



**Part II
Regulations under the Regulations Act**

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	Contents		
Act		Reg. No.	Page
Costs and Fees Act			
Fees and Allowances Regulations - Amendment; Fees to be Taken by an Administrative Justice of the Peace; and Fees of Justice of the Peace		120/2002	371
Endangered Species Act			
Species at Risk List Regulations - Amendment		119/2002	370
Health Services and Insurance Act			
Insured Dental Services Tariff Regulations - Amendment		126/2002	382
Labour Standards Code			
Declaration of Nunavut and Newfoundland and Labrador for Reciprocal Enforcement		127/2002	384
Motor Vehicle Act			
Documents and Services Fees - Amendment		123/2002	379
Prorated Registration Fees for Inter-jurisdictional Commercial Trucks Regulations - Amendment		124/2002	380
Restricted Vehicles - Identification and Registration Regulations - Amendment		122/2002	377
Registration Fees for Commercial Vehicles Regulations - Amendment		125/2002	381
Motor Vehicle Act, An Act to Amend Chapter 293 of the Revised Statutes, 1989			
Proclamation, S. 13, S.N.S. 2002, c. 20 - S. 1, 2 and 5-11		121/2002	375

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N.S. Reg. 119/2002
Made: August 12, 2002
Filed: September 27, 2002
Species at Risk List Regulations

Order dated August 12, 2002
made under Sections 10 and 12 of the
Endangered Species Act

THE SPECIES-AT-RISK WORKING GROUP, pursuant to Sections 10 and 12 of Chapter 11 of the Acts of 1998, the *Endangered Species Act*, on 12 August, 2002,

HEREBY lists by category species at risk in the Province of Nova Scotia, which are in addition to those listed in the Species at Risk List Regulations made by Order dated June 5, 2000 in N.S. Reg. 109/2000 and 14 June 2001 in N.S. Reg. 82/2001:

Redroot	<i>Lachnanthes caroliniana</i>	Th[r]eatened
Atlantic Whitefish	<i>Coregonus huntsmani</i>	Endangered
Canada Lynx	<i>Lynx canadensis</i>	Endangered
Bicknell's Thrush	<i>Catharus bicknelli</i>	Th[r]eatened

Sgd. *Dr. J. Sherman Boates*
Dr. J. Sherman Boates
Chair, Nova Scotia Species
at Risk Working Group

N.S. Reg. 120/2002
 Made: September 27, 2002
 Filed: September 30, 2002

Fees and Allowances Regulations - Schedule "C" - Court Fees;
 Fees to be Taken by an Administrative Justice of the Peace;
 and Fees of Justice of the Peace

Order in Council 2002-441 made September 27, 2002
 Amendment to regulations and the Schedule to Part I and Part II of the Act
 made by the Governor in Council pursuant to Sections 2 and 21
 of the *Costs and Fees Act*

The Governor in Council on the report and recommendation of the Minister of
 Justice dated September 5, 2002, and pursuant to Sections 2 and 21 of Chapter 104
 of the Revised Statutes of Nova Scotia, 1989, the *Costs and Fees Act*, is pleased to
 amend:

- (a) the regulations respecting fees and allowances for departments, officials or persons in respect of the services mentioned in the Schedule to Part I of Chapter 104 of the Revised Statutes of Nova Scotia, 1989, the *Costs and Fees Act*, made by Order in Council 90-558 dated May 8, 1990, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation;
- (b) the Schedule to Part I of the *Costs and Fees Act* under the heading "7. FEES TO BE TAKEN UNDER THE SUMMARY PROCEEDINGS ACT" by repealing the subheading "FOR A JUSTICE OF THE PEACE" and items (1) through (18) following that subheading and adding the following subheading and items immediately before the heading "8. CONSTABLES' FEES BEFORE JUSTICES OF THE PEACE UNDER THE COLLECTION ACT AND UNDER THE SUMMARY PROCEEDINGS ACT":
 - 7A. FEES TO BE TAKEN BY AN ADMINISTRATIVE JUSTICE OF THE PEACE
 - (1) For administering oath \$15.00
 - (2) For swearing information \$15.00
 - (3) For issuing summons \$15.00
 - (4) For issuing subpoena \$15.00
- (c) the Schedule to Part II of the *Costs and Fees Act* by repealing the heading "2. FEES OF JUSTICE OF THE PEACE" and items (1) through (12) following that heading.

