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# 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. 44/2020

Made: March 19, 2020 Filed: March 20, 2020

Prescribed Petroleum Products Prices

Order dated March 19, 2020

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 M09622

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 the 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 period ended March 18, 2020, are:

Grade 1 Regular gasoline 25.24¢ per litre Ultra-low-sulfur diesel oil 39.71¢ per litre

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

#### Gasoline:

Grade 1 25.24 ¢ per litre Grade 2 28.24 ¢ per litre Grade 3 31.24 ¢ per litre Ultra-low-sulfur diesel oil 39.71 ¢ 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 1.8¢ per litre Ultra-low-sulfur diesel oil: minus 2.2¢ per litre

And whereas a winter blending adjustment of plus 1.48¢ 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., March 20, 2020.

Dated at Halifax, Nova Scotia, this 19th day of March, 2020.

sgd. *Bruce Kiley* 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 March 20, 2020

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cents/Litre			Self-Service Pump Prices (Pump Prices inc		Full-Service Pump Prices cludes 15% HST)			
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
Zone 1								
Regular Unleaded	31.69	10.0	15.5	57.19	71.6	73.8	71.6	999.9
Mid-Grade Unleaded	34.69	10.0	15.5	60.19	75.1	77.3	75.1	999.9
Premium Unleaded	37.69	10.0	15.5	63.19	78.5	80.7	78.5	999.9
Ultra-Low-Sulfur Diesel	47.51	4.0	15.4	66.91	82.8	85.0	82.8	999.9
Zone 2								
Regular Unleaded	32.19	10.0	15.5	57.69	72.2	74.4	72.2	999.9
Mid-Grade Unleaded	35.19	10.0	15.5	60.69	75.7	77.8	75.7	999.9
Premium Unleaded	38.19	10.0	15.5	63.69	79.1	81.3	79.1	999.9
Ultra-Low-Sulfur Diesel	48.01	4.0	15.4	67.41	83.4	85.6	83.4	999.9
Zone 3								
Regular Unleaded	32.59	10.0	15.5	58.09	72.7	74.9	72.7	999.9
Mid-Grade Unleaded	35.59	10.0	15.5	61.09	76.1	78.3	76.1	999.9
Premium Unleaded	38.59	10.0	15.5	64.09	79.6	81.8	79.6	999.9
Ultra-Low-Sulfur Diesel	48.41	4.0	15.4	67.81	83.8	86.0	83.8	999.9
Zone 4								
Regular Unleaded	32.69	10.0	15.5	58.19	72.8	75.0	72.8	999.9
Mid-Grade Unleaded	35.69	10.0	15.5	61.19	76.2	78.4	76.2	999.9
Premium Unleaded	38.69	10.0	15.5	64.19	79.7	81.9	79.7	999.9
Ultra-Low-Sulfur Diesel	48.51	4.0	15.4	67.91	84.0	86.1	84.0	999.9
Zone 5								
Regular Unleaded	32.69	10.0	15.5	58.19	72.8	75.0	72.8	999.9
Mid-Grade Unleaded	35.69	10.0	15.5	61.19	76.2	78.4	76.2	999.9
Premium Unleaded	38.69	10.0	15.5	64.19	79.7	81.9	79.7	999.9
Ultra-Low-Sulfur Diesel	48.51	4.0	15.4	67.91	84.0	86.1	84.0	999.9
Zone 6								
Regular Unleaded	33.39	10.0	15.5	58.89	73.6	75.8	73.6	999.9
Mid-Grade Unleaded	36.39	10.0	15.5	61.89	77.0	79.2	77.0	999.9
Premium Unleaded	39.39	10.0	15.5	64.89	80.5	82.7	80.5	999.9
Ultra-Low-Sulfur Diesel	49.21	4.0	15.4	68.61	84.8	87.0	84.8	999.9

# N.S. Reg. 45/2020

Made: undated

Filed: March 22, 2020

Summary Offence Tickets Regulations-amendment

Amendment to regulations made by the Attorney General and Minister of Justice pursuant to Section 8 of the *Summary Proceedings Act* 

