

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. 191/2015

Made: April 9, 2015

Filed: April 10, 2015

Petroleum Products Prices

Order dated April 9, 2015
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-15-18****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:** Ronald A. Deveau, Q.C., Vice-Chair

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 April 8, 2015, are:

Grade 1 Regular gasoline	57.1¢ per litre
Ultra-low-sulfur diesel oil	57.2¢ per litre

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

Gasoline:	
Grade 1	57.1¢ per litre
Grade 2	60.1¢ per litre
Grade 3	63.1¢ per litre
Ultra-low-sulfur diesel oil	57.2¢ 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 per litre
Ultra-low-sulfur diesel oil:	0.8¢ per litre

And whereas a winter blending adjustment of plus 1.2¢ 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., April 10, 2015.

Dated at Halifax, Nova Scotia, this 9th day of April, 2015.

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 April 10, 2015**

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	64.3	10.0	15.5	89.8	108.8	110.9	108.8	999.9
Mid-Grade Unleaded	67.3	10.0	15.5	92.8	112.2	114.3	112.2	999.9
Premium Unleaded	70.3	10.0	15.5	95.8	115.7	117.8	115.7	999.9
Ultra-Low-Sulfur Diesel	64.8	4.0	15.4	84.2	102.4	104.4	102.4	999.9
Zone 2								
Regular Unleaded	64.8	10.0	15.5	90.3	109.4	111.4	109.4	999.9
Mid-Grade Unleaded	67.8	10.0	15.5	93.3	112.8	114.9	112.8	999.9
Premium Unleaded	70.8	10.0	15.5	96.3	116.3	118.3	116.3	999.9
Ultra-Low-Sulfur Diesel	65.3	4.0	15.4	84.7	102.9	105.0	102.9	999.9
Zone 3								
Regular Unleaded	65.2	10.0	15.5	90.7	109.8	111.9	109.8	999.9
Mid-Grade Unleaded	68.2	10.0	15.5	93.7	113.3	115.3	113.3	999.9
Premium Unleaded	71.2	10.0	15.5	96.7	116.7	118.8	116.7	999.9
Ultra-Low-Sulfur Diesel	65.7	4.0	15.4	85.1	103.4	105.5	103.4	999.9
Zone 4								
Regular Unleaded	65.3	10.0	15.5	90.8	109.9	112.0	109.9	999.9
Mid-Grade Unleaded	68.3	10.0	15.5	93.8	113.4	115.5	113.4	999.9
Premium Unleaded	71.3	10.0	15.5	96.8	116.8	118.9	116.8	999.9
Ultra-Low-Sulfur Diesel	65.8	4.0	15.4	85.2	103.5	105.6	103.5	999.9
Zone 5								
Regular Unleaded	65.3	10.0	15.5	90.8	109.9	112.0	109.9	999.9
Mid-Grade Unleaded	68.3	10.0	15.5	93.8	113.4	115.5	113.4	999.9
Premium Unleaded	71.3	10.0	15.5	96.8	116.8	118.9	116.8	999.9
Ultra-Low-Sulfur Diesel	65.8	4.0	15.4	85.2	103.5	105.6	103.5	999.9
Zone 6								
Regular Unleaded	66.0	10.0	15.5	91.5	110.7	112.8	110.7	999.9
Mid-Grade Unleaded	69.0	10.0	15.5	94.5	114.2	116.3	114.2	999.9
Premium Unleaded	72.0	10.0	15.5	97.5	117.6	119.7	117.6	999.9
Ultra-Low-Sulfur Diesel	66.5	4.0	15.4	85.9	104.3	106.4	104.3	999.9

N.S. Reg. 192/2015

Made: June 14, 2015

Approved: April 14, 2015

Filed: April 15, 2015

Crop Insurance Plan for Soybeans

Order in Council 2015-126 dated April 14, 2015

Amendment to regulations made by the Nova Scotia Crop and Livestock Insurance Commission
and approved by the Governor in Council
pursuant to Section 6 of the *Crop and Livestock Insurance Act*

The Governor in Council, on report and recommendation of the Minister of Agriculture dated March 25, 2015, and pursuant to Section 6 of Chapter 113 of the Revised Statutes of Nova Scotia, 1989, the *Crop and Livestock Insurance Act*, is pleased to approve amendments made by the Nova Scotia Crop and Livestock Insurance Commission to the *Crop Insurance Plan for Soybeans*, N.S. Reg. 51/2003, made by the Commission and approved by the Governor in Council by Order in Council 2003-89 dated March 14, 2003, in the manner set forth in Schedule "A", attached to and forming part of the report and recommendation, effective on and after April 14, 2015.

Schedule "A"**Nova Scotia Crop and Livestock Insurance Commission**

I certify that the Nova Scotia Crop and Livestock Insurance Commission, at a meeting held June 14, 2014, passed a motion to amend the *Crop Insurance Plan for Soybeans*, N.S. Reg. 51/2003, approved by the Governor in Council by Order in Council 2003-89 dated March 14, 2003, in the manner set out in the attached.

The amendments to the regulations referred to above are effective on and after the date they are approved by the Governor in Council.

Dated and signed at Truro, Nova Scotia, March 3, 2015.

Nova Scotia Crop and Livestock Insurance Commission

per: sgd: *Bill MacLeod*
Bill MacLeod, CEO

**Amendment to the *Crop Insurance Plan for Soybeans*
made by the Nova Scotia Crop and Livestock Insurance Commission pursuant to
Section 6 of Chapter 113 of the Revised Statutes of Nova Scotia, 1989,
the *Crop and Livestock Insurance Act***

- 1 (1) Section 3 of the *Crop Insurance Plan for Soybeans*, N.S. Reg. 51/2003, approved by the Governor in Council by Order in Council 2003-89 dated March 14, 2003, is amended by striking out the definitions of "Zone 1" and "Zone 2" and substituting the following definitions:

"Zone 1" means the area of the Province that consists of the Municipality of the District of West Hants including the Town of Windsor, Kings County and Annapolis County;

"Zone 2" means the area of the Province that consists of the Municipality of the District of East Hants, the Halifax Regional Municipality and Colchester County;

- (2) Section 3 of the plan is further amended by adding the following definition immediately after the definition of “Zone 2”:

“Zone 3” means all areas of the Province outside Zone 1 and Zone 2.

- 2 Section 5 of the plan is repealed and the following Section substituted:

5 The crop year for soybeans is as follows:

- (a) in Zone 1 and Zone 2, the period from May 12 in any year to November 1 of the same year;
and
(b) in Zone 3, the period from May 20 in any year to November 1 of the same year.

