

Royal



Gazette

Part II

Regulations under the Regulations Act

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

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

N.S. Reg. 14/2014

Made: January 28, 2014

Filed: January 29, 2014

Renewable Electricity Regulations

Order in Council 2014-26 dated January 28, 2014
Amendment to regulations made by the Governor in Council
pursuant to Section 5 of the *Electricity Act*

The Governor in Council on the report and recommendation of the Minister of Energy dated December 19, 2013, and pursuant to Section 5 of Chapter 25 of the Acts of 2004, the *Electricity Act*, is pleased to amend the *Renewable Electricity Regulations*, N.S. Reg. 155/2010, made by the Governor in Council by Order in Council 2010-381 dated October 12, 2010, to provide clarity around the effect of an Order of the Nova Scotia Utility and Review Board dated September 12, 2012, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after January 28, 2014.

Schedule "A"

**Amendment to the *Renewable Electricity Regulations*
made by the Governor in Council under Section 5
of Chapter 25 of the Acts of 2004,
the *Electricity Act***

Section 7 of the *Renewable Electricity Regulations*, N.S. Reg. 155/2010, made by the Governor in Council by Order in Council 2010-381 dated October 12, 2010, is amended by adding the following subsection immediately after subsection (3):

- (4) For greater certainty, nothing in subsection 7(3) affects Section 6 of the Order of the Nova Scotia Utility and Review Board dated September 12, 2012, in Matter M04862, which remains in effect unless and until modified by the Board.

N.S. Reg. 15/2014

Made: January 28, 2014

Filed: January 29, 2014

Liquor Licensing Regulations

Order in Council 2014-28 dated January 28, 2014
Amendment to regulations made by the Governor in Council
pursuant to Section 50 of the *Liquor Control Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated December 24, 2013, and pursuant to Section 50 of Chapter 260 of the Revised Statutes of Nova Scotia, 1989, the *Liquor Control Act*, is pleased to amend the *Liquor Licensing Regulations*, N.S. Reg. 365/2007, made by the Governor in Council by Order in Council 2007-445 dated August 17, 2007, to permit beer manufactured by a licensee and sold in a licensed premises to be removed from the licensed premises for the purposes of consumption away from the licensed premises, subject to certain terms and conditions, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after January 28, 2014.

Schedule "A"

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

- 1 Subsection 50A(1) of the *Liquor Licensing Regulations*, N.S. Reg. 365/2007, made by the Governor in Council by Order in Council 2007-445 dated August 17, 2007, is amended by striking out "A licensee" and substituting "Except for the off-premises sale of beer under Section 58B, a licensee".
- 2 The regulations are further amended by repealing Section 58 and substituting the following Section:

58 Except as provided in Section 58A for re-corked wine and in Section 58B for off-premises sales of beer, a licensee must not permit liquor that was sold in their licensed premises to be taken from the premises.
- 3 The regulations are further amended by adding the following headings and Sections immediately after Section 58:

Taking re-corked wine from licensed premises

58A An eating establishment licensee may permit a customer to take an unfinished bottle of wine from their licensed premises if the licensee does all of the following:

- (a) re-corks the bottle by inserting a cork into the bottle so that the cork is flush with the top of the bottle;
- (b) informs the customer of the requirements in subsections 54(6) and (7) of the Act for transporting the open bottle of liquor in a motor vehicle.

Off-premises sales of beer

58B (1) In this Section, "off-premises sale" means a sale of beer that meets all of the following criteria:

- (a) the beer was produced by the licensee that is selling it;
 - (b) the sale is conducted in the licensee's licensed premises;
 - (c) the beer is sold for consumption outside the licensee's licensed premises.
- (2)** With the approval of the Executive Director, a licensee may permit a customer to take beer that was purchased in an off-premises sale away from their licensed premises, if all of the following requirements are met:
- (a) the licensee holds a permit issued under the *Nova Scotia Liquor Corporation Regulations* made under the Act that authorizes the licensee to produce less than 15 000 hectolitres of beer per year;
 - (b) the manufacturing facility that is subject to the permit referred to in clause (a) and any licensed premises in which the beer is sold is owned and operated by the same licensee;

