

Royal



Gazette

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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. 192/2013

Made: April 11, 2013

Filed: April 12, 2013

Prescribed Petroleum Products Prices

Order dated April 11, 2013
 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-13-15****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: Peter W. Gurnham, Q.C., Chair**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 Board revised the wholesale margin effective January 4, 2013, in its decision 2012 NSUARB 213, issued on December 12, 2012;

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended April 10, 2013, are:

Grade 1 Regular gasoline	74.3¢ per litre
Ultra-low-sulfur diesel oil	78.8¢ per litre

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

Gasoline:	
Grade 1	74.3¢ per litre
Grade 2	77.3¢ per litre
Grade 3	80.3¢ per litre
Ultra-low-sulfur diesel oil	78.8¢ 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 0.8¢ per litre
Ultra-low-sulfur diesel oil:	minus 0.8¢ per litre

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., April 12, 2013.

Dated at Halifax, Nova Scotia, this 11th day of April, 2013.

Sgd: Elaine Wagner
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 April 12, 2013**

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
Zone 1								
Regular Unleaded	80.7	10.0	15.5	106.2	127.6	129.7	127.6	999.9
Mid-Grade Unleaded	83.7	10.0	15.5	109.2	131.1	133.2	131.1	999.9
Premium Unleaded	86.7	10.0	15.5	112.2	134.6	136.6	134.6	999.9
Ultra-Low-Sulfur Diesel	85.2	4.0	15.4	104.6	125.8	127.9	125.8	999.9
Zone 2								
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	85.7	4.0	15.4	105.1	126.4	128.5	126.4	999.9
Zone 3								
Regular Unleaded	81.6	10.0	15.5	107.1	128.7	130.8	128.7	999.9
Mid-Grade Unleaded	84.6	10.0	15.5	110.1	132.1	134.2	132.1	999.9
Premium Unleaded	87.6	10.0	15.5	113.1	135.6	137.7	135.6	999.9
Ultra-Low-Sulfur Diesel	86.1	4.0	15.4	105.5	126.8	128.9	126.8	999.9
Zone 4								
Regular Unleaded	81.7	10.0	15.5	107.2	128.8	130.9	128.8	999.9
Mid-Grade Unleaded	84.7	10.0	15.5	110.2	132.2	134.3	132.2	999.9
Premium Unleaded	87.7	10.0	15.5	113.2	135.7	137.8	135.7	999.9
Ultra-Low-Sulfur Diesel	86.2	4.0	15.4	105.6	127.0	129.0	127.0	999.9
Zone 5								
Regular Unleaded	81.7	10.0	15.5	107.2	128.8	130.9	128.8	999.9
Mid-Grade Unleaded	84.7	10.0	15.5	110.2	132.2	134.3	132.2	999.9
Premium Unleaded	87.7	10.0	15.5	113.2	135.7	137.8	135.7	999.9
Ultra-Low-Sulfur Diesel	86.2	4.0	15.4	105.6	127.0	129.0	127.0	999.9
Zone 6								
Regular Unleaded	82.4	10.0	15.5	107.9	129.6	131.7	129.6	999.9
Mid-Grade Unleaded	85.4	10.0	15.5	110.9	133.1	135.1	133.1	999.9
Premium Unleaded	88.4	10.0	15.5	113.9	136.5	138.6	136.5	999.9
Ultra-Low-Sulfur Diesel	86.9	4.0	15.4	106.3	127.8	129.8	127.8	999.9

N.S. Reg. 193/2013

Made: April 15, 2013

Filed: April 15, 2013

General Civil Service Regulations

Order in Council 2013-140 dated April 15, 2013
Amendment to regulations made by the Public Service Commission
and approved by the Governor in Council
pursuant to Section 45 of the *Civil Service Act*

The Governor in Council on the report and recommendation of the Minister of the Public Service Commission dated March 26, 2013, and pursuant to Section 45 of Chapter 70 of the Revised Statutes of Nova Scotia 1989, the *Civil Service Act*, is pleased to approve of amendments made by the Public Service Commission to the *General Civil Service Regulations*, N.S. Reg. 311/2009, made by the Public Service Commission and approved by the Governor in Council by Order in Council 2009-453 dated October 27, 2009, to extend the option of a call for voluntary resignation with severance for excluded employees to March 31, 2014, to clarify the voluntary resignation with severance process and to remove references to “lay-off status”, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after April 15, 2013.

