

Royal



Gazette

Part II Regulations under the Regulations Act

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In force date of regulations: As of March 4, 2005*, the date a regulation comes into force is determined by subsection 3(6) of the *Regulations Act*. The date a regulation is made, the date a regulation is approved, the date a regulation is filed and any date specified in a regulation are important to determine when the regulation is in force.

*Date that subsections 3(6) and (7) and Sections 11 and 13 of *Regulations Act* and amendments to the *Regulations Act* made by Chapter 46 of the Acts of 2004 proclaimed in force.

N.S. Reg. 76/2005

Made: March 11, 2005

Filed: March 11, 2005

General Labour Standards Code Regulations

Order in Council 2005-100 dated March 11, 2005
Regulations made by the Governor in Council
pursuant to Sections 4 and 7 of the *Labour Standards Code*

The Governor in Council on the report and recommendation of the Minister of Environment and Labour dated September 28, 2004, and pursuant to Sections 4 and 7 of Chapter 246 of the Revised Statutes of Nova Scotia, 1989, the *Labour Standards Code*, is pleased to amend the regulations respecting labour standards, N.S. Reg. 298/90, made by the Governor in Council by Order in Council 90-1321 dated November 13, 1990, to exempt information technology professionals from the application of subsection 40(4) of the *Labour Standards Code*, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after March 11, 2005.

Schedule "A"

**Amendments to the Regulations Respecting Labour Standards made by
the Governor in Council pursuant to subsection 4(2) and clause 7(a) of
Chapter 246 of the Revised Statutes of Nova Scotia, 1989,
the *Labour Standards Code***

- 1 The regulations respecting labour standards, N.S. Reg. 298/90, made by the Governor in Council by Order in Council 90-1321 dated November 13, 1990, are amended by adding the following clause immediately after clause 1(1)(b):
 - (c) "information technology professional" means an employee who is primarily engaged in the investigation, analysis, design, development, implementation, operation or management of information systems based on computer and related technologies through the objective application of specialized knowledge and professional judgement, but does not include an employee who is primarily employed to provide basic operational or technical support for computer and related technologies.
- 2 Section 2 of the regulations is amended by adding the following subsection immediately after subsection (2B):
 - (2C) Persons engaged in work as information technology professionals are exempt from the application of subsection 40(4) of the Code.

N.S. Reg. 77/2005

Made: March 11, 2005

Filed: March 11, 2005

Proclamation, S. 32(1), S.N.S. 2004, c. 6 – s. 21-23

Order in Council 2005-103 dated March 11, 2005
Proclamation made by the Governor in Council
pursuant to subsection 32(1)
of the *Justice Administration Amendment (2004) Act*

The Governor in Council on the report and recommendation of the Minister of Transportation and Public Works dated June 24, 2004, pursuant to subsection (1) of Section 32 of Chapter 6 of the Acts of 2004, the *Justice Administration Amendment (2004) Act*, and subsection (7) of Section 3 of Chapter 235 of the Revised Statutes of Nova Scotia, 1989, the *Interpretation Act*, is pleased to order and declare by proclamation that Sections 21 to 23 of Chapter 6 of the Acts of 2004, the *Justice Administration Amendment (2004) Act*, come into force on and not before March 11, 2005.

PROVINCE OF NOVA SCOTIA

Sgd: *J.M. MacDonald*

G/S

ELIZABETH THE SECOND, by the Grace of God,
of the United Kingdom, Canada and Her Other
Realms and Territories, Queen, Head of the
Commonwealth, Defender of the Faith.

TO ALL TO WHOM THESE PRESENTS SHALL COME, OR WHOM THE SAME MAY IN ANY WISE
CONCERN,

GREETING:

A PROCLAMATION

WHEREAS in and by subsection (1) of Section 32 of Chapter 6 of the Acts of 2004, the *Justice Administration Amendment (2004) Act*, it is enacted as follows:

- 32 (1)** This Act, except Sections 3, 4, 6 and 27 to 29, comes into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Sections 21 to 23 of Chapter 6 of the Acts of 2004, the *Justice Administration Amendment (2004) Act*, come into force on and not before March 11, 2005;

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 Sections 21 to 23 of Chapter 6 of the Acts of 2004, the *Justice Administration Amendment (2004) Act*, come into force on and not before March 11, 2005, 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 J. Michael MacDonald,
Administrator of the Government of the Province
of Nova Scotia.

