

# Royal Gazette

## Part II Regulations under the Regulations Act

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Halifax, Nova Scotia

Vol. 30, No. 8

April 28, 2006

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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. 49/2006**

Made:

Approved: January 30, 1990

Filed: April 5, 2006

Designation of the Parrsboro Fossil Site as a Protected Site

Order in Council 90-102 dated January 30, 1990

Designation made by the Minister of Education and approved by the Governor in Council pursuant to Section 7 of the *Special Places Protection Act*

The Governor in Council on the report and recommendation of the Minister of Education dated the 23<sup>rd</sup> day of January, A.D., 1990, pursuant to Section 7 of Chapter 17 of the Acts of Nova Scotia 1980, the *Special Places Protection Act*, is pleased to approved the designation by the Minister of Education of the lands described in Schedule "A" and shown outlined in boldline on a plan marked Schedule "E", as a protected site under the *Special Places Protection Act*, both schedules being attached to and forming part of the report and recommendation, to be known as the Parrsboro Fossil Site.

**Schedule "A"**

All and singular that certain lot, piece or parcel of land lying, situate and being on the shore of the Minas Basin in the District of Two Islands in the County of Cumberland in the Province of Nova Scotia as shown on Plan showing survey of Parrsboro Fossil Site dated the 27<sup>th</sup> day of May, 1988, signed by Grant MacDonald, N.S.L.S. and recorded at the Department of Lands and Forests, Dartmouth, N.S. and being more particularly described as follows:

Commencing at Nova Scotia Coordinate Monument No. 9298 having coordinate values of Northing 16 491 527.67 feet and Easting 18 106 413.78 feet;

**Thence** 46° 10'33" 8716.89 feet to a survey marker set on the south limits of the Two Islands Road at the northeast corner of lands of Murdock Wasson, Bk. 246, Pg. 144;

**Thence** 165° 01'10" 640.50 feet along the east line of the aforesaid lands of Murdock Wasson to a survey marker hereinafter referred to as the point of beginning;

**Thence** 281° 31'49" 145.83 feet along the top of the cliff to a survey marker;

**Thence** 248° 40'38" 237.39 feet along the top of the cliff to a survey marker;

**Thence** 235° 57'14" 167.38 feet along the top of the cliff to a survey marker;

**Thence** 284° 09'21" 205.59 feet along the top of the cliff to a survey marker;

**Thence** 250° 43'01" 164.28 feet along the top of the cliff to a survey marker;

**Thence** 285° 00'09" 162.83 feet along the top of the cliff to a survey marker;

**Thence** 247° 57'27" 123.58 feet along the top of the cliff to a survey marker;

**Thence** 234° 55'30" 196.59 feet along the top of the cliff to a survey marker set on the east line of lands of Jeanette Canning, Bk. 203, Pg. 425;

**Thence** 216°55'41" 205.26 feet along the top of the cliff to a survey marker;

**Thence** 238°46'04" 192.15 feet along the top of the cliff to a survey marker;

**Thence** 236°08'38" 323.31 feet along the top of the cliff to a survey marker;

**Thence** 251°42'29" 188.81 feet along the top of the cliff to a survey marker;

**Thence** 260°19'37" 118.85 feet along the top of the cliff to a survey marker;

**Thence** 205°11'27" 211.83 feet along the top of the cliff to a survey marker;

**Thence** 233°06'49" 265.48 feet along the top of the cliff to a survey marker;

**Thence** 239°28'22" 141.35 feet along the top of the cliff to a survey marker set on the west line of the aforesaid lands of Jeanette Canning;

**Thence** 165°01'10" 190 feet, more or less, down the cliff and across the gravel beach to a point on the edge of the tidal mud flats, being below ordinary high water;

**Thence** following the edge of the tidal mud flats in a northeasterly direction for a distance of 2985 feet, more or less, to a point being 68°37'35" 2811.73 feet from the last mentioned point;

**Thence** 345°01'10" 390 feet, more or less, across the gravel beach and up the cliff to the point of beginning.

**Containing** in all 20.8 acres, more or less.

**All** azimuths are referred to the Nova Scotia Three Degree Modified Transverse Mercator Projection, Zone 5, Central Meridian at 64°30' West Longitude.

**Being**, and intended to be, a portion of lands of Murdock Wasson, Book 246, Page 144 and a portion of lands of Jeanette Canning, Book 203, Page 425 and a portion of the Minas Basin below ordinary high water.

**[The Map referred to as Schedule "E" was not filed with the Registry of Regulations.]**

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**N.S. Reg. 50/2006**

Made:

Filed: April 5, 2006

Designation of the Fletcher Lake Lock of the Shubenacadie Canal System as a Protected Site

Designation made by the Minister of Education  
pursuant to Section 2 of the *Historical Objects Protection Act*

**Designation pursuant to the *Historical Objects Protection Act***

In this designation:

- (a) "Act" means the *Historical Objects Protection Act*, S.N.S. 1970, c. 8.
- (b) "Minister" means the Minister of Education for the Province of Nova Scotia.

- (c) "Fletcher Lake Lock of the Shubenacadie Canal System" means all that piece and parcel of land described in Schedule "A" and attached to this designation.

**Whereas** it has been brought to the attention of the Minister that the Fletcher Lake Lock of the Shubenacadie Canal System is of archaeological, historical or palaeontological significance;

**And whereas** the Minister has powers of designation under S. 2(1) of the Act;

The Minister hereby designates the Fletcher Lake Lock of the Shubenacadie Canal System as a "protected site" under S. 2(1) of the Act, the site being of archaeological, historical or palaeontological significance.

Signed, sealed and delivered	)	
in the presence of	)	
	)	
Sgd.: <i>Norma Marriott</i>	)	Sgd.: <i>George Mitchell</i>
as to the signature of the	)	Honourable George Mitchell
Honourable George Mitchell	)	Minister of Education

#### Affidavit of Execution

On this 19<sup>th</sup> day of November, A.D., 1976, before me, the subscriber, personally came and appeared, the subscribing witness to the foregoing Designation, who having been by me duly sworn, made oath and said that the Honourable George Mitchell, Minister of Education, the designating authority signed, sealed and delivered the same in her presence.