Schedule "A"

Amendments to the Regulations Respecting Fees and Allowances made by the Governor in Council pursuant to Section 2 of Chapter 104 of the Revised Statutes of Nova Scotia, 1989, the *Costs and Fees Act*

Schedule "C" (Court Fees) to the regulations respecting fees and allowances for departments, officials or persons in respect of the services mentioned in the Schedule to Part I of the *Costs and Fees Act*, made by the Governor in Council by Order in Council 90-558 dated May 8, 1990, is amended by:

- (a) repealing item (1)(d) and substituting the following item:
 - (d) Issuing and filing all documents that commence a proceeding pursuant to the *Maintenance and Custody Act* \$33.00
- (b) repealing item (6) and substituting the following:
 - (6) Setting down or scheduling a matter for trial with a jury before the Supreme Court \$330.00
- (c) adding "other than a divorce action or any proceeding in the Supreme Court (Family Division)" in item (7) immediately after "Court";
- (d) striking out "100.00" in item (8)(a) and substituting "120.00";
- (e) striking out "200.00" in item (8)(b) and substituting "230.00";
- (f) adding "and an order from the Director of Residential Tenancies or the Residential Tenancies Board" in items (14)(a) and (b) immediately after "agreement";
- (g) repealing item (25) and substituting the following item:
 - (25) Where an applicant meets the financial eligibility criteria set out in item (26) and completes an application in Form 1, the clerk of the court shall waive the court filing fees in items (1), (2), (3), (5), (6), (7), (8), (15) except the \$10.00 Government of Canada fee for processing the registration of divorce forms, (16), (17) and (22) and the following shall be provided free of charge:
 - (a) a maximum of 25 photocopies,
 - (b) a maximum of 3 court file searches, and
 - (c) the administration of an oath for an affidavit relating to the deponent's court action.
- (h) repealing Form 1 and substituting Form 1 in the form attached.

**FORM 1
WAIVER OF FEES APPLICATION**

Please print in BLOCK LETTERS:

Last name: _____		Given names: _____	
Mailing address: _____ Apt # _____		Date of birth: _____	
City or town/province: _____ Postal code _____		(mm/dd/yr)	
Telephones: Home: _____ Work: _____ Msg: _____		Age: _____	
<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> Employed <input type="checkbox"/> Unemployed <input type="checkbox"/> Unable to work <input type="checkbox"/> Student/training	<input type="checkbox"/> Not married <input type="checkbox"/> Common law <input type="checkbox"/> Divorced	<input type="checkbox"/> Married <input type="checkbox"/> Separated <input type="checkbox"/> Widowed

I APPLY TO HAVE THE FOLLOWING COURT FILING FEES WAIVED:

HUSBAND OR WIFE (INCLUDING COMMON LAW) Name: _____ Address: _____ Telephone: _____	DEPENDENTS (SPOUSE, CHILD, OTHER PERSON SUPPORTED BY APPLICANT): Total __ Living with client __ Living apart __ <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:30%;">Name</th> <th style="width:30%;">Relationship</th> <th style="width:40%;">Birth date (mm/dd/yr)</th> </tr> </thead> <tbody> <tr><td>1. _____</td><td></td><td></td></tr> <tr><td>2. _____</td><td></td><td></td></tr> <tr><td>3. _____</td><td></td><td></td></tr> <tr><td>4. _____</td><td></td><td></td></tr> <tr><td>5. _____</td><td></td><td></td></tr> <tr><td>6. _____</td><td></td><td></td></tr> </tbody> </table>	Name	Relationship	Birth date (mm/dd/yr)	1. _____			2. _____			3. _____			4. _____			5. _____			6. _____		
Name	Relationship	Birth date (mm/dd/yr)																				
1. _____																						
2. _____																						
3. _____																						
4. _____																						
5. _____																						
6. _____																						
Do you receive social or other municipal assistance <input type="checkbox"/> Yes <input type="checkbox"/> No																						

Person who can verify financial information Name: _____ Address: _____ Telephone: _____

GROSS MONTHLY INCOME	
Salary (wages + tips)	_____
Unemployment ins.	_____
Social assistance	_____
Old age assistance	_____
Pension	_____
Spouse's income (Including common law)	_____
Maintenance received	_____
Specify other income	_____

Gross monthly income	_____
Less maintenance you pay per month	_____
Monthly income	=====

IMPORTANT:
This application will not be processed unless you attach one of the following:

- a copy of your pay stub
- a copy of your benefit stub
- a copy of your most recent Income Tax Return or Notice of Assessment
- a letter from a doctor, priest or other official stating that you have no income

