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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. 118/2021

Made: August 19, 2021

Filed: August 20, 2021

Prescribed Petroleum Products Prices

Order dated August 19, 2021
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**M10231**

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: Steven Murphy, MBA, P.Eng., Member

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

And whereas the Nova Scotia Utility and Review Board (“Board”) considered the manner in which it would proceed to set petroleum product prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

And whereas the Board revised the wholesale margin effective January 4, 2013, in its decision, 2012 NSUARB 213, issued on December 12, 2012;

And whereas on December 30, 2020, the Board issued an interim order in Matter M09952 increasing the wholesale margin for self-service and full-service gasoline and diesel, on an interim basis, by 2.50 cents per litre (cpl) to a total of 9.15 cpl;

And whereas the Board revised the retail markup and the transportation allowance effective October 28, 2016, in its decision, 2016 NSUARB 168, issued on September 26, 2016, and on February 1, 2021, the Board issued an order in Matter M09727 approving an increase to the minimum self-service and full-service retail markup by 0.3 cpl and to the maximum self-service retail markup by 0.4 cpl, to a total for the minimum of 5.4 cpl, and for the maximum of 7.4 cpl;

And whereas in a decision dated April 15, 2021, in Matter 09727 (2021 NSUARB 50), the Board directed a process to consider a retail markup adjustment mechanism, applied monthly, to address ongoing Covid-19-related reduced sales volumes to ensure just and reasonable prices for petroleum products pending recovery from the pandemic, and on June 2, 2021, the Board issued an order approving the methodology for the monthly adjustment mechanism;

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the period ended August 18, 2021, are:

Grade 1 Regular gasoline	71.90¢ per litre
Ultra-low-sulfur diesel oil	68.23¢ per litre

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

Gasoline:	
Grade 1	71.90¢ per litre
Grade 2	74.90¢ per litre
Grade 3	77.90¢ per litre
Ultra-low-sulfur diesel oil	68.23¢ per litre

And now therefore the Board has determined, based on historical data regarding price changes and to achieve revenue neutrality, it is appropriate to apply, and the Board so orders, forward averaging corrections of:

Gasoline:	minus 0.40¢ per litre
Ultra-low-sulfur diesel oil:	minus 0.30¢ per litre

And now therefore the Board orders that a monthly adjustment to the retail markup is required to account for the impact of the Covid-19 pandemic on current sales volumes, as follows:

Gasoline:	
minimum self service and full-service:	plus 0.60¢ per litre
maximum self-service:	plus 0.80¢ per litre
Ultra-low-sulfur diesel oil:	
minimum self service and full-service:	plus 0.20¢ per litre
maximum self-service:	plus 0.20¢ per litre

And now therefore the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., August 20, 2021.

Dated at Halifax, Nova Scotia, this 19th day of August, 2021.

sgd. *Lisa Wallace*
Clerk of the Board

Schedule “A”

**Prices Prescribed for Petroleum Products
under the *Petroleum Products Pricing Act* and the
Petroleum Products Pricing Regulations
effective on and after 12:01 a.m. on August 20, 2021**

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	83.04	10.0	15.5	108.54	131.7	134.3	131.7	999.9
Mid-Grade Unleaded	86.04	10.0	15.5	111.54	135.2	137.7	135.2	999.9
Premium Unleaded	89.04	10.0	15.5	114.54	138.6	141.2	138.6	999.9
Ultra-Low-Sulfur Diesel	79.96	4.0	15.4	99.36	120.7	123.0	120.7	999.9
Zone 2								
Regular Unleaded	83.54	10.0	15.5	109.04	132.3	134.8	132.3	999.9
Mid-Grade Unleaded	86.54	10.0	15.5	112.04	135.7	138.3	135.7	999.9
Premium Unleaded	89.54	10.0	15.5	115.04	139.2	141.7	139.2	999.9
Ultra-Low-Sulfur Diesel	80.46	4.0	15.4	99.86	121.3	123.6	121.3	999.9

