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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. 113/2019

Made: July 25, 2019

Filed: July 26, 2019

Prescribed Petroleum Products Prices

Order dated July 25, 2019
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**M09332****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: Stephen M. Murphy, MBA, 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 product prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

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 Board revised the retail margin and the transportation allowance effective October 28, 2016, in its decision, 2016 NSUARB 168, issued on September 26, 2016;

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the period ended July 24, 2019, are:

Grade 1 Regular gasoline	62.48¢ per litre
Ultra-low-sulfur diesel oil	65.31¢ per litre

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

Gasoline:	
Grade 1	62.48¢ per litre
Grade 2	65.48¢ per litre
Grade 3	68.48¢ per litre
Ultra-low-sulfur diesel oil	65.31¢ 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:	minus 0.30¢ per litre
Ultra-low-sulfur diesel oil:	minus 0.30¢ per litre

And now therefore the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., Friday, July 26, 2019.

sgd: Bruce A. Kiley
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 July 26, 2019**

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	70.37	10.0	15.5	95.87	116.1	118.3	116.1	999.9
Mid-Grade Unleaded	73.37	10.0	15.5	98.87	119.6	121.8	119.6	999.9
Premium Unleaded	76.37	10.0	15.5	101.87	123.0	125.2	123.0	999.9
Ultra-Low-Sulfur Diesel	73.46	4.0	15.4	92.86	112.7	114.8	112.7	999.9
Zone 2								
Regular Unleaded	70.87	10.0	15.5	96.37	116.7	118.9	116.7	999.9
Mid-Grade Unleaded	73.87	10.0	15.5	99.37	120.1	122.3	120.1	999.9
Premium Unleaded	76.87	10.0	15.5	102.37	123.6	125.8	123.6	999.9
Ultra-Low-Sulfur Diesel	73.96	4.0	15.4	93.36	113.2	115.4	113.2	999.9
Zone 3								
Regular Unleaded	71.27	10.0	15.5	96.77	117.2	119.3	117.2	999.9
Mid-Grade Unleaded	74.27	10.0	15.5	99.77	120.6	122.8	120.6	999.9
Premium Unleaded	77.27	10.0	15.5	102.77	124.1	126.2	124.1	999.9
Ultra-Low-Sulfur Diesel	74.36	4.0	15.4	93.76	113.7	115.9	113.7	999.9
Zone 4								
Regular Unleaded	71.37	10.0	15.5	96.87	117.3	119.5	117.3	999.9
Mid-Grade Unleaded	74.37	10.0	15.5	99.87	120.7	122.9	120.7	999.9
Premium Unleaded	77.37	10.0	15.5	102.87	124.2	126.4	124.2	999.9
Ultra-Low-Sulfur Diesel	74.46	4.0	15.4	93.86	113.8	116.0	113.8	999.9
Zone 5								
Regular Unleaded	71.37	10.0	15.5	96.87	117.3	119.5	117.3	999.9
Mid-Grade Unleaded	74.37	10.0	15.5	99.87	120.7	122.9	120.7	999.9
Premium Unleaded	77.37	10.0	15.5	102.87	124.2	126.4	124.2	999.9
Ultra-Low-Sulfur Diesel	74.46	4.0	15.4	93.86	113.8	116.0	113.8	999.9
Zone 6								
Regular Unleaded	72.07	10.0	15.5	97.57	118.1	120.3	118.1	999.9
Mid-Grade Unleaded	75.07	10.0	15.5	100.57	121.5	123.7	121.5	999.9
Premium Unleaded	78.07	10.0	15.5	103.57	125.0	127.2	125.0	999.9
Ultra-Low-Sulfur Diesel	75.16	4.0	15.4	94.56	114.6	116.8	114.6	999.9

N.S. Reg. 114/2019

Made: July 30, 2019

Filed: July 31, 2019

Small Claims Court Forms and Procedures Regulations—amendment

Order in Council 2019-204 dated July 30, 2019

Amendment to regulations made by the Governor in Council
pursuant to Section 33 of the *Small Claims Court Act*

The Governor in Council on the report and recommendation of the Attorney General and Minister of Justice dated April 18, 2019, and pursuant to Section 33 of Chapter 430 of the Revised Statutes of Nova Scotia, 1989, the *Small Claims Court Act*, is pleased to amend the *Small Claims Court Forms and Procedures Regulations*, N.S. Reg. 17/1993, made by the Governor in Council by Order in Council 93-110, dated February 2, 1993, to waive filing fees for claimants meeting financial eligibility criteria and to make minor updates to improve access to, and the efficiency of, the Small Claims Court, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after September 3, 2019.