Schedule “A”

The Public Service Commission, pursuant to Section 45 of Chapter 70 of the Revised Statutes of Nova Scotia, 1989, the *Civil Service Act*, hereby amends the *General Civil Service Regulations*, N.S. Reg. 311/2009, made by the Public Service Commission and approved by the Governor in Council by Order in Council 2009-453 dated October 27, 2009, to extend the voluntary resignation with severance option for excluded employees to March 31, 2014, to remove references to lay-off status and to clarify language related to voluntary resignation with severance, in the manner attached.

This amendment is effective on and after the date of its approval by the Governor in Council.

Dated and made at Halifax, Nova Scotia, Mar. 26, 2013.

Sgd.: *Marilyn More*
Honourable Marilyn More
Minister of the Public Service Commission

**Amendment to the *General Civil Service Regulations*
made by the Public Service Commission under Section 45
of Chapter 70 of the Revised Statutes of Nova Scotia, 1989,
the *Civil Service Act***

- 1 Section 2 of the *General Civil Service Regulations*, N.S. Reg. 311/2009, made by the Public Service Commission and approved by the Governor in Council by Order in Council 2009-453 dated October 27, 2009, is amended by adding the following definition immediately after the definition of “service-related benefit”:

“severance period”, in relation to an employee who is entitled to a severance allowance under these regulations, means the period beginning on the date of the employee’s resignation and equal to the number of weeks calculated for the purposes of their severance allowance;

- 2 (1) The regulations are further amended by striking out the heading “**Benefit coverage while on lay-off status**” immediately before Section 89 and substituting the heading “**Benefit coverage upon deemed termination of laid-off employees**”.
- (2) Subsection 89(1) of the regulations is amended by striking out “on lay-off status” and substituting “deemed to be terminated under subsection 144(1)”.
- (3) Subsection 89(2) of the regulations is amended by striking out “laid off” and substituting “deemed to be terminated under subsection 144(1)”.
- (4) Subsections 89(3) and 89(4) of the regulations are repealed.
- 3 Subsection 135(2) of the regulations is repealed and the following subsection substituted:
- (2) The following employees are not entitled to receive a public service award:
- (a) an employee who is laid off and receives a severance allowance under subsection 146(1);
- (b) an employee who resigns and receives a severance allowance under subsection 149D(5).
- 4 Subsection 141(3) of the regulations is amended by adding “other than” immediately before “for cause”.
- 5 Subsection 144(2) of the regulations is repealed.
- 6 Section 145 of the regulations and its heading are repealed.
- 7 (1) Subsection 146(1) of the regulations is amended by striking out “employee’s lay-off status ends” and substituting “employee is deemed to be terminated under subsection 144(1),”.
- (2) Section 146 of the regulations is further amended by adding the following subsections immediately after subsection (3):
- (4) An employee who receives a severance allowance under subsection (1) and who is reappointed to the civil service before the severance period ends must repay a portion of that severance allowance prorated on the basis of the number of weeks remaining in the severance period at the date of reappointment.
- (5) An employee who accepts a severance allowance under subsection (1) must sign an agreement releasing the employer from any future claims for compensation and benefits from the employer.
- 8 Section 149A of the regulations is repealed and the following Section substituted:
- 149A (1)** Beginning January 1, 2011, and ending March 31, 2014, to avoid laying off employees, a Deputy Head exercising authority under Section 25 of the Act may do either of the following:
- (a) offer employees in the Deputy Head’s department who would otherwise be laid off the opportunity to voluntarily resign and to receive a severance allowance in accordance with Section 149C;
- (b) issue a call to employees in the Deputy Head’s department who are in the same pay band as the employees to be laid off or in a lower pay band, inviting them to voluntarily resign and to receive a severance allowance in accordance with Section 149C.