- 3 Section 17 of the plan is repealed and the following Section substituted:

17 The final date for planting soybeans is June 15 in Zones 1 and 2 and June 8 in Zone 3.

N.S. Reg. 193/2015

Made: February 25, 2015

Approved: April 8, 2015

Filed: April 16, 2015

Nova Scotia Egg Producers Levy Order

Order dated April 8, 2015

Amendment to regulations made by the Egg Producers of Nova Scotia
and approved by the Natural Products Marketing Council
pursuant to clause 9(1)(hb) of the *Natural Products Act*

Egg Producers of Nova Scotia

Amendment to the *Nova Scotia Egg Producers Levy Order*

I certify that on February 25, 2015, the Egg Producers of Nova Scotia, pursuant to clause 9(1)(hb) of Chapter 308 of the Revised Statutes of Nova Scotia, 1989, the *Natural Products Act*, as delegated by clause 6(g) of the *Nova Scotia Egg Producers' Marketing Plan*, N.S. Reg. 239/82, carried a motion to amend the *Nova Scotia Egg Producers Levy Order*, N.S. Reg. 170/2006, made by the Egg Producers of Nova Scotia on August 9, 2006, and approved by the Natural Products Marketing Council on August 22, 2006, in the manner set forth in the attached Schedule “A”, effective on and after May 1, 2015.

Signed at Truro, in the County of Colchester, Nova Scotia on April 9, 2015.

Egg Producers of Nova Scotia

per: sgd: *Patti Wyllie*
Patti Wyllie
General Manager

Approved by the Natural Products Marketing Council at Truro, in the County of Colchester, Nova Scotia on April 8, 2015.

Natural Products Marketing Council

per: sgd: *E. A. Crouse*
Elizabeth A. Crouse, P.Ag.
General Manager

Schedule "A"

**Amendment to the *Nova Scotia Egg Producers Levy Order*
made by the Egg Producers of Nova Scotia under clause 9(1)(hb) of
Chapter 308 of the Revised Statutes of Nova Scotia, 1989,
the *Natural Products Marketing Act***

Subsection 3(1) of the *Nova Scotia Egg Producers Levy Order*, N.S. Reg. 170/2006, made by the Egg Producers of Nova Scotia on August 9, 2006, and approved by the Natural Products Marketing Council on August 22, 2006, is amended by striking out "\$0.3625" and substituting "\$0.3425".

N.S. Reg. 194/2015

Made: March 30, 2015
Approved: April 8, 2015
Filed: April 16, 2015
Bulk Haulage Regulations

Order dated April 8, 2015
Amendment to regulations made by the Dairy Farmers of Nova Scotia
and approved by the Natural Products Marketing Council
pursuant to clause 15(1)(b) of the *Dairy Industry Act*

Dairy Farmers of Nova Scotia

**Amendment to the *Bulk Haulage Regulations*
made under the *Dairy Industry Act***

I certify that on March 30, 2015, the Dairy Farmers of Nova Scotia, pursuant to clause 15(1)(b) of Chapter 24 of the Acts of 2000, the *Dairy Industry Act*, carried a motion to amend the *Bulk Haulage Regulations*, N.S. Reg. 23/2003, made by the Dairy Farmers of Nova Scotia on July 17, 2002, and approved by the Natural Products Marketing Council on August 13, 2002, in the manner set forth in the attached Schedule "A", effective on and after May 1, 2015.

Signed at Truro, in the County of Colchester, Nova Scotia on April 9, 2015.

Dairy Farmers of Nova Scotia

per: sgd: *Brian Cameron*
Brian Cameron
General Manager

Approved by the Natural Products Marketing Council at Truro, in the County of Colchester, Nova Scotia on April 8, 2015.

Natural Products Marketing Council

per: sgd: *E. A. Crouse*
Elizabeth A. Crouse, P.Ag.
General Manager

Schedule "A"

**Amendment to the *Bulk Haulage Regulations*
made by the Dairy Farmers of Nova Scotia
pursuant to clause 15(1)(b) of Chapter 24 of the Acts of 2000,
the *Dairy Industry Act***

Section 7 of the *Bulk Haulage Regulations*, N.S. Reg. 23/2003, made by the Dairy Farmers of Nova Scotia on July 17, 2002, and approved by the Natural Products Marketing Council on August 13, 2002, is amended by repealing clause (a) and substituting the following clause:

(a) for farm pick-up:

Transporter	Maximum Rate/100 L
Agropur Co-operative	\$2.20
Scotsburn Co-Operative Services Limited	\$3.30
Fisher Transport Limited	\$1.58
Winterthur Farm—Rudolph Burghardt	\$4.98

N.S. Reg. 195/2015

Made: April 15, 2015

Filed: April 17, 2015

Polling Districts and Number of Councillors Order: Municipality of the District of Argyle

Order dated April 15, 2015
made by the Nova Scotia Utility and Review Board
pursuant to Section 369 of the *Municipal Government Act*

Order**M06468****In the matter of the *Municipal Government Act***

-and-

In the matter of an application by the **Municipality of the District of Argyle** to confirm the number of councillors and to alter the boundaries of polling districts

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

The Board having heard an application by the Municipality of the District of Argyle to confirm the number of councillors and alter the boundaries of the polling districts pursuant to s. 369 of the *Municipal Government Act* and the Board having issued its decision on April 15, 2015;

