

Part II Regulations under the Regulations Act

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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. 17/2017

Made: February 2, 2017 Filed: February 10, 2017

Contaminated Sites Protocols Adoption Regulations

Order dated February 2, 2017 Regulations made by the Minister of Environment pursuant to clause 8A(1)(c) of the *Environment Act*

In the matter of clause 8A(1)(c) and Section 90 of Chapter 1 of the Acts of 1994-95, the *Environment Act*

-and-

In the matter of regulations adopting contaminated sites protocols made by the Minister of Environment under clause 8A(1)(c) and Section 90 of the *Environment Act*

Order

- I, Margaret Miller, Minister of Environment for the Province of Nova Scotia, pursuant to clause 8A(1)(c) and Section 90 of Chapter 1 of the Acts of 1994-95, the *Environment Act*, hereby
- (a) repeal the order establishing contaminated sites protocols as standards made by the Minister of Environment dated July 3, 2013, N.S. Reg. 244/2013; and
- (b) make new regulations adopting contaminated sites protocols as standards for the remediation of contaminated sites, as amended or replaced from time to time, as previously established by the Minister of Environment by order dated July 3, 2013, N.S. Reg. 244/2013, in the form set forth in the attached Schedule "A".

This order is effective on and after the date it is signed.

Dated and made at Halifax, Nova Scotia Feb. 2, 2017.

sgd: *Margaret Miller*Honourable Margaret Miller
Minister of Environment

Schedule "A"

Regulations Respecting Adoption of Contaminated Sites Protocols Made by the Minister of Environment under clause 8A(1)(c) and Section 90 of Chapter 1 of the Acts of 1994-95, the *Environment Act*

Citation

1 These regulations may be cited as the *Contaminated Sites Protocols Adoption Regulations*.

Adopted protocols

The following protocols developed by the Department of Environment, as amended, are adopted by the Minister of Environment under clause 8A(1)(c) of the *Environment Act* as standards for the remediation of contaminated sites:

Protocol	Date adopted
Notification of Contamination Protocol	July 6, 2013
Environmental Site Assessment for Limited Remediation Protocol	July 6, 2013
Phase 1 Environmental Site Assessment Protocol	July 6, 2013
Phase 2 Environmental Site Assessment Protocol	July 6, 2013
Remediation Levels Protocol	July 6, 2013
Remedial Action Plan Protocol	July 6, 2013
Confirmation of Remediation Protocol	July 6, 2013

Public availability

- The protocols adopted by these regulations must be available to the public, clearly identifying amendments and effective dates, as follows:
 - (a) on the Department of Environment's website (currently found at http://www.novascotia.ca/nse/contaminatedsites/protocols.asp); and
 - (b) at the offices of the Department of Environment (currently at 1903 Barrington Street, Suite 2085, Halifax, Nova Scotia).

N.S. Reg. 18/2017

Made: February 9, 2017 Filed: February 15, 2017

Prescribed Petroleum Products Prices

Order dated February 9, 2017
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 M07864

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: Richard J. Melanson, Member

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 product prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

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 Board revised the retail margin and transportation allowance effective October 28, 2016, in its decision, 2016 NSUARB 168, issued on September 26, 2016;

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended February 8, 2017, are:

Grade 1 Regular gasoline 52.4¢ per litre Ultra-low-sulfur diesel oil 55.7¢ per litre

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

Gasoline:

Grade 1	52.4¢ per litre
Grade 2	55.4¢ per litre
Grade 3	58.4¢ per litre
Ultra-low-sulfur diesel oil	55.7¢ 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 0.7¢ per litre Ultra-low-sulfur diesel oil: minus 0.4¢ per litre

And whereas a winter blending adjustment of plus 6.1¢ 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., February 10, 2017.

Dated at Halifax, Nova Scotia, this 9th day of February, 2017.

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 February 10, 2017

Nova Scotia Petroleum Price Schedule									
Petroleum Prices in Cents/Litre						ervice	Full-Service		
					Pump Prices Pu		Pump	ump Prices	
					(Pump	Prices inc	elude s 15	% HST)	
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max	
Zone 1									
Regular Unleaded	58.9	10.0	15.5	84.4	102.9	105.1	102.9	999.9	
Mid-Grade Unleaded	61.9	10.0	15.5	87.4	106.4	108.6	106.4	999.9	
Premium Unleaded	64.9	10.0	15.5	90.4	109.8	112.0	109.8	999.9	
Ultra-Low-Sulfur Diesel	68.6	4.0	15.4	88.0	107.1	109.2	107.1	999.9	

