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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. 40/2019

Made: March 5, 2019

Filed: March 7, 2019

Christmas Tree Levy Regulations—amendment

Order in Council 2019-58 dated March 5, 2019

Amendment to regulations made by the Governor in Council
pursuant to Section 40 of the *Forests Act*

The Governor in Council on the report and recommendation of the Minister of Lands and Forestry dated December 18, 2018, and pursuant to Section 40 of Chapter 179 of the Revised Statutes of Nova Scotia, 1989, the *Forests Act*, is pleased to amend the *Christmas Tree Levy Regulations*, N.S. Reg 168/1993, made by the Governor in Council by Order in Council 93-898 dated January 31, 1994, to repeal Section 7 of the regulations, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after March 5, 2019.

Schedule “A”

**Amendment to the *Christmas Tree Levy Regulations*
made by the Governor in Council under Section 40
of Chapter 179 of the Revised Statutes of Nova Scotia, 1989,
the *Forests Act***

The *Christmas Tree Levy Regulations*, N.S. Reg. 168/1993, made by the Governor in Council by Order in Council 93-898 dated January 31, 1994, are amended by repealing Section 7.

N.S. Reg. 41/2019

Made: March 7, 2019

Filed: March 8, 2019

Prescribed Petroleum Products Prices

Order dated March 7, 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**M09107****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 week ended March 6, 2019, are:

Grade 1 Regular gasoline	59.17¢ per litre
Ultra-low-sulfur diesel oil	70.80¢ per litre

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

Gasoline:	
Grade 1	59.17¢ per litre
Grade 2	62.17¢ per litre
Grade 3	65.17¢ per litre
Ultra-low-sulfur diesel oil	70.80¢ 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 1.40¢ per litre
Ultra-low-sulfur diesel oil:	plus 0.70¢ per litre

And whereas a winter blending adjustment of plus 2.88¢ per litre is required for ultra-low-sulfur diesel oil;

And now therefore the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., March 8, 2019.

Dated at Halifax, Nova Scotia, this 7th day of March, 2019.

sgd: *Doreen Friis*
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 March 8, 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	68.76	10.0	15.5	94.26	114.3	116.4	114.3	999.9
Mid-Grade Unleaded	71.76	10.0	15.5	97.26	117.7	119.9	117.7	999.9
Premium Unleaded	74.76	10.0	15.5	100.26	121.2	123.3	121.2	999.9
Ultra-Low-Sulfur Diesel	82.83	4.0	15.4	102.23	123.4	125.6	123.4	999.9
Zone 2								
Regular Unleaded	69.26	10.0	15.5	94.76	114.8	117.0	114.8	999.9
Mid-Grade Unleaded	72.26	10.0	15.5	97.76	118.3	120.5	118.3	999.9
Premium Unleaded	75.26	10.0	15.5	100.76	121.7	123.9	121.7	999.9
Ultra-Low-Sulfur Diesel	83.33	4.0	15.4	102.73	124.0	126.2	124.0	999.9
Zone 3								
Regular Unleaded	69.66	10.0	15.5	95.16	115.3	117.5	115.3	999.9
Mid-Grade Unleaded	72.66	10.0	15.5	98.16	118.7	120.9	118.7	999.9
Premium Unleaded	75.66	10.0	15.5	101.16	122.2	124.4	122.2	999.9
Ultra-Low-Sulfur Diesel	83.73	4.0	15.4	103.13	124.5	126.6	124.5	999.9
Zone 4								
Regular Unleaded	69.76	10.0	15.5	95.26	115.4	117.6	115.4	999.9
Mid-Grade Unleaded	72.76	10.0	15.5	98.26	118.9	121.0	118.9	999.9
Premium Unleaded	75.76	10.0	15.5	101.26	122.3	124.5	122.3	999.9
Ultra-Low-Sulfur Diesel	83.83	4.0	15.4	103.23	124.6	126.8	124.6	999.9
Zone 5								
Regular Unleaded	69.76	10.0	15.5	95.26	115.4	117.6	115.4	999.9
Mid-Grade Unleaded	72.76	10.0	15.5	98.26	118.9	121.0	118.9	999.9
Premium Unleaded	75.76	10.0	15.5	101.26	122.3	124.5	122.3	999.9
Ultra-Low-Sulfur Diesel	83.83	4.0	15.4	103.23	124.6	126.8	124.6	999.9
Zone 6								
Regular Unleaded	70.46	10.0	15.5	95.96	116.2	118.4	116.2	999.9
Mid-Grade Unleaded	73.46	10.0	15.5	98.96	119.7	121.9	119.7	999.9
Premium Unleaded	76.46	10.0	15.5	101.96	123.1	125.3	123.1	999.9
Ultra-Low-Sulfur Diesel	84.53	4.0	15.4	103.93	125.4	127.6	125.4	999.9

N.S. Reg. 42/2019

Made: March 6, 2019

Filed: March 11, 2019

Spring Weight Restriction Regulations Effective Date Order

Order dated March 6, 2019

Made by the Executive Director of Maintenance and Operations,
Department of Transportation and Infrastructure Renewal
pursuant to subsection 20(1) of the *Public Highways Act*