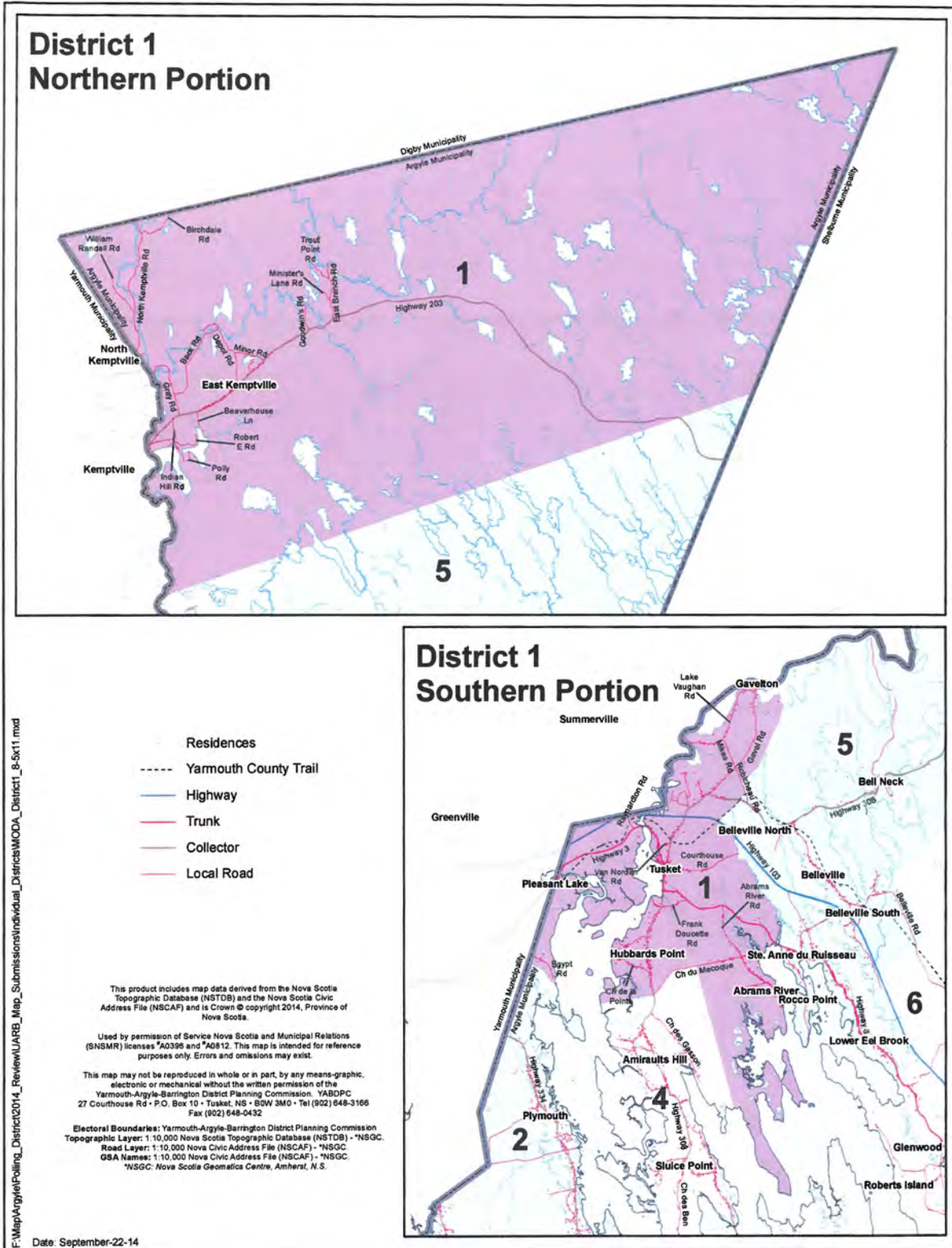
It is hereby ordered that the application is approved as follows:

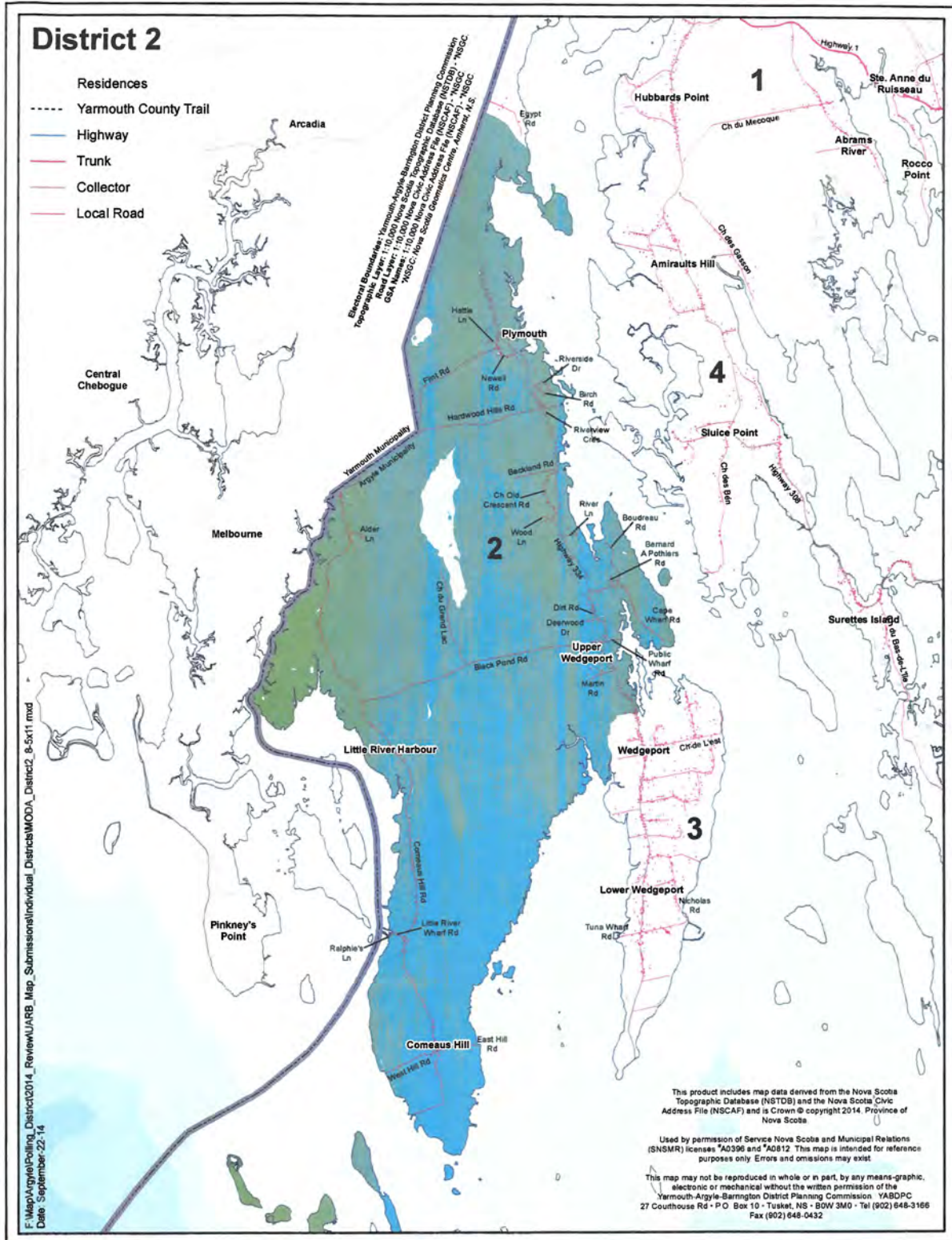
1. The number of polling districts for the Municipality of the District of Argyle is confirmed at nine;
2. The number of councillors is confirmed at nine;
3. The boundaries of Polling Districts 1, 2, 3, 5, 6, 7 and 8 are amended, and the boundaries of the other polling districts are confirmed;
4. the digital maps of the polling district boundaries are attached to this Order;

