

# Royal



# Gazette

## Part II

### Regulations under the Regulations Act

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## Errata

### Volume 16, Issue 26, December 25, 1992

A printing error on page 860 resulted in the omission of the text of subsection 5(4) and Sections 6 to 9 of the regulations made under the *Agriculture and Rural Credit Act* respecting the Nova Scotia Farm Loan Board, N.S. Reg. 248/92, approved by Order in Council 92-1162 dated December 1, 1992. The missing text has been included in all consolidated regulations published by the Office of the Registrar of Regulations since the regulation was filed. The missing text reads as follows:

- (4) The Board may establish guidelines for and the manner in which loan applications may be processed by staff.
- 6
- (1) The terms of every loan secured by real property shall require the borrower to provide for payment of insurance premiums for insurance against fire and other casualties as required by the Board and the payment of provincial and municipal rates and taxes applicable to the secured property.
  - (2) Every such policy of insurance shall contain a mortgagee endorsement in favour of the Board and shall be for such minimum amounts as the Board may determine but the borrower may place coverage beyond the minimum amount required by the Board.
- 7
- Before granting a loan on the security of real property or chattels, staff of the Board shall complete an appraisal of the value of the real property or chattels and the valuation shall provide the basis for determining the amount of the loan which may be granted.
- 8
- (1) Where a borrower obtains additional funds at an interest rate different from that charged on existing indebtedness to the Board, and the total indebtedness to the Board is combined in one principal balance with one repayment schedule, the borrower shall be charged a composite rate of interest per annum equal to the nearest 1/8 percent on the resulting total balance.
  - (2) The Board may transfer the balance of an existing loan of a partnership or company at the interest rate and other terms applicable to that loan where the partnership or company is dissolved and where one or more of the partners or shareholders will continue as the borrower.
  - (3) The Board may transfer to a corporation the balance of an existing loan of an individual or a partnership at the interest rate and on other terms applicable to that loan where the individual or partnership form a corporation to include the assets held by the Board as security for the loan.
- 9
- The Board may make a loan under Part II and Part III to a borrower for the purpose of providing assistance in the development of a farm operation within the intent of the Act. This loan, subject to the limitations of subsection (1) of Section 10, subsection (1) of Section 15 and clauses (a) and (c) of Section 16 shall be a term loan to a maximum of twenty-five thousand dollars for the farm operation. A loan made under this Section is to be repaid for a term not greater than 5 years through an amortized or non-amortized repayment schedule and will be secured by real property or chattels and such other security as the Board may require and will have a stated annual interest rate as provided in clause (c) of Section 13.

### Volume 37, Issue 17, August 23, 2013

The Order in Council number was inadvertently omitted from the heading for N.S. Reg. 276/2013, amendment to the *Mineral Resources Regulations*, published on page 762. The Order in Council number is 2013-267.

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

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

**N.S. Reg. 280/2013**

Made: August 14, 2013

Filed: August 15 2013

House of Assembly Management Commission Regulations

Order dated August 14, 2013

Amendment to regulations made by the House of Assembly Management Commission pursuant to subsection 27(1) of the *House of Assembly Management Commission Act***House of Assembly Management Commission****Amendment to the *House of Assembly Management Commission Regulations***

I certify that the House of Assembly Management Commission, pursuant to subsection 27(1) of Chapter 5 of the Acts of 2010, the *House of Assembly Management Commission Act*, at a meeting held on August 14, 2013, amended the *House of Assembly Management Commission Regulations*, N.S. Reg. 43/2013, in the manner set forth in the attached Schedule "A", effective on and after August 14, 2013.

Signed at Halifax, in Halifax Regional Municipality, Nova Scotia on August 15, 2013.

per: sgd.: *Annette M. Boucher*  
Annette M. Boucher, Q.C.  
Assistant Clerk, House of Assembly

**Schedule "A"****Amendment to the *House of Assembly Management Commission Regulations*  
made by the House of Assembly Management Commission  
pursuant to subsection 27(1) of Chapter 5 of the Acts of 2010,  
the *House of Assembly Management Commission Act***

- 1 Subsection 3(1) of the *House of Assembly Management Commission Regulations*, N.S. Reg. 43/2013, is amended by adding the following clause immediately after clause (b):
  - (ba) "barrier-free requirements" means the barrier-free access and design requirements applicable to offices under the *Nova Scotia Building Code Regulations*, as amended from time to time.
- 2 Subsection 3(3) of the regulations is amended by adding "clause 19B(2)(b) and" immediately before "subsections".
- 3 Subsection 19(1) of the regulations is amended by striking out "as the Department may have available space in a building owned or primarily occupied by the Government of the Province".
- 4 Subsections 19(3) to (8) of the regulations are repealed and the following subsections substituted:
  - (3) The space must comply with the barrier-free requirements as provided in Section 19A.
  - (4) No member may be reimbursed for constituency office accommodation expenses for constituency office space that does not comply with the barrier-free requirements as provided in Section 19A except as permitted under that Section.
- 5 The regulations are amended by adding the following Sections immediately after Section 19:

**Barrier-free requirements**

- 19A (1)** The constituency office space of a member who is elected at or after the next general election must comply with the barrier-free requirements within 12 months after the member is elected.
- (2)** Notwithstanding subsection (1), where a member
- (a) is elected at the next general election;
  - (b) was a member immediately before that election; and
  - (c) is continuing to occupy constituency office space used by the member immediately before that election,
- the space must comply with the barrier-free requirements within 36 months after the member is elected.
- (3)** Where the constituency office space of a member, or the office space that a member proposes to occupy as constituency office space, does not comply with the barrier-free requirements, the Commission may, after consultation with the Department of Transportation and Infrastructure Renewal, waive compliance with the barrier-free requirements to the extent that the Commission considers the non-compliance to be merely technical in nature.
- (4)** Notwithstanding subsections (1) and (2), temporary constituency office space that does not comply with the barrier-free requirements may be leased for a member for up to 12 months if
- (a) the member prepares a compliance plan using the Department of Transportation and Infrastructure Renewal as a resource, setting out how the member will, within 12 months of the date of the plan, arrange for constituency office space that complies with the barrier-free requirements;
  - (b) the member files the compliance plan with the Speaker's Administration Office;
  - (c) the Speaker, after consultation with the Department, determines that the compliance plan is likely to result in the member being able to arrange for constituency office space that complies with the barrier-free requirements; and
  - (d) the space is leased on a month-to-month basis.
- (5)** Where the constituency office space of a member who files a compliance plan with the Speaker's Administration Office fails to comply with the barrier-free requirements within 12 months of the date of the plan, the member must provide the Speaker with an explanation of why the compliance plan did not work and, where the Speaker, after consultation with the Department of Transportation and Infrastructure Renewal, finds the explanation to be reasonable, the member may file another compliance plan under subsection (4).
- (6)** A compliance plan that is filed with the Speaker's Administration Office is a public document and must be posted on the House of Assembly's website.

**Leasing requirements**

- 19B (1)** The agreed rent for constituency office space must be at fair market rates for similar space in the area, which must be confirmed in writing by the Department of Transportation and Infrastructure Renewal.