#### Order

# Made under Section 8 of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the Summary Proceedings Act

- I, Mark Furey, Attorney General and Minister of Justice for the Province of Nova Scotia, pursuant to Section 8 of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*, effective on and after the date of this order, hereby
- (a) amend Schedule 49 to the *Summary Offence Tickets Regulations*, N.S. Reg. 281/2011, made by order of the Attorney General and Minister of Justice dated October 4, 2011, to designate certain offences under Part I of the *Health Protection Act* as summary offence ticket offences, in the manner set forth in the attached Schedule "A"; and
- (b) order and direct 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. 281/2011, as set forth in the attached Schedule "A", is the out-of-court settlement amount listed in the out-of-court settlement column set out opposite the description for the offence, and includes the charge provided for in, and in accordance with, Sections 8 and 9 of the Act.

Dated and made [sic], 2020, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

sgd. *Mark Furey* Honourable Mark Furey Attorney General and Minister of Justice

## Schedule "A"

Amendment to the Summary Offence Tickets Regulations
made by the Attorney General and Minister of Justice pursuant to Section 8
of Chapter 450 of the Revised Statutes of Nova Scotia, 1989,
the Summary Proceedings Act

- The *Summary Offence Tickets Regulations*, N.S. Reg. 281/2011, made by order of the Attorney General and Minister of Justice dated October 4, 2011, are amended by
  - (a) striking out "Part II" in the heading to Schedule 49; and
  - (b) adding the following heading immediately before item 1:

## Part II—Food Safety

The regulations are further amended by adding the following heading and items immediately before the heading "Part II—Food Safety":

	Part I—Diseases and Health Hazards		
1	Person failing to comply with Part I of Act or regulations or with order made under Part I of Act (specify)	71	\$1000.00
2	Corporation failing to comply with Part I of Act or regulations or with order made under Part I of Act (specify)	71	\$7500.00

#### N.S. Reg. 46/2020

Made: March 26, 2020 Filed: March 27, 2020

Prescribed Petroleum Products Prices

Order dated March 26, 2020
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 M09630

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

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 the 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 period ended March 25, 2020, are:

Grade 1 Regular gasoline 18.75¢ per litre Ultra-low-sulfur diesel oil 40.03¢ per litre

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

Gasoline:

Grade 1 18.75 ¢ per litre

Grade 2  $21.75 \phi$  per litre Grade 3  $24.75 \phi$  per litre Ultra-low-sulfur diesel oil  $40.03 \phi$  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 1.90¢ per litre

Ultra-low-sulfur diesel oil: nil ¢ per litre

And whereas a winter blending adjustment of plus nil  $\phi$  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., March 27, 2020.

**Dated** at Halifax, Nova Scotia, this 26th day of March, 2020.

sgd. *Bruce A. Kiley* 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 March 27, 2020

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cent				Pump	Service Prices Prices inc	Pump	Service Prices % HST)	
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
Zone 1								
Regular Unleaded	25.10	10.0	15.5	50.60	64.1	66.2	64.1	999.9
Mid-Grade Unleaded	28.10	10.0	15.5	53.60	67.5	69.7	67.5	999.9
Premium Unleaded	31.10	10.0	15.5	56.60	71.0	73.1	71.0	999.9
Ultra-Low-Sulfur Diesel	48.55	4.0	15.4	67.95	84.0	86.2	84.0	999.9
Zone 2								
Regular Unleaded	25.60	10.0	15.5	51.10	64.6	66.8	64.6	999.9
Mid-Grade Unleaded	28.60	10.0	15.5	54.10	68.1	70.3	68.1	999.9
Premium Unleaded	31.60	10.0	15.5	57.10	71.5	73.7	71.5	999.9
Ultra-Low-Sulfur Diesel	49.05	4.0	15.4	68.45	84.6	86.8	84.6	999.9
Zone 3								
Regular Unleaded	26.00	10.0	15.5	51.50	65.1	67.3	65.1	999.9
Mid-Grade Unleaded	29.00	10.0	15.5	54.50	68.5	70.7	68.5	999.9
Premium Unleaded	32.00	10.0	15.5	57.50	72.0	74.2	72.0	999.9
Ultra-Low-Sulfur Diesel	49.45	4.0	15.4	68.85	85.0	87.2	85.0	999.9

