

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. 66/2018 to 67/2018

Made: August 18, 2017

Approved: April 17, 2018

Filed: April 18, 2018

Hatching Egg Marketing Plan;

Delegation of Regulation-making Powers to Hatching Egg Farmers of Nova Scotia Regulations

Order in Council 2018-111 dated April 17, 2018
Regulations made by the Natural Products Marketing Council
and approved by the Governor in Council
pursuant to Section 11 of the *Natural Products Act*

The Governor in Council on the report and recommendation of the Minister of Agriculture dated February 1, 2018, and pursuant to Section 11 of Chapter 308 of the Revised Statutes of Nova Scotia, 1989, the *Natural Products Act*, is pleased, effective on and after April 17, 2018 to

- (a) approve the establishment by the Natural Products Marketing Council of a marketing plan for hatching eggs in the form set forth in Schedule “A” attached to and forming part of the report and recommendation; and
- (b) approve the making by the Natural Products Marketing Council of regulations providing for the delegation of certain of the Council’s powers to the Hatching Egg Farmers of Nova Scotia in the form set forth in Schedule “B” attached to and forming part of the report and recommendation.

N.S. Reg. 66/2018

Hatching Egg Marketing Plan

Schedule “A”**Natural Products Marketing Council**

I certify that the Natural Products Marketing Council, at its meeting on August 18, 2017, pursuant to Section 11 of Chapter 308 of the Revised Statutes of Nova Scotia, 1989, the *Natural Products Act*, carried a motion to establish a marketing plan for hatching eggs in the form attached, effective on and after its approval by the Governor in Council.

Signed at Truro, in Colchester County, Nova Scotia, on November 29, 2017.

Natural Products Marketing Council

per: sgd: *E.A. Crouse*

Elizabeth A. Crouse, P.Ag.

Director

Hatching Egg Marketing Plan
made by the Natural Products Marketing Council under Section 11
of Chapter 308 of the Revised Statutes of Nova Scotia, 1989,
the *Natural Products Act*

Interpretation**Citation**

1 These regulations may be cited as the *Hatching Egg Marketing Plan*.

Definitions

2 In this Plan,

“Act” means the *Natural Products Act*;

“annual general meeting” means an annual general meeting of registered producers held as required by this Plan;

“breeder hen” means a broiler breeder hen raised or used for the production of hatching eggs;

“broiler”, in relation to a hen or chick, means that the hen or chick is raised or used specifically for meat production;

“chick” means a broiler chick hatched from a hatching egg that has been marketed to a hatchery, from the time it is hatched until the time it is marketed to a broiler chicken producer for broiler chicken production;

“code of conduct” means the code of conduct established by the Commodity Board as required by Section 6;

“Commodity Board” means the Hatching Egg Farmers of Nova Scotia, a body corporate constituted under this Plan;

“custom hatched”, in relation to hatching eggs, means hatched in a hatchery on behalf of a person who has engaged the hatchery to hatch the eggs and who retains ownership of the eggs;

“designated representative” means a natural person designated under Section 5 by a registered producer;

“hatchery” means a hatchery for which a permit to operate a hatchery has been issued by the Minister of Agriculture and Agri-Food (Canada) under the *Hatchery Regulations* made under the *Health of Animals Act* (Canada);

“hatching egg” means an egg of a breeder hen that is suitable for incubation and that meets any of the following criteria:

- (i) it is marketed to a hatchery or in export trade,
- (ii) it is custom hatched,
- (iii) it is produced on lands presently identified by parcel identification number 05206578, sold to Synergy Agri Group Limited and then
 - (A) marketed by Synergy Agri Group Limited either to a hatchery or in export trade, or
 - (B) custom hatched;

“member” means a member of the Commodity Board;

“parcel” and “parcel identification number” have the same meaning as in the *Land Registration Act*;

“person” means any of the following:

- (i) a natural person, board, association, corporation, firm, or partnership,
- (ii) an heir, executor, administrator, assign or other legal representative of a natural person, board, association, corporation, firm or partnership;

“producer” means a person who produces hatching eggs in the Province;

“producers’ meeting” means either an annual general meeting or a special meeting;

“quota” means a portion of entitlement to supply hatching eggs that is allocated to a registered producer in accordance with regulations made under the Act;

“registered” means registered with the Commodity Board in accordance with regulations made under the Act;

“special meeting” means a special meeting of registered producers held in accordance with this Plan.

Regulated area

3 All of the Province is established as the regulated area for the purposes of this Plan.

Commodity Board Membership

Commodity Board constituted

- 4** (1) The Commodity Board is hereby constituted to administer this Plan.
- (2) The Commodity Board must consist of no more than 8 members and no fewer than 6 members.
- (3) Until the first producers’ meeting, the incumbent Board of Directors of the Hatching Egg Producers Association of Nova Scotia on the date this Plan comes into force constitutes the Commodity Board.

Designated representatives

- 5** (1) A registered producer that is not a natural person may designate no more than 1 natural person to represent the registered producer on the Commodity Board and at producers’ meetings.
- (2) To be a designated representative of a registered producer, a person must meet all of the following conditions:
- (a) they must be a natural person;
 - (b) they must be a Canadian citizen who is ordinarily resident in the Province;
 - (c) they must be one of the following, and also be an active participant in the performance of the business activity of the registered producer:
 - (i) a director or officer of, or a shareholder or partner in, the registered producer,
 - (ii) an employee of the registered producer;
 - (d) they must not be a producer.

Code of conduct

6 The Commodity Board must establish a code of conduct that applies to and is binding on all members.

Commodity Board membership eligibility

- 7 (1) To be eligible for membership, a person must be either
- (a) a registered producer who is a natural person; or
 - (b) a designated representative.
- (2) In addition to meeting the requirement in subsection (1), to be eligible for membership, a person must agree to comply with the code of conduct and must sign a copy of the code of conduct to indicate their agreement.
- (3) Except as provided in Section 27 with respect to lands presently identified by parcel identification number 05206578, if 2 or more registered producers operate from the same parcel of land, as identified by the parcel identification number, only 1 of those registered producers is eligible for membership at any given time.
- (4) The Commodity Board may establish an election policy to govern the election of members to the Commodity Board.

Commodity Board term of office

- 8 (1) The term of office for a member is 3 years.
- (2) A member takes office on the adjournment of the annual general meeting following their election or acclamation.
- (3) A member may be re-elected or re-acclaimed for an additional 3-year term following the expiry of their term in office, with no limit on the number of consecutive terms they may serve.
- (4) Despite subsection (1), the terms of office for members assuming office in 2017 are staggered as follows:
- (a) the terms of 2 of the members expire in 2018;
 - (b) the terms of 2 of the members expire in 2019;
 - (c) the terms of remaining members expire in 2020.