- (c) the beer is sold in a licensed premises that is located adjacent to the manufacturing facility that is subject to the permit referred to in clause (a) or in one of up to 4 additional licensed premises;
 - (d) the beer is sold in a sealed bottle of a type and with a volume capacity approved by the Executive Director;
 - (e) despite the hours during which the licensee is authorized to sell or dispense liquor, no off-premises sale of beer is made after 10:00 p.m.;
 - (f) the licensee ensures that any person who has purchased beer in an off-premises sale immediately leaves the licensed premises following the purchase;
 - (g) any additional terms and conditions that the Executive Director prescribes to ensure the intent of this Section is met.
- (3) A licensee must not sell any liquor in an off-premises sale other than beer produced by the licensee.
-

N.S. Reg. 16/2014

Made: January 28, 2014

Filed: January 29, 2014

Business Registry Regulations

Order in Council 2014-29 dated January 28, 2014
Amendment to regulations made by the Governor in Council
pursuant to Section 4 of the Business Electronic Filing Act

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations and the Minister of Natural Resources dated December 13, 2013, and pursuant to Section 4 of Chapter 3 of the Acts of 1995-96, the *Business Electronic Filing Act*, is pleased to amend the *Business Registry Regulations*, N.S. Reg. 14/2000, made by the Governor in Council by Order in Council 2000-24 dated February 2, 2000, to designate certain enactments for the purpose of the Act in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after January 30, 2014.

Schedule "A"

**Amendment to the *Business Registry Regulations*
made by the Governor in Council under Section 4
of Chapter 3 of the Acts of 1995-96,
the *Business Electronic Filing Act***

The table in Section 3 of the *Business Registry Regulations*, N.S. Reg. 14/2000, made by the Governor in Council by Order in Council 2000-24 dated February 2, 2000, is amended by

- (a) adding the following rows immediately before the row that begins with “*Building Code Act*”:

| | |
|-----------------------------------|-----|
| <i>Beaches Act</i> | all |
| <i>Beaches and Foreshores Act</i> | all |

- (b) adding the following row immediately before the row that begins with “*Day Care Act*”:

| | |
|------------------------|-----|
| <i>Crown Lands Act</i> | all |
|------------------------|-----|

N.S. Reg. 17/2014

Made: January 28, 2014

Filed: January 29, 2014

Proclamation, S. 8, S.N.S. 2011, c. 37

Order in Council 2014-30 dated January 28, 2014

Proclamation made by the Governor in Council

pursuant to Section 8 of the

Identification of Criminals Act

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated January 14, 2014, and pursuant to Section 8 of Chapter 37 of the Acts of 2011, the *Identification of Criminals 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 1, 2, 4, 5 and 7 of Chapter 37 of the Acts of 2011, the *Identification of Criminals Act*, do come into force on and not before January 30, 2014.

PROVINCE OF NOVA SCOTIA

sgd: **J. J. Grant**

G/S

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

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

GREETING:

A PROCLAMATION

WHEREAS in and by Section 8 of Chapter 37 of the Acts of 2011, the *Identification of Criminals Act*, it is enacted as follows:

- 8** 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 Sections 1, 2, 4, 5 and 7 of Chapter 37 of the Acts of 2011, the *Identification of Criminals Act*, do come into force on and not before January 30, 2014;

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 1, 2, 4, 5 and 7 of Chapter 37 of the Acts of 2011, the *Identification of Criminals Act*, do come into force on and not before January 30, 2014, of which all persons concerned are to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these our Letters to be made Patent and the Great Seal of Nova Scotia to be hereunto affixed.

WITNESS, Our Trusty and Well Beloved His Honour Brigadier-General, the Honourable J. J. Grant (Retired), Lieutenant Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 28th day of January in the year of Our Lord two thousand and fourteen and in the sixty-second year of Our Reign.

BY COMMAND:

sgd: Lena Metlege Diab
Provincial Secretary
Minister of Justice and Attorney General

N.S. Reg. 18/2014

Made: January 28, 2014

Filed: January 29, 2014

Fingerprinting Regulations

Order in Council 2014-31 dated January 28, 2014
Regulations made by the Governor in Council
pursuant to Section 21 of the *Change of Name Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated January 8, 2014, and pursuant to Section 21 of Chapter 66 of the Revised Statutes of Nova Scotia, 1989, the *Change of Name Act*, is pleased to make regulations exempting persons or classes of persons from the fingerprinting requirement, respecting the process by which fingerprints are provided to the Royal Canadian Mounted Police and prescribing an organization as an authorized agency, in the form set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after January 30, 2014.