Zone 4								
Regular Unleaded	26.10	10.0	15.5	51.60	65.2	67.4	65.2	999.9
Mid-Grade Unleaded	29.10	10.0	15.5	54.60	68.7	70.8	68.7	999.9
Premium Unleaded	32.10	10.0	15.5	57.60	72.1	74.3	72.1	999.9
Ultra-Low-Sulfur Diesel	49.55	4.0	15.4	68.95	85.2	87.3	85.2	999.9
Zone 5								
Regular Unleaded	26.10	10.0	15.5	51.60	65.2	67.4	65.2	999.9
Mid-Grade Unleaded	29.10	10.0	15.5	54.60	68.7	70.8	68.7	999.9
Premium Unleaded	32.10	10.0	15.5	57.60	72.1	74.3	72.1	999.9
Ultra-Low-Sulfur Diesel	49.55	4.0	15.4	68.95	85.2	87.3	85.2	999.9
Zone 6								
Regular Unleaded	26.80	10.0	15.5	52.30	66.0	68.2	66.0	999.9
Mid-Grade Unleaded	29.80	10.0	15.5	55.30	69.5	71.6	69.5	999.9
Premium Unleaded	32.80	10.0	15.5	58.30	72.9	75.1	72.9	999.9
Ultra-Low-Sulfur Diesel	50.25	4.0	15.4	69.65	86.0	88.1	86.0	999.9

## N.S. Reg. 47/2020

Made: March 26, 2020 Filed: March 31, 2020

Laboratory Services Fees Regulations-replacement

Order dated March 26, 2020
Repeal of regulations and regulations made by the Minister of Agriculture pursuant to Section 195 of the *Agriculture and Marketing Act* 

In the matter of Section 195 of Chapter 6 of the Revised Statutes of Nova Scotia, 1989, the Agriculture and Marketing Act

## and

# In the matter of Regulations Establishing Fees for Laboratory Services made by the Minister of Agriculture

### Order

- I, Keith Colwell, Minister of Agriculture for the Province of Nova Scotia, upon notice of a fee increase having been presented to the Clerk of the Assembly in accordance with Section 4 of Chapter 8 of the Acts of 2007, the *Fees Act*, and pursuant to Section 195 of Chapter 6 of the Revised Statutes of Nova Scotia, 1989, the *Agriculture and Marketing Act*, effective on and after April 1, 2020, hereby
- (a) repeal the *Laboratory Services Fees Regulations*, N.S. Reg. 46/2019, made by the Minister of Agriculture by order dated April 1, 2019 [March 14, 2019]; and
- (b) make new regulations respecting fees for laboratory services in the form set forth in the attached Schedule "A".

Dated and made March 26, 2020, at Halifax Regional Municipality, Province of Nova Scotia.

sgd. *Keith Colwell* Honourable Keith Colwell Minister of Agriculture

#### Schedule "A"

Regulations Respecting Fees for Laboratory Services made by the Minister of Agriculture under Section 195 of Chapter 6 of the Revised Statutes of Nova Scotia, 1989, the Agriculture and Marketing Act

#### Citation

1 These regulations may be cited as the *Laboratory Services Fees Regulations*.

#### **Definitions**

2 In these regulations,

"Department laboratory" means a laboratory operated by the Department, and includes all of the following:

- (i) analytic services laboratory,
- (ii) animal health services laboratory,
- (iii) dairy services laboratory;

"livestock animal" means any of the following:

- (i) cattle,
- (ii) sheep,
- (iii) goats,
- (iv) poultry,
- (v) rabbits raised for meat production,
- (vi) llamas,
- (vii) alpacas,
- (viii) fur-bearing animals from a fur farm licensed under the Fur Industry Act,
- (ix) deer farm animals from a deer farm licensed under the Wildlife Act,
- (x) wildlife from a game farm licensed under the *Wildlife Act*;

"regular hours of operation" means the period between 8:30 a.m. to 4:30 p.m., Monday to Friday, excluding holidays, during which the Department laboratory is open;

"related animals" means carcasses of livestock animals that

- (i) were of the same general age and exhibited the same disease symptoms, and
- (ii) are submitted for testing services by an owner on the same day.