Member may be removed

- 9 The Commodity Board may remove a member from office for any of the following reasons:
- (a) conviction of an offence under the Act or regulations made under the Act;
 - (b) conviction of an offence under the *Criminal Code* (Canada);
 - (c) failure to attend 3 consecutive meetings of the Commodity Board without reasonable cause;
 - (d) failure to abide by the code of conduct.

Vacancies on Commodity Board

- 10 (1) No later than 6 weeks after the Chair of the Commodity Board becomes aware of the death, resignation or removal of a member during their term in office,

- (a) the remaining members may appoint a registered producer or designated representative who is eligible for membership under Section 7 to fill the vacancy until an election is held at the next annual general meeting; and
 - (b) the Chair must provide written notice to each registered producer by fax, post or e-mail that includes all of the following information:
 - (i) that a member has died, resigned or been removed from office,
 - (ii) if an appointment has been made under clause (a), that the remaining members have appointed a registered producer or designated representative to fill the vacant position,
 - (iii) that a nomination period has opened to fill the vacant position by election at the next annual general meeting.
- (2) If a person who is elected to the Commodity Board as a registered producer's designated representative ceases to be the registered producer's designated representative, the person must vacate their membership and the vacancy may be filled in accordance with subsection (1).

Commodity Board Executive, Employees and Committees

Commodity Board executive

11 (1) The Commodity Board must hold a meeting no later than 6 weeks after the date of each annual general meeting, and at that meeting elect from its members all of the following:

- (a) a chair;
 - (b) a vice-chair;
 - (c) 1 or more officers as the Commodity Board considers necessary.
- (2) The Commodity Board may assign 1 or more duties to each officer elected under clause (1)(c), if any, including a duty to represent the Commodity Board in any specific transaction or activity.

Commodity Board may appoint committees

12 The Commodity Board may appoint committees to assist in implementing this Plan and assist in developing or implementing regulations made under the Act.

Duties of Commodity Board Chair

13 (1) The Chair of the Commodity Board is responsible for all of the following:

- (a) calling Commodity Board meetings and producers' meetings;
 - (b) presiding at Commodity Board meetings and producers' meetings;
 - (c) representing the Commodity Board in all transactions and activities except those for which another person has been appointed by the Commodity Board.
- (2) The Chair of the Commodity Board, by virtue of the office, is a member of each committee established by the Commodity Board under Section 12.

Duties of Commodity Board Vice-Chair

14 The Vice-Chair of the Commodity Board is responsible for all of the following:

- (a) calling Commodity Board meetings and producers' meetings in the absence of the Chair;
- (b) presiding at Commodity Board meetings and producers' meetings in the absence of the Chair;
- (c) performing duties assigned by the Chair or by the Commodity Board.

Duties of Commodity Board Secretary-Manager

- 15 (1)** The Commodity Board may employ staff, including a secretary-manager.
- (2)** If the Commodity Board employs a secretary-manager, the Secretary-Manager is responsible for all of the following:
- (a) recording and maintaining minutes of Commodity Board meetings, committee meetings and producers' meetings;
 - (b) attending to all Commodity Board correspondence;
 - (c) maintaining records of information collected by the Commodity Board in accordance with regulations made under the Act;
 - (d) notifying members or registered producers of meetings;
 - (e) maintaining financial records and bank accounts;
 - (f) preparing financial reports and statements;
 - (g) collecting and receiving licence fees, levies, charges and recovery rates payable to the Commodity Board in accordance with regulations made under the Act;
 - (h) managing staff;
 - (i) performing duties assigned by the Chair or by the Commodity Board.
- (3)** The Secretary-Manager must attend a Commodity Board meeting, committee meeting or producers' meeting if requested to do so by the Commodity Board.
- (4)** The Secretary-Manager is not entitled to vote in any meeting referred to in subsection (3).

Commodity Board Meetings

Calling Commodity Board meetings

- 16 (1)** The Commodity Board must meet at least quarterly.
- (2)** A meeting of the Commodity Board may be called in any of the following ways:
- (a) on receipt of a written request from 3 or more members, the Chair must call a meeting with notice to be held no later than 30 days after the Chair receives the request;
 - (b) the Chair may call a meeting with notice at the Chair's discretion;
 - (c) the Chair may call a meeting without notice at the close of an annual general meeting.

- (3) If notice of a Commodity Board meeting is required, the Chair must provide each member with at least 10 days' written notice by fax, post or e-mail, specifying the time and place of the meeting.
- (4) If the Chair is unable to call a Commodity Board meeting, the Vice-Chair must call the meeting.
- (5) In the absence of the Chair at a Commodity Board meeting, the Vice-Chair must chair the meeting, and in the absence of the Chair and Vice-Chair, the members present must select from among themselves, by majority vote, a member to chair the meeting.

Commodity Board or committee voting

- 17 (1)** At a Commodity Board meeting or a committee meeting,
- (a) each member has 1 vote; and
 - (b) for a resolution to pass, it must receive 6 votes in favour.
- (2)** At a Commodity Board meeting, at least 6 members must be present to constitute a quorum.
- (3)** At a committee meeting, a majority of the committee members must be present to constitute a quorum.

Producers' Meetings

Calling producers' meetings

- 18 (1)** An annual general meeting must be held no later than 120 days after the end of each fiscal year of the Commodity Board.
- (2)** A special meeting may be called in either of the following ways:
- (a) the Commodity Board may call a special meeting at its discretion;
 - (b) on receipt of a written request from registered producers that meets the requirements of subsection (3), the Commodity Board must call a special meeting to be held no later than 30 days after the Board receives the request.
- (3)** A written request from registered producers for a special meeting must state the purpose of the requested meeting and must be signed by at least 1/3 of the registered producers.
- (4)** The agenda of a special meeting may be set at the meeting by the majority of registered producers and designated representatives present.
- (5)** For any producers' meeting, the Commodity Board must provide at least 10 days' written notice to each registered producer and designated representative by fax, post, or e-mail, including all of the following:
- (a) the time and location within the Province of the meeting, as determined by the Commodity Board;
 - (b) the purpose of the meeting, including copies of any special resolutions that are on the agenda.
- (6)** For an annual general meeting, the notice required by subsection (5) must also include all of the following:

- (a) the Commodity Board financial statement and the independent auditor report required by subsection 26(3) for the current fiscal year;
 - (b) a statement of the number of vacant Commodity Board positions and the names of registered producers and designated representatives who have been nominated and are standing to fill those positions.
- (7) A designated representative may sign a written request for a special meeting and attend any producers' meeting on behalf of the registered producer that they represent.

Mandatory business at annual general meeting

19 The agenda for an annual general meeting must include all of the following:

- (a) the Commodity Board's annual report to registered producers for the current fiscal year;
- (b) the Commodity Board's financial statement for the current fiscal year;
- (c) the independent auditor report required by subsection 26(3) for the current fiscal year;
- (d) the appointment of an independent auditor as required by subsection 26(2);
- (e) the election of members;
- (f) the approval of the operating budget for the following fiscal year.