**In the matter of subsection 20(1) of Chapter 371 of
the Revised Statutes of Nova Scotia, 1989,
the *Public Highways Act***

and

**In the matter of an order made by the Executive Director of Maintenance
and Operations, Department of Transportation and Infrastructure Renewal,
under subsection 20(1) of the *Public Highways Act***

Order

I, Mark Peachey, Executive Director of Maintenance and Operations, Department of Transportation and Infrastructure Renewal, as delegated by the Minister of Transportation and Infrastructure Renewal under subsection 20(1) of Chapter 371 of the Revised Statutes of Nova Scotia, 1989, the *Public Highways Act* (“the Act”), hereby order that the *Spring Weight Restriction Regulations* [N.S. Reg. 31/2018,] made under subsection 20(1) of the Act are effective in the counties listed in Column 1 of the following table during the period set out in Column 2 of the table opposite the names of the counties.

Effective Dates for Spring Weight Restriction Regulations	
Column 1: Counties	Column 2: Weight Restriction Periods
Yarmouth, Shelburne, Queens, Lunenburg, Digby, Annapolis and Kings	12:01 a.m., March 11, 2019 to 12:01 a.m., May 13, 2019
Halifax and Hants	12:01 a.m., March 11, 2019 to 12:01 a.m., May 13, 2019
Colchester, Cumberland and Pictou	12:01 a.m., March 11, 2019 to 12:01 a.m., May 13, 2019
Antigonish, Guysborough, Richmond, Inverness, Victoria and Cape Breton	12:01 a.m., March 18, 2019 to 12:01 a.m., May 13, 2019

Dated and made at Halifax, Nova Scotia, on March 6, 2019.

sgd. *Mark Peachey*

Mark Peachey, P. Eng.

Executive Director, Maintenance and Operations

Department of Transportation and Infrastructure Renewal

N.S. Reg. 43/2019

Made: March 6, 2019

Filed: March 11, 2019

Spring Weight Restriction Regulations—amendment

Order dated March 6, 2019

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

**In the matter of subsection 20(1) of
Chapter 371 of the Revised Statutes of Nova Scotia, 1989,
the *Public Highways Act***

Order

I, Buffy White, Director of Operations Services, Department of Transportation and Infrastructure Renewal, as delegated by the Minister of Transportation and Infrastructure Renewal under subsection 20(1) of Chapter 371 of the Revised Statutes of Nova Scotia, 1989, the *Public Highways Act*, hereby order that Schedule A of the *Spring Weight Restriction Regulations*, N.S. Reg. 31/2018, made by the Executive Director of Maintenance and Operations, Department of Transportation and Infrastructure Renewal on February 21, 2018, is amended by

(a) under the heading “Colchester County”,

(i) adding the following item immediately after item 20:

20A. College Road (1089), from Burriss Drive to Farm Lane, 3.5 km.

(ii) adding the following item immediately after item 39:

39A. Park Street (0482), from Stella Jones wood supply yard to Route 311, 0.22 km.

(iii) adding the following item immediately after item 43:

43A. Truro Heights Connector (0909), from Truro Heights Road to Alderbrook Drive, 0.12 km.

(b) under the heading “Pictou County”,

(i) repealing item 7 and substituting the following:

7. Route 256, from Route 376 at Lyons Brook westerly to 0.7 km west of Campbell Hill Road, 8.8 km.

(ii) adding the following item immediately after item 18:

18A. Condon Road (0800), from Route 256 northerly to Scotsburn Lumber, 0.8 km.

Dated and made at Halifax, Nova Scotia, on March 6, 2019.

sgd. *Buffy White*

Buffy White, P. Eng.

Director of Operations Services

Department of Transportation and Infrastructure Renewal

N.S. Reg. 44/2019 to N.S. Reg. 45/2019

Made: March 12, 2019

Filed: March 12, 2019

Nova Scotia Building Code Regulations—amendment

Order dated March 12, 2019

Amendment to regulations made by the Minister of Municipal Affairs
pursuant to Section 4 of the *Building Code Act***In the matter of Section 4 of Chapter 46
of the Revised Statutes of Nova Scotia, 1989, the *Building Code Act*****- and -****In the matter of amendments to the
*Nova Scotia Building Code Regulations*****Order**

I, Chuck Porter, Minister of Municipal Affairs for the Province of Nova Scotia, pursuant to Section 4 of Chapter 46 of the Revised Statutes of Nova Scotia, 1989, the *Building Code Act*, hereby amend the *Nova Scotia Building Code Regulations*, N.S. Reg. 26/2017, made by Order of the Minister of Municipal Affairs dated February 28, 2017, to

- (a) add recreational cabin provisions, in the manner set forth in the attached Schedule “A”, effective May 1, 2019; and
- (b) add adaptability provisions, in the manner set forth in the attached Schedule “B”, effective September 1, 2019.