Schedule "A"

Regulations Respecting Fingerprinting
made by the Governor in Council under Section 21
of Chapter 66 of the Revised Statutes of Nova Scotia, 1989,
the *Change of Name Act*

Citation

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

Definitions

2 In these regulations,

“Act” means the *Change of Name Act*.

Exemption for children under 12

3 Children who are under 12 years old are exempt from the fingerprinting requirement in the Act.

Other prescribed authorized agencies

4 All of the following organizations are prescribed as authorized agencies for the purposes of Section 12A of the Act:

- (a) the Canadian Corps of Commissionaires;
- (b) any police agency that is recognized by the Royal Canadian Mounted Police’s Canadian Criminal Real Time Identification Services.

Fingerprinting process

5 A person required to be fingerprinted under Section 12A of the Act must appear personally at an authorized agency.

N.S. Reg. 19/2014

Made: January 29, 2014

Filed: January 31, 2014

Designation of Debts Order

Order dated January 29, 2014
made by the Minister of Service Nova Scotia and Municipal Relations
pursuant to subsection 452A(2) of the *Municipal Governments Act*

**In the Matter of Subsection 452A(2) of Chapter 18 of the
Acts of 1998, the *Municipal Government Act***

and

**In the Matter of the Designation of Debts Owing to Municipalities as Debts
Due to Her Majesty in the Right of the Province**

Order

I, Mark Furey, Minister of Service Nova Scotia and Municipal Relations, pursuant to subsection 452A(2) of Chapter 18 of the Acts of 1998, the *Municipal Government Act*, at the request of the municipalities listed in Schedule “A” attached to and forming part of this Order, designate the following debts owing to municipalities to be debts due to Her Majesty in right of the Province of Nova Scotia, effective on and after the date of this Order:

All fines which are unpaid as of December 31, 2013, and which have been ordered by the Nova Scotia Supreme Court or the Nova Scotia Provincial Court to be paid by an offender for contravention of a bylaw of any of the municipalities listed in Schedule "A" attached to and forming part of this Order.

Made at Halifax, Nova Scotia, on January 29, 2014.

Per: Sgd. *Mark Furey*
Honourable Mark Furey
Minister of Service Nova Scotia and Municipal Relations

Schedule "A"
List of Municipalities
(Designation of Debts for Unpaid Fines)

Municipality of the County of Antigonish
Municipality of the District of Argyle
Municipality of Barrington
Municipality of the District of Chester
Municipality of Clare
Municipality of the County of Colchester
Municipality of the District of Digby
Municipality of the District of Guysborough
Halifax Regional Municipality
Municipality of the District of East Hants
Municipality of the District of West Hants
Municipality of the District of Lunenburg
Municipality of the County of Pictou
Municipality of the County of Richmond
Region of Queens Municipality
Municipality of the District of St. Mary's
Town of Amherst
Town of Antigonish
Town of Berwick
Town of Bridgetown
Town of Clark's Harbour
Town of Digby
Town of Lockeport
Town of Lunenburg
Town of Mahone Bay
Town of Middleton
Town of Mulgrave
Town of New Glasgow
Town of Oxford
Town of Shelburne
Town of Stewiacke
Town of Trenton
Town of Windsor
Village of Pugwash
Village of St. Peter's

N.S. Reg. 20/2014

Made: January 30, 2014

Filed: January 31, 2014

Prescribed Petroleum Products Prices

Order dated January 30, 2014
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-14-06****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: Roberta J. Clarke, Q.C., 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 January 29, 2014, are:

| | |
|-----------------------------|-----------------|
| Grade 1 Regular gasoline | 78.7¢ per litre |
| Ultra-low-sulfur diesel oil | 94.2¢ per litre |

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

| | |
|-----------------------------|-----------------|
| Gasoline: | |
| Grade 1 | 78.7¢ per litre |
| Grade 2 | 81.7¢ per litre |
| Grade 3 | 84.7¢ per litre |
| Ultra-low-sulfur diesel oil | 94.2¢ 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 0.4¢ per litre |
| Ultra-low-sulfur diesel oil: | plus 0.8¢ per litre |

And whereas a winter blending adjustment of plus 2.2¢ per litre is required for ultra-low-sulfur diesel oil;

And now therefore the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., January 31, 2014.