- (2) A lease contract for constituency office space must
  - (a) be prepared between “Her Majesty the Queen in right of the Province of Nova Scotia, represented by the Honourable the Speaker of the House of Assembly” and the owner of the office space or an authorized agent of the owner; and
  - (b) subject to subsection (3), stipulate that the lease is terminable within three months after the member ceases to be a member.
- (3) A lease contract that does not comply with clause (2)(b) may be entered into if required to obtain constituency office space that complies with the barrier-free requirements.
- (4) A member who was not a member in the preceding session of the House must utilize the previous member’s constituency office if the office was built or leased under a lease that does not comply with clause (2)(b), unless the office is in a location that is, in the opinion of the Speaker, unsuitable for the new member.

6 Subsection 20(2) of the regulations is repealed and the following subsection substituted:

- (2) Subject to subsection 19B(4) and notwithstanding subsection (1), a member may operate a constituency office from the member’s residence in the member’s constituency if permitted under Section 19A, but is not entitled to claim reimbursement by way of rent or charge for the use of the space in, or the cost of any renovations to, the member’s residence.

7 Subsection 43(3) of the regulation is amended by adding “, 19A, 19B” immediately after “19”.

### **N.S. Reg. 281/2013**

Made: July 10, 2013 and August 15, 2013

Filed: August 16, 2013

Insured Dental Services Tariff Regulations

Ministerial Order dated July 10, 2013 and Order in Council 2013-276 dated August 15, 2013  
 Amendment to regulations made by the Minister of Health and Wellness and the Governor in Council pursuant to clause 13(1)(c) and subsection 17(2) of the *Health Services and Insurance Act*

The Governor in Council on the report and recommendation of the Minister of Health and Wellness dated July 10, 2013, and pursuant to Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act* (the Act), is pleased, effective on and after August 15, 2013, to

- (a) pursuant to subsection 17(2) of the Act, amend the *Insured Dental Services Tariff Regulations*, N.S. Reg. 62/2013, made by the Minister of Health and Wellness and the Governor in Council by Order in Council 2013-85 dated March 26, 2013, to increase the eligible maximum age for the Children’s Oral Health Program from age 10 to age 14, and to add new fee codes and services for the Program in accordance with the tariff amounts established by the Minister of Health and Wellness pursuant to clause 13(1)(c) of the Act, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation; and
- (b) in accordance with clause 13(1)(c) of the Act, approve the authorization by the Minister of Health and Wellness of payments in respect of the tariff amounts referred to in clause (a). [**Clause (b) not filed as a regulation.**]

Order

In the matter of the amendment to the *Insured Dental Services Tariff Regulations* made pursuant to clause 13(1)(c) and subsection 17(2) of the *Health Services Insurance Act*

- and -

In the matter of an amendment to the tariff of fees established by the Minister of Health and Wellness pursuant to clause 13(1)(c) of the *Health Services Insurance Act* with respect to dental services

I, David A. Wilson, Minister of Health and Wellness for the Province of Nova Scotia, pursuant to clause 13(1)(c) of Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act*, hereby

- (a) establish that the fees to be paid in respect of insured dental services referred to in the amendments to the *Insured Dental Services Tariff Regulations*, N.S. Reg. 62/2013, made by the Minister of Health and Wellness and the Governor in Council by Order in Council 2013-85 dated March 26, 2013, set forth in Schedule "A" are the amounts set forth in Schedule "A" for those services; and
(b) authorize payments in respect of the tariff.

This Order is effective on and after the date the amendments made by the Governor in Council to the *Insured Dental Services Tariff Regulations* set forth in Schedule "A" come into force.

Dated and made at Halifax, Province of Nova Scotia, July 10, 2013.

Sgd.: David Wilson
Honourable David A. Wilson
Minister of Health and Wellness

Schedule "A"

Amendment to the *Insured Dental Services Tariff Regulations* made by the Governor in Council under subsection 17(2) of Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act*

- 1 Schedule A: Cleft Palate/Craniofacial Program to the *Insured Dental Services Tariff Regulations*, N.S. Reg. 62/2013, made by the Minister of Health and Wellness and the Governor in Council by Order in Council 2013-85 dated March 26, 2013, is amended by striking out "age 10" in the 2nd and 3rd paragraphs and substituting "age 14".
2 (1) Schedule B: Children's Oral Health Program to the regulations is amended by striking out "10 years of age" in [the] 1st paragraph and substituting "14 years of age".
(2) Item 1, Examinations and diagnosis, complete oral, under the heading "Examinations" in Part 1: Diagnostic—01000—09999 of Schedule B to the regulations is amended by adding the following fee code and service immediately after fee code 01102:

Table with 4 columns: Fee Code, Description, Amount 1, Amount 2. Row 1: 01103 Examination and diagnosis, complete, permanent dentition, 39.00, 50.37, 70.00

- (3) Item 3, Sealants, pit and fissure, under the heading “Preventive Services, Other” in Part 2: Preventive Services—10000–9999 of Schedule B to the regulations is amended by
  - (a) striking out the period at the end of “included” and substituting “)”;
    - (b) striking out “MSI: limited to 6-year molars that meet guidelines—1 application per tooth.” and substituting “(MSI: limited to 6-year and 12-year molars that meet guidelines. One application per tooth per year. Second sealant claimed within the same quadrant will be paid as procedure code 13409.”; and
      - (c) adding the following fee code and service immediately after fee code 13401:
 

13409	Each additional tooth within the			
	same quadrant	.....	14.00	19.15 14.00

- 3 The regulations are further amended to correct typographical errors by
  - (a) striking out “esthetics” wherever it appears and substituting “aesthetics”; and
  - (b) striking out “myofacial” wherever it appears and substituting “myofascial”.

**N.S. Reg. 282/2013**

Made: August 15, 2013

Filed: August 16, 2013

Prescribed Petroleum Products Prices

Order dated August 15, 2013  
 made by the Nova Scotia Utility and Review Board  
 pursuant to Section 14 of the *Petroleum Products Pricing Act*  
 and Sections 16 to 19 of the *Petroleum Products Pricing Regulations*

**Order**

**NSUARB-GAS-W-13-33**

**In the Matter of the *Petroleum Products Pricing Act***

- and -

**In the Matter of Prescribing Prices for Petroleum Products  
 pursuant to Section 14 of the *Petroleum Products Pricing Act* and  
 Sections 16 to 19 of the *Petroleum Products Pricing Regulations***

**Before:** Kulvinder S. Dhillon, P. Eng., Member

**Order**

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

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

**And whereas** the Board revised the retail margin and transportation allowance effective January 6, 2012, in its decision, 2011 NSUARB 181, issued on November 23, 2011;

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

**And whereas** the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended August 14, 2013, are:

Grade 1 Regular gasoline	78.9¢ per litre
Ultra-low-sulfur diesel oil	81.1¢ per litre

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

Gasoline:	
Grade 1	78.9¢ per litre
Grade 2	81.9¢ per litre
Grade 3	84.9¢ per litre
Ultra-low-sulfur diesel oil	81.1¢ per litre

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

Gasoline:	plus 0.3¢ per litre
Ultra-low-sulfur diesel oil:	plus 0.2¢ per litre

**And now therefore** the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., August 16, 2013.

**Dated** at Halifax, Nova Scotia, this 15th day of August, 2013.

Sgd: Elaine Wagner  
Clerk of the Board

**Schedule “A”**

**Prices Prescribed for Petroleum Products  
under the *Petroleum Products Pricing Act* and the  
*Petroleum Products Pricing Regulations*  
effective on and after 12:01 a.m. on August 16, 2013**

