



Part II
Regulations under the Regulations Act

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In force date of regulations: As of November 28, 2023*, the date a regulation comes into force is determined by subsection 3(6) of the *Regulations Act*.

A regulation comes into force on the date it is filed unless the regulation states that it comes into force on a later date, or the Act that the regulation is made under authorizes the regulation to come into force on a date earlier than the date it was filed or authorizes another method of coming into force.

*Date that subsections 3(4) and (5) of Chapter 54 of the Acts of 2022, *An Act to Amend Chapter 393 of the Revised Statutes, 1989, the Regulations Act*, were proclaimed in force.

N.S. Reg. 152/2024

Made: August 1, 2024

Filed: August 1, 2024

Prescribed Petroleum Products Prices

Order dated August 1, 2024

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*

[Please note: *Prescribed Petroleum Products Prices* filed with the Office of the Registrar of Regulations on and after January 23, 2023, will no longer be published in the *Royal Gazette Part II*. Publication of the *Prescribed Petroleum Products Prices* has been dispensed with by order of the Attorney General dated January 23, 2023, and published on page 63 of the February 10, 2023, issue of the *Royal Gazette Part II*. Current and historical *Prescribed Petroleum Products Prices* are available for inspection in person at the Office of the Registrar of Regulations and can be viewed on the Nova Scotia Utility and Review Board's website at the following address: <https://nsuarb.novascotia.ca/mandates/gasoline-diesel-pricing>.]

N.S. Reg. 153/2024

Made: August 6, 2024

Filed: August 6, 2024

1226 Cole Harbour Road Special Planning Area Order

Order dated August 6, 2024

Designation made by the Minister of Municipal Affairs and Housing
pursuant to Section 15 of the *Housing in the Halifax Regional Municipality Act*

Special Planning Area Order
made by the Minister of Municipal Affairs and Housing
under Section 15 of Chapter 21 of the Acts of 2021,
the *Housing in the Halifax Regional Municipality Act*

Whereas the Executive Panel on Housing in the Halifax Regional Municipality has recommended that the area of the Halifax Regional Municipality delineated in the map attached as Schedule "A" be designated as a special planning area;

And whereas I am satisfied that the designation of the special planning area is required for the purpose of accelerating housing development in the Municipality;

Therefore, I order the following:

1. The area of the Halifax Regional Municipality delineated in the map attached as Schedule "A" is designated as a special planning area.
2. The special planning area may be referred to as the "1226 Cole Harbour Road Special Planning Area".

This Order is effective on and after the date it is filed.

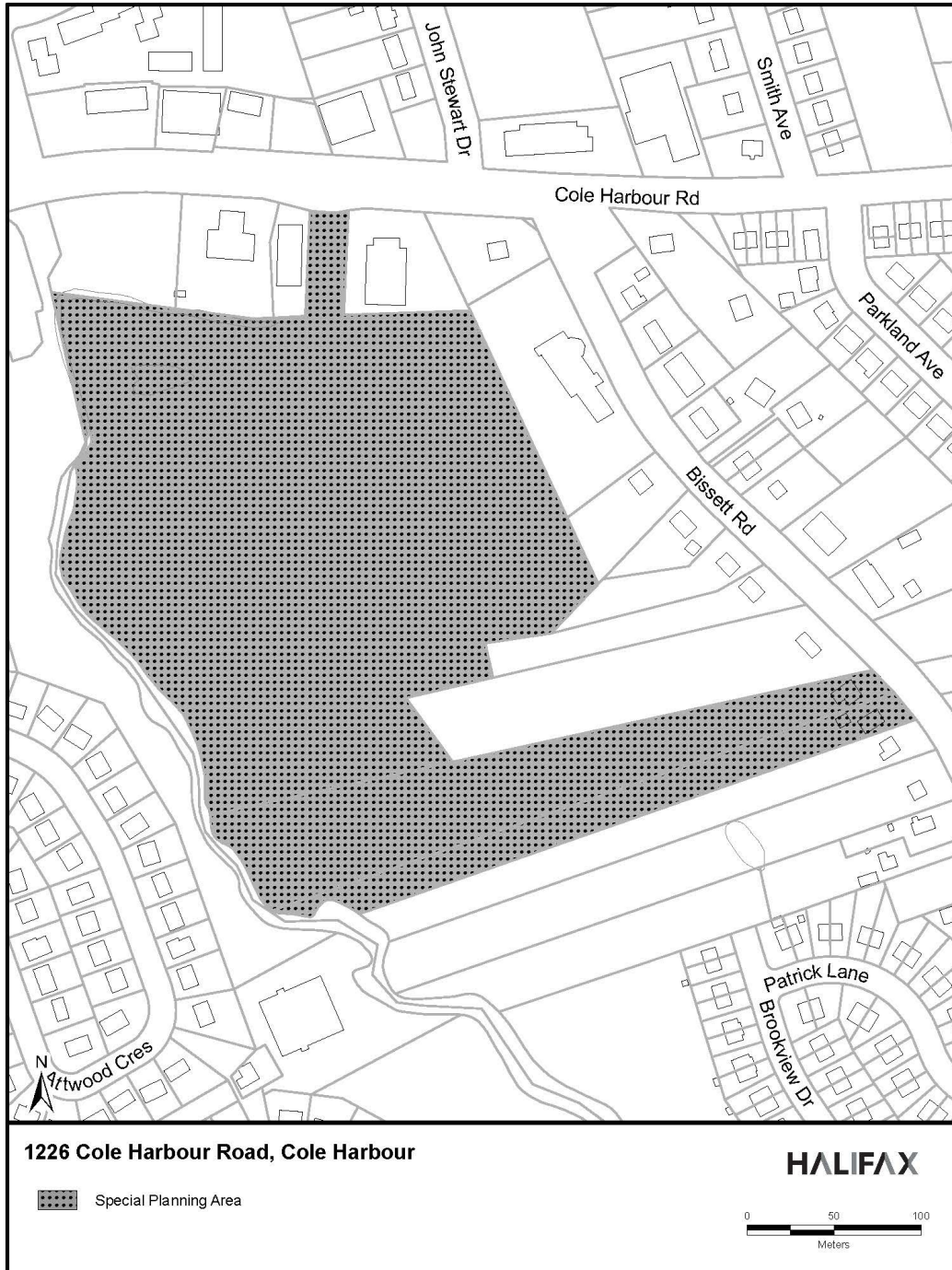
Dated and made Aug 6, 2024, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

sgd. John Lohr
Honourable John Lohr
Minister of Municipal Affairs and Housing

Schedule "A"

Map of 1226 Cole Harbour Road Special Planning Area

Schedule "A"



N.S. Reg. 154/2024

Made: August 6, 2024

Filed: August 6, 2024

Opportunity Site B Fall River Road Special Planning Area Order

Order dated August 6, 2024

Designation made by the Minister of Municipal Affairs and Housing
pursuant to Section 15 of the *Housing in the Halifax Regional Municipality Act*

**Special Planning Area Order
made by the Minister of Municipal Affairs and Housing
under Section 15 of Chapter 21 of the Acts of 2021,
the *Housing in the Halifax Regional Municipality Act***

Whereas the Executive Panel on Housing in the Halifax Regional Municipality has recommended that the area of the Halifax Regional Municipality delineated in the map attached as Schedule “A” be designated as a special planning area;

And whereas I am satisfied that the designation of the special planning area is required for the purpose of accelerating housing development in the Municipality;

Therefore, I order the following:

1. The area of the Halifax Regional Municipality delineated in the map attached as Schedule “A” is designated as a special planning area.
2. The special planning area may be referred to as the “Opportunity Site B Fall River Road Special Planning Area”.

This Order is effective on and after the date it is filed.

Dated and made Aug 6, 2024, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

sgd. *John Lohr*

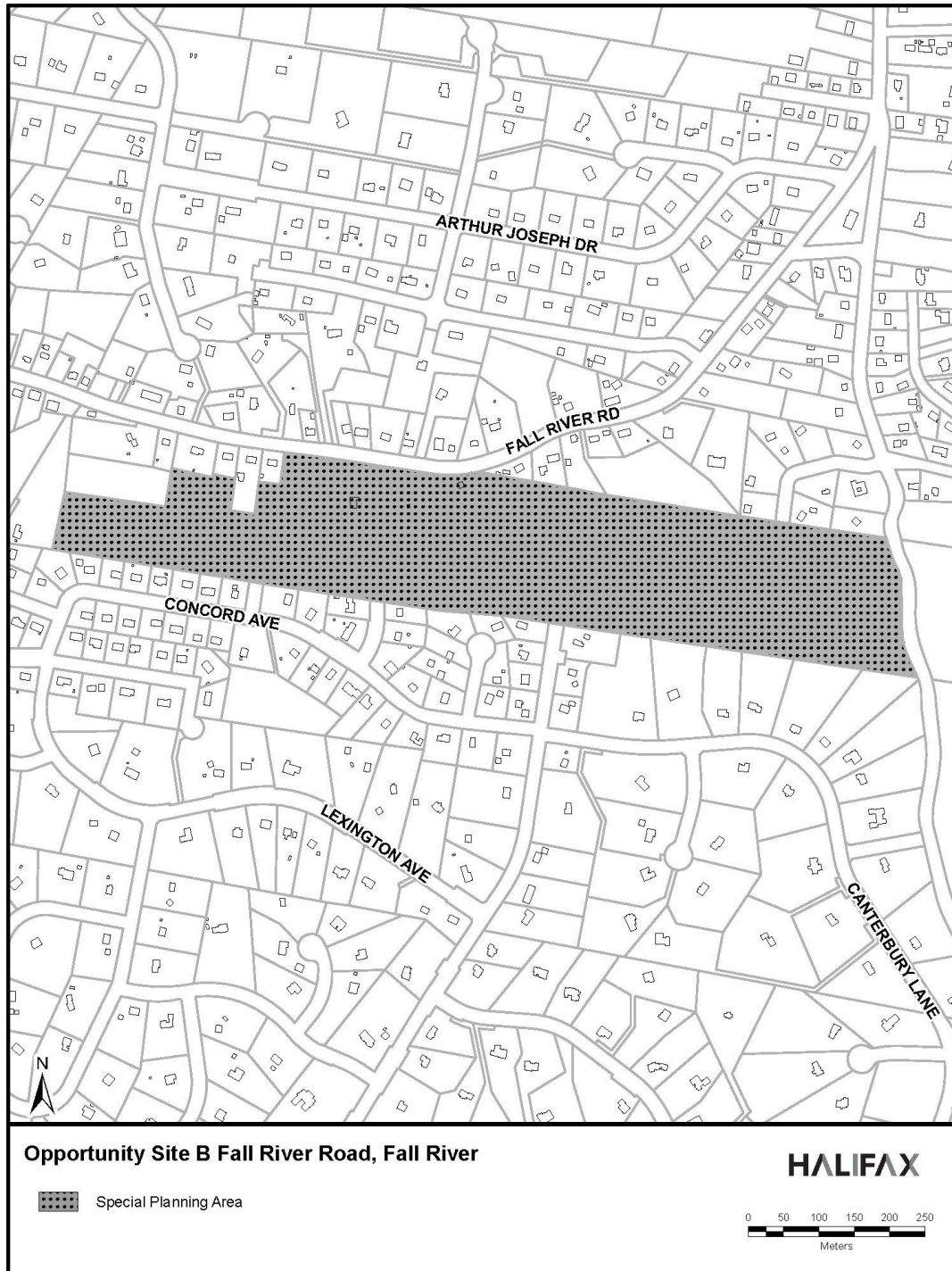
Honourable John Lohr

Minister of Municipal Affairs and Housing

Schedule "A"

Map of Opportunity Site B Fall River Road Special Planning Area

Schedule "A"



N.S. Reg. 155/2024

Made: August 6, 2024

Filed: August 6, 2024

Papermill Lake Special Planning Area Order

Order dated August 6, 2024

Designation made by the Minister of Municipal Affairs and Housing
pursuant to Section 15 of the *Housing in the Halifax Regional Municipality Act*

**Special Planning Area Order
made by the Minister of Municipal Affairs and Housing
under Section 15 of Chapter 21 of the Acts of 2021,
the *Housing in the Halifax Regional Municipality Act***

Whereas the Executive Panel on Housing in the Halifax Regional Municipality has recommended that the area of the Halifax Regional Municipality delineated in the map attached as Schedule “A” be designated as a special planning area;

And whereas I am satisfied that the designation of the special planning area is required for the purpose of accelerating housing development in the Municipality;

Therefore, I order the following:

1. The area of the Halifax Regional Municipality delineated in the map attached as Schedule “A” is designated as a special planning area.
2. The special planning area may be referred to as the “Papermill Lake Special Planning Area”.

This Order is effective on and after the date it is filed.

