

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. 19/2011

Made: February 1, 2011

Filed: February 7, 2011

General Labour Standards Code Regulations

Order in Council 2011-45 dated February 1, 2011
Amendment to regulations made by the Governor in Council
pursuant to Section 7 of the *Labour Standards Code*

The Governor in Council on the report and recommendation of the Minister of Labour and Advanced Education dated January 12, 2011, and pursuant to Section 7 of Chapter 246 of the Revised Statutes of Nova Scotia, 1989, the *Labour Standards Code*, is pleased to amend the general regulations respecting labour standards, N.S. Reg. 298/90, made by the Governor in Council by Order in Council 90-1321 dated November 13, 1990, to provide for unpaid leave of absence from civilian employment for reservists who are participating in certain training, effective on and after May 1, 2011.

Schedule "A"

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

- 1 (1) Clause 7B(1)(c) of the general regulations respecting labour standards, N.S. Reg. 298/90, made by the Governor in Council by Order in Council 90-1321 dated November 13, 1990, is repealed.
- (2) Clause 7B(1)(d) of the regulations is
 - (a) relettered as clause (c); and
 - (b) amended by adding "training or" immediately before "active duty".
- (3) Clause 7B(1)(e) of the regulations is
 - (a) relettered as clause (d); and
 - (b) amended by striking out "that is necessary for active duty" and substituting "as prescribed in the *Queen's Regulations and Orders for the Canadian Forces* under the *National Defence Act* (Canada) for members of the reserve force".
- 2 (1) Subsection 7B(2) of the regulations is repealed and subsection 7B(3) is renumbered as subsection (2).
- (2) Subsection 7B(2) of the regulations is amended by striking out "for reservists under Section 60H of the Code" in the text before clause (a) and substituting "under Section 60H of the Code for reservists who are on active duty or participating in training that is necessary for active duty".
- (3) Clause 7B(2)(d) of the regulations is repealed and the following clause substituted:
 - (d) "reasonable notice" means at least 90 days' notice in advance except in an emergency situation, in which case reasonable notice is as much notice as is reasonably practical.

4[3] Section 7B of the regulations is further amended by adding the following subsection immediately after subsection (2):

- (3) For the purposes of unpaid leaves of absence under Section 60H of the Code for reservists who are participating in annual training, other than training that is necessary for active duty,
- (a) a period of service must not be longer than 20 days in a calendar year, including related travel time;
 - (b) an employee must return to work no later than the next regularly scheduled working day following the period of service and any related travel time; and
 - (c) “reasonable notice” means at least 4 weeks’ notice in advance except in an emergency situation, in which case reasonable notice is as much notice as is reasonably practical.

N.S. Reg. 20/2011

Made: February 1, 2011

Filed: February 7, 2011

Proclamation, S. 4, S.N.S. 2010, c. 76

Order in Council 2011-46 dated February 1, 2011

Proclamation made by the Governor in Council

pursuant to Section 4 of

An Act to Amend Chapter 475 of the Revised Statutes, 1989, the Trade Union Act, Respecting Powers and Duties of Arbitrators and Arbitration Boards

The Governor in Council on the report and recommendation of the Minister of Labour and Advanced Education dated January 13, 2011, and pursuant to Section 4 of Chapter 76 of the Acts of 2010, *An Act to Amend Chapter 475 of the Revised Statutes, 1989, the Trade Union Act, Respecting Powers and Duties of Arbitrators and Arbitration Boards*, is pleased to order and declare by proclamation that Chapter 76 of the Acts of 2010, *An Act to Amend Chapter 475 of the Revised Statutes, 1989, the Trade Union Act, Respecting Powers and Duties of Arbitrators and Arbitration Boards*, do come into force on and not before February 1, 2011.

PROVINCE OF NOVA SCOTIA

sgd: **Mayann E. Francis**

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 4 of Chapter 76 of the Acts of 2010, *An Act to Amend Chapter 475 of the Revised Statutes, 1989, the Trade Union Act, Respecting Powers and Duties of Arbitrators and Arbitration Boards*, it is enacted as follows:

- 4 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 76 of the Acts of 2010, *An Act to Amend Chapter 475 of the Revised Statutes, 1989, the Trade Union Act, Respecting Powers and Duties of Arbitrators and Arbitration Boards*, do come into force on and not before February 1, 2011;

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 76 of the Acts of 2010, *An Act to Amend Chapter 475 of the Revised Statutes, 1989, the Trade Union Act, Respecting Powers and Duties of Arbitrators and Arbitration Boards*, do come into force on and not before February 1, 2011, 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 Her Honour the Honourable Mayann E. Francis, Lieutenant Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 1st day of February in the year of Our Lord two thousand and eleven and in the fifty-ninth year of Our Reign.

