



Part II
Regulations under the Regulations Act

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In force date of regulations: As of November 28, 2023*, the date a regulation comes into force is determined by subsection 3(6) of the *Regulations Act*.

A regulation comes into force on the date it is filed unless the regulation states that it comes into force on a later date, or the Act that the regulation is made under authorizes the regulation to come into force on a date earlier than the date it was filed or authorizes another method of coming into force.

*Date that subsections 3(4) and (5) of Chapter 54 of the Acts of 2022, *An Act to Amend Chapter 393 of the Revised Statutes, 1989, the Regulations Act*, were proclaimed in force.

N.S. Reg. 68/2024

Made: March 14, 2024

Filed: March 14, 2024

Prescribed Petroleum Products Prices

Order dated March 14, 2024
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*

[Please note: *Prescribed Petroleum Products Prices* filed with the Office of the Registrar of Regulations on and after January 23, 2023, will no longer be published in the *Royal Gazette Part II*. Publication of the *Prescribed Petroleum Products Prices* has been dispensed with by order of the Attorney General dated January 23, 2023, and published on page 63 of the February 10, 2023, issue of the *Royal Gazette Part II*. Current and historical *Prescribed Petroleum Products Prices* are available for inspection in person at the Office of the Registrar of Regulations and can be viewed on the Nova Scotia Utility and Review Board's website at the following address: <https://nsuarb.novascotia.ca/mandates/gasoline-diesel-pricing>.]

N.S. Reg. 69/2024

Made: March 21, 2024

Filed: March 21, 2024

Prescribed Petroleum Products Prices

Order dated March 21, 2024
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*

[Please note: *Prescribed Petroleum Products Prices* filed with the Office of the Registrar of Regulations on and after January 23, 2023, will no longer be published in the *Royal Gazette Part II*. Publication of the *Prescribed Petroleum Products Prices* has been dispensed with by order of the Attorney General dated January 23, 2023, and published on page 63 of the February 10, 2023, issue of the *Royal Gazette Part II*. Current and historical *Prescribed Petroleum Products Prices* are available for inspection in person at the Office of the Registrar of Regulations and can be viewed on the Nova Scotia Utility and Review Board's website at the following address: <https://nsuarb.novascotia.ca/mandates/gasoline-diesel-pricing>.]

N.S. Reg. 70/2024

Made: March 26, 2024

Filed: March 26, 2024

Proclamation of Act, S. 19, S.N.S. 2023, c. 14—except S. 11 to 13

Order in Council 2024-110 dated March 26, 2024
Proclamation made by the Governor in Council
pursuant to Section 19 of the
Municipal Reform (2023) Act

The Governor in Council on the report and recommendation of the Minister of Municipal Affairs and Housing dated March 4, 2024, [and] pursuant to Section 19 of Chapter 14 of the Acts of 2023, the *Municipal Reform*

(2023) Act, and subsection 3(7) of Chapter 235 of the Revised Statutes of Nova Scotia, 1989, the *Interpretation Act*, is pleased to order and declare by proclamation that Chapter 14 of the Acts of 2023, the *Municipal Reform (2023) Act*, except Sections 11 to 13, do come into force on and not before April 1, 2024.

L.S.

Canada
Province of Nova Scotia

Charles the Third, by the Grace of God, King of Canada and His Other Realms and Territories, Head of the Commonwealth.

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 19 of Chapter 14 of the Acts of 2023, the *Municipal Reform (2023) Act*, it is enacted as follows:

- 19 This Act, except Sections 11 and 12, has effect on such day as the Governor in Council orders and declares by proclamation.

And Whereas it is deemed expedient that Chapter 14 of the Acts of 2023, the *Municipal Reform (2023) Act*, with the exception of Sections 11 to 13, do come into force on and not before April 1, 2024;

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 14 of the Acts of 2023, the *Municipal Reform (2023) Act*, with the exception of Sections 11 to 13, do come into force on and not before April 1, 2024, 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, Arthur J. LeBlanc, Chancellor of Our Order of Nova Scotia, one of Our Counsel learned in the law in the Province of Nova Scotia, Lieutenant Governor in and of Our Province of Nova Scotia.

Given at Our Government House in the Halifax Regional Municipality, this 26th day of March in the year of Our Lord two thousand and twenty-four and in the Second year of Our Reign.