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cents/Litre					Self-Service Pump Prices		Full-Service Pump Prices	
					(Pump Prices includes 15% HST)			
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
<b>Zone 1</b>								
Regular Unleaded	86.3	10.0	15.5	111.8	134.1	136.2	134.1	999.9
Mid-Grade Unleaded	89.3	10.0	15.5	114.8	137.5	139.6	137.5	999.9
Premium Unleaded	92.3	10.0	15.5	117.8	141.0	143.1	141.0	999.9
Ultra-Low-Sulfur Diesel	88.4	4.0	15.4	107.8	129.5	131.6	129.5	999.9



<b>Zone 2</b>								
Regular Unleaded	86.8	10.0	15.5	112.3	134.7	136.7	134.7	999.9
Mid-Grade Unleaded	89.8	10.0	15.5	115.3	138.1	140.2	138.1	999.9
Premium Unleaded	92.8	10.0	15.5	118.3	141.6	143.6	141.6	999.9
Ultra-Low-Sulfur Diesel	88.9	4.0	15.4	108.3	130.1	132.1	130.1	999.9
<b>Zone 3</b>								
Regular Unleaded	87.2	10.0	15.5	112.7	135.1	137.2	135.1	999.9
Mid-Grade Unleaded	90.2	10.0	15.5	115.7	138.6	140.6	138.6	999.9
Premium Unleaded	93.2	10.0	15.5	118.7	142.0	144.1	142.0	999.9
Ultra-Low-Sulfur Diesel	89.3	4.0	15.4	108.7	130.5	132.6	130.5	999.9
<b>Zone 4</b>								
Regular Unleaded	87.3	10.0	15.5	112.8	135.2	137.3	135.2	999.9
Mid-Grade Unleaded	90.3	10.0	15.5	115.8	138.7	140.8	138.7	999.9
Premium Unleaded	93.3	10.0	15.5	118.8	142.1	144.2	142.1	999.9
Ultra-Low-Sulfur Diesel	89.4	4.0	15.4	108.8	130.6	132.7	130.6	999.9
<b>Zone 5</b>								
Regular Unleaded	87.3	10.0	15.5	112.8	135.2	137.3	135.2	999.9
Mid-Grade Unleaded	90.3	10.0	15.5	115.8	138.7	140.8	138.7	999.9
Premium Unleaded	93.3	10.0	15.5	118.8	142.1	144.2	142.1	999.9
Ultra-Low-Sulfur Diesel	89.4	4.0	15.4	108.8	130.6	132.7	130.6	999.9
<b>Zone 6</b>								
Regular Unleaded	88.0	10.0	15.5	113.5	136.0	138.1	136.0	999.9
Mid-Grade Unleaded	91.0	10.0	15.5	116.5	139.5	141.6	139.5	999.9
Premium Unleaded	94.0	10.0	15.5	119.5	142.9	145.0	142.9	999.9
Ultra-Low-Sulfur Diesel	90.1	4.0	15.4	109.5	131.4	133.5	131.4	999.9

**N.S. Reg. 283/2013**

Made: August 20, 2013

Filed: August 20, 2013

Proclamation, S. 24, S.N.S. 2012, c. 34

Order in Council 2013-278 dated August 20, 2013

Proclamation made by the Governor in Council

pursuant to Section 24 of

*An Act to Amend Chapter 418 of the Revised Statutes, 1989, the Securities Act*

The Governor in Council on the report and recommendation of the Minister responsible for the *Securities Act* dated July 31, 2013, and pursuant to Section 24 of Chapter 34 of the Acts of 2012, *An Act to Amend Chapter 418 of the Revised Statutes, 1989, the Securities Act*, and subsection 3(7) of Chapter 235 of the Revised Statutes, 1989, the *Interpretation Act*, is pleased to order and declare by proclamation that Sections 15 and 20 of Chapter 34 of the Acts of 2012, *An Act to Amend Chapter 418 of the Revised Statutes, 1989, the Securities Act*, do come into force on and not before September 1, 2013.

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 24 of Chapter 34 of the Acts of 2012, *An Act to Amend Chapter 418 of the Revised Statutes, 1989, the Securities Act*, it is enacted as follows:

- 24** Clause 1(c) and Sections 15, 19 and 20 come into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Sections 15 and 20 of Chapter 34 of the Acts of 2012, *An Act to Amend Chapter 418 of the Revised Statutes, 1989, the Securities Act*, do come into force on and not before September 1, 2013;

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 15 and 20 of Chapter 34 of the Acts of 2012, *An Act to Amend Chapter 418 of the Revised Statutes, 1989, the Securities Act*, do come into force on and not before September 1, 2013, 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 Law Our Courts in the Halifax Regional  
Municipality, this 20th day of August in the year  
of Our Lord two thousand and thirteen and in the  
sixty-second year of Our Reign.

BY COMMAND:

**sgd: Ross Landry**  
Provincial Secretary  
Minister of Justice and Attorney General

**N.S. Reg. 284/2013**

Made: August 20, 2013

Filed: August 20, 2013

## Commercial Carrier Safety Fitness Rating and Compliance Regulations

Order in Council 2013-281 dated August 20, 2013  
Amendment to regulations made by the Governor in Council  
pursuant to Section 303G of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated July 23, 2013, and pursuant to Section 303G of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to amend the *Commercial Carrier Safety Fitness Rating and Compliance Regulations*, N.S. Reg. 84/2005, made by the Governor in Council by Order in Council 2005-145 dated March 31, 2005, by striking out “1000” in subclause 2(v)(ii) and substituting “2000”, effective on and after August 20, 2013.

**N.S. Reg. 285/2013**

Made: August 20, 2013

Filed: August 20, 2013

## Bingo Regulations

Order in Council 2013-282 dated August 20, 2013  
Amendment to regulations made by the Governor in Council  
pursuant to Section 127 of the *Gaming Control Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated July 23, 2013, and pursuant to Section 127 of Chapter 4 of the Acts of 1994-95, the *Gaming Control Act*, is pleased to amend the *Bingo Regulations*, N.S. Reg. 37/95, made by the Governor in Council by Order in Council 95-256 dated April 4, 1995, to update and make new rules governing the charitable bingo industry, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after August 20, 2013.

**Schedule “A”**

**Amendment to the *Bingo Regulations*  
made by the Governor in Council under Section 127  
of Chapter 4 of the Acts of 1994-95, the *Gaming Control Act***

1 Section 2 of the *Bingo Regulations*, N.S. Reg. 37/95, made by the Governor in Council by Order in Council 95-256 dated April 4, 1995, is amended by

- (a) striking out the clause letter before each definition;
- (b) adding “other than media bingo” immediately after “for the purpose of conducting bingo” in the definition of “approved premises”;
- (c) striking out the definition of “bingo” and substituting the following:

“bingo” means a licensed lottery scheme that is operated by a charitable or religious organization in accordance with the following procedure, and includes media bingo:

- (i) a prize is awarded to a person who holds a bingo card or paper issued by the licensee for a particular game and who successfully completes a predetermined pattern on the card or paper from numbers generated at random at that game, and
  - (ii) before the prize is awarded, the numbers that the person used to complete the pattern are verified and the person is declared as a winner of the game;
- (d) striking out “includes” in the definition of “charitable or religious organization” and substituting “means”;
  - (e) striking out the definition of “commercial bingo licence;”
  - (f) striking out “at the premises of” in the definition of “house rules” and substituting “by”;
  - (g) striking out “a person” in the definition of “licensee” and substituting “an organization”;
  - (h) striking out “low revenue charitable” in the definition of “low revenue charitable bingo operator” and substituting “low-revenue”;
  - (i) adding the following definition immediately after the definition of “low-revenue bingo operator”:

“media bingo” means bingo that is conducted using any of the following media, or any similar form of communication:

    - (i) notice, newspaper, poster, circular or other printed publication,
    - (ii) radio or television;
- (j) adding the following definition immediately after the definition of “net receipts”:

“rate of return to the licensee”, in relation to a licensee, means the ratio of the licensee’s net operating receipts to the licensee’s gross receipts;
  - (k) striking out the definition of “special bingo game” and substituting the following definition:

“special bingo” means an optional lottery scheme that is played as part of a bingo event and offers a fluctuating prize, and in which only those players who have paid an additional fee are eligible to participate;

- 2 (1) Subsection 3(1) of the regulations is amended by striking out “person or”.
- (2) Subsections 3(3), (4) and (5) of the regulations are repealed.
- (3) Subsection 3(6) of the regulations is amended by striking out “unless and until the person is the holder of a licence issued by the Commission” and substituting “unless the bingo is authorized under a licence”.
- (4) Subsection 3(8) of the regulations is amended by striking out “Where a charitable or religious organization is an applicant for a bingo licence, it” and substituting “An applicant for a bingo licence”.

- (5) Subsection 3(9) of the regulations is amended by
- (a) striking out “person or religious or charitable organization” where it occurs in clauses (a) and (b) and substituting “applicant”;
  - (b) adding the following clause immediately after clause (h):
    - (ha) the total value of all prizes to be offered at the bingo;
  - (c) adding “except for media bingo,” at the beginning of clause (k);
  - (d) striking out the comma at the end of clause (o) and substituting a semicolon, and adding the following clauses immediately after clause (o):
    - (oa) a copy of the house rules intended to be used by the applicant;
    - (ob) a description of any promotional activities intended to be carried out in connection with the bingo,
- (6) Subsections 3(11) and (12) of the regulations are repealed and the following subsections substituted:
- (11)** Except for media bingo, a licence shall not be issued unless the bingo to be conducted under the licence is to take place at an approved premises or a controlled outdoor area.
  - (12)** For the purposes of the Act, bingo operating equipment is designated goods and services when supplied for a bingo event.
- 3 (1) Subsection 6(5) of the regulations is repealed.
- (2) Subsection 6(6) of the regulations is amended by striking out “selling” and substituting “supplying”.
- 4 Clause 7(1)(c) of the regulations is amended by
- (a) adding “all of” immediately following “shall contain” in the text preceding subclause (i);
  - (b) adding “except for media bingo,” immediately before “the attendance” in subclause (ii);
  - (c) adding “, including special bingo prizes” immediately after “awarded” in subclause (v);
  - (d) adding “, including the total number and value of any bingo cards or paper provided free of charge or sold at a reduced price in accordance with subsection 8(6A)” immediately after “card or paper” in subclause (vi);
  - (e) striking out “, and” at the end of subclause (viii) and substituting a period; and
  - (f) repealing subclause (ix).
- 5 (1) Subsection 8(1) of the regulations is amended by repealing clauses (a) and (b) and substituting the following clauses:
- (a) \$30.15 for a 1-day to 12-month licence term; or
  - (b) \$90.45 for a 3-year licence term.

- (2) Clause 8(2)(a) of the regulations is amended by
  - (a) striking out “charitable”; and
  - (b) adding “, including special bingo prizes” immediately after “all prizes awarded”.
- (3) Clause 8(2)(b) of the regulations is repealed.
- (4) Section 8 of the regulations is further amended by adding the following subsections immediately after subsection (6):
  - (6A) Despite subsection (6) and subject to the approval of the Executive Director, a licensee may, in any year, provide bingo cards or paper free of charge or sell bingo cards or paper at a reduced price in connection with a promotional activity, but the total value of the items provided free of charge or sold at a reduced price must not exceed 5% of the rate of return to the licensee for the previous year.
  - (6B) Despite subsection (6A), the Executive Director may, in the Executive Director’s sole discretion, allow the total value of items provided free of charge or sold at a reduced price by a licensee to exceed 5% of the rate of return of the licensee for the previous year.
- 6 Section 11 of the regulations is amended by striking out “for charitable, religious or community objects or purposes”.
- 7 Subsection 11A(1) of the regulations is amended by striking out “No bingo” and substituting “Except as otherwise approved by the Executive Director, no bingo”.
- 8 Section 12 of the regulations and its heading are repealed and the following heading and Section substituted:

**Prize values**

- 12** (1) Not including special bingo prizes, the total value of all bingo prizes awarded by a single licensee shall not exceed \$20 000 for any day.
- (2) Not including special bingo prizes, the total value of all prizes awarded at a single approved premises shall not exceed \$20 000 for any day.
- (3) The total value of all prizes awarded for all special bingo games operated by a single licensee shall not exceed \$20 000 for any day.
- (4) A special bingo prize that is not awarded by a licensee at a particular bingo event may be carried over to the licensee’s next bingo event and increased in value, subject to the prohibition in subsection (3) against exceeding the \$20 000 maximum prize value.
- (5) When a special bingo prize that is carried over to subsequent bingo events reaches the maximum of \$20 000, the licensee shall notify the Executive Director and advise how the licensee intends to award the prize.
- (6) A special bingo prize that reaches the maximum of \$20 000 must be awarded within 12 weeks of the date it reaches the maximum.
- (7) Only money shall be awarded as a prize for a media bingo game.

- 9 The regulations are further amended by adding the following heading and Section immediately after Section 12:

**Rules of play**

- 12A (1)** Before the start of a bingo, the operator shall set up the number display board and shall ensure all bingo balls are present and in good condition.
- (2) The bingo caller shall display each ball to the players as it is generated at random by the bingo operating equipment.
- (3) Only numbers generated at random by bingo operating equipment shall determine which and how many players may be awarded a prize for a particular bingo game and no numbers, once called during a bingo game, shall be returned to the bingo operating equipment until the game is completed.
- (4) All prizes being offered in a bingo game, including a special bingo game, shall be announced to the players before the start of each game.
- (5) A licensee shall establish and implement house rules and shall make them available to players on request.
- (6) A licensee's house rules shall not be inconsistent with or in contravention of these regulations or the terms and conditions of the licence, and shall specify all of the following:
- (a) the manner in which all bingo and special bingo games are to be played;
  - (b) the manner in which all prizes, including special bingo prizes, are to be awarded;
  - (c) subject to the prohibition in Section 13 respecting a caller or checker, whether persons involved in the conduct and management of a bingo event are permitted to play at that bingo event;
  - (d) the procedure to be followed in the event a bingo is cancelled or delayed for any reason, including a requirement that the licensee notify the Executive Director in the event of a cancellation or delay.
- 10 (1) Subsection 16(1) of the regulations is amended by striking out "Where" and substituting "Except as provided in subsection (1A) for media bingo, when".
- (2) Section 16 of the regulations is further amended by adding the following subsection immediately after subsection 16(1):
- (1A)** When there is a declared card during a media bingo game, the following shall take place in sequence:
- (a) no further numbers shall be called pending verification of the declared card;
  - (b) the bingo machine shall remain operational until the declared card has been verified, unless the ball funnel on the bingo machine has a mechanism that allows the next bingo ball to be held by the machine;
  - (c) if the declared card is not verified as having the predetermined pattern, the caller shall call numbers until another card is declared;

- (d) if the declared card is verified as having the predetermined pattern, no further balls shall be called and the caller shall begin the next game;
- (e) the licensee must ensure that all telephone lines, or other means of communication, as the case may be, remain accessible for at least 30 minutes following the end of a bingo game to allow additional cards to be declared;
- (f) a declared card verified as having the predetermined pattern completed in the fewest numbers called shall be declared a winning card;
- (g) if there are multiple winning cards, the prize money shall be divided equally among the winners.