Schedule “A”**Amendment to the *Small Claims Court Forms and Procedures Regulations*
made by the Governor in Council under Section 33 of Chapter 430 of the Revised Statutes of Nova Scotia,
1989, the *Small Claims Court Act***

- 1 Section 2 of the *Small Claims Court Forms and Procedures Regulations*, N.S. Reg. 17/1993, made by the Governor in Council by Order in Council 93-110 dated February 2, 1993, is amended by striking out “The fee” and substituting “Except where the fee is waived in accordance with Section 2A, the fee”.
- 2 The regulations are further amended by adding the following Section immediately after Section 2:
 - 2A (1) The clerk of the court must waive the fee for filing a notice of claim if a claimant meets the financial eligibility criteria set out in subsection (2) and completes and files with the clerk an application in Form 14 together with 1 of the following:
 - (a) proof of the claimant’s income in the form of
 - (i) a current pay or income assistance or benefit stub, or
 - (ii) a copy of the claimant’s most recent income tax return or most recent notice of assessment;
 - (b) if the claimant [is] not receiving any income, a letter signed by their medical doctor, priest or other official confirming that the claimant is not receiving any income and is not surviving from any savings.
 - (2) A claimant meets the financial eligibility criteria for waiving the fee under subsection (1) for filing a notice of claim if the claimant’s monthly income is less than or equal to the amount that corresponds to the number of dependants they have, as set out in the following table:

Maximum Monthly Income per Number of Dependants			
One adult	\$1067.00	Two adults	\$1424.00
and 1 child	\$1416.00	and 1 child	\$1708.00
and 2 children	\$1700.00	and 2 children	\$1932.00
and 3 children	\$1924.00	and 3 children	\$2156.00
and 4 children	\$2148.00	and 4 children	\$2380.00
and 5 children	\$2372.00	and 5 children	\$2604.00

(3) If a claimant's filing fee is waived under subsection (1), all of the following items and services must be made available to the claimant free of charge:

- (a) a maximum of 25 photocopies;
- (b) a maximum of 3 court searches;
- (c) the administration of oaths for an affidavit of service relating to the claim.

3 Subsection 3(1) of the regulations is amended by striking out "10 days" and substituting "20 days".

4 (1) Subsection 4(1) of the regulations is amended by

- (a) striking out "Defence/counterclaim" and substituting "Defence";
- (b) adding ", Part A" immediately after ["Form 2["].

(2) Section 4 of the regulations is further amended by adding the following subsection immediately after subsection (1):

(1A) A Counterclaim shall be in Form 2, Part B.

(3) Subsection 4(2) of the regulations is amended by striking out "The fee" and substituting "Except where the fee is waived in accordance with Section 2A, the fee".

5 Subsection 5(1) of the regulations is amended by striking out "defence/counterclaim" and substituting "Defence/Counterclaim".

6 The regulations are further amended by repealing Forms 1 and 2 and substituting the attached Forms 1 and 2.

7 Clause 5(a) of Form 11 of the regulations is amended by

- (a) striking out "\$415.00" and substituting "\$450.00"; [and]
- (b) striking out "\$275.00" and substituting "\$330.00".

8 The regulations are further amended by adding the attached Form 14 immediately after Form 13.

Form 1—Notice of Claim
in the Small Claims Court of Nova Scotia

Will this matter take longer than 2 hours? For Court use only
Yes No Claim no.

1.1 CLAIMANT(S) (your information)

Additional claimant(s) listed on the attached page

Full legal name:
Street address: Postal code:
Mailing address: (if different) Postal code:
Phone: Fax or email address:

1.2 LEGAL REPRESENTATION (leave blank if you are representing yourself)

Lawyer's name: Address:
Lawyer's phone number: Email address:

1.3 DEFENDANT(S) (the person you are claiming against)

Additional defendant(s) listed on the attached page

Full legal name:
Street address: Postal code:
Mailing address: (if different) Postal code:
Phone: Fax or email address:

1.4 ABOUT YOUR CLAIM

I CLAIM FROM THE DEFENDANT(S)

payment of money return of goods general damages interest costs
claim amount: \$

REASON FOR THIS CLAIM (What happened? Where?) (If you need more space, attach another sheet of paper.)