BY COMMAND:

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

N.S. Reg. 21/2011

Made: February 1, 2011

Filed: February 7, 2011

Governor in Council Education Act Regulations

Order in Council 2011-47 dated February 1, 2011
Amendment to regulations made by the Governor in Council
pursuant to Section 146 of the *Education Act*

The Governor in Council on the report and recommendation of the Minister of Education dated January 17, 2011, and pursuant to Section 146 of Chapter 1 of the Acts of 1995-96, the *Education Act*, is pleased to amend the *Governor in Council Education Act Regulations*, N.S. Reg 74/97, made by the Governor in Council by Order in Council 97-405 dated June 24, 1997, to provide for an instructional leadership program and to achieve compliance with the Agreement on Internal Trade by making the Bridging Teacher's Certificate a permanent teaching credential, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after February 1, 2011.

Schedule "A"**Amendment to the *Governor in Council Education Act Regulations*
made under Section 146 of Chapter 1 of the Acts of 1995-96,
the *Education Act***

1 Section 2 of the *Governor in Council Education Act Regulations*, N.S. 74/97, made by the Governor in Council by Order in Council 97-405 dated June 24, 1997, is amended by adding the following subsections immediately after subsection (2A):

(2B) In the Act and in Sections 30E to 30G of these regulations, an "instructional leadership program" means the Nova Scotia Instructional Leadership Program provided by the Minister and as described in Section 30CA.

2 The regulations are further amended by adding the following Section immediately after Section 30C:

Nova Scotia Instructional Leadership Program

30CA The Nova Scotia Instructional Leadership Program must include all of the following:

- (a) a minimum of 6 courses, each of which must include at least 36 hours of classroom instruction and 36 hours of inquiry-based practice;
- (b) instruction in best practices in all of the following:
 - (i) instruction and assessment,
 - (ii) instructional design,
 - (iii) coaching and supervision skills,
 - (iv) using data for instructional and school improvement,
 - (v) developing a community of practice.

3 The regulations are further amended by repealing Sections 30E, 30F and 30G and substituting the following Sections:

Advanced Teacher's Certificate 1

30E The Minister may grant an Advanced Teacher's Certificate 1 to a person who meets all of the following qualifications:

- (a) the academic and professional qualifications required for an Initial Teacher's Certificate;
- (b) completion of 1 of the following:
 - (i) an approved
 - (A) certificate program,
 - (B) degree program, or
 - (C) integrated program,
 - (ii) the Nova Scotia Instructional Leadership Program.

Advanced Teacher's Certificate 2

30F The Minister may grant an Advanced Teacher's Certificate 2 to a person who meets all of the following qualifications:

- (a) the academic and professional qualifications required for an Advanced Teacher's Certificate 1;
- (b) completion of 1 of the following:
 - (i) an approved
 - (A) certificate program,
 - (B) degree program, or
 - (C) integrated program,
 - (ii) the Nova Scotia Instructional Leadership Program.

Advanced Teacher's Certificate 3

30G The Minister may grant an Advanced Teacher's Certificate 3 to a person who meets all of the following qualifications:

- (a) the academic and professional qualifications required for an Advanced Teacher's Certificate 2;
- (b) completion of 1 of the following:
 - (i) an approved
 - (A) certificate program,
 - (B) degree program, or
 - (C) integrated program,
 - (ii) the Nova Scotia Instructional Leadership Program;
- (c) if not completed as part of the requirements in clause (a) or (b), completion of a minimum of 6 credit hours of approved study in research methods or research literacy, or any combination of them totalling 6 credit hours of approved study;
- (d) if not completed as part of the requirements in clause (a) or (b), an approved graduate degree from a recognized university.