Special resolutions

20 (1) A resolution of registered producers on any of the following matters must be a special resolution passed at a producers' meeting:

- (a) approving the operating budget for the following fiscal year;
 - (b) approving a change in the number of members for the following year;
 - (c) approving a change in the rates collected to recover the expenses of promotional and research programs under clause 6(1)(fa) of the Act;
 - (d) approving a change in the licence fees, levies or charges payable to the Commodity Board.
- (2) A special resolution must not be considered at an annual general meeting or at a special meeting called by the Commodity Board under clause 18(2)(a) if the Commodity Board failed to include a copy of the special resolution in the notice for the meeting, as required by clause 18(5)(b).
- (3) To constitute a quorum in a vote on a special resolution, at least 2/3 of registered producers must be present, and the registered producers present must hold at least 2/3 of the total quota allocated in the Province.
- (4) A proxy holder is not entitled to vote on a special resolution.
- (5) A double majority is required to pass a special resolution.
- (6) In subsection (5), "double majority" means the support of more than 1/2 of the registered producers present for the vote on the resolution, with the supporting registered producers holding more than 1/2 of the aggregate of the quota held by all registered producers that are present for the vote.

- (7) A designated representative may attend a producers' meeting, be counted as the registered producer that they represent when a quorum is being determined, and vote on a special resolution on behalf of the registered producer that they represent.

General resolutions

- 21 (1)** Except with respect to the matters specified in subsection 20(1), a resolution passed at a producers' meeting must be a general resolution.
- (2) To constitute a quorum in a vote on a general resolution, a majority of registered producers must be present.
- (3) Subject to subsection (6) respecting proxy voting and subsection (7) respecting voting by a designated representative, each registered producer has 1 vote in a vote on a general resolution.
- (4) A general resolution is passed when a majority of the votes cast on the resolution are in favour of it.
- (5) If a vote on a general resolution results in a tie, the motion is defeated.
- (6) A proxy holder may vote on a general resolution on behalf of a registered producer only if both of the following requirements are met:
- (a) the registered producer must designate the proxy holder in writing;
- (b) the proxy holder must not cast more than 2 votes on a single resolution, either as a proxy holder or as a registered producer.
- (7) A designated representative may attend a producers' meeting, be counted as the registered producer that they represent when a quorum is being determined, and vote on a general resolution on behalf of the registered producer that they represent.

Voting eligibility when 2 or more producers operating from same parcel

- 22** Except as provided in Section 27 with respect to lands presently identified by parcel identification number 05206578, if 2 or more registered producers operate from the same parcel of land, as designated by the parcel identification number, only 1 of those registered producers or their designated representative is eligible to vote on any matter arising at a producers' meeting, including a special resolution, a general resolution and a request for a special meeting, as provided in these regulations.

Segmentation—**affect [effect] on eligibility to vote**

- 23 (1)** A registered producer who segments its production is limited to 1 vote.
- (2) Production is segmented in any of the following circumstances:
- (a) the producer operates or transfers its assets or operations to 1 or more corporations, partnerships or trusts owned or operated by the producer or a person related to the producer;
- (b) the producer subdivides the parcel it operates from, so that after subdivision the producer operates from multiple parcels.
- (3) In clause (2)(a), "person related to the producer" means any of the following:
- (a) a parent, child, brother, sister, married spouse, registered domestic partner or common-law partner of the producer;

- (b) a shareholder of a closely held company in which the producer has an interest;
 - (c) an officer or director of a corporation in which the producer has an interest;
 - (d) a partner in a partnership in which the producer has an interest;
 - (e) a trustee in a trust in which the producer has an interest.
- (4) The Commodity Board may exempt a producer from this Section if the Commodity Board is satisfied that the segmentation occurred as a result of the dissolution of a business or family relationship.
- (5) A producer seeking an exemption under subsection (4) must furnish the Commodity Board with evidence that a written agreement or court order exists between differing interest holders in the producer governing the scope of their shared interests in the management and operation of the producer.

Supervision of Plan

Fiscal year

- 24 (1) The fiscal year of the Commodity Board is from January 1 to December 31.
- (2) For the purpose of an annual general meeting,
- (a) the “current fiscal year” is the fiscal year ending on December 31 of the year preceding the year in which the annual general meeting is held; and
 - (b) the “following fiscal year” is the fiscal year following the current fiscal year.
- (3) Despite the fiscal year specified in subsection (1), the first fiscal year of the Commodity Board is from the date this Plan comes into force until December 31 in the same calendar year.

Copies of documents to Council

- 25 (1) No later than 30 days after recording a minute or making an order, direction or determination, the Commodity Board must send a copy of the minute, order, direction or determination to the Council.
- (2) Subject to applicable Provincial and federal privacy legislation, the Commodity Board must make a copy of any of its minutes, orders, directions and determinations available to a registered producer who requests a copy.

Financial reporting

- 26 (1) The Commodity Board must keep proper books of account.
- (2) At each annual general meeting, the registered producers must appoint an independent auditor to hold office until the close of the next annual general meeting, subject to approval by the Council.
- (3) After the end of each fiscal year of the Commodity Board, the independent auditor must audit the Commodity Board’s books of account and prepare an independent auditor report for that fiscal year.
- (4) The independent auditor report prepared under subsection (3) and the corresponding financial statements of the Commodity Board must be sent to Council and all registered producers at least 10 days before the annual general meeting at which it will be considered.

Producers Operating from PID 05206578 Lands

- 27 (1) In this Section, “PID 05206578 lands” means the lands identified by parcel identification number 05206578 as of the effective date of this Plan.
- (2) Subject to subsections (3) to (5), if Synergy Agri Group Limited owns the PID 05206578 lands, a maximum of 3 producers operating from those lands are eligible to serve as Commodity Board members and vote on matters arising at producer’s meetings, but the number of eligible producers must never exceed the number of producers operating from those lands.
- (3) Any producer who has been operating from the PID 05206578 lands continuously since on or before January 1, 2015, is deemed to be operating from the PID 05206578 lands as of the effective date of this Plan.
- (4) A producer operating from the PID 05206578 lands is not eligible to vote unless approved to vote by the Commodity Board.
- (5) For the purposes of constituting a quorum and calculating a double majority in a vote on a special resolution under Section 20, the quota held by all producers operating from the PID 05206578 lands is deemed to be apportioned equally among the producers who are eligible to vote under this Section.

N.S. Reg. 67/2018

Delegation of Regulation-making Powers to Hatching Egg Farmers of Nova Scotia Regulations

Schedule “B”**Natural Products Marketing Council**

I certify that the Natural Products Marketing Council, at its meeting on August 18, 2017, pursuant to clause 11(d) of Chapter 308 of the Revised Statutes of Nova Scotia, 1989, the *Natural Products Act*, carried a motion to delegate certain of the Council’s powers to make regulations under subsection 9(1) of the Act to the Hatching Egg Farmers of Nova Scotia, as set forth in the attached, effective on and after the date of approval by the Governor in Council.