## Waiver of fees

3 The Minister may exempt a person from any provision of these regulations requiring payment for testing services.

## Fees do not include applicable taxes

4 The fees prescribed in these regulations do not include any applicable taxes.

# Fees for bacteria water analysis

The fees for bacterial water analysis testing carried out by a Department laboratory are as set out in the following table, by sample type:

Water—Bacteria Analysis				
Category	Fee			
bacterial—present/absent	\$22.96			
bacterial—count	\$37.35			

# Fees for mineral water analysis

6 The fees for mineral water analysis testing carried out by a Department laboratory are as set out in the following table, by sample type:

Water—Mineral Analysis			
Category	Fee		
standard water package	\$80.00		
individual mineral test	\$32.04		
nitrate plus nitrite nitrogen	\$11.96		
alkalinity	\$9.26		
conductivity	\$8.22		
pH water	\$8.39		
chloride	\$9.61		

#### Fees for analytical services

7 The fees for testing carried out by the analytic services laboratory are as set out in the following table:

Soil Analysis			
Category	Fee		
standard soil package	\$27.61		
conductance (salt)	\$8.22		
soil pH and liming requirement	\$8.52		
total nitrogen	\$12.96		
soluble nitrate-nitrogen	\$9.26		

mineral testing	\$11.96
organic matter	\$5.17
Greenhouse Analysis	
Category	Fee
greenhouse soil	\$46.87
nutrient solutions	\$23.91
greenhouse water	\$29.92
greenhouse pH	\$9.13
mineral testing	\$20.65
Digest Samples	
Category	Fee
filtered digest sample	\$11.92
Plant Tissue Analysis	
Category	Fee
standard plant tissue package	\$29.92
standard plant tissue package, plus dry matter	\$34.26
tissue nitrogen	\$12.91
tissue sulfur	\$31.87
dry matter	\$6.65
Soil Amendments	
Category	Fee
manure	\$47.83
compost	\$35.87
mushroom compost	\$29.87
limestone	\$38.74
ammonium-nitrogen	\$14.22
loss on ignition	\$5.17
Feed Analysis	
Category	Fee
standard forage/grain	\$39.52
standard forage/grain, plus neutral detergent fibre	\$51.04
basic forage	\$24.65
basic forage, plus neutral detergent fibre	\$33.52
standard feed	\$29.92
standard feed, plus crude fat	\$44.87
basic feed	\$16.13
mink/fox feed	\$55.65
dry matter and minerals	\$23.91
moisture	\$7.83

crude protein	\$12.96
soluble protein	\$15.00
acid detergent fibre	\$11.65
neutral detergent fibre	\$11.65
protein digestibility (bound protein)	\$21.82
feed mineral test	\$20.65
crude fat	\$19.48
ash	\$9.00
feed pH	\$7.39
sulfur	\$28.65

# Fees for animal health services

8 The fees for testing carried out by the animal health services laboratory are as set out in the following table:

Postmortem Examination					
Category	Fee				
single livestock animal, weighing less than 100 kg	\$56.96				
single livestock animal, weighing 100 kg or more	\$171.04				
up to 3 related animals weighing less than 100 kg each (except up to 6 poultry or fur bearing animals)	\$114.09				
horse	\$213.78				
horse fetus, or foal up to 6 months	\$114.09				
animal other than livestock animal	\$153.65				
Histology					
Category	Fee				
slide preparation per slide—stained (no interpretation)	\$13.78				
slide preparation per slide—unstained (no interpretation)	\$9.96				
biopsy/tissue single slide with interpretation	\$60.00				
biopsy/tissue, 2–5 slides with interpretation	\$90.00				
biopsy/tissue for more than 5 slides with interpretation	\$110.00				
other special stains	\$41.04				
decalcification	\$15.48				
recuts per slide—stained	\$5.61				
recuts per slide—unstained	\$2.87				
wax block	\$8.96				
Parasitology					
Category	Fee				
flotation	\$16.00				
McMaster	\$16.00				
direct fecal examination	\$12.31				