Dated at Halifax, Nova Scotia, this 30th day of January, 2014.

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 January 31, 2014**

| Nova Scotia Petroleum Price Schedule | | | | | | | | |
|---|-----------------------------|------------------------|------------------|--------------------------------|---------------------------------------|------------|---------------------------------|------------|
| Petroleum Prices in Cents/Litre | | | | | Self-Service Pump Prices | | Full-Service Pump Prices | |
| | | | | | (Pump Prices includes 15% HST) | | | |
| | Base Wholesale Price | Fed. Excise Tax | Prov. Tax | Wholesale Selling Price | Min | Max | Min | Max |
| Zone 1 | | | | | | | | |
| Regular Unleaded | 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 | 104.4 | 4.0 | 15.4 | 123.8 | 147.9 | 150.0 | 147.9 | 999.9 |
| Zone 2 | | | | | | | | |
| 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 | 104.9 | 4.0 | 15.4 | 124.3 | 148.5 | 150.5 | 148.5 | 999.9 |
| Zone 3 | | | | | | | | |
| 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 | 105.3 | 4.0 | 15.4 | 124.7 | 148.9 | 151.0 | 148.9 | 999.9 |
| Zone 4 | | | | | | | | |
| 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 | 105.4 | 4.0 | 15.4 | 124.8 | 149.0 | 151.1 | 149.0 | 999.9 |
| Zone 5 | | | | | | | | |
| 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 | 105.4 | 4.0 | 15.4 | 124.8 | 149.0 | 151.1 | 149.0 | 999.9 |
| Zone 6 | | | | | | | | |
| 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 | 106.1 | 4.0 | 15.4 | 125.5 | 149.8 | 151.9 | 149.8 | 999.9 |

N.S. Reg. 21/2014

Made: February 4, 2014

Filed: February 4, 2014

Segway Pilot Project Regulations

Order in Council 2014-40 dated February 4, 2014
Regulations made by the Governor in Council
pursuant to Section 307 of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Transportation and Infrastructure Renewal dated January 6, 2014, and pursuant to Section 307 of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to make regulations respecting a Segway pilot project in the form set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after February 4, 2014.

Schedule “A”

**Regulations Respecting a Pilot Project for Segways
made by the Governor in Council under Section 307 of
Chapter 293 of the Revised Statutes of Nova Scotia, 1989,
the *Motor Vehicle Act***

Interpretation and Application**Citation**

1 These regulations may be cited as the *Segway Pilot Project Regulations*.

Definitions

2 In these regulations,

“Act” means the *Motor Vehicle Act*;

“applicant” means an applicant for participation in the pilot project;

“application” means an application for participation in the pilot project;

“authorized Segway” means a Segway that is owned or leased by a participant and identified in a pilot project permit;

“identification sticker” means a sticker issued by the Department to be attached to an authorized Segway that identifies both the participant who owns or leases it and its unit number;

“participant” means a person that has been issued a pilot project permit;

“pilot project” means the Department’s project for researching, testing and evaluating Segways on highways as authorized by these regulations;

“pilot project permit” means a permit issued under Section 9 to participate in the pilot project;

“ride”, in relation to a Segway, means to operate the Segway;

“Segway” means a 2-wheeled, self-balancing electric vehicle manufactured by Segway Inc., designed for the personal transportation of a single person and known as the Segway personal transporter or the Segway human transporter.

Pilot project duration

3 The pilot project begins on February 1, 2014, and ends on January 31, 2016.

Only authorized Segways allowed on highway

4 A person must not ride a Segway on a highway unless it is an authorized Segway.

Authorized Segway deemed to be pedestrian or bicycle

5 (1) For the purpose of the Act and the regulations made under the Act, and despite the definition of “motor vehicle” in the Act,

- (a) when an authorized Segway is ridden on a sidewalk, the Segway and its rider are deemed to be a pedestrian;
- (b) when an authorized Segway is ridden on a roadway,
 - (i) it is deemed to be a bicycle and not a motor vehicle, and
 - (ii) its rider is deemed to be a cyclist.
- (2) Except as otherwise provided in these regulations, an authorized Segway and its rider must comply with all of the requirements of the Act that are applicable to
 - (a) a pedestrian when the Segway is ridden on a sidewalk; and
 - (b) a bicycle and a cyclist when the Segway is ridden on a roadway.