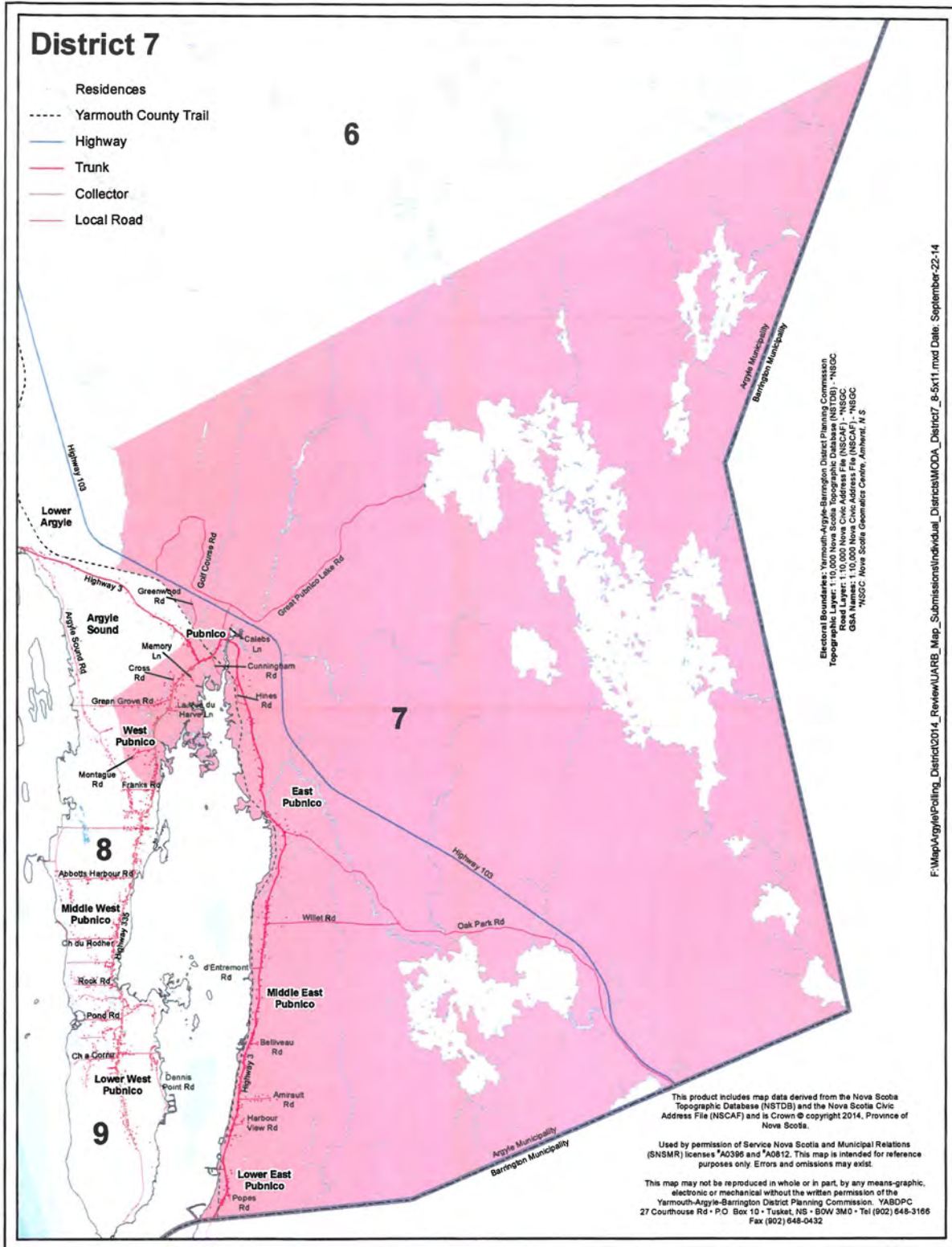
And it is further ordered that all provisions of the *Municipal Government Act* and the *Municipal Elections Act* and any other Acts of the Province of Nova Scotia applying to the preparation for and holding of the regular election of councillors of the Municipality in the year 2016 will be complied with as if the above-noted changes had been made on the first day of March, 2016, but for all other purposes, such changes shall take effect on the first day of the first meeting of the Council after the election of councillors for the year 2016.

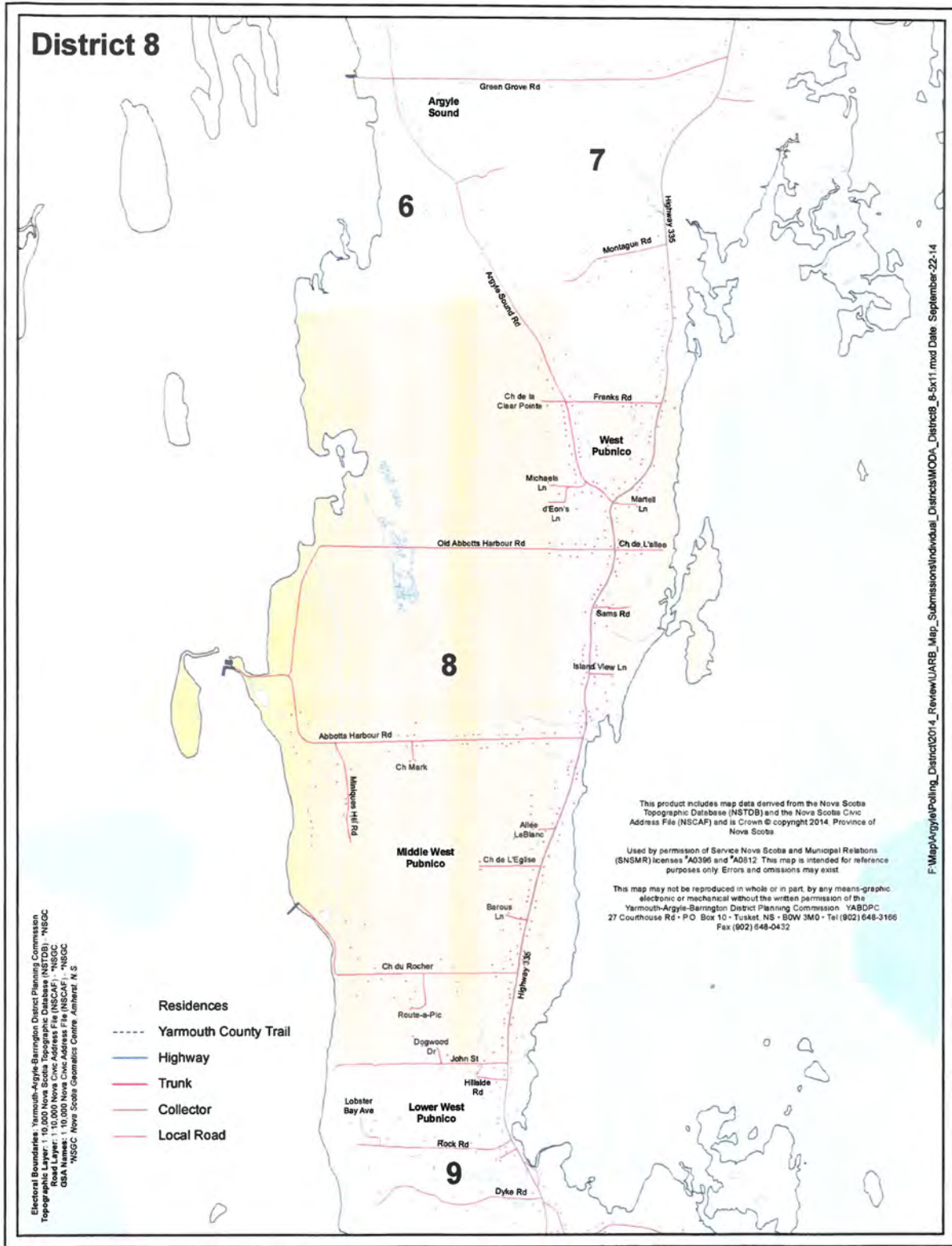
Dated at Halifax, Nova Scotia this 15th day of April, 2015.