- (2) If, after a Deputy Head makes an offer or issues a call under subsection (1), the number of employees who voluntarily resign is insufficient to avoid the laying off of employees, the Deputy Head may, following consultation with other Deputy Heads, issue a call to employees in other departments who are in the same pay band as the employees referred to in clause (1)(a), or in a lower pay band, inviting them to voluntarily resign and to receive a severance allowance in accordance with Section 149C.

9 Subsections 149B(1) and (2) of the regulations are repealed and the following subsections substituted:

- (1) Despite Section 139, an employee who receives an offer or call under Section 149A from a Deputy Head and who wishes to voluntarily resign must submit a voluntary resignation request to the Deputy Head
 - (a) in the case of an employee who receives an offer made under clause 149A(1)(a), no later than 5 days after the date the offer is made; or
 - (b) in the case of an employee who receives a call issued under clause 149A(1)(b) or subsection 149A(2), no later than 5 days after the date the call is issued.
- (2) An employee referred to in clause (1)(a) and, if their voluntary resignation is provisionally accepted by the Deputy Head, an employee referred to in clause (1)(b), must
 - (a) meet with a human resources consultant for the employee's department; and
 - (b) no later than 15 working days after the date of the meeting required by clause (a), advise the Deputy Head in writing whether the employee will voluntarily resign.

10 (1) Subsection 149C(5) of the regulations is amended by striking out "total payment granted under subsection (4)" and substituting "combined total payment granted under subsections (1) and (4)".

(2) Subsection 149C(6) of the regulations is repealed.

(3) Subsection 149C(7) of the regulations is repealed and the following subsection substituted:

- (7) An employee who voluntarily resigns under Section 149B and the employer must continue to contribute to, and the employee continues to be entitled to receive benefits from, the Group Life Insurance Plan during the severance period.

(4) Subsection 149C of the regulations is further amended by adding the following subsection immediately after subsection (7):

- (7A) If an employee who voluntarily resigns under Section 149B chooses to continue to contribute to the Consolidated Health and Dental Plan, the employer must continue to contribute to, and the employee continues to be entitled to receive benefits from, the Consolidated Health and Dental Plan during the severance period.

N.S. Reg. 194/2013

Made: April 10, 2013

Filed: April 18, 2013

Fluid Dairy Pricing Regulations

Order dated April 10, 2013

Amendment to regulations made by the Natural Products Marketing Council
pursuant to clauses 9(c) and (d) of the *Dairy Industry Act***Natural Products Marketing Council**

I certify that the Natural Products Marketing Council, pursuant to Section 9 of Chapter 24 of the Acts of 2000, the *Dairy Industry Act*, at its meeting on April 10, 2013, carried a motion to amend the *Fluid Dairy Pricing Regulations*, N.S. Reg. 95/2003, made by the Natural Products Marketing Council on April 8, 2003, in the manner set forth in the attached Schedule "A", effective on and after April 19, 2013.

Signed at Truro, in the County of Colchester, Nova Scotia on April 11, 2013.

Natural Products Marketing Council

per: sgd.: *E. A. Crouse*

Elizabeth A. Crouse

General Manager

Schedule "A"**Amendment to the *Fluid Dairy Pricing Regulations*
made by the Natural Products Marketing Council
under clauses 9(c) and (d) of Chapter 24 of the Acts of 2000,
the *Dairy Industry Act***

Clause 2(f) of the *Fluid Dairy Pricing Regulations*, N.S. Reg. 95/2003, made by the Natural Products Marketing Council on April 8, 2003, is amended by adding the following row immediately under the row beginning "5 L":