Exemptions from Act

6 An authorized Segway on a roadway is not required to comply with the following provisions of the Act:

- (a) Section 119, respecting hand signals,
- (b) Section 122, respecting left turns;
- (c) subsection 171(4), respecting cyclists riding on roadways other than in bicycles lanes.

Participation in Pilot Project**Applying to participate in pilot project**

7 (1) An application must be made to the Minister on a form provided by the Department and must include any information or material required by the Minister to assess the suitability of the applicant’s participation, and in particular must include all of the following information:

- (a) the applicant’s contact information;
- (b) the number of Segways the applicant proposes to be operated under the pilot project permit and the serial number for each Segway;
- (c) the routes the applicant proposes that the Segways be operated on;

- (d) the training program that will be provided to each rider;
 - (e) the hours the Segways will be operated;
 - (f) for an applicant who will be using the Segways for commercial purposes, the nature of the applicant's business.
- (2) On receipt of an application, the Department must forward a copy of it to the traffic authority responsible for any highways identified on the routes proposed by the applicant.
- (3) A traffic authority who receives an application under subsection (2) must provide any objections to the application to the Department in writing no later than 30 days after the date the traffic authority receives the application.

Eligibility for participation

8 An applicant is not eligible to be issued a pilot project permit if any of the following apply:

- (a) the applicant does not apply in accordance with these regulations;
- (b) the applicant submits an application containing a false statement or false, incorrect or misleading information;
- (c) the applicant owns or leases fewer than 3 Segways.

Pilot project permit

- 9** (1) The Minister, in the Minister's sole discretion, may issue a pilot project permit, which may be subject to any terms and conditions the Minister considers necessary to ensure the safety of all users of highways.
- (2) A pilot project permit must identify
- (a) each of the Segways that will be operated under the permit; and
 - (b) the routes on which the Segways are authorized to be operated.
- (3) The Minister may amend a pilot project permit, including the terms and conditions of the permit, at any time during the pilot project.
- (4) A participant must comply with all the terms or conditions of their pilot project permit.
- (5) A participant must give notice of the terms and conditions of their pilot project permit to each rider of their authorized Segways.

Revoking pilot project permit

10 The Minister may revoke a participant's pilot project permit if the Minister is satisfied that

- (a) the application for the permit included a false statement or false, incorrect or misleading information; or
- (b) the participant failed to comply with a term or condition of the permit or a provision of the Act or these regulations.

Identification stickers

- 11** (1) The Department must provide a participant with an identification sticker for each of the participant's authorized Segways.
- (2) A participant must ensure that each of their authorized Segways displays the identification sticker issued for it in a visible location, as directed by the Department.

Participant records of riders

- 12** A participant must keep a record of all of the following about each rider of their authorized Segways:
- (a) the name of the rider;
 - (b) the unit number of the Segway ridden by the rider;
 - (c) the date and time the rider rode the Segway;
 - (d) confirmation from the rider and the participant that the rider has completed the required training.

Participant reporting to Minister

- 13** A participant must report to the Minister, as often as the Minister requires, on any aspect of the operation of authorized Segways that the Minister specifies.

Operating Segway on Highway**Locations for operating Segway**

- 14** (1) Where there is a sidewalk on a highway, an authorized Segway must be ridden on the sidewalk and not on the roadway.
- (2) Where there is no sidewalk on a highway or where it is impracticable to ride on a sidewalk, an authorized Segway must be ridden on the roadway
- (a) in a bicycle lane, if one is available; or
 - (b) to the far right side of the roadway, if no bicycle lane is available.

Segways prohibited on certain highways

- 15** (1) A person must not ride an authorized Segway on any of the following highways:
- (a) a highway with a posted speed limit of greater than 60 km/h;
 - (b) a controlled access highway;
 - (c) a highway to which access by bicycles is prohibited under the Act, its regulations or a municipal bylaw;
 - (d) a highway that is private property, if the owner prohibits the operation of Segways on the property.
- (2) A person must not ride an authorized Segway on a highway that is not part of the route identified in the pilot project permit that applies to the Segway.