Dated and made at Halifax Regional Municipality, Province of Nova Scotia, March 12, 2019.

sgd. *Chuck Porter*
Honourable Chuck Porter,
Minister of Municipal Affairs

N.S. Reg. 44/2019

Nova Scotia Building Code Regulations—amendment

Schedule “A”**Amendment to the *Nova Scotia Building Code Regulations*
made by the Minister of Municipal Affairs
under Section 4 of Chapter 46 of the Revised Statutes of Nova Scotia, 1989,
the *Building Code Act***

- 1 (1) Clause 1.1.4.1.(2)(b) of the *Nova Scotia Building Code Regulations*, N.S. Reg. 26/2017, made by the Minister of Municipal Affairs by Order dated February 28, 2017, is repealed and the following clause substituted:

1.1.4.1.(2)(b) a representative appointed from among persons nominated by the Nova Scotia Accessibility Advisory Board.

- (2) Article 1.1.4.1. of the regulation[s] is amended by adding immediately after Sentence 1.1.4.1.(2) the following sentence:

1.1.4.1.(3) If an organization specified in Sentence 1.1.4.1.(2) is unable to select a representative, the Minister may appoint a member selected by a similar organization that the Minister determines to be a replacement organization.

- 2 Sentence 1.3.1.3.(1) of the regulation[s] is amended by adding the following definition:

“*Recreational cabin*” means a *building* which meets the criteria in Sentence 9.38.1.1.(1).

- 3 Sentence 1.4.1.1.(4) of the regulation[s] is amended by

- (a) striking out “or” at the end of clause (b);
- (b) striking out “.” at the end of clause (c) and substituting “, or”; [and]
- (c) adding immediately after clause (c), the following clause:
 - (d) until a fire safety plan, which the authority having jurisdiction over fire safety matters has approved, is in place for that *occupancy*.

- 4 Part 3 of the regulation[s] is amended by repealing Article 3.1.1.2.

- 5 Part 3 of the regulation[s] is amended by repealing Article 3.1.1.15. and replacing it with the following article:

3.1.1.15. Sentence 9.10.1.3.(1) (Part 9, Division B) amended. Sentence 9.10.1.3.(1) (Part 9, Division B) of the *National Building Code of Canada* is amended by adding “self service storage buildings”, immediately after “walkways”.

- 6 Part 3 of the regulation[s] is amended by adding immediately after Article 3.1.1.18., the following article:

3.1.1.18A. Article 9.31.4.1 (Part 9, Division B) repealed and replaced. Article 9.31.4.1. (Part 9, Division B) of the *National Building Code of Canada* is repealed and is replaced with the following:

9.31.4.1. Required Fixtures

- (1) A kitchen sink, lavatory, either a bathtub or shower, and either a water closet or a drainless composting toilet shall be provided for every *dwelling unit* where a piped water supply is available.

- 7 Part 3 of the regulation[s] is amended by adding immediately after Article 3.1.1.26. the following article:

3.1.3.26A. Sections 9.38. (Part 9, Division B) added. (Part 9, Division B) of the *National Building Code of Canada* is amended by adding immediately after Table 9.37.1.1. the following section:

Section 9.38. Recreational Cabins

9.38.1. Scope

9.38.1.1. Application

- (1) For the purposes of this Section, a *recreational cabin* means a *building* with a *residential occupancy* which meets all of the following:
 - (a) it is used or intended to be used as a single *dwelling unit*;
 - (b) it is principally used for a seasonal recreational activity;
 - (c) it is two *storeys* in *building height* or less; and
 - (d) it is not used as a permanent residence.
- (2) A *building* described in Sentence (1) shall comply with the requirements in Part 9, Division B of the *National Building Code of Canada* and in Part 3 of the Regulation except where it is specifically exempted in this Section.

9.38.2. General**9.38.2.1. Exclusions**

- (1) Except as provided in Subsections 9.9.10. and 9.10.15. and Articles 9.38.2.4. and 9.38.3.1., a *recreational cabin* need not comply with Sections 9.5. to 9.7. (Part 9, Division B, NBC).
- (2) Except as provided in Subsections 9.9.10. and 9.10.15. and Articles 9.38.2.4. and 9.38.3.1., a *recreational cabin* need not comply with Sections 9.9. to 9.11. (Part 9, Division B, NBC).
- (3) Flooring in a *recreational cabin* need not comply with Section 9.30. (Part 9, Division B, NBC), but tight-fitting floors shall be provided to support the *live* and *dead loads*.
- (4) Except as provided in Sentence (5), thermal insulation, *vapour barrier*, air barrier construction, interior finishes, plumbing, heating, mechanical ventilation, air-conditioning and electrical facilities need not be provided in a *recreational cabin*, but where any of these are provided, they shall comply with the requirements of this Part.
- (5) Where heating and air-conditioning are provided in a *recreational cabin*, Article 9.33.3.1. (Part 9, Division B, NBC) need not be complied with.

9.38.2.2. Foundations

- (1) Except as provided in Sentences (2) and (3), a foundation shall be provided in a *recreational cabin* in accordance with the requirements of this Part.
- (2) Where unit masonry columns are used, the height of such columns shall not exceed the lesser of 1.2 m or,
 - (a) in the case of hollow masonry units, 4 times the least dimension of the units;
 - (b) in the case of solid masonry units, or hollow units with voids filled with concrete, 10 times the least dimension of the column; or
 - (c) where the column is reinforced with at least four 13 mm diam[eter] bars and filled with concrete, 18 times the least dimension of the column.