Signed at Truro, in Colchester County, Nova Scotia, on November 29, 2017.

Natural Products Marketing Council

per: sgd: *E.A. Crouse*
Elizabeth A. Crouse, P.Ag.
Director

**Delegation of Regulation-making Powers to Hatching Egg Farmers of Nova Scotia
made by the Natural Products Marketing Council under clause 11(d) of
Chapter 308 of the Revised Statutes of Nova Scotia, 1989,
the *Natural Products Act***

Citation

1 These regulations may be cited as the *Delegation of Regulation-making Powers to Hatching Egg Farmers of Nova Scotia Regulations*.

Definitions

2 In these regulations,

“Act” means the *Natural Products Act*;

“Commodity Board” means the Hatching Egg Farmers of Nova Scotia, a body corporate constituted under the Plan;

“Plan” means the *Hatching Egg Marketing Plan* made by the Council under Section 11 of the Act.

Regulation-making powers delegated to Commodity Board

- 3 (1) The Council delegates to the Commodity Board the Council’s power under subsection 9(1) of the Act to make regulations
- (a) regulating and controlling the marketing or production of hatching eggs or chicks produced in the Province (clause 9(1)(a) of the Act);
 - (b) designating an agency or agencies through which hatching eggs or chicks produced in the Province must be marketed (clause 9(1)(a) of the Act);
 - (c) providing for the licensing of persons to permit them to produce or market hatching eggs or chicks (clause 9(1)(b) of the Act);
 - (d) fixing and determining licence fees payable to the Commodity Board, to be used for carrying out the Plan and the regulations, and providing for the payment of the licence fees to the Commodity Board in instalments (clause 9(1)(b) of the Act);
 - (e) providing for any of the following in relation to a quota system for the production or marketing of hatching eggs or chicks:
 - (i) production or marketing on a quota basis (subclause 9(1)(c)(i) of the Act),
 - (ii) the fixing and allotting of a quota to a person (subclause 9(1)(c)(ii) of the Act),
 - (iii) the refusal to fix and allot a quota to a person (subclause 9(1)(c)(iii) of the Act),
 - (iv) the transfer of quotas among producers, and the terms and conditions of transfer (subclause 9(1)(c)(iv) of the Act),
 - (v) the cancellation or reduction of, or the refusal to increase, a quota fixed or allotted to a person for reasons that the Commodity Board considers proper (subclause 9(1)(c)(v) of the Act);
 - (f) prohibiting any of the following in relation to a quota system for the production or marketing of hatching eggs or chicks:
 - (i) the production or marketing of hatching eggs or chicks by a person to whom a quota has not been fixed and allotted (subclause 9(1)(d)(i) of the Act),
 - (ii) the production or marketing of hatching eggs or chicks by a person in excess of the quota that has been fixed and allotted to that person (subclause 9(1)(d)(ii) of the Act),

- (iii) the production or marketing of hatching eggs or chicks by a person other than hatching eggs or chicks produced on the land in respect of which a quota has been fixed and allocated to that person (subclause 9(1)(d)(iii) of the Act),
 - (iv) the transfer or assignment by a person of the quota that has been fixed and allotted to that person (subclause 9(1)(d)(iv) of the Act);
 - (g) providing the form of licences for producers and the terms and conditions on which licences may be issued, renewed, suspended or revoked (clause 9(1)(e) of the Act);
 - (h) providing for the making of returns or the furnishing of information by a person licensed to produce or market hatching eggs or chicks (clause 9(1)(f) of the Act);
 - (i) providing for the carrying out of the Plan (clause 9(1)(g) of the Act);
 - (j) prescribing the rates to recover the expenses of hatching egg promotional and research programs under clause 6(1)(fa) of the Act and procedures for the collection of those rates (clause 9(1)(ha) of the Act);
 - (k) fixing and determining licence fees, levies and charges to be paid by producers in relation to the administration of the Plan and the regulations (clause 9(1)(hb) of the Act).
- (2) The Commodity Board regulations may be limited as to time or place or to a grade or class of hatching eggs or chicks.

Council supervision of regulation-making powers delegated to the Commodity Board

- 4 (1) The exercise by the Commodity Board of any power delegated by Section 3 is subject to the supervision of Council.
- (2) The Commodity Board regulations and each amendment or revocation of the Commodity Board regulations must be approved by the Council.

Council retains authority to exercise powers

- 5 Despite the delegation of powers to the Commodity Board in Section 3, if the Commodity Board refuses to act or is unable to act, the Council retains the authority to exercise the powers that have been delegated to the Commodity Board.

N.S. Reg. 68/2018

Made: April 19, 2018

Filed: April 20, 2018

Spring Weight Restriction Regulations effective date order–amendment

Order dated April 19, 2018

Amendment to order made by the Executive Director of Maintenance and Operations,
Department of Transportation and Infrastructure Renewal
pursuant to subsection 20(1) of the *Public Highways Act*

**In the matter of subsection 20(1) of Chapter 371 of
the Revised Statutes of Nova Scotia, 1989,
the *Public Highways Act***

- and -

**In the matter of an order made by the Executive Director of Maintenance
and Operations, Department of Transportation and Infrastructure Renewal,
under subsection 20(1) of the *Public Highways Act***

Order

I, Barbara Baillie, Executive Director of Maintenance and Operations, Department of Transportation and Infrastructure Renewal, as delegated by the Minister of Transportation and Infrastructure Renewal under subsection 20(1) of Chapter 371 of the Revised Statutes of Nova Scotia, 1989, the *Public Highways Act*, hereby amend the *Spring Weight Restriction Regulations* effective date order, N.S. Reg. 32/2018, made February 21, 2018, by repealing the table of effective dates and substituting the following table:

Effective Dates for Spring Weight Restriction Regulations	
Column 1: Counties	Column 2: Weight Restriction Periods
Yarmouth, Shelburne, Queens, Lunenburg, Digby, Annapolis and Kings	12:01 a.m., February 26, 2018 to 12:01 a.m., April 23, 2018
Halifax and Hants	12:01 a.m., February 26, 2018 to 12:01 a.m., April 23, 2018
Colchester, Cumberland and Pictou	12:01 a.m., February 26, 2018 to 12:01 a.m., May 11, 2018
Antigonish, Guysborough, Richmond, Inverness, Victoria and Cape Breton	12:01 a.m., February 26, 2018 to 12:01 a.m., May 11, 2018

Dated and made at Halifax, Nova Scotia, on April 19, 2018.