11 (1) Subsection 18(1) of the regulations is repealed and the following subsection substituted:

(1) A licensee shall not advertise bingo prizes, including special bingo prizes, in excess of the amounts prescribed in Section 12 for any day.

(2) Clause 18(2)(d) of the regulations is amended by adding “, including any special bingo prizes,” immediately after “prizes”.

12 (1) Subsection 20(1) of the regulations is amended by striking out “Subject to subsection (2), bingo operated by charitable or religious organizations shall operate in facilities owned by charitable or religious organizations” and substituting “Except as provided in subsection (2), bingo shall be operated in premises owned by a charitable or religious organization”.

(2) Subsection 20(2) of the regulations is amended by striking out “charitable or religious organization” and substituting “licensee”.

13 Subsection 22(1) of the regulations is repealed and the following subsection substituted:

(1) Except for media bingo, and except as provided in subsection (2), a licensee shall seat bingo players in the approved premises or controlled outdoor area where the bingo equipment and caller are physically situated.

14 (1) The regulations are further amended by striking out “low revenue charitable” where it appears in the heading immediately before Section 29, subsection 29(1), clause 29(2)(a) and clause 29(3)(a) and substituting “low-revenue”.

(2) Subsection 29(3) of the regulations is further amended by striking out “clause 2(ya)” in the text before clause (a) and substituting “the definition of “low-revenue bingo operator””.

15 Section 30 of the regulations is amended by striking out “low revenue charitable” where it appears in subsections (1) and (2) and substituting “low-revenue”.



**N.S. Reg. 286/2013**

Made: August 20, 2013

Filed: August 20, 2013

Employment Support and Income Assistance Regulations

Order in Council 2013-285 dated August 20, 2013  
Amendment to regulations made by the Governor in Council  
pursuant to Section 21 of the *Employment Support and Income Assistance Act*

The Governor in Council on the report and recommendation of the Minister of Community Services dated July 23, 2013, and pursuant to Section 21 of Chapter 27 of the Acts of 2000, the *Employment Support and Income Assistance Act*, is pleased to amend the *Employment Support and Income Assistance Regulations*, N.S. Reg. 25/2001, made by the Governor in Council by Order in Council 2001-138 dated March 23, 2001, to increase the maternal nutrition allowance in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective October 1, 2013.

**Schedule "A"**

**Amendment to the *Employment Support and Income Assistance Regulations*  
made by the Governor in Council under  
Section 21 of Chapter 27 of the Acts of 2000,  
the *Employment Support and Income Assistance Act***

The *Employment Support and Income Assistance Regulations*, N.S. Reg 25/2001, made by the Governor in Council by Order in Council 2001-138 dated March 23, 2001, are amended by striking out "\$29" in the first line of the table under the heading "Other Allowances" in Appendix "A" and substituting "\$51".

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**N.S. Reg. 287/2013**

Made: July 10, 2013 and August 20, 2013

Filed: August 20, 2013

Prosthetic Devices Tariffs Regulations

Ministerial Order dated July 10, 2013 and Order in Council 2013-289 dated August 20, 2013  
Amendment to regulations made by the Minister of Health and Wellness and the Governor in Council  
pursuant to clause 13(1)(c) and subsection 17(2) of the *Health Services and Insurance Act*

The Governor in Council on the report and recommendation of the Minister of Health and Wellness dated July 10, 2013, and pursuant to Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act* (the Act), is pleased, effective on and after August 20, 2013, to

- (a) pursuant to subsection 17(2) of the Act, amend the *Prosthetic Devices Tariffs Regulations*, N.S. Reg. 32/99, made by the Minister of Health and the Governor in Council by Order in Council 1999-146 dated April 7, 1999, in accordance with the increase to the amounts made by the Minister of Health and Wellness pursuant to clause 13(1)(c) of the Act, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation;
- (b) approve the authorization by the Minister of Health and Wellness of payments in respect of the tariff increases referred to in clause (a), in accordance with clause 13(1)(c) of the Act; and **[Clause (b) not filed as a regulation.]**

- (c) pursuant to Section 8 of the Act, authorize the Minister of Health and Wellness to enter into an agreement as set out in Schedule “B” attached to and forming part of the report and recommendation, or a form of agreement to like form and effect, with Banfield Ocular Prosthetic Services Limited respecting the provision of ocular prosthetic services. [Clause (c) not filed as a regulation.]

**Order**

**In the matter of an amendment to the *Prosthetic Devices Tariffs Regulations*  
made pursuant to clause 13(1)(c) and subsection 17(2)  
of the *Health Services and Insurance Act***

- and -

**In the matter of an increase to the tariff of fees established  
by the Minister of Health and Wellness pursuant to clause 13(1)(c)  
of the *Health Services and Insurance Act* with respect to prosthetic devices**

I, David A. Wilson, Minister of Health and Wellness for the Province of Nova Scotia, pursuant to clause 13(1)(c) of Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act*, hereby repeal the tariff of fees for ocular prostheses as established in the *Prosthetic Devices Tariffs Regulations* and establish a new tariff of fees for ocular prostheses as set out in the attached amendments to the regulations, and I authorize payments in respect of the tariff.

This Order comes into effect on the making by the Governor in Council of the amendments to the *Prosthetic Devices Tariffs Regulations* set out in this Schedule [“A”].

Dated and made at Halifax Regional Municipality, Province of Nova Scotia, July 10, 2013.

Sgd.: *David Wilson*  
Honourable David A. Wilson  
Minister of Health and Wellness

**Schedule “A”**

**Amendment to the *Prosthetic Devices Tariffs Regulations*  
made by the Minister of Health and Wellness and the Governor in Council  
pursuant to clause 13(1)(c) and subsection 17(2) of  
Chapter 197 of the Revised Statutes of Nova Scotia, 1989,  
the *Health Services and Insurance Act***

- 1 Subsection 4(2) of the *Prosthetic Devices Tariffs Regulations*, N.S. Reg. 32/99, made by the Minister of Health and the Governor in Council by Order in Council 1999-146 dated April 7, 1999, is repealed and the following subsection substituted:
- (2) The tariff of fees for ocular prostheses is in effect on and after the date this subsection comes into force to March 31, 2015.
- 2 The regulations are further amended by repealing Schedule “C” and substituting the following schedule:

**Schedule "C"**  
**Ocular Prosthesis Tariff**  
 (effective on and after the date this Schedule comes into force to March 31, 2015)

The tariff of fees for ocular prostheses is as set out in the following table:

Services	Current MSI Fee	MSI Fee 2012-13	MSI Fee 2013-14	MSI Fee 2014-15
Scleral pros	\$1529.04	\$1544.33	\$1559.77	\$1575.37
Conventional	\$1287.30	\$1313.05	\$1339.31	\$1366.09
Build-ups	\$389.76	\$395.61	\$401.54	\$407.56
Adjustments	\$130.57	\$133.18	\$135.85	\$138.56
Reglazings/rechecks	\$53.00	\$53.00	\$53.00	\$53.00
Conformers	\$272.25	\$277.70	\$283.25	\$288.91
House calls	\$62.00/hour	\$66.00/hour	\$68.00/hour	\$70.00/hour

**N.S. Reg. 288/2013**

Made: July 10, 2013 and August 20, 2013

Filed: August 20, 2013

Insured Optometric Services Tariff Regulations

Ministerial Order dated July 10, 2013 and Order in Council 2013-290 dated August 20, 2013  
 Amendment to regulations made by the Minister of Health and Wellness and the Governor in Council  
 pursuant to clause 13(1)(c) and subsection 17(2) of the *Health Services and Insurance Act*

The Governor in Council on the report and recommendation of the Minister of Health and Wellness dated July 10, 2013, and pursuant to Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act* (the Act), is pleased, effective on and after August 20, 2013, to

- (a) pursuant to subsection 17(2) of the Act,
- (i) repeal the *Insured Optometric Services Tariff Regulations*, N.S. Reg. 68/2002, made by the Minister of Health and the Governor in Council by Order in Council 2002-255 dated May 3, 2002, and
  - (ii) make new regulations respecting insured optometric services in accordance with the tariff of fees established by the Minister of Health and Wellness pursuant to clause 13(1)(c) of the Act, in the form set forth in Schedule "A" attached to and forming part of the report and recommendation; and
- (b) approve the authorization by the Minister of Health and Wellness of payments in respect of the tariff referred to in subclause (a)(ii), in accordance with clause 13(1)(c) of the Act. **[Clause (b) not filed as a regulation.]**

**In the matter of regulations respecting [an] insured optometric services tariff  
made pursuant to Section 13 and subsection 17(2)  
of the Revised Statutes of Nova Scotia, 1989,  
the *Health Services Insurance Act***

- and -

**In the matter of a tariff of fees established by  
the Minister of Health and Wellness pursuant to clause 13(1)(c)  
of the *Health Services Insurance Act*  
with respect to insured optometric services**

**Order**

I, David A. Wilson, Minister of Health and Wellness for the Province of Nova Scotia, pursuant to clause 13(1)(c) of Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act*, hereby

- (a) repeal the tariff of fees established by the *Insured Optometric Services Tariff Regulations*, N.S. Reg. 68/2002, approved by the Governor in Council by Order in Council 2002-255 dated May 31, 2002; and
- (b) establish that the tariff of fees to be paid for insured optometric services is as set out in the regulations respecting insured optometric services set forth in Schedule "A"; and
- (c) authorize payments in respect of the tariff.

This Order is effective on and after the date the regulations made by the Governor in Council respecting insured optometric services set forth in Schedule "A" come into force.

Dated and made at Halifax Regional Municipality, Province of Nova Scotia, July 10, 2013.

Sgd.: *David Wilson*  
Honourable David A. Wilson  
Minister of Health and Wellness

**Schedule "A"**

**Regulations Respecting [an] Insured Optometric Services Tariff  
made by the Minister of Health and Wellness and the Governor in Council  
pursuant to Section 13 and subsection 17(2) of Chapter 197  
of the Revised Statutes of Nova Scotia, 1989,  
the *Health Services and Insurance Act***

**Citation**

1 These regulations may be cited as the *Insured Optometric Services Tariff Regulations*.

**Insured optometric services**

2 The insured optometric services are as set out in the following table:

Health Service Code	Description	Conditions for Coverage	Insured Ages	Frequency	Medical Service Units
09.02C	Full exam—routine		0-9 yrs, 65 yrs & over	1 per 2-yr period	20.48
09.02C	Full exam—routine (physician referral only)		0-9 yrs, 65 yrs & over	1 per 2-yr period	24
09.02C	Full exam—non-routine	<ul style="list-style-type: none"> <li>• medical necessity</li> </ul>	any age	1 per yr	20.48
09.02C	Full exam—non-routine (physician referral only)	<ul style="list-style-type: none"> <li>• medical necessity</li> </ul>	any age	1 per yr	24
09.02F	Full exam—optometric vision analysis under enhanced vision screening program		up to 19 yrs	no limitation	20.48
09.02G	Low vision assessment	<ul style="list-style-type: none"> <li>• patient must have subnormal vision, and not able to perform normal activities with spectacles</li> <li>• acuity must be at least 20/50 or worse in the better eye</li> </ul>	any age	1 per 2-yr period, for initial assessment  1 follow-up to ensure devices being used correctly and address any other needs	30, for initial assessment  13, for subsequent assessment
3.03	Continuing care	<ul style="list-style-type: none"> <li>• medical necessity</li> </ul>	any age	1 per yr	11
3.03	Continuing care (physician referral only)	<ul style="list-style-type: none"> <li>• medical necessity</li> </ul>	any age	1 per yr	11
3.03	Continuing care (other than physician referral)	<ul style="list-style-type: none"> <li>• medical necessity</li> </ul>	any age	1 per yr	11
3.03	Continuing care in conjunction with attending & describing differential diagnosis	<ul style="list-style-type: none"> <li>• eye pathology is identified or suspected</li> <li>• a specific diagnostic code is indicated (in acc. with MSI Optometry Manual)</li> <li>• must be submitted with text indicating the drug prescribed or that no prescription required</li> <li>• optometrist must hold valid optometric drug licence</li> </ul>	any age	6 per yr	11

3.03	Continuing care in conjunction with attending & describing differential diagnosis, when diagnosis warrants referral to ophthalmologist	<ul style="list-style-type: none"> <li>visit must result in referral to ophthalmologist</li> <li>must be submitted with text indicating the name of the ophthalmologist receiving the referral</li> </ul>	a[n]y age	1 per patient incident	14
3.03	Diagnostic interview and evaluation described as limited ophthalmologist referral	<ul style="list-style-type: none"> <li>ophthalmologist refers patient back to optometrist for follow-up care</li> </ul>	any age	2 per year	11, for continuing care  14, for continuing care in conjunction with attending and describing differential diagnosis
22.69A	Punctal occlusion	<ul style="list-style-type: none"> <li>eye pathology is identified or suspected</li> <li>permanent plugs only</li> <li>insertions only, not materials</li> <li>not for contact <del>lense</del>[lens]-related dry eye</li> </ul>	any age	1 per eye per lifetime	22, for unilateral  33, for bilateral
21.31	Dilation of lacrimal punctum	<ul style="list-style-type: none"> <li>eye pathology is identified or suspected</li> <li>true epiphora</li> <li>positive Jones test</li> <li>patient must not have ectropion</li> </ul>	any age	1 per eye per lifetime	30, for unilateral  45, for bilateral
09.32A	Contact lens fitting (patients 16 yrs & over)	<ul style="list-style-type: none"> <li>diagnosis must be keratoconus &amp; diagnostic code 37160 used</li> <li>kerotometer reading must be at least 47 diopters in the visual axis</li> <li>patient must have at least 5.0 diopters of astigmatism</li> <li>corrected vision with spectacles must not be more than 6/12 in the better eye</li> </ul>	16 yrs & over	no limitation	83.3, for unilateral  166.6 for bilateral

09.32A	Contact lens fitting (patients [patients] under 16 yrs)	<ul style="list-style-type: none"> <li>• diagnosis must be keratoconus &amp; diagnostic code 37160 used</li> <li>• kerotometer reading must be at least 47 diopters in the visual axis</li> <li>• patient must have at least 5.0 diopters of astigmatism</li> <li>• corrected vision with spectacles must not be more than 6/12 in the better eye</li> </ul>	15 yrs & under	no limitation	104.13, for unilateral  208.25, for bilateral
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**Tariff of fees**

3 The tariff of fees for insured optometric services is as follows:

- (a) for insured optometric services provided between April 1, 2012, and March 31, 2013, the Medical Services Unit (MSU) is \$2.72;
- (b) effective April 1, 2013, the MSU is increased to \$2.76; and
- (c) effective April 1, 2014, the MSU is increased to \$2.80.