- (3) Columns in excess of the height limitations of Clauses (2)(a) to (c) shall be designed in accordance with Part 4.

9.38.2.3. Waterproofing and Dampproofing

- (1) Where *foundations below* ground level and concrete floors on ground are used in a *recreational cabin*, they shall comply with Section 9.13. (Part 9, Division B, NBC).

9.38.2.4 Smoke Alarms

- (1) *Smoke alarms* shall be installed in accordance with Subsection 9.10.19. (Part 9, Division B, NBC)

9.38.3. Roofed Accommodation

9.38.3.1. Buildings used for Roofed Accommodation

- (1) If a *recreational cabin* is used or intended to be used as a *roofed accommodation* or *camping accommodation*, it shall comply with Sections 9.5. to 9.8. (Part 9, Division B, NBC) in addition to the requirements of this Section.

- 8 Part 3 of the regulation[s] is amended by adding immediately after Article 3.1.1.28. the following article:

3.1.1.28A. Table 9.37.1.1. (Part 9, Division B) is amended.

Table 9.37.1.1. (Part 9, Division B) of the *National Building Code of Canada* is amended by adding immediately after the functional statements and objectives for Article 9.36.5.16., the following functional statements and objectives.

9.38. Recreational Cabins	
9.38.2.1. Exclusions	
(2)	[F40-OH2.5] [F20-OP2.1] [F20-OS2.1] [F30-OS3.1]
9.38.2.2. Foundations	
(2)	[F20-OP2.1] [F20-OS2.1]

- 9 Table 3.8.3.1. in Sentence 3.8.3.1.(1) in Schedule “C” to the regulation[s] is amended by striking out “Ramps (3.8.3.4.)” under *Barrier-free* Application (Code References) and Substituting “Ramps (3.8.3.5.)”.
- 10 Sentence 3.8.3.14.(1) in Schedule “C” to the regulation[s] is amended by striking out “3.8.2.8.(6)” where it appears and substituting “3.8.2.8.(8)”.
- 11 Sentence 3.8.3.23.(3) in Schedule “C” to the regulation[s] is amended by
- (a) striking out “and” at the end of clause (e);
 - (b) striking out “.” at the end of clause (f) and substituting “, and ”; [and]
 - (c) adding immediately after clause (f), the following clause:
 - (g) grab bars conforming to clauses 3.8.3.11.(1)(e) and (f).

N.S. Reg. 45/2019

Nova Scotia Building Code Regulations—amendment

Schedule “B”

**Amendments to the *Nova Scotia Building Code Regulations*
made by the Minister of Municipal Affairs
under Section 4 of Chapter 46 of the Revised Statutes of Nova Scotia, 1989,
the *Building Code Act***

1 Part 3 of the *Nova Scotia Building Code Regulations*, N.S. Reg. 26/2017, made by the Minister of Municipal Affairs by Order dated February 28, 2017, is amended by adding immediately after Article 3.1.1.3., the following articles:

3.1.1.3A. Sentence 2.1.1.2.(5) (Part 2, Division A) amended. Sentence 2.1.1.2.(5) (Part 2, Division A) of the *National Building Code of Canada* is amended by repealing clause (a) and replacing it with the following clause:

(a) the following *buildings*, except that they are still required to be in compliance with the adaptable housing requirements set out in subsection 3.8.4. of Schedule “C” to the Regulation and the objectives in Table 3.10.1.1. as amended in Article 3.1.1.11. of the Regulation;

- (i) detached houses,
- (ii) semi-detached houses,
- (iii) houses with a *secondary suite*,
- (iv) duplexes,
- (v) triplexes,
- (vi) townhouses,
- (vii) row houses, and
- (viii) boarding houses
(See Note A - 1.4.1.2.(1), Secondary Suite)

3.1.1.3B. Sentence 3.1.1.2.(3) (Part 3, Division A) amended. Sentence 3.1.1.2.(3) (Part 3, Division A) of the *National Building Code of Canada* is amended by repealing clause (a) and replacing it with the following clause:

(a) the following *buildings*, except that they are still required to be in compliance with the adaptable housing requirements set out in subsection 3.8.4. of Schedule “C” to the Regulation and the functional statements in Table 3.10.1.1. as amended in Article 3.1.1.11. of the Regulation;

- (i) detached houses,
- (ii) semi-detached houses,

- (iii) houses with a *secondary suite*,
 - (iv) duplexes,
 - (v) triplexes,
 - (vi) townhouses,
 - (vii) row houses, and
 - (viii) boarding houses
- (See Note A - 1.4.1.2.(1), Secondary Suite)

- 2 Article 3.1.1.11. of the regulation[s] is amended by adding immediately after the functional statements and objectives for Article 3.8.3.23., the following:

3.8.4.2. Entrance Doors to Dwelling Units	
(1)	[F73-OA1]
(2)	[F73-OA1]
(3)	[F73-OA1]
3.8.4.3. Interior Doors and Corridors in Dwelling Units	
(1)	[F73-OA1]
(2)	[F73-OA1]
(3)	[F73-OA2]
3.8.4.4. Kitchens in Dwelling Units	
(1)	[F74-OA2]
(2)	[F74-OA2]
(3)	[F74-OA2]
3.8.4.5. Bathrooms in Dwelling Units	
(1)	[F74-OA2]
(2)	[F74-OA2]
3.8.4.6. Duplex Receptacles, Switches and Controls	
(1)	[F74-OA2]
(2)	[F74-OA2]

- 3 Part 3 of the regulation[s] is amended by adding immediately after Article 3.1.1.14., the following article:

3.1.1.14A. Subsection 9.5.2. (Part 9, Division B) Subsection 9.5.2. (Part 9, Division B) of the *National Building Code of Canada* is amended by adding immediately after Article 9.5.2.3. the following article:

9.5.2.4. Exception for Houses

- (1) Despite Clauses 3.8.2.1.(1)(a) and (b) in the Regulation, *buildings* within the scope of Sentence 3.8.4.1.(1) of the Regulation, shall comply with Subsection 3.8.4. of the Regulation.

4 Sentence 3.8.2.1.(6) in Schedule “C” to the regulation[s] is repealed and replaced with the following:

3.8.2.1.(6) Except as exempt by Clause 3.8.2.1.(1)(a), in a *building* with multiple suites for *care or residential occupancies*,

- (a) one unit conforming to Article 3.8.3.23. shall be provided for every 20 units or part thereof, or
- (b) every unit shall conform to Subsection 3.8.4.
(See Appendix A-3.8.2.1.(6), NSBCR)

5 Schedule “C” to the regulation[s] is amended by adding immediately after Article 3.8.3.23. the following subsection:

3.8.4. Adaptable Housing Requirements**3.8.4.1. Application**

(1) This Subsection applies to the design and *construction* of all of the following:

- (a) a *dwelling unit* in a *building* that is exempt under Sentence 3.8.2.1.(1) from the *barrier-free* requirements in Section 3.8. of these regulations, or
- (b) a *dwelling unit* in a *building* with multiple *suites* for *care or residential occupancies* if the *barrier-free* requirements for the unit in Clause 3.8.2.1.(6)(a) are not met and the *dwelling unit* is not a unit exempt by Clause 3.8.2.1.(1)(a).

3.8.4.2. Entrance Doors to Dwelling Units

- (1) All *dwelling units* shall have at least one entrance door no less than 900 mm wide equipped with door opening hardware conforming to Sentence 3.8.4.6.(2).
- (2) Except as provided in Sentence (3), the entrance door in Sentence (1) shall have a threshold that complies with Sentence 3.8.3.6.(5).
- (3) The entrance door to a *building* described in Clauses 3.8.2.1.(1)(a) or (b) shall be easily accessed and be capable of being made *barrier-free* from a sidewalk or parking area.

3.8.4.3. Interior Doors and Corridors in Dwelling Units

- (1) Doors or passageways within *dwelling units* to habitable rooms and service rooms shall be no less than 900 mm wide and equipped with door opening hardware conforming to Sentence 3.8.4.6.(2).
(See Appendix A-3.8.4.3., NSBCR)
- (2) Where a door is installed between an attached garage and a *dwelling unit*, the door shall conform to Article 3.8.4.2.
- (3) Corridors within *dwelling units* shall have a clear width of not less than 900 mm.

3.8.4.4. Kitchens in Dwelling Units

- (1) Kitchen sinks in *dwelling units* shall be equipped with lever-type faucets or hardware conforming to Sentence 3.8.4.6.(2).
- (2) All trap arms running from P-traps under the kitchen sink shall be installed no higher than 305 mm to the centre line of the pipe measured from finished floor.
- (3) An electrical rough-in shall be located below the counter top to allow for the installation of an electrical receptacle conforming to Subclause 3.8.3.23.(4)(c)(v).
- (4) Duplex electrical receptacles located over a kitchen counter are not required to comply with this Subsection.

3.8.4.5. Bathrooms in Dwelling Units

- (1) All lavatories in *dwelling units* shall be equipped with lever-type faucets or hardware conforming to Sentence 3.8.4.6.(2).
- (2) Wall assemblies that enclose a bathroom in a *dwelling unit* shall include reinforcement to accommodate the future installation of
 - (a) grab bars described in Clauses 3.8.3.11.(1)(e) and (f), for a water closet,
 - (b) grab bars described in Clause 3.8.3.17.(1)(f), for a bathtub,
 - (c) grab bars described in Clause 3.8.3.16.(1)(f), for a shower.
(See Appendix A-3.8.4.5., NSBCR)

3.8.4.6. Duplex Receptacles, Switches and Controls

(See Appendix A-3.8.4.6., NSBCR)

- (1) Operating controls in a *dwelling unit* include, but are not limited to,
 - (a) door handles and locks,
 - (b) faucets and adjustable shower heads,
 - (c) nonproprietary duplex electrical receptacles, telephone, cable and data outlets and wall switches,
 - (d) controls for the operation of building services, safety devices and intercoms,
 - (e) activation devices.
- (2) Except as permitted by Sentence (3), all controls in a *dwelling unit* shall be operable
 - (a) with one hand, using
 - (i) a closed fist position, or
 - (ii) another method of operation that does not require tight grasping, pinching or twisting of the wrist, and
 - (b) with a force of not more than 22N.