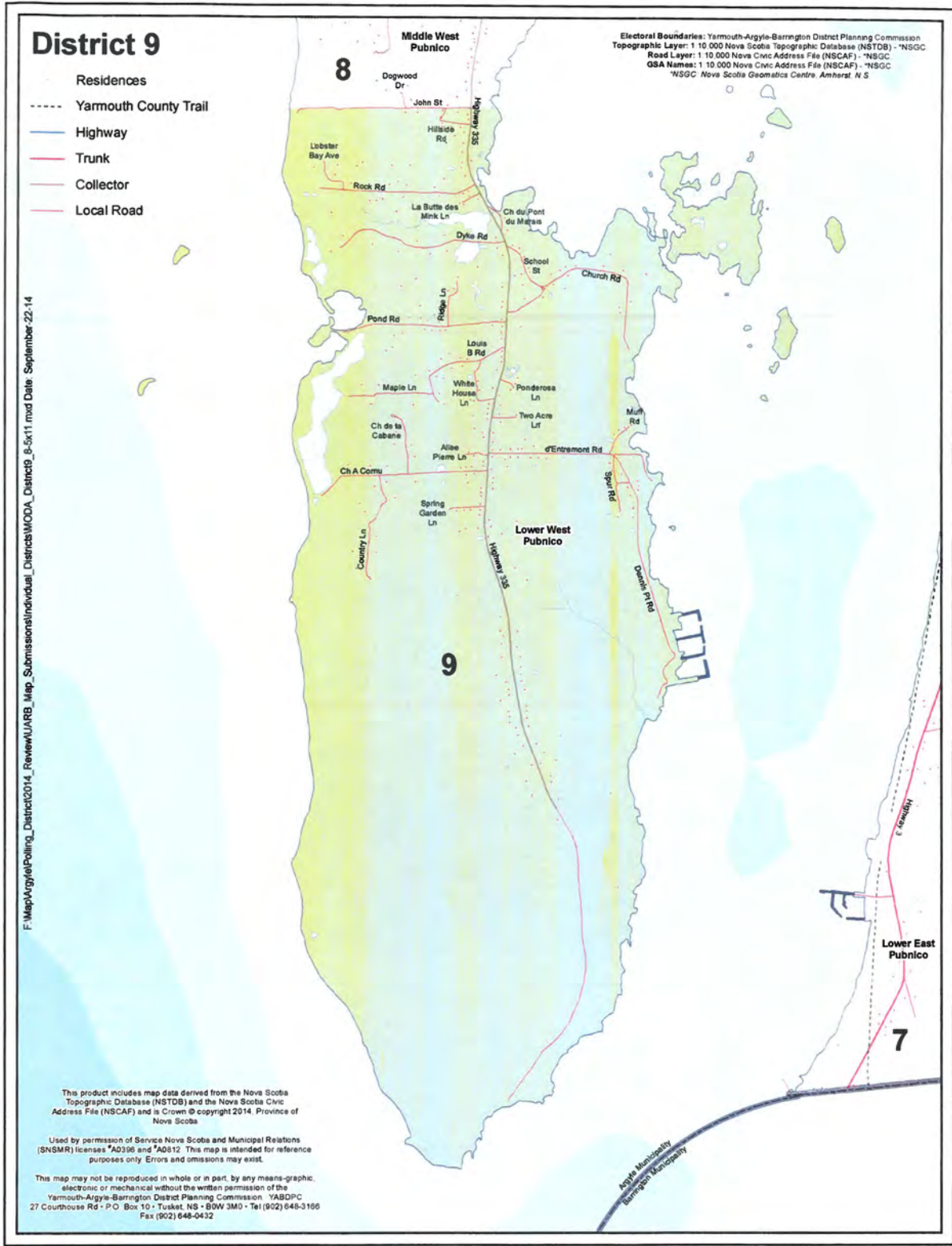
sgd: *Elaine Wagner*
Clerk of the Board











N.S. Reg. 196/2015

Made: April 16, 2015

Filed: April 17, 2015

Number of Councillors Order: Town of Lunenburg

Order dated April 16, 2015
made by the Nova Scotia Utility and Review Board
pursuant to Section 369 of the *Municipal Government Act*

Order**M06600****In the matter of the *Municipal Government Act***

-and-

In the matter of an application by the **Town of Lunenburg** to confirm the number of councillors**Before:** Roland A Deveau, Q.C., Vice-Chair

An Application having been made by the Town of Lunenburg pursuant to s. 369 of the *Municipal Government Act* and the Board having issued its written decision on April 16, 2015;

It is hereby ordered that the number of councillors for the Town of Lunenburg is confirmed at six, to be elected at large.

Dated at Halifax, Nova Scotia this 16th day of April, 2015.

sgd: *Elaine Wagner*
Clerk of the Board

N.S. Reg. 197/2015

Made: April 16, 2015

Filed: April 17, 2015

Petroleum Products Prices

Order dated April 16, 2015
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-15-19****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: Murray E. Doehler, CA, P. Eng., Member

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 April 15, 2015, are:

Grade 1 Regular gasoline	57.1¢ per litre
Ultra-low-sulfur diesel oil	59.4¢ per litre

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

Gasoline:

Grade 1	57.1¢ per litre
Grade 2	60.1¢ per litre
Grade 3	63.1¢ per litre
Ultra-low-sulfur diesel oil	59.4¢ 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 0.9¢ per litre
Ultra-low-sulfur diesel oil:	nil

And whereas a winter blending adjustment of plus 1.1¢ 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., April 17, 2015.

Dated at Halifax, Nova Scotia, this 16th day of April, 2015.