Sgd.: *Norman Nelson Graham*  
 Norman Nelson Graham  
 A Commissioner of the Supreme Court of Nova Scotia

#### Schedule "A"

**All** that certain lot, piece or parcel of land situate, lying and being "An Area of the Shubenacadie Canal System to be Designated a Historic Site" as shown on a Plan of Survey Number E-10-42 prepared by Province of Nova Scotia, Department of Lands and Forests, Surveys Division, dated January 20, 1976, being in the Lake Fletcher area, County of Halifax, Province of Nova Scotia, being more particularly described as follows:

Commencing at Nova Scotia Control Monument No. 11845;

**Thence** S 62°10'48" W, 331.70 feet to a point hereinafter referred to as the point of beginning;

**Thence** S 6°36'48" E, 240.97 feet to a point;

**Thence** N 87°43'52" W, 139.77 feet to a point;

**Thence** N 2°20'57" E, 195.16 feet to a point;

**Thence** N 69°30'22" E, 110.93 feet to the point of beginning containing 0.61 acres more or less.

Province of Nova Scotia  
County of Halifax

I hereby certify that the within instrument was recorded in the Registry of Deeds Office at Halifax in the County of Halifax, N.S. at 12:19 o'clock P.M. on the 16 day of Dec. A.D. 1976 in Book Number 3073 at pages 290-292.

Sgd.: *Robert A. Hickey* Deputy Registrar of Deeds for the Registration District of the County of Halifax

Province of Nova Scotia  
County of Hants

I hereby certify that the within instrument was recorded in the Registry of Deeds Office at Windsor, in the County of Hants, N.S. at 9:00 o'clock A.M. on the 10 day of December A.D. 1976 in Book Number 362 at Pages 571-573

/s/ Registrar of Deeds for the Registration District of the County of Hants

53671  
Book      Page      No.  
362      -      571      -      9091  
Dated: November 19, A.D. 1976

Designation Pursuant to *Historical Objects Protection Act*

Chg. \$14.00  
Atty. Gen. 12:19 PM  
(C. Randall) Dec. 16/76

Bk. 3073Pg. 290

**N.S. Reg. 51/2006**

Made:

Filed: April 5, 2006

Designation of the Port Morien French Mine Site as a Protected Site

Designation made by the Minister of Education  
pursuant to Section 2 of the *Historical Objects Protection Act*

**Designation pursuant to *Historical Objects Protection Act***

In this designation:

- (a) "Act" means the *Historical Objects Protection Act*, S.N.S. 1970, c. 8.
- (b) "Minister" means the Minister of Education for the Province of Nova Scotia.
- (c) "Port Morien French Mine Site" means all that piece and parcel of land described in Schedule "A" and attached to this designation.

**Whereas** it has been brought to the attention of the Minister that the Port Morien French Mine Site is of archaeological, historical or palaeontological significance;

**And whereas** the Minister has powers of designation under S. 2(1) of the Act;

**The Minister** hereby designates the Port Morien French Mine Site as a “protected site” under S. 2(1) of the Act, the site being of archaeological, historical or palaeontological significance.

Signed, sealed and delivered	)	
in the presence of	)	
	)	
Sgd.: <i>Norma Marriott</i>	)	Sgd.: <i>George M. Mitchell</i>
as to the signature of the	)	Honourable George Mitchell
Honourable George Mitchell	)	Minister of Education

#### Affidavit of Execution

On this 19<sup>th</sup> day of November A.D., 1976, before me, the subscriber, personally came and appeared, the subscribing witness to the foregoing Designation, who having been by me duly sworn, made oath and said that the Honourable George Mitchell, Minister of Education, the designating authority signed, sealed and delivered the same in her presence.

Sgd.: *Norman N. Graham*  
 Norman Nelson Graham  
 A Commissioner of the Supreme Court of Nova Scotia

#### Schedule “A”

**All** that certain lot of land situated, lying and being at Port Morien, in the County of Cape Breton, Province of Nova Scotia, being and intended to be a portion of Lot No. 484 on Sheet 24 of the plans, deposited under Section 10 of the *Expropriation Act*, Chapter 106 of the Revised Statutes of Canada, 1952, as made applicable by subsection (1) of Section 11 of the *Cape Breton Development Corporation Act*, in the Registry of Deeds, Sydney, Nova Scotia, and being more particularly bounded and described as follows:

**Beginning** at a point on the southern boundary of the highway between Port Morien and Schooner Pond, said point being twenty-five feet (25') westerly from the entrance road to the Old French Mine when measured along the aforesaid highway boundary.

**Thence** following the aforesaid highway boundary northeasterly a distance of four hundred and twenty-two feet (422') to a point;

**Thence** N 75°30' E (Magnet 1975) a distance of two hundred and sixty feet (260') to a point;

**Thence** S 69°30' E a distance of eleven hundred and eighty feet (1180'), more or less, to the shore of Morien Bay, said boundary intended to be the northeastern boundary of the aforesaid Lot No. 484.

**Thence** southerly and westerly following the sinuosities of the said shoreline to a point where a line bearing S 35°45' E from the point of beginning would intersect the said shoreline.

**Thence** N 35°45' W a distance of eleven hundred and ninety feet (1190'), more or less, to the point of beginning.

The said described land being the eastern portion of an area commonly referred to as the Blockhouse Site.

[Pursuant to clause 3(5)(a) of the *Regulations Act*, the Registrar of Regulations hereby dispenses with publication of the map attached to this order. A copy of the map is on file with the Registry of Regulations.]