Dated and made Aug 6, 2024, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

sgd. *John Lohr*

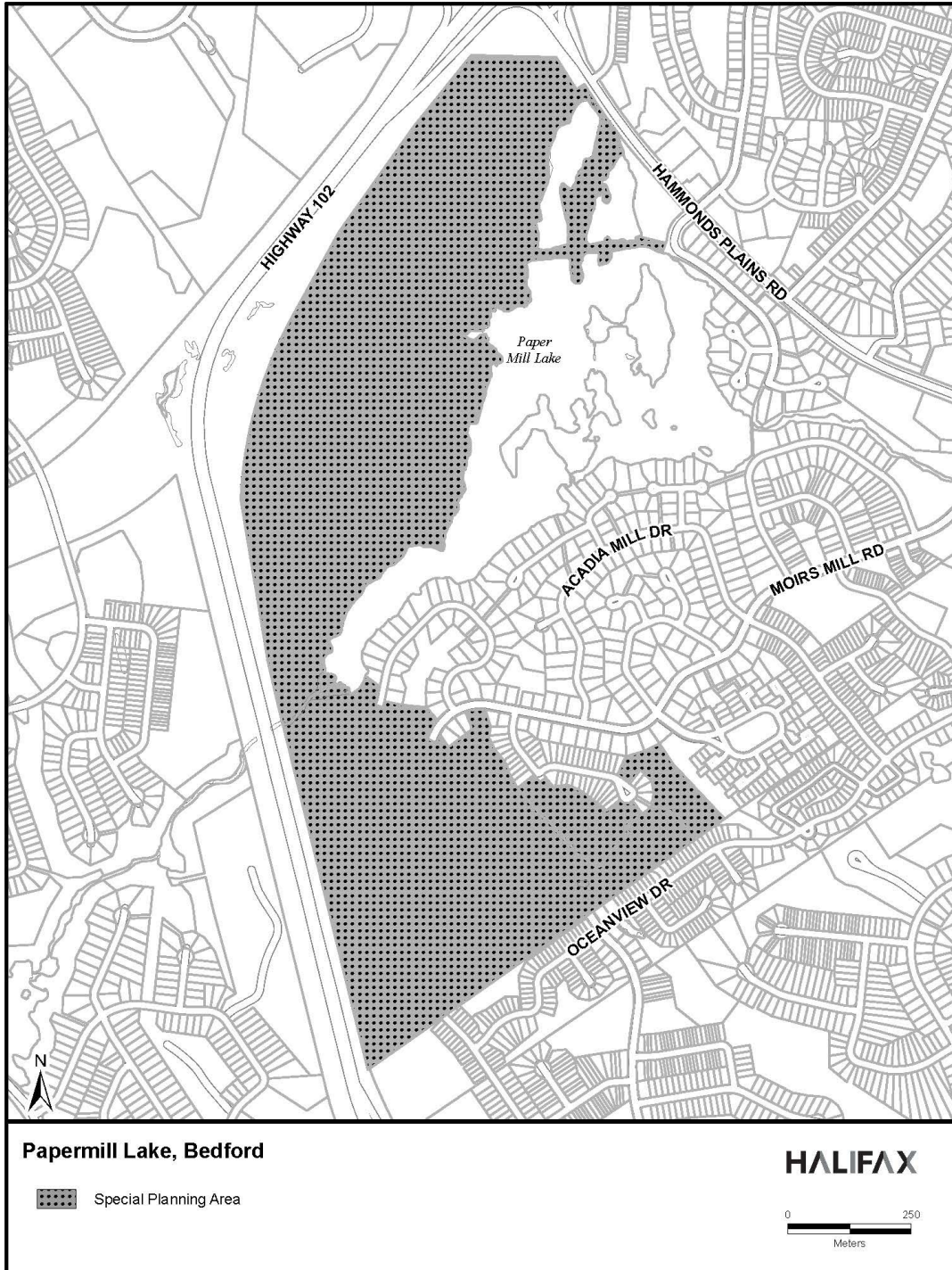
Honourable John Lohr

Minister of Municipal Affairs and Housing

Schedule "A"

Map of Papermill Lake Special Planning Area

Schedule "A"



N.S. Reg. 156/2024

Made: August 6, 2024

Filed: August 6, 2024

Westphal Urban Reserve Lands Special Planning Area Order

Order dated August 6, 2024

Designation made by the Minister of Municipal Affairs and Housing
pursuant to Section 15 of the *Housing in the Halifax Regional Municipality Act***Special Planning Area Order
made by the Minister of Municipal Affairs and Housing
under Section 15 of Chapter 21 of the Acts of 2021,
the *Housing in the Halifax Regional Municipality Act***

Whereas the Executive Panel on Housing in the Halifax Regional Municipality has recommended that the area of the Halifax Regional Municipality delineated in the map attached as Schedule “A” be designated as a special planning area;

And whereas I am satisfied that the designation of the special planning area is required for the purpose of accelerating housing development in the Municipality;

Therefore, I order the following:

1. The area of the Halifax Regional Municipality delineated in the map attached as Schedule “A” is designated as a special planning area.
2. The special planning area may be referred to as the “Westphal Urban Reserve Lands Special Planning Area”.

This Order is effective on and after the date it is filed.

Dated and made Aug 6, 2024, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

sgd. *John Lohr*

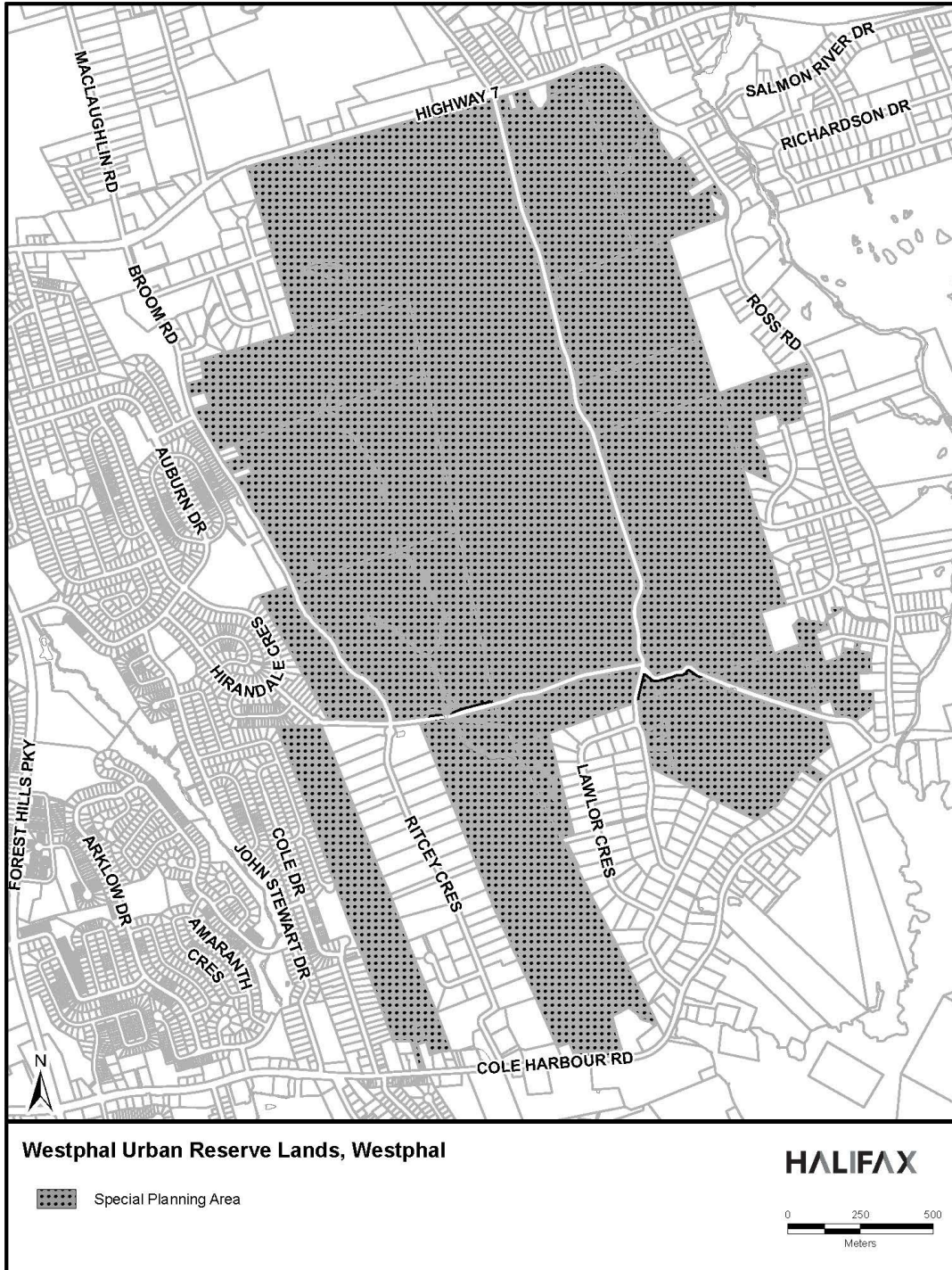
Honourable John Lohr

Minister of Municipal Affairs and Housing

Schedule "A"

Map of Westphal Urban Reserve Lands Special Planning Area

Schedule "A"



N.S. Reg. 157/2024

Made: August 6, 2024

Filed: August 6, 2024

Proclamation of amendments to Act, S. 15, S.N.S. 2023, c. 22

Order in Council 2024-302 dated August 6, 2024

Proclamation made by the Governor in Council

pursuant to Section 15 of

An Act to Amend Chapter 9 of the Acts of 2019, the Tourist Accommodations Registration Act

The Governor in Council on the report and recommendation of the Minister of Municipal Affairs and Housing dated June 4, 2024, pursuant to Section 15 of Chapter 22 of the Acts of 2023, *An Act to Amend Chapter 9 of the Acts of 2019, the Tourist Accommodations Registration Act*, is pleased to order and declare by proclamation that Chapter 22 of the Acts of 2023, *An Act to Amend Chapter 9 of the Acts of 2019, the Tourist Accommodations Registration Act*, do come into force on and not before September 30, 2024.

L.S.

Canada
Province of Nova Scotia

Charles the Third, by the Grace of God King of Canada and His Other Realms and Territories, Head of the Commonwealth.

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 15 of Chapter 22 of the Acts of 2023, *An Act to Amend Chapter 9 of the Acts of 2019, the Tourist Accommodations Registration Act*, it is enacted as follows:

- 15** 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 22 of the Acts of 2023, *An Act to Amend Chapter 9 of the Acts of 2019, the Tourist Accommodations Registration Act*, do come into force on and not before September 30, 2024;

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 22 of the Acts of 2023, *An Act to Amend Chapter 9 of the Acts of 2019, the Tourist Accommodations Registration Act*, do come into force on and not before September 30, 2024, 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, Arthur J. LeBlanc, Chancellor of Our Order of Nova Scotia, one of Our Counsel learned in the law in the Province of Nova Scotia, Lieutenant Governor in and of Our Province of Nova Scotia.

Given at Our Government House in the Halifax Regional Municipality, this 6th day of August in the year of Our Lord two thousand and twenty-four and in the Second year of Our Reign.

By Command:

**PROVINCIAL SECRETARY
ATTORNEY GENERAL AND MINISTER OF JUSTICE**

N.S. Reg. 158/2024

Made: August 6, 2024

Filed: August 6, 2024

Short-term Rentals Registration Regulations—replacement

Order in Council 2024-303 dated August 6, 2024

Repeal of regulations and regulations made by the Governor in Council
pursuant to Section 6 of the *Tourist Accommodations Registration Act*

The Governor in Council on the report and recommendation of the Minister of Municipal Affairs and Housing dated June 4, 2024, and pursuant to Section 6 of Chapter 9 of the Acts of 2019, the *Short-term Rentals Registration Act*, is pleased, effective on and after September 30, 2024, to

- (a) repeal the *Tourist Accommodations Registration Regulations*, N.S. Reg. 16/2020, made by the Governor in Council by Order in Council 2020-023 dated January 30, 2020; and
- (b) make new regulations respecting short-term rentals registration, in the form set forth in Schedule “A” attached to and forming part of the report and recommendation.

Schedule “A”

**Regulations Respecting Short-term Rentals Registration
made by the Governor in Council under Section 6
of Chapter 9 of the Acts of 2019,
the *Short-term Rentals Registration Act***

Citation

1 These regulations may be cited as the *Short-term Rentals Registration Regulations*.

Definitions

2 (1) In these regulations,

“Act” means the *Short-term Rentals Registration Act*;

“applicant” means a person applying for registration as a host or platform operator under the Act and these regulations;

“backyard suite” means a self-contained accessory dwelling unit that is located on the same lot as the main dwelling;

“bed and breakfast establishment” means a short-term rental premises within the host’s primary residence consisting of individual bedrooms within a dwelling unit that are rented to separate parties or groups, any spaces for the provision of meals and other connected services and facilities;

“commercial short-term rental host” means a person who offers short-term rentals of 1 of the following:

- (i) a dwelling unit that is not their primary residence,
- (ii) a room or rooms as separate accommodation in a dwelling unit that is not their primary residence;

“commercial use” means a property that is assessed as a commercial property under the *Assessment Act*;

“Department” means the Department of Municipal Affairs and Housing;

“dwelling” means a building or part of a building that is occupied or capable of being occupied as a home or residence by 1 or more persons and which contains 1 or more dwelling units, but does not include a traditional tourist accommodation;

“dwelling unit” means living quarters that meet all of the following criteria:

- (i) they are accessible from a private entrance located outside the building or in a common area within the building,
- (ii) they are occupied or, if unoccupied, are reasonably fit for occupancy,
- (iii) they contain their own dedicated kitchen facilities,
- (iv) they have toilet facilities that are not shared with other dwelling units;

“former Act” means Chapter 9 of the Acts of 1994-95, the *Tourist Accommodations Act*;

“Halifax Regional Municipality” means the Halifax Regional Municipality described in the *Halifax Regional Municipality Charter*;

“hostel establishment” means a commercial use that provides shared sleeping accommodation and common facilities for cooking, eating and washing;

“hotel establishment” means a commercial use that provides sleeping accommodation and housekeeping services to the public and which may provide amenities such as restaurants or meeting rooms, and includes an inn;

“Minister” means the Minister of Municipal Affairs and Housing;

“motel establishment” means a commercial use consisting of a building or group of buildings that provides sleeping accommodation to the public in the form of rooms with direct access to outside and adjacent parking, and which may provide amenities such as restaurants or meeting rooms;

“municipality” means a city, an incorporated town, a municipality of a county or district or a regional municipality, and includes the Peggy’s Cove Preservation Area and any Peggy’s Cove Commission by-laws established under the *Peggy’s Cove Commission Act*;

“ordinary resident” means the person who lives, makes their home and conducts their daily affairs, including paying bills and receiving mail, in a dwelling unit, and uses the residential address of the dwelling unit on documentation related to billing, identification, taxation and insurance, such as

income tax returns, medical services plan documentation, driver's licences, personal identification, vehicle registrations and utility bills;

"personal vacation home" means a dwelling that meets all of the following criteria:

- (i) it is primarily intended for seasonal or recreational use,
- (ii) it is primarily used and occupied by 1 or more of the following, who do not pay rent to use and occupy it:
 - (A) its owner,
 - (B) its owner's immediate family,
 - (C) close friends of its owner's family,
- (iii) it is not a primary residence or located on the same property as a primary residence,
- (iv) it is not primarily intended to be a rental income property or to be used as a rental income property,
- (v) it is not intended for continuous, year-round occupancy;

"primary residence" means a dwelling unit owned or rented and occupied by an ordinary resident either alone or jointly with others;

"program" means the Secondary and Backyard Suite Incentive Program established and offered by the Department;

"registrant" means a host or platform operator who is registered under the Act and these regulations;

"registration year" means 1 of the following:

- (i) September 30, 2024, to March 31, 2025,
- (ii) after March 31, 2025, the period from April 1 of a given year to March 31 of the following year;

"Registry" means the Short-term Rentals Registry established under Section 4;

"rented room" means 1 of the following:

- (i) a room in a host's primary residence that is a short-term rental,
- (ii) a dormitory-style room that is part of an educational institution and that is a short-term rental;

"resort establishment" means a commercial use that provides sleeping accommodation to the public within a set of units, suites, cabins or cottages that is located on the premises under single ownership and which may provide amenities such as restaurants, recreational facilities or meeting rooms;

"secondary suite" means a self-contained accessory dwelling unit contained within a main dwelling;

“short-term rental duration period” means the duration of time that constitutes a short-term rental, as set out in subsection (2);

“tier” means a tier established under Section 13 and listed in Schedule A to these regulations;

“traditional tourist accommodation host” means a person operating any of the following:

- (i) a bed and breakfast establishment,
- (ii) a hostel establishment,
- (iii) a hotel establishment,
- (iv) a motel establishment,
- (v) a personal vacation home,
- (vi) a rented room,
- (vii) a resort establishment,
- (viii) an unusual lodging;

“unusual lodging” means a yurt, dome, stationary recreational vehicle, bunkie or any other form of lodging that is a fixed in place short-term rental and is not a whole home primary residence short-term rental or commercial short-term rental;

“whole home primary residence short-term rental host” means a person who offers the whole dwelling of their primary residence as a short-term rental.