2 L 4.10

N.S. Reg. 195/2013

Made: March 28, 2013

Approved: April 12, 2013

Filed: April 18, 2013

Bulk Haulage Regulations

Order dated April 12, 2013

Amendment to regulations made by the Dairy Farmers of Nova Scotia
and approved by the Natural Products Marketing Council
pursuant to clause 15(1)(b) of the *Dairy Industry Act*

Dairy Farmers of Nova Scotia**Amendment to the Bulk Haulage Regulations**

I certify that the Dairy Farmers of Nova Scotia, pursuant to clause 15(1)(b) of Chapter 24 of the Acts of 2000, the *Dairy Industry Act*, at a meeting held on March 28, 2013, amended the *Bulk Haulage Regulations*, N.S. Reg. 23/2003, in the manner set forth in the attached Schedule "A", effective on and after May 1, 2013.

Signed at Truro, in the County of Colchester, Nova Scotia on April 12, 2013.

Dairy Farmers of Nova Scotia

Sgd.: *Brian Cameron*

per:

Brian Cameron

General Manager

Approved by the Natural Products Marketing Council at Truro, in the County of Colchester, Nova Scotia on April 12, 2013.

Natural Products Marketing Council

Sgd.: *E. A. Crouse*

per:

Elizabeth A. Crouse, P.Ag.

General Manager

Schedule "A"

**Amendments to the *Bulk Haulage Regulations*
made by the Dairy Farmers of Nova Scotia
pursuant to clause 15(1)(b) of Chapter 24 of the Acts of 2000,
the *Dairy Industry Act***

Clause 7(a) of the *Bulk Haulage Regulations*, N.S. Reg. 23/2003, made by the Dairy Farmers of Nova Scotia and approved by the Natural Products Marketing Council on August 13, 2002, is amended by

- (a) striking out "\$2.38" directly opposite "Farmers Co-Operative Dairy Limited" and substituting "\$2.39";
- (b) striking out "\$3.23" directly opposite "Scotsburn Co-Operative Services Limited" and substituting "\$3.22";
- (c) striking out "\$1.71" directly opposite "Fisher Transport Limited" and substituting "\$1.72";
- (d) striking out "\$2.61" directly opposite "Winterthur Farm—Rudolph Burghardt" and substituting "\$2.62";
and
- (e) striking out "\$1.83" directly opposite "Cook's Dairy Farm Limited" and substituting "\$1.84".

N.S. Reg. 196/2013

Made: April 18, 2013

Filed: April 19, 2013

Prescribed Petroleum Products Prices

Order dated April 18, 2013
 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-13-16****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: Roland A. Deveau, Q.C., Vice-Chair**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 Board revised the wholesale margin effective January 4, 2013, in its decision 2012 NSUARB 213, issued on December 12, 2012;

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended April 17, 2013, are:

Grade 1 Regular gasoline	72.5¢ per litre
Ultra-low-sulfur diesel oil	75.2¢ per litre

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

Gasoline:	
Grade 1	72.5¢ per litre
Grade 2	75.5¢ per litre
Grade 3	78.5¢ per litre
Ultra-low-sulfur diesel oil	75.2¢ 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 1.0¢ per litre
Ultra-low-sulfur diesel oil:	minus 1.5¢ per litre

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., April 19, 2013.

Dated at Halifax, Nova Scotia, this 18th day of April, 2013.

Sgd: Elaine Wagner
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 April 19, 2013**