By Command:

PROVINCIAL SECRETARY
ATTORNEY GENERAL AND MINISTER OF JUSTICE

N.S. Reg. 71/2024 and 72/2024

Made: March 26, 2024

Filed: March 26, 2024

Municipal Corrections Contribution Regulations;
Municipal Grants General RegulationsOrder in Council 2024-111 dated March 26, 2024
Regulations made by the Governor in Council
pursuant to Section 32 of the *Corrections Act*
and pursuant to Section 37 of the *Municipal Grants Act*

The Governor in Council on the report and recommendation of the Minister of Municipal Affairs and Housing and the Attorney General and Minister of Justice dated March 4, 2024, is pleased, effective on and after April 1, 2024, to

- (a) pursuant to Section 32 of Chapter 103 of the Revised Statutes of Nova Scotia, 1989, the *Corrections Act*, make new regulations respecting the municipal corrections contribution in the form set forth in Schedule “A” attached to and forming part of the report and recommendation; and
- (b) pursuant to Section 37 of Chapter 302 of the Revised Statutes of Nova Scotia, 1989, the *Municipal Grants Act*, make new regulations respecting municipal grants in the form set forth in Schedule “B” attached to and forming part of the report and recommendation.

N.S. Reg. 71/2024

Municipal Corrections Contribution Regulations

Schedule “A”**Regulations Respecting the Municipal Corrections Contribution
made by the Governor in Council under Section 32
of Chapter 103 of the Revised Statutes of Nova Scotia, 1989,
the *Corrections Act*****Citation**

1 These regulations may be cited as the *Municipal Corrections Contribution Regulations*.

Definitions

2 In these regulations,

“Act” means the *Corrections Act*;

“dwelling unit” means a dwelling unit as defined in the *Municipal Grants Act*;

“municipality” means a municipality as defined in the *Municipal Government Act*.

Calculation of annual municipal corrections contribution

3 A municipality’s annual municipal corrections contribution that must be paid in a fiscal year as part of the total annual municipal corrections contribution under Section 26 of the Act must be calculated in accordance with the following formula:

$$\text{municipality's annual municipal corrections contribution} = \frac{0.5A \times C}{B} + \frac{0.5A \times E}{D}$$

in which

A = the amount of the total annual municipal corrections contribution for the previous fiscal year

B = the total uniform assessment for all municipalities

C = the uniform assessment for the municipality

D = the total number of dwelling units in all municipalities

E = the number of dwelling units in the municipality.

Exemption from annual municipal corrections contribution

- 4 A municipality is exempt from the requirement to pay an annual municipal corrections contribution under subsection 26(2) of the Act if the municipality has signed the service exchange agreement with the Province that is effective April 1, 2024.

N.S. Reg. 72/2024

Municipal Grants General Regulations

Schedule “B”

**Regulations Respecting Municipal Grants
made by the Governor in Council under Section 37 of Chapter 302
of the Revised Statutes of Nova Scotia, 1989,
the *Municipal Grants Act***

Citation

- 1 These regulations may be cited as the *Municipal Grants General Regulations*.

Definitions

- 2 In these regulations,

“Act” means the *Municipal Grants Act*;

“derived standardized expenditure” means the amount obtained by multiplying the number of dwelling units for the current year by the unitized expenditure rate;

“Minister” means the Minister of Municipal Affairs and Housing;

“transitional support program” means a financial top-up program to ensure that a municipality’s annual municipal financial capacity grant funding entitlement is at least equivalent to the amount of the municipality’s 2014–15 municipal financial capacity grant;

“unitized expenditure rate” means the rate obtained by dividing the previous year’s operating expenditures estimate by the number of dwelling units from the previous year.

Classification of municipalities

- 3 For the purpose of calculating municipal financial capacity grant entitlements, municipalities are classified as follows:

(a) Class I, comprising regional municipalities and towns; and

- (b) Class II, comprising county and district municipalities.

Number of dwelling units

- 4 (1) The number of dwelling units in a municipality is based on the annual filed assessment roll.
- (2) Dwelling units owned by the federal Department of National Defence and dwelling units located on Indian reserve lands are not included as dwelling units for any purpose under the Act or its regulations.

Municipal financial capacity grant eligibility

- 5 A municipality is eligible for a municipal financial capacity grant under subsection 8(1) of the Act if the municipal financial capacity grant calculation for the municipality results in an entitlement to an amount greater than zero.

Calculation of unitized expenditure rate

- 6 (1) The municipal financial capacity grant for a municipality is calculated using the unitized expenditure rate for the class of the municipality.
- (2) The unitized expenditure rate is calculated for each class of municipality based on the estimates of the previous year's operating expenditures and the previous year's dwelling units.
- (3) The estimates of operating expenditures referred to in subsection (2) must be provided to the Minister by the municipality by September 30 or a later date determined by the Minister.
- (4) The unitized expenditure rate will approximately equal the average estimated operating expenditures per dwelling unit of all the following services, described in the *Financial Reporting and Accounting Manual* made under the *Municipal Government Act*:
- (a) 50% of general government services, not including valuation allowances;
 - (b) protective services;
 - (c) transportation services;
 - (d) environmental health services;
 - (e) 50% of recreation and cultural services;
 - (f) environmental development services.
- (5) The Minister must provide the details of the calculation of the unitized expenditure rate for a municipality to the clerk of the municipality upon request.