AT The Law Courts in the Halifax Regional Municipality, this 11th day of March, in the year of Our Lord two thousand and five and in the fifty-third year of Our Reign.

BY COMMAND:

Sgd: *M. G. Baker*
Provincial Secretary
Minister of Justice and Attorney General

N.S. Reg. 78/2005

Made: December 17, 2004

Approved: February 2, 2005

Filed: March 11, 2005

Community Pasture Board Regulations - repeal

Order dated February 2, 2005
Repeal of regulations made by the Nova Scotia Community Pasture Board
and approved by the Minister of Agriculture and Fisheries
pursuant to Section 178 of the *Agriculture and Marketing Act*

Certificate of Approval
(subsection 3(2) of the *Regulations Act*)

I hereby approve the repeal by the Nova Scotia Community Pasture Board of the regulations respecting community pastures made by the Minister of Agriculture and Marketing on July 18, 1997, in accordance with a resolution adopted by the Nova Scotia Community Pasture Board at their meeting on December 17, 2004, a certificate attesting to which is attached.

Signed at Halifax, Nova Scotia, February 2, 2005.

Sgd. *Chris d'Entremont*
Honourable Chris A. d'Entremont
Minister of Agriculture and Fisheries

Certificate of Resolution
made under Section 178 of the *Agriculture and Marketing Act*

I hereby certify that the Nova Scotia Community Pasture Board, at its meeting on December 17, 2004, carried a motion to repeal the regulations respecting community pastures made by the Minister of Agriculture and Marketing on July 18, 1997.

Signed at Bible Hill, Nova Scotia, January 25, 2005.

Sgd. *Hank Kolstee*
Hank Kolstee

N.S. Reg. 79/2005

Made: March 14, 2005

Filed: March 16, 2005

Temporary Breakdown Permits Regulations

Order dated March 14, 2005

Regulations made by the Minister of Service Nova Scotia and Municipal Relations
pursuant to subsection 13(3) of the *Motor Vehicle Act***In the Matter of Subsection 13(3) of Chapter 293 of the Revised Statutes of Nova Scotia, 1989,
the *Motor Vehicle Act***

- and -

In the Matter of New Regulations Respecting Temporary Breakdown Permits**Order**

I, Barry Barnet, Minister of Service Nova Scotia and Municipal Relations for the Province of Nova Scotia, pursuant to subsection 13(3) of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, hereby make new regulations respecting breakdown permits in the manner set forth below, effective on and after April 4, 2005.

Dated and made at Halifax Regional Municipality, Province of Nova Scotia, 14th March, 2005.*Sgd. Barry Barnet*

Honourable Barry Barnet

Minister of Service Nova Scotia and Municipal Relations

**Regulations Respecting Breakdown Permits
made by the Minister of Service Nova Scotia and Municipal Relations
under subsection 13(2) of Chapter 293 of the Revised Statutes of Nova Scotia,
the *Motor Vehicle Act*****Citation**

1 These regulations may be cited as the *Temporary Breakdown Permits Regulations*.

Definitions

2 In these regulations,

- (a) “disabled vehicle” means a vehicle with a valid, unexpired commercial or International Registration Plan registration that has broken down and, because of mechanical difficulties, can no longer operate, or is being serviced and therefore not in operation.
- (b) “replacement vehicle” means a vehicle that temporarily replaces a disabled vehicle in accordance with these regulations;
- (c) “temporary breakdown permit” means a permit issued by the Registry of Motor Vehicles to a replacement vehicle to allow a vehicle that would not otherwise be permitted to operate in the

same manner as a disabled vehicle to operate temporarily in replacement for the disabled vehicle.

Temporary breakdown permit

- 3 (1) A replacement vehicle may be issued a temporary breakdown permit.
- (2) A temporary breakdown permit is valid for up to 15 days.

Replacement vehicles

- 4 (1) A replacement vehicle must have a valid, unexpired commercial or International Registration Plan registration and a license plate from a Canadian or U.S. jurisdiction.
- (2) A replacement vehicle and the disabled vehicle it replaces may be registered in different names.

Documentation required to be carried in replacement vehicle

- 5 The following must be carried in a replacement vehicle while the vehicle is operating under authority of a temporary breakdown permit:
- (a) the original license plate issued to the disabled vehicle that it replaced;
 - (b) the vehicle permit and cab card issued to the disabled vehicle that it replaced; and
 - (c) the temporary breakdown permit.