18278

Dated: November 19, A.D. 1976

Designation pursuant to *Historical Objects Protection Act*

Return to: Mr. R. A. MacDonald

Inspector of Legal Registry

Halifax, NS

9:00 AM Dec. 13, 1976

**N.S. Reg. 52/2006**

Made: November 25, 1974

Filed: April 5, 2006

Designation of Certain Lands at Debert, Colchester County as a Protected Site

Order dated November 25, 1974

Designation made by the Minister of Education  
pursuant to Section 2 of the *Historical Objects Protection Act*

**In the matter of** Chapter 8 of the Acts of 1970,  
the *Historical Objects Protection Act*

- and -

**In the matter of** the designation of certain lands at Debert in the County of  
Colchester and Province of Nova Scotia as a Protected Site

**Whereas** Section 2 of Chapter 8 of the Acts of 1970, the *Historical Objects Protection Act* provides that the Minister of Education may designate any land within the Province that has archeological, historical or palaeontological significance as a protected site.

**And whereas** a certain lot, piece or parcel of land situate, lying and being at Debert in the County of Colchester and Province of Nova Scotia is land having such significance.

**Now therefore** pursuant to the power vested in me by Section 2 of the *Historical Objects Protection Act*, I, the undersigned Minister of Education, do hereby designate as a protected site under the said *Historical Objects Protection Act* all that certain lot, piece or parcel of land situate, lying and being at Debert, in the County of Colchester and Province of Nova Scotia, and being more particularly described in Schedule "A" annexed hereto, and shown on Plan No. E-8-86 recorded in the Crown Land Records Office, Department of Lands and Forests, Halifax, Nova Scotia, a copy of which plan is annexed hereto as Schedule "B".

Signed this 25<sup>th</sup> day of November, 1974.

Sgd.: *William Gillis*  
William Gillis  
Minister of Education

**Schedule "A"**

All that certain lot, piece or parcel of land situate lying and being at Debert, County of Colchester, Province of Nova Scotia, shown on Plan Number E-8-86 on file in the Crown Land Records Office, Department of Lands and Forests, Halifax, said lot being more particularly described as follows:

**Beginning** at iron post Number 1121 situated on the northeasterly boundary of MacElmon Road leading from the Trans Canada highway to Debert;

**From thence** by astronomic bearings north sixty degrees fifty-three minutes twenty-six seconds east (N 60°53'26" E) one hundred three decimal five four (103.54) feet to iron post Number 1120;

**Thence** north thirty-one degrees zero three minutes zero nine seconds west (N 31°03'09" W) one thousand nine hundred sixty-six decimal seven four (1966.74) feet to iron post Number 1120A;

**Thence** north fifty-three degrees forty-three minutes fifty-four seconds east (N 53°43'54" E) one thousand seven hundred three decimal three six (1703.36) feet to iron post Number 1120B;

**Thence** north ten degrees twenty-seven minutes twenty-five seconds east (N 10°27'25" E) two thousand five hundred ninety-nine decimal six four (2599.64) feet to iron post Number 1120C situated on the southerly boundary of the Canadian National Railway;

**Thence** south seventy-nine degrees thirty-three minutes zero eight seconds east (S 79°33'08" E) four thousand fifty-eight decimal five one (4058.51) feet along the said southerly boundary of the Canadian National Railway to Department of National Defence monument Number 6;

**Thence** south zero nine degrees zero three minutes fifty-seven seconds east (S 09°03'57" E) one thousand five hundred seventy-six decimal two one (1576.21) feet to Department of National Defence monument Number 7;

**Thence** south fifteen degrees fifty-three minutes forty-three seconds east (S 15°53'43" E) two thousand four hundred ninety-six decimal two eight (2496.28) feet to Department of National Defence monument Number 8;

**Thence** north eighty-two degrees seventeen minutes fifty-seven seconds west (S 82°17'57" W) five hundred nine decimal one nine (509.19) feet to Department of National Defence monument Number 9;

**Thence** south seventy-nine degrees forty-three minutes forty seconds west (S 79°43'40" W) four hundred eighty-five decimal eight three (485.83) feet to Department of National Defence monument Number 10;

**Thence** south thirty-seven degrees zero one minutes thirteen seconds west (S 37°01'13" W) three hundred forty-seven decimal zero nine (347.09) feet to Department of National Defence monument Number 11;

**Thence** south seventy-five degrees twenty-one minutes forty-three seconds west (S 75°21'43" W) six hundred eighty-six decimal eight four (686.84) feet to Department of National Defence monument Number 12;

**Thence** south fifteen degrees forty-five minutes zero one seconds east (S 15°45'01" E) three hundred thirty-five decimal one one (335.11) feet to Department of National Defence monument Number 13;

**Thence** south seventy-four degrees thirty-one minutes fifty-two seconds west (S 74°31'52" W) six hundred thirty-four decimal eight-seven (634.87) feet to Department of National Defence monument Number 14;

**Thence** south twelve degrees zero seven minutes zero nine seconds west (S 12°07'09" W) one hundred nine decimal one five (109.15) feet to Department of National Defence monument Number 15;



**Thence** south seventy-one degrees forty-six minutes fifty-one seconds west (S 71°46'51" W) eight hundred thirty decimal nine nine (830.99) feet to Department of National Defence monument Number 16;

**Thence** south fifteen degrees zero seven minutes thirty-eight seconds east (S 15°07'38" E) one thousand twelve decimal fifty-eight (1012.58) feet to the northerly boundary of a highway leading from the aforementioned MacElmon Road to Belmont;

**Thence** following the northerly boundary of said road north eighty-seven degrees twenty-three minutes twenty-two seconds west (N 87°23'22" W) one hundred seventy-one decimal three six (171.36) feet to the beginning of a curve to the right;

**Thence** following the arc of said curve to the right two hundred sixty-three decimal four nine (263.49) feet to the end of the curve, said end of curve being north sixty-eight degrees forty minutes thirty seconds west (N 68°40'30" W) two hundred fifty-eight decimal eight three (258.83) feet from aforementioned beginning of curve;

**Thence** continuing along the northerly boundary of said road north forty-nine degrees fifty-seven minutes thirty-seven seconds west (N 49°57'37" W) four hundred fifty-four decimal three four (454.34) feet to the beginning of a curve to the left;