Zone 2								
Regular Unleaded	59.4	10.0	15.5	84.9	103.5	105.7	103.5	999.9
Mid-Grade Unleaded	62.4	10.0	15.5	87.9	107.0	109.1	107.0	999.9
Premium Unleaded	65.4	10.0	15.5	90.9	110.4	112.6	110.4	999.9
Ultra-Low-Sulfur Diesel	69.1	4.0	15.4	88.5	107.6	109.8	107.6	999.9
Zone 3								
Regular Unleaded	59.8	10.0	15.5	85.3	104.0	106.1	104.0	999.9
Mid-Grade Unleaded	62.8	10.0	15.5	88.3	107.4	109.6	107.4	999.9
Premium Unleaded	65.8	10.0	15.5	91.3	110.9	113.0	110.9	999.9
Ultra-Low-Sulfur Diesel	69.5	4.0	15.4	88.9	108.1	110.3	108.1	999.9
Zone 4								
Regular Unleaded	59.9	10.0	15.5	85.4	104.1	106.3	104.1	999.9
Mid-Grade Unleaded	62.9	10.0	15.5	88.4	107.5	109.7	107.5	999.9
Premium Unleaded	65.9	10.0	15.5	91.4	111.0	113.2	111.0	999.9
Ultra-Low-Sulfur Diesel	69.6	4.0	15.4	89.0	108.2	110.4	108.2	999.9
Zone 5								
Regular Unleaded	59.9	10.0	15.5	85.4	104.1	106.3	104.1	999.9
Mid-Grade Unleaded	62.9	10.0	15.5	88.4	107.5	109.7	107.5	999.9
Premium Unleaded	65.9	10.0	15.5	91.4	111.0	113.2	111.0	999.9
Ultra-Low-Sulfur Diesel	69.6	4.0	15.4	89.0	108.2	110.4	108.2	999.9
Zone 6								
Regular Unleaded	60.6	10.0	15.5	86.1	104.9	107.1	104.9	999.9
Mid-Grade Unleaded	63.6	10.0	15.5	89.1	108.3	110.5	108.3	999.9
Premium Unleaded	66.6	10.0	15.5	92.1	111.8	114.0	111.8	999.9
Ultra-Low-Sulfur Diesel	70.3	4.0	15.4	89.7	109.0	111.2	109.0	999.9

N.S. Reg. 19/2017

Made: February 15, 2017 Filed: February 15, 2017

Proclamation, S. 13, S.N.S. 2016, c. 15

Order in Council 2017-34 dated February 15, 2017
Proclamation made by the Governor in Council
pursuant to Section 13 of
An Act to Amend Chapter 24 of the Acts of 1998, the Public Archives Act

The Governor in Council on the report and recommendation of the Minister of Communities, Culture and Heritage dated January 17, 2017, and pursuant to Section 13 of Chapter 15 of the Acts of 2016, *An Act to Amend Chapter 24 of the Acts of 1998, the Public Archives Act*, is pleased to order and declare by proclamation that Chapter 15 of the Acts of 2016, *An Act to Amend Chapter 24 of the Acts of 1998, the Public Archives Act*, do come into force on and not before February 15, 2017.

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 13 of Chapter 15 of the Acts of 2016, *An Act to Amend Chapter 24 of the Acts of 1998, the Public Archives Act*, it is enacted as follows:

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

AND WHEREAS it is deemed expedient that Chapter 15 of the Acts of 2016, An Act to Amend Chapter 24 of the Acts of 1998, the Public Archives Act, do come into force on and not before February 15, 2017;

NOW KNOW YE THAT WE, by and with the advice of the Executive Council of Nova Scotia, do by this Our Proclamation order and declare that Chapter 15 of the Acts of 2016, *An Act to Amend Chapter 24 of the Acts of 1998, the Public Archives Act*, do come into force on and not before February 15, 2017, 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 15th day of February in the year of Our Lord two thousand and seventeen and in the sixty-sixth year of Our Reign.

BY COMMAND:

sgd: Honourable Diana C. WhalenProvincial Secretary
Attorney General and Minister of Justice

N.S. Reg. 20/2017

Made: February 15, 2017 Filed: February 15, 2017

Advisory Board Composition Regulations

Order in Council 2017-35 dated February 15, 2017 Regulations made by the Governor in Council pursuant to Section 23 of the *Public Archives Act*

The Governor in Council on the report and recommendation of the Minister of Communities, Culture and Heritage dated January 6, 2017, and pursuant to Section 23 of Chapter 24 of the Acts of 1998, the *Public Archives Act*, is pleased to make regulations respecting the composition of the Advisory Board of the Public Archives in the form set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after February 15, 2017.