Zone 3								
Regular Unleaded	83.94	10.0	15.5	109.44	132.8	135.3	132.8	999.9
Mid-Grade Unleaded	86.94	10.0	15.5	112.44	136.2	138.7	136.2	999.9
Premium Unleaded	89.94	10.0	15.5	115.44	139.7	142.2	139.7	999.9
Ultra-Low-Sulfur Diesel	80.86	4.0	15.4	100.26	121.7	124.0	121.7	999.9
Zone 4								
Regular Unleaded	84.04	10.0	15.5	109.54	132.9	135.4	132.9	999.9
Mid-Grade Unleaded	87.04	10.0	15.5	112.54	136.3	138.9	136.3	999.9
Premium Unleaded	90.04	10.0	15.5	115.54	139.8	142.3	139.8	999.9
Ultra-Low-Sulfur Diesel	80.96	4.0	15.4	100.36	121.9	124.2	121.9	999.9
Zone 5								
Regular Unleaded	84.04	10.0	15.5	109.54	132.9	135.4	132.9	999.9
Mid-Grade Unleaded	87.04	10.0	15.5	112.54	136.3	138.9	136.3	999.9
Premium Unleaded	90.04	10.0	15.5	115.54	139.8	142.3	139.8	999.9
Ultra-Low-Sulfur Diesel	80.96	4.0	15.4	100.36	121.9	124.2	121.9	999.9
Zone 6								
Regular Unleaded	84.74	10.0	15.5	110.24	133.7	136.2	133.7	999.9
Mid-Grade Unleaded	87.74	10.0	15.5	113.24	137.1	139.7	137.1	999.9
Premium Unleaded	90.74	10.0	15.5	116.24	140.6	143.1	140.6	999.9
Ultra-Low-Sulfur Diesel	81.66	4.0	15.4	101.06	122.7	125.0	122.7	999.9

N.S. Reg. 119/2021

Made: August 16, 2021

Approved: August 24, 2021

Filed: August 26, 2021

Milk Producer Licensing Regulations—amendment

Order dated August 24, 2021

Amendment to regulations made by the Dairy Farmers of Nova Scotia
and approved by the Natural Products Marketing Council
pursuant to clauses 9(f)–(i) and subsection 15(1) of the *Dairy Industry Act*

Dairy Farmers of Nova Scotia

**Amendment to the Milk Producer Licensing Regulations
made under the Dairy Industry Act**

I certify that on August 16, 2021, the Dairy Farmers of Nova Scotia, pursuant to clauses 9(f) to (i) and subsection 15(1) of Chapter 24 of the Acts of 2000, the *Dairy Industry Act*, as delegated by clause 2(1)(l) to (o) of the *Delegation of Powers to Dairy Farmers of Nova Scotia Regulations*, N.S. Reg. 136/2001, carried a motion to amend the *Milk Producer Licensing Regulations*, N.S. Reg. 125/2017, made by the Dairy Farmers of Nova Scotia on October 14, 2016, and approved by the Natural Products Marketing Council on August 21, 2017, in the manner set forth in the attached Schedule “A”, effective on and after September 1, 2021.

Signed at Truro, in the County of Colchester, Nova Scotia on August 24, 2021.

Dairy Farmers of Nova Scotia

per: sgd. *S. Jake Vancuren*
S. Jake Vancuren
General Manager

Approved by the Natural Products Marketing Council at Truro, in the County of Colchester, Nova Scotia on August 24, 2021.

Natural Products Marketing Council

per: sgd. *Danielle Dorn Kouwenberg*
Danielle Dorn Kouwenberg
Acting Director

Schedule “A”

**Amendment to the *Milk Producer Licensing Regulations*
made by the Dairy Farmers of Nova Scotia
pursuant to clauses 9(f) to (i) and subsection 15(1) of Chapter 24 of the Acts of 2000,
the *Dairy Industry Act***

- † Section 3 of the *Milk Producer Licensing Regulations*, N.S. Reg. 125/2017, made by the Dairy Farmers of Nova Scotia on October 14, 2016, and approved by the Natural Products Marketing Council on August 21, 2017, is amended by repealing the definition of “proAction program” and substituting the following:

“proAction program” means all of the following modules of the Dairy Farmers of Canada proAction program:

- (i) Food Safety Workbook and Reference Manual, as amended from time to time;
- (ii) Livestock Traceability Workbook and Reference Manual, as amended from time to time;
- (iii) Animal Care Workbook and Reference Manual, as amended from time to time;
- (iv) Biosecurity Workbook and Reference Manual, as amended from time to time;
- (v) Environment Workbook and Reference Manual, as amended from time to time;

N.S. Reg. 120/2021

Made: August 26, 2021

Filed: August 27, 2021

Prescribed Petroleum Products Prices

Order dated August 26, 2021
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**M10235**

In the matter of the *Petroleum Products Pricing Act*

- and -

**In the matter of prescribing prices for petroleum products
pursuant to Section 14 of the *Petroleum Products Pricing Act* and
Sections 16 to 19 of the *Petroleum Products Pricing Regulations***