N.S. Reg. 80/2005

Made: March 17, 2005

Filed: March 18, 2005

Proclamation, S. 3, S.N.S. 2004, c. 47

Order in Council 2005-107 dated March 17, 2005

Proclamation made by the Governor in Council
pursuant to Section 3*of An Act to Amend Chapter 475 of the Revised Statutes, 1989, the Trade Union Act*

The Governor in Council on the report and recommendation of the Minister of Environment and Labour dated February 18, 2005, pursuant to Section 3 of Chapter 47 of the Acts of 2004, *An Act to Amend Chapter 475 of the Revised Statutes, 1989, the Trade Union Act*, is pleased to order and declare by proclamation that Chapter 47 of the Acts of 2004, *An Act to Amend Chapter 475 of the Revised Statutes, 1989, the Trade Union Act*, come into force on and not before March 17, 2005.

PROVINCE OF NOVA SCOTIA

Sgd: *J. Michael MacDonald*

G/S

ELIZABETH THE SECOND, by the Grace of God,
of the United Kingdom, Canada and Her Other
Realms and Territories, Queen, Head of the
Commonwealth, Defender of the Faith.

TO ALL TO WHOM THESE PRESENTS SHALL COME, OR WHOM THE SAME MAY IN ANY WISE CONCERN,

GREETING:

A PROCLAMATION

WHEREAS in and by Section 3 of Chapter 47 of the Acts of 2004, *An Act to Amend Chapter 475 of the Revised Statutes, 1989, the Trade Union Act*, it is enacted as follows:

- 3 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 47 of the Acts of 2004, *An Act to Amend Chapter 475 of the Revised Statutes, 1989, the Trade Union Act*, come into force on and not before March 17, 2005;

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 47 of the Acts of 2004, *An Act to Amend Chapter 475 of the Revised Statutes, 1989, the Trade Union Act*, come into force on and not before March 17, 2005, 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 J. Michael MacDonald, Administrator of the Government of the Province of Nova Scotia.

AT The Law Courts in the Halifax Regional Municipality, this 17th day of March, in the year of Our Lord two thousand and five and in the fifty-third year of Our Reign.

BY COMMAND:

Sgd: *Michael G. Baker*
Provincial Secretary
Minister of Justice and Attorney General

N.S. Reg. 81/2005

Made: March 17, 2005

Filed: March 18, 2005

Proclamation, S. 2, S.N.S. 2004, c. 39

Order in Council 2005-108 dated March 17, 2005
Proclamation made by the Governor in Council
pursuant to Section 2
of *An Act to Amend Chapter 260 of the Revised Statutes, 1989, the Liquor Control Act*

The Governor in Council on the report and recommendation of the Minister responsible for the Nova Scotia Liquor Corporation dated February 8, 2005, pursuant to Section 2 of Chapter 39 of the Acts of 2004, *An Act to Amend Chapter 260 of the Revised Statutes, 1989, the Liquor Control Act*, is pleased to order and declare by proclamation that Chapter 39 of the Acts of 2004, *An Act to Amend Chapter 260 of the Revised Statutes, 1989, the Liquor Control Act*, come into force on and not before March 17, 2005.

PROVINCE OF NOVA SCOTIA

Sgd: *J. Michael MacDonald*

G/S

ELIZABETH THE SECOND, by the Grace of God,
of the United Kingdom, Canada and Her Other
Realms and Territories, Queen, Head of the
Commonwealth, Defender of the Faith.

TO ALL TO WHOM THESE PRESENTS SHALL COME, OR WHOM THE SAME MAY IN ANY WISE
CONCERN,

GREETING:

A PROCLAMATION

WHEREAS in and by Section 2 of Chapter 39 of the Acts of 2004, *An Act to Amend Chapter 260 of the Revised Statutes, 1989, the Liquor Control Act*, it is enacted as follows:

- 2 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 39 of the Acts of 2004, *An Act to Amend Chapter 260 of the Revised Statutes, 1989, the Liquor Control Act*, come into force on and not before March 17, 2005;

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 39 of the Acts of 2004, *An Act to Amend Chapter 260 of the Revised Statutes, 1989, the Liquor Control Act*, come into force on and not before March 17, 2005, 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 J. Michael MacDonald,
Administrator of the Government of the Province
of Nova Scotia.

AT The Law Courts in the Halifax Regional
Municipality, this 17th day of March, in the year
of Our Lord two thousand and five and in the
fifty-third year of Our Reign.

BY COMMAND:

Sgd: *Michael G. Baker*
Provincial Secretary
Minister of Justice and Attorney General