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
Zone 1								
Regular Unleaded	78.7	10.0	15.5	104.2	125.4	127.4	125.4	999.9
Mid-Grade Unleaded	81.7	10.0	15.5	107.2	128.8	130.9	128.8	999.9
Premium Unleaded	84.7	10.0	15.5	110.2	132.2	134.3	132.2	999.9
Ultra-Low-Sulfur Diesel	80.8	4.0	15.4	100.2	120.8	122.8	120.8	999.9
Zone 2								
Regular Unleaded	79.2	10.0	15.5	104.7	125.9	128.0	125.9	999.9
Mid-Grade Unleaded	82.2	10.0	15.5	107.7	129.4	131.4	129.4	999.9
Premium Unleaded	85.2	10.0	15.5	110.7	132.8	134.9	132.8	999.9
Ultra-Low-Sulfur Diesel	81.3	4.0	15.4	100.7	121.3	123.4	121.3	999.9
Zone 3								
Regular Unleaded	79.6	10.0	15.5	105.1	126.4	128.5	126.4	999.9
Mid-Grade Unleaded	82.6	10.0	15.5	108.1	129.8	131.9	129.8	999.9
Premium Unleaded	85.6	10.0	15.5	111.1	133.3	135.4	133.3	999.9
Ultra-Low-Sulfur Diesel	81.7	4.0	15.4	101.1	121.8	123.9	121.8	999.9
Zone 4								
Regular Unleaded	79.7	10.0	15.5	105.2	126.5	128.6	126.5	999.9
Mid-Grade Unleaded	82.7	10.0	15.5	108.2	130.0	132.0	130.0	999.9
Premium Unleaded	85.7	10.0	15.5	111.2	133.4	135.5	133.4	999.9
Ultra-Low-Sulfur Diesel	81.8	4.0	15.4	101.2	121.9	124.0	121.9	999.9
Zone 5								
Regular Unleaded	79.7	10.0	15.5	105.2	126.5	128.6	126.5	999.9
Mid-Grade Unleaded	82.7	10.0	15.5	108.2	130.0	132.0	130.0	999.9
Premium Unleaded	85.7	10.0	15.5	111.1	133.4	135.5	133.4	999.9
Ultra-Low-Sulfur Diesel	81.8	4.0	15.4	101.2	121.9	124.0	121.9	999.9
Zone 6								
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	82.5	4.0	15.4	101.9	122.7	124.8	122.7	999.9

N.S. Reg. 197/2013

Made: April 15, 2013

Approved: April 16, 2013

Filed: April 23, 2013

Bulk Haulage Regulations

Order dated April 16, 2013
Amendment to regulations made by the Dairy Farmers of Nova Scotia
and approved by the Natural Products Marketing Council
pursuant to clause 15(1)(b) of the *Dairy Industry Act*

Dairy Farmers of Nova Scotia**Amendment to the Bulk Haulage Regulations**

I certify that the Dairy Farmers of Nova Scotia, pursuant to clause 15(1)(b) of Chapter 24 of the Acts of 2000, the *Dairy Industry Act*, by e-mail on April 15, 2013, amended the *Bulk Haulage Regulations*, N.S. Reg. 23/2003, in the manner set forth in the attached Schedule "A", effective on and after April 19, 2013.

Signed at Truro, in the County of Colchester, Nova Scotia on April 16, 2013.

Dairy Farmers of Nova Scotia

per: Sgd.: *Brian Cameron*
Brian Cameron
General Manager

Approved by the Natural Products Marketing Council at Truro, in the County of Colchester, Nova Scotia on April 16, 2013.

Natural Products Marketing Council

per: Sgd.: *E. A. Crouse*
Elizabeth A. Crouse, P.Ag.
General Manager

Schedule "A"

**Amendment to the *Bulk Haulage Regulations*
made by the Dairy Farmers of Nova Scotia
pursuant to clause 15(1)(b) of Chapter 24 of the Acts of 2000,
the *Dairy Industry Act***

- 1 Clause 7(a) of the *Bulk Haulage Regulations*, N.S. Reg. 23/2003, made by the Dairy Farmers of Nova Scotia and approved by the Natural Products Marketing Council on August 13, 2002, is amended by striking out "Farmers Co-Operative Dairy Limited" and substituting "Farmers Co-Operative Dairy Limited or successor".
- 2 Clause 7(b) of the regulations is amended by striking out "Truro Farmers Cheese Division" and substituting "Truro Farmers Cheese Division or successor".