Before: Stephen McGrath, LL.B., 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 on December 30, 2020, the Board issued an interim order in Matter M09952 increasing the wholesale margin for self-service and full-service gasoline and diesel, on an interim basis, by 2.50 cents per litre (cpl) to a total of 9.15 cpl;

And whereas the Board revised the retail markup and the transportation allowance effective October 28, 2016, in its decision, 2016 NSUARB 168, issued on September 26, 2016, and on February 1, 2021, the Board issued an order in Matter M09727 approving an increase to the minimum self-service and full-service retail markup by 0.3 cpl and to the maximum self-service retail markup by 0.4 cpl, to a total for the minimum of 5.4 cpl, and for the maximum of 7.4 cpl;

And whereas in a decision dated April 15, 2021, in Matter 09727 (2021 NSUARB 50), the Board directed a process to consider a retail markup adjustment mechanism, applied monthly, to address ongoing Covid-19-related reduced sales volumes to ensure just and reasonable prices for petroleum products pending recovery from the pandemic, and on June 2, 2021, the Board issued an order approving the methodology for the monthly adjustment mechanism;

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the period ended August 25, 2021, are:

Grade 1 Regular gasoline	69.64¢ per litre
Ultra-low-sulfur diesel oil	67.54¢ per litre

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

Gasoline:	
Grade 1	69.64¢ per litre
Grade 2	72.64¢ per litre
Grade 3	75.64¢ per litre
Ultra-low-sulfur diesel oil	67.54¢ 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 1.86¢ per litre
Ultra-low-sulfur diesel oil:	plus 0.39¢ per litre

And now therefore the Board orders that a monthly adjustment to the retail markup is required to account for the impact of the Covid-19 pandemic on current sales volumes, as follows:

Gasoline:	
minimum self service and full-service:	plus 0.6¢ per litre
maximum self-service:	plus 0.8¢ per litre
Ultra-low-sulfur diesel oil:	
minimum self service and full-service:	plus 0.2¢ per litre
maximum self-service:	plus 0.2¢ per litre

And now therefore the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., August 27, 2021.

Dated at Halifax, Nova Scotia, this 26th day of August, 2021.

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 August 27, 2021**

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	83.04	10.0	15.5	108.54	131.7	134.3	131.7	999.9
Mid-Grade Unleaded	86.04	10.0	15.5	111.54	135.2	137.7	135.2	999.9
Premium Unleaded	89.04	10.0	15.5	114.54	138.6	141.2	138.6	999.9
Ultra-Low-Sulfur Diesel	79.96	4.0	15.4	99.36	120.7	123.0	120.7	999.9
Zone 2								
Regular Unleaded	83.54	10.0	15.5	109.04	132.3	134.8	132.3	999.9
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Premium Unleaded	89.54	10.0	15.5	115.04	139.2	141.7	139.2	999.9
Ultra-Low-Sulfur Diesel	80.46	4.0	15.4	99.86	121.3	123.6	121.3	999.9

Zone 3									
Regular Unleaded	83.94	10.0	15.5	109.44	132.8	135.3	132.8	999.9	
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Premium Unleaded	89.94	10.0	15.5	115.44	139.7	142.2	139.7	999.9	
Ultra-Low-Sulfur Diesel	80.86	4.0	15.4	100.26	121.7	124.0	121.7	999.9	
Zone 4									
Regular Unleaded	84.04	10.0	15.5	109.54	132.9	135.4	132.9	999.9	
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Premium Unleaded	90.04	10.0	15.5	115.54	139.8	142.3	139.8	999.9	
Ultra-Low-Sulfur Diesel	80.96	4.0	15.4	100.36	121.9	124.2	121.9	999.9	
Zone 5									
Regular Unleaded	84.04	10.0	15.5	109.54	132.9	135.4	132.9	999.9	
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Premium Unleaded	90.04	10.0	15.5	115.54	139.8	142.3	139.8	999.9	
Ultra-Low-Sulfur Diesel	80.96	4.0	15.4	100.36	121.9	124.2	121.9	999.9	
Zone 6									
Regular Unleaded	84.74	10.0	15.5	110.24	133.7	136.2	133.7	999.9	
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Premium Unleaded	90.74	10.0	15.5	116.24	140.6	143.1	140.6	999.9	
Ultra-Low-Sulfur Diesel	81.66	4.0	15.4	101.06	122.7	125.0	122.7	999.9	