- (2) (a) For the purposes of the Act and these regulations, the duration of a short-term rental is a period of 28 consecutive days or less.
- (b) Despite subsection (2), for a personal vacation home, the duration of all short-term rentals of the personal vacation home must total no more than 45 days per registration year.
- (3) For the purposes of the Act and these regulations, the following are the classes of host:
 - (a) whole home primary residence short-term rental host;
 - (b) commercial short-term rental host;
 - (c) traditional tourist accommodation host.

Secondary or backyard suite

- 3 (1) For the purposes of these regulations, a secondary suite or backyard suite is considered to be a commercial short-term rental, unless the suite is the host’s primary residence.
- (2) An owner or occupant of a secondary suite or backyard suite who has received funding under the program is prohibited from operating or registering the suite as a short-term rental, unless the suite is the owner or occupant’s primary residence or the owner or occupier is exempted from this prohibition under subsection (3).

- (3) The Minister may exempt a person in writing from the prohibition described in subsection (2) if the person has complied with the terms and conditions of the program or if the Minister determines that an exemption is in the public interest.

Registry and Registrar

- 4 (1) The Minister may appoint 1 or more persons as Registrar to maintain, administer and operate a Short-term Rentals Registry in accordance with the Act and these regulations.
- (2) The Minister may delegate any powers or duties conferred by these regulations to the Registrar and may impose any terms or conditions on the Registrar that the Minister considers advisable.
- (3) A Registrar appointed under subsection (1) must carry out the duties and responsibilities assigned by the Minister.

Host and platform operator registration requirement

- 5 (1) A person who is operating as 1 of the following must apply to be registered under the Act in the form and manner outlined in the corresponding Section set out in the following table and must renew their registration annually in the form and manner outlined in Section 16:

Type of operator	Section of regulations
whole home primary residence short-term rental host	Section 6
commercial short-term rental host	Section 7
traditional tourist accommodation host	Section 8
platform operator	Section 9

- (2) If the Minister is satisfied that an application for registration or renewal of registration made under subsection (1) meets all of the requirements in these regulations and the applicant has paid the prescribed annual registration tax for the short-term rental, the Minister may grant the registration or renewal of registration for a period of time not exceeding the registration year.
- (3) A registration or renewal of registration granted under subsection (2) is not transferrable or assignable.
- (4) A person operating as a whole home primary residence short-term rental host without being registered as a whole home primary residence short-term rental host in accordance with the Act and these regulations is guilty of an offence.
- (5) A person operating as a commercial short-term rental host without being registered as a commercial short-term rental host in accordance with the Act and these regulations is guilty of an offence.
- (6) A person operating as a traditional tourist accommodation host without being registered as a traditional tourist accommodation host in accordance with the Act and these regulations is guilty of an offence.
- (7) A person operating as a platform operator without being registered as a platform operator in accordance with the Act and these regulations is guilty of an offence.

Registration application for whole home primary residence short-term rental host

- 6 (1) A person applying for registration as a whole home primary residence short-term rental host must submit an application to the Minister that includes all of the following information and documents, together with payment of the annual registration tax prescribed under Section 12:

- (a) the applicant's full legal name;
 - (b) any name under which the applicant carries on business as a host;
 - (c) the address of the location where the applicant offers short-term rentals;
 - (d) the number of bedrooms available for rent;
 - (e) confirmation from the municipality that the accommodation the applicant seeks to register complies with applicable municipal land-use by-laws;
 - (f) proof the accommodation is the applicant's primary residence in the form of at least 2 of the following:
 - (i) a copy of the applicant's driver's licence or the applicant's government-issued photo identification card,
 - (ii) a copy of the applicant's most recent tax return,
 - (iii) a copy of the applicant's most recent property tax bill,
 - (iv) a copy of the applicant's lease agreement,
 - (v) any other form of documentation that provides proof of the applicant's primary residence, if the Minister is satisfied that unique circumstances exist and that the documentation confirms the applicant's primary residence;
 - (g) if the applicant is not an owner of the property or if the property is a condominium unit, written consent for the applicant to register under the Act from the property owner or the condo board, as applicable;
 - (h) if the applicant is the joint owner of the property, confirmation that the applicant has obtained the consent of all other joint owners to register under the Act;
 - (i) any additional information required by the Minister to register the applicant.
- (2) An application for registration described in subsection (1) and the annual registration tax payment prescribed under Section 12 may be submitted in 1 of the following ways:
- (a) electronically through the online system established by the Department;
 - (b) in person at an Access Nova Scotia office;
 - (c) by mail.

Registration application for commercial short-term rental host

- 7 (1) A person applying for registration as a commercial short-term rental host must submit an application to the Minister that includes all of the following information, together with payment of the annual registration tax prescribed for each dwelling unit associated with the short-term rental under Section 13 and in accordance with the applicable tier and geographic area listed in Schedule A to these regulations:
- (a) the applicant's full legal name and any registered business names under which they operate as

- a commercial short-term rental host in the Province;
 - (b) any name under which the applicant carries on business as a host;
 - (c) the address of each dwelling unit where the applicant offers short-term rentals;
 - (d) the number of bedrooms available for rent in each dwelling unit where the applicant offers short-term rentals;
 - (e) the number of rooms available as separate accommodation in each dwelling unit where the applicant offers short-term rentals;
 - (f) confirmation from the municipality that the accommodation the applicant seeks to register complies with applicable municipal land-use by-laws;
 - (g) if the applicant is not an owner of the property or if the property is a condominium unit, written consent for the applicant to register under the Act from the property owner or the condo board, as applicable;
 - (h) any additional information required by the Minister to register the applicant.
- (2) An application for registration described in subsection (1) and the annual registration tax payment prescribed under Section 13 may be submitted in 1 of the following ways:
- (a) electronically through the online system established by the Department;
 - (b) in person at an Access Nova Scotia office;
 - (c) by mail.

Registration application for traditional tourist accommodation host

- 8 (1)** A person applying for registration as a traditional tourist accommodation host must submit an application to the Minister that includes all of the following information and documents, together with payment of the annual registration tax prescribed under Section 14:
- (a) the applicant's full legal name and any registered business names under which they operate as a traditional tourist accommodation host in the Province;
 - (b) any name under which the applicant carries on business as a host;
 - (c) the address of the location where the applicant offers traditional tourist accommodation;
 - (d) which of the following types of accommodation the applicant plans to offer:
 - (i) a bed and breakfast establishment,
 - (ii) a hostel establishment,
 - (iii) a hotel establishment,
 - (iv) a motel establishment,
 - (v) a personal vacation home,

- (vi) a rented room,
- (vii) a resort establishment,
- (viii) an unusual lodging;
- (e) the number of rooms available for rent in the location where the applicant offers traditional tourist accommodation;
- (f) confirmation that the accommodation the applicant seeks to register complies with applicable municipal land-use by-laws in a form acceptable to the Minister, which may include a licence issued to the applicant under the former Act;
- (g) for a rented room that is not part of an educational institution or a bed and breakfast establishment, proof the accommodation is the applicant's primary residence in the form of at least 2 of the following:
 - (i) a copy of the applicant's driver's licence or the applicant's government-issued photo identification card,
 - (ii) a copy of the applicant's most recent tax return,
 - (iii) a copy of the applicant's most recent property tax bill,
 - (iv) a copy of the applicant's lease agreement,
 - (v) any other form of documentation that provides proof of the applicant's primary residence, if the Minister is satisfied that unique circumstances exist and that the documentation confirms the applicant's primary residence;
- (h) for a personal vacation home, proof that the personal vacation home is exclusively owned by 1 or more individuals who are not a business association, society or trust;
- (i) for a personal vacation home, all of the following documents:
 - (i) documents that demonstrate that it is not the applicant's primary residence in at least 2 of the forms described in clause (g),
 - (ii) an attestation by its owner or owners that it is used primarily for personal vacation purposes;
- (j) for an applicant that is an owner of a traditional tourist accommodation that is 1 of the following and is not part of a resort establishment, written consent for the applicant to register under the Act from the property owner:
 - (i) a bed and breakfast establishment,
 - (ii) an unusual lodging that is on private property that is either vacant or shared with only 1 primary residence,
 - (iii) a rented room that is not part of an educational institution;
- (k) for a traditional tourist accommodation that is a condominium unit, written consent for the

applicant to register under the Act from the condo board;

- (l) any additional information required by the Minister to register the applicant.
- (2) An application for registration described in subsection (1) and the annual registration tax payment prescribed under Section 14 may be submitted in 1 of the following ways:
 - (a) electronically through the online system established by the Department;
 - (b) in person at an Access Nova Scotia office;
 - (c) by mail.

Registration application for platform operator

- 9 (1) A person applying for registration as a platform operator must submit an application to the Minister that includes all of the following information, together with payment of the annual registration tax prescribed under Section 15:
 - (a) the applicant's full legal name and any registered business names under which they operate as a platform operator in the Province;
 - (b) all of the following information for a person designated by the applicant as their contact person for the purposes of the Act and these regulations:
 - (i) name,
 - (ii) title or position,
 - (iii) telephone number,
 - (iv) e-mail address;
 - (c) the website or app through which the applicant brokers or facilitates reservations for short-term rentals;
 - (d) confirmation that all postings on the applicant's website or app include a valid registration number for the host, except for an applicant listing only hotel or motel accommodation.
- (2) The Minister may enter into an agreement with a platform operator, in a form approved by the Minister, for the provision of the information about the platform operator's transactions that is required to be retained under Section 4 of the Act to the Minister.
- (3) An application for registration described in subsection (1) and the annual registration tax payment prescribed under Section 15 may be submitted in 1 of the following ways:
 - (a) electronically through the online system established by the Department;
 - (b) in person at an Access Nova Scotia office;
 - (c) by mail.

Terms and conditions of registration

- 10 (1) A registrant must adhere to all of the following terms and conditions of registration:

- (a) they must report any changes to the information provided in their registration application to the Minister within 10 days of the change;
 - (b) they must comply with the Act, these regulations and any additional terms and conditions of their registration;
 - (c) they must ensure that their registered accommodation maintains compliance with applicable municipal by-laws in the manner prescribed by the Minister;
 - (d) for a host, they must ensure that any online advertisement for their accommodation includes their registration number, except if the advertisement appears on a platform operator's website or app that lists only hotel or motel accommodation;
 - (e) for a platform operator, they must
 - (i) ensure that all postings on their website or app include a valid registration number for the host, unless they list only hotel or motel accommodation,
 - (ii) share records required to be retained under Section 4 of the Act with the Minister upon request, and
 - (iii) remove an advertisement for a short-term rental from their website or app upon request of the Minister.
- (2) The Minister may do any of the following after providing notice to a registrant:
- (a) impose any terms and conditions, in addition to those described in subsection (1), that the Minister considers appropriate on the registrant's registration;
 - (b) amend or remove a term or condition of the registrant's registration imposed under clause (a).
- (3) The Minister must communicate any change to the terms and conditions of registration imposed under subsections (1) and (2) to registrants.
- (4) A registrant who fails to comply with the terms and conditions of their registration in accordance with the Act and these regulations is guilty of an offence.

Denial, cancellation, revocation or suspension of registration

- 11 (1) The Minister may deny the registration of an applicant or cancel, revoke or suspend the registration of a registrant for a period of time or subject to any conditions the Minister considers necessary in any of the following circumstances:
- (a) the applicant or registrant fails to comply with or does not meet the application for registration requirements of Section 6, 7, 8 or 9;
 - (b) the applicant or registrant has contravened any of the following:
 - (i) a term or condition of their registration,
 - (ii) a provision of the Act or these regulations;
 - (c) the Minister has determined that it is in the public interest to deny, cancel, revoke or suspend the registration.

- (2) The Minister must provide written reasons to an applicant or a registrant for a decision made under subsection (1).
- (3) The Minister may delegate the authority to make a decision under subsection (1) to a delegate and the delegate must provide written reasons for the decision, and an applicant or a registrant may appeal a decision made by a Minister's delegate under subsection (1) by providing written comments to the Minister within 15 days of receiving written reasons for the decision.
- (4) After considering any written comments provided by an applicant or a registrant under subsection (3), the Minister may confirm, vary or set aside the decision made by a Minister's delegate to deny, cancel, revoke or suspend the registration under subsection (1).
- (5) A decision made by the Minister under subsection (1) or (4) is final.

Annual registration tax for whole home primary residence short-term rental hosts

- 12** (1) A whole home primary residence short-term rental host must pay an annual registration tax of \$50.
- (2) A person operating as a whole home primary residence short-term rental host who fails to pay the annual registration tax prescribed in subsection (1) is guilty of an offence.
 - (3) The annual registration tax prescribed in this Section is not refundable.

Annual registration tax for commercial short-term rental hosts

- 13** (1) For the purposes of the Act and these regulations, the Province is divided into the geographic areas and tiers listed in Schedule A to these regulations.
- (2) A commercial short-term rental host must pay the following annual registration tax for each dwelling unit offered as a short-term rental:
 - (a) for a dwelling unit located in tier 1, \$2000;
 - (b) for a dwelling unit located in tier 2, \$500;
 - (c) for a dwelling unit located in tier 3, \$240.
 - (3) A person operating as a commercial short-term rental host who fails to pay the annual registration tax prescribed in subsection (1) is guilty of an offence.
 - (4) The annual registration taxes prescribed in this Section are not refundable.
 - (5) Despite subsection (4), an annual registration tax paid under this Section may be refunded to an applicant or a registrant if the Minister determines that the tax was paid in error and the applicant or registrant should receive a refund.
 - (6) An applicant or a registrant is not entitled to a refund if the Minister has exercised their authority under Section 11.

Annual registration tax for traditional tourist accommodation hosts

- 14** (1) A traditional tourist accommodation host must pay the following annual registration tax for each location at which it is operating traditional tourist accommodation:
- (a) for accommodation with 1 to 4 bedrooms, \$50;

- (b) for accommodation with 5 or more bedrooms, \$150.
- (2) A person operating as a traditional tourist accommodation host who fails to pay the annual registration tax prescribed in subsection (1) is guilty of an offence.
- (3) The annual registration taxes prescribed in this Section are not refundable.