Calculation of derived standardized expenditure for municipality

- 7 The derived standardized expenditure for a municipality must be calculated in accordance with the following formula:

$$\text{derived standardized expenditure} = A \times B$$

in which

A = the unitized expenditure rate for the class of municipality

B = the number of dwelling units in the municipality for the current year.

Calculation of uniform assessment for municipality

- 8** (1) The uniform assessment of a municipality is equal to the taxable assessment of the municipality minus 25% of the taxable assessment of commercial properties identified on the assessment roll as being occupied by a seasonal tourist business plus the capitalized value of payments made to the municipality in lieu of taxes and tax payments made to the municipality by a utility, but does not include any of the following:
- (a) the building, pump stations, deep-well pumps, main transmission lines, meters and associated plant and equipment of a municipal water utility;
 - (b) the assessed value of property of a named registered Canadian charitable organization or non-profit community, a charitable, fraternal, educational, recreational, religious, cultural or sporting organization or a day care licensed under the *Early Learning and Child Care Act*, if the property is exempt by municipal bylaw to the extent and under the conditions set out in the bylaw.
- (2) For the purpose of calculating the uniform assessment of a municipality under subsection (1), if, under an enactment, the municipal tax revenue for an assessment in a municipality is shared by another municipality, the assessment is deemed to be in that other municipality to the extent that the revenue is shared by that other municipality.
- (3) For the purpose of calculating the uniform assessment of a municipality under subsection (1), estimates of assessment must be provided to the Minister by the municipality by September 30 or a later date determined by the Minister.
- (4) The Minister may make further adjustments to the figure obtained under subsection (1) if, in the Minister's opinion, it is required to achieve uniformity among municipalities.
- (5) The Minister must inform each municipality of the uniform assessment calculated for it.
- (6) A municipality may, within 60 days of the date of the Minister's calculation of its uniform assessment, request a review by the Minister, and the Minister's decision is final.
- (7) If estimates of assessment are not provided under subsection (3), the uniform assessment and any other calculation that would be calculated using the estimates of assessment may be calculated using any information the Minister considers reasonable.
- (8) For the purpose of calculating the municipal financial capacity grant for a municipality, the uniform assessment is separated into the following components:
- (a) residential uniform assessment; and
 - (b) commercial uniform assessment.

Calculation of standard rates

- 9** (1) A standard rate will be set for each class of municipality and within each class of municipality a standard residential rate and a standard commercial rate will be set.
- (2) The standard residential rate for each class of municipality must be calculated in accordance with the following formula:

$$\text{standard residential rate for each class of municipality} = \frac{A \times B}{C}$$

in which

A = the total derived standardized expenditure for all municipalities in the class for which the standard residential rate is being calculated

B = the average proportion of residential uniform assessment in the class

C = the total residential uniform assessment for all municipalities in the class for which the standard residential rate is being calculated.

- (3) The standard commercial rate for each class of municipality must be calculated in accordance with the following formula:

$$\text{standard commercial rate for each class of municipality} = \frac{A \times B}{C}$$

in which

A = the total derived standardized expenditure for all municipalities in the class for which the standard commercial rate is being calculated

B = the average proportion of commercial uniform assessment in the class

C = the total commercial uniform assessment for all municipalities in the class for which the standard commercial rate is being calculated.

Municipal financial capacity grant entitlement

- 10 (1) The municipal financial capacity grant entitlement for a municipality must be calculated in accordance with the following formula:

$$\text{municipal financial capacity grant entitlement} = A - [(B \times C) + (D \times E)]$$

in which

A = the derived standardized expenditure for the municipality

B = the calculated standard residential rate for the class

C = the residential uniform assessment for the municipality

D = the calculated standard commercial rate for the class

E = the commercial uniform assessment for the municipality.

- (2) If the result of the municipal financial capacity grant entitlement calculation is less than zero, the municipal financial capacity grant entitlement is deemed to be zero.
- (3) The municipal financial capacity grant for a municipality is equal to the proportion that the municipal financial capacity grant entitlement for the municipality is of the total municipal financial capacity grant entitlements for all municipalities multiplied by the total municipal financial capacity grants.