- (3) A participant must not allow a person to ride any of the participant's authorized Segways on a highway that is not part of the route identified in the participant's pilot project permit.

Operating Requirements

Training

- 16 A participant must not allow a person to ride any of the participant's authorized Segways on a highway unless the person has completed the training required under the participant's pilot project permit.

Minimum age requirement

- 17 A participant must not allow a person to ride any of the participant's authorized Segways on a highway unless the person is at least
- (a) 16 years old; or
 - (b) 14 years old and their parent or guardian consents to allowing the person to ride the authorized Segway.

Helmet requirements

- 18 (1) A person riding an authorized Segway must wear a bicycle helmet that complies with the requirements of Section 170A of the Act.
- (2) A parent or guardian of a person under 16 years old must not authorize or knowingly permit that person to ride an authorized Segway unless the person is wearing a helmet as required by subsection (1).
- (3) Every person who is 16 years old or older and who violates a provision of this Section is guilty of an offence.

Limited to 1 person

- 19 A person must not ride an authorized Segway on a highway if any other person is on or attached to it.

Riding position

- 20 A person riding an authorized Segway on a highway must stand at all times while the Segway is in motion.

Maximum rate of speed

- 21 A person must not ride an authorized Segway at a speed faster than 20 km/h on a highway.

No towing

- 22 A person must not use an authorized Segway to tow another person, vehicle or device on a highway.

Single file

- 23 Except when passing another Segway, persons riding authorized Segways on a highway must ride in single file.

Right-of-way

- 24 A person riding an authorized Segway on a sidewalk must yield the right-of-way to a pedestrian.

Sounding horn

- 25 A person riding an authorized Segway on a highway must sound the equipped bell or horn whenever it is reasonably necessary to notify others on the highway of their approach, including when overtaking a pedestrian.

Communication devices prohibited

26 A person riding an authorized Segway on a highway must not use a hand-held cellular telephone or engage in text messaging on any communications device.

Left turns

- 27** (1) Except as permitted in subsection (2), a person riding an authorized Segway must not make a left turn on a roadway.
- (2) A rider may make a left turn at an intersection by crossing the intersecting highways at a crosswalk without dismounting, as if the Segway and the rider were a pedestrian and in accordance with all the requirements for pedestrians under the Act.

Identification to peace officer

- 28** (1) When required to do so by a peace officer, a person riding an authorized Segway on a highway must stop and provide their name, address and date of birth to the peace officer.
- (2) When requested, a participant must provide a peace officer with their pilot project permit and any of the information required to be maintained by the participant under Section 12.

Accidents

- 29** (1) No later than 24 hours after the occurrence of an accident involving an authorized Segway and a pedestrian, animal, vehicle or other property that results in property damage of more than \$2000 or personal injury, the participant who owns or leases the Segway must report the details of the accident to the Minister.
- (2) Any person with knowledge of any accident involving an authorized Segway must, on the request of the Minister, provide the Minister with any information the Minister considers necessary to assist in evaluating the pilot project.

Equipment**Maintaining Segway in good working order**

- 30** A participant must ensure that each of their authorized Segways is in good working order and that
- (a) no component, equipment or other feature that was part of the Segway when it was manufactured or imported is missing or rendered partly or wholly inoperable; and
 - (b) no component, equipment or other feature that is required by these regulations is missing from the Segway or rendered partly or wholly inoperable.

Bell or horn equipped

31 A participant must ensure that each of their authorized Segways is equipped with a bell or horn and that the bell or horn is kept in good working order.

Lights

- 32** A participant must ensure that each of their authorized Segways is equipped with
- (a) a lighted lamp on the front that is visible under normal atmospheric conditions from a distance of at least 100 m in front of the Segway; and
 - (b) a reflex mirror or lamp on the rear that exhibits a red light visible under normal atmospheric conditions from a distance of at least 60 m to the rear of the Segway.

Segway must not be modified

- 33** (1) A participant must ensure that none of their authorized Segways have been modified after their manufacture except as permitted by subsection (2).
- (2) A basket, bag or other thing customarily attached as an accessory to a bicycle, or a bell, horn or lamp in compliance with Section 174 of the Act or Section 31 or 32 may be added to an authorized Segway after its manufacture.
- (3) A participant must not allow a person to ride any of their authorized Segways on a highway if the Segway has been modified after its manufacture other than as permitted by subsection (2).