sgd: *B. Baillie*

Barbara Baillie

Executive Director, Maintenance and Operations

Department of Transportation and Infrastructure Renewal

N.S. Reg. 69/2018

Made: April 19, 2018

Filed: April 20, 2018

Prescribed Petroleum Products Prices

Order dated April 19, 2018
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**M08641****In the matter of the *Petroleum Products Pricing Act*****- and -****In the matter of prescribing prices for petroleum products
pursuant to Section 14 of the *Petroleum Products Pricing Act* and
Sections 16 to 19 of the *Petroleum Products Pricing Regulations*****Before:** Richard J. Melanson, LL.B., Member

Whereas the purpose of the *Petroleum Products Pricing Regulations* is to ensure just and reasonable prices for specified petroleum products taking into consideration the objectives of preserving the availability of such products in rural areas, stabilizing prices of such products and minimizing the variances in prices of such products across the Province;

And whereas the Nova Scotia Utility and Review Board (“Board”) considered the manner in which it would proceed to set petroleum product prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

And whereas the Board revised the wholesale margin effective January 4, 2013, in its decision, 2012 NSUARB 213, issued on December 12, 2012;

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

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended April 18, 2018, are:

Grade 1 Regular gasoline	69.4¢ per litre
Ultra-low-sulfur diesel oil	69.3¢ per litre

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

Gasoline:	
Grade 1	69.4¢ per litre
Grade 2	72.4¢ per litre
Grade 3	75.4¢ per litre
Ultra-low-sulfur diesel oil	69.3¢ 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 1.4¢ per litre
Ultra-low-sulfur diesel oil:	plus 0.9¢ per litre

And whereas a winter blending adjustment of plus 0.7¢ 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 20, 2018.

Dated at Halifax, Nova Scotia, this 19th day of April, 2018.

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 20, 2018**

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cents/Litre					Self-Service Pump Prices		Full-Service Pump Prices	
					(Pump Prices includes 15% HST)			
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
Zone 1								
Regular Unleaded	78.1	10.0	15.5	103.6	125.0	127.2	125.0	999.9
Mid-Grade Unleaded	81.1	10.0	15.5	106.6	128.5	130.6	128.5	999.9
Premium Unleaded	84.1	10.0	15.5	109.6	131.9	134.1	131.9	999.9
Ultra-Low-Sulfur Diesel	78.2	4.0	15.4	97.6	118.1	120.3	118.1	999.9
Zone 2								
Regular Unleaded	78.6	10.0	15.5	104.1	125.6	127.8	125.6	999.9
Mid-Grade Unleaded	81.6	10.0	15.5	107.1	129.0	131.2	129.0	999.9
Premium Unleaded	84.6	10.0	15.5	110.1	132.5	134.7	132.5	999.9
Ultra-Low-Sulfur Diesel	78.7	4.0	15.4	98.1	118.7	120.9	118.7	999.9
Zone 3								
Regular Unleaded	79.0	10.0	15.5	104.5	126.0	128.2	126.0	999.9
Mid-Grade Unleaded	82.0	10.0	15.5	107.5	129.5	131.7	129.5	999.9
Premium Unleaded	85.0	10.0	15.5	110.5	132.9	135.1	132.9	999.9
Ultra-Low-Sulfur Diesel	79.1	4.0	15.4	98.5	119.1	121.3	119.1	999.9
Zone 4								
Regular Unleaded	79.1	10.0	15.5	104.6	126.2	128.3	126.2	999.9
Mid-Grade Unleaded	82.1	10.0	15.5	107.6	129.6	131.8	129.6	999.9
Premium Unleaded	85.1	10.0	15.5	110.6	133.1	135.2	133.1	999.9
Ultra-Low-Sulfur Diesel	79.2	4.0	15.4	98.6	119.3	121.4	119.3	999.9
Zone 5								
Regular Unleaded	79.1	10.0	15.5	104.6	126.2	128.3	126.2	999.9
Mid-Grade Unleaded	82.1	10.0	15.5	107.6	129.6	131.8	129.6	999.9
Premium Unleaded	85.1	10.0	15.5	110.6	133.1	135.2	133.1	999.9
Ultra-Low-Sulfur Diesel	79.2	4.0	15.4	98.6	119.3	121.4	119.3	999.9
Zone 6								
Regular Unleaded	79.8	10.0	15.5	105.3	127.0	129.1	127.0	999.9
Mid-Grade Unleaded	82.8	10.0	15.5	108.3	130.4	132.6	130.4	999.9
Premium Unleaded	85.8	10.0	15.5	111.3	133.9	136.0	133.9	999.9
Ultra-Low-Sulfur Diesel	79.9	4.0	15.4	99.3	120.1	122.2	120.1	999.9

N.S. Reg. 70/2018

Made: April 23, 2018

Filed: April 23, 2018

Spring Weight Restriction Regulations effective date order—amendment

Order dated April 23, 2018

Amendment to order made by the Executive Director of Maintenance and Operations,
Department of Transportation and Infrastructure Renewal
pursuant to subsection 20(1) of the *Public Highways Act*

**In the matter of subsection 20(1) of Chapter 371 of
the Revised Statutes of Nova Scotia, 1989,
the *Public Highways Act***

- and -

**In the matter of an order made by the Executive Director of Maintenance
and Operations, Department of Transportation and Infrastructure Renewal,
under subsection 20(1) of the *Public Highways Act***

Order

I, Barbara Baillie, Executive Director of Maintenance and Operations, Department of Transportation and Infrastructure Renewal, as delegated by the Minister of Transportation and Infrastructure Renewal under subsection 20(1) of Chapter 371 of the Revised Statutes of Nova Scotia, 1989, the *Public Highways Act*, hereby amend the *Spring Weight Restriction Regulations* effective date order, N.S. Reg. 32/2018, made February 21, 2018, by repealing the table of effective dates and substituting the following table:

Effective Dates for Spring Weight Restriction Regulations	
Column 1: Counties	Column 2: Weight Restriction Periods
Yarmouth, Shelburne, Queens, Lunenburg, Digby, Annapolis and Kings	12:01 a.m., February 26, 2018 to 12:01 a.m., April 23, 2018
Halifax, Hants and Colchester south (that portion of Colchester County south of Highway 104 and bounded by Folly River in the west and the Pictou County line in the east)	12:01 a.m., February 26, 2018 to 12:01 a.m., April 23, 2018
Colchester north (that portion of Colchester County not included in Colchester south), Cumberland and Pictou	12:01 a.m., February 26, 2018 to 12:01 a.m., May 11, 2018
Antigonish, Guysborough, Richmond, Inverness, Victoria and Cape Breton	12:01 a.m., February 26, 2018 to 12:01 a.m., May 11, 2018

Dated and made at Halifax, Nova Scotia, on April 23, 2018.

sgd: *B. Baillie*

Barbara Baillie

Executive Director, Maintenance and Operations

Department of Transportation and Infrastructure Renewal

N.S. Reg. 71/2018

Made: April 24, 2018

Filed: April 24, 2018

Revenue Act Regulations—amendment

Order in Council 2018-117 dated April 24, 2018
Amendment to regulations made by the Governor in Council
pursuant to Section 12 of the *Revenue Act*

The Governor in Council on the report and recommendation of the Minister of Finance and Treasury Board dated April 18, 2018, and pursuant to Section 12 of Chapter 17 of the Acts of 1995-96, the *Revenue Act*, is pleased to amend the *Revenue Act Regulations*, N.S. Reg. 63/1996, made by the Governor in Council by Order in Council 96-230 dated March 29, 1996, to provide for a motive fuel tax rebate for the mining and quarrying industry in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after April 1, 2017.