Reason for claim text area

Date Signature of claimant(s) or lawyer(s) for claimants

1.5 FOR COURT USE ONLY

This claim must be served on the defendant within _____ days of the _____ day of _____, 20_____.

Hearing date _____ Hearing time _____ a.m. p.m.

Place of hearing _____

Clerk of the Small Claims Court

**Form 2—Part A: Defence
in the Small Claims Court of Nova Scotia**

2.1 ABOUT YOUR DEFENCE

To (name of claimant or organization): _____

Reason for disputing this claim (if you need more space, attach another sheet of paper)

Date

Signature of defendant(s) or lawyer(s) for defendants

Street address: _____ Postal code: _____

Mailing address: (if different) _____ Postal code: _____

Phone: _____ Email address: _____

Lawyer's name: _____ Address: _____

Lawyer's phone number: _____ Email address: _____

**Part B: Counterclaim
in the Small Claims Court of Nova Scotia**

2.2 ABOUT YOUR COUNTERCLAIM

To (name of claimant or organization): _____

I counterclaim for:

___ payment of money ___ return of goods ___ general damages ___ interest ___ costs

claim amount: \$ _____

REASON FOR THIS COUNTERCLAIM (What happened? Where?) (If you need more space, attach another sheet of paper.)

Date

Signature of defendant(s) or lawyer(s) for defendants

2.3 FOR COURT USE ONLY (All parties will appear on the date shown on Form 1—Notice of Claim to present their evidence before the adjudicator.)

This defence and/or counterclaim must be served on the claimant(s) within _____ days of the _____ day of _____, 20____.

Clerk of the Small Claims Court

Form 14—Waiver of Fees Application

(s. 2A, Small Claims Court Forms and Procedures Regulations)

Please print in **BLOCK LETTERS**:

Last name: _____ Mailing address: _____ Apt # _____ City or town/province: _____ Postal code: _____ Telephones: Home: _____ Work: _____ Msg: _____		Given names: _____ Date of birth: _____ Age: _____ (mm/dd/yr)	
<input type="checkbox"/> Male <input type="checkbox"/> Female <input type="checkbox"/> X	<input type="checkbox"/> Employed <input type="checkbox"/> Unemployed <input type="checkbox"/> Unable to work <input type="checkbox"/> Student/training	<input type="checkbox"/> Not married <input type="checkbox"/> Common law <input type="checkbox"/> Divorced	<input type="checkbox"/> Married <input type="checkbox"/> Separated <input type="checkbox"/> Widowed
I apply to have the following court filing fees waived:			
SPOUSE (including common-law) Name: _____ Address: _____ Telephone: _____		DEPENDANTS (spouse, child or other person supported by applicant): Total ___ Living with client ___ Living apart ___	
Do you receive social or other municipal assistance? <input type="checkbox"/> Yes <input type="checkbox"/> No		Name Relationship Birth date (mm/dd/yy)	
		1. _____	
		2. _____	
		3. _____	
		4. _____	
		5. _____	
		6. _____	
7. _____			
Person who can verify financial information		Name: _____ Address: _____ Telephone: _____	

<p>GROSS MONTHLY INCOME</p> <p>Salary (wages + tips) _____</p> <p>Unemployment ins. _____</p> <p>Social assistance _____</p> <p>Old age assistance _____</p> <p>Pension _____</p> <p>Spouse's income (including common law) _____</p> <p>Support received _____</p> <p>Specify other income _____</p> <p>Gross monthly income _____</p> <p>Less support you pay per month _____</p> <p>Monthly income: _____</p>	<p>IMPORTANT: This application will not be processed unless you attach 1 of the following:</p> <ul style="list-style-type: none"> ● a copy of your pay stub ● a copy of your benefit stub ● a copy of your most recent Income Tax Return or Notice of Assessment ● a letter from a doctor, priest or other official stating that you have no income
<p style="text-align: center;">Applicant declares:</p> <p>I state that the above information is true and complete. I consent to have this information investigated for verification and will notify court administration of any change.</p> <p style="text-align: center;">_____ Signature of applicant</p> <p style="text-align: center;">_____ Date</p>	<p><input type="checkbox"/> Approved <input type="checkbox"/> Denied</p> <p>By: _____</p> <p>Date: _____</p>