Penalties**Category A offences**

- 34** The penalties for a violation of any of the following provisions of these regulations are the penalties provided for a category A offence in the *Summary Proceedings Act*: Section 14, subsection 15(1) or (2), Section 18, 19, 20, 21, 22, 23, 24, 25 or 26, subsection 27(1) or 28(1).

Category B offences

- 35** The penalties for a violation of any of the following provisions of these regulations are the penalties provided for a category B offence in the *Summary Proceedings Act*: subsection 9(4), 9(5) or 11(2), Section 12 or 13, subsection 15(3), Section 16 or 17, subsection 28(2), Section 29, 30, 31, 32 or 33.

Category D offence

- 36** The penalty for a violation of Section 4 of these regulations is the penalty provided for in [a] category D offence in the *Summary Proceedings Act*.

N.S. Reg. 22/2014

Made: February 4, 2014

Filed: February 4, 2014

Proclamation, S. 11, S.N.S. 2013, c. 18

Order in Council 2014-45 dated February 4, 2014
 Proclamation made by the Governor in Council
 pursuant to Section 11 of
*An Act to Amend Chapter 39 of the Acts of 2008,
 the Halifax Regional Municipality Charter*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated December 18, 2013, and pursuant to Section 11 of Chapter 18 of the Acts of 2013, *An Act to Amend Chapter 39 of the Acts of 2008, the Halifax Regional Municipality Charter*, is pleased to order and declare by proclamation that Chapter 18 of the Acts of 2013, *An Act to Amend Chapter 39 of the Acts of 2008, the Halifax Regional Municipality Charter*, do come into force on and not before February 4, 2014.

PROVINCE OF NOVA SCOTIA

sgd: **J. J. Grant**

G/S

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

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

GREETING:

A PROCLAMATION

WHEREAS in and by Section 11 of Chapter 18 of the Acts of 2013, *An Act to Amend Chapter 39 of the Acts of 2008, the Halifax Regional Municipality Charter*, it is enacted as follows:

- 11** 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 18 of the Acts of 2013, *An Act to Amend Chapter 39 of the Acts of 2008, the Halifax Regional Municipality Charter*, do come into force on and not before February 4, 2014;

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 18 of the Acts of 2013, *An Act to Amend Chapter 39 of the Acts of 2008, the Halifax Regional Municipality Charter*, do come into force on and not before February 4, 2014, of which all persons concerned are to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these our Letters to be made Patent and the Great Seal of Nova Scotia to be hereunto affixed.

WITNESS, Our Trusty and Well Beloved His Honour Brigadier-General, the Honourable J. J. Grant (Retired), Lieutenant Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 4th day of February in the year of Our Lord two thousand and fourteen and in the sixty-second year of Our Reign.

BY COMMAND:

sgd: Lena Metlege Diab
Provincial Secretary
Minister of Justice and Attorney General

N.S. Reg. 23/2014

Made: February 6, 2014

Filed: February 7, 2014

Prescribed Petroleum Products Prices

Order dated February 6, 2014
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-14-07****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 February 5, 2014, are:

| | |
|-----------------------------|-----------------|
| Grade 1 Regular gasoline | 78.2¢ per litre |
| Ultra-low-sulfur diesel oil | 93.4¢ per litre |

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

| | |
|-----------------------------|-----------------|
| Gasoline: | |
| Grade 1 | 78.2¢ per litre |
| Grade 2 | 81.2¢ per litre |
| Grade 3 | 84.2¢ per litre |
| Ultra-low-sulfur diesel oil | 93.4¢ 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 0.3¢ per litre |
| Ultra-low-sulfur diesel oil: | plus 0.4¢ per litre |

And whereas a winter blending adjustment of plus 2.8¢ per litre is required for ultra-low-sulfur diesel oil;

And now therefore the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., February 7, 2014.

Dated at Halifax, Nova Scotia, this 6th day of February, 2014.