**Thence** following the arc of said curve to the left three hundred fifty decimal two nine (350.29) feet to the end thereof, said end of curve being north fifty-seven degrees twenty-seven minutes forty-three seconds west (N 57°27'43" W) three hundred forty-nine decimal two nine (349.29) feet from the beginning of curve;

**Thence** continuing along the northerly boundary of said road north sixty-four degrees fifty-seven minutes fifty-one seconds west (N 64°57'51" W) five hundred eighty-eight decimal zero two (588.02) feet to the beginning of a curve to the left;

**Thence** following the arc of said curve to the left six hundred thirty one decimal one one (631.11) feet to the end thereof, said end of curve being north seventy-five degrees twenty-nine minutes fifty-six seconds west (N 75°29'56" W) six hundred twenty seven decimal five six (627.56) feet from the beginning of curve;

**Thence** continuing along the boundary of said road north eighty-six degrees zero two minutes zero two seconds west (N 86°02'02" W) two hundred ninety decimal six two (290.62) feet to the beginning of a curve to the right;

**Thence** following the arc of said curve to the right one hundred ninety-nine decimal eight one (199.81) feet to the end thereof, said end of curve being north fifty-five degrees forty-five minutes eleven seconds west (N 55°45'11" W) one hundred ninety decimal six four (190.64) feet from the beginning of curve;

**Thence** continuing along the boundary of MacElmon Road north twenty-five degrees twenty three minutes fifteen seconds west (N 25°23'15" W) six hundred forty-five decimal eight three (645.83) feet to the place of beginning containing six hundred and fifty (650) acres more or less.

**[Pursuant to clause 3(5)(a) of the *Regulations Act*, the Registrar of Regulations hereby dispenses with publication of the map attached to this order. A copy of the map is on file with the Registry of Regulations.]**

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9073 #201

Dated: November 25<sup>th</sup>, A.D. 1974**In the matter of** Chapter 8 of the Acts of 1970, the *Historical Objects Protection Act*

- and -

**In the matter of** the designation of certain lands at Debert in the County of Colchester and Province of Nova Scotia as a Protected Site

Order

Province of Nova Scotia

County of Colchester

I certify that a copy of the within instrument was filed in the Office of the Registrar of Deeds for the County of Colchester, at Truro, N.S. on the 29<sup>th</sup> day of Nov A.D. 1974 as

No. 201 of A.D. 1974

Sgd.: *Robert C. Pearson* Registrar of Deeds**N.S. Reg. 53/2006**

Made:

Filed: April 5, 2006

Designation of the Joggins Fossil Cliffs as a Protected Site

Designation made by the Minister of Education  
pursuant to Section 2 of the *Historical Objects Protection Act***In the matter of** Chapter 8 of the Acts of 1970,  
the *Historical Objects Protection Act*

- and -

**In the matter of** the designation of the certain lands at or near Joggins in the  
County of Cumberland and Province of Nova Scotia as a Protected Site**Whereas** Section 2 of Chapter 8 of the Acts of 1970, the *Historical Objects Protection Act* provides that the Minister of Education may designate any land within the Province that has archeological, historical or palaeontological significance as a protected site.**And whereas** that certain piece or area of land commonly known as the Fossil Cliffs, situate and being at or near Joggins in the County of Cumberland and Province of Nova Scotia is land having such significance.**Now therefore** pursuant to the power vested in me by Section 2 of the *Historical Objects Protection Act*, I, the undersigned Minister of Education, do hereby designate as a protected site under the said *Historical Objects Protection Act* that certain piece or area of land commonly known as the Fossil Cliffs, situate and being at or near Joggins, in the County of Cumberland and Province of Nova Scotia, and being more particularly described as follows:**Beginning** at point "A" on the ordinary high water line of Chignecto Bay, said point being a distance of fifteen hundred feet northerly and in a direct line from the intersection of the north wall of the government wharf at Joggins, with the aforementioned ordinary high water line of Chignecto Bay;

**From thence** easterly in a direct line to point "B" on the crest of the Fossil Cliffs so-called;

**Thence** in a northeasterly direction to point "C", five thousand two hundred eighty feet, along the crest line of the aforementioned Fossil Cliffs so-called;

**Thence** westerly in a direct line up to point "D" on the ordinary high water line of Chignecto Bay;

**Thence** southwesterly along the ordinary high water line of Chignecto Bay to the place of beginning as shown on Plan No. E-5-4 recorded in the Crown Land Records Office, Department of Lands and Forests, Halifax, Nova Scotia, a copy of which is annexed hereto, and marked Schedule "A".

Sgd.: *Peter Nicholson*  
Minister of Education

**[Pursuant to clause 3(5)(a) of the *Regulations Act*, the Registrar of Regulations hereby dispenses with publication of the map attached to this order. A copy of the map is on file with the Registry of Regulations.]**

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**Cumberland County Land Registration Office**

I certify that this is a true copy of a full document or a portion of a document registered/  
recorded in the Land Registration Office as shown here.

(JED) L. Nellie Anderson, Registrar

P-20	1	1	1	Mar	22	2006
Filed	Book	Pages	Document #	MM	DD	YYYY

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In the matter of Chapter 8 of the Acts of 1970, the *Historical Objects Protection Act*  
- and -

In the matter of the designation of the certain lands at or near Joggins in the County of  
Cumberland and Province of Nova Scotia as a Protected Site

Feb 24 72 9 AM

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**N.S. Reg. 54/2006**

Made: March 30, 2006

Filed: April 6, 2006

Forest Fire Protection Regulations

Order dated March 30, 2006

Amendment to regulations made by the Minister of Natural Resources  
pursuant to subsection 23(2) of the *Forests Act*

**Extension of Fire Season**

**Whereas** subsection 3(1) of the *Forest Fire Protection Regulations* made pursuant to the *Forests Act*, R.S.N.S. 1989, c. 179, as amended, provides that each year the fire season in the Province of Nova Scotia shall commence on the first day of April for the counties of Yarmouth, Digby, Shelburne, Kings, Annapolis, Queens and Lunenburg;

**And whereas** subsection 3(2) of the *Forest Fire Protection Regulations* made pursuant to the *Forests Act*, R.S.N.S. 1989, c. 179, as amended, provides that each year the fire season in the Province of Nova Scotia shall commence on the fifteenth day of April for all other counties in the Province;

**And whereas** subsection 23(2) of the *Forests Act*, R.S.N.S. 1989, c. 179, as amended, provides that the Minister of Natural Resources may extend or shorten the fire season for the whole or any part of the Province of Nova Scotia where he deems it advisable and in the public interest;

**And whereas** the Minister of Natural Resources deems it advisable and in the public interest to extend the start of the fire season for the whole of the Province of Nova Scotia to commence on the first day of April, 2006;

**Know now** that the Minister of Natural Resources, pursuant to subsection 23(2) of the *Forests Act*, R.S.N.S. 1989, c. 179, as amended, does hereby extend the fire season to commence on April 1, 2006, for the whole of the Province of Nova Scotia.