3[4] Section 30S of the regulations is repealed and the following Section substituted:

Bridging Teacher's Certificate

30S (1) Despite Sections 30A to 30R, the Minister may grant a Bridging Teacher's Certificate to a person who has not previously been granted a teacher's certificate by the Minister and does not meet the requirements for an Initial Teacher's Certificate, if the person meets 1 of the following qualifications:

- (a) they hold a valid teacher's certificate granted by an authority in a Canadian territory or province other than Nova Scotia;

- (b) they have completed minimum of 4 years of undergraduate education, including
- (i) an approved bachelor's degree from a recognized university, and
 - (ii) an approved program of professional studies that consists of a minimum of 30 semester hours of course work, including practicum.
- (2) The Minister may grant an Initial Teacher's Certificate to the holder of a Bridging Teacher's Certificate who meets the academic and professional qualifications required in Section 30D for an Initial Teacher's Certificate.
- (3) A Bridging Teacher's Certificate that was issued under these regulations as they existed immediately before the coming into force of this Section and that has not expired, continues under this Section and shall be treated in all respects as if it were issued under this Section.

N.S. Reg. 22/2011

Made: February 3, 2011

Filed: February 4, 2011

Prescribed Petroleum Products Prices

Order dated February 3, 2011
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-11-05****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 average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended February 2, 2011, are:

Grade 1 Regular gasoline	65.5¢ per litre
Ultra-low-sulfur diesel oil	72.2¢ per litre

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

Gasoline:	
Grade 1	65.5¢ per litre
Grade 2	68.5¢ per litre
Grade 3	71.5¢ per litre
Ultra-low-sulfur diesel oil	72.2¢ 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:	nil
Ultra-low-sulfur diesel oil:	plus 0.9¢ per litre

And whereas a winter blending adjustment of plus 4.0¢ 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 4, 2011.

Dated at Halifax, Nova Scotia, this 3rd day of February, 2011.

Sgd: *Mora Stevens*
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 4, 2011**

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	71.8	10.0	15.5	97.3	116.5	118.2	116.5	999.9
Mid-Grade Unleaded	74.8	10.0	15.5	100.3	119.9	121.7	119.9	999.9
Premium Unleaded	77.8	10.0	15.5	103.3	123.4	125.1	123.4	999.9
Ultra-Low-Sulfur Diesel	83.4	4.0	15.4	102.8	122.8	124.5	122.8	999.9
Zone 2								
Regular Unleaded	72.2	10.0	15.5	97.7	117.0	118.7	117.0	999.9
Mid-Grade Unleaded	75.2	10.0	15.5	100.7	120.4	122.1	120.4	999.9
Premium Unleaded	78.2	10.0	15.5	103.7	123.9	125.6	123.9	999.9
Ultra-Low-Sulfur Diesel	83.8	4.0	15.4	103.2	123.3	125.0	123.3	999.9

Zone 3								
Regular Unleaded	72.7	10.0	15.5	98.2	117.5	119.3	117.5	999.9
Mid-Grade Unleaded	75.7	10.0	15.5	101.2	121.0	122.7	121.0	999.9
Premium Unleaded	78.7	10.0	15.5	104.2	124.4	126.2	124.4	999.9
Ultra-Low-Sulfur Diesel	84.3	4.0	15.4	103.7	123.9	125.6	123.9	999.9
Zone 4								
Regular Unleaded	72.7	10.0	15.5	98.2	117.5	119.3	117.5	999.9
Mid-Grade Unleaded	75.7	10.0	15.5	101.2	121.0	122.7	121.0	999.9
Premium Unleaded	78.7	10.0	15.5	104.2	124.4	126.2	124.4	999.9
Ultra-Low-Sulfur Diesel	84.3	4.0	15.4	103.7	123.9	125.6	123.9	999.9
Zone 5								
Regular Unleaded	72.7	10.0	15.5	98.2	117.5	119.3	117.5	999.9
Mid-Grade Unleaded	75.7	10.0	15.5	101.2	121.0	122.7	121.0	999.9
Premium Unleaded	78.7	10.0	15.5	104.2	124.4	126.2	124.4	999.9
Ultra-Low-Sulfur Diesel	84.3	4.0	15.4	103.7	123.9	125.6	123.9	999.9
Zone 6								
Regular Unleaded	73.5	10.0	15.5	99.0	118.5	120.2	118.5	999.9
Mid-Grade Unleaded	76.5	10.0	15.5	102.0	121.9	123.6	121.9	999.9
Premium Unleaded	79.5	10.0	15.5	105.0	125.4	127.1	125.4	999.9
Ultra-Low-Sulfur Diesel	85.1	4.0	15.4	104.5	124.8	126.5	124.8	999.9