Schedule “A”

**Amendment to the *Revenue Act Regulations*
made by the Governor in Council under
Section 12 of Chapter 17 of the Acts of 1995-96,
the *Revenue Act***

- 1 (1) Clause 23(1)(j) of the *Revenue Act Regulations*, N.S. Reg. 63/1996, made by the Governor in Council by Order in Council 96-230 dated March 29, 1996, is amended by
 - (a) striking out “and” at the end of subclause (iii);
 - (b) striking out the semicolon at the end of subclause (iv) and substituting a comma; and
 - (c) adding the following subclauses immediately after subclause (iv):
 - (v) machinery and apparatus when used in mining in accordance with a mineral lease or non-mineral registration issued under the *Mineral Resources Act*, or
 - (vi) machinery and apparatus when used in operating a pit or quarry in accordance with an approval issued under the *Environment Act* and the *Approval and Notification Procedures Regulations* made under that Act, including any rock crushing carried out at the pit or quarry;
- (2) ~~Subsection~~ [Section] 23 of the regulations is further amended by adding the following subsection immediately after subsection (3):
 - (3A) Despite subsection (3), for refund of tax paid on gasoline or diesel oil purchased during the 15-month period beginning April 1, 2017, and used in a mine, pit or quarry referred to in subclause (1)(j)(v) or (vi), an application may be submitted at any time up to December 31, 2018, or a later date as permitted by subsection (3).
- 2 Clause 25(d) of the regulations is repealed and the following clause substituted:
 - (d) in oil exploration, production or processing;

N.S. Reg. 72/2018

Made: April 24, 2018

Filed: April 24, 2018

Consumer Protection Act Regulations—amendment

Order in Council 2018-119 dated April 24, 2018
Amendment to regulations made by Governor in Council
pursuant to Section 33 of the *Consumer Protection Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia dated March 20, 2018, and pursuant to Section 33 of Chapter 92 of the Revised Statutes of Nova Scotia, 1989, the *Consumer Protection Act*, is pleased to amend the *Consumer Protection Act Regulations*, N.S. Reg. 160/2000, made by the Governor in Council by Order in Council 2000-464 dated September 20, 2000, in the ~~form~~ [manner] set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after April 24, 2018.

Schedule “A”

**Amendment to the *Consumer Protection Act Regulations*
made by the Governor in Council under Section 33
of Chapter 92 of the Revised Statutes of Nova Scotia, 1989,
the *Consumer Protection Act***

- 1 The *Consumer Protection Act Regulations*, N.S. Reg. 160/2000, made by the Governor in Council by Order in Council 2000-464 dated September 20, 2000, are amended by striking out “a loan of money” and substituting “an extension of credit” in clause 2(a).
- 2 Section 4 of the regulations is amended by repealing clause (c) and substituting the following clause:
 - (c) if the applicant is a corporation, incorporation under the laws of the Province, Canada or a province of Canada.

N.S. Reg. 73/2018

Made: April 24, 2018

Filed: April 24, 2018

Proclamation, S. 25, S.N.S. 2017, c. 15

Order in Council 2018-120 dated April 24, 2018
Proclamation made by the Governor in Council
pursuant to Section 25 of
An Act to Amend Chapter 436 of the Revised Statutes, 1989, the Solemnization of Marriage Act

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia dated April 11, 2018, and pursuant to Section 25 of Chapter 15 of the Acts of 2017, *An Act to Amend Chapter 436 of the Revised Statutes, 1989, the Solemnization of Marriage Act*, is pleased to order and declare by proclamation that Chapter 15 of the Acts of 2017, *An Act to Amend Chapter 436 of the Revised Statutes, 1989, the Solemnization of Marriage Act*, do come into force on and not before May 1, 2018.

PROVINCE OF NOVA SCOTIA

sgd: Arthur J. LeBlanc

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 25 of Chapter 15 of the Acts of 2017, *An Act to Amend Chapter 436 of the Revised Statutes, 1989, the Solemnization of Marriage 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 15 of the Acts of 2017, *An Act to Amend Chapter 436 of the Revised Statutes, 1989, the Solemnization of Marriage Act*; [sic]

NOW KNOW YE THAT WE, by and with the advice of the Executive Council of Nova Scotia, do by this Our Proclamation order and declare that Chapter 15 of the Acts of 2017, *An Act to Amend Chapter 436 of the Revised Statutes, 1989, the Solemnization of Marriage Act*, do come into force on and not before May 1, 2018, 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
Arthur J. LeBlanc, ONS, Q.C., Lieutenant Governor of
the Province of Nova Scotia.

AT Our Government House in the Halifax Regional
Municipality, this 24th day of ~~May~~ [April] in the year
of Our Lord two thousand and eighteen and in the
sixty-seventh year of Our Reign.

BY COMMAND:

sgd: Honourable Mark Furey
Provincial Secretary
Attorney General and Minister of Justice

N.S. Reg. 74/2018

Made: April 24, 2018

Filed: April 24, 2018

Marriage Regulations—replacement

Order in Council 2018-121 dated April 24, 2018
Repeal of regulations and regulations made by the Governor in Council
pursuant to Section 33 of the *Marriage Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia dated March 20, 2018, and pursuant to Section 33 of Chapter 436 of the Revised Statutes of Nova Scotia, 1989, the *Marriage Act*, is pleased, effective on and after May 1, 2018, to

- (a) repeal the *Solemnization of Marriage Fee Regulations*, N.S. Reg. 153/2000, made by the Governor in Council by Order in Council 2000-442 dated September 6, 2000;
- (b) repeal the *Solemnization of Marriage License Regulations*, N.S. Reg. 155/2000, made by the Governor in Council by Order in Council 2000-444 dated September 6, 2000; and
- (c) make new regulations respecting marriages in the form set forth in Schedule “A” attached to and forming part of the report and recommendation.

Schedule “A”

**Regulations Respecting Marriage
made by the Governor in Council under Section 33
of Chapter 436 of the Revised Statutes of Nova Scotia, 1989,
the *Marriage Act***

Citation

1 These regulations may be cited as the *Marriage Regulations*.

Expiration of marriage license

2 A marriage license expires 3 months from the date on which it is issued, unless a marriage is performed as authorized in the license.