- (3) A control identified in Clause (1)(a) or (b) need not meet the actual requirements in Clause (2)(a) provided that it remains possible for door hardware or [a] faucet, which confirm to those requirements[,] to be installed.
 - (4) Except as provided in Sentence (5), the centre line height of the operating controls shall be located in a range between 400 and 1200 mm from the finished floor.
 - (5) Where an additional or required nonproprietary duplex electrical receptacle is permitted by the electrical authority having jurisdiction to be mounted in a location other than a wall, the requirements of Sentence (4) are waived. (See Appendix A-3.8.4.6.(5), NSBCR)
-

N.S. Reg. 46/2019

Made: March 14, 2019

Filed: March 14, 2019

Laboratory Services Fees Regulations—replacement

Order dated March 14, 2019

Repeal of regulations and regulations made by the Minister of Agriculture
pursuant to Section 195 of the *Agriculture and Marketing Act***In the matter of Section 195 of Chapter 6 of the
Revised Statutes of Nova Scotia, 1989,
the *Agriculture and Marketing Act*****and****In the matter of Regulations Establishing Fees
for Laboratory Services
made by the Minister of Agriculture****Order**

I, Keith Colwell, Minister of Agriculture for the Province of Nova Scotia, upon notice of a fee increase having been presented to the Clerk of the Assembly in accordance with Section 4 of Chapter 8 of the Acts of 2007, the *Fees Act*, and pursuant to Section 195 of Chapter 6 of the Revised Statutes of Nova Scotia, 1989, the *Agriculture and Marketing Act*, effective on and after April 1, 2019, hereby

- (a) repeal the *Laboratory Services Fees Regulations*, N.S. Reg. 12/2016, made by the Minister of Agriculture by order dated January 12, 2016; and
- (b) make new regulations respecting fees for laboratory services in the form set forth in the attached Schedule “A”.

Dated and made March 14, 2019, at Halifax Regional Municipality, Province of Nova Scotia.

sgd. *Keith Colwell*
Honourable Keith Colwell
Minister of Agriculture

Schedule "A"

**Regulations Respecting Fees for Laboratory Services
made by the Minister of Agriculture under Section 195
of Chapter 6 of the Revised Statutes of Nova Scotia, 1989,
the *Agriculture and Marketing Act***

Citation

1 These regulations may be cited as the *Laboratory Services Fees Regulations*.

Definitions

2 In these regulations,

“Department laboratory” means a laboratory operated by the Department, and includes all of the following:

- (i) analytic services laboratory,
- (ii) animal health services laboratory,
- (iii) dairy services laboratory;

“livestock animal” means any of the following:

- (i) cattle,
- (ii) sheep,
- (iii) goats,
- (iv) poultry,
- (v) rabbits raised for meat production,
- (vi) llamas,
- (vii) alpacas,
- (viii) fur-bearing animals from a fur farm licensed under the *Fur Industry Act*,
- (ix) deer farm animals from a deer farm licensed under the *Wildlife Act*,
- (x) wildlife from a game farm licensed under the *Wildlife Act*;

“regular hours of operation” means the period between 8:30 a.m. to 4:30 p.m., Monday to Friday, excluding holidays, during which the Department laboratory is open;

“related animals” means carcasses of livestock animals that

- (i) were of the same general age and exhibited the same disease symptoms, and
- (ii) are submitted for testing services by an owner on the same day.

Waiver of fees

3 The Minister may exempt a person from any provision of these regulations requiring payment for testing services.

Fees do not include applicable taxes

4 The fees prescribed in these regulations do not include any applicable taxes.

Fees for bacteria water analysis

5 The fees for bacterial water analysis testing carried out by a Department laboratory are as set out in the following table, by sample type:

Water—Bacteria Analysis	
Category	Fee
bacterial—present/absent	\$22.96
bacterial—count	\$37.35

Fees for mineral water analysis

6 The fees for mineral water analysis testing carried out by a Department laboratory are as set out in the following table, by sample type:

Water—Mineral Analysis	
Category	Fee
standard water package	\$75.62
mineral testing	\$32.04
nitrate plus nitrite nitrogen	\$11.13
alkalinity	\$8.61
conductivity	\$7.65
pH water	\$7.83
chloride	\$8.91

Fees for analytical services

7 The fees for testing carried out by the analytic services laboratory are as set out in the following table:

Soil Analysis	
Category	Fee
standard soil package	\$25.65
conductance (salt)	\$7.65
soil pH and liming requirement	\$7.91
total nitrogen	\$12.96
soluble nitrate-nitrogen	\$9.26
mineral testing	\$11.13
organic matter	\$5.17