Giardia/Cryptosporidia	\$42.31
Cryptosporidia stain	\$36.61
Microbiology	
Category	Fee
udder health sample	\$11.39
avian environmental	
- fluff/litter/feeds screening	\$34.48
- peptone screening	\$34.26
- CFIA culture	\$73.74
food environmental	
- Listeria/Salmonella screening	\$34.48
- Listeria/Salmonella culture confirmation	\$36.48
antibiotic residue KIS test	\$19.48
bacteriology	
- culture and sensitivity	\$50.00

# Fees for serology testing

9 The fees for serology testing carried out by a Department laboratory are as set out in the following table:

Serology		
Category	Fee	
ELISA testing		
- Avian Encephalomyelitis (AE)	\$5.83	
- Avian Reovirus (REO)	\$5.17	
- Chicken Anemia Virus (CAV)	\$5.83	
- Infectious Bronchitis Virus (IBD)	\$5.17	
- Infectious Bursal Diseases–XR (IBDXR)	\$5.17	
- Newcastle Antibody	\$4.78	
Mycoplasma gallisepticum/synoviae (MSMG)	\$4.83	

# Fees for dairy services

10 The fees for testing carried out by the dairy services laboratory are as set out in the following table:

Raw Milk		
Category	Fee	
bacteria count and added water	\$29.65	
lab pasteurization—cow and goat (and retests)	\$16.04	
raw milk fat content	\$22.92	
Antibiotic Testing		
Category	Fee	
Charm Trio	\$50.39	

Fluid Milk and Processed By-products		
Category	Fee	
standard plate count	\$53.35	
added water (freezing point)	\$8.00	
E. coli/coliform (Petrifilm)	\$74.87	
flavour	\$10.09	
milk fat content	\$29.91	
total solids	\$8.78	
pH fluid milk	\$8.48	
phosphatase	\$155.74	
Cheese		
Category	Fee	
E. coli/coliform	\$33.61	
Staphylococcus aureus	\$37.39	

## **Administration fees**

11 The following table sets out fees for administrative services by a Department laboratory:

Common Fees	
Category	Fee
reprinting/copy of report	\$4.00
environmental disposal fee	\$1.00
carcass disposal, weighing less than 100 kg	\$5.00
carcass disposal, weighing 100 kg or more	\$10.00
forensic post mortem	\$300.00 per hour, plus
	expenses

## Tests carried out immediately or outside regular hours

- 12 (1) The fees for tests carried out, on request, either immediately or outside regular hours of operation are as follows:
  - (a) for a test carried out immediately, but within the regular hours of operation, 2 times the fee set out in these regulations for the test;
  - (b) for a test carried out outside the regular hours of operation, the fee set out in these regulations for the test, plus an additional fee of \$126.00.

#### Fees for tests not listed

If a test is required that is not identified in these regulations, the fee for the test is based on the cost of labour and materials to perform the test.

## Fees for registered farms

Despite Sections 6, 7, and 8, a fee payable under any of those Sections by a farm business or a farm operation that holds a valid farm registration number under the *Farm Registration Act* is 50% of the fee prescribed.

# Fees for referred testing

- 15 (1) The Department may refer testing to a laboratory not operated by the Department.
  - (2) The fee for testing that is carried out by a laboratory referred under subsection (1) is the sum of all of the following:
    - (a) the actual cost of the test;
    - (b) a handling fee of \$4.00;
    - (c) shipping costs.