Annual registration tax for platform operators

- 15** (1) A platform operator must pay an annual registration tax of \$500.
- (2) A person operating as a platform operator who fails to pay the annual registration tax prescribed in subsection (1) is guilty of an offence.
 - (3) The annual registration tax prescribed in this Section is not refundable.

Registration renewal

- 16** (1) A registrant may renew their registration under the Act by submitting all of the following to the Minister before the end of their current registration year:
- (a) 1 of the following:
 - (i) confirmation that the registrant's registered information is unchanged from the previous registration year,
 - (ii) written notice of any change to the registrant's registered information since the previous registration year;
 - (b) payment of the applicable annual registration tax.
- (2) If written notice of a change to the registrant's registered information is provided under subclause (1)(a)(ii), the Minister must review the change and may do any of the following:
- (a) approve the registration renewal;
 - (b) require the registrant to provide additional information to determine their eligibility for renewal;
 - (c) require the registrant to apply for registration as a new applicant;
 - (d) deny the registrant's request for renewal.
- (3) A person who continues to operate as a host or platform operator and fails to renew their registration in accordance with this Section is guilty of an offence.

Disclosure of collected information

- 17** (1) The Minister may disclose any information collected for the purpose of registration under Sections 6, 7, 8 and 9 and information concerning the registration status of a host for any of the following reasons:
- (a) to administer, ensure compliance with or enforce the Act or these regulations;
 - (b) to administer an enactment of the Province, the Parliament of Canada or another province of Canada concerning the imposition of taxation;

- (c) to fulfill an agreement between the Province and another government that
 - (i) relates to the administration or enforcement of an enactment of the Province, the Parliament of Canada or another province of Canada concerning the imposition of taxation, and
 - (ii) allows the parties to disclose and exchange information, returns and records;
 - (d) to be used by the Government of Canada or the Province to compile statistical information;
 - (e) to be used by a public body as defined in the *Freedom of Information and Protection of Privacy Act*;
 - (f) to be used by a crown corporation as defined in the *Finance Act*;
 - (g) to be used by a member of the Executive Council to administer an enactment of the Province;
 - (h) to be used by a municipal unit as defined in the *Freedom of Information and Protection of Privacy Act*, another province of Canada or another government in accordance with an agreement between the Province and the municipal unit, other province of Canada or other government;
 - (i) to be used by a person with whom the Minister has entered into an agreement regarding the use of the information;
 - (j) to monitor compliance with the Act and these regulations under an agreement with a platform operator.
- (2) The Minister may disclose information collected under the Act or these regulations in aggregate form.

Offence and penalty

- 18 (1) A person who commits an offence under the Act or these regulations is liable on summary conviction to a fine of not less than \$1000 and not more than \$100 000.
- (2) An offence described in subsection (1) that is committed or continued for more than 1 day is considered to be a separate violation for each day it is committed or continued and the person who committed the offence is liable on summary conviction to a fine for each day the offence is committed or continued, up to a total of \$100 000 annually.

Schedule A—Tiers for Commercial Short-term Rentals

For the purposes of Section 13, the Province is divided into the following geographic areas and tiers which are used to determine the annual registration tax paid by commercial short-term rental hosts:

Tier	Geographic areas
Tier 1	The following communities located in the Halifax Regional Municipality:
	Bedford
	Beechville
	Cole Harbour
	Dartmouth

	Halifax
	Lakeside
	Lower Sackville
Tier 2	Annapolis Royal
	Cape Breton Regional Municipality
	Municipality of the County of Annapolis
	Municipality of the County of Antigonish
	Municipality of the County of Clare
	Municipality of the County of Colchester
	Municipality of the County of Cumberland
	Municipality of the County of Digby
	Municipality of the County of Inverness
	Municipality of the County of Kings
	Municipality of the County of Pictou
	Municipality of the County of Richmond
	Municipality of the County of Victoria
	Municipality of the District of Argyle
	Municipality of the District of Barrington
	Municipality of the District of Chester
	Municipality of the District of East Hants
	Municipality of the District of Guysborough
	Municipality of the District of Lunenburg
	Municipality of the District of Shelburne
	Municipality of the District of St. Mary's
	Municipality of the District of Yarmouth
	Region of Queens Municipality
	Town of Amherst
	Town of Antigonish
	Town of Berwick
	Town of Bridgewater
	Town of Kentville
	Town of Lunenburg
	Town of Mahone Bay
	Town of Middleton
	Town of New Glasgow
	Town of Oxford
	Town of Pictou
	Town of Port Hawkesbury
	Town of Stellarton
	Town of Stewiacke
	Town of Trenton
	Town of Truro
	Town of Westville
	Town of Wolfville
	Town of Yarmouth

West Hants Regional Municipality
The following communities located in the Halifax Regional Municipality:
Antrim
Bald Rock
Barkhouse Settlement
Bayside
Bear Cove
Beaver Bank
Beaver Dam
Beaver Harbour
Beech Hill
Big Lake
Black Point
Blind Bay
Boutilliers Point
Brookside
Brookvale
Caribou Mines
Carrolls Corner
Chaplin
Chaswood
Cherry Brook
Clam Bay
Clam Harbour
College Lake
Conrod Settlement
Cooks Brook
Cow Bay
Dean
Debaies Cove
Devils Island
Devon
Duncans Cove
Dutch Settlement
Earn [East] Loon Lake Village
East Chezzetcook
East Dover
East Jeddore
East Lawrencetown
East Pennant
East Petpeswick
East Preston
East Quoddy
East Ship Harbour

Eastern Passage
Ecum Secum
Ecum Secum West
Elderbank
Elmsvale
Fall River
Fergusons Cove
Fletchers Lake
French Village
Gaetz Brook
Glen Haven
Glen Margaret
Glenmore
Goffs
Goodwood
Governor Lake
Grand Desert
Grand Lake
Greenwood
Hacketts Cove
Halibut Bay
Hammonds Plains
Harrietsfield
Harrigan Cove
Hartlin Settlement
Hatchet Lake
Head of Chezzetcook
Head of Jeddore
Head of St Margarets Bay
Herring Cove
Higginsville
Hubbards
Hubley
Indian Harbour
Ingramport
Jacket Lake
Ketch Harbour
Kinsac
Lake Charlotte
Lake Echo
Lake Egmont
Lake Loon
Lakeview
Lantz
Lawrencetown

Lewis Lake
Lindsay Lake
Liscomb Sanctuary
Little Harbour
Lochaber Mines
Long Lake
Lower East Chezzetcook
Lower Prospect
Lower Ship Harbour
Lower Three Fathom Harbour
Lucasville
Malay Falls
Marinette
McGraths Cove
McNabs Island
Meaghers Grant
Middle Musquodobit
Middle Porters Lake
Middle Sackville
Milford
Mill Lake
Mineville
Mitchell Bay
Montague Gold Mines
Moose River Gold Mines
Moosehead
Mooseland
Moser River
Murchyville
Murphy Cove
Mushaboom
Musquodobit Harbour
Myers Point
Necum Teuch
Newcomb Corner
North Preston
Oakfield
Oldham
Ostrea Lake
Otter Lake
Owls Head
Oyster Pond
Pace Settlement
Peggy's Cove
Peggy's Cove Preservation Area

Pleasant Harbour
Pleasant Point
Pleasant Valley
Popes Harbour
Port Dufferin
Porters Lake
Portuguese Cove
Prospect
Prospect Bay
Queensland
River Lake
Salmon River Bridge
Sambro
Sambro Creek
Sambro Head
Seabright
Seaforth
Shad Bay
Shearwater
Sheet Harbour
Sheet Harbour Passage
Ship Harbour
Smiths Settlement
Sober Island
South Section
South Uniacke
Southwest Cove
Spry Bay
Spry Harbour
Stillwater Lake
Tangier
Tantallon
Ten Mile Lake
Terence Bay
Third Lake
Three Fathoms [Fathom] Harbour
Timberlea
Trafalgar
Upper Hammonds Plains
Upper Lakeville
Upper Musquodobit
Upper Sackville
Upper Tantallon
Watt Section
Waverley

	Wellington
	West Chezzetcook
	West Dover
	West Jeddore
	West Loon Lake
	West Pennant
	West Petpeswick
	West Porters Lake
	West Quoddy
	Westphal
	Whites Lake
	Williamswood
	Windsor Junction
	Wyses Corner
Tier 3	Town of Clark's Harbour
	Town of Digby
	Town of Lockeport
	Town of Mulgrave
	Town of Shelburne

N.S. Reg. 159/2024 and 160/2024

Made: August 6, 2024

Filed: August 6, 2024

Prescribed Energy-Storage Projects Regulations—repeal;

Prescribed Generation Facilities and Energy-Storage Projects Regulations

Order in Council 2024-304 dated August 6, 2024

Repeal of regulations and regulations made by the Governor in Council
pursuant to Sections 4AA and 4D of the *Electricity Act*

The Governor in Council on the report and recommendation of the Minister of Natural Resources and Renewables dated July 22, 2024, and pursuant to Sections 4AA and 4D of Chapter 25 of the Acts of 2004, the *Electricity Act*, is pleased, effective on and after August 6, 2024, to

- (a) repeal the *Prescribed Energy-Storage Projects Regulations*, N.S. Reg. 250/2023, made by the Governor in Council by Order in Council 2023-365 dated December 21, 2023; **[N.S. Reg. 159/2024]** and
- (b) make new regulations respecting prescribed generation facilities and energy-storage projects, in the form set forth in Schedule “A” attached to and forming part of the report and recommendation.

N.S. Reg. 160/2024

Prescribed Generation Facilities and Energy-Storage Projects Regulations

Schedule “A”**Regulations Respecting Prescribed Generation Facilities and Energy-Storage Projects
made by the Governor in Council under subsections 4AA(8) and 4D(9)
of Chapter 25 of the Acts of 2004,
the *Electricity Act*****Interpretation****Citation**

1 These regulations may be cited as the *Prescribed Generation Facilities and Energy-Storage Projects Regulations*.

Definitions

2 In these regulations,

“Act” means the *Electricity Act*;

“energy rate” means the price per kilowatt hour for renewable low-impact electricity.

Prescribed Generation Facilities**Bear Lake Wind Power Project and EverWind Fuels Ltd.**

- 3 (1) The Bear Lake Wind Power Project, which is principally located in West Hants Regional Municipality, is prescribed as a generation facility under Section 4AA of the Act.
- (2) The Bear Lake Wind Power Project has a maximum nameplate capacity of 100 MW.
- (3) The Minister must ensure that the purchase agreement issued to the owner of the Bear Lake Wind Power Project under subsection 4AA(2) of the Act contains all of the following terms and conditions:
- (a) the term of the purchase agreement is 25 years;
 - (b) the energy rate must not exceed \$67.00/MWh during the term of the purchase agreement;
 - (c) Nova Scotia Power Incorporated must purchase all of the output of the Bear Lake Wind Power Project during the term of the purchase agreement;
 - (d) the Bear Lake Wind Power Project is not required to provide pre-commercial-operation performance security;
 - (e) if the associated sale agreement has been terminated or is not in effect, the Bear Lake Wind Power Project must provide post-commercial-operation performance security.
- (4) The sale agreement issued to EverWind Fuels Ltd. under subsection 4AA(2A) of the Act must contain all of the following terms and conditions:
- (a) the customer is EverWind Fuels Ltd., which is located at Point Tupper, Richmond County;

- (b) the sale agreement must come into effect no earlier than the date the Bear Lake Wind Power Project's purchase agreement comes into effect and must end on or before the date the purchase agreement is terminated or ends;
- (c) the customer must pay all of the following amounts:
 - (i) the energy rate in effect at the time for the output of the Bear Lake Wind Power Project generation facility,
 - (ii) an administration fee of \$4.00/MWh on the energy rate in effect at the time for the output of the Bear Lake Wind Power Project generation facility.
- (5) Nova Scotia Power Incorporated must use the proceeds of the administration fee charged under subclause (4)(c)(ii) to recover any costs associated with administering the purchase and sale agreements, and any remaining amounts must be applied to the fixed costs of the electricity system.
- (6) If the customer defaults in payments to Nova Scotia Power Incorporated under this agreement, Nova Scotia Power Incorporated may terminate the sale agreement in accordance with the terms of the sale agreement.
- (7) The customer must not transfer the sale agreement to another party without prior approval from the Minister.

Kmtnuk Wind Power Project and EverWind Fuels Ltd.

- 4 (1) The Kmtnuk Wind Power Project, which is located in Colchester County, is prescribed as a generation facility under Section 4AA of the Act.
- (2) The Kmtnuk Wind Power Project has a maximum nameplate capacity of 175 MW.
- (3) The Minister must ensure that the purchase agreement issued to the owner of the Kmtnuk Wind Power Project under subsection 4AA(2) of the Act contains all of the following terms and conditions:
- (a) the term of the purchase agreement is 25 years;
 - (b) the energy rate must not exceed \$65.00/MWh during the term of the purchase agreement;
 - (c) Nova Scotia Power Incorporated must purchase all of the output of the Kmtnuk Wind Power Project during the term of the purchase agreement;
 - (d) the Kmtnuk Wind Power Project is not required to provide pre-commercial-operation performance security;
 - (e) if the associated sale agreement has been terminated or is not in effect, the Kmtnuk Wind Power Project must provide post-commercial-operation performance security.
- (4) The sale agreement issued to EverWind Fuels Ltd. under subsection 4AA(2A) of the Act must contain all of the following terms and conditions:
- (a) the customer is EverWind Fuels Ltd., which is located at Point Tupper, Richmond County;
 - (b) the sale agreement must come into effect no earlier than the date the Kmtnuk Wind Power Project's purchase agreement comes into effect and must end on or before the date the

- purchase agreement is terminated or ends;
- (c) the customer must pay all of the following amounts:
- (i) the energy rate in effect at the time for the output of the Kmt nuk Wind Power Project generation facility,
 - (ii) an administration fee of \$4.00/MWh on the energy rate in effect at the time for the output of the Kmt nuk Wind Power Project generation facility.
- (5) Nova Scotia Power Incorporated must use the proceeds of the administration fee charged under subclause (4)(c)(ii) to recover any costs associated with administering the purchase and sale agreements, and any remaining amounts must be applied to the fixed costs of the electricity system.
- (6) If the customer defaults in payments to Nova Scotia Power Incorporated under this agreement, Nova Scotia Power Incorporated may terminate the sale agreement in accordance with the terms of the sale agreement.
- (7) The customer must not transfer the sale agreement to another party without prior approval from the Minister.

Windy Ridge Wind Power Project and EverWind Fuels Ltd.