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 April 17, 2015**

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	65.1	10.0	15.5	90.6	109.7	111.8	109.7	999.9
Mid-Grade Unleaded	68.1	10.0	15.5	93.6	113.2	115.2	113.2	999.9
Premium Unleaded	71.1	10.0	15.5	96.6	116.6	118.7	116.6	999.9
Ultra-Low-Sulfur Diesel	67.6	4.0	15.4	87.0	105.6	107.6	105.6	999.9

Zone 2								
Regular Unleaded	65.6	10.0	15.5	91.1	110.3	112.4	110.3	999.9
Mid-Grade Unleaded	68.6	10.0	15.5	94.1	113.7	115.8	113.7	999.9
Premium Unleaded	71.6	10.0	15.5	97.1	117.2	119.3	117.2	999.9
Ultra-Low-Sulfur Diesel	68.1	4.0	15.4	87.5	106.1	108.2	106.1	999.9
Zone 3								
Regular Unleaded	66.0	10.0	15.5	91.5	110.7	112.8	110.7	999.9
Mid-Grade Unleaded	69.0	10.0	15.5	94.5	114.2	116.3	114.2	999.9
Premium Unleaded	72.0	10.0	15.5	97.5	117.6	119.7	117.6	999.9
Ultra-Low-Sulfur Diesel	68.5	4.0	15.4	87.9	106.6	108.7	106.6	999.9
Zone 4								
Regular Unleaded	66.1	10.0	15.5	91.6	110.9	112.9	110.9	999.9
Mid-Grade Unleaded	69.1	10.0	15.5	94.6	114.3	116.4	114.3	999.9
Premium Unleaded	72.1	10.0	15.5	97.6	117.8	119.8	117.8	999.9
Ultra-Low-Sulfur Diesel	68.6	4.0	15.4	88.0	106.7	108.8	106.7	999.9
Zone 5								
Regular Unleaded	66.1	10.0	15.5	91.6	110.9	112.9	110.9	999.9
Mid-Grade Unleaded	69.1	10.0	15.5	94.6	114.3	116.4	114.3	999.9
Premium Unleaded	72.1	10.0	15.5	97.6	117.8	119.8	117.8	999.9
Ultra-Low-Sulfur Diesel	68.6	4.0	15.4	88.0	106.7	108.8	106.7	999.9
Zone 6								
Regular Unleaded	66.8	10.0	15.5	92.3	111.7	113.7	111.7	999.9
Mid-Grade Unleaded	69.8	10.0	15.5	95.3	115.1	117.2	115.1	999.9
Premium Unleaded	72.8	10.0	15.5	98.3	118.6	120.6	118.6	999.9
Ultra-Low-Sulfur Diesel	69.3	4.0	15.4	88.7	107.5	109.6	107.5	999.9

N.S. Reg. 198/2015

Made: April 17, 2015

Filed: April 17, 2015

Spring Weight Restrictions Regulations

Order dated April 17, 2015

Amendment to regulations made by the Director, Operations Services,
Department of Transportation and Infrastructure Renewal
pursuant to subsection 20(1) of the *Public Highways Act*

**In the matter of Section 20 of Chapter 371
of the Revised Statutes of Nova Scotia, 1989,
the *Public Highways Act***

Order

Pursuant to subsection 20(1) of Chapter 371 of the Revised Statutes of Nova Scotia, 1989, the *Public Highways Act*, Kevin Mitchell, Director, Operations Services, Department of Transportation and Infrastructure Renewal, hereby orders that the regulations respecting spring weight restrictions, N.S. Reg. 38/2015, made by order of the Executive Director of Highway Engineering and Construction, Department of Transportation and Infrastructure, dated March 3, 2015, are amended by striking out item 15 under the heading "Colchester County" in Appendix 1: List of Highways Exempt from Spring Weight Restrictions, and substituting the following item:

15. **Route 289**, from Highway 102 Exit 12 westerly to Fundy Composting and to Brookfield Lumber Company, 8.45 km.

Dated and made at Halifax, Nova Scotia, on April 17, 2015.

sgd: *Kevin Mitchell*
 Kevin Mitchell, P.Eng.
 Director, Operations Services
 Department of Transportation and
 Infrastructure Renewal

N.S. Reg. 199/2015

Made: April 21, 2015

Filed: April 21, 2015

Proclamation, S. 145, S.N.S. 2011, c. 41

Order in Council 2015-132 dated April 21, 2015
 Proclamation made by the Governor in Council
 pursuant to Section 145 of the
Pension Benefits Act

The Governor in Council on the report and recommendation of the Minister of Finance and Treasury Board dated February 25, 2015, and pursuant to Section 145 of Chapter 41 of the Acts of 2011, the *Pension Benefits 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 Chapter 41 of the Acts of 2011, the *Pension Benefits Act*, except subsections 24(2) and (3), clause 24(4)(c), subsection 55(7), Section 57, subsections 58(5), 61(3) and 106(3), the heading immediately preceding Section 111, Section 111 and clause 139(1)(ax), do come into force on and not before June 1, 2015.

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 145 of Chapter 41 of the Acts of 2011, the *Pension Benefits Act*, it is enacted as follows:

145 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 41 of the Acts of 2011, the *Pension Benefits Act*, except subsections 24(2) and (3), clause 24(4)(c), subsection 55(7), Section 57, subsections 58(5), 61(3) and 106(3), the heading immediately preceding Section 111, Section 111 and clause 139(1)(ax), do come into force on and not before June 1, 2015;

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 41 of the Acts of 2011, the *Pension Benefits Act*, except subsections 24(2) and (3), clause 24(4)(c), subsection 55(7), Section 57, subsections 58(5), 61(3) and 106(3), the heading immediately preceding Section 111, Section 111 and clause 139(1)(ax), do come into force on and not before June 1, 2015, 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 21st day of April in the year of Our
Lord two thousand and fifteen and in the sixty-fourth
year of Our Reign.

BY COMMAND:

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

N.S. Reg. 200/2015

Made: April 21, 2015

Filed: April 21, 2015

Pension Benefits Regulations

Order in Council 2015-133 dated April 21, 2015
Regulations made by the Governor in Council
pursuant to Section 139 of the *Pension Benefits Act*

The Governor in Council on the report and recommendation of the Minister of Finance and Treasury Board dated February 26, 2015, is pleased to:

- (a) pursuant to Section 139 of Chapter 41 of the Acts of 2011, the *Pension Benefits Act*, effective on and after June 1, 2015:
 - (i) repeal the *Pension Benefits Regulations*, N.S. Reg. 164/2002, made by the Governor in Council by Order in Council 2002-607 dated December 20, 2002; and
 - (ii) make new regulations respecting pension benefits in the form set forth in Schedule "A" attached to and forming part of the report and recommendation; and
[N.S. Reg. 200/2015]
- (b) pursuant to subsection 4(3) of Chapter 393 of the Revised Statutes of Nova Scotia, 1989, the *Regulations Act*, dispense with the publication in the Royal Gazette, Part II, of the regulations respecting pension benefits as set forth in Schedule "A" because of their length.

N.S. Reg. 201/2015

Made: April 21, 2015

Filed: April 21, 2015

Proclamation, S. 14, S.N.S. 2012, c. 47

Order in Council 2015-136 dated April 21, 2015
Proclamation made by the Governor in Council
pursuant to Section 14 of the
Missing Persons Act

The Governor in Council on the report and recommendation of the Attorney General and Minister of Justice dated March 11, 2015, and pursuant to Section 14 of Chapter 47 of the Acts of 2012, the *Missing Persons Act*, is pleased to order and declare by proclamation that Chapter 47 of the Acts of 2012, the *Missing Persons Act*, do come into force on and not before April 21, 2015.