**N.S. Reg. 289/2013**

Made: August 20, 2013

Filed: August 20, 2013

Proclamation, S. 6, S.N.S. 2013, c. 26

Order in Council 2013-291 dated August 20, 2013

Proclamation made by the Governor in Council

pursuant to Section 6 of

*An Act to Amend Chapter 33 of the Acts of 2004, the Protection for Persons in Care Act*

The Governor in Council on the report and recommendation of the Minister of Health and Wellness and the Minister of Community Services dated July 4, 2013, and pursuant to Section 6 of Chapter 26 of the Acts of 2013, *An Act to Amend Chapter 33 of the Acts of 2004, the Protection for Persons in Care Act*, is pleased to order and declare by proclamation that Chapter 26 of the Acts of 2013, *An Act to Amend Chapter 33 of the Acts of 2004, the Protection for Persons in Care Act*, do come into force on and not before August 20, 2013.

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 6 of Chapter 26 of the Acts of 2013, *An Act to Amend Chapter 33 of the Acts of 2004, the Protection for Persons in Care Act*, it is enacted as follows:

- 6 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 26 of the Acts of 2013, *An Act to Amend Chapter 33 of the Acts of 2004, the Protection for Persons in Care Act*, do come into force on and not before August 20, 2013;

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 26 of the Acts of 2013, *An Act to Amend Chapter 33 of the Acts of 2004, the Protection for Persons in Care Act*, do come into force on and not before August 20, 2013, 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 Our Government House in the Halifax Regional  
Municipality, this 20th day of August in the year  
of Our Lord two thousand and thirteen and in the  
sixty-second year of Our Reign.

BY COMMAND:

**sgd: Ross Landry**  
Provincial Secretary  
Minister of Justice and Attorney General



**N.S. Reg. 290/2013**

Made: August 22, 2013

Filed: August 26, 2013

Prescribed Petroleum Products Prices

Order dated August 22, 2013  
made by the Nova Scotia Utility and Review Board  
pursuant to Section 14 of the *Petroleum Products Pricing Act*  
and Sections 16 to 19 of the *Petroleum Products Pricing Regulations*

**Order****NSUARB-GAS-W-13-34****In the Matter of the *Petroleum Products Pricing Act*****- and -**

**In the Matter of Prescribing Prices for Petroleum Products  
pursuant to Section 14 of the *Petroleum Products Pricing Act* and  
Sections 16 to 19 of the *Petroleum Products Pricing Regulations***

**Before:** Roland A. Deveau, Q.C., Vice-Chair**Order**

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

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

**And whereas** the Board revised the retail margin and transportation allowance effective January 6, 2012, in its decision, 2011 NSUARB 181, issued on November 23, 2011;

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

**And whereas** the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended August 21, 2013, are:

Grade 1 Regular gasoline	80.2¢ per litre
Ultra-low-sulfur diesel oil	83.4¢ per litre

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

Gasoline:	
Grade 1	80.2¢ per litre
Grade 2	83.2¢ per litre
Grade 3	86.2¢ per litre
Ultra-low-sulfur diesel oil	83.4¢ per litre

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

Gasoline:	plus 0.5¢ per litre
Ultra-low-sulfur diesel oil:	plus 0.6¢ per litre

**And now therefore** the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., August 23, 2013.

Dated at Halifax, Nova Scotia, this 22<sup>nd</sup> day of August, 2013.

Sgd: *D. Pedlar*  
Clerk of the Board

**Schedule "A"**

**Prices Prescribed for Petroleum Products  
under the *Petroleum Products Pricing Act* and the  
*Petroleum Products Pricing Regulations*  
effective on and after 12:01 a.m. on August 23, 2013**

<b>Nova Scotia Petroleum Price Schedule</b>								
<b>Petroleum Prices in Cents/Litre</b>					<b>Self-Service Pump Prices</b>		<b>Full-Service Pump Prices</b>	
					<b>(Pump Prices includes 15% HST)</b>			
	<b>Base Wholesale Price</b>	<b>Fed. Excise Tax</b>	<b>Prov. Tax</b>	<b>Wholesale Selling Price</b>	<b>Min</b>	<b>Max</b>	<b>Min</b>	<b>Max</b>
<b>Zone 1</b>								
Regular Unleaded	87.9	10.0	15.5	113.4	135.9	138.0	135.9	999.9
Mid-Grade Unleaded	90.9	10.0	15.5	116.4	139.4	141.5	139.4	999.9
Premium Unleaded	93.9	10.0	15.5	119.4	142.8	144.9	142.8	999.9
Ultra-Low-Sulfur Diesel	91.2	4.0	15.4	110.6	132.7	134.8	132.7	999.9
<b>Zone 2</b>								
Regular Unleaded	88.4	10.0	15.5	113.9	136.5	138.6	136.5	999.9
Mid-Grade Unleaded	91.4	10.0	15.5	116.9	140.0	142.0	140.0	999.9
Premium Unleaded	94.4	10.0	15.5	119.9	143.4	145.5	143.4	999.9
Ultra-Low-Sulfur Diesel	91.7	4.0	15.4	111.1	133.3	135.4	133.3	999.9
<b>Zone 3</b>								
Regular Unleaded	88.8	10.0	15.5	114.3	137.0	139.0	137.0	999.9
Mid-Grade Unleaded	91.8	10.0	15.5	117.3	140.4	142.5	140.4	999.9
Premium Unleaded	94.8	10.0	15.5	120.3	143.9	145.9	143.9	999.9
Ultra-Low-Sulfur Diesel	92.1	4.0	15.4	111.5	133.7	135.8	133.7	999.9
<b>Zone 4</b>								
Regular Unleaded	88.9	10.0	15.5	114.4	137.1	139.2	137.1	999.9
Mid-Grade Unleaded	91.9	10.0	15.5	117.4	140.5	142.6	140.5	999.9
Premium Unleaded	94.9	10.0	15.5	120.4	144.0	146.0	144.0	999.9
Ultra-Low-Sulfur Diesel	92.2	4.0	15.4	111.6	133.9	135.9	133.9	999.9
<b>Zone 5</b>								
Regular Unleaded	88.9	10.0	15.5	114.4	137.1	139.2	137.1	999.9
Mid-Grade Unleaded	91.9	10.0	15.5	117.4	140.5	142.6	140.5	999.9
Premium Unleaded	94.9	10.0	15.5	120.4	144.0	146.0	144.0	999.9
Ultra-Low-Sulfur Diesel	92.2	4.0	15.4	111.6	133.9	135.9	133.9	999.9
<b>Zone 6</b>								
Regular Unleaded	89.6	10.0	15.5	115.1	137.9	140.0	137.9	999.9
Mid-Grade Unleaded	92.6	10.0	15.5	118.1	141.3	143.4	141.3	999.9
Premium Unleaded	95.6	10.0	15.5	121.1	144.8	146.9	144.8	999.9
Ultra-Low-Sulfur Diesel	92.9	4.0	15.4	112.3	134.7	136.7	134.7	999.9