- 5 (1) The Windy Ridge Wind Power Project, which is located in Colchester County, is prescribed as a generation facility under Section 4AA of the Act.
- (2) The Windy Ridge Wind Power Project has a maximum nameplate capacity of 450 MW.
- (3) The Minister must ensure that the purchase agreement issued to the owner of the Windy Ridge Wind Power Project under subsection 4AA(2) of the Act contains all of the following terms and conditions:
- (a) the term of the purchase agreement is 25 years;
 - (b) the energy rate must not exceed \$65.00/MWh during the term of the purchase agreement;
 - (c) Nova Scotia Power Incorporated must purchase all of the output of the Windy Ridge Wind Power Project during the term of the purchase agreement;
 - (d) the Windy Ridge Wind Power Project is not required to provide pre-commercial-operation performance security;
 - (e) if the associated sale agreement has been terminated or is not in effect, the Windy Ridge Wind Power Project must provide post-commercial-operation performance security.
- (4) The sale agreement issued to EverWind Fuels Ltd. under subsection 4AA(2A) of the Act must contain all of the following terms and conditions:
- (a) the customer is EverWind Fuels Ltd., which is located at Point Tupper, Richmond County;
 - (b) the sale agreement must come into effect no earlier than the date the Windy Ridge Wind Power Project's purchase agreement comes into effect and must end on or before the date the purchase agreement is terminated or ends;

- (c) the customer must pay all of the following amounts:
 - (i) the energy rate in effect at the time for the output of the Windy Ridge Wind Power Project generation facility,
 - (ii) an administration fee of \$4.00/MWh on the energy rate in effect at the time for the output of the Windy Ridge Wind Power Project generation facility.
- (5) Nova Scotia Power Incorporated must use the proceeds of the administration fee charged under subclause (4)(c)(ii) to recover any costs associated with administering the purchase and sale agreements, and any remaining amounts must be applied to the fixed costs of the electricity system.
- (6) If the customer defaults in payments to Nova Scotia Power Incorporated under this agreement, Nova Scotia Power Incorporated may terminate the sale agreement in accordance with the terms of the sale agreement.
- (7) The customer must not transfer the sale agreement to another party without prior approval from the Minister.

Upper Afton Wind Project and EverWind Fuels Ltd.

- 6 (1) The Upper Afton Wind Project, which is located in Guysborough County and Antigonish County, is prescribed as a generation facility under Section 4AA of the Act.
- (2) The Upper Afton Wind Project has a maximum nameplate capacity of 120 MW.
- (3) The Minister must ensure that the purchase agreement issued to the owner of the Upper Afton Wind Project under subsection 4AA(2) of the Act contains all of the following terms and conditions:
- (a) the term of the purchase agreement is 25 years;
 - (b) the energy rate must not exceed \$65.00/MWh during the term of the purchase agreement;
 - (c) Nova Scotia Power Incorporated must purchase all of the output of the Upper Afton Wind Project during the term of the purchase agreement;
 - (d) the Upper Afton Wind Project is not required to provide pre-commercial-operation performance security;
 - (e) if the associated sale agreement has been terminated or is not in effect, the Upper Afton Wind Project must provide post-commercial-operation performance security.
- (4) The sale agreement issued to EverWind Fuels Ltd. under subsection 4AA(2A) of the Act must contain all of the following terms and conditions:
- (a) the customer is EverWind Fuels Ltd., which is located at Point Tupper, Richmond County;
 - (b) the sale agreement must come into effect no earlier than the date the Upper Afton Wind Project's purchase agreement comes into effect and must end on or before the date the purchase agreement is terminated or ends;
 - (c) the customer must pay all of the following amounts:
 - (i) the energy rate in effect at the time for the output of the Upper Afton Wind Project

generation facility,

- (ii) an administration fee of \$4.00/MWh on the energy rate in effect at the time for the output of the Upper Afton Wind Project generation facility.
- (5) Nova Scotia Power Incorporated must use the proceeds of the administration fee charged under subclause (4)(c)(ii) to recover any costs associated with administering the purchase and sale agreements, and any remaining amounts must be applied to the fixed costs of the electricity system.
- (6) If the customer defaults in payments to Nova Scotia Power Incorporated under this agreement, Nova Scotia Power Incorporated may terminate the sale agreement in accordance with the terms of the sale agreement.
- (7) The customer must not transfer the sale agreement to another party without prior approval from the Minister.

Goose Harbour Lake Wind Farm Project and Port Hawkesbury Paper Limited Partnership

- 7 (1) The Goose Harbour Lake Wind Farm Project, which is located in Guysborough County, is prescribed as a generation facility under Section 4AA of the Act.
- (2) The Goose Harbour Lake Wind Farm Project has a maximum nameplate capacity of 168 MW.
 - (3) The Minister must ensure that the purchase agreement issued to the owner of the Goose Harbour Lake Wind Farm Project under subsection 4AA(2) of the Act contains all of the following terms and conditions:
 - (a) the term of the purchase agreement is 25 years;
 - (b) the energy rate must not exceed \$87.00/MWh during the term of the purchase agreement;
 - (c) the Minister may incorporate an escalation rate, not exceeding 1% per year, in the purchase agreement, but the total energy rate must not exceed the maximum amount specified in clause (b);
 - (d) Nova Scotia Power Incorporated must purchase all of the output of the Goose Harbour Lake Wind Farm Project during the term of the purchase agreement;
 - (e) the Goose Harbour Lake Wind Farm Project is not required to provide pre-commercial-operation performance security;
 - (f) if the associated sale agreement has been terminated or is not in effect, the Goose Harbour Lake Wind Farm Project must provide post-commercial-operation performance security.
 - (4) The sale agreement issued to Port Hawkesbury Paper Limited Partnership under subsection 4AA(2A) of the Act must contain all of the following terms and conditions:
 - (a) the customer is Port Hawkesbury Paper Limited Partnership, which is located at Point Tupper, Richmond County;
 - (b) the sale agreement must come into effect no earlier than the date the Goose Harbour Lake Wind Farm Project's purchase agreement comes into effect and must end on or before the date the purchase agreement is terminated or ends;

- (c) the customer must pay all of the following amounts:
 - (i) the energy rate in effect at the time for the output of the Goose Harbour Lake Wind Farm Project generation facility,
 - (ii) an administration fee of \$4.00/MWh on the energy rate in effect at the time for the output of the Goose Harbour Lake Wind Farm Project generation facility;
 - (d) the administration fee must be reduced to \$2.00/MWh for each year that the energy demand of Port Hawkesbury Paper Limited Partnership is 625 000 MWh or greater.
- (5) Nova Scotia Power Incorporated must use the proceeds of the administration fee charged under subclause (4)(c)(ii) to recover any costs associated with administering the purchase and sale agreements, and any remaining amounts must be applied to the fixed costs of the electricity system.
- (6) The customer is entitled to receive an equivalent volume of energy as was generated by the Goose Harbour Lake Wind Farm Project and energy that was curtailed and for which compensation was payable to the Goose Harbour Lake Wind Farm Project.
- (7) If the customer defaults in payments to Nova Scotia Power Incorporated under this agreement, Nova Scotia Power Incorporated may terminate the sale agreement in accordance with the terms of the sale agreement.
- (8) The customer must not transfer the sale agreement to another party without prior approval from the Minister.

Prescribed Energy-Storage Projects

Nova Scotia Power Incorporated lithium-ion battery storage project

- 8 (1) The Nova Scotia Power Incorporated lithium-ion battery storage project is prescribed as an energy-storage project under Section 4D of the Act.
- (2) Nova Scotia Power Incorporated must install three 50 MW 4-hour duration lithium-ion grid-scale batteries with an electricity storage energy rating of 200 MWh each.
- (3) Each 50 MW battery must be housed in a separate facility.
- (4) Nova Scotia Power Incorporated must install a facility adjacent to the substation in all of the following locations:
 - (a) Bridgewater, Lunenburg County;
 - (b) Canaan Road substation on White Rock Road, Kings County;
 - (c) Spider Lake, Halifax County.
- (5) Nova Scotia Power Incorporated must prepare and file with the Board and the Minister an annual report for each year up to and including the year 2030, on the use of each battery project, including details about the services provided.

N.S. Reg. 161/2024

Made: August 8, 2024

Filed: August 8, 2024

Involuntary Psychiatric Treatment Regulations—amendment

Order in Council 2024-309 dated August 8, 2024

Amendment to regulations made by the Governor in Council
pursuant to Section 83 of the *Involuntary Psychiatric Treatment Act*

The Governor in Council on the report and recommendation of the Minister of Addictions and Mental Health dated July 25, 2024, and pursuant to Section 83 of Chapter 42 of the Acts of 2005, the *Involuntary Psychiatric Treatment Act*, is pleased to amend the *Involuntary Psychiatric Treatment Regulations*, N.S. Reg. 235/2007, made by the Governor in Council by Order 2007-239 dated April 24, 2007, as amended by N.S. Reg. 116/2024 effective August 13, 2024, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after August 13, 2024.

Schedule “A”**Amendment to the *Involuntary Psychiatric Treatment Regulations*
made by the Governor in Council under Section 83
of Chapter 42 of the Acts of 2005,
the *Involuntary Psychiatric Treatment Act***

The *Involuntary Psychiatric Treatment Regulations*, N.S. Reg. 235/2007, made by the Governor in Council by Order in Council 2007-239 dated April 24, 2007, are amended under the heading “Instructions for Form 7: Certificate of Leave” by striking out “The end date specified on the certificate of leave must be a date that occurs before the expiration date on Form 4 or Form 5, as the patient is still considered an involuntary inpatient.” and substituting the following:

- In accordance with subsection 43(1) of the Act, a certificate of leave may be issued for up to 180 days, but, if the expiration date on Form 4 or Form 5 is a date that occurs before the end date specified on the certificate of leave and Form 5 is not renewed, the patient is no longer considered an involuntary patient and no longer obligated to comply with the conditions of the certificate of leave.
- If the conditions of the certificate of leave are to remain mandatory until the end date specified on the certificate of leave, a new Form 5 must be issued before the patient’s involuntary status expires.

N.S. Reg. 162/2024

Made: August 8, 2024

Filed: August 8, 2024

Prescribed Petroleum Products Prices

Order dated August 8, 2024

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*

[Please note: *Prescribed Petroleum Products Prices* filed with the Office of the Registrar of Regulations on and after January 23, 2023, will no longer be published in the *Royal Gazette Part II*. Publication of the *Prescribed*

Petroleum Products Prices has been dispensed with by order of the Attorney General dated January 23, 2023, and published on page 63 of the February 10, 2023, issue of the *Royal Gazette Part II*. Current and historical *Prescribed Petroleum Products Prices* are available for inspection in person at the Office of the Registrar of Regulations and can be viewed on the Nova Scotia Utility and Review Board's website at the following address: <https://nsuarb.novascotia.ca/mandates/gasoline-diesel-pricing>.]

N.S. Reg. 163/2024

Made: August 13, 2024

Filed: August 13, 2024

Classification of Drivers' Licenses Regulations—amendment

Order in Council 2024-316 dated August 13, 2024

Amendment to regulations made by the Governor in Council
pursuant to Section 66 of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Public Works dated July 9, 2024, and pursuant to Section 66 of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to amend the regulations respecting classification of drivers' licenses, N.S. Reg. 174/1982, made by the Governor in Council by Order in Council 82-956 dated August 3, 1982, to amend the requirements for Class 5 licences, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after August 13, 2024.

Schedule "A"**Amendment to the Regulations Respecting Classification of Drivers' Licenses
made by the Governor in Council under subsection 66(1)
of Chapter 293 of the Revised Statutes of Nova Scotia, 1989,
the *Motor Vehicle Act***

Section 1 of the regulations respecting classification of drivers' licenses, N.S. Reg. 174/1982, made by the Governor in Council by Order in Council 82-956 dated August 3, 1982, is amended under the heading "Class 5" by

- (a) striking out the period at the end of clause (c) and substituting a semicolon; and
- (b) adding the following clause immediately after clause (c):
 - (d) any motor vehicle known or described as a tractor, grader, loader, shovel, roller, scraper or any other self-propelled road-building machine used for grading or paving of highways or other construction work, but excluding a construction vehicle with more than two axles other than a grader or three-axle compactor.

N.S. Reg. 164/2024

Made: August 13, 2024

Filed: August 13, 2024

Proclamation of Act, S. 123, S.N.S. 2023, c. 10

Order in Council 2024-320 dated August 13, 2024

Proclamation made by the Governor in Council

pursuant to Section 123 of the

Conseil scolaire acadien provincial Act

The Governor in Council on the report and recommendation of the Minister of Education and Early Childhood Development dated July 29, 2024, pursuant to Section 123 of Chapter 10 of the Acts of 2023, the *Conseil scolaire acadien provincial Act*, is pleased to order and declare by proclamation that Chapter 10 of the Acts of 2023, the *Conseil scolaire acadien provincial Act*, do come into force on and not before August 15, 2024.

L.S.

Canada
Province of Nova Scotia

Charles the Third, by the Grace of God King of Canada and His Other Realms and Territories, Head of the Commonwealth.

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 123 of Chapter 10 of the Acts of 2023, the *Conseil scolaire acadien provincial Act*, it is enacted as follows:

123 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 10 of the Acts of 2023, the *Conseil scolaire acadien provincial Act*, do come into force on and not before August 15, 2024;

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 10 of the Acts of 2023, the *Conseil scolaire acadien provincial Act*, do come into force on and not before August 15, 2024, 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 the Honourable Michael J. Wood, Administrator of the Government of the Province of Nova Scotia.

Given at Our Law Courts in the Halifax Regional Municipality, this 13th day of August in the year of Our Lord two thousand and twenty-four and in the Second year of Our Reign.