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 14 of Chapter 47 of the Acts of 2012, the *Missing Persons Act*, it is enacted as follows:

- 14** This Act comes into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Chapter 47 of the Acts of 2012, the *Missing Persons Act*, do come into force on and not before April 21, 2015;

NOW KNOW YE THAT WE, by and with the advice of the Executive Council of Nova Scotia, do by this Our Proclamation order and declare that Chapter 47 of the Acts of 2012, the *Missing Persons Act*, do come into force on and not before April 21, 2015, 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 21st day of April in the year of Our Lord two thousand and fifteen and in the sixty-fourth year of Our Reign.

BY COMMAND:

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

N.S. Reg. 202/2015 to 204/2015

Made: April 21, 2015

Filed: April 21, 2015

Missing Persons Regulations;
Personal Health Information Regulations;
Justices of the Peace Regulations

Order in Council 2015-137 dated April 21, 2015
Regulations and amendments to regulations made by the Governor in Council pursuant to Section 13 of the *Missing Persons Act*, Section 110 of the *Personal Health Information Act* and Section 12 of the *Justices of the Peace Act*

The Governor in Council on the report and recommendation of the Attorney General and Minister of Justice dated February 17, 2015, is pleased, effective on and after April 21, 2015:

- a) pursuant to Section 13 of Chapter 47 of the Acts of 2012, the *Missing Persons Act*, to make new regulations for the implementation of the Act [in] the form set forth in Schedule “A” attached to and forming part of the report and recommendation;

[Clause (a) filed as N.S. Reg. 202/2015]

- b) pursuant to Section 110 of Chapter 41 of the Acts of 2010, the *Personal Health Information Act*, to amend the *Personal Health Information Regulations*, N.S. Reg. 217/2012, made by the Governor in Council by Order in Council 2012-371 dated December 4, 2012, to designate the *Missing Persons Act* as an enactment for the purpose of subsection 7(3) of the *Personal Health Information Act*, in the manner set forth in Schedule “B” attached to and forming part of the report and recommendation; and

[Clause (b) filed as N.S. Reg. 203/2015]

- c) pursuant to Section 12 of Chapter 244 of the Revised Statutes of Nova Scotia, 1989, the *Justices of the Peace Act*, to amend the *Justices of the Peace Regulations*, N.S. Reg. 51/2002, made by the Governor in Council by Order in Council 2002-159 dated March 28, 2002, to give additional duties to presiding justices of the peace to conduct hearings of applications for record-access orders or search orders under the *Missing Persons Act*, in the manner set forth in Schedule “C” attached to and forming part of the report and recommendation.

[Clause (c) filed as N.S. Reg. 204/2015]

N.S. Reg. 202/2015

Missing Persons Regulations

Schedule "A"**Regulations Respecting Missing Persons Search Orders and Record-access Orders
made by the Governor in Council under Section 13
of Chapter 47 of the Acts of 2012, the *Missing Persons Act*****Citation**

1 These regulations may be cited as the *Missing Persons Regulations*.

Definitions for Act and regulations

2 (1) In these regulations,

“Act” means the *Missing Persons Act*;

“order” means a search order made by a justice under Section 5 of the Act or a record-access order made by a justice under Section 6 of the Act;

“police officer” means a member of a police agency.

(2) In the Act and these regulations,

“financial information”, in relation to a person, includes information about any joint account that the person holds with 1 or more other persons;

“justice” means a justice as defined in clause 7(1)(m) of the *Interpretation Act*.

Form of application for order

3 (1) An application for a record-access order must be in Form A.

(2) An application for a search order must be in Form C.

Applying for order

4 (1) An application for an order may be made in person or, subject to subsection (2), by telephone.

(2) A person applying for an order by telephone must also complete a written application form and

(a) provide a copy of the completed application form to the justice by facsimile transmission or by delivery in another way specified by the justice; and

(b) deliver the original of the completed application form to a court office specified by the justice.

Form of order

5 (1) A record-access order may be in Form B.

(2) A search order may be in Form D.

Serving order

6 (1) Service of an order must be by a police officer by 1 of the following methods:

- (a) if the order is being served on a person who is an individual, serving a copy of the order on the individual personally;
 - (b) if the order is being served on a person that is a corporation,
 - (i) registered mail,
 - (ii) leaving the order with the individual who is the manager, secretary or other executive officer of the corporation or is apparently in charge of a branch office of the corporation, at an address set out by the corporation as its address, or
 - (iii) facsimile or other form of electronic transmission to the corporation's last known facsimile number or electronic address, in a manner that provides confirmation of delivery;
 - (c) if the order is being served on a person that is neither a corporation nor an individual,
 - (i) registered mail,
 - (ii) leaving the order with an officer or administrator of the respondent who appears to have management responsibilities with respect to the respondent, or
 - (iii) facsimile or other form of electronic transmission to the respondent's last known facsimile number or electronic address, in a manner that provides confirmation of delivery.
- (2) On application and on being satisfied that service cannot be made effectively in accordance with subsection (1), a justice may by order authorize another method of service.

Storing and disposing of records

- 7 (1) A police agency must securely store any records obtained under the Act so that access to the records is limited to only those members of the agency who require access to perform their job functions in accordance with the Act.
- (2) A police agency disposing of records obtained under the Act must dispose of them in accordance with the methods outlined in the agency's records retention and disposition schedule for disposition of confidential records.

Form A: Application for Record-access Order

(Missing Persons Act, S.N.S. 2012, c. 47)

Applicant

I, _____, member of _____ (*name of police agency*) (the "Police Agency") am applying for an Order authorizing a police officer to obtain access to or copies of the records indicated below, in accordance with Section 6 of the *Missing Persons Act* (the "Act"), which are required for the investigation being conducted by the Police Agency into the whereabouts of a missing person (the "Missing Person") (*add the following if applicable*) and into the whereabouts of a person who may be accompanying the Missing Person.

Identifying information about the Missing Person

The Missing Person's name is _____.

(Complete the following only if the Missing Person is a minor or is a vulnerable person as defined in the Act.)

The Missing Person is (*select one*)

- a minor
- a vulnerable person (defined in the *Missing Persons Act* as a person with a guardian appointed under the *Incompetent Persons Act* or an adult in need of protection under the *Adult Protection Act*)

(Complete the next item if seeking access to or copies of records for a person who may be accompanying the Missing Person.)