Marriage license fee

3 The fee for a marriage license is \$132.70.

Amount retained by issuer

4 The amount to be retained by an issuer of a marriage license out of the fee to be collected by the issuer for the marriage license is \$18.65.

Judge’s fee

5 The fee to be charged by a judge for the solemnization of a marriage in the judge’s chambers or office or in a courtroom is \$97.60.

Justice of the Peace’s fee

6 The fee to be charged by a justice of the peace for the solemnization of a marriage in a court or judge’s chambers is \$97.60.

N.S. Reg. 75/2018 to 77/2018

Made: April 24, 2018

Filed: April 24, 2018

General Labour Standards Code Regulations—amendment;
Retail Business Designated Day Closing Regulations—amendment;
Retail Business Uniform Closing Day Regulations—amendment

Order in Council 2018-122 dated April 24, 2018
Amendment to regulations made by the Governor in Council
pursuant to Section 7 of the *Labour Standards Code*

The Governor in Council on the report and recommendation of the Minister of Labour and Advanced Education and the Minister of Justice dated March 28, 2018, [is pleased,] effective on and after July 1, 2018,

- (a) pursuant to Section 7 of Chapter 246 of the Revised Statutes of Nova Scotia, 1989, the *Labour Standards Code* (“the Code”) to amend the general regulations respecting labour standards, N.S. Reg. 298/1990, made by the Governor in Council by Order in Council 90-1321 dated November 13, 1990, to define “Canada Day” in the Code as July 1, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation;
- (b) pursuant to Section 10 of Chapter 32 of the Acts of 2007, the *Retail Business Designated Day Closing Act* (“the Act”), to amend the *Retail Business Designated Day Closing Regulations*, N.S. Reg. 267/2009, made by the Governor in Council by Order in Council 2009-351 dated August 26, 2009, to define “Canada Day” in the Act as July 1, in the manner set forth in Schedule “B” attached to and forming part of the report and recommendation; and
- (c) pursuant to Section 8 of Chapter 402 of the Revised Statutes of Nova Scotia, 1989, the *Retail Business Uniform Day Closing Act* (“the Act”) to amend the *Retail Business Uniform Closing Day Regulations*, N.S. Reg. 188/2006, made by the Governor in Council by Order in Council 2006-423 dated October 6, 2006, to define “Canada Day” in the Act as July 1, in the manner set forth in Schedule “C” attached to and forming part of the report and recommendation.

N.S. Reg. 75/2018

General Labour Standards Code Regulations—amendment

Schedule “A”

**Amendment to the General Regulations Respecting Labour Standards
made by the Governor in Council under Section 7 of
Chapter 246 of the Revised Statutes of Nova Scotia, 1989,
the *Labour Standards Code***

Section 1 of the general regulations respecting labour standards, N.S. Reg. 298/1990, made by the Governor in Council by Order in Council 90-1321 dated November 13, 1990, is amended by adding the following subsection immediately after subsection (4):

- (5) In the Code, “Canada Day” means July 1

N.S. Reg. 76/2018

Retail Business Designated Day Closing Regulations—amendment

Schedule “B”

**Amendment to the *Retail Business Designated Day Closing Regulations*
made by the Governor in Council under Section 10 of
Chapter 32 of the Acts of 2007,
the *Retail Business Designated Day Closing Act***

Section 2 of the *Retail Business Designated Day Closing Regulations*, N.S. Reg. 267/2009, made by the Governor in Council by Order in Council 2009-351 dated August 26, 2009, is repealed and the following Section substituted:

Definitions

- 2** (1) In these regulations, “Act” means the *Retail Business Designated Day Closing Act*.
- (2) In the Act, “Canada Day” means July 1.

N.S. Reg. 77/2018

Retail Business Uniform Closing Day Regulations—amendment

Schedule “C”

**Amendment to the *Retail Business Uniform Closing Day Regulations*
made by the Governor in Council under Section 8 of
Chapter 402 of the Revised Statutes of Nova Scotia, 1989,
the *Retail Business Uniform Closing Day Act***

- 1 The *Retail Business Uniform Closing Day Regulations*, N.S. Reg. 188/2006, made by the Governor in Council by Order in Council 2006-423 dated October 6, 2006, are amended by adding the following Section immediately after Section 1:

Definitions

- 1A** (1) In these regulations, “Act” means the *Retail Business Uniform Closing Day Act*.
- (2) In the Act, “Canada Day” means July 1.
- 2 Section 2 of the regulations is amended by striking out “*Retail Business Uniform Closing Day Act*” and substituting “Act”.

N.S. Reg. 78/2018

Made: April 18, 2018

Approved: April 19, 2018

Filed: April 25, 2018

Nova Scotia Egg Producers Levy Order—amendment

Order dated April 19, 2018

Amendment to regulations made by the Egg Producers of Nova Scotia
and approved by the Natural Product Marketing Council
pursuant to clause 9(1)(hb) of the *Natural Products Act*

Egg Producers of Nova Scotia**Amendment to the *Nova Scotia Egg Producers Levy Order***

I certify that on April 18, 2018, the Egg Producers of Nova Scotia, pursuant to clause 9(1)(hb) of Chapter 308 of the Revised Statutes of Nova Scotia, 1989, the *Natural Products Act*, as delegated by clause 6(g) of the *Nova Scotia Egg Producers' Marketing Plan*, N.S. Reg. 239/82, carried a motion to amend the *Nova Scotia Egg Producers Levy Order*, N.S. Reg. 170/2006, made by the Egg Producers of Nova Scotia on August 9, 2006, and approved by the Natural Products Marketing Council on August 22, 2006, in the manner set forth in the attached Schedule “A”, effective on and after April 22, 2018.

Signed at Truro, in the County of Colchester, Nova Scotia on April 20, 2018.

Egg Producers of Nova Scotia

sgd: *Patti Wyllie*

per: Patti Wyllie

General Manager

Approved by the Natural Products Marketing Council at Truro, in the County of Colchester, Nova Scotia on April 19, 2018.

Natural Products Marketing Council

sgd: *E.A. Crouse*

per: Elizabeth A. Crouse, P.Ag.

Director

Schedule “A”

**Amendment to the *Nova Scotia Egg Producers Levy Order*
made by the Egg Producers of Nova Scotia under clause 9(1)(hb) of
Chapter 308 of the Revised Statutes of Nova Scotia, 1989,
the *Natural Products Marketing Act***

Subsection 3(1) of the *Nova Scotia Egg Producers Levy Order*, N.S. Reg. 170/2006, made by the Egg Producers of Nova Scotia on August 9, 2006, and approved by the Natural Products Marketing Council on August 22, 2006, is amended by striking out “\$0.3665” and substituting “\$0.3465”.