**Dated** at Halifax in the County of Halifax, this 30 day of March, 2006.

Her Majesty the Queen in Right of  
the Province of Nova Scotia

Sgd.: *Brooke Taylor*  
per: Honourable Brooke Taylor  
Minister of Natural Resources

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**N.S. Reg. 55/2006**

Made: April 12, 2006

Filed: April 13, 2006

Municipal Elections Forms Regulations

Order dated April 12, 2006

Amendment to regulations made by the Minister of Service Nova Scotia and Municipal Relations  
pursuant to subsection 167(1) of the *Municipal Elections Act*

**Regulations Amending the Forms Prescribed  
Pursuant to subsection 167(1) of the  
*Municipal Elections Act***

The regulations prescribing forms pursuant to subsection 167(1) of the *Municipal Elections Act* are amended as follows:

- 1 Form 13A in Schedule 'A', attached, is prescribed.
- 2 Form 14 is repealed and replaced by Form 14 in Schedule 'A', attached.
- 3 Form 14A in Schedule 'A', attached, is prescribed.

- 4 Form 23A is repealed and replaced by Form 23A in Schedule 'A', attached.
- 5 Form 30A in Schedule 'A', attached, is prescribed.
- 6 Form 35A in Schedule 'A', attached, is prescribed.
- 7 Form 38A in Schedule 'A', attached, is prescribed.

Sgd.: *R. Hurlburt*  
 Richard Hurlburt  
 Minister of Service Nova Scotia and Municipal Relations

April 12, 2006

**Schedule 'A'**

**Form 13A  
 Section 66  
 Ballot Paper/Plebiscite**

**FRONT**

<b>Stub</b>	<b>Counterfoil</b>			
		<b>DO YOU FAVOUR .....</b>	<b>YES</b>	<input type="radio"/>
			<b>NO</b>	<input type="radio"/>

**BACK**

Stub	No. 000000	
	.....	line of perforation
	No. 000000	
	.....	line of perforation
Counterfoil	_____ D.R.O. Initials _____ of _____ Plebiscite respecting _____ _____ _____, _____	name of municipality  description of question  date of ordinary polling day

**Form 14**  
**Section 68**  
**Format of Poll Book**

1. The cover of the poll book shall bear the subject of the election, the polling district number, and the date of ordinary polling day.
2. The first page of the poll book shall contain Form 2.
3. The second page of the poll book shall contain Form 16.
4. Form 24 shall be on the third page, then Forms 25, 26, 26A, 27, 28, and 29 shall follow.
5. Then shall follow twelve pages of Form 30.
6. Then shall follow three pages of Form 31.
7. Then shall follow two pages of Form 31A.
8. Then shall follow two pages of Form 31B.
9. Then shall follow three pages of Form 32.
10. Then shall follow eight pages of Form 33 or 34 for each matter for which a poll was granted.
11. Then shall follow one page of Form 34A for each school board office to be elected.
12. Then shall follow eight pages of Form 35 for each matter for which a poll was granted.
13. Then shall follow two pages of Form 46, and the back cover.

This format may be varied by altering the number of copies of forms required to be included to suit the circumstances of the election. Forms for use in a plebiscite also may be added if necessary. Additional or loose copies of some forms also may be used; these should be added to the poll book at the end of voting.

**Form 14A**  
**Section 68**  
**Format of Poll Book/Plebiscite**

1. The cover of the poll book shall bear the subject of the election, the polling district number, and the date of ordinary polling day.
2. The first page of the poll book shall contain Form 2.
3. Form 24 shall be on the second page, then Forms 25, 26, 26A, 27, 28, and 29 shall follow.
4. Then shall follow twelve pages of Form 30A.
5. Then shall follow three pages of Form 31.
6. Then shall follow three pages of Form 32.
7. Then shall follow eight pages of Form 33.
8. Then shall follow eight pages of Form 35A.
9. Then the back cover.

This format may be varied by altering the number of copies of forms required to be included to suit the circumstances of the election. Additional or loose copies of some forms also may be used; these should be added to the poll book at the end of voting.

**Form 23A**  
**Directions to Electors/Plebiscite**

ATTENTION ELECTORS

Mark the ballot paper by placing an “X”, a cross “+” or a check mark “✓” in the space under the “YES” or “NO” column on the ballot.

<b>DO YOU FAVOUR .....</b>	<b>YES</b>	<input type="radio"/>
	<b>NO</b>	<input type="radio"/>

**Then fold and return to the Deputy Returning Officer.**

**A spoiled ballot may be exchanged for a new one.**

**WARNING: It is an offence to mark the ballot paper so that you may be identified.**





**Form 35A**  
**Section 107**  
**Tally Sheet for the Counting of Votes/Plebiscite**

To be used by the Deputy Returning Officer or the poll clerk at the counting of the votes cast for the plebiscite on polling day. A cross or check mark of any kind will be made consecutively in the small squares under the question number, in the appropriate column, as each vote is called out by the Deputy Returning Officer.

Column of Votes Cast for .....YES.....		Column of Votes Cast for .....NO.....	
5			
10			
15			
20			
25			
30			
35			
40			
45			
50			
55			
60			
65			
70			
75			
80			
85			
90			
95			
100			

**Form 38A  
Section 128  
Recapitulation Sheet/Plebiscite**

Note: "Rejected Ballots" are only those cast but not counted. Do not enter cancelled ballot papers on this sheet.