By Command:

PROVINCIAL SECRETARY
ATTORNEY GENERAL AND MINISTER OF JUSTICE

N.S. Reg. 165/2024 to 172/2024

Made: August 13, 2024

Filed: August 13, 2024

Governor in Council Education (CSAP) Act Regulations–repeal;
Various designations under the Education (CSAP) Act–repeal;
Governor in Council CSAP Act Regulations;
Governor in Council Education Act Regulations–amendment

Order in Council 2024-321 dated August 13, 2024

Repeal of regulations, regulations and amendment to regulations made by the Governor in Council pursuant to subsection 66(1) of the *Conseil scolaire acadien provincial Act*, Section 98 of the *Education Act*, and subsection 14(1), clause 14(5)(a) and Section 146 of the *Education (CSAP) Act*

The Governor in Council on the report and recommendation of the Minister of Education and Early Childhood Development dated July 29, 2024, is pleased, effective on and after August 15, 2024,

- (a) pursuant to Section 146 of Chapter 1 of the Acts of 1995-96, the *Education (CSAP) Act*, to repeal the *Governor in Council Education (CSAP) Act Regulations*, N.S. Reg. 74/1997, made by the Governor in Council by Order in Council 97-405 dated June 24, 1997; **[N.S. Reg. 165/2024]**
- (b) pursuant to clause 14(5)(a) of Chapter 1 of the Acts of 1995-96, the *Education (CSAP) Act*, to repeal
 - (i) the designation of persons as employees of the Conseil scolaire acadien provincial, N.S. Reg. 43/2005, made by the Governor in Council by Order in Council 96-585 dated July 31, 1996, **[N.S. Reg. 166/2024]** and
 - (ii) the designation of persons as employees of the Conseil scolaire acadien provincial, N.S. Reg. 44/2005, made by the Governor in Council by Order in Council 97-306 dated May 27, 1997; **[N.S. Reg. 167/2024]**
- (c) pursuant to subsection 14(1) of Chapter 1 of the Acts of 1995-96, the *Education (CSAP) Act*, to repeal
 - (i) the designation of educational facilities to provide a French-first-language instruction program, N.S. Reg. 42/2005, made by the Governor in Council by Order in Council 96-585 dated July 31, 1996, **[N.S. Reg. 168/2024]**
 - (ii) the designation of the P-12 school at Isle Madame as an educational facility to provide a French-first-language instruction program, N.S. Reg. 45/2005, made by the Governor in Council by Order in Council 2000-422 dated August 24, 2000, **[N.S. Reg. 169/2024]** and
 - (iii) the designation of the academic centre on Aberdeen Street, Truro, Colchester County as a French-first-language instructional facility, N.S. Reg. 46/2005, made by the Governor in Council by Order in Council 2000-436 dated August 30, 2000; **[N.S. Reg. 170/2024]**
- (d) pursuant to subsection 66(1) of Chapter 10 of the Acts of 2023, the *Conseil scolaire acadien provincial Act*, [to] make new Governor in Council regulations respecting the *Conseil scolaire acadien provincial Act*, in the form set forth in Schedule “A”, attached to and forming part of the report and recommendation; and
- (e) pursuant to Section 98 of Schedule A to Chapter 1 of the Acts of 2018, the *Education Act*, to amend the *Governor in Council Education Act Regulations*, N.S. Reg. 50/2018, made by the Governor in Council by Order in Council 2018-104 dated March 29, 2018, in the manner set forth in Schedule “B”, attached to and forming part of the report and recommendation.

N.S. Reg. 171/2024

Governor in Council CSAP Act Regulations

Schedule “A”

**Governor in Council Regulations Respecting the *Conseil scolaire acadien provincial Act*
made by the Governor in Council under Section 66
of Chapter 10 of the Acts of 2023,
the *Conseil scolaire acadien provincial Act***

Citation

1 These regulations may be cited as the *Governor in Council CSAP Act Regulations*.

Definitions

2 In these regulations,

“Act” means the *Conseil scolaire acadien provincial Act*;

“authorized person” means a person authorized to receive a French-first-language education under Section 3.

Authorized person

3 In addition to a child of an entitled parent, all of the following are authorized to receive a French-first-language education:

- (a) a child
 - (i) whose grandparent speaks French or spoke French during their lifetime,
 - (ii) who speaks, reads and writes in French at their grade level, and
 - (iii) who has a parent who is all of the following:
 - (A) a Canadian citizen,
 - (B) committed to actively promoting the French language in their child throughout their schooling;
- (b) a child who
 - (i) has a parent who is not a Canadian citizen, and
 - (ii) meets all of the following criteria:
 - (A) speaks, reads and writes in French at their grade level,
 - (B) lives in a home where French is spoken;
- (c) a student who participates in an international exchange program and who speaks, reads and writes in French at their grade level;
- (d) a child of a biological parent who is not an entitled person, but who lives with a Canadian

citizen who is an entitled person.

Registration in French-first-language education program

- 4 (1) An entitled parent or a parent of an authorized person wishing to register a child in a French-first-language education program must file with the Conseil a declaration in the form set out in Schedule "A".
- (2) The Conseil may request from a child's parent further information about any child that a parent wishes to register in a French-first-language education program and the Conseil must, subject to subsection (3), use that information to determine if the child's parent is an entitled parent or the child is an authorized person.
- (3) The Minister may review any declaration filed with the Conseil under subsection (1) and any additional information provided by the parent under subsection (2) and make a final determination as to whether the child's parent is an entitled parent or the child is an authorized person, and the Minister's determination overrides any determination made by the Conseil under subsection (2).
- (4) A child may only be registered in a French-first-language education program if a declaration has been filed with the Conseil under subsection (1) and the child's parent has been found to be an entitled parent or the child has been found to be an authorized person.

French-first-language classes, facilities and programs

- 5 (1) If the Conseil is making preliminary plans to start a new class consisting of children of entitled parents who are not registered in a French-first-language education program,
- (a) it may conduct a pre-registration of children of entitled parents in order to determine the demand for French-first-language education program instruction; and
- (b) it must consider all of the following when developing the French-first-language education program:
- (i) the proximity of its existing classes or facilities to the children of entitled parents who would be assembled as a new class,
- (ii) the expected number of children of entitled parents who would register in the program,
- (iii) any other pertinent factors.
- (2) Before establishing new French-first-language classes of children of entitled parents who are not registered in a French-first-language education program, the Conseil must do all of the following:
- (a) have a discussion with the education entity in the area where the class is proposed to be established about the desire to establish a class in the area;
- (b) obtain the Minister's approval of all of the following:
- (i) the projected number of children of entitled parents in the class;
- (ii) the assembly of the children described in subclause (i) as a class.
- (3) For the purpose of determining whether a sufficient number of children of entitled parents can be assembled to make up a class, the Minister may examine whether the children of entitled parents are sufficiently concentrated both geographically and by grade level, taking into account the following

factors:

- (a) the proximity of existing classes and facilities to the area;
 - (b) the number of children of entitled parents in the area;
 - (c) the potential for future admissions;
 - (d) the distances over which the children of entitled parents must be transported;
 - (e) the ages of the children of entitled parents.
- (4) Course and program implementation plans adopted by the Conseil must first be approved by the Minister.

Transportation of students

- 6 (1) Under clause 12(n) of the Act, the Conseil must provide for the transportation of students within its jurisdiction by either providing the service itself or arranging for a person to provide the service if 1 of the following applies and the Conseil determines that transportation of the students is necessary:
- (a) 1 or more students reside more than 3.6 km from the school to which they are to be transported;
 - (b) 1 or more students require transportation because of special needs regardless of where they reside in relation to the school.
- (2) The Conseil must, on or before April 15 of the year it first provides a French-first-language education program, prepare a written plan for approval by the Minister describing the means by which it proposes to meet its obligations under the Act for the transportation of students.

Payment for student boarding

- 7 Under clause 12(o) of the Act, the Conseil must pay for the boarding of a student attending a school providing a French-first-language education program if all of the following criteria are met:
- (a) the school is a public school;
 - (b) the Conseil has approved the student's enrollment at the school;
 - (c) the Conseil considers it impracticable to convey the student to the school that the student would normally attend or in which the student is enrolled;
 - (d) the Conseil considers the boarding costs to be reasonable.

Remuneration and expenses

- 8 (1) The Conseil may pay an annual stipend to a member of the Conseil for occupying 1 of the following roles that is no greater than the corresponding rate set out in the following table:

Role	Maximum Annual Stipend
Member	\$14 400
Vice-chair	\$16 400
Chair	\$22 000

- (2) On or before July 31 in the year of the election of members mandated under Section 26 of the Act, the Minister must engage a person to complete an independent review of the maximum annual stipend set out in subsection (1).
- (3) Following the independent review described in subsection (2), the person who completed the independent review must make a recommendation to the Minister about the amount of the maximum annual stipend that takes into account all of the following:
 - (a) similar remuneration rates for similar types of board members across the Province or country;
 - (b) the workload of the members;
 - (c) member accountability;
 - (d) attraction and retention of members.
- (4) After the completion of the independent review described in subsection (2) and receiving the recommendation described in subsection (3), the Minister may accept, reject or modify the maximum annual stipend set out in subsection (1) in accordance with the recommendation made to the Minister under subsection (3).
- (5) If the Minister modifies the maximum annual stipend by increasing it, the new maximum annual stipend replaces the amounts set out in subsection (1) as of the effective date determined by the Minister and the Conseil may adjust the annual stipend paid on or after the effective date to an amount that is no more than the amount of the new maximum annual stipend.
- (6) The Conseil may reimburse members for expenses incurred while performing the required duties of a member at the maximum rates set out in policy for provincial employees.

Composition and meetings of Conseil audit committee

- 9 (1) In this Section and Sections 10 and 11, “audit committee” means an audit committee established under Section 60 of the Act by the Conseil.
- (2) An audit committee must be composed of at least 3 members and those members must meet all of the following criteria:
 - (a) they must not be employed by the Conseil or have been employed by the Conseil within 1 year of their appointment to the audit committee;
 - (b) they must be members of the Conseil.
 - (3) Despite subsection (2), an audit committee may include 1 member who is not a member of the Conseil if the Conseil determines that it is desirable to supplement the financial expertise of the other audit committee members with the financial expertise of the non-member.
 - (4) An audit committee must meet as often as required to carry out its duties and at least 2 times in each fiscal year of the Conseil.

Terms of reference of audit committee

10 An audit committee must assist the Conseil in monitoring and maintaining the internal controls of the Conseil’s operations by doing all of the following:

- (a) reviewing the annual report and any other report, findings or recommendations of the auditor

- or any other person conducting a review of the financial management and internal controls of the Conseil;
- (b) reviewing the management response to the annual report and any other report, findings or recommendations described in clause (a);
 - (c) monitoring corrective and other actions taken by the Conseil in response to the annual report and any other report, findings or recommendations described in clause (a);
 - (d) reviewing any other matters as directed by the Conseil or that the audit committee believes require review;
 - (e) making a report to the Conseil when the audit committee considers appropriate and at least once each fiscal year that includes the findings and recommendations of the audit committee.

Information gathering by and procedures of audit committee

- 11 (1)** An audit committee must have free access at all times to the reports, records, documents, books, accounts and vouchers of the Conseil and is entitled to receive from officers and employees of the Conseil any information and explanations that the audit committee considers necessary for the performance of the audit committee's duties, and the officials and employees of the Conseil must promptly provide the required access, information or explanations.
- (2)** For the purpose of subsection (1), the Chief Financial Officer of the Conseil must coordinate the provision of reports, records, documents, books, accounts and vouchers to an audit committee.
- (3)** An audit committee may, if the audit committee considers appropriate, meet with the auditor conducting the annual audit or any other person conducting a review of the financial management and internal controls of the Conseil without staff of the Conseil being present.
- (4)** An audit committee must, if the auditor conducting the annual audit or any other person conducting a review of the financial management and internal controls of the Conseil requests, meet with the auditor or other person without staff of the Conseil being present.

Definition of "commercial activity"

- 12** For the purpose of Section 45 of the Act, "commercial activity" of the Conseil includes entering into an agreement with a person to permit the person, for a fee, to place advertising posters in a school administered by the Conseil.

Schedule "A"

Declaration of an entitled parent or a parent of an authorized person wishing to register a child in a French-first-language education program provided by the Conseil scolaire acadien provincial

Child

Name:	Date of Birth:
Present School:	Present Grade:
Address:	
Requested School:	Requested Grade:

Parent(s)/Guardian(s)

Name:	
Address:	
Telephone:	Work
	Home

Name:

Address:

Telephone: Work
 Home

Please provide the following information. This information will be used to determine whether you are an entitled parent under the *Conseil scolaire acadien provincial Act*.

PLEASE MARK THE STATEMENT THAT APPLIES TO YOU:

- | | |
|--|----------|
| I am a citizen of Canada
and | YES / NO |
| (a) my first language learned and still understood is French | YES / NO |
| (b) I received my primary school instruction in Canada in a French-first-language education program | YES / NO |
| (c) one of my children has received or is receiving primary or secondary school instruction in Canada in a French-first-language education program | YES / NO |

*Note: You only qualify as an entitled parent if you are a Canadian citizen **and** you answer “yes” to at least one of a, b or c.*

PLEASE PROVIDE THE FOLLOWING INFORMATION IF ONE OF THE PARENTS MEETS CRITERIA (b) OR (c):

Name of school attended:

Address:

Date of attendance:

Please provide the following information. This information will be used to determine whether the child is an authorized person under the *Conseil scolaire acadien provincial Act*.

FOR AUTHORIZED PERSON CATEGORY 1 OR 2

- | | |
|---|----------|
| I am a citizen of Canada
and, if yes, | YES / NO |
| (a) my child has a grandparent who speaks French or spoke French during their lifetime and | YES / NO |
| (b) my child speaks, reads and writes in French at their grade level and | YES / NO |
| (c) I am committed to actively promoting the French language in my child throughout their schooling | YES / NO |
| and, if no, | |
| (a) my child speaks, reads and writes in French at their grade level | YES / NO |
-

and

(b) my child lives in a home where French is spoken YES / NO

AUTHORIZED PERSON CATEGORY 3

I am a student who participates in an international exchange program and I speak, read and write in French at my grade level YES / NO

OR

My child is a student who participates in an international exchange program and my child speaks, reads and writes in French at their grade level YES / NO

AUTHORIZED PERSON CATEGORY 4

The child lives with me and I am a Canadian citizen YES / NO

and

(a) my first language learned and still understood is French YES / NO

(b) I received my primary school instruction in Canada in a French-first-language education program YES / NO

*Note: You only qualify as an entitled person if you are a Canadian citizen **and** you answer “yes” to at least one of a or b.*

PLEASE PROVIDE THE FOLLOWING INFORMATION IF YOU MEET CRITERION (b):

Name of school attended:

Address:

Date of attendance:

I request that the Conseil scolaire acadien provincial provide the above-named child with instruction in a French-first-language education program. I declare that the information I have provided on this form is true and exact and I am prepared to provide any information the Conseil scolaire acadien provincial requests to establish that my child is entitled to attend a French-first-language education program provided by the Conseil scolaire acadien provincial.

Signature:

Name (in printed letters):

Date:

(This form is available in French and English)

N.S. Reg. 172/2024

Governor in Council Education Act Regulations—amendment

Schedule “B”

**Amendment to the Governor in Council Education Act Regulations
made by the Governor in Council under Section 98
Schedule A to Chapter 1 of the Acts of 2018,
the Education Act**

- 1 The *Governor in Council Education Act Regulations*, N.S. Reg. 50/2018, made by the Governor in Council by Order in Council 2018-104 dated March 29, 2018, are amended by striking out “Regional Centres” in the centred heading immediately after Section 6 and substituting “Education Entities”.
- 2
 - (1) Subsection 7(2) of the regulations is amended by striking out “a regional centre” and substituting “an education entity”.
 - (2) Clause 7(2)(a) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
 - (3) Clause 7(2)(c) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
 - (4) Clause 7(2)(d) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
 - (5) Subsection 7(4) of the regulations is amended by
 - (a) adding “or superintendent” immediately after “regional executive director”; and
 - (b) striking out “regional centre” and substituting “education entity”.
 - (6) Subsection 7(6) of the regulations is amended by
 - (a) adding “or superintendent” immediately after “regional executive director”; and
 - (b) striking out “regional centre” and substituting “education entity”.
- 3
 - (1) The definition of “international student program” in subsection 8(1) of the regulations is amended by striking out “a regional centre” and substituting “an education entity”.
 - (2) Subsection 8(2) of the regulations is amended by striking out “a regional centre” and substituting “an education entity”.
 - (3) Subsection 8(4) of the regulations is amended by striking out “A regional executive director” and substituting “The education entity”.
 - (4) Subsection 8(5) of the regulations is amended by
 - (a) striking out “a regional centre” and substituting “an education entity”; and
 - (b) striking out “regional centre” and substituting “education entity”.