**N.S. Reg. 291/2013**

Made: August 23, 2013

Filed: August 28, 2013

## Employment Support and Income Assistance Regulations

Order in Council 2013-294 dated August 23, 2013  
Amendment to regulations made by the Governor in Council  
pursuant to Section 21 of the *Employment Support and Income Assistance Act*

The Governor in Council on the report and recommendation of the Minister of Community Services dated August 14, 2013, and pursuant to Section 21 of Chapter 27 of the Acts of 2000, the *Employment Support and Income Assistance Act*, is pleased to amend the *Employment Support and Income Assistance Regulations*, N.S. Reg. 25/2001, made by the Governor in Council by Order in Council 2001-138 dated March 23, 2001, to clarify special needs, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after October 1, 2013.

**Schedule "A"**

**Amendment to the *Employment Support and Income Assistance Regulations*  
made by the Governor in Council  
pursuant to Section 21 of Chapter 27 of the Acts of 2000,  
the *Employment Support and Income Assistance Act***

- 1 Subsection 24(1) of the *Employment Support and Income Assistance Regulations*, N.S. Reg. 25/2001, made by the Governor in Council by Order in Council 2001-138 dated March 23, 2001, is amended by
  - (a) striking out the period at the end of clause (b) and substituting a semicolon; and
  - (b) adding the following clause immediately after clause (b):
    - (c) an item or service that is determined despite clauses (2)(b) and (d) to be a special need in accordance with Section 24A.
- 2 The regulations are further amended by renumbering Section 24A as Section 24B and adding the following heading and Section immediately after Section 24:

**Special need essential for health**

**24A (1)** An applicant or recipient may submit a request for assistance on the form approved by the Director for an item or service that is excluded from the definition of "special needs" by clause 24(2)(b) or (d) and that is

- (a) prescribed within the scope of their practice by one of the following health practitioners who is licensed to practice [practise] their profession in Nova Scotia as essential for the health of the applicant or recipient or the spouse or dependent child of the applicant or recipient:
  - (i) physician,
  - (ii) dentist,
  - (iii) nurse practitioner; and

- (b) provided by a medical professional licensed or registered to ~~practice~~ [practise] in Nova Scotia.
  - (2) Subsection (1) does not apply to a request for medical marijuana or any equipment, supplies, materials or services used in producing or administering medical marijuana.
  - (3) In determining whether an item or service prescribed under clause (1)(a) is a special need under this Section, all of the following must be taken into account:
    - (a) the needs or circumstances of the applicant, recipient, spouse or dependent child;
    - (b) evidence of the medical appropriateness, necessity and effectiveness of the requested item or service;
    - (c) the cost of providing assistance for the requested item or service in comparison to other alternatives that would meet the needs of the applicant, recipient, spouse or dependent child;
    - (d) availability of alternative items or services that are insured under a Provincial health services program or are otherwise funded by government;
    - (e) whether providing the assistance requested will fulfill the purposes of the Act.
  - (4) If a caseworker determines that the item or service is a special need under this Section, these regulations apply to it as a special need.
  - (5) If a caseworker determines that the item or service is not a special need under this Section, the caseworker shall notify the applicant and provide written reasons for the decision, and the decision may be appealed to the Assistance Appeal Board.
- 3 Section 25 of the regulations is re-designated as subsection 25(1) and the following subsections added immediately after subsection (1):
- (2) A caseworker may request advice from a person qualified to provide advice in respect of the medical appropriateness, necessity and effectiveness of an item or service to be taken into account under clause 24A(3)(b), and the caseworker must take this advice into consideration in determining whether the item or service is a special need under Section 24A.
  - (3) A caseworker who requests advice under subsection (2) must advise their supervisor.

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**N.S. Reg. 292/2013**

Made: July 23, 2013

Approved: August 23, 2013

Filed: August 28, 2013

Buy Local Number Plates Regulations

Order in Council 2013-296 dated August 23, 2013  
Regulations approved by the Governor in Council  
pursuant to Section 38 of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated July 23, 2013, and pursuant to Section 38 of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to approve regulations made by the Minister of Service

Nova Scotia and Municipal Relations respecting buy-local number plates in the form set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after August 23, 2013.

**Schedule “A”**

**In the Matter of Section 38 of Chapter 293 of the  
Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act***

- and -

**In the Matter of Regulations Respecting Buy-local Number Plates  
made by the Minister of Service Nova Scotia and Municipal Relations  
pursuant to Section 38 of the *Motor Vehicle Act***

**Order**

I, John M<sup>ac</sup>Donell, Minister of Service Nova Scotia and Municipal Relations for the Province of Nova Scotia, pursuant to Section 38 of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, hereby make regulations respecting buy-local number plates in the form set forth in the attached, effective on and after the later of August 1, 2013, and the date this Order is approved by the Governor in Council.

**Dated** and made at Halifax, in the Halifax Regional Municipality, Nova Scotia, July 23rd, 2013.

Sgd.: *John M<sup>ac</sup>Donell*  
Honourable John M<sup>ac</sup>Donell,  
Minister of Service Nova Scotia Municipal Relations

**Regulations Respecting Buy-local Number Plates  
made by the Minister of Service Nova Scotia and Municipal Relations  
under Section 38 of Chapter 293 of the Revised Statutes of Nova Scotia, 1989,  
the *Motor Vehicle Act***

**Citation**

**1** These regulations may be cited as the *Buy Local Number Plates Regulations*.

**Definitions**

**2** In these regulations,

“buy local number plate” means a special number plate as described in Section 3;

“Select Nova Scotia Fund” means the Select Nova Scotia Fund established as a special purpose fund under Section 10 of the *Finance Act*.

**Description of plate**

**3** On application to the Registry of Motor Vehicles in the form approved by the Registrar, and subject to these regulations, a person may be issued a special number plate that

- (a) is 15.24 cm in width by 30.48 cm in length;
- (b) shows a depiction of the Nova Scotia flag and the words “Select Nova Scotia” followed by blue letters and numerals on a silver white field; and

- (c) shows the words “NOVA SCOTIA” at the top and “Buy Local” at the bottom, and is otherwise in general accordance with the number plate depicted in Schedule A.

**Eligibility for initial buy local number plate**

- 4 A person who has made a contribution of \$50 to the Select Nova Scotia Fund is eligible to apply for a buy local number plate.

**Renewals**

- 5 A person who has been issued a buy local number plate may retain the buy local number plate if an additional \$50 donation is made to the Select Nova Scotia Fund on each renewal of the permit for the motor vehicle for which the plate is issued.

**Vehicle weight restriction**

- 6 A buy local number plate may be issued only for a vehicle that is a passenger motor vehicle or a commercial motor vehicle and has a registered weight of 5000 kg or less.

**Schedule A  
Depiction of Buy Local Number Plate**