Schedule "A"

Regulations Respecting the Advisory Board of the Public Archives made by the Governor in Council under Section 23 of Chapter 24 of the Acts of 1998, the *Public Archives Act*

Citation

1 These regulations may be cited as the *Advisory Board Composition Regulations*.

Board composition

- 2 The Board must consist of up to 8 members, as follows:
 - (a) up to 4 members appointed from among individuals recommended by archival, heritage, information management or family history organizations in the Province; and
 - (b) up to 4 members appointed from the public at large, including the academic, library, cultural and general research communities.

Term and reappointment of Board members

- 3 (1) The term of office of each member of the Board is 3 years and, subject to subsection (2), a Board member may be reappointed.
 - (2) A Board member who has served 2 consecutive terms is not eligible for reappointment until 2 years after the date their most recent term ended.

N.S. Reg. 21/2017

Made: February 15, 2017 Filed: February 15, 2017

Proclamation, S. 9, S.N.S. 2016, c. 8

Order in Council 2017-36 dated February 15, 2017
Proclamation made by the Governor in Council
pursuant to Section 9 of
An Act to Amend Chapter 7 of the Acts of 1995-96, the Government Records Act

The Governor in Council on the report and recommendation of the Minister of Internal Services dated June 21, 2016, and pursuant to Section 9 of Chapter 8 of the Acts of 2016, An Act to Amend Chapter 7 of the Acts of 1995-96, the Government Records Act, is pleased to order and declare by proclamation that Chapter 8 of the Acts of 2016, An Act to Amend Chapter 7 of the Acts of 1995-96, the Government Records Act, do come into force on and not before February 15, 2017.

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 Chapter 8 of the Acts of 2016, An Act to Amend Chapter 7 of the Acts of 1995-96, the Government Records Act, it is enacted as follows:

9 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 8 of the Acts of 2016, An Act to Amend Chapter 7 of the Acts of 1995-96, the Government Records Act, do come into force on and not before February 15, 2017;

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 8 of the Acts of 2016, An Act to Amend Chapter 7 of the Acts of 1995-96, the Government Records Act, do come into force on and not before February 15, 2017, 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 15th day of February in the year of Our Lord two thousand and seventeen and in the sixty-sixth year of Our Reign.

BY COMMAND:

sgd: Honourable Diana C. WhalenProvincial Secretary
Attorney General and Minister of Justice

N.S. Reg. 22/2017

Made: February 16, 2017 Filed: February 17, 2017

Prescribed Petroleum Products Prices

Order dated February 16, 2017
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 M07872

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

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 product prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

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 Board revised the retail margin and transportation allowance effective October 28, 2016, in its decision, 2016 NSUARB 168, issued on September 26, 2016;

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended February 15, 2017, are:

Grade 1 Regular gasoline 53.9¢ per litre Ultra-low-sulfur diesel oil 55.9¢ per litre

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

Gasoline:

Grade 1 53.9¢ per litre Grade 2 56.9¢ per litre Grade 3 59.9¢ per litre Ultra-low-sulfur diesel oil 55.9¢ 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 0.4¢ per litre

Ultra-low-sulfur diesel oil: nil

And whereas a winter blending adjustment of plus 5.8¢ 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., February 17, 2017.

Dated at Halifax, Nova Scotia, this 16th day of February, 2017.

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 February 17, 2017

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cents/Litre				Self-Service Full-Servi Pump Prices Pump Pric (Pump Prices includes 15% H			Prices	
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
Zone 1								
Regular Unleaded	60.7	10.0	15.5	86.2	105.0	107.2	105.0	999.9
Mid-Grade Unleaded	63.7	10.0	15.5	89.2	108.4	110.6	108.4	999.9
Premium Unleaded	66.7	10.0	15.5	92.2	111.9	114.1	111.9	999.9
Ultra-Low-Sulfur Diesel	69.0	4.0	15.4	88.4	107.5	109.7	107.5	999.9
Zone 2								
Regular Unleaded	61.2	10.0	15.5	86.7	105.6	107.8	105.6	999.9
Mid-Grade Unleaded	64.2	10.0	15.5	89.7	109.0	111.2	109.0	999.9
Premium Unleaded	67.2	10.0	15.5	92.7	112.5	114.7	112.5	999.9
Ultra-Low-Sulfur Diesel	69.5	4.0	15.4	88.9	108.1	110.3	108.1	999.9
Zone 3								
Regular Unleaded	61.6	10.0	15.5	87.1	106.0	108.2	106.0	999.9
Mid-Grade Unleaded	64.6	10.0	15.5	90.1	109.5	111.7	109.5	999.9
Premium Unleaded	67.6	10.0	15.5	93.1	112.9	115.1	112.9	999.9
Ultra-Low-Sulfur Diesel	69.9	4.0	15.4	89.3	108.6	110.7	108.6	999.9