POLLING STATION (Result of voting must be given for each station)		Number of Names on Final List of Electors  plus Electors added to list	Total Voted (included in both Ballots counted and those rejected)	BALLOTS CAST		
Number of Polling Division	Name or Number			In favour of	Opposed to	Rejected Ballots

I certify that the foregoing statement is the correct result of the polling at the plebiscite held on

\_\_\_\_\_ day of \_\_\_\_\_,

Dated at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_,

\_\_\_\_\_  
Returning Officer

Sheet Number \_\_\_\_\_

**N.S. Reg. 56/2006**

Made: April 10, 2006

Filed: April 13, 2006

Delegation of Powers to Pork Nova Scotia Regulations

Order dated April 10, 2006  
Regulations made by the Natural Products Marketing Council  
pursuant to subsection 6(2) of the *Natural Products Act*

**Natural Products Marketing Council**

I certify that the Natural Products Marketing Council, at its meeting on April 10, 2006, carried a motion pursuant to subsection 6(2), Chapter 308 of the Revised Statutes of Nova Scotia, 1989, [the] *Natural Products Act*, to delegate the authority in the form attached to Pork Nova Scotia.

This delegation is effective on and after April 10, 2006.

Signed at Truro, in Colchester, Nova Scotia, on April 10, 2006.

Natural Products Marketing Council

Per: Sgd. *G. Burris*  
George D. Burris  
General Manager

***Delegation of Powers to Pork Nova Scotia Regulations***  
**made under Section 6 of Chapter 308 of the Revised Statutes of Nova Scotia, the**  
***Natural Products Act***

- 1 These regulations may be cited as the *Delegation of Powers to Pork Nova Scotia Regulations*.
- 2 Pursuant to subsection 6(2) of the *Natural Products Act*, the Natural Products Marketing Council delegates the power, including the power to make regulations, to Pork Nova Scotia to require, by order, persons designated by it, who are engaged in marketing or the production of hogs or any persons who are members of a class of persons designated by it and who are so engaged, to deduct from any amount payable by him to any other person engaged in the production or marketing of hogs any amount payable to Pork Nova Scotia by such other persons by way of licence fees, levies or charges provided for in a plan that Pork Nova Scotia is authorized to implement and to remit all amounts so deducted to Pork Nova Scotia (clause 6(1)(j) of the *Natural Products Act*).

**N.S. Reg. 57/2006**

Made: April 10, 2006

Filed: April 13, 2006

Pork Nova Scotia Regulations

Order dated April 10, 2006  
Regulations made by the Natural Products Marketing Council  
pursuant to Sections 6, 9 and 11 of the *Natural Products Act*

**Natural Products Marketing Council**

I certify that the Natural Products Marketing Council, at its meeting on April 10, 2006, carried a motion to

- (a) repeal the *Pork Nova Scotia Regulations*, N.S. Reg. 147/94, made [approved] by Order in Council 94-692 on August 17, 1994;
- (b) make new regulations respecting the regulations of hogs in the form attached as Schedule "A".

The repeal and replacement referred to in this certificate are effective on and after April 10, 2006.

Signed at Truro, in Colchester, Nova Scotia, on April 10, 2006.

Natural Products Marketing Council

Per: Sgd. *G. Burris*  
George D. Burris  
General Manager

**Schedule "A"**

**Regulations Respecting Pork Nova Scotia  
made pursuant to Sections 6, 9 and 11 of Chapter 308 of the  
Revised Statutes of Nova Scotia, 1989,  
the *Natural Products Act***

**Citation**

1 These regulations may be cited as the *Pork Nova Scotia Regulations*.

**Definitions**

2 In these regulations,

- (a) "Act" means the *Natural Products Act*;
- (b) "auction market" means a place where hogs are sold by auction;
- (c) "boar" means an uncastrated male hog that is used or has been used for breeding;
- (d) "booking system" means a system through which a person informs the Commodity Board of the number and class of hogs intended to be shipped by a producer to a processor during a booking period;

- (e) “booking period” means a weekly period set by the Commodity Board from time to time during which a person may book hogs with the Commodity Board for sale and delivery to a processor;
- (f) “Commodity Board” means Pork Nova Scotia, a commodity board established under the Act;
- (g) “contract grower” means a person who is engaged in production by raising hogs, which they do not own, on behalf of a producer;
- (h) “custom kill” means a slaughter of a producer’s hog by a processor for a fee, after which the hog is returned to the producer;
- (i) “drover” means a person who buys hogs from a producer to market them by a means other than through the Commodity Board’s booking system;
- (j) “hog” means a member of the species *Sus scrofa L.* (domestic pig) produced in the regulated area and includes a hog carcass;
- (k) “livestock trucker” means a person who transports hogs for compensation or reward;
- (l) “market hog” means a hog other than a weanling, sow, stag or boar;
- (m) “marketing” includes advertising, buying, selling, storing, packing, transportation, shipping, pricing, processing, shipping for sale or storage, offering for sale and any other act necessary to prepare hogs in a form or to make them available at a place and time for purchase, for consumption or use and also includes sale by pedlars, hawkers and traders;
- (n) “Plan” means the *Pork Marketing Plan* established under the Act;
- (o) “processing” means altering the nature, size, quality or condition of hogs by mechanical means or otherwise and includes the slaughtering of hogs;
- (p) “processor” means a person engaged in processing;
- (q) “producer” means a person who owns hogs that are raised in, or produced in or from, the regulated area but does not include a processor;
- (r) “production” means production for commercial purposes;
- (s) “regulated area” means all of the Province of Nova Scotia;
- (t) “sow” means a female hog that has been used for breeding;
- (u) “stag” means a castrated male hog that has been used for breeding;
- (v) “weanling” means a hog that is at least 10 days old but is less than 51 days old.