N.S. Reg. 23/2011

Made: February 8, 2011

Filed: February 10, 2011

Private Railway Crossing Fees Regulations

Order in Council 2011-49 dated February 8, 2011

Regulations made by the Governor in Council
pursuant to Section 48 of the *Railway Act*

The Governor in Council on the report and recommendation of the Minister of Transportation and Infrastructure Renewal dated January 18, 2011, and pursuant to Section 48 of Chapter 11 of the Acts of 1993, the *Railways Act*, is pleased to make new regulations respecting private railway crossing fees, in the form set forth in Schedule "A", attached to and forming part of the report and recommendation, effective on and after February 8, 2011.

Schedule "A"

**Regulations Respecting Private Railway Crossing Fees
made by the Governor in Council pursuant to
Section 48 of Chapter 11 of the Acts of 1993,
the *Railways Act***

Citation

1 These regulations may be cited as the *Private Railway Crossing Fees Regulations*.

Definitions

2 In these regulations,

“Act” means the *Railways Act*;

“agreement” means an agreement between a person and a railway company about constructing, maintaining or apportioning the costs of a private crossing;

“crossing fee” means the annual fee charged by a railway company in respect of a private crossing;

“private crossing” means a road crossing or a utility crossing, as defined for Section 12 of the Act, that has been constructed under the terms of an agreement;

“railway company” means a railway company as defined in the Act, and includes a corporation that owns a railway and is entitled to carry on business in the Province.

Limit on crossing fee

3 Despite any agreement, a railway company must not charge a person a crossing fee of more than \$300, other than with the approval of the Board under Section 4.

Applying for approval to increase crossing fee

- 4 (1) A railway company may apply annually to the Board for approval to increase a crossing fee if the proposed increase would result in a crossing fee of more than \$300.
- (2) On application under subsection (1), the Board may make an order for any of the following that it considers just and reasonable in the circumstances:
- (a) refusing to approve the proposed fee increase;
 - (b) approving the proposed fee increase;
 - (c) setting a crossing fee other than the proposed increased fee.

Board powers and procedures

- 5 (1) In deciding an application under these regulations, the Board has all the powers set out in the *Utility and Review Board Act*, including, except where otherwise required by the Act, the powers to establish its own processes and procedures for fulfilling its functions and duties under the Act and these regulations.
- (2) The Board may require the use of any applications and forms, and require any information to accompany the applications and forms, that it considers necessary to carry out its powers and duties under these regulations.

N.S. Reg. 24/2011

Made: February 8, 2011

Filed: February 10, 2011

Proclamation, S. 159, S.N.S. 2010, c. 37

Order in Council 2011-50 dated February 8, 2011

Proclamation made by the Governor in Council

pursuant to Section 159 of the

Labour Board Act

The Governor in Council on the report and recommendation of the Minister of Labour and Advanced Education dated January 20, 2011, and pursuant to Section 159 of Chapter 37 of the Acts of 2010, the *Labour Board Act*, and subsection (7) of Section 3 of Chapter 235 of the Revised Statutes, 1989, the *Interpretation Act*, is pleased to order and declare by proclamation that Chapter 37 of the Acts of 2010, the *Labour Board Act*, except clauses (d) and (e) of subsection (2) of Section 9, subsection (2) of Section 19, subsection (2) of Section 20, Sections 84 and 85, clause (c) of Section 86, Sections 87 and 88, subsections (1), (2), (4) and (6) of Section 89, Sections 90 to 94, subsection (2) of Section 95, Sections 96 and 97, clauses (e) and (f) of Section 98 and Sections 99 to 126, do come into force on and not before February 8, 2011.