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 February 7, 2014**

| Nova Scotia Petroleum Price Schedule | | | | | | | | |
|---|-------------------------------------|--------------------------------|----------------------|--|---------------------------------------|------------|-------------------------------------|------------|
| Petroleum Prices in Cents/Litre | | | | | Self-Service Pump Prices | | Full-Service Pump Prices | |
| | | | | | (Pump Prices includes 15% HST) | | | |
| | Base Wholesale Price | Fed. Excise Tax | Prov. Tax | Wholesale Selling Price | Min | Max | Min | Max |
| Zone 1 | | | | | | | | |
| Regular Unleaded | 85.7 | 10.0 | 15.5 | 111.2 | 133.4 | 135.5 | 133.4 | 999.9 |
| Mid-Grade Unleaded | 88.7 | 10.0 | 15.5 | 114.2 | 136.8 | 138.9 | 136.8 | 999.9 |
| Premium Unleaded | 91.7 | 10.0 | 15.5 | 117.2 | 140.3 | 142.4 | 140.3 | 999.9 |
| Ultra-Low-Sulfur Diesel | 103.8 | 4.0 | 15.4 | 123.2 | 147.2 | 149.3 | 147.2 | 999.9 |
| Zone 2 | | | | | | | | |
| Regular Unleaded | 86.2 | 10.0 | 15.5 | 111.7 | 134.0 | 136.0 | 134.0 | 999.9 |
| Mid-Grade Unleaded | 89.2 | 10.0 | 15.5 | 114.7 | 137.4 | 139.5 | 137.4 | 999.9 |
| Premium Unleaded | 92.2 | 10.0 | 15.5 | 117.7 | 140.9 | 142.9 | 140.9 | 999.9 |
| Ultra-Low-Sulfur Diesel | 104.3 | 4.0 | 15.4 | 123.7 | 147.8 | 149.8 | 147.8 | 999.9 |
| Zone 3 | | | | | | | | |
| Regular Unleaded | 86.6 | 10.0 | 15.5 | 112.1 | 134.4 | 136.5 | 134.4 | 999.9 |
| Mid-Grade Unleaded | 89.6 | 10.0 | 15.5 | 115.1 | 137.9 | 140.0 | 137.9 | 999.9 |
| Premium Unleaded | 92.6 | 10.0 | 15.5 | 118.1 | 141.3 | 143.4 | 141.3 | 999.9 |
| Ultra-Low-Sulfur Diesel | 104.7 | 4.0 | 15.4 | 124.1 | 148.2 | 150.3 | 148.2 | 999.9 |
| Zone 4 | | | | | | | | |
| Regular Unleaded | 86.7 | 10.0 | 15.5 | 112.2 | 134.6 | 136.6 | 134.6 | 999.9 |
| Mid-Grade Unleaded | 89.7 | 10.0 | 15.5 | 115.2 | 138.0 | 140.1 | 138.0 | 999.9 |
| Premium Unleaded | 92.7 | 10.0 | 15.5 | 118.2 | 141.4 | 143.5 | 141.4 | 999.9 |
| Ultra-Low-Sulfur Diesel | 104.8 | 4.0 | 15.4 | 124.2 | 148.4 | 150.4 | 148.4 | 999.9 |
| Zone 5 | | | | | | | | |
| Regular Unleaded | 86.7 | 10.0 | 15.5 | 112.2 | 134.6 | 136.6 | 134.6 | 999.9 |
| Mid-Grade Unleaded | 89.7 | 10.0 | 15.5 | 115.2 | 138.0 | 140.1 | 138.0 | 999.9 |
| Premium Unleaded | 92.7 | 10.0 | 15.5 | 118.2 | 141.4 | 143.5 | 141.4 | 999.9 |
| Ultra-Low-Sulfur Diesel | 104.8 | 4.0 | 15.4 | 124.2 | 148.4 | 150.4 | 148.4 | 999.9 |
| Zone 6 | | | | | | | | |
| Regular Unleaded | 87.4 | 10.0 | 15.5 | 112.9 | 135.4 | 137.4 | 135.4 | 999.9 |
| Mid-Grade Unleaded | 90.4 | 10.0 | 15.5 | 115.9 | 138.8 | 140.9 | 138.8 | 999.9 |
| Premium Unleaded | 93.4 | 10.0 | 15.5 | 118.9 | 142.3 | 144.3 | 142.3 | 999.9 |
| Ultra-Low-Sulfur Diesel | 105.5 | 4.0 | 15.4 | 124.9 | 149.2 | 151.2 | 149.2 | 999.9 |