### Classes of hogs

3 There are 4 class[es] of hogs, as follows:

- (a) weanling;

- (b) sow;
- (c) stag and boar;
- (d) market hog.

**Exemption from regulations**

- 4 (1) Except as provided in subsection (2), a producer who markets less than 50 hogs per year and less than 5 sows per year in the regulated area is exempt from these regulations.
- (2) A producer must pay all fees, levies and charges established under these regulations, unless the fee, levy or charge is waived by the Commodity Board under these regulations.

**Producer licence required to produce hogs**

- 5 Unless exempted by subsection 4(1), a person must not produce hogs in the regulated area without a valid producer licence issued by the Commodity Board.

**Applying for and issuing producer licence**

- 6 (1) The Commodity Board must issue ~~to a producer~~ a licence to produce hogs to an applicant who meets all of the following requirements:
- (a) the applicant completes and submits an application on the form required by the Commodity Board;
  - (b) if the applicant is a corporation, the applicant provides the Commodity Board with a list of the names, addresses and telephone numbers of the officers and the manager of the corporation;
  - (c) the applicant provides proof, in a form satisfactory to the Commodity Board, that the applicant is capable of meeting the terms and conditions of the licence.
- (2) The Commodity Board must refuse to issue a licence to an applicant if the applicant does not meet the requirements of subsection (1).

**Terms and conditions on producer licence**

- 7 (1) A producer licence issued under these regulations is subject to the terms and conditions set out in this Section and in any order made by the Commodity Board under subsection (3).
- (2) The following are conditions on every licence issued to a producer:
- (a) the producer must not permit a contract grower to raise hogs that the producer owns unless the contract grower complies with the Act, the Plan, the regulations made under the Act and any order of the Commodity Board;
  - (b) until the Commodity Board is paid, the producer is liable to the Commodity Board for all fees, levies, premiums and charges that the producer is subject to under the Plan, these regulations or an order of the Commodity Board, and the Commodity Board has a right of set-off against any amounts payable by it to the producer;
  - (c) the producer permits the Commodity Board to deduct the following fees, levies and charges from the proceeds of the sale of the hogs for which the fees, levies or charges are imposed:
    - (i) a levy imposed under Section 18,

- (ii) an administrative charge imposed for an overbooking loss or an underbooking loss under Section 16,
  - (iii) a hog grading fee set by the Commodity Board,
  - (iv) HST or other federal or Provincial taxes that may be applicable and including applicable tax on a marketing service under the jurisdiction of the Commodity Board,
  - (v) any fee, levy or charge set by the Commodity Board under these regulations.
- (3) The Commodity Board may by order impose additional terms and conditions on a producer licence if
- (a) the producer fails to comply with the Act, the Plan, the regulations made under the Act or any order made by the Commodity Board; or
  - (b) the producer is not actively producing or marketing hogs.
- (4) A producer licence is valid for no longer than 365 days after the date it is issued, unless another period is specified by the Commodity Board in an order made under subsection (3).
- (5) To renew a licence, a producer must apply to the Commodity Board for renewal of their licence in the form required by the Commodity Board before the expiry of the licence.

**Refusal to renew, suspension or revocation producer licence**

- 8 The Commodity Board may recommend to the Council the refusal to renew, the suspension of or revocation of a producer licence if
- (a) the producer fails to comply with the Act, the Plan, the regulations made under the Act or any order made by the Commodity Board; or
  - (b) the producer is not actively producing or marketing hogs.

**Processors registered**

- 9 (1) A person may process hogs in the regulated area only if they are registered with the Commodity Board.
- (2) A processor must register with the Commodity Board each year.
- (3) To register as a processor, a person must submit all of the following to the Commodity Board, together with any additional information required by the Commodity Board:
- (a) the processor's name and address;
  - (b) if the processor is a corporation, a list of the names, addresses and telephone numbers of the officers and the manager of the corporation;
  - (c) the address of each of the processor's plant locations;
  - (d) slaughter capacity for each of the processor's plant [locations];
  - (e) the processor's slaughter schedule;

- (f) the processor's custom-kill capabilities.

**Contract growers registered**

- 10** (1) A person may act as a contract grower in the regulated area only if they are registered with the Commodity Board.
- (2) A contract grower must register with the Commodity Board each year that they intend to act as a contract grower.
- (3) To register as a contract grower, a person must submit all of the following to the Commodity Board, together with any additional information required by the Commodity Board:
- (a) the contract grower's name, address and telephone number;
  - (b) if the contract grower is a corporation, a list of the names, addresses and telephone numbers of the officers and the manager of the corporation;
  - (c) a list of the counties in the regulated area where the contract grower carries on business.

**Contract grower information and records**

- 11** A contract grower must keep up-to-date information and records required by the Commodity Board relating to the raising of all hogs raised by the contract grower.

**Livestock truckers and drovers**

- 12** (1) A person may act as a livestock trucker or drover in the regulated area only if they are registered with the Commodity Board.
- (2) A livestock trucker or a drover must register with the Commodity Board each year.
- (3) To register as a livestock trucker or drover, an applicant must submit all of the following to the Commodity Board, together with any additional information required by the Commodity Board:
- (a) the livestock trucker's or drover's name, address and telephone number;
  - (b) if the trucker or drover is a corporation, a list of the names, addresses and telephone numbers of the officers and the manager of the corporation;
  - (c) a description of all equipment owned or operated by the livestock trucker or drover for transporting hogs.

**Livestock trucker and drover information and records**

- 13** A livestock trucker or drover must
- (a) on request, give the Commodity Board information about the description, condition, registration and ownership of equipment used by the trucker or drover for transporting hogs;
  - (b) no later than 48 hours after delivering hogs to a processor, contract grower, producer or auction market, give the Commodity Board a manifest for the delivery, on the form required by the Commodity Board, that includes all of the following:
    - (i) the name and address of the trucker or drover,



- (ii) the name and address of the consignee,
  - (iii) the name, address, producer number and tattoo number of each producer for whom hogs were shipped,
  - (iv) the total number of hogs shipped from each producer and the total number of each class of hog shipped from each producer,
  - (v) the total number of hogs shipped and accepted by the trucker or driver,
  - (vi) the date and time of departure from the producer's facilities,
  - (vii) the date and time of delivery to the consignee; and
- (c) give the Commodity Board a return, on the form required by the Commodity Board, for all hogs found dead on arrival at their destination.