Greenhouse Analysis	
Category	Fee
greenhouse soil	\$43.61
nutrient solutions	\$22.22
greenhouse water	\$27.83
greenhouse pH	\$8.48
mineral testing	\$20.65
Digest Samples	
Category	Fee
filtered digest sample	\$11.09
Plant Tissue Analysis	
Category	Fee
standard plant tissue package	\$27.83
standard plant tissue package, plus dry matter	\$31.87
tissue nitrogen	\$12.91
tissue sulfur	\$29.61
dry matter	\$6.65
Soil Amendments	
Category	Fee
manure	\$44.48
compost	\$33.35
mushroom compost	\$27.78
limestone	\$38.74
ammonium-nitrogen	\$14.22
loss on ignition	\$5.17
Feed Analysis	
Category	Fee
standard forage/grain	\$36.74
standard forage/grain, plus neutral detergent fibre	\$47.48
basic forage	\$24.65
basic forage, plus neutral detergent fibre	\$33.52
standard feed	\$27.83
standard feed, plus crude fat	\$41.74
basic feed	\$16.13
mink/fox feed	\$51.78
dry matter and minerals	\$22.22
moisture	\$7.83
crude protein	\$12.96
soluble protein	\$13.96

acid detergent fibre	\$11.65
neutral detergent fibre	\$11.65
protein digestibility (bound protein)	\$20.30
feed mineral test	\$20.65
crude fat	\$19.48
ash	\$9.00
feed pH	\$6.87
sulfur	\$28.65

Fees for animal health services

8 The fees for testing carried out by the animal health services laboratory are as set out in the following table:

Postmortem Examination	
Category	Fee
single livestock animal, weighing less than 100 kg	\$53.00
single livestock animal, weighing 100 kg or more	\$159.09
up to 3 related animals weighing less than 100 kg each (except up to 6 poultry or fur bearing animals)	\$106.13
horse	\$198.78
horse fetus, or foal up to 6 months	\$106.17
animal other than livestock animal	\$153.65
Histology	
Category	Fee
slide preparation per slide—stained (no interpretation)	\$12.78
slide preparation per slide—unstained (no interpretation)	\$9.26
biopsy/tissue single slide with interpretation	\$60.00
biopsy/tissue, 2–5 slides with interpretation	\$90.00
biopsy/tissue for more than 5 slides with interpretation	\$110.00
other special stains	\$41.04
decalcification	\$14.39
recuts per slide—stained	\$5.22
recuts per slide—unstained	\$2.65
wax block	\$8.35
Parasitology	
Category	Fee
flotation	\$14.87
McMaster	\$14.87
direct fecal examination	\$11.48
<i>Giardia/Cryptosporidia</i>	\$39.35
<i>Cryptosporidia</i> stain	\$36.61

Microbiology	
Category	Fee
udder health sample	\$10.61
avian environmental	
- fluff/litter/feeds screening	\$34.48
- peptone screening	\$31.87
- CFIA culture	\$73.74
food environmental	
- <i>Listeria/Salmonella</i> screening	\$34.48
- <i>Listeria/Salmonella</i> culture confirmation	\$36.48
antibiotic residue KIS test	\$19.48
bacteriology	
- culture and sensitivity	\$50.00

Fees for serology testing

9 The fees for serology testing carried out by a Department laboratory are as set out in the following table:

Serology	
Category	Fee
ELISA testing	
- Avian Encephalomyelitis (AE)	\$5.83
- Avian Reovirus (REO)	\$5.17
- Chicken Anemia Virus (CAV)	\$5.83
- Infectious Bronchitis Virus (IBD)	\$5.17
- Infectious Bursal Diseases–XR (IBDXR)	\$5.17
- Newcastle Antibody	\$4.78
<i>Mycoplasma gallisepticum/synoviae</i> (MSMG)	\$4.83

Fees for dairy services

10 The fees for testing carried out by the dairy services laboratory are as set out in the following table:

Raw Milk	
Category	Fee
bacteria count and added water	\$29.65
lab pasteurization—cow and goat (and retests)	\$14.91
raw milk fat content	\$21.30
Antibiotic Testing	
Category	Fee
Charm Trio	\$50.39
Fluid Milk and Processed By-products	
Category	Fee
standard plate count	\$53.35

added water (freezing point)	\$8.00
<i>E. coli</i> /coliform (Petrifilm)	\$74.87
flavour	\$10.09
milk fat content	\$29.91
total solids	\$8.78
pH fluid milk	\$8.48
phosphatase	\$155.74
Cheese	
Category	Fee
<i>E. coli</i> /coliform	\$33.61
<i>Staphylococcus aureus</i>	\$37.39

Administration fees

11 The following table sets out fees for administrative services by a Department laboratory:

Common Fees	
Category	Fee
reprinting/copy of report	\$4.00
environmental disposal fee	\$1.00
carcass disposal, weighing less than 100 kg	\$5.00
carcass disposal, weighing 100 kg or more	\$10.00
forensic post mortem	\$300.00 per hour, plus expenses

Tests carried out immediately or outside regular hours

12 (1)* The fees for tests carried out, on request, either immediately or outside regular hours of operation are as follows:

- (a) for a test carried out immediately, but within the regular hours of operation, 2 times the fee set out in these regulations for the test;
- (b) for a test carried out outside the regular hours of operation, the fee set out in these regulations for the test, plus an additional fee of \$126.00.