Zone 4								
Regular Unleaded	61.7	10.0	15.5	87.2	106.1	108.3	106.1	999.9
Mid-Grade Unleaded	64.7	10.0	15.5	90.2	109.6	111.8	109.6	999.9
Premium Unleaded	67.7	10.0	15.5	93.2	113.0	115.2	113.0	999.9
Ultra-Low-Sulfur Diesel	70.0	4.0	15.4	89.4	108.7	110.9	108.7	999.9
Zone 5								
Regular Unleaded	61.7	10.0	15.5	87.2	106.1	108.3	106.1	999.9
Mid-Grade Unleaded	64.7	10.0	15.5	90.2	109.6	111.8	109.6	999.9
Premium Unleaded	67.7	10.0	15.5	93.2	113.0	115.2	113.0	999.9
Ultra-Low-Sulfur Diesel	70.0	4.0	15.4	89.4	108.7	110.9	108.7	999.9
Zone 6								
Regular Unleaded	62.4	10.0	15.5	87.9	107.0	109.1	107.0	999.9
Mid-Grade Unleaded	65.4	10.0	15.5	90.9	110.4	112.6	110.4	999.9
Premium Unleaded	68.4	10.0	15.5	93.9	113.8	116.0	113.8	999.9
Ultra-Low-Sulfur Diesel	70.7	4.0	15.4	90.1	109.5	111.7	109.5	999.9

N.S. Reg. 23/2017

Made: February 21, 2017 Filed: February 21, 2017

Employment Support and Income Assistance Regulations-amendment

Order in Council 2017-37 dated February 21, 2017
Amendment to regulations made by the Governor in Council pursuant to Section 21 of the *Employment Support and Income Assistance Act*

The Governor in Council on the report and recommendation of the Minister of Community Services dated October 11, 2016, and pursuant to Section 21 of Chapter 27 of the Acts of 2000, the *Employment Support and Income Assistance Act*, is pleased to amend the *Employment Support and Income Assistance Regulations*, N.S. Reg. 25/2001, made by the Governor in Council by Order in Council 2001-138 dated March 23, 2001, to increase the allowable asset levels, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after February 21, 2017.

Schedule "A"

Amendment to the Employment Support and Income Assistance Regulations made by the Governor in Council under Section 21 of Chapter 27 of the Acts of 2000 the Employment Support and Income Assistance Act

Subsection 55(1) of the *Employment Support and Income Assistance Regulations*, N.S. Reg 25/2001, made by [the] Governor in Council by Order in Council 2001-138 dated March 23, 2001, is amended by

- (a) striking out "\$1000" in clause (a) and substituting "\$2000"; and
- (b) striking out "\$2000" in clause (b) and substituting "\$4000".

N.S. Reg. 24/2017

Made: February 21, 2017 Filed: February 21, 2017

Employment Support and Income Assistance Regulations-amendment

Order in Council 2017-38 dated February 21, 2017
Amendment to regulations made by the Governor in Council pursuant to Section 21 of the *Employment Support and Income Assistance Act*

The Governor in Council on the report and recommendation of the Minister of Community Services dated December 20, 2016, and pursuant to Section 21 of Chapter 27 of the Acts of 2000, the *Employment Support and Income Assistance Act*, is pleased to amend the *Employment Support and Income Assistance Regulations*, N.S. Reg. 25/2001, made by the Governor in Council by Order in Council 2001-138 dated March 23, 2001, to exempt money provided to youth under the *Children and Family Services Act* from the definition of chargeable income, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after February 21, 2017.

Schedule "A"

Amendment to the Employment Support and Income Assistance Regulations made by the Governor in Council under Section 21 of Chapter 27 of the Acts of 2000, the Employment Support and Income Assistance Act

Section 52 of the *Employment Support and Income Assistance Regulations*, N.S. Reg 25/2001, made by the Governor in Council by Order in Council 2001-138 dated March 23, 2001, is amended by

- (a) striking out the period of the end of clause (k) and substituting a semicolon; and
- (b) adding the following clause immediately after clause (k):
 - (l) payments made to a youth under the *Children and Family Services Act*.