Applicant declares: I state that the above information is true and complete. I consent to have this information investigated for verification and will notify court administration of any change. _____ Signature of the applicant _____ Date	<input type="checkbox"/> Approved <input type="checkbox"/> Denied By: _____ Date: _____
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N.S. Reg. 121/2002
Made: September 27, 2002
Filed: September 30, 2002
Proclamation, S. 13, S.N.S. 2002, c. 20

Order in Council 2002-443 made September 27, 2002
Proclamation made by the Governor in Council
pursuant to Section 13
of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated August 21, 2002, and pursuant to Section 13 of Chapter 20 of the Acts of 2002, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, and subsection (7) of Section 3 of Chapter 235 of the Revised Statutes of Nova Scotia, 1989, the *Interpretation Act*, is pleased to order and declare by proclamation that Sections 1, 2 and 5 to 11 of Chapter 20 of the Acts of 2002, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, come into force on and not before September 27, 2002.

PROVINCE OF NOVA SCOTIA Sgd: Myra A. Freeman

G/S ELIZABETH THE SECOND, by the Grace of God, of the United Kingdom, Canada and Her Other Realms and Territories, Queen, Head of the Commonwealth, Defender of the Faith.

TO ALL TO WHOM THESE PRESENTS SHALL COME, OR WHOM THE SAME MAY IN ANY WISE CONCERN,

GREETING:

A PROCLAMATION

WHEREAS in and by Section 13 of Chapter 20 of the Acts of 2002, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, it is enacted as follows:

13 This Act, except Section 12, comes into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Sections 1, 2 and 5 to 11 of Chapter 20 of the Acts of 2002, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, come into force on and not before September 27, 2002;

NOW KNOW YE THAT WE, by and with the advice of the Executive Council of Nova Scotia, do by this Our Proclamation order and declare that Sections 1, 2 and 5 to 11 of Chapter 20 of the Acts of 2002, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, come into force on and not before September 27, 2002, of which all persons concerned are to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these our Letters to be made Patent and the Great Seal of Nova Scotia to be hereunto affixed.

WITNESS, Our Trusty and Well Beloved Her Honour the Honourable Myra A. Freeman, Lieutenant Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 27th day of September, in the year of Our Lord two thousand and two and in the fifty-first year of Our Reign.

BY COMMAND:

Sgd: Michael G. Baker
Provincial Secretary
Minister of Justice and Attorney General

N.S. Reg. 122/2002

Made: September 27, 2002

Filed: September 30, 2002

Restricted Vehicles - Identification and Registration Regulations

Order in Council 2002-444 made September 27, 2002
Amendment to regulations approved by the Governor in Council
pursuant to Section 38 and made by the Governor in Council
pursuant subsection 302(1) of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated September 5, 2002, is pleased, effective on and after September 27, 2002, to:

- (a) pursuant to Section 38 of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, approve of amendments to the provisions respecting vehicle identification made by the Minister of Service Nova Scotia and Municipal Relations to the regulations respecting the identification and registration of restricted vehicles approved by Order in Council 90-945 dated July 31, 1990, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation; and
- (b) pursuant to subsection 302(1) of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, amend the provisions respecting registration fees and vehicle permits in the regulations respecting the identification and registration of restricted vehicles approved by Order in Council 90-945 dated July 31, 1990, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation.

In the matter of an amendment to the vehicle identification provisions in the regulations respecting the identification and registration of restricted vehicles made pursuant to Section 38 and subsection 302(1) of the *Motor Vehicle Act*

ORDER

I, Angus MacIsaac, Minister of Service Nova Scotia and Municipal Relations for the Province of Nova Scotia, pursuant to Section 38 of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act* (the "Act"), do hereby amend the regulations respecting the identification and registration of restricted vehicles with respect to vehicle identification in the manner set forth in Schedule "A".

This Order shall be effective on and after the making by the Governor in Council of an Order in Council making and approving the amendments to the regulations respecting the identification and registration of restricted vehicles as set forth in Schedule "A".

Dated and made at Halifax Regional Municipality, Province of Nova Scotia, September 5, 2002.