[*numbering as in original]

Fees for tests not listed

13 If a test is required that is not identified in these regulations, the fee for the test is based on the cost of labour and materials to perform the test.

Fees for registered farms

14 Despite Sections 6, 7, and 8, a fee payable under any of those Sections by a farm business or a farm operation that holds a valid farm registration number under the *Farm Registration Act* is 50% of the fee prescribed.

Fees for referred testing

15 (1) The Department may refer testing to a laboratory not operated by the Department.

- (2) The fee for testing that is carried out by a laboratory referred under subsection (1) is the sum of all of the following:
- (a) the actual cost of the test;
 - (b) a handling fee of \$4.00;
 - (c) shipping costs.

N.S. Reg. 47/2019

Made: March 14, 2019

Filed: March 15, 2019

Prescribed Petroleum Products Prices

Order dated March 14, 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**M09119**

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: Peter W. Gurnham, Q.C., Chair

Whereas the purpose of the *Petroleum Products Pricing Regulations* is to ensure just and reasonable prices for specified petroleum products taking into consideration the objectives of preserving the availability of such products in rural areas, stabilizing prices of such products and minimizing the variances in prices of such products across the Province;

And whereas the Nova Scotia Utility and Review Board (Board) considered the manner in which it would proceed to set petroleum 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 week ended March 13, 2019, are:

Grade 1 Regular gasoline	62.45¢ per litre
Ultra-low-sulfur diesel oil	70.57¢ per litre

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

Gasoline:	
Grade 1	62.45¢ per litre
Grade 2	65.45¢ per litre

Grade 3	68.45¢ per litre
Ultra-low-sulfur diesel oil	70.57¢ 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 2.0¢ per litre
Ultra-low-sulfur diesel oil:	plus [0].50¢ per litre

And whereas a winter blending adjustment of plus 2.82¢ per litre is required for ultra-low-sulfur diesel oil;

And now therefore the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., March 15, 2019.

Dated at Halifax, Nova Scotia, this 14th day of March, 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 March 15, 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	72.64	10.0	15.5	98.14	118.7	120.9	118.7	999.9
Mid-Grade Unleaded	75.64	10.0	15.5	101.14	122.2	124.4	122.2	999.9
Premium Unleaded	78.64	10.0	15.5	104.14	125.6	127.8	125.6	999.9
Ultra-Low-Sulfur Diesel	82.34	4.0	15.4	101.74	122.9	125.1	122.9	999.9
Zone 2								
Regular Unleaded	73.14	10.0	15.5	98.64	119.3	121.5	119.3	999.9
Mid-Grade Unleaded	76.14	10.0	15.5	101.64	122.8	124.9	122.8	999.9
Premium Unleaded	79.14	10.0	15.5	104.64	126.2	128.4	126.2	999.9
Ultra-Low-Sulfur Diesel	82.84	4.0	15.4	102.24	123.4	125.6	123.4	999.9
Zone 3								
Regular Unleaded	73.54	10.0	15.5	99.04	119.8	121.9	119.8	999.9
Mid-Grade Unleaded	76.54	10.0	15.5	102.04	123.2	125.4	123.2	999.9
Premium Unleaded	79.54	10.0	15.5	105.04	126.7	128.8	126.7	999.9
Ultra-Low-Sulfur Diesel	83.24	4.0	15.4	102.64	123.9	126.1	123.9	999.9
Zone 4								
Regular Unleaded	73.64	10.0	15.5	99.14	119.9	122.1	119.9	999.9
Mid-Grade Unleaded	76.64	10.0	15.5	102.14	123.3	125.5	123.3	999.9
Premium Unleaded	79.64	10.0	15.5	105.14	126.8	129.0	126.8	999.9
Ultra-Low-Sulfur Diesel	83.34	4.0	15.4	102.74	124.0	126.2	124.0	999.9

Zone 5								
Regular Unleaded	73.64	10.0	15.5	99.14	119.9	122.1	119.9	999.9
Mid-Grade Unleaded	76.64	10.0	15.5	102.14	123.3	125.5	123.3	999.9
Premium Unleaded	79.64	10.0	15.5	105.14	126.8	129.0	126.8	999.9
Ultra-Low-Sulfur Diesel	83.34	4.0	15.4	102.74	124.0	126.2	124.0	999.9
Zone 6								
Regular Unleaded	74.34	10.0	15.5	99.84	120.7	122.9	120.7	999.9
Mid-Grade Unleaded	77.34	10.0	15.5	102.84	124.1	126.3	124.1	999.9
Premium Unleaded	80.34	10.0	15.5	105.84	127.6	129.8	127.6	999.9
Ultra-Low-Sulfur Diesel	84.04	4.0	15.4	103.44	124.8	127.0	124.8	999.9