N.S. Reg. 79/2018

Made: April 26, 2018

Filed: April 27, 2018

Spring Weight Restriction Regulations effective date order—amendment

Order dated April 26, 2018

Amendment to order made by the Executive Director of Maintenance and Operations,
Department of Transportation and Infrastructure Renewal
pursuant to subsection 20(1) of the *Public Highways Act*

**In the matter of subsection 20(1) of Chapter 371 of
the Revised Statutes of Nova Scotia, 1989,
the *Public Highways Act***

- and -

**In the matter of an order made by the Executive Director of Maintenance
and Operations, Department of Transportation and Infrastructure Renewal,
under subsection 20(1) of the *Public Highways Act***

Order

I, Barbara Baillie, Executive Director of Maintenance and Operations, Department of Transportation and Infrastructure Renewal, as delegated by the Minister of Transportation and Infrastructure Renewal under subsection 20(1) of Chapter 371 of the Revised Statutes of Nova Scotia, 1989, the *Public Highways Act*, hereby amend the *Spring Weight Restriction Regulations* effective date order, N.S. Reg. 32/2018, made February 21, 2018, by repealing the table of effective dates and substituting the following table:

Effective Dates for Spring Weight Restriction Regulations	
Column 1: Counties	Column 2: Weight Restriction Periods
Yarmouth, Shelburne, Queens, Lunenburg, Digby, Annapolis and Kings	12:01 a.m., February 26, 2018 to 12:01 a.m., April 23, 2018
Halifax, Hants and Colchester south (that portion of Colchester County south of Highway 104 and bounded by Folly River in the west and the Pictou County line in the east)	12:01 a.m., February 26, 2018 to 12:01 a.m., April 23, 2018
Colchester north (that portion of Colchester County not included in Colchester south) and Pictou	12:01 a.m., February 26, 2018 to 12:01 a.m., April 30, 2018
Antigonish, Guysborough, Richmond and Cape Breton	12:01 a.m., February 26, 2018 to 12:01 a.m., April 30, 2018
Cumberland, Inverness and Victoria	12:01 a.m., February 26, 2018 to 12:01 a.m., May 11, 2018

Dated and made at Halifax, Nova Scotia, on April 26, 2018.

sgd: *B. Baillie*

Barbara Baillie

Executive Director, Maintenance and Operations

Department of Transportation and Infrastructure Renewal

N.S. Reg. 80/2018

Made: April 26, 2018

Filed: April 27, 2018

Prescribed Petroleum Products Prices

Order dated April 26, 2018
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**M08657**

In the matter of the *Petroleum Products Pricing Act*

- and -

**In the matter of prescribing prices for petroleum products
pursuant to Section 14 of the *Petroleum Products Pricing Act* and
Sections 16 to 19 of the *Petroleum Products Pricing Regulations***

Before: Peter W. Gurnham, Q.C., Chair

Whereas the purpose of the *Petroleum Products Pricing Regulations* is to ensure just and reasonable prices for specified petroleum products taking into consideration the objectives of preserving the availability of such products in rural areas, stabilizing prices of such products and minimizing the variances in prices of such products across the Province;

And whereas the Nova Scotia Utility and Review Board (“Board”) considered the manner in which it would proceed to set petroleum product prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

And whereas the Board revised the wholesale margin effective January 4, 2013, in its decision, 2012 NSUARB 213, issued on December 12, 2012;

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

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended April 25, 2018, are:

Grade 1 Regular gasoline	71.9¢ per litre
Ultra-low-sulfur diesel oil	71.9¢ per litre

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

Gasoline:

Grade 1	71.9¢ per litre
Grade 2	74.9¢ per litre
Grade 3	77.9¢ per litre
Ultra-low-sulfur diesel oil	71.9¢ per litre

And now therefore the Board has determined, based on historical data regarding price changes and to achieve revenue neutrality, it is appropriate to apply, and the Board so orders, forward averaging corrections of:

Gasoline:	plus 1.3¢ per litre
Ultra-low-sulfur diesel oil:	plus 1.1¢ per litre

And whereas a winter blending adjustment of plus 0.7¢ 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 27, 2018.

Dated at Halifax, Nova Scotia, this 26th day of April, 2018.

sgd: Lisa Wallace
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 27, 2018**

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cents/Litre					Self-Service Pump Prices		Full-Service Pump Prices	
					(Pump Prices includes 15% HST)			
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
Zone 1								
Regular Unleaded	80.5	10.0	15.5	106.0	127.8	130.0	127.8	999.9
Mid-Grade Unleaded	83.5	10.0	15.5	109.0	131.2	133.4	131.2	999.9
Premium Unleaded	86.5	10.0	15.5	112.0	134.7	136.8	134.7	999.9
Ultra-Low-Sulfur Diesel	81.0	4.0	15.4	100.4	121.3	123.5	121.3	999.9
Zone 2								
Regular Unleaded	81.0	10.0	15.5	106.5	128.3	130.5	128.3	999.9
Mid-Grade Unleaded	84.0	10.0	15.5	109.5	131.8	134.0	131.8	999.9
Premium Unleaded	87.0	10.0	15.5	112.5	135.2	137.4	135.2	999.9
Ultra-Low-Sulfur Diesel	81.5	4.0	15.4	100.9	121.9	124.1	121.9	999.9
Zone 3								
Regular Unleaded	81.4	10.0	15.5	106.9	128.8	131.0	128.8	999.9
Mid-Grade Unleaded	84.4	10.0	15.5	109.9	132.2	134.4	132.2	999.9
Premium Unleaded	87.4	10.0	15.5	112.9	135.7	137.9	135.7	999.9
Ultra-Low-Sulfur Diesel	81.9	4.0	15.4	101.3	122.4	124.5	122.4	999.9
Zone 4								
Regular Unleaded	81.5	10.0	15.5	107.0	128.9	131.1	128.9	999.9
Mid-Grade Unleaded	84.5	10.0	15.5	110.0	132.4	134.6	132.4	999.9
Premium Unleaded	87.5	10.0	15.5	113.0	135.8	138.0	135.8	999.9
Ultra-Low-Sulfur Diesel	82.0	4.0	15.4	101.4	122.5	124.7	122.5	999.9
Zone 5								
Regular Unleaded	81.5	10.0	15.5	107.0	128.9	131.1	128.9	999.9
Mid-Grade Unleaded	84.5	10.0	15.5	110.0	132.4	134.6	132.4	999.9
Premium Unleaded	87.5	10.0	15.5	113.0	135.8	138.0	135.8	999.9
Ultra-Low-Sulfur Diesel	82.0	4.0	15.4	101.4	122.5	124.7	122.5	999.9
Zone 6								
Regular Unleaded	82.2	10.0	15.5	107.7	129.7	131.9	129.7	999.9
Mid-Grade Unleaded	85.2	10.0	15.5	110.7	133.2	135.4	133.2	999.9
Premium Unleaded	88.2	10.0	15.5	113.7	136.6	138.8	136.6	999.9
Ultra-Low-Sulfur Diesel	82.7	4.0	15.4	102.1	123.3	125.5	123.3	999.9