N.S. Reg. 115/2019

Made: August 1, 2019

Filed: August 2, 2019

Prescribed Petroleum Products Prices

Order dated August 1, 2019
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**M09339****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

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 product prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

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 Board revised the retail margin and the transportation allowance effective October 28, 2016, in its decision, 2016 NSUARB 168, issued on September 26, 2016;

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the period ended July 31, 2019, are:

Grade 1 Regular gasoline	65.09¢ per litre
Ultra-low-sulfur diesel oil	66.86¢ per litre

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

Gasoline:	
Grade 1	65.09¢ per litre
Grade 2	68.09¢ per litre
Grade 3	71.09¢ per litre
Ultra-low-sulfur diesel oil	66.86¢ 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 0.40¢ per litre
Ultra-low-sulfur diesel oil:	plus 0.10¢ per litre

And now therefore the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., August 2, 2019.

Dated at Halifax, Nova Scotia, this 1st day of August, 2019.

sgd: Lisa Wallace
Clerk of the Board

Schedule "A"

**Prices Prescribed for Petroleum Products
under the *Petroleum Products Pricing Act* and the
Petroleum Products Pricing Regulations
effective on and after 12:01 a.m. on August 2, 2019**

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	73.68	10.0	15.5	99.18	119.9	122.1	119.9	999.9
Mid-Grade Unleaded	76.68	10.0	15.5	102.18	123.4	125.6	123.4	999.9
Premium Unleaded	79.68	10.0	15.5	105.18	126.8	129.0	126.8	999.9
Ultra-Low-Sulfur Diesel	75.41	4.0	15.4	94.81	114.9	117.1	114.9	999.9
Zone 2								
Regular Unleaded	74.18	10.0	15.5	99.68	120.5	122.7	120.5	999.9
Mid-Grade Unleaded	77.18	10.0	15.5	102.68	123.9	126.1	123.9	999.9
Premium Unleaded	80.18	10.0	15.5	105.68	127.4	129.6	127.4	999.9
Ultra-Low-Sulfur Diesel	75.91	4.0	15.4	95.31	115.5	117.7	115.5	999.9
Zone 3								
Regular Unleaded	74.58	10.0	15.5	100.08	121.0	123.1	121.0	999.9
Mid-Grade Unleaded	77.58	10.0	15.5	103.08	124.4	126.6	124.4	999.9
Premium Unleaded	80.58	10.0	15.5	106.08	127.9	130.0	127.9	999.9
Ultra-Low-Sulfur Diesel	76.31	4.0	15.4	95.71	115.9	118.1	115.9	999.9
Zone 4								
Regular Unleaded	74.68	10.0	15.5	100.18	121.1	123.3	121.1	999.9
Mid-Grade Unleaded	77.68	10.0	15.5	103.18	124.5	126.7	124.5	999.9
Premium Unleaded	80.68	10.0	15.5	106.18	128.0	130.2	128.0	999.9
Ultra-Low-Sulfur Diesel	76.41	4.0	15.4	95.81	116.0	118.2	116.0	999.9
Zone 5								
Regular Unleaded	74.68	10.0	15.5	100.18	121.1	123.3	121.1	999.9
Mid-Grade Unleaded	77.68	10.0	15.5	103.18	124.5	126.7	124.5	999.9
Premium Unleaded	80.68	10.0	15.5	106.18	128.0	130.2	128.0	999.9
Ultra-Low-Sulfur Diesel	76.41	4.0	15.4	95.81	116.0	118.2	116.0	999.9
Zone 6								
Regular Unleaded	75.38	10.0	15.5	100.88	121.9	124.1	121.9	999.9
Mid-Grade Unleaded	78.38	10.0	15.5	103.88	125.3	127.5	125.3	999.9
Premium Unleaded	81.38	10.0	15.5	106.88	128.8	131.0	128.8	999.9
Ultra-Low-Sulfur Diesel	77.11	4.0	15.4	96.51	116.9	119.0	116.9	999.9