Identifying information about person who may be accompanying the Missing Person

The name of the person who may be accompanying the Missing Person is

_____.

Records required

The Police Agency requires access to or copies of the records indicated in the following list: (select all that apply and provide details of any particular information required)

- records containing contact or identification information, and in particular _____;
- telephone records, and in particular _____, from _____ (date) to _____ (date);
- other electronic communication records, including records related to signals from a wireless device, cell phone records, inbound and outbound text messaging records, Internet browsing-history records, and in particular _____, from _____ (date) to _____ (date);
- global position system tracking records, and in particular _____, from _____ (date) to _____ (date);
- video records, including closed circuit television footage, and in particular _____, from _____ (date) to _____ (date);
- records containing employment information, and in particular _____, from _____ (date) to _____ (date);
- records containing personal health information as defined in the *Personal [Health] Information Act*, and in particular _____;
- records from a school, university or other educational institution containing attendance information, and in particular _____, from _____ (date) to _____ (date);
- records containing travel and accommodation information, and in particular _____;
- records containing financial information, and in particular _____, from _____ (date) to _____ (date);
- any records not listed above (specify):

Affidavit

In support of my application, I make oath and say/affirm as follows:

- (a) the Police Agency is conducting an ongoing investigation into the whereabouts of the Missing Person *(add the following if applicable)* and into the whereabouts of a person who may be accompanying the Missing Person;
- (b) copies of or access to records of or related to the Missing Person or the person who may be accompanying the Missing Person may assist the Police Agency in locating the Missing Person;
- (c) I have the following reasonable grounds to believe that records of the types that are the subject of this application may exist and may be in the possession or under the control of a person:

and

- (d) I believe that records of the types that are the subject of this application may exist and may be in the possession or under the control of a person.

Sworn/affirmed before me at _____)
 (city or town), in the Province of Nova Scotia,)
 _____, 20_____)

Signature

Applicant signature

Form B: Record-access Order
(Missing Persons Act, S.N.S. 2012, c. 47)

PO No.

Re: _____ (the "Missing Person")

-and- _____ (the "Applicant")

This Order was made by a Justice pursuant to the *Missing Persons Act* of Nova Scotia regarding the Missing Person.

The Applicant, a member of _____ *(name of police agency)*, (the "Police Agency"), has applied for an Order authorizing access to or the release of copies of records that may assist the Police Agency in locating the Missing Person.

Having considered the application, I am satisfied that

- (a) access to or copies of records requested in the application may assist the Police Agency in locating the Missing Person; and
- (b) records of the types of those requested are in the possession or under the control of a person.

I order that access to or copies of the records indicated below that contain information about

(select either or both, as applicable)

- the Missing Person

- _____ (name of individual), who may be accompanying the Missing Person

must be provided to the Police Agency by any person who has possession or control of the records.

Records authorized to be accessed:

(select all that apply)

- records containing contact or identification information, and in particular _____;
- telephone records, and in particular _____, from _____ (date) to _____ (date);
- other electronic communication records, including records related to signals from a wireless device, cell phone records, inbound and outbound text messaging records, Internet browsing-history records, and in particular _____, from _____ (date) to _____ (date);
- global position system tracking records, and in particular _____, from _____ (date) to _____ (date);
- video records, including closed circuit television footage, and in particular _____, from _____ (date) to _____ (date);
- records containing employment information, and in particular _____, from _____ (date) to _____ (date);
- records containing personal health information as defined in the *Personal [Health] Information Act*, and in particular _____;
- records from a school, university or other educational institution containing attendance information, and in particular _____, from _____ (date) to _____ (date);
- records containing travel and accommodation information, and in particular _____;
- records containing financial information, and in particular _____, from _____ (date) to _____ (date);
- any records not listed above (specify):

I further order that the person on whom this Order is served must provide the Police Agency with an accounting of the efforts taken by the person to locate any records that cannot be found.

This Order is effective immediately and remains in force until _____, 20 ____.

Dated at Nova Scotia on _____, 20 ____.

Signature of Justice

Form C: Application for Search Order
(Missing Persons Act, S.N.S. 2012, c. 47)

Applicant

I, _____, member of _____ (*name of police agency*) (the “Police Agency”) am applying for an Order authorizing a police officer to enter, by force if necessary, the dwelling or other premises at the location specified in my Affidavit below to search for and locate a missing person (the “Missing Person”).

Identifying information about the Missing Person

The Missing Person’s name is _____.

The Missing Person is (*select one*)

- a minor
- a vulnerable person as defined in the *Missing Persons Act*

Affidavit

In support of my application, I make oath and say/affirm as follows:

- (a) the Police Agency is conducting an ongoing investigation into the whereabouts of the Missing Person;
- (b) I have the following reasonable grounds to believe that the Missing Person may be in a dwelling or other premises identified in clause (c) of my Affidavit:

and

- (c) I believe that the Missing Person may be in a dwelling or other premises at the following location:

Sworn/affirmed before me at _____)
(*city or town*), in the Province of Nova Scotia,)
_____, 20_____)

Signature

Applicant signature

Form D: Search Order
(Missing Persons Act, S.N.S. 2012, c. 47)

PO No.

Re: _____ (the “Missing Person”)

-and- _____ (the “Applicant”)

This Order was made by a Justice pursuant to the *Missing Persons Act* of Nova Scotia regarding the Missing Person, who is (*select one*)

- a minor
- a vulnerable person as defined in the *Missing Persons Act*

The Applicant, a member of _____ (*name of police agency*), (the “Police Agency”), has applied for an Order authorizing entry to a dwelling or other premises located at _____ (*address*), by force if necessary, to search for the Missing Person.

Having considered the information provided in the Applicant’s affidavit, I am satisfied that

- (a) _____ (*name of Missing Person*) is a Missing Person under the *Missing Persons Act* and that the Police Agency is conducting an investigation into the whereabouts of the Missing Person; and
- (b) the Applicant has reasonable grounds to believe that the Missing Person is located at the address specified above.

I order that a police officer with the Police Agency may enter a dwelling or other premises located at the address specified above, using force if necessary, in order to search for the Missing Person.

This Order is effective immediately and remains in force until _____, 20 ____.

Dated at Nova Scotia on _____, 20 ____.

Signature of Justice

N.S. Reg. 203/2015

Personal Health Information Regulations

Schedule “B”

Amendment to the *Personal Health Information Regulations* made by the Governor in Council under Section 110 of Chapter 41 of the Acts of 2010, the *Personal Health Information Act*

The table in Section 5 of the *Personal Health Information Regulations*, N.S. Reg. 217/2012, made by the Governor in Council by Order in Council 2012-371 dated December 4, 2012, is amended by adding the following row immediately after the row that begins with “*Mandatory Testing and Disclosure Act*”:

<i>Missing Persons Act</i>	clause 6(2)(f)
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N.S. Reg. 204/2015

Justices of the Peace Regulations

Schedule "C"

**Amendment to the *Justices of the Peace Regulations*
made by the Governor in Council under Section 12 of
Chapter 244 of the Revised Statutes of Nova Scotia, 1989,
the *Justices of the Peace Act***

Subsection 7(1) of the *Justices of the Peace Regulations*, N.S. Reg 51/2012, made by the Governor in Council by Order in Council 2012-159 dated March 28, 2002, is amended by

- (a) relettering clause (qa) as clause (r);
- (b) striking out the period at the end of clause (r); and
- (c) adding the following clause immediately after clause (r):
 - (s) deal with all matters prescribed to a justice in the *Missing Persons Act*, including conducting a hearing of an application for a search order or a record-access order under that Act.