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Contents			
Act		Reg. No.	Page
Business Electronic Filing Act			
Business Registry Regulations		14/2000	52
Fisheries and Coastal Resources Act			
Aquaculture Licence and Lease Regulations		15/2000	56
Liquor Control Act			
Liquor Commission Regulations - Amendment		16/2000	59
Summary Proceedings Act			
Summary Offence Tickets Regulations - Amendment		18/2000	61
Utility and Review Board Act			
Polling District Review Rules - Repeal		19/2000	66
Workers' Compensation Act			
Workers' Compensation General Regulations - Amendment . . .		17/2000	60

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N.S. Reg. 14/2000

Made: February 2, 2000

Filed: February 3, 2000

Business Registry Regulations

Order in Council 2000-24 made February 2, 2000
Regulations made by the Governor in Council
pursuant to Section 5, subsection 10(2) and Section 16
of the *Business Electronic Filing Act*

The Governor in Council, on the report and recommendation of the Minister of Business and Consumer Services dated December 15, 1999, pursuant to Sections 4, 5, 9, 10, 11, 13 and 16 of Chapter 3 of the Acts of 1995-96, the *Business Electronic Filing Act*, is pleased to:

- (a) make new regulations respecting the Nova Scotia Business Registry in the form attached to and forming part of the Report and Recommendation as Schedule "A", effective on, from and after February 2, 2000;
- (b) enter into the Agreement between the Government of Nova Scotia and the Government of Canada attached to and forming part of the Report and Recommendation as Schedule "B", and authorize the Minister of Business and Consumer Services to execute the agreement on behalf of the Governor in Council;
- (c) establish the system of business identifiers described in Schedule "C" attached to and forming part of the Report and Recommendation; and
- (d) establish the unified database known as the Nova Scotia Business Registry as a business registration access service and establish the rules governing its creation, maintenance, access and use as outlined in Schedule "D" attached to and forming part of the Report and Recommendation.

Schedule "A"

Regulations respecting the Nova Scotia Business Registry made by the Governor in Council pursuant to Section 5, subsection 10(2) and Section 16 of Chapter 3 of the Acts of 1995-96, the *Business Electronic Filing Act*

Citation

1 These regulations may be cited as the *Business Registry Regulations*.

Definitions

2 In these regulations,

- (a) "Act" means the *Business Electronic Filing Act*;

- (b) "BN" means the Business Number assigned to a business by the Canada Customs and Revenue Agency, which consists of a 9-digit root number, plus a program account identifier made up of 2 characters, plus a 4-digit sequence number;
- (c) "designated enactment" means an Act designated under Section 3;
- (d) "NSBR" means the Nova Scotia Business Registry;
- (e) "NSBR Administrator" means the person authorized by the Minister pursuant to subsection 9(4) of the Act to perform the functions and services described in subsection 4(1) with respect to the designated enactments.

Designated enactments

3 The following Acts are designated pursuant to Section 4 of the Act for the purposes of the Act and these regulations:

- (a) *Cemetery and Funeral Services Act*;
- (b) *Collection Agencies Act*;
- (c) *Companies Act*;
- (d) *Condominium Act*;
- (e) *Consumer Reporting Act*;
- (f) *Corporations Registration Act*;
- (g) *Credit Union Act*;
- (h) *Direct Sellers' Licensing and Regulation Act*;
- (i) *Embalmers and Funeral Directors Act*;
- (j) *Insurance Act*;
- (k) *Limited Partnerships Act*;
- (l) *Mortgage Brokers and Lenders Registration Act*;
- (m) *Motor Vehicle Act*;
- (n) *Partnerships and Business Names Registration Act*;
- (o) *Revenue Act*;
- (p) *Societies Act*;
- (q) *Trust and Loan Companies Act*;
- (r) *Workers Compensation Act*.

NSBR Administrator

- 4** (1) The NSBR Administrator shall supervise, administer and monitor the operation of the NSBR and perform such other duties as may be assigned by the Minister.
- (2) The Minister may designate a person to act on behalf of the NSBR Administrator in the Administrator's absence.

Filing information by entering in database

- 5 (1) The NSBR Administrator shall accept, register, maintain, store and reproduce any information, forms or documents that are required to be filed by businesses under a designated enactment, in electronic or other machine-readable format by direct electronic transmission or by key data entry.
- (2) For the purposes of the Act and any designated enactments, the electronic database or databases are deemed to be the official record required to be kept under those enactments.

Filing information, documents or forms requiring signature

- 6 Any information, forms, or documents that are required to be signed by a person for filing under a designated enactment may be filed with the NSBR if signed by electronic signature approved by the NSBR Administrator, or by electronically transmitted or reproduced signature.
- 7 Any forms that businesses are required to file under the Act or a designated enactment that are required to be signed under this Act or a designated enactment may be filed without signatures if the NSBR Administrator has established a procedure to ensure that the forms accurately represent the information contained on a signed version of the form or in such circumstances where the NSBR Administrator considers that it is appropriate to accept the filing without signature.

Time and date of filing

- 8 When information, forms or documents are filed in electronic format or by direct electronic transmission they are deemed to be filed at the time and on the date the electronic system confirms receipt of the information form or document and assigns the time and date of filing.

Business Identifier System

- 9 (1) A business required to be registered under a designated enactment shall register for a BN.
- (2) The business shall use the assigned BN for all matters pertaining to the designated enactments under which it is registered.

BN registration locations

- 10 The following locations are designated as access channels where clients can register for a BN:
- (a) the Access Nova Scotia office in
 - (i) Antigonish,
 - (ii) Bridgewater,
 - (iii) Dartmouth,
 - (iv) Halifax,
 - (v) Kentville,

- (vi) Sydney,
 - (vii) Truro,
 - (viii) Yarmouth;
- (b) Canada Customs and Revenue Agency Tax Services Offices (TSO's) in Canada;
- (c) Department of Business and Consumer Services, Halifax;
- (d) Workers Compensation Board of Nova Scotia office in
- (i) Halifax,
 - (ii) Sydney.

N.S. Reg. 15/2000

Made: February 2, 2000

Filed: February 3, 2000

Aquaculture Licence and Lease Regulations

Order in Council 2000-31 made February 2, 2000
Regulations made by the Governor in Council
pursuant to Section 64
of the *Fisheries and Coastal Resources Act*

The Governor in Council on the report and recommendation of the Minister of Fisheries and Aquaculture dated January 11, 2000, pursuant to Section 64 of Chapter 25 of the Acts of 1996, the *Fisheries and Coastal Resources Act*, is pleased to repeal the regulations respecting aquaculture made by Order in Council 85-26 dated January 15, 1985, and make new regulations respecting aquaculture in the form set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on, from and after February 2, 2000.

Schedule "A"

Regulations respecting aquaculture made pursuant to Section 64 of Chapter 25 of the Acts of 1996, the *Fisheries and Coastal Resources Act*

Citation

- 1 These regulations may be cited as the *Aquaculture Licence and Lease Regulations*.

Introduction

- 2 In these regulations

- (a) "Registrar of Aquaculture" means a person designated by the Minister to keep records of aquaculture development areas, aquaculture licences and leases, aquaculture production records and other documents as may be prescribed;
- (b) "Provincial Fish Health Veterinarian" means a veterinarian employed by the Department for the purpose of providing veterinary services with respect to fish.

Location and marking

- 3 (1) Marine aquaculture lease sites shall
- (a) be located 25 m from the mean low water level; and
 - (b) have a water depth of 2 m on the shoreward boundary at low tide.
- (2) Despite subsection (1), the Minister may issue an aquaculture lease for a marine area up to the highwater mark if in the Minister's opinion the area is required for the aquaculture undertaking.

- (3) Despite subsection (1), the Minister may issue an aquaculture lease for the bottom culture of mollusks in respect of any area heretofore leased for such purpose by the Government of Canada according to the metes and bounds description used in the licence or lease issued by the Government of Canada.

4 The holder of an aquaculture lease shall

- (a) mark all corners of the leased site with cautionary yellow buoys of a minimum of 60 cm in diameter;
- (b) mark all corners of the leased bottom with a cement block or similar device of a weight sufficient to ensure the cement block or device remains in place at all times; and
- (c) display the licence or lease number at 1 corner of the licensed or leased area.

Report and records

5 (1) A licensee shall maintain accurate records with respect to the licensee's aquacultural site relating to

- (a) the origin, transport, transfer, and introduction of live aquacultural produce;
 - (b) the presence of diseases;
 - (c) the type and amount of food used in relation to aquacultural produce;
 - (d) the type of medication, dosage, treatment date, and duration of veterinarian treatments;
 - (e) the source, number and specific location of each stock and lot of aquacultural produce; and
 - (f) a record of all aquacultural produce sales including the date, number or weight, and destination of each sale.
- (2) The records referred to in subsection (1) shall be maintained at the licensee's normal place of business for at least 3 years.
- (3) Upon the request of the Registrar of Aquaculture or an Inspector, a licensee shall provide any of the information required to be kept pursuant to subsection (1) in the time and manner prescribed by the Registrar of Aquaculture or an Inspector.

Fees

6 (1) The following fees apply for leases, licences and permits issued pursuant to the Act and regulations:

- (a) a non-refundable fee of \$200 per application;
 - (b) an annual fee of \$100 for an aquaculture licence;
 - (c) an annual lease fee of \$2 per hectare for aquaculture leased areas.
- (2) A fee of \$10 will be charged to inspect documents maintained by the Registrar of Aquaculture.

Removal of leasehold improvements

- 7 Upon termination of a lease, the lessee shall, upon order of the Minister, immediately and at the lessee's own expense,
- (a) remove from the designated premises any and all property constructed, erected, made, brought or placed thereon by the lessee; and
 - (b) restore the designated premises to as good order and condition as prevailed immediately prior to the commencement of the term of the lease of the designated premises.
- 8 If the lessee fails to comply with an order for removal and restoration issued pursuant to Section 7 within a time that the Minister considers reasonable, the Minister may effect the removal and restoration at the lessee's risk and expense.

Fish health

- 9 The Provincial Fish Health Veterinarian may isolate, quarantine, order treatment for, restrict the movement of, or destroy cultured fish infected or thought to be infected with a disease that the Provincial Fish Health Veterinarian considers a significant risk to wild or cultured fish stocks.

N.S. Reg. 16/2000

Made: February 2, 2000

Filed: February 3, 2000

Liquor Commission Regulations

Order in Council 2000-35 made February 2, 2000
Amendment to regulations approved by the Governor in Council
pursuant to Section 15
of the *Liquor Control Act*

The Governor in Council on the report and recommendation of the Minister responsible for the administration of the *Liquor Control Act* dated December 10, 1999, pursuant to Section 15 of Chapter 260 of the Revised Statutes of Nova Scotia, 1989, the *Liquor Control Act*, is pleased to approve the making by the Nova Scotia Liquor Commission of an amendment to the regulations made by the Nova Scotia Liquor Commission and approved by Order in Council 91-214 dated February 12, 1991, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on, from and after February 2, 2000.

Schedule "A"

**Amendment to regulations made by the Nova Scotia Liquor Commission
and approved by the Governor in Council pursuant to Section 15
of Chapter 260 of the Revised Statutes of Nova Scotia, 1989,
the *Liquor Control Act***

Clause 1(1)(n) of the regulations made by the Nova Scotia Liquor Commission on March 2, 1990, and approved by the Governor in Council by Order in Council 91-214 dated February 12, 1991, is amended by striking out "at one additional licensed premises" and substituting "in up to four additional licensed premises".

N.S. Reg. 17/2000

Made: February 2, 2000

Filed: February 3, 2000

Workers' Compensation General Regulations

Order in Council 2000-38 made February 2, 2000
Amendment to regulations made by the Governor in Council
pursuant to Section 3
of the *Workers' Compensation Act*

The Governor in Council on the report and recommendation of the Minister of Labour dated December 24, 1999, pursuant to Section 3 of Chapter 10 of the Acts of 1994-95, the *Workers' Compensation Act*, is pleased, effective February 2, 2000, to amend the Workers' Compensation General Regulations made by Order in Council 96-59 dated January 31, 1996, by

- (a) repealing Section 8; and
- (b) adding "Aviation and aerial transportation" directly below "Automobile assembly and manufacturing" in Appendix "A".

N.S. Reg. 18/2000

Made: February 9, 2000

Filed: February 10, 2000

Summary Offence Tickets Regulations

Order in Council 2000-49 made February 9, 2000
Amendment to regulations made by the Governor in Council
pursuant to Sections 8A and 8B
of the *Summary Proceedings Act*

The Governor in Council on the report and recommendation of the Minister of Justice and Attorney General dated December 23, 1999, pursuant to Sections 8A and 8B of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*, is pleased to amend the regulations respecting summary offence tickets made by Order in Council 85-187 dated February 28, 1985, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation effective on, from and after February 9, 2000.

Schedule "A"

Amendments to the regulations respecting summary offence tickets made by the Governor in Council pursuant to Sections 8A and 8B of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*

- 1 Schedules 1A, 1B and 1C of the regulations respecting summary offence tickets made by the Governor in Council by Order in Council 85-187 dated February 28, 1985, are repealed and new Schedules 1A, 1B and 1C, in the form attached hereto, are substituted.
- 2 Schedule PT of the regulations is amended by striking out the description of the offence in item 34 under the *Motor Vehicle Act* and substituting "Parking over 150 mm from curb".

Schedule 1B
Notice of Parking Infraction

In the Provincial Court
for the Province of Nova Scotia

(Ticket number)

NOTICE OF PARKING INFRACTION
(Summons to Appear)

To:
(name)
(address)

The informant, _____ says that:

_____ (name)
on _____ (date), _____ (Province) vehicle number plate _____ (number), registered in
your name, was found _____ (specify offence)
at _____ (civic #, street, meter #, or place), Nova Scotia, contrary to Section _____ (number) of
the _____ (statute, regulation, by-law).

Therefore, you are ordered to attend Court on _____ (date) at _____ (time) at _____ (place), Nova
Scotia, in Courtroom _____ (number) before the presiding Judge or Justice and to attend
as required by the Court.

Dated at _____, Nova Scotia, on _____ (date).

Parking-Infraction Ticket Administrator
(Municipality)

The following is for information purposes only and does not form part of the
parking-infraction notice

PAYMENT OPTIONS

(Set out local payment options)

Schedule 1C
CERTIFICATE OF SERVICE
(Parking-Infraction Ticket Information)

I hereby certify that

- (a) the parking-infraction ticket(s) shown on the list attached hereto was/were affixed to the vehicle(s) in a conspicuous place or served on the operator of the vehicle(s) at the time of the infraction; and
- (b) notice(s) of the parking infraction(s) was/were sent by ordinary mail on the date shown on the list attached hereto, to the owner(s) of the vehicle(s) at the last known name and address of the owner(s) as indicated in the records of the Registrar of Motor Vehicles requiring the owner(s) to appear in Provincial Court at _____, Nova Scotia, in Courtroom _____ on _____ at _____.
- (number) (date) (time)

OR

1. I hereby certify that

- (a) _____ parking-infraction ticket _____ for _____
 (municipality) (number) (offence)
 at or near _____, Nova Scotia, was affixed to the
 (civic #, street, meter #, or place)
 vehicle bearing _____ number plate _____ in a conspicuous
 (Province)
 place on _____; and
 (date)

OR

- (a) _____ parking-infraction ticket _____ for _____
 (municipality) (number) (offence)
 at or near _____, Nova Scotia, was served on the
 (civic #, street, meter #, or place)
 operator of the vehicle bearing _____ number plate _____
 (Province)
 on _____; and
 (date)

- (b) notice of the parking infraction was sent by ordinary mail on _____ (date)
 to the last known name and address, as indicated in the records of the Registrar of Motor Vehicles, of the owner of _____
 (Province)

number plate requiring that owner, namely
 of (name)
 (address) to appear in Provincial Court at
 Nova Scotia, in Courtroom (place)
 on at
 (number) (date) (time) .

2. The out of court penalty for this violation is \$.

Dated at , Nova Scotia, on
 (date)

Parking-Infraction Ticket Administrator
 (Municipality)

N.S. Reg. 19/2000

Made: February 10, 2000

Filed: February 15, 2000

Polling District Review Rules

Order dated February 10, 2000
made under Section 12 of the
Utility and Review Board Act

ORDER

NSUARB

NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE UTILITY AND REVIEW BOARD ACT

- and -

**IN THE MATTER OF A MOTION TO REPEAL THE
POLLING DISTRICT REVIEW RULES**

BEFORE: John A Morash, C.A., Chair
Margaret A.M. Shears, Vice-chair
John L. Harris, Q.C., Member
Linda D. Garber, Member
David J. Almon, Member
Wayne D. Cochrane, Q.C., Member
Roland A. Deveau, Member

ORDER

WHEREAS the Nova Scotia Utility and Review Board at a meeting of the Board held on 14th day of October, 1999, passed a motion, to repeal the Polling District Review Rules made under **S. 12** of the **Utility and Review Board Act**, S.N.S., 1992, c. 11, N.S. Reg. 289/92 (December 23, 1992).

IT IS HEREBY ORDERED that the Polling District Review Rules made under **S. 12** of the **Utility and Review Board Act**, S.N.S. 1992, c. 11, N.S. Reg. 289/92 (December 23, 1992) be repealed.

DATED at Halifax, Nova Scotia, this 10th day of February, 2000.

Signed: *Nancy McNeil*
Clerk of the Board