**Marketing of hogs**

- 14 (1)** Unless exempted under subsection (2), a person must market hogs through the Commodity Board's booking system only.
- (2)** A producer may market hogs other than through the booking system if
- (a) the producer is exempt from these regulations under subsection 4(1); or
  - (b) the producer's hogs are purchased by a class of processor or buyer designated by the Commodity Board.

**Bookings**

- 15 (1)** To market hogs with the Commodity Board in any booking period, a person must make a booking with the Commodity Board for the number and classes of hogs to be shipped to a processor in that booking period.
- (2)** A booking must be made in the manner required and during the time allotted by the Commodity Board.

**Overbooking and underbooking**

- 16 (1)** If a person ships a greater or lesser number of hogs in any class during a booking period than the person booked with the Commodity Board for that period, the person must pay an administrative charge of \$10 for each hog that is overbooked or underbooked.
- (2)** Overbooking and underbooking administrative charges levied under subsection ~~(2)~~ [(1)] may be waived by the Commodity Board in any of the following circumstances:
- (a) if, 24 hours or more before the scheduled shipment of hogs, the person shipping the hogs advises the Commodity Board of the error in booking and amends the booking to the exact number of hogs that are eventually shipped during the booking period;
  - (b) if, 24 hours or more before the scheduled shipment of hogs, the person shipping the hogs receives permission from the Commodity Board to substitute hogs in one class for hogs in another class and the substitution is made;

- (c) if the booking error is for
  - (i) 1 hog only, or
  - (ii) 1% or less of the number of hogs booked by the person shipping the hogs;
- (d) if the person shipping the hogs provides evidence to the satisfaction of the Commodity Board that the booking error occurred through an emergency that could not have been reasonably foreseen.

#### Setting price-per-kilogram of hogs

- 17 (1)** For each booking period, the Commodity Board must set the price-per-kilogram of hogs to be paid to producers for hogs marketed through the Commodity Board during that booking period.
- (2)** If the Commodity Board directs shipments of hogs to non-traditional destinations during a booking period, the Commodity Board may use a marketing pool price that averages any increase in the cost of transportation to set the price-per-kilogram of hogs.

#### Levy

- 18** A producer must pay the Commodity Board a levy for each hog that the producer markets in the regulated area, in accordance with the class of the hog and as set out in the following table:

Class of Hog	Maximum Levy per Hog
weanling	\$0.00
sow	\$1.83
stag and boar	\$1.83
market hog	\$1.83

#### Deduction of fees for dead stock removal

- 19** A licenced producer may enter into an agreement with the Commodity Board to permit the Commodity Board to deduct fees for dead stock removal from payment owed to the producer.

#### Debt recoverable in court

- 20** A fee, levy or charge imposed on a person under these regulations is a debt due to the Commodity Board by that person and is recoverable in a court of competent jurisdiction, in addition to any manner permitted under the Act or regulations.

#### Producer information and records

- 21** A producer must keep up-to-date information and records required by the Commodity Board that relate to the production and marketing of hogs owned by the producer.

#### Processor information and records

- 22 (1)** A processor must keep up-to-date marketing and processing information and records required by the Commodity Board relating to the processing and marketing of all hogs processed by the processor.
- (2)** The information and records required by subsection (1) must be kept for 6 months after the date it is recorded, unless the Commodity Board by order establishes another time period.

**Auction market information and records**

- 23 (1)** An operator of an auction market must keep records of all sales of hogs at its facilities, including all of the following information:
- (a) the name and address of the seller;
  - (b) the name and address of the buyer;
  - (c) the number of hogs sold;
  - (d) the weights of the hogs sold;
  - (e) the date of sale.
- (2)** An operator of an auction market must report the information of a sale to the Commodity Board if directed by the Commodity Board to do so.

**N.S. Reg. 58/2006**

Made: March 20, 2006

Approved: April 10, 2006

Filed: April 18, 2006

Bulk Haulage Regulations

Order dated March 20, 2006  
Amendment to regulations made by the Dairy Farmers of Nova Scotia  
and approved by the Natural Products Marketing Council  
pursuant to clause 14(1)(b) of the *Dairy Industry Act*

**Dairy Farmers of Nova Scotia**

The Dairy Farmers of Nova Scotia, pursuant to clause 15(1)(b) of Chapter 24 of the Acts of 2000, the *Dairy Industry Act*, at a meeting held on March 20, 2006, amended the *Bulk Haulage Regulations* in the manner set out in the form attached to this certificate as Schedule "A", effective on and after May 1, 2006.

**Dated and signed** at Truro, Nova Scotia April 10, 2006.

Sgd.: *Brian Cameron*  
**Brian Cameron**  
**General Manager**  
**Dairy Farmers of Nova Scotia**

**Approved by** the Natural Products Marketing Council at Truro, Nova Scotia, April 10, 2006.

Sgd.: *G. Burris*  
**George D. Burris**  
**General Manager**  
**Natural Products Marketing Council**

**Schedule "A"**

**Amendments 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***

Clause 7(a) of the *Bulk Haulage Regulations* made by the Dairy Farmers of Nova Scotia and approved by the Natural Products Marketing Council on August 13, 2002, is amended by

- (a) striking out "\$2.26" directly opposite "Bedford Transport Limited" and substituting "\$2.24";
- (b) striking out "\$2.92" directly opposite "Scotsburn Co-operative Services Limited" and substituting "\$2.87";
- (c) striking out "\$1.76" directly opposite "Fisher Transport Limited" and substituting "\$1.74";
- (d) striking out "\$2.60" directly opposite "Winterthur Farm - Rudolph Burghardt" and substituting "\$2.57";
- (e) striking out "1.85" directly opposite "Cook's Dairy Farm Limited" and substituting "\$1.83"