- (5) Subsection 8(6) of the regulations is amended by striking out “A regional centre” and substituting “An education entity”.
- 4 Section 11 of the regulations is amended by striking out “A regional centre” wherever it appears and substituting “An education entity”.
- 5 Section 12 of the regulations is amended by striking out “A regional centre” and substituting “An education entity”.
- 6 (1) Subsection 13(1) of the regulations is amended by striking out “A regional centre” and substituting “An education entity”.
- (2) Subsection 13(2) of the regulations is amended by striking out “regional executive director” and substituting “education entity”.
- (3) Clause 13(2)(b) of the regulations is amended by striking out “regional centre’s” and substituting “education entity’s”.
- 7 The definition of “DTIR” in Section 14 of the regulations is repealed and the following definition substituted:
- “DPW” means the Department of Public Works;
- 8 (1) Subclause 14A(1)(a)(i) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- (2) Subsection 14A(2) of the regulations is amended by striking out “A regional centre” and substituting “An education entity”.
- 9 (1) Subsection 14B(1) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- (2) Clause 14B(2)(a) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- (3) Clause 14B(3)(b) [of the regulations] is amended by striking [out] “regional centre” and substituting “education entity”.
- (4) Section 14B of the regulations is further amended by striking out “Her Majesty in Right of the Province” wherever it appears and substituting “His Majesty in Right of the Province”.
- 10 Section 14C of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- 11 Subsection 14D(1) of the regulations is amended by adding “or the Conseil” immediately after “regional executive director”.
- 12 (1) Subsection 15(2) of the regulations is amended by striking out “a regional centre” and substituting “an education entity”.
- (2) Subclause 15(2)(a)(i) of the regulations is amended by adding “or the Conseil” immediately after “the regional centre”.

- (3) Clause 15(2)(b) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- (4) Clause 15(2)(c) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- 13 Subclause 21(1)(c)(ii) of the regulations is by striking out “Her Majesty the Queen” and substituting “His Majesty the King”.
- 14 Clause 22(1)(b) of the regulations is amended by striking out “Director of Regional Education Services” and substituting “regional education director of the regional centre or the superintendent of the Conseil or designate”.
- 15 Clause 27(1)(d) of the regulations is amended by striking out “Her Majesty” wherever it appears and substituting “His Majesty”.
- 16 The definition of “funded student’s education entity” in Section 43 of the regulations is repealed.
- 17 Clause 69(3)(b) [of the regulations] is amended by striking out “a regional executive director of”.
- 18 (1) The heading immediately before Section 70 of the regulations is amended by striking out “regional centres” and substituting “education entities”.
- (2) Subsection 70(1) [of the regulations] is amended by striking out “regional centre” and substituting “education entity”.
- (3) Subsection 70(2) [of the regulations] is amended by striking out “a regional centre” and substituting “an education entity”.
- 19 Schedule A: Learning Centre Licence Agreement to the regulations is amended by
 - (a) striking out “Minister of Education, hereinafter called “the Licensor”” and substituting “Minister of Education and Early Childhood Development, hereinafter called “the Licensor””;
 - (b) striking out “Minister of Education, a copy of which” and substituting “Minister of Education and Early Childhood Development, a copy of which”; and
 - (c) striking out “Her Majesty the Queen” wherever it appears and substituting “His Majesty the King”.
- 20 (1) Schedule B: Salary Pay Plans to the regulations is amended in the table beginning with “Effective July 31, 2024” by
 - (a) adding “/Superintendent” immediately after “Regional Executive Director” in the row beginning with “Band 18”;
 - (b) adding “/Superintendent” immediately after “Regional Executive Director” in the row beginning with “Band 19”; and
 - (c) adding “/Superintendent” immediately after “Regional Executive Director” in the row beginning with “Band 20”.
- (2) Schedule B: Salary Pay Plans to the regulations is amended in the table beginning with “Effective August 1, 2024” by

- (a) adding “/Superintendent” immediately after “Regional Executive Director” in the row beginning with “Band 18”;
 - (b) adding “/Superintendent” immediately after “Regional Executive Director” in the row beginning with “Band 19”; and
 - (c) adding “/Superintendent” immediately after “Regional Executive Director” in the row beginning with “Band 20”.
- (3) Schedule B: Salary Pay Plans to the regulations is amended in the table beginning with “Effective August 1, 2025” by
- (a) adding “/Superintendent” immediately after “Regional Executive Director” in the row beginning with “Band 18”;
 - (b) adding “/Superintendent” immediately after “Regional Executive Director” in the row beginning with “Band 19”; and
 - (c) adding “/Superintendent” immediately after “Regional Executive Director” in the row beginning with “Band 20”.

21 The regulations are further amended by

- (a) striking out “DTIR” wherever it appears and substituting “DPW”; and
- (b) striking out “DTIR’s” wherever it appears and substituting “DPW’s”.

N.S. Reg. 173/2024

Made: July 29, 2024

Filed: August 13, 2024

Ministerial Education (CSAP) Act Regulations—repeal

Order dated July 29, 2024

Repeal of regulations made by the Minister of Education and Early Childhood Development pursuant to Section 145 of the *Education (CSAP) Act*

**In the matter of Section 145 of Chapter 1 of the Acts of 1995-96,
the *Education (CSAP) Act***

-and-

**In the matter of the repeal of the *Ministerial Education (CSAP) Act Regulations*
made by the Minister of Education and Early Childhood Development**

Order

I, Becky Druhan, Minister of Education and Early Childhood Development for the Province of Nova Scotia, pursuant to Section 145 of Chapter 1 of the Acts of 1995-96, the *Education (CSAP) Act*, hereby repeal the *Ministerial Education (CSAP) Act Regulations*, N.S. Reg. 80/1997, made by the Minister of Education and Culture by order dated June 24, 1997, effective on and after the date that Chapter 10 of the Acts of 2023, the

Conseil scolaire acadien provincial Act, is proclaimed in force.

Dated and made July 29, 2024, at Halifax Regional Municipality, Province of Nova Scotia.

sgd. *Becky Druhan*
Honourable Becky Druhan
Minister of Education and Early Childhood Development

N.S. Reg. 174/2024

Made: July 29, 2024

Filed: August 13, 2024

Ministerial Education Act Regulations—amendment

Order dated July 29, 2024

Amendment to regulations made by the Minister of Education and Early Childhood Development pursuant to Section 97 of the *Education Act*

**In the matter of Section 97 of Schedule A
to Chapter 1 of the Acts of 2018, the *Education Act***

-and-

**In the matter of an amendment to the *Ministerial Education Act Regulations*
made by the Minister of Education and Early Childhood Development**

Order

I, Becky Druhan, Minister of Education and Early Childhood Development for the Province of Nova Scotia, pursuant to Section 97 of Schedule A to Chapter 1 of the Acts of 2018, the *Education Act*, hereby amend the *Ministerial Education Act Regulations*, N.S. Reg. 59/2018, made by the Minister of Education and Early Childhood Development by Order dated March 29, 2018, to make changes to align with the *Conseil scolaire acadien provincial Act*, in the manner set forth in the attached Schedule “A,” effective on and after the date that Chapter 10 of the Acts of 2023, the *Conseil scolaire acadien provincial Act*, is proclaimed in force.

Dated and made July 29, 2024, at Halifax Regional Municipality, Province of Nova Scotia.

sgd. *Becky Druhan*
Honourable Becky Druhan
Minister of Education and Early Childhood Development

Schedule “A”

**Amendment to the *Ministerial Education Act Regulations*
made by the Minister of Education and Early Childhood Development
under Section 97 of Schedule A to Chapter 1 of the Acts of 2018,
the *Education Act***

1 Section 2 of the *Ministerial Education Act Regulations*, N.S. Reg. 59/2018, made by the Minister of Education and Early Childhood Development by Order dated March 29, 2018, is amended by

- (a) in the definition of “student with special needs”
 - (i) striking out “a regional centre” wherever it appears and substituting “an education entity”, and
 - (ii) striking out the period at the end of the definition and substituting a semicolon; and
 - (b) adding the following definition immediately after the definition of “student with special needs”:
“superintendent” means the superintendent of the Conseil scolaire acadien provincial.
- 2 Subclause 3(i)(ii) of the regulations is amended by striking out “3” and substituting “4”.
- 3 Subsection 15(2) of the regulations is amended by striking out “a regional centre” and substituting “an education entity”.
- 4 Subsection 16(1) of the regulations is amended by striking out “A regional centre” and substituting “An education entity”.
- 5 Section 17 of the regulations is amended by striking out “A regional centre” and substituting “An education entity”.
- 6 Subsection 18(1) of the regulations is amended by
- (a) striking out “a regional centre” and substituting “an education entity”; and
 - (b) striking out “regional centre” and substituting “education entity”.
- 7 Subsection 19(1) of the regulations is amended by adding “or superintendent” immediately after “regional executive director”.
- 8 Section 20 of the regulations is amended by striking out “A regional centre” and substituting “An education entity”.
- 9 (1) Subsection 21(1) of the regulations is amended by striking out “A regional centre” and substituting “An education entity”.
- (2) Clause 21(1)(a) of the regulations is amended by adding “or superintendent” immediately after “regional executive director”.
 - (3) Clause 21(1)(d) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
 - (4) Subsection 21(3) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- 10 Section 22 of the regulations is amended by
- (a) striking out “A regional centre” and substituting “An education entity”; and
 - (b) striking out “regional centre” and substituting “education entity”.
- 11 (1) The heading immediately before Section 23 of the regulations is amended by striking out “regional centres” and substituting “education entities”.

- (2) Subsection 23(1) of the regulations is amended by striking out “a regional centre” and substituting “an education entity”.
 - (3) Subsection 23(2) of the regulations is amended by striking out “a regional centre” and substituting “an education entity”.
 - (4) Clause 23(2)(a) [of the regulations] is amended by striking out “regional centre” and substituting “education entity”.
- 12 Subsection 24(1) of the regulations is amended by striking out “A regional centre” and substituting “An education entity”.
- 13 (1) Subsection 48(1) of the regulations is amended by
- (a) striking out “a regional centre” and substituting “an education entity”;
 - (b) striking out “regional centre’s” and substituting “education entity’s”; and
 - (b) striking out “regional centre” and substituting “education entity”.
- (2) Clause 48(2)(a) of the regulations is amended by striking out “a regional centre” and substituting “an education entity”.
 - (3) Clause 48(2)(c) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
 - (4) Subsection 48(3) of the regulations is amended by striking out “regional centre’s” and substituting “education entity’s”.
- 14 Clause 49(2)(a) of the regulations is amended by
- (a) adding “or superintendent” immediately after “regional executive director” wherever it appears; and
 - (b) striking out “regional centre” wherever it appears and substituting “education entity”.
- 15 (1) Subclause 53(1)(a)(i) of the regulations is amended by striking out “regional centre’s” and substituting “education entity’s”.
- (2) Subclause 53(1)(a)(ii) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
 - (3) Subclause 53(1)(c)(i) of the regulations is amended by
 - (a) striking out “regional centre’s” and substituting “education entity’s”; and
 - (b) striking out “regional centre” and substituting “education entity”.
 - (4) Subclause 53(1)(c)(ii) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
 - (5) Subsection 53(2) of the regulations is amended by striking out “regional centre” and substituting “education entity”.

- 16 The centred heading immediately after Section 55 of the regulations is amended by striking out “Regional Centres” and substituting “Education Entities”.
- 17 (1) The heading immediately before Section 56 of the regulations is amended by striking out “regional centres” and substituting “education entities”.
- (2) Subsection 56(1) of the regulations is amended by striking out “regional centre” and substituting “an education entity”.
- (3) Clause 56(1)(a) of the regulations is amended by adding “or superintendent” immediately after “regional executive director”.
- 18 (1) The heading immediately before Section 57 of the regulations is amended by striking out “regional centres” and substituting “education entities”.
- (2) Subsection 57(1) of the regulations is amended by striking out “a regional centre” and substituting “an education entity”.
- (3) Clause 57(1)(a) of the regulations is amended by adding “or superintendent” immediately after “regional executive director” wherever it appears.
- 19 (1) Section 58 of the regulations is amended by striking out “a regional centre’s” and substituting “an education entity’s”.
- (2) Subclause 58(a)(vi) of the regulations is amended by adding “or superintendent” immediately after “regional executive director” wherever it appears.
- (3) Subclause 58(a)(xi) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- (4) Subclause 58(c)(iii) of the regulations is amended by striking out “board-wide” and substituting “education-entity-wide”.
- 20 (1) Subsection 59(1) of the regulations is amended by striking out “a regional centre’s” and substituting “an education entity’s”.
- (2) Subsection 59(2) of the regulations is amended by
- (a) striking out “A regional centre’s” and substituting “An education entity’s”; and
- (b) striking out “regional centre” and substituting “education entity”.
- (3) Clause 59(3)(a) of the regulations is amended by adding “or superintendent” immediately after “regional executive director”.
- 21 (1) Subsection 60(1) of the regulations is amended by
- (a) striking out “regional centre” and substituting “education entity” in subclause (ii) of the definition of “conflict of interest”;
- (b) repealing the definition of “regional centre conflict of interest policy” and substituting the following definition:

“education entity conflict of interest policy” means a conflict of interest policy established for the staff of an education entity in accordance with this Section;