PROVINCE OF NOVA SCOTIA

sgd: **Mayann E. Francis**

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 159 of Chapter 37 of the Acts of 2010, the *Labour Board Act*, it is enacted as follows:

159 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 37 of the Acts of 2010, the *Labour Board Act*, except clauses (d) and (e) of subsection (2) of Section 9, subsection (2) of Section 19, subsection (2) of Section 20, Sections 84 and 85, clause (c) of Section 86, Sections 87 and 88, subsections (1), (2), (4) and (6) of Section 89, Sections 90 to 94, subsection (2) of Section 95, Sections 96 and 97, clauses (e) and (f) of Section 98 and Sections 99 to 126, do come into force on and not before February 8, 2011;

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 37 of the Acts of 2010, the *Labour Board Act*, except clauses (d) and (e) of subsection (2) of Section 9, subsection (2) of Section 19, subsection (2) of Section 20, Sections 84 and 85, clause (c) of Section 86, Sections 87 and 88, subsections (1), (2), (4) and (6) of Section 89, Sections 90 to 94, subsection (2) of Section 95, Sections 96 and 97, clauses (e) and (f) of Section 98 and Sections 99 to 126, do come into force on and not before February 8, 2011, 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 Her Honour the Honourable Mayann E. Francis, Lieutenant Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this ~~1st~~ [8th] day of February in the year of Our Lord two thousand and eleven and in the sixtieth year of Our Reign.

BY COMMAND:

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

N.S. Reg. 25/2011

Made: February 8, 2011

Filed: February 10, 2011

Summary Offence Tickets Regulations

Order in Council 2011-52 dated February 8, 2011
Amendment to regulations made by the Governor in Council
pursuant to Section 8 of the *Summary Proceedings Act*

The Governor in Council on the report and recommendation of the Minister of Justice and Attorney General dated January 18, 2011, and pursuant to Section 8 of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*, is pleased to amend Schedules 5, 15 and 15A to the *Summary Offence Ticket[s] Regulations*, N.S. Reg. 4/2001, made by the Governor in Council by Order in Council 2001-21 dated January 18, 2001, to include certain offences as summary offence ticket offences and to set the out-of-court settlement amounts for the offences, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after February 8, 2011.

Order

I, Ross Landry, Minister of Justice and Attorney General of Nova Scotia, hereby order and direct pursuant to Section 8 of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*, that the penalty to be entered on a summons in respect of an offence set out in amendments to the Schedules to the *Summary Offence Tickets Regulations*, N.S. Reg. 4/2001, as set forth in Schedule "A", is the amount of the out-of-court settlement set out opposite the description of that offence, and the out-of-court settlement amount includes the charge provided for in, and in accordance with, Sections 8 and 9 of the Act.

This Order is effective on and after the making by the Governor in Council of the amendments to the *Summary Offence Tickets Regulations* set out in Schedule "A".

Dated and made January 18, 2011, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

Sgd.: *Ross Landry*
Honourable Ross Landry
Minister of Justice and Attorney General of Nova Scotia

Schedule "A"

**Amendment to the *Summary Offence Tickets Regulations*
made by the Governor in Council pursuant to Section 8 of Chapter 450
of the Revised Statutes of Nova Scotia, 1989,
the *Summary Proceedings Act***

- 1 Schedule 5 to the *Summary Offence Tickets Regulations*, N.S. Reg. 4/2001, made by the Governor in Council by Order in Council 2001-21 dated January 18, 2001, is amended by
- (a) striking out "\$260.21" wherever it appears in the column titled "Out of Court Settlement" and substituting "\$397.71";
 - (b) striking out "\$510.21" wherever it appears in the column titled "Out of Court Settlement" and substituting "\$685.21";
 - (c) striking out "\$760.21" wherever it appears in the column titled "Out of Court Settlement" and substituting "\$972.71"; and
 - (d) striking out "\$2010.21" wherever it appears in the column titled "Out of Court Settlement" and substituting "\$2410.21".
- 2 Schedule 5 to the regulations is further amended by adding the following items immediately after item 29:
- | | | |
|--|--------|----------|
| 29A. Operating off-highway vehicle on designated trail
contrary to regulations | 12D(3) | |
| first offence | | \$397.71 |
| second offence | | \$685.21 |
| third or subsequent offence | | \$972.71 |
| 29B. Failing to display or carry trail permit while operating
off-highway vehicle on designated trail | 12D(4) | |
| first offence | | \$397.71 |
| second offence | | \$685.21 |
| third or subsequent offence | | \$972.71 |
| 29C. Operating off-highway vehicle on designated trail
without third-party liability insurance | 12D(5) | |
| first offence | | \$397.71 |
| second offence | | \$685.21 |
| third or subsequent offence | | \$972.71 |
- 3 Schedule 15 to the regulations is amended by adding the following item immediately after item 30:

- | | | | |
|------|---|--------|----------|
| 30A. | Trapping wildlife on forest land without permission of occupier where notice prohibiting trapping without permission posted | 38A(2) | \$489.71 |
|------|---|--------|----------|
- 4 Schedule 15 to the regulations is further amended by
- (a) adding “and turtles” after “Birds” in the heading immediately before item 58; and
- (b) adding “or turtle (specify)” immediately after “game bird” in item 58.
- 5 Schedule 15A to the regulations is amended under the heading “Firearm and Bow Regulations” by
- (a) repealing item 7 and substituting the following item:
- | | | | |
|----|--|------|----------|
| 7. | Hunting big game with weapon, arrow or ammunition (specify) other than items prescribed by the regulations | 4(4) | \$225.21 |
|----|--|------|----------|
- (b) repealing item 12 and substituting the following item:
- | | | | |
|-----|--|------|----------|
| 12. | Possessing weapon in wildlife habitat contrary to Act or regulations | 8(1) | \$225.21 |
|-----|--|------|----------|
- (c) repealing item 21 and substituting the following item:
- | | | | |
|-----|---|-------|----------|
| 21. | Discharging shotgun loaded with shot, crossbow or bow (specify) within 182 m of dwelling, place of business, public building or other place prohibited by the regulations (specify) | 11(3) | \$340.21 |
|-----|---|-------|----------|
- (d) repealing item 23 and substituting the following item:
- | | | | |
|-----|--|-------|----------|
| 23. | Carrying loaded weapon in vessel contrary to the regulations | 12(1) | \$225.21 |
|-----|--|-------|----------|
- 6 Schedule 15A to the regulations is amended under the heading “General Wildlife Regulations” by
- (a) adding the following item immediately after item 1:
- | | | | |
|-----|---|------|----------|
| 1A. | Hunting other harvestable wildlife without valid base licence | 3(5) | \$489.71 |
|-----|---|------|----------|
- (b) adding the following item immediately after item 40:
- | | | | |
|-----|---|-------|----------|
| 41. | Using or possessing in wildlife habitat product that contains or purports to contain body part of member of deer family | 14(5) | \$489.71 |
|-----|---|-------|----------|

7 Schedule 15A to the regulations is further amended by repealing items 2-8 under the heading “Hunter Education, Safety and Training Regulations” and substituting the following items:

2. Producing false or misleading document for the purpose of being certified to hunt with firearm, bow or crossbow or to be fur harvester or nuisance wildlife operator (specify)	8(3)	\$225.21
3. Possessing, or hunting with, firearm in wildlife habitat without certification to hunt with firearm	12(a)	\$357.46
4. Possessing, or hunting with, bow in wildlife habitat without certification to hunt with bow	12(b)	\$357.46
5. Possessing, or hunting with, trap or snare in wildlife habitat without fur harvester certification	12(c)	\$357.46
6. Possessing, or hunting with, crossbow in wildlife habitat without certification to hunt with crossbow	12(d)	\$357.46

N.S. Reg. 26/2011

Made: February 10, 2011

Filed: February 14, 2011

Prescribed Petroleum Products Prices

Order dated February 10, 2011

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-11-06

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: Roland A. Deveau, 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 average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended February 9, 2011, are:

Grade 1 Regular gasoline	65.5¢ per litre
Ultra-low-sulfur diesel oil	72.5¢ per litre

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

Gasoline:	
Grade 1	65.5¢ per litre
Grade 2	68.5¢ per litre
Grade 3	71.5¢ per litre
Ultra-low-sulfur diesel oil	72.5¢ 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:	nil
Ultra-low-sulfur diesel oil:	plus 0.6¢ per litre

And whereas a winter blending adjustment of plus 4.0¢ 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 11, 2011.

Dated at Halifax, Nova Scotia, this 10th day of February, 2011.

