live Fish Possession Regulations*.

**Definitions**

2 In these regulations,

“Act” means the *Fisheries and Coastal Resources Act*;

“fish” means fish as defined in the *Fisheries Act* (Canada);

“possession” means possession within the meaning of subsection 4(3) of the *Criminal Code* (Canada).

### **Prohibition against possession of live fish**

**3** A person must not have in possession live fish except in accordance with these regulations.

### **When person may possess live fish**

**4** A person may have in possession live fish in any of the following circumstances:

- (a) the Minister of Fisheries and Oceans (Canada) has provided written permission to the person under the *Fisheries Act* (Canada) to obtain fish for purposes of stocking or artificial breeding or for scientific purposes;
- (b) the Minister of Fisheries and Oceans (Canada) has issued the person a licence for the fish under any of the following regulations made under the *Fisheries Act* (Canada):
  - (i) the *Fishery (General) Regulations*,
  - (ii) the *Atlantic Fishery Regulations, 1985*,
  - (iii) the *Aboriginal Communal Fishing Licences Regulations*,
  - (iv) the *Maritime Provinces Fishery Regulations*,
  - (v) the *Management of Contaminated Fisheries Regulations*;
- (c) the person intends to use the fish as bait while sport fishing, and the use of the fish as bait complies with the *Maritime Provinces Fishery Regulations* made under the *Fisheries Act* (Canada);
- (d) the fish are intended to be kept in a private aquarium and the person can provide proof of purchase of the fish;
- (e) the fish are speckled trout or rainbow trout that have been purchased from a Provincially based and licensed fish hatchery, the person can provide proof of purchase of the fish or Departmental approval, and the fish are being transported for delivery
  - (i) if speckled trout, to a private facility,
  - (ii) if rainbow trout, to a private facility approved by the Minister under the Act;
- (f) the fish are being transported for delivery to a predetermined natural location in collaboration with a stocking or education program of the Department and the person can provide proof of purchase of the fish or Departmental approval;
- (g) the fish are being used in a fishing event for which the Minister has issued a permit under Section 80 of the Act;
- (h) the fish are shellfish that are being relocated under a shellfish replanting licence issued pursuant to the *Maritime Provinces Fishery Regulations* made under the *Fisheries Act* (Canada);
- (i) the fish are shellfish that are intended for human consumption;
- (j) the fish are marine worms or American eels;



- (k) the fish are intended for food, social or ceremonial purposes and are harvested in accordance with any asserted Mi'kmaq rights under the direction of a First Nations band or other authority recognized by the Minister;
- (l) a circumstance in which the Act or regulations made under the Act permit a person to possess live fish.