- (c) striking out “a regional centre” and substituting “an education entity” in the definition of “staff” or “staff person”.
- (2) Subsection 60(2) of the regulations is amended by
- (a) adding “or superintendent” immediately after “regional executive director” wherever it appears; and
 - (b) striking out “regional centre conflict of interest policy” and substituting “education entity conflict of interest policy”.
- 22 (1) The heading immediately before Section 61 of the regulations is amended by adding “or superintendent” immediately after “regional executive director”.
- (2) Section 61 of the regulations is amended by
- (a) adding “or superintendent” immediately after “regional executive director”; and
 - (b) striking out “regional centre’s regional” and substituting “education entity”.
- (3) Clause 61(a) of the regulations is amended by
- (a) striking out “centre’s” and substituting “education entity’s”; and
 - (b) adding “or superintendent” immediately after “regional executive director”.
- (4) Clause 61(b) of the regulations is amended by striking out “centre’s” and substituting “education entity’s”.
- 23 (1) Subsection 62(1) of the regulations is amended by
- (a) striking out “A regional centre” and substituting “An education entity”; and
 - (b) striking out “regional centre conflict of interest policy” and substituting “education entity conflict of interest policy”.
- (2) Subsection 62(2) of the regulations is amended by
- (a) striking out “A regional centre” and substituting “An education entity”; and
 - (b) striking out “regional centre conflict of interest policy” and substituting “education entity conflict of interest policy”.
- 24 (1) The heading immediately before Section 63 of the regulations is amended by adding “or superintendent” immediately after “regional executive director”.
- (2) Section 63 of the regulations is amended by
- (a) striking out “regional centre conflict of interest policy” and substituting “education entity conflict of interest policy”; and

- (b) adding “or superintendent” immediately after “regional executive director”.
- 25 Section 65 of the regulations is amended by striking out “regional centre conflict of interest policy” and substituting “education entity conflict of interest policy”.
- 26 (1) Section 66 of the regulations is amended by striking out “regional centre conflict of interest policy” and substituting “education entity conflict of interest policy”.
- (2) Clause 66(c) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- (3) Clause 66(d) of the regulations is amended by striking out “benefit from regional centre and regional centre-related programs” and substituting “benefit from education entity and education-entity-related programs”.
- (4) Clause 66(f) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- (5) Clause 66(j) of the regulations is amended by striking out “a regional centre or regional centre” and substituting “an education entity or education entity”.
- (6) Clause 66(m) of the regulations is amended by
- (a) striking out “regional centre” and substituting “education entity”;
- (b) adding “or superintendent” immediately after “regional executive director” wherever it appears; and
- (c) adding “or the Conseil scolaire acadien provincial” after “Department”.
- 27 (1) Section 67 of the regulations is amended by striking out “A regional centre” and substituting “An education entity”.
- (2) Subclause 67(e)(iii) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- (3) Subclause 67(e)(vi) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- (4) Subclause 67(f)(ii) of the regulations is amended by adding “or superintendent” immediately after “regional executive director” wherever it appears.
- 28 (1) Subsection 68(1) of the regulations is amended by striking out “regional centre” and substituting “education entity” in the definition of “school advisory council agreement”.
- (2) Clause 68(2)(b) of the regulations is amended by
- (a) striking out “a regional centre” and substituting “an education entity”; and
- (b) striking out “regional centre” and substituting “education entity”.
- 29 Section 70 of the regulations is amended by striking out “regional centre” wherever it appears and substituting “an education entity”.

- 30 (1) Subsection 71(4) of the regulations is amended by striking out “, of the regional centre”.
- (2) Subsection 71(6) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- (3) Subsection 71(8) of the regulations is amended by striking out “regional centre” and substituting “education entity”.
- 31 Section 73 of the regulations is amended by striking out “regional centre” wherever it appears and substituting “education entity”.
- 32 (1) Section 75 of the regulations is amended by striking out “regional centre” wherever it appears and substituting “education entity”.
- (2) Clause 75(e) of the regulations is amended by striking out “regional meetings” and substituting “school region meetings”.
- 33 Section 76 of the regulations is amended by
- (a) striking out the semicolon at the end of the definition of “signature” and substituting a period; and
- (b) repealing the definition of “superintendent”.
- 34 (1) The heading immediately before Section 82 of the regulations is amended by adding “and superintendent” immediately after “director”
- (2) Section 82 of the regulations is amended by
- (a) adding “or the Conseil scolaire acadien provincial” immediately after “Department”; and
- (b) adding “or superintendent” immediately after “regional executive director” wherever it appears.
- 35 Subsection 83(2) of the regulations is amended by
- (a) adding “or superintendent” immediately after “regional executive director”; and
- (b) adding “or the Conseil scolaire acadien provincial” immediately after “Department”.

N.S. Reg. 175/2024

Made: July 29, 2024

Filed: August 13, 2024

Ministerial CSAP Act Regulations

Order dated July 29, 2024

Regulations made by the Minister of Education and Early Childhood Development pursuant to Section 65 of the *Conseil scolaire acadien provincial Act***In the matter of Section 65 of Chapter 10 of the Acts of 2023,
the *Conseil scolaire acadien provincial Act*****-and-****In the matter of new regulations respecting the *Conseil scolaire acadien provincial Act*
made by the Minister of Education and Early Childhood Development****Order**

I, Becky Druhan, Minister of Education and Early Childhood Development for the Province of Nova Scotia, pursuant to Section 65 of Chapter 10 of the Acts of 2023, the *Conseil scolaire acadien provincial Act*, hereby make new regulations respecting the *Conseil scolaire acadien provincial Act*, in the form set forth in the attached Schedule “A,” effective on and after the date that Chapter 10 of the Acts of 2023, the *Conseil scolaire acadien provincial Act*, is proclaimed in force.

Dated and made July 29, 2024, at Halifax Regional Municipality, Province of Nova Scotia.

sgd. *Becky Druhan*

Honourable Becky Druhan

Minister of Education and Early Childhood Development

Schedule “A”**Ministerial Regulations Respecting the *Conseil scolaire acadien provincial Act*
made by the Minister of Education and Early Childhood Development
under Section 65 of Chapter 10 of the Acts of 2023,
the *Conseil Scolaire acadien provincial Act*****Citation****1** These regulations may be cited as the *Ministerial CSAP Act Regulations*.**Definitions****2** In these regulations,“Act” means the *Conseil scolaire acadien provincial Act*;

“adjudicator” means an adjudicator appointed to hear an appeal from a decision of the Conseil to censure a member;

“appeal” means an appeal to an adjudicator made under subsection 31(2) of the Act;

“member” means a member of the Conseil scolaire acadien provincial;

“Minister” means the Minister of Education and Early Childhood Development.

Form of oath of office for Conseil member

3 The oath of office prescribed for subsection 27(1) of the Act for a member is the oath of office set out in Schedule A.

Appeal of censure

- 4 (1) A member making an appeal must deliver a notice of appeal in writing to both the Conseil and the Minister no later than 20 days after the date of the Conseil decision to censure.
- (2) On receiving a notice of appeal under subsection (1), the Minister must appoint an adjudicator who is a practising member, in good standing, of the Nova Scotia Barristers’ Society to hear the appeal.
- (3) An adjudicator must be paid any remuneration and reimbursement of expenses the Minister determines.
- (4) During the hearing of an appeal, an adjudicator must give both the Conseil and the member who has been censured an opportunity to be heard.
- (5) No later than 30 days after the last day of the appeal hearing, an adjudicator must sign their decision and deliver a copy of the decision and the reasons for decision to all of the following:
- (a) the member who appealed the censure;
 - (b) the Conseil;
 - (c) the Minister.

Mandatory content for procedural bylaw

5 A bylaw regulating the proceedings of the Conseil and providing for the preservation of order at its meetings required by subsection 36(1) of the Act must contain, at a minimum, the provisions set out in Schedule B, or provisions to like effect.

Mandatory content for code of ethics

6 A code of ethics required by clause 12(al) of the Act must contain, at a minimum, the provisions set out in Schedule C.

Report on salaries and expenses

- 7 (1) The Conseil must report and publish annually the totals of all payments made by the Conseil to or on behalf of its employees as required by the *Public Sector Compensation Disclosure Act*.
- (2) The Conseil must report and publish annually the totals of all payments made by the Conseil to or on behalf of its members, including all of the following:
- (a) honoraria, stipends, allowances and other compensation as defined in the *Public Sector Compensation Disclosure Act*;
 - (b) payments for expenses, including expenses related to travel, conferences, meetings and professional development seminars;
 - (c) the name of the member;

- (d) the amount of payment provided, directly or indirectly, to or for the benefit of the member.
- (3) A copy of the report under subsection (2) must be made available at the office of the Conseil for inspection by the public and must be posted annually on the Conseil's website and remain available for inspection or posted for a minimum period of 7 years.

Financial management system

8 The Financial Handbook, as prescribed by the Minister from time to time, is approved as the financial management system respecting estimates, bookkeeping and accounting to be adopted by the Conseil, and the form of and the manner in which all estimates, books of account, registers, records, vouchers, receipts and other books and documents relating to the assets, liabilities, revenues and expenditures of the Conseil must be kept, and the manner in which all of its funds and moneys must be accounted for.

Schedule A: Conseil Member Oath of Office

(subsection 27(1) of the *Conseil scolaire acadien provincial Act*)

I, (full name of member), (swear or affirm)

- that I am not disqualified under any law from being a member of the Conseil scolaire acadien provincial, and if I become disqualified during my term of office, I will immediately notify the secretary of the Conseil scolaire acadien provincial
- that I will truly, faithfully, impartially and to the best of my ability execute the duties of my office of as a member of the Conseil scolaire acadien provincial
- that I have not received, and I will not receive, any payment or reward or promise of payment or reward for the exercise of any partiality or other undue execution of the duties of my office as a member of the Conseil scolaire acadien provincial
- that I will disclose any pecuniary interest, direct or indirect, as required by and in accordance with the *Municipal Conflict of Interest Act*
- that I will abide by and duly observe the provisions of the code of ethics and the procedural bylaw adopted by the Conseil scolaire acadien provincial.

Sworn (or affirmed) at _____
 in the County/Regional Municipality of _____
 on _____, 20____,
 before me

 Judge/Justice of the Peace

Schedule B: Mandatory Provisions for Procedural Bylaw

(subsection 36(1) of the *Conseil scolaire acadien provincial Act*)

Member leaving meeting early

- (1) A Conseil member must not leave a meeting before the meeting ends without doing one of the following:
- (a) informing the Chair or the Secretary before the meeting begins that they plan to leave early;

- (b) obtaining permission from the Chair during the meeting to leave early;
 - (c) obtaining a resolution from the Conseil during the meeting permitting them to leave early.
- (2) A Conseil member who leaves a meeting early without meeting the requirements of subsection (1) is considered to be absent without reasonable excuse for the entire Conseil meeting and the absence is deemed to be an absence for the purposes of Section 30 of the *Conseil scolaire acadien provincial Act*.

Quorum

- (3) If a quorum is lost during a meeting, the Chair must direct that the Conseil stand in recess for 15 minutes, after which the Chair must call the meeting back to order and the Secretary must record the names of any members who fail to return to the meeting without meeting the requirements of subsection (1).
- (4) A Conseil member who leaves a meeting without meeting the requirements of subsection (1) must not be counted in the number of eligible voters to determine a quorum for the remainder of the meeting.
- (5) If a quorum cannot be established 15 minutes after the Conseil recesses because of a loss in quorum, the Chair must adjourn the meeting.

Motion to censure a Conseil member

- (6) A motion to censure a Conseil member is a main motion that is debatable and amendable and requires a majority 2/3 vote of all members of the Conseil, but the motion may not be reconsidered.
- (7) A motion to censure a Conseil member must be debated *in camera* and voted on in public.
- (8) A motion for censure must be in writing and signed by the members who moved and seconded the motion, and must include all of the following:
- (a) a statement of all of the following:
 - (i) the alleged violation of the Conseil's code of ethics,
 - (ii) the specific grounds for the allegation,
 - (iii) the proposed censure under subsection 31(1) of the *Conseil scolaire acadien provincial Act*;
 - (b) any supporting documentation.
- (9) To include a motion for censure on the agenda for a regular meeting, a Conseil member must submit the motion to the Secretary at least 7 days before the date of the meeting.
- (10) The Secretary must immediately deliver the motion to the Conseil member who is the subject of the motion for censure.
- (11) A Conseil member who is the subject of a motion for censure may provide a written response to the notice of motion and the Secretary must distribute the response to the other members of the Conseil before the regular meeting at which the motion is to be considered.
- (12) A Conseil member who is the subject of a motion for censure has the right to speak to the motion when the motion for censure is under debate.
- (13) During the debate of a motion to censure, a Conseil member may bring a motion to extend the time limits of debate that are otherwise prescribed for debates in a procedural bylaw, and the motion requires a

majority 2/3 vote of all members present.

- (14) The Chair or the Vice-Chair must relinquish the chair to another member of the Conseil in any of the following circumstances:
- (a) when the Chair or the Vice-Chair is the subject of a motion for censure;
 - (b) to participate in the debate of a motion for censure;
- (15) A Conseil member who is the subject of a motion for censure may vote on the motion.
- (16) The presiding member must call a roll call vote for a motion for censure.
- (17) The minutes of a meeting at which a Conseil member is censured under subsection 31(1) of the *Conseil scolaire acadien provincial Act* must contain all of the following information:
- (a) the full name of the Conseil member being censured;
 - (b) the nature of the censure;
 - (c) the reasons for the censure.

Schedule C: Mandatory Provisions for Code of Ethics
(clause 12(al) of the *Conseil scolaire acadien provincial Act*)

Code of ethics supplements law

- (1) This Code of Ethics operates along with and as a supplement to existing Provincial statutes governing the conduct of Conseil members, including all of the following:
- the *Conseil scolaire acadien provincial Act*,
 - the *Municipal Conflict of Interest Act*,
 - the *Municipal Elections Act*,
 - the *Freedom of Information and Protection of Privacy Act*.
- (2) The *Criminal Code* (Canada) also governs the conduct of Conseil members.

Treatment of other members

- (3) A Conseil member must show respect for others in their verbal and non-verbal language and work with fellow Conseil and staff members in a spirit of co-operation, regardless of personal differences of opinion, treating all with courtesy and respect and encouraging the free exchange of diverse views.
- (4) A Conseil member must not pursue any procedure calculated to embarrass another Conseil or staff member.

Confidentiality of information

- (5) A Conseil member must respect the strict confidentiality of any private information acquired by virtue of their office, in either oral or written form, and must not do any of the following, except when required by law or authorized by the Conseil to do so:
- (a) disclose the information by any means to any person other than another member of the Conseil;
 - (b) use the information for personal or other gain.

- (6) In subsection (5), “private information” includes all of the following:
- (a) information in the possession of the Conseil or a Conseil member that the Conseil or the Conseil member is either prohibited from disclosing or is required to refuse to disclose under the *Freedom of Information and Protection of Privacy Act* or other legislation, including personal information and information that is supplied in confidence as those terms are used in the *Freedom of Information and Protection of Privacy Act*;
 - (b) information relating to the content or the substance of deliberations of any matter that will be discussed or has been discussed at a private meeting held under subsection 37(2) of the *Conseil scolaire acadien provincial Act*, unless the information has been discussed at a meeting that was open to the public or the information has been released to the public.