Sgd: *Angus MacIsaac*
Honourable Angus MacIsaac
Minister of Service Nova Scotia and
Municipal Relations

Schedule "A"

Amendments to the Regulations Respecting the Identification and Registration of Restricted Vehicles made by the Minister of Service Nova Scotia and Municipal Relations and the Governor in Council pursuant to Section 38 and subsection 302(1) of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*

- 1 Section 1 of the regulations respecting the identification and registration of restricted vehicles approved by the Governor in Council by Order in Council 90-945 dated July 31, 1990, is amended by
 - (a) striking out "and proof of the permanent registration" after "identification";
 - (a) striking out "or" after "municipality"; and
 - (b) adding "or a search and rescue vehicle referred to in clause 2(b)" after "department".
- 2 The regulations are further amended by repealing Section 2 and substituting the following Section:
 - 2 No fee is payable for the registration or for the issuance of a number plate for
 - (a) a fire emergency vehicle while owned by the Province of Nova Scotia, a city, town, municipality or volunteer fire department; or
 - (b) a search and rescue vehicle owned by a party to an agreement with the Emergency Measures Organization made pursuant to clause 8(h) of the *Emergency Measures Act*.
- 3 The regulations are further amended by striking out "valid only as authorized by the Province of Nova Scotia, a city, town, municipality or volunteer fire department named in the permit" in Section 3 and substituting "restricted".

N.S. Reg. 123/2002
Made: September 27, 2002
Filed: September 30, 2002
Documents and Services Fees

Order in Council 2002-445 made September 27, 2002
Amendment to regulations made by the Governor in Council
pursuant to subsection 302(1)
of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated September 5, 2002, and pursuant to subsection 302(1) of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to amend the regulations respecting documents and services fees made by the Governor in Council by Order in Council 2000-276 dated May 24, 2000, by striking out

“Issuance of a registration plate, including permit,
for a government-owned vehicle (Provincial/Municipal) \$25.00”

N.S. Reg. 124/2002
Made: September 27, 2002
Filed: September 30, 2002
Prorated Registration Fees for Inter-jurisdictional
Commercial Trucks Regulations

Order in Council 2002-446 made September 27, 2002
Amendment to regulations made by the Governor in Council
pursuant to subsection 302(1)
of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated September 5, 2002, and pursuant to subsection 302(1) of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to amend the *Prorated Registration Fees for Inter-jurisdictional Commercial Trucks Regulations* by striking out “37 000-38 000” in Section 4 and substituting “37 001-38 000”.

N.S. Reg. 125/2002
Made: September 27, 2002
Filed: September 30, 2002
Registration Fees for Commercial Vehicles Regulations

Order in Council 2002-447 made September 27, 2002
Amendment to regulations made by the Governor in Council
pursuant to subsection 302(1)
of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated September 5, 2002, and pursuant to subsection 302(1) of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to amend the regulations respecting commercial vehicle registration fees made by the Governor in Council by Order in Council 89-502 dated May 2, 1989, by striking out "37 000-38 000" in Section 4 and substituting "37 001-38 000".

N.S. Reg. 126/2002
Made: October 3, 2002
Filed: October 7, 2002
Insured Dental Services Tariff Regulations

Order in Council 2002-460 made October 3, 2002
Amendment to regulations made by the Governor in Council
pursuant to subsection 17(2) and the Minister of Health pursuant to Section 13
of the *Health Services and Insurance Act*

The Governor in Council on the report and recommendation of the Minister of Health dated August 28, 2002, and pursuant to subsection 17(2) of Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act*, is pleased to amend the *Insured Dental Services Tariff Regulations* made by the Minister of Health and the Governor in Council by Order in Council 2001-327 dated July 5, 2001, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after May 1, 2002.

In the matter of the *Insured Dental Services Tariff Regulations* made pursuant to Sections 13 and 17 of the *Health Services Insurance Act*

- and -

In the matter of a tariff of fees established by the Minister of Health pursuant to clause 13(1)(c) of the *Health Services and Insurance Act* with respect to insured dental services

ORDER

I, Jamie Muir, Minister of Health for the Province of Nova Scotia, pursuant to clause 13(1)(c) of Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act*, do hereby establish that the tariff to be paid in respect of the insured dental services referred to in Section 4 of the *Insured Dental Services Tariff Regulations* as amended by the amendments to the regulations set forth in Schedule "A" shall be the amount as set forth in Section 4 as amended in accordance with Schedule "A".

This Order shall be effective on and after the making by the Governor in Council of the amendments to the *Insured Dental Services Tariff Regulations* set forth in Schedule "A".

Dated and made at Halifax Regional Municipality, Province of Nova Scotia, August 28th, 2002.

Sgd. *Jamie Muir*
Honourable Jamie Muir
Minister of Health

Schedule "A"

Amendments to the *Insured Dental Services Tariff Regulations* made by the Minister of Health and the Governor in Council pursuant to Section 13 and subