

Royal Gazette

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. 48/2016

Made: March 16, 2016

Filed: March 24, 2016

Fluid Dairy Pricing Regulations—amendment

Order dated March 16, 2016

Amendment to regulations made by the Natural Products Marketing Council
pursuant to Section 9 of the *Dairy Industry Act*

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 March 16, 2016 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 May 1, 2016.

Signed at Truro, in the County of Colchester, Nova Scotia on March 17, 2016.

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 2A(2) 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 “500 ml”:

10 L 16.00

N.S. Reg. 49/2016

Made: March 24, 2016

Filed: March 29, 2016

Spring Weight Restrictions Regulations—amendment

Order dated March 24, 2016

Amendment to regulations made by the Director of Operations Services
Department of Transportation and Infrastructure Renewal
pursuant to subsection 20(1) of the *Public Highways Act*

**In the matter of Section 20 of Chapter 371
of the Revised Statutes of Nova Scotia, 1989,
the *Public Highways Act***

Order

I, Kevin Mitchell, Director, Operations Services, Department of Transportation and Infrastructure Renewal, pursuant to subsection 20(1) of Chapter 371 of the Revised Statutes of Nova Scotia, 1989, the *Public Highways Act*, hereby amend the regulations respecting spring weight restrictions, N.S. Reg. 31/2016, made by order of the Executive Director of Maintenance and Operations, Department of Transportation and Infrastructure Renewal, dated February 23, 2016, in the manner set out in the attached Schedule “A”.

Dated and made at Halifax, Nova Scotia, on March 24, 2016.

sgd: *Kevin Mitchell*
Kevin Mitchell, P.Eng.
Director, Operations Services
Department of Transportation and
Infrastructure Renewal

Schedule “A”

**Amendment to the *Spring Weight Restrictions Regulations*
made by the Director of Operations Services,
Department of Transportation and Infrastructure Renewal,
under subsection 20(1) of Chapter 371 of the Revised Statutes
of Nova Scotia, 1989, the *Public Highways Act***

1 The *Spring Weight Restrictions Regulations*, N.S. Reg. 31/2016, made by order of the Executive Director of Maintenance and Operations, Department of Transportation and Infrastructure Renewal dated February 23, 2016, are amended under the heading “Hants County” in Appendix 1: List of Highways Exempt from Spring Weight Restrictions, by

(a) adding the following item immediately after item 4:

4A. **Trunk 1**, from Irving Big Stop at Exit 3 (Highway 101) to Richard John Drive, 1.7 km.

(b) adding the following item immediately after item 19:

19A. **First Street**, from Park Road to Industrial Way, 0.20 km.

(c) adding the following item immediately after item 20:

20A. **Industrial Way**, from Park Road to end, 0.35 km.

(d) adding the following item immediately after item 26:

26A. **Park Road**, from Route 214 to First Street, 0.70 km.

2 The regulations are further amended under the heading “Inverness County” in Appendix 1: List of Highways Exempt from Spring Weight Restrictions, by adding the following item immediately after item 11:

11A. **Industrial Park Road (IN0806)**, from Trunk 4 at Port Hawkesbury southerly to Inverness-Richmond county line, 0.7 km.

N.S. Reg. 50/2016

Made: March 24, 2016

Filed: March 30, 2016

Prescribed Petroleum Products Prices

Order dated March 24, 2016
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

M07373

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 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 March 23, 2016, are:

Grade 1 Regular gasoline	43.9¢ per litre
Ultra-low-sulfur diesel oil	42.7¢ per litre

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

Gasoline:	
Grade 1	43.9¢ per litre
Grade 2	46.9¢ per litre
Grade 3	49.9¢ per litre
Ultra-low-sulfur diesel oil	42.7¢ 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:	plus 1.1¢ per litre
Ultra-low-sulfur diesel oil:	plus 1.0¢ per litre

And whereas a winter blending adjustment of plus 4.7¢ 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 25, 2016.

Dated at Halifax, Nova Scotia, this 24th day of March, 2016.

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 25, 2016**

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	52.1	10.0	15.5	77.6	94.8	96.8	94.8	999.9
Mid-Grade Unleaded	55.1	10.0	15.5	80.6	98.2	100.3	98.2	999.9
Premium Unleaded	58.1	10.0	15.5	83.6	101.7	103.7	101.7	999.9
Ultra-Low-Sulfur Diesel	55.6	4.0	15.4	75.0	91.8	93.8	91.8	999.9
Zone 2								
Regular Unleaded	52.6	10.0	15.5	78.1	95.3	97.4	95.3	999.9
Mid-Grade Unleaded	55.6	10.0	15.5	81.1	98.8	100.9	98.8	999.9
Premium Unleaded	58.6	10.0	15.5	84.1	102.2	104.3	102.2	999.9
Ultra-Low-Sulfur Diesel	56.1	4.0	15.4	75.5	92.3	94.4	92.3	999.9

Zone 3								
Regular Unleaded	53.0	10.0	15.5	78.5	95.8	97.9	95.8	999.9
Mid-Grade Unleaded	56.0	10.0	15.5	81.5	99.2	101.3	99.2	999.9
Premium Unleaded	59.0	10.0	15.5	84.5	102.7	104.8	102.7	999.9
Ultra-Low-Sulfur Diesel	56.5	4.0	15.4	75.9	92.8	94.9	92.8	999.9
Zone 4								
Regular Unleaded	53.1	10.0	15.5	78.6	95.9	98.0	95.9	999.9
Mid-Grade Unleaded	56.1	10.0	15.5	81.6	99.4	101.4	99.4	999.9
Premium Unleaded	59.1	10.0	15.5	84.6	102.8	104.9	102.8	999.9
Ultra-Low-Sulfur Diesel	56.6	4.0	15.4	76.0	92.9	95.0	92.9	999.9
Zone 5								
Regular Unleaded	53.1	10.0	15.5	78.6	95.9	98.0	95.9	999.9
Mid-Grade Unleaded	56.1	10.0	15.5	81.6	99.4	101.4	99.4	999.9
Premium Unleaded	59.1	10.0	15.5	84.6	102.8	104.9	102.8	999.9
Ultra-Low-Sulfur Diesel	56.6	4.0	15.4	76.0	92.9	95.0	92.9	999.9
Zone 6								
Regular Unleaded	53.8	10.0	15.5	79.3	96.7	98.8	96.7	999.9
Mid-Grade Unleaded	56.8	10.0	15.5	82.3	100.2	102.2	100.2	999.9
Premium Unleaded	59.8	10.0	15.5	85.3	103.6	105.7	103.6	999.9
Ultra-Low-Sulfur Diesel	57.3	4.0	15.4	76.7	93.7	95.8	93.7	999.9

N.S. Reg. 51/2016 to 52/2016

Made: May 13, 2015 and January 28, 2016

Approved: March 29, 2016

Filed: March 30, 2016

Crop Insurance Plan for Acreage Loss;
General Field Crop Insurance Plans Regulations—amendment

Order in Council 2016-73 dated March 29, 2016

Regulations and amendment to regulations made by the Nova Scotia Crop and Livestock Insurance Commission and approved by the Governor in Council pursuant to Section 6 of the *Crop and Livestock Insurance Commission Act*

The Governor in Council on the report and recommendation of the Minister of Agriculture dated February 24, 2016, and pursuant to Section 6 of Chapter 113 of the Revised Statutes of Nova Scotia, 1989, the *Crop and Livestock Insurance Commission Act*, is pleased, effective on and after March 29, 2016, to

- (a) approve of a new crop insurance plan for acreage loss made by the Nova Scotia Crop and Livestock Insurance Commission in the form set forth in Schedule “A” attached to and forming part of the report and recommendation; and
- (b) amend the *General Field Crop Insurance Plans Regulations*, N.S. Reg. 7/2012, approved by the Governor in Council by Order in Council 2012-6 dated January 10, 2012, to ensure certain provisions of the *General Field Crop Insurance Plans Regulations* do not prevail over the acreage loss plan, in the manner set forth in Schedule “B” attached to and forming part of the report and recommendation.

N.S. Reg. 51/2016

Crop Insurance Plan for Acreage Loss

Schedule "A"**Nova Scotia Crop and Livestock Insurance Commission**

I certify that the Nova Scotia Crop and Livestock Insurance Commission, at its meeting on May 13, 2015, carried a motion to make regulations establishing a *Crop Insurance Plan for Acreage Loss*, in the form attached.

The regulations are effective on and after the date they are approved by the Governor in Council.

Signed at Truro, in the County of Colchester, Nova Scotia, on January 28, 2016.

Nova Scotia Crop and Livestock Commission

per: sgd: *Bill MacLeod*
 Bill MacLeod
 Chief Executive Officer

Schedule "A"

Crop Insurance Plan for Acreage Loss
made by the Crop and Livestock Insurance Commission under Section 6
of Chapter 113 of the Revised Statutes of Nova Scotia, 1989,
the *Crop and Livestock Insurance Act*

Citation

1 This plan may be cited as the *Crop Insurance Plan for Acreage Loss*.

Purpose

2 The purpose of this plan is to provide for insurance against a loss of production of or damage to eligible crops caused by 1 or more of the perils designated in Section 6.

Interpretation

3 In this plan,

“Act” means the *Crop and Livestock Insurance Act*;

“eligible crops” in any crop year means crops that are determined by the Commission under Section 4 to be eligible for insurance under this plan in that crop year;

“established value”, in relation to an eligible crop, means the value per acre for the crop established by the Commission under Section 10 for the purpose of calculating indemnity under this plan;

“final acreage”, in relation to an eligible crop, means the total number of acres of that crop that are insured under this plan in a crop year, as declared by the insured person or revised or set by the Commission in accordance with Sections 14 and 15;

“terms and conditions of the Contract of Insurance” means the terms and conditions set out in the Contract of Insurance in Form 1 to the *General Field Crop Insurance Plans Regulations* made under the Act.

Determining eligible crops

4 Before the beginning of each crop year, the Commission must determine the eligible crops for that crop year and publish a list of those eligible crops on the Commission's website and in any other manner that the Commission considers advisable.

Eligibility for coverage under this plan

5 An insurable person who has planted at least 2 acres of an eligible crop or any combination of 2 or more eligible crops is eligible to apply for insurance under this plan.

Designated perils

6 The following are designated as perils for the purpose of this plan:

- (a) frost occurring between the dates of May 1 and September 30;
- (b) hail;
- (c) disease for which there is no known control;
- (d) drought;
- (e) excessive moisture;
- (f) off-crop due to adverse weather;
- (g) wind;
- (h) insects for which there is no known control;
- (i) wildlife for which there is no known control;
- (j) excessive heat.

Crop year

7 The crop year for the purposes of this plan is the period from April 1 in any year to November 30 of the same year.

Deadline for notice of cancellation of insurance

8 For the purpose of clause 4(1)(a) of the terms and conditions of the Contract of Insurance, a notice of cancellation of insurance under this plan must be given no later than March 31 in advance of the crop year for which the cancellation is to be effective.

Coverage

- 9 (1) All acreage of eligible crops owned or operated by an insured person and to be harvested must be offered for insurance coverage.
- (2) The Commission may insure all or part of the acreage of eligible crops offered for insurance coverage.

Established value for eligible crop

10 For each crop year, the Commission must establish the value per acre for each eligible crop and must announce the established values to insured persons before the beginning of the crop year by publishing them to the Commission's website and in any other manner that the Commission considers advisable.

Maximum indemnity

11 The maximum indemnity for an insured crop for which the Commission is liable under a contract of insurance under this plan is the amount obtained by multiplying the total number of acres of the insured crop by the established value for that crop.

Premiums

- 12** (1) The base premium rate must be based on a methodology set by an actuary and approved by the Commission.
- (2) The minimum annual premium payable by an insured person in each crop year is \$50.
- (3) The premium determined pursuant to subsection (1) includes premium payments made by the Government of Canada under the *Farm Income Protection Act* (Canada) and the Province under the Act.

Deadline for paying premium

- 13** (1) An insured person must pay their premium, less any premium deposit previously paid, to the Commission no later than August 1 for the current crop year.
- (2) If an insured person is late paying their premium, interest of 1.5% per month or \$5 per month, whichever is more, is charged by the Commission on the overdue account.

Final acreage calculation

- 14** (1) No later than April 15 in a crop year, an insured person must file a declaration with the Commission stating the final acreage for each of their insured crops, on a form provided by the Commission for this purpose.
- (2) If the Commission finds that the actual measured acreage of an insured crop is different from the final acreage stated in a declaration filed under subsection (1), the Commission may revise the final acreage accordingly in accordance with Section 15, and in that case must notify the insured person in writing of the revision to the final acreage and any adjustment of the premium.
- (3) An insured person who receives notice from the Commission of a revised final acreage calculation is deemed to agree with the revision unless, no later than 10 days after the date the notice is received, the insured person notifies the Commission in writing that they object to the revision.
- (4) On receiving a notice of objection from an insured person under subsection (3), the Commission may notify the insured person in writing that the contract of insurance does not apply for the crop year for which the final acreage declaration was filed and, in that case, the Commission must refund any premium deposit paid by the insured person for that crop year.
- (5) Unless the insured person notifies the Commission under subsection (3) that they object to the Commission's revision, a revised final acreage set by the Commission for an insured crop is the final acreage for that crop.
- (6) If an insured person fails to file a final acreage declaration in any crop year, the Commission may
- (a) set the final acreage for each of the insured person's insured crops for that crop year; or
 - (b) deem the insured area to be nil for that crop year.

- (7) On setting the final acreage for an insured crop under clause (6)(a), the Commission must notify the insured person of the final acreage by regular mail or by any other manner of secure delivery that the Commission considers appropriate.

Measuring actual area of insured crop

- 15 (1) The Commission has sole discretion in determining the method used to measure the area of an insured crop.
- (2) If the actual measured area of an insured crop in a crop year is less than the final acreage stated in the declaration filed by the insured person under Section 14, the total area insured and the amount of indemnity payable is reduced accordingly and no refund of premium is payable.
- (3) If the actual measured area of an insured crop in a crop year exceeds the final acreage stated in the declaration filed by the insured person under Section 14, the amount of loss and the indemnity payable will be calculated by multiplying the total destroyed area by the final acreage declared divided by the total measured area.

Notice of crop damage

- 16 (1) For the purpose of Section 9 of the terms and conditions of the Contract of Insurance, an insured person must notify the Commission in accordance with subsection (2) of crop loss or damage that occurs at any time during the crop year.
- (2) Notice to the Commission of crop loss or damage must be given as follows:
- (a) by telephone to the Commission immediately after the loss or damage becomes apparent; and
- (b) no later than 3 days following the telephone notice provided under clause (a), by submitting a completed notice of crop loss or damage to the Commission on a form provided by the Commission for that purpose.
- (3) On receiving notice of crop loss or damage, the Commission may consent in writing to the abandonment or destruction of the insured crop on the damaged area and, in that case, it must determine the damaged area.
- (4) A notice of crop loss or damage is considered only if the loss or damage occurs to at least 1/2 acre of the insured area.

When indemnity payable

- 17 An indemnity is payable to an insured person only if
- (a) the Commission has given the insured person written permission to abandon or destroy an area of an insured crop;
- (b) the affected area of an insured crop is destroyed by any means that are acceptable to the Commission.

Calculating indemnity payable

- 18 Subject to any adjustment under Section 15 to the indemnity payable, the indemnity payable for an insured crop is 90% of the amount obtained by multiplying the number of destroyed acres by the established value for that crop.

When no indemnity payable

- 19 (1)** No indemnity is payable under this plan with respect to a damaged area of an insured crop in any of the following circumstances:
- (a) the damaged area of the insured crop is not destroyed after the Commission has consented to its destruction;
 - (b) the insured person harvests all or part of their insured crop.
- (2)** If an insured person abandons all or part of their insured crop without the consent in writing of the Commission, no indemnity is payable under this plan with respect to the abandoned area.

N.S. Reg. 52/2016

General Field Crop Insurance Plans Regulations—amendment

Schedule “B”**Nova Scotia Crop and Livestock Insurance Commission**

I certify that the Nova Scotia Crop and Livestock Insurance Commission, at its meeting on January 28, 2016, carried a motion to amend the *General Field Crop Insurance Plans Regulations*, N.S. Reg. 7/2012, made by the Nova Scotia Crop and Livestock Insurance Commission and approved by the Governor in Council by Order in Council 2012-6 dated January 10, 2012, to ensure certain sections of the *General Field Crop Insurance Plans Regulations* do not prevail over the *Crop Insurance Plan for Acreage Loss*, in the manner set forth in the form attached.

The amendments are effective on and after the date they are approved by the Governor in Council.

Signed at Truro, in the County of Colchester, Nova Scotia, on January 28, 2016.

Nova Scotia Crop and Livestock Commission

per: sgd: *Bill MacLeod*
 Bill MacLeod
 Chief Executive Officer

Schedule “B”

**Amendment to the *General Field Crop Insurance Plans Regulations*
 made by the Crop and Livestock Insurance Commission
 under Section 6 of Chapter 113 of the Revised Statutes of Nova Scotia, 1989,
 the *Crop and Livestock Insurance Act***

- 1 The *General Field Crop Insurance Plans Regulations*, N.S. Reg. 7/2012, approved by the Governor in Council by Order in Council 2012-6 dated January 10, 2012, are amended by adding the following Section immediately after Section 7:

Application to *Crop Insurance Plan for Acreage Loss*

- 8 (1)** In this Section, “*Crop Insurance Plan for Acreage Loss*” means the *Crop Insurance Plan for Acreage Loss* made under the Act.
- (2)** Subsections 9(4) and 12(4) of the Contract of Insurance in Form 1 do not apply to coverage under the *Crop Insurance Plan for Acreage Loss*.

- (3) In an inconsistency between the Contract of Insurance in Form 1 and the *Crop Insurance Plan for Acreage Loss* with respect to calculating premiums or adjusting losses, the *Crop Insurance Plan for Acreage Loss* prevails.
- 2 The regulations are further amended by adding the following Section immediately after Section 1 in the Contract of Insurance in Form 1:

Crop Insurance Plan for Acreage Loss

- 1A (1) Subsections 9(4) and 12(4) of this Contract do not apply to coverage under the *Crop Insurance Plan for Acreage Loss*.
- (2) In an inconsistency between the Contract of Insurance in Form 1 and the *Crop Insurance Plan for Acreage Loss* with respect to calculating premiums or adjusting losses, the *Crop Insurance Plan for Acreage Loss* prevails.

N.S. Reg. 53/2016

Made: March 29, 2016

Filed: March 30, 2016

Seniors' Pharmacare Program Regulations—amendment

Order in Council 2016-74 dated March 29, 2016
 Amendment to regulations made by the Governor in Council
 pursuant to subsection 7(1) of the *Fair Drug Pricing Act*

The Governor in Council on the report and recommendation of the Minister of Health and Wellness dated March 3, 2016, and pursuant to subsection 7(1) of Chapter 7 of the Acts of 2011, the *Fair Drug Pricing Act*, is pleased to amend the *Seniors' Pharmacare Program Regulations*, N.S. Reg. 224/2011, made by the Governor in Council by Order in Council 2011-234 dated June 30, 2011, to enable adjustments to the Seniors' Pharmacare Program cost-share framework in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after April 1, 2016.

Schedule "A"

**Amendment to the *Seniors' Pharmacare Program Regulations*
 made by the Governor in Council under subsection 7(1) of
 Chapter 7 of the Acts of 2011, the *Fair Drug Pricing Act***

- 1 Section 2 of the *Seniors' Pharmacare Program Regulations*, N.S. Reg. 224/2011, made by the Governor in Council by Order in Council 2011-234 dated June 30, 2011, is amended by
- (a) striking out the period at the end of the definition of "spouse" and substituting a semicolon; and
- (b) adding the following definition where it belongs in alphabetical order:
- "total annual income" of a beneficiary or a beneficiary's spouse means the beneficiary's or spouse's total annual income reported on their latest notice of assessment from the CRA, calculated by subtracting the amount in line 210 of the notice from the amount in line 150 of the notice.

- 2 Subsection 3(2) of the regulations is amended by striking out “subsection (2)” and substituting “subsection (3)”.
- 3 Subsection 4(3) of the regulations is repealed and the following subsection substituted:
- (3) Subject to any premium reduction under Section 8, the Minister must determine the maximum amount of the premium payable per beneficiary for a benefit period.
- 4 Section 8 of the regulations is repealed and the following Section substituted:

Premium reductions and waivers

- 8** (1) In this Section, “maximum premium payable” by a beneficiary who qualifies for a reduced premium under subsection (2) means the maximum premium payable as determined by the Minister under subsection 4(3) for that beneficiary.
- (2) A beneficiary who meets any of the following criteria qualifies for a reduced premium:
- (a) the beneficiary does not have a spouse and their total annual income is at least \$22 986 but no more than \$34 999.99;
- (b) the beneficiary has a spouse and the combined total annual income of the beneficiary and their spouse is at least \$26 817 but no more than \$39 999.99.
- (3) The reduced premium of a beneficiary who qualifies under subsection (2) must be calculated in accordance with the following formulas:
- (a) for a beneficiary who does not have a spouse and whose total annual income is at least \$22 986 but no more than \$34 999.99,

$$P = [(I - \$22\,986) \div \$12\,014]MPP$$

in which

P is the premium payable by the beneficiary,

I is the beneficiary’s total annual income,

MPP is the maximum premium payable by the beneficiary;

- (b) for a beneficiary who has a spouse and, with their spouse, a combined total annual income of at least \$26 817 but no more than \$39 999.99,

$$P = [(I - \$26\,817) \div \$13\,183]MPP$$

in which

P is the premium payable by the beneficiary,

I is the combined total annual income of the beneficiary and their spouse,

MPP is the maximum premium payable by the beneficiary;

- (4) For greater certainty, a premium calculated under clause (3)(b) must be paid by each beneficiary.
- (5) A beneficiary who meets any of the following criteria qualifies for a waiver of premium:
- (a) for a beneficiary who does not have a spouse, their total annual income is less than \$22 986;
 - (b) for a beneficiary who has a spouse, the combined total annual income of the beneficiary and their spouse is less than \$26 817;
 - (c) the beneficiary is in receipt of the guaranteed income supplement under the *Old Age Security Act* (Canada).

N.S. Reg. 54/2016

Made: March 29, 2016

Filed: March 30, 2016

Proclamation, S. 22, S.N.S. 2015, c. 25

Order in Council 2016-75 dated March 29, 2016

Proclamation made by the Governor in Council

pursuant to Section 25 of

An Act to Amend Chapter 23 of the Acts of 1998, the Private Career Colleges Regulation Act

The Governor in Council on the report and recommendation of the Minister of Labour and Advanced Education dated March 22, 2016, and pursuant to Section 22 of Chapter 25 of the Acts of 2015, *An Act to Amend Chapter 23 of the Acts of 1998, the Private Career Colleges Regulation Act*, is pleased to order and declare by proclamation that Chapter 25 of the Acts of 2015, *An Act to Amend Chapter 23 of the Acts of 1998, the Private Career Colleges Regulation Act*, do come into force on and not before April 1, 2016.

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,

G R E E T I N G:

A PROCLAMATION

WHEREAS in and by Section 22 of Chapter 25 of the Acts of 2015, *An Act to Amend Chapter 23 of the Acts of 1998, the Private Career Colleges Regulation Act*, it is enacted as follows:

- 25** 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 25 of the Acts of 2015, *An Act to Amend Chapter 23 of the Acts of 1998, the Private Career Colleges Regulation Act*, do come into force on and not before April 1, 2016;

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 25 of the Acts of 2015, *An Act to Amend Chapter 23 of the Acts of 1998, the Private Career Colleges Regulation Act*, do come into force on and not before April 1, 2016, 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 29th day of March in the year of
Our Lord two thousand and sixteen and in the sixty-
fifth year of Our Reign.

BY COMMAND:

Hon. Diana C. Whalen

Provincial Secretary
Attorney General and Minister of Justice

N.S. Reg. 55/2016

Made: March 29, 2016

Filed: March 30, 2016

Railway Discontinuance of Services and Abandonment Regulations

Order in Council 2016-77 dated March 29, 2016

Repeal of regulations and regulations made by the Governor in Council
pursuant to Section 48 of the *Railways Act*

The Governor in Council on the report and recommendation of the Minister of Transportation and Infrastructure Renewal dated March 9, 2016, and pursuant to Section 48 of Chapter 11 of the Acts of 1993, the *Railways Act*, is pleased, effective on and after March 29, 2016, to

- (a) repeal the *Railway Discontinuance of Services and Abandonment Regulations*, N.S. Reg. 145/2001, made by the Governor in Council by Order in Council 2001-548 dated November 30, 2001; and
- (b) make new regulations respecting railway discontinuance of services and abandonment in the form set forth in Schedule "A", attached to and forming part of the report and recommendation.

Schedule "A"**Regulations Respecting Discontinuance of Services and Abandonment
made by [the] Governor in Council under Section 48
of Chapter 11 of the Acts of 1993,
the *Railways Act*****Citation**

1 These regulations may be cited as the *Railway Discontinuance of Services and Abandonment Regulations*.

Definitions

2 (1) In these regulations,

“Act” means the *Railways Act*;

“abandonment plan” means the plan required by clause 14(2)(a) to accompany an application for approval to abandon a railway line;

“date of abandonment” of a railway line means the date determined by the Minister under Section 18 on approval of an application for approval to abandon the railway line;

“deadline for expressions of interest” means the deadline required by clause 5(2)(d) to be stated in an advertisement of an owner’s or lessee’s intention to abandon a railway line;

“municipality” means a regional municipality, town or county or district municipality;

“net salvage value”, in relation to a railway line, means the net value of the railway line less the estimated cost of disposal, as determined in accordance with the Canadian Transportation Agency *Guidelines Respecting Net Salvage Value Determination Applications* as amended or replaced from time to time;

“owner or lessee”, in relation to a railway line, means the owner or lessee of the railway line.

(2) In the Act and these regulations,

“abandonment” means the discontinuance of all railway services on a railway line whether or not track and structures are removed from the railway line;

“discontinuance of service”, in relation to a railway service or a type of railway service, means the withdrawal of the service or type of service on a railway line, but does not include withdrawal of services from a yard, track, siding or spur or other auxiliary track.

Part 1: Discontinuance of Service**Application to Board for discontinuance of service**

3 An application by a railway company to the Board under subsection 41(2) of the Act for a determination of the length of notice required for a proposed discontinuance of service and approval of a discontinuance plan must include all of the following:

- (a) a description of the railway line on which the railway service is to be discontinued;
- (b) the proposed date of discontinuance;

- (c) a list of shippers who, within the previous 12 months, used the railway service that is proposed to be discontinued;
- (d) a proposed discontinuance plan, including any plan to reduce the railway service before the proposed date of discontinuance.

Publishing notice of discontinuance of service

4 A notice of discontinuance of service required by clause 41(1)(a) of the Act must be published in 1 or more newspapers having general circulation in the municipalities that would be most affected by the discontinuance and must include all of the following information:

- (a) a description of the railway line on which the railway service is to be discontinued;
- (b) a statement that the railway company no longer intends to provide the railway service after the date of discontinuance;
- (c) if the railway line is no longer to be used for any railway service, a statement that the railway line or the operating interest in the railway line is available for sale, lease or transfer to a railway company for continued operation.

Part 2: Abandonment**Notice of intention to abandon**

5 (1) Before applying for approval to abandon a railway line, the owner or lessee must do all of the following:

- (a) notify the Minister and each municipality the railway line runs through, in writing, of its intention to abandon the railway line;
- (b) at least 30 days after notifying the Minister and municipalities under clause (a), advertise its intention to abandon the railway line once a week for 2 consecutive weeks in a newspaper or newspapers having general circulation in the municipalities that would be most affected by the abandonment.

(2) The advertisement required by clause (1)(b) must contain all of the following information:

- (a) a statement that the owner or lessee no longer intends to operate the railway line;
- (b) a statement that the railway line is available for sale, lease or transfer for continued operation to a person authorized under the Act to operate a railway;
- (c) a description of the railway line;
- (d) the date by which a person interested in acquiring the railway line must express their interest in writing to the owner or lessee, which must be no later than 30 days after the date the advertisement is first published.

Filing statement with Minister

6 (1) No later than 30 days after the date the advertisement required by clause 5(1)(b) is first published, the owner or lessee must file a statement with the Minister in the form required by the Minister and including all of the following information:

- (a) the net salvage value of the railway line;

- (b) a list of all structures on the railway line, including all of the following:
 - (i) bridges,
 - (ii) culverts and other drainage structures,
 - (iii) retaining walls,
 - (iv) tunnels,
 - (v) rock sheds,
 - (vi) service pits,
 - (vii) storage tanks;
 - (c) the location of all road and utility crossings on the railway line;
 - (d) a list of property included with the railway line that is not required for railway purposes;
 - (e) a list of existing environmental reports and studies for the railway line, including environmental assessment reports and geotechnical and erosion studies.
- (2) In addition to the statement required by subsection (1), the owner or lessee must provide the Minister with a copy of each crossing agreement for the railway line.

Process for evaluating expressions of interest

7 If, before the deadline for expressions of interest, a person expresses interest in acquiring a railway line that is intended to be abandoned, the owner or lessee must immediately disclose the process it intends to follow for receiving and evaluating the offers it receives to that person and to the Minister.

Negotiating with interested person

- 8 (1) An owner or lessee must negotiate with any interested person in good faith and in accordance with the process disclosed under Section 7.
- (2) On application by an owner or lessee that has not, by the end of 6 months after the deadline for expressions of interest, reached an agreement with any person for the sale, lease or transfer of the railway line, the Minister may grant an extension of up to 6 months to the owner or lessee to continue to negotiate the sale, lease or transfer, if the Minister is satisfied that the extension is likely to result in an agreement.

Offer to Minister and municipalities

- 9 In any of the following circumstances, an owner or lessee must offer to sell the railway line for its net salvage value to the Minister on behalf of Her Majesty the Queen in Right of the Province and to each municipality the railway line runs through:
- (a) the deadline for expressions of interest has passed and no one has expressed an interest in acquiring the railway line;
 - (b) by the end of 6 months after the deadline for expressions of interest or any extension granted by the Minister under subsection 8(2), the owner or lessee has failed to reach an agreement for the sale, lease or transfer of the railway line;

- (c) the owner or lessee has reached an agreement with a person for the sale, lease or transfer of the railway line, but the transaction has not been completed in accordance with the agreement.

Determining priorities of multiple interests

- 10** (1) For their interest in acquiring the railway line to be considered, the Minister, on behalf of Her Majesty in Right of the Province, or a municipality must express the interest in writing to the owner or lessee no later than 30 days after the date the Minister or municipality receives an offer under Section 9.
- (2) If more than 1 expression of interest is provided to an owner or lessee under subsection (1), the priority of interests is determined as follows:
- (a) the Minister has first priority and if the Minister expresses an interest, the owner or lessee must not consider any municipal expression of interest;
 - (b) if there is no expression of interest from the Minister, the owner or lessee must consider each municipal expression of interest for the portion of the railway line within the municipality's boundaries.

Negotiating terms of agreement for sale to Minister or municipality

- 11** (1) An owner or lessee and any party whose expression of interest is being considered under Section 10 must negotiate in good faith in an effort to reach an agreement on the terms of sale of the railway line, including the net salvage value of the railway line.
- (2) If the parties do not reach an agreement on net salvage value within 90 days after beginning negotiations, the matter must be referred to an independent appraiser, which may be the Canadian Transportation Agency, to determine the net salvage value.
- (3) The cost of an appraiser to which a matter is referred under subsection (2) must be borne equally by the parties.

Removing safety devices before transferring title

- 12** Before transferring title to a railway line to the Minister on behalf of Her Majesty in Right of the Province or to a municipality, the owner or lessee must, if requested by the intended purchaser,
- (a) remove all safety devices from the public road crossings on the railway line; and
 - (b) repair the road surface to a condition satisfactory to the Minister.

Definition for Sections 14 to 18

- 13** In Sections 14 to 18, "applicant" means an owner or lessee of a railway line that applies to the Minister under Section 16 for approval to abandon the railway line.

Application to approve abandonment plan

- 14** (1) If no sale, lease or transfer of a railway line has been concluded in compliance with these regulations, the owner or lessee must apply to the Minister for approval to abandon the railway line.
- (2) An application for approval to abandon a railway line must be in the form required by the Minister and must include all of the following:
- (a) an abandonment plan, including the proposed date of abandonment;

- (b) if the applicant intends to retain the railway line after it is abandoned, proof that the applicant has an insurance policy that is in force and includes all the coverage required by Section 7 of the *Railway Notification and Licence Regulations* made under the Act.
- (3) An abandonment plan must include all of the following:
- (a) a statement as to whether the applicant will remove the structures and track on the railway line;
 - (b) if structures and track are to be removed, details about
 - (i) the scope of work for the removal,
 - (ii) the contractor or contractors that the applicant proposes will conduct the removal work,
 - (iii) the estimated time required for completion of the removal work,
 - (iv) liability insurance coverage that the applicant proposes to maintain during the removal;
 - (c) if all structures and track are not to be removed, the applicant's plan for managing the railway line to ensure there is no unreasonable risk to the public or environment.
- (4) An applicant must demonstrate, to the Minister's satisfaction, compliance with Sections 5 to 11 when applying for approval to abandon a railway line.

Terms and conditions on approval of abandonment

15 Terms and conditions that the Minister may impose on an approval to abandon a railway line under subsection 42(2) of the Act include the following:

- (a) any conditions the Minister considers necessary to adequately protect the public, including a requirement to remove tracks and structures;
- (b) a requirement that the applicant provide security in the amount, form or manner specified by the Minister.

Reasons for refusing application for abandonment

16 The Minister may refuse an application for abandonment of a railway line in any of the following circumstances:

- (a) the Minister is not satisfied that the applicant has complied with Sections 5 to 11;
- (b) the applicant does not provide proof of insurance as required by clause 14(2)(b);
- (c) in the Minister's opinion, the abandonment plan proposed by the applicant does not provide for adequate protection of the public.

Deadline for decision on application for approval to abandon railway line

- 17** (1) Unless the Minister notifies the applicant otherwise in writing, the Minister must decide on an application for approval to abandon a railway line no later than 60 days after the date the Minister receives the application.
- (2) The Minister must notify an applicant in writing of the decision in the application together with reasons for the decision.

Date of abandonment

- 18** (1) Subject to subsection (2), on approving an application for approval to abandon a railway line, the Minister must determine the date of abandonment.
- (2) If structures and track are to be removed from a railway line that is to be abandoned, the date of abandonment must not be before the date they are removed.
- (3) The Minister must notify the applicant and the Board of the date of abandonment.
- (4) A railway line must not be abandoned before the date of abandonment.

Insurance coverage for railway retained after abandonment

- 19** (1) An owner or lessee that retains a railway line after abandoning it must, for as long as it holds the railway line, continue to maintain the insurance coverage referred to in clause 14(2)(b).
- (2) In each year, no later than the anniversary of the date of abandonment, an owner or lessee that retains an abandoned railway line must provide proof to the Minister that the insurance coverage required by subsection (1) is still in force.

Crossing agreements for railway line retained after abandonment

- 20** All road and utility crossing agreements for an abandoned railway line that is being retained by the owner or lessee must continue in force for 5 years after the date of abandonment.

N.S. Reg. 56/2016

Made: March 29, 2016

Filed: March 30, 2016

Private Career Colleges General Regulations

Order in Council 2016-76 dated March 29, 2016
Regulations made by the Governor in Council
pursuant to Section 38 of the *Private Career Colleges Act*

The Governor in Council on the report and recommendation of the Minister of Labour and Advanced Education and upon notice of a fee increase having been presented to the Clerk of Assembly in accordance with Section 4 of Chapter 8 of the Acts of 2007, the *Fees Act*, and pursuant to Section 38 of Chapter 23 of the Acts of 1998, the *Private Career Colleges Act*, is pleased to make regulations respecting the prescription of fees for the registration of private career colleges, instructors and instructor assistants, the approval of occupational training programs, and associated amendments and renewals, in the form set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after April 1, 2016.

Schedule "A"

**General Regulations Respecting Private Career Colleges
made by the Governor in Council under
Section 38 of Chapter 23 of the Acts of 1998,
the *Private Career Colleges Act***

Citation

- 1** These regulations may be cited as the *Private Career Colleges General Regulations*.

Definition

2 In these regulations,

“Act” means the *Private Career Colleges Act*;

“operational regulations” means the *Private Career Colleges Operational Regulations* made under the Act;

“third[-]party sponsor” means a third[-]party sponsor as defined in the operational regulations.

Surety Bonds**Amounts prescribed for surety bonds**

- 3 (1) Subject to the minimum and maximum in subsection (3), the amount of a surety bond required by clause 6(2)(l) or 15C(c) of the Act to be posted by an operator is the sum of the amounts calculated in accordance with subsection (2) for all occupational-training programs offered by the college.
- (2) To determine the sum under subsection (1), the portion of the surety bond for each occupational-training program is calculated in accordance with the formula $SP \times T$, in which
- (a) for a surety bond required under clause 6(1)(l) of the Act for an applicant for registration of a private career college,
- (i) SP is the projected number of student places in the program, and
- (ii) T is the total tuition fee per student proposed for the program; and
- (b) for a surety bond required by clause 15C(c) of the Act to be maintained by an operator in full force and effect,
- (i) SP is the number of students approved by the Director to be enrolled in the program, and
- (ii) T is the total tuition fee per student for the program.
- (3) The amount of a surety bond must be at least \$10 000 but no more than \$75 000.

Surety bond for additional location

- 4 (1) The Director, in the Director’s sole discretion, may require an additional surety bond for any additional location of a private career college.
- (2) The amount of an additional surety bond must be calculated in accordance with subsection 3(1) or [3](2), except that the maximum amount required for the additional surety bond is \$35 000 and there is no required minimum amount.

Proceeds of surety bond payable to student or third[-]party sponsor

- 5 Proceeds realized from the release of all or a portion of an operator’s surety bond under subclause 18(5)(b)(v) of the Act are payable only to a student of the college or a third[-]party sponsor of a student of the college.

Accessing surety bond

6 If, after receiving an order from the Director, an operator fails to immediately pay the total amount owing to any student or third[-]party sponsor under a student contract, the Director may access the surety bond posted by the operator.

Proportional payment from surety bond proceeds

7 If the aggregate of all valid claims made against a surety bond exceeds the amount recovered under the surety bond, the claimants must be paid on a proportional basis.

Fees**Fees payable to Minister of Finance and Treasury Board**

8 All application fees prescribed in Section 9 and fees payable into the Fund under Section 10 are payable to the Minister of Finance and Treasury Board.

Application fees

9 (1) Application fees payable by an applicant for a certificate of registration or by an operator are as set out in the following table:

Type of Application	Fee
Application for certificate of registration <ul style="list-style-type: none"> • main location • plus, for each additional location 	\$3000.00 \$250.00
Application to add additional location to current certificate of registration, per additional location	\$250.00
Application to amend certificate of registration on change of operator	\$20.00
Application for certificate of approval	\$750.00
Application to renew certificate of approval (except as provided in subsection (2) for the first renewal of a certificate of approval after Chapter 25 of the Acts of 2015 comes into force)	\$750.00
Application for approval of amended occupational-training program	\$50.00
Application to register instructor or instructor assistant	\$40.00
Application to amend registration of instructor or instructor assistant	\$20.00

(2) Fees for applications to renew certificates of approval referred to in Section 21 of Chapter 25 of the Acts of 2015 must be reduced proportionally according to the respective lengths of the initial staggered renewal periods during the transition from a 1-year to a 5-year approval period for occupational-training programs.

Fees payable into Fund

10 (1) In this Section, “intake” means an intake as defined in the operational regulations.

(2) Each operator must remit a fee to the Director in an amount calculated in accordance with subsection (4) to be deposited into the Fund.

(3) The Director must deposit all fees paid under subsection (2) into the Fund.

- (4) The fee that an operator must pay into the fund is calculated as 1% of the total tuition liability for all intakes during the previous month.
- (5) An operator must pay their fee into the fund in full no later than the 15th day of each month.

Notice when Fund payments in arrears

- 11 (1) On determining that an operator's fee payments into the Fund are in arrears, the Director must give notice to the operator stating that if the total outstanding amount is not paid within 10 days after the date the operator receives the notice, the Director may issue a compliance order under Section 26 of the Act or revoke or suspend the operator's certificate of registration under Section 14 of the Act.
- (2) The provisions in the operational regulations respecting methods of notification and deemed receipt apply to a notice by the Director under this Section.

Fund payments not transferable

- 12 (1) Payments made into the Fund are not transferable and any transaction purporting to transfer the payments is void.
- (2) If the majority ownership interest in a private career college is conveyed through sale or other means into different ownership, all payments made to the date of transfer accrue to the Fund and the new operator must begin payments as if the college were newly registered.

Fund payments not refundable

- 13 Payments made into the Fund are not refundable.

No vested right or interest in Fund deposits

- 14 No vested right or interest in money deposited in the Fund is created or implied for an operator, either at any time during the operation of the Fund or at any future time after the Fund is dissolved.

Fund administration expenses

- 15 In any year, payments made by the Minister under clause 33(5)(c) of the Act for the expenses of administering and auditing the Fund must not exceed 10% of the Fund balance.

Fund exempt from fees and taxes

- 16 The Fund is exempt from all licence fees and income, franchise, privilege, occupation, or other taxes levied or assessed by the Province or by any municipality of the Province.

N.S. Reg. 57/2016 to 58/2016

Made: March 29, 2016

Filed: March 30, 2016

Dangerous Goods Management Regulations—amendment;
Activities Designation Regulations—amendment

Order in Council 2016-79 dated March 29, 2016

Repeal of regulations and amendment to regulations made by the Governor in Council
pursuant to Sections 66 and 84 of the *Environment Act*

The Governor in Council on the report and recommendation of the Minister of Environment dated March 8, 2016, and pursuant to Sections 66 and 84 of Chapter 1 of the Acts of 1994-95, the *Environment Act* (the "Act"), is pleased, effective on and after March 29, 2016, to do all of the following, to eliminate

duplication of regulatory oversight and update references to other regulations, and to clarify to which activities involving dangerous goods and waste dangerous goods the regulations apply:

- (a) pursuant to Section 84 of the Act,
 - (i) repeal the *PCB Management Regulations*, N.S. Reg. 52/95, made by the Governor in Council by Order in Council 95-291 dated April 11, 1995, and
 - (ii) amend the *Dangerous Goods Management Regulations*, N.S. Reg. 56/95, made by the Governor in Council by Order in Council 95-295 dated April 11, 1995, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation; and
- (b) pursuant to Section 66 of the Act, amend the *Activities Designation Regulations*, N.S. Reg. 47/95, made by the Governor in Council by Order in Council 95-285 dated April 11, 1995, in the manner set forth in Schedule “B” attached to and forming part of the report and recommendation.

N.S. Reg. 57/2016

Dangerous Goods Management Regulations—amendment

Schedule “A”

Amendment to the *Dangerous Goods Management Regulations* made under Section 84 of Chapter 1 of the Acts of 1994-95, the *Environment Act*

1 Section 2 of the *Dangerous Goods Management Regulations*, N.S. Reg. 56/95 made by the Governor in Council by Order in Council 95-295 dated April 11, 1995, is amended by

- (a) striking out the clause letter before each definition;
- (b) repealing the definition of “dangerous goods” and substituting the following definition:

“dangerous goods” means any of the following:

- (i) a substance that is dangerous goods in accordance with Section 2.1 of the *Transportation of Dangerous Goods Regulations* (Canada);
 - (ii) glycol-based antifreeze or de-icing fluids, or solutions containing those substances, in concentrations greater than 1000 mg/L;
 - (iii) petroleum products with a flashpoint greater than 61 °C that are liquid in ambient conditions or during handling;
- (c) repealing the definition of “primary classification”; and
 - (d) adding the following definitions where they belong in alphabetical order:

“Polychlorinated biphenyls” or “PCBs” means chlorobiphenyls that have the molecular formula $C_{12}H_{(10-n)}Cl_n$, in which “n” is greater than 2;

“PCB waste” means PCBs or articles containing PCBs that meet all of the following criteria:

- (i) they are listed in the *Transportation of Dangerous Goods Regulations* (Canada),

- (ii) they are waste dangerous goods;

“*Transportation of Dangerous Goods Regulations (Canada)*” means the *Transportation of Dangerous Goods Regulations* made under the *Transportation of Dangerous Goods Act, 1992 (Canada)*;

2 Section 5 of the regulations is amended by

- (a) striking out “in the Petroleum Storage Regulations” in clause (b) and substituting “under the *Petroleum Management Regulations* made under the Act”; and
- (b) striking out “in the PCB Management Regulations” in clause (d) and substituting “under the *PCB Regulations* made under the *Canadian Environmental Protection Act, 1999 (Canada)*”.

3 The regulations are further amended by repealing Section 6 and substituting the following Section:

Prohibitions on disposing of, diluting or adulterating waste dangerous goods

6 (1) A person must not dispose of PCB waste by burying it in a landfill or in the ground.

- (2) A person must not dilute or adulterate waste dangerous goods without the prior written authorization of an Administrator.

4 Section 9 of the regulations is repealed and the following Section substituted:

Limitation on storage time

9 An Administrator may limit the time that waste dangerous goods may be stored at a storage facility.

5 (1) Clause 10(1)(a) of the regulations is amended by striking out “2000 l” and substituting “2000 L”.

- (2) Clause 10(1)(c) of the regulations is amended by striking out “Schedules “A” or “B”” and substituting “Schedule A”.

6 Schedule “A” to the regulations is repealed and the attached Schedule A substituted.

7 Schedule “B” to the regulations is repealed.

Schedule A: Quantities of Dangerous Goods and Waste Dangerous Goods

Column I Dangerous Goods and Waste Dangerous Goods			Column II Quantity
Classification (Transportation of Dangerous Goods Regulations (Canada))	Division (Transportation of Dangerous Goods Regulations (Canada))	Name as Listed in Schedule 1 (Transportation of Dangerous Goods Regulations (Canada))	
Class 1, Explosives	All		50 kg or 50 L
Class 2, Gases	Class 2.1 Flammable Gases		5000 L
	Class 2.2 Non-flammable and Non-toxic Gases		10 000 L
	Class 2.3 Toxic Gases		500 L
Class 3, Flammable Liquids	not applicable		5000 L

Class 4, Flammable Solids; Substances Liable to Spontaneous Combustion; Substances That on Contact with Water Emit Flammable Gases (Water-reactive Substances)	Class 4.1 Flammable Solids		10 000 kg
	Class 4.2 Substances Liable to Spontaneous Combustion		1000 kg
	Class 4.3 Water-reactive Substances		1000 kg
Class 5, Oxidizing Substances and Organic Peroxides	Class 5.1 Oxidizing Substances		1000 kg or 1000 L
	Class 5.2 Organic Peroxides		50 kg or 50 L
Class 6, Toxic and Infectious Substances	Class 6.1 Toxic Substances		1000 kg or 1000 L
	Class 6.2 Infectious Substances		1000 kg or 1000 L
Class 7, Radioactive materials	not applicable		Any amount
Class 8, Corrosives	not applicable		1000 kg or 1000 L
Class 9, Miscellaneous Products, Substances or Organisms	not applicable	Environmentally Hazardous Substance, Solid (N.O.S.*);	50 kg
		Environmentally Hazardous Substance, Liquid (N.O.S.*)	50 L
		Polychlorinated Biphenyls	0.5 kg
		All other Class 9	5000 kg
As defined in subclauses (ii) and (iii) of the definition of “dangerous goods”			
Glycol-based antifreeze or de-icing fluids, or solutions containing those substances, as described in subclause (ii) of the definition of “dangerous goods”			10 000 kg or 10 000 L
Petroleum products as described in subclause (iii) of the definition of “dangerous goods”			10 000 kg or 10 000 L

Notes:

- The quantities in this Schedule are also used for the purposes of the Activities Designation Regulations made under the Act.
- * N.O.S. means not otherwise specified.

N.S. Reg. 58/2016

Activities Designation Regulations—amendment

Schedule “B”

**Amendment to the *Activities Designation Regulations*
made under Section 66 of Chapter 1 of the Acts of 1994-95,
of the *Environment Act***

1 The *Activities Designation Regulations*, N.S. Reg. 47/95, made by the Governor in Council by Order in Council 95-286 dated April 11, 1995, are amended by adding the following Section immediately after the heading “Division IV - Dangerous Goods/Waste Dangerous Goods/Salvage Yard”:

- 9A (1)** For the purpose of Division IV, a term defined in the *Dangerous Goods Management Regulations* made under the Act has the same meaning when used in this Division.
- (2)** For the purpose of Division IV,
- (a) “dangerous goods facility” means the land or premises on, in or under which dangerous goods are packaged, processed, re-processed or stored;

- (b) “Schedule A” means Schedule A to the *Dangerous Goods Management Regulations* made under the Act;
 - (c) “waste dangerous goods facility” means the land or premises on, in or under which waste dangerous goods are treated, processed, packaged, re-processed, recycled, disposed of or stored.
- 2 Clause 10(1)(a) of the regulations is repealed and the following clauses substituted:
- (a) a dangerous goods facility, if the facility processes, packages, re-processes or stores dangerous goods listed in Column I of Schedule A in quantities that exceed the quantities listed in Column II of Schedule A for those goods;
 - (aa) a waste dangerous goods facility, if the facility treats, processes, packages, re-processes, recycles, disposes of or stores dangerous goods listed in Column I of Schedule A that have become waste dangerous goods in quantities that exceed the quantities listed in Column II of Schedule A for those goods;
- 3 Subsection 10(2) of the regulations is repealed and the following subsection substituted:
- (2) Despite Section 3 and subsection (1), the following facilities are exempt from requiring an approval for construction, operation or reclamation:
- (a) a propane bulk facility regulated by the Fire Marshal;
 - (b) an explosives storage facility regulated under the *Explosives Act* (Canada);
 - (c) a PCB waste storage facility regulated under the *PCB Regulations* made under the *Canadian Environmental Protection Act, 1999* (Canada);
 - (d) a retail outlet at which dangerous goods are stored and packaged as consumer products in small quantities normally used by the public.
- 4 Clause 30(1)(b) of the regulations is amended by adding “, (aa)” immediately after “10(1)(a)”.

N.S. Reg. 59/2016

Made: March 31, 2016

Filed: March 31, 2016

Proclamation, S. 37, S.N.S. 2014, c. 8

Order in Council 2016-82 dated March 31, 2016
Proclamation made by the Governor in Council
pursuant to Section 37 of the *Halifax Convention Centre Act*

The Governor in Council on the report and recommendation of the Minister of Business dated March 16, 2016, and pursuant to Section 37 of Chapter 8 of the Acts of 2014, the *Halifax Convention Centre Act*, is pleased to order and declare by proclamation that Chapter 8 of the Acts of 2014, the *Halifax Convention Centre Act*, do come into force on and not before April 1, 2016.

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 37 of Chapter 8 of the Acts of 2014, the *Halifax Convention Centre Act*, it is enacted as follows:

37 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 2014, the *Halifax Convention Centre Act*, do come into force on and not before April 1, 2016;

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 2014, the *Halifax Convention Centre Act*, do come into force on and not before April 1, 2016, 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 31st day of March in the year of Our
Lord two thousand and sixteen and in the sixty-fifth
year of Our Reign.

BY COMMAND:

Hon. Diana C. Whalen

Provincial Secretary
Attorney General and Minister of Justice

N.S. Reg. 60/2016

Made: March 16, 2016

Approved: March 31, 2016

Filed: April 1, 2016

General Civil Service Regulations—amendment

Order in Council 2016-84 dated March 31, 2016
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 16, 2016, 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, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after March 31, 2016.

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, in the manner set out in the attached.

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

Dated at Halifax, Nova Scotia, March 16, 2016.

sgd: *Labi Kousoulis*
Honourable Labi Kousoulis
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 18 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
- (a) striking out the period at the end of clause (e) and substituting a semicolon; and
 - (b) adding the following clause immediately after clause (e):
 - (f) for employees who transfer to the Civil Service under the *Shared Services Act*, the employee’s total years of service with the employer they transferred from to the Civil Service under the *Shared Services Act*.

- 2 (1) Subsection 72(1) of the regulations is amended by adding “, (3A)” immediately after “(3)”.
- (2) Section 72 of the regulations is further amended by adding the following subsection immediately after subsection (3):
- (3A)** Subject to subsection (4), an employee who transfers to the Civil Service under the *Shared Services Act* is entitled to vacation leave with pay in the amount the employee was entitled to immediately before their transfer to the Civil Service, if all of the following apply:
- (a) the employee is entitled to more vacation leave under this subsection than under subsection (1);
- (b) the employee’s employment with the employer they transferred from to the Civil Service under the *Shared Services Act* is consecutive with their appointment to the Civil Service.
- (3) Subsection 72(4) of the regulations is amended by striking out “or (3)” and substituting “, (3) or (3A)”.
- 3 (1) Subsection 74(1) of the regulations is amended by striking out “With the Deputy Head’s consent, an” and substituting “An”.
- (2) Clause 74(1)(b) of the regulations is amended by adding “with the Deputy Head’s consent,” immediately before “up to a maximum of 5 days of vacation leave”.
- (3) Subsection 74(2) of the regulations is amended by adding “under clause (1)(b)” immediately after “A request for carry-over of vacation leave entitlement”.
- 4 Section 92 of the regulations is repealed.
- 5 Section 93 of the regulations is amended by
- (a) striking out “or special leave pay” in the Section heading;
- (b) striking out “or paid special leave” immediately after “If an employee is on paid sick leave”; and
- (c) striking out “or special leave” wherever it appears.
- 6 Section 94 of the regulations is amended by
- (a) striking out “special or” in the Section heading; and
- (b) striking out “special leave or” immediately after “an employee who is on”.
- 7 (1) Subsection 118(2) of the regulations is amended by striking out “8” and substituting “28”.
- (2) Section 118 of the regulations is further amended by adding the following subsection immediately after subsection (3):
- (4)** Compassionate leave that extends beyond the period of 26 weeks referred to in subsection (3) does not require an additional certificate from a legally qualified medical practitioner.
- 8 Clause 119(2)(b) of the regulations is amended by striking out “26” and substituting “52”.

- 9 Section 122 of the regulations is amended by adding the following subsection immediately after subsection (2):
- (2A) In addition to the bereavement leave granted under subsection (2), an employee is entitled to a bereavement leave without pay up to a maximum of 4 days when any of the following relatives of the employee dies:
- (a) the employee's brother-in-law;
 - (b) the employee's sister-in-law.
- 10 The regulations are further amended by adding the following centred heading and Section, which is formerly the text of Section 92, immediately after Section 124A:

Special Leave

Deputy Head may grant special leave

124B In any one fiscal year, the Deputy Head may grant special leave with pay, special leave with partial pay or special leave without pay to an employee for any period and under any terms that the Deputy Head determines circumstances warrant.

- 11 The regulations are further amended by adding the following Sections immediately after Section 124B:

Reduction in special leave pay

124C Special leave pay received by an employee who is receiving pay from the Workers' Compensation Board because of a claim that arises from the same incapacity for which the special leave was granted must be reduced by the amount paid by the Workers' Compensation Board.

Deemed status during special leave

124D Unless the terms under which the leave was granted provide otherwise, an employee who is on special leave is deemed to be continuously employed during their leave.

- 12 Subsection 127(2) of the regulations is amended by striking out "On request, the" and substituting "The".
- 13 Subsection 146(4) of the regulations is repealed and the following subsection substituted:
- (4) An employee who receives a severance allowance under subsection (1) and who is re-employed with a Government Reporting Entity as defined by the *Finance Act* 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 re-employment.

N.S. Reg. 61/2016

Made: March 16, 2016

Approved: March 31, 2016

Filed: April 1, 2016

**Kilometrage Rates, Monthly Allowances and
Transportation Allowances Regulations—amendment**

Order in Council 2016-85 dated March 31, 2016

Amendment to regulations made by the Public Service Commission
and approved by the Governor in Council
pursuant to Sections 7 and 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 16, 2016, and pursuant to Sections 7 and 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 *Kilometrage Rates, Monthly Allowances and Transportation Allowances Regulations*, N.S. Reg. 395/2007, made by the Public Service Commission and approved by the Governor in Council by Order in Council 2007-521 dated September 28, 2007, to provide that the rate for personal use of a government-owned vehicle be established by reference to the Canada Revenue Agency fixed per-kilometre rate for personal use as amended from time to time, effective on and after March 31, 2016.

Schedule “A”

The Public Service Commission, pursuant to Sections 7 and 45 of Chapter 70 of the Revised Statutes of Nova Scotia, 1989, the *Civil Service Act*, hereby amends the *Kilometrage Rates, Monthly Allowances and Transportation Allowances Regulations*, N.S. Reg. 395/2007, made by the Public Service Commission and approved by the Governor in Council by Order in Council 2007-521 dated September 28, 2007, in the manner set out in the attached.

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

Dated at Halifax, Nova Scotia, March 16, 2016.

sgd: *Labi Kousoulis*
Honourable Labi Kousoulis
Minister of the Public Service Commission

**Amendment to the *Kilometrage Rates, Monthly Allowances and
Transportation Allowances Regulations* made by the Public Service Commission
under Sections 7 and 45 of Chapter 70 of the Revised Statutes
of Nova Scotia, 1989, the *Civil Service Act***

- 1 Section 4 of the *Kilometrage Rates, Monthly Allowances and Transportation Allowances Regulations*, N.S. Reg. 395/2007, made by the Public Service Commission and approved by the Governor in Council by Order in Council 2007-521 dated September 28, 2007, is amended by striking out “for that class of employee”.
- 2 Subsection 10(3) of the regulations is amended by striking out “rate of 24.34¢/km” and substituting “fixed per-kilometre rate for personal use established by the Canada Revenue Agency as amended from time to time”.

N.S. Reg. 62/2016

Made: March 31, 2016

Filed: April 1, 2016

Prescribed Petroleum Products Prices

Order dated March 31, 2016
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**M07388****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, CPA, CA, P.Eng., 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 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 March 30, 2016, are:

Grade 1 Regular gasoline	48.5¢ per litre
Ultra-low-sulfur diesel oil	40.7¢ per litre

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

Gasoline:

Grade 1	48.5¢ per litre
Grade 2	51.5¢ per litre
Grade 3	54.5¢ per litre
Ultra-low-sulfur diesel oil	40.7¢ 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:	plus 2.0¢ per litre
Ultra-low-sulfur diesel oil:	minus 0.2¢ per litre

And whereas a winter blending adjustment of plus 4.7¢ 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., April 1, 2016.

Dated at Halifax, Nova Scotia, this 31st day of March, 2016.

sgd: *Doreen Friis*
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 1, 2016**

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	57.7	10.0	15.5	83.2	101.2	103.3	101.2	999.9
Mid-Grade Unleaded	60.7	10.0	15.5	86.2	104.6	106.7	104.6	999.9
Premium Unleaded	63.7	10.0	15.5	89.2	108.1	110.2	108.1	999.9
Ultra-Low-Sulfur Diesel	52.4	4.0	15.4	71.8	88.1	90.2	88.1	999.9
Zone 2								
Regular Unleaded	58.2	10.0	15.5	83.7	101.8	103.8	101.8	999.9
Mid-Grade Unleaded	61.2	10.0	15.5	86.7	105.2	107.3	105.2	999.9
Premium Unleaded	64.2	10.0	15.5	89.7	108.7	110.7	108.7	999.9
Ultra-Low-Sulfur Diesel	52.9	4.0	15.4	72.3	88.7	90.7	88.7	999.9
Zone 3								
Regular Unleaded	58.6	10.0	15.5	84.1	102.2	104.3	102.2	999.9
Mid-Grade Unleaded	61.6	10.0	15.5	87.1	105.7	107.8	105.7	999.9
Premium Unleaded	64.6	10.0	15.5	90.1	109.1	111.2	109.1	999.9
Ultra-Low-Sulfur Diesel	53.3	4.0	15.4	72.7	89.1	91.2	89.1	999.9
Zone 4								
Regular Unleaded	58.7	10.0	15.5	84.2	102.4	104.4	102.4	999.9
Mid-Grade Unleaded	61.7	10.0	15.5	87.2	105.8	107.9	105.8	999.9
Premium Unleaded	64.7	10.0	15.5	90.2	109.2	111.3	109.2	999.9
Ultra-Low-Sulfur Diesel	53.4	4.0	15.4	72.8	89.2	91.3	89.2	999.9
Zone 5								
Regular Unleaded	58.7	10.0	15.5	84.2	102.4	104.4	102.4	999.9
Mid-Grade Unleaded	61.7	10.0	15.5	87.2	105.8	107.9	105.8	999.9
Premium Unleaded	64.7	10.0	15.5	90.2	109.2	111.3	109.2	999.9
Ultra-Low-Sulfur Diesel	53.4	4.0	15.4	72.8	89.2	91.3	89.2	999.9
Zone 6								
Regular Unleaded	59.4	10.0	15.5	84.9	103.2	105.2	103.2	999.9
Mid-Grade Unleaded	62.4	10.0	15.5	87.9	106.6	108.7	106.6	999.9
Premium Unleaded	65.4	10.0	15.5	90.9	110.1	112.1	110.1	999.9
Ultra-Low-Sulfur Diesel	54.1	4.0	15.4	73.5	90.0	92.1	90.0	999.9

N.S. Reg. 63/2016

Made: April 5, 2016

Filed: April 5, 2016

Liquor Licensing Regulations—amendment

Order in Council 2016-89 dated April 5, 2016
Amendment to regulations made by the Governor in Council
pursuant to Section 50 of the *Liquor Control Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia dated March 3, 2016, and pursuant to Section 50 of Chapter 260 of the Revised Statutes of Nova Scotia, 1989, the *Liquor Control Act*, is pleased to amend the *Liquor Licensing Regulations*, N.S. Reg. 365/2007, made by the Governor in Council by Order in Council 2007-445 dated August 17, 2007, to permit licensees who produce their own liquor to sell that liquor for consumption away from the licensed premises from which the liquor is sold, in the manner set forth in Schedule “A”, attached to and forming part of the report and recommendation, effective on and after April 5, 2016.

Schedule “A”

**Amendment to the *Liquor Licensing Regulations*
made by the Governor in Council under Section 50 of
Chapter 260 of the Revised Statutes of Nova Scotia, 1989,
the *Liquor Control Act***

- 1 The *Liquor Licensing Regulations*, N.S. Reg. 365/2007, made by the Governor in Council by Order in Council 2007-445 dated August 17, 2007, are amended by repealing clause 35A(b).
- 2 Subsection 50A(1) of the regulations is amended by striking out “beer” and substituting “liquor”.
- 3 Subsection 56(1) of the regulations is amended by striking out the period at the end of clause (c) and substituting a semicolon, and adding the following clause immediately after clause (c):
 - (d) it is liquor that was produced by the licensee under a permit issued under the *Nova Scotia Liquor Corporation Regulations* made under the Act that authorizes the licensee to produce liquor.
- 4 Section 58 of the regulations is repealed and the following Section substituted:
 - 58** Except as provided in Sections 58A and 58B, a licensee must not permit liquor that was sold in their licensed premises to be taken from the premises.
- 5 Section 58B of the regulations is repealed and following Section substituted:

Sale of liquor for consumption away from the licensed premises

58B With the approval of the Executive Director, a licensee may permit a customer to take liquor that was purchased in the licensee’s licensed premises away from the licensed premises, if all of the following requirements are met:

- (a) the liquor must have been produced by the licensee under a permit issued under the *Nova Scotia Liquor Corporation Regulations* made under the Act that authorizes the licensee to produce liquor;

- (b) the manufacturing facility that is subject to the permit referred to in clause (a) and any licensed premises in which the liquor is sold must be owned and operated by the same licensee;
 - (c) the liquor must be sold in a licensed premises that is located adjacent to the manufacturing facility that is subject to the permit referred to in clause (a) or in one of up to 4 additional licensed premises operated by the same licensee;
 - (d) the liquor must be sold in a sealed package;
 - (e) despite the hours during which the licensee is authorized to sell or dispense liquor, the licensee must not sell liquor under this Section after 10:00 p.m.;
 - (f) the licensee must ensure that any person who has purchased liquor under this Section immediately leaves the licensed premises following the purchase;
 - (g) any additional terms and conditions the Executive Director prescribes to ensure the intent of this Section is met.
- 6 (1) Subsection 59(1) of the regulations is amended by striking out “An eating establishment” and substituting “Except as provided in Section 58B, an eating establishment”.
- (2) Subsection 59(2) of the regulations is amended by striking out “An eating establishment” and substituting “Except as provided in Section 58B, an eating establishment”.

N.S. Reg. 64/2016

Made: April 5, 2016

Filed: April 5, 2016

Spring Weight Restrictions Regulations—amendment

Order dated April 5, 2016

Amendment to regulations made by the Director of Operations Services
Department of Transportation and Infrastructure Renewal
pursuant to subsection 20(1) of the *Public Highways Act*

**In the matter of Section 20 of Chapter 371
of the Revised Statutes of Nova Scotia, 1989,
the *Public Highways Act***

Order

Pursuant to subsection 20(1) of Chapter 371 of the Revised Statutes of Nova Scotia, 1989, the *Public Highways Act*, Kevin Mitchell, Director, Operations Services, Department of Transportation and Infrastructure Renewal, hereby orders that the regulations respecting spring weight restrictions, N.S. Reg. 31/2016, made by order of the Executive Director of Maintenance and Operations, Department of Transportation and Infrastructure Renewal dated February 23, 2016, are amended under the heading “Antigonish County” in Appendix 1: List of Highways Exempt from Spring Weight Restrictions, by

(a) striking out item 3 and substituting the following item:

3. **Trunk 4**, from Beech Hill Road at Beech Hill westerly to Brierly Brook gypsum quarry, 8.2 km.

(b) striking out item 11 and substituting the following item:

11. **Beech Hill Road (0453)**, from Trunk 4 southerly to soil remediation plant, 7.8 km.

Dated and made at Halifax, Nova Scotia, on April 5, 2016.

sgd: *Kevin Mitchell*
Kevin Mitchell, P.Eng.
Director, Operations Services
Department of Transportation and
Infrastructure Renewal