Municipal financial capacity grant amount freeze

- 11 (1) Despite Section 10, the allocation of the municipal financial capacity grant amount for each municipality will be frozen for each fiscal year from the 2024–25 fiscal year up to and including the 2028–29 fiscal year, or for a longer period substituted by the Minister after consulting with the Nova Scotia Federation of Municipalities.
- (2) During the freeze period in subsection (1), the grant amount to be used for a municipality is equal to the allocation that the municipal financial capacity grant entitlement for the municipality was of the total municipal financial capacity grant entitlements for all municipalities multiplied by the total municipal financial capacity grants as calculated in the 2022–23 fiscal year.
- (3) Under the transitional support program, if the amount obtained for a municipality under subsection 11(2) is less than the amount received by the municipality for its municipal financial capacity grant for the 2014–15 fiscal year, then the difference between those amounts will be provided to that municipality each year for the period specified in subsection (1).
- (4) When the freeze period in subsection (1) expires, the Minister may resume the application of the formula to calculate the municipal financial capacity grant for a municipality set out in Section 10.

Town foundation grant

- 12 (1) The amount of a town foundation grant payable under subsection 19A(1) of the Act is \$50 000 annually.
- (2) Each town in the Province is an eligible town under subsection 19A(1) of the Act.

General condition for grant payout

- 13 For the purpose of subsection 19B(1) of the Act, in addition to the grants identified in the Act, “grant” includes all of the following:
- (a) the Nova Scotia Power Incorporated grant in lieu of property tax;
 - (b) the farmland grant in lieu of property tax;
 - (c) the HST offset grant;
 - (d) the fire protection grant.

N.S. Reg. 73/2024

Made: March 26, 2024

Filed: March 26, 2024

Workplace Health and Safety Regulations—amendment

Order in Council 2024-129 dated March 26, 2024

Amendment to regulations made by the Governor in Council
pursuant to Section 82 of the *Occupational Health and Safety Act*

The Governor in Council on the report and recommendation of the Minister of Labour, Skills and Immigration dated February 27, 2024, and pursuant to Section 82 of Chapter 7 of the Acts of 1996, the *Occupational Health and Safety Act*, is pleased to amend the *Workplace Health and Safety Regulations*, N.S. Reg. 52/2013, made by the Governor in Council by Order in Council 2013-65 dated March 12, 2013, to adopt the 2018 edition of CSA

standard CSA Z797, “Code of practice for access scaffold,” in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after March 26, 2024.

Schedule “A”

**Amendment to the *Workplace Health and Safety Regulations*
made by the Governor in Council under
Section 82 of Chapter 7 of the Acts of 1996,
the *Occupational Health and Safety Act***

The *Workplace Health and Safety Regulations*, N.S. Reg. 52/2013, made by the Governor in Council by Order in Council 2013-65 dated March 12, 2013, are amended by striking out “latest version of CSA standard CSA Z797, “Code of Practice for Access Scaffolds”” wherever it appears and substituting “CSA standard CSA Z797:18 (R2023), “Code of practice for access scaffold””.

N.S. Reg. 74/2024

Made: March 26, 2024

Filed: March 26, 2024

Employment Support and Income Assistance Regulations—amendment

Order in Council 2024-130 dated March 26, 2024

Amendment to regulations made by the Governor in Council
pursuant to Section 21 of the *Employment Support and Income Assistance Act*

The Governor in Council on the report and recommendation of the Minister of Community Services dated March 8, 2024, and pursuant to Section 21 of Chapter 27 of the Acts of 2000, the *Employment Support and Income Assistance Act*, is pleased to amend the *Employment Support and Income Assistance Regulations*, N.S. Reg. 195/2019, made by the Governor in Council by Order in Council 2019-333 dated November 27, 2019, to create a disability supplement, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after May 1, 2024.

Schedule “A”

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

- 1 Section 2 of the *Employment Support and Income Assistance Regulations*, N.S. Reg. 195/2019, made by the Governor in Council by Order in Council 2019-333 dated November 27, 2019, is amended by adding the following definition immediately after the definition of “Director”:

“disability supplement” means supplementary assistance provided as a special need to an eligible person with a disability;

- 2 The regulations are further amended by adding the following Section immediately after Section 55:

Disability supplement

- 55A (1)** A disability supplement of \$300 per month is payable for the benefit of any of the following persons:
- (a) a recipient;
 - (b) a spouse;
 - (c) a dependent child who is 18 years old or older.
- (2)** To be eligible to receive the disability supplement, a person must meet all of the following requirements:
- (a) they must have either of the following:
 - (i) a disability, or
 - (ii) a chronic medical condition that prevents them, or will prevent them, from participating in employment for at least 1 year;
 - (b) they must board, rent or own their accommodation;
 - (c) they must otherwise meet the requirements of the Act and these regulations.
- (3)** A person who receives the disability supplement remains eligible to receive any other special needs item or service under these regulations.
- (4)** Despite Section 59, a supervisor must not modify the amount of the disability supplement.