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 11, 2011**

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	71.8	10.0	15.5	97.3	116.5	118.2	116.5	999.9
Mid-Grade Unleaded	74.8	10.0	15.5	100.3	119.9	121.7	119.9	999.9
Premium Unleaded	77.8	10.0	15.5	103.3	123.4	125.1	123.4	999.9
Ultra-Low-Sulfur Diesel	83.4	4.0	15.4	102.8	122.8	124.5	122.8	999.9
Zone 2								
Regular Unleaded	72.2	10.0	15.5	97.7	117.0	118.7	117.0	999.9
Mid-Grade Unleaded	75.2	10.0	15.5	100.7	120.4	122.1	120.4	999.9
Premium Unleaded	78.2	10.0	15.5	103.7	123.9	125.6	123.9	999.9
Ultra-Low-Sulfur Diesel	83.8	4.0	15.4	103.2	123.3	125.0	123.3	999.9

Zone 3								
Regular Unleaded	72.7	10.0	15.5	98.2	117.5	119.3	117.5	999.9
Mid-Grade Unleaded	75.7	10.0	15.5	101.2	121.0	122.7	121.0	999.9
Premium Unleaded	78.7	10.0	15.5	104.2	124.4	126.2	124.4	999.9
Ultra-Low-Sulfur Diesel	84.3	4.0	15.4	103.7	123.9	125.6	123.9	999.9
Zone 4								
Regular Unleaded	72.7	10.0	15.5	98.2	117.5	119.3	117.5	999.9
Mid-Grade Unleaded	75.7	10.0	15.5	101.2	121.0	122.7	121.0	999.9
Premium Unleaded	78.7	10.0	15.5	104.2	124.4	126.2	124.4	999.9
Ultra-Low-Sulfur Diesel	84.3	4.0	15.4	103.7	123.9	125.6	123.9	999.9
Zone 5								
Regular Unleaded	72.7	10.0	15.5	98.2	117.5	119.3	117.5	999.9
Mid-Grade Unleaded	75.7	10.0	15.5	101.2	121.0	122.7	121.0	999.9
Premium Unleaded	78.7	10.0	15.5	104.2	124.4	126.2	124.4	999.9
Ultra-Low-Sulfur Diesel	84.3	4.0	15.4	103.7	123.9	125.6	123.9	999.9
Zone 6								
Regular Unleaded	73.5	10.0	15.5	99.0	118.5	120.2	118.5	999.9
Mid-Grade Unleaded	76.5	10.0	15.5	102.0	121.9	123.6	121.9	999.9
Premium Unleaded	79.5	10.0	15.5	105.0	125.4	127.1	125.4	999.9
Ultra-Low-Sulfur Diesel	85.1	4.0	15.4	104.5	124.8	126.5	124.8	999.9

N.S. Reg. 27/2011

Made: February 9, 2011

Filed: February 14, 2011

Milk Classes and Categories Regulations

Order dated February 9, 2011

Amendment to regulations made by the Natural Products Marketing Council
pursuant to clauses 8(d) and 9(r) of the *Dairy Industry Act*

I certify that the Natural Products Marketing Council, at its meeting on February 9, 2011 carried a motion to amend the *Milk Categories and Classes [Classes and Categories] Regulations* made by Council on January 10, 2006 and effective February 1, 2006 in the manner set out in the form attached to this certificate as Schedule "A".

This amendment referred to in this certificate is effective on and after February 9, 2011.

Signed at Truro, in the County of Colchester, Nova Scotia on February 10, 2011.

Sgd.: E. A. Crouse
Elizabeth A. Crouse, P.Ag.
General Manager
Natural Products Marketing Council

Schedule "A"

**[Amendment to the]
Milk Classes and Categories Regulations
made [by the Natural Products Marketing Council]
under clauses 8(d) and 9(r) of Chapter 24 of the Acts of 2000,
the *Dairy Industry Act***

Repeal and replace the row of information Section 4, Class 4(a)1 under Section 4, with the following:

Milk and any of its components for the manufacture of rennet casein (dry or curd), milk protein concentrate (dry or liquid) or skim milk (dry or liquid) to be used in the manufacture of non-standardized final products in the processed cheese category or in weight or muscle gain formulations, meal replacement products, medical and sport recovery drinks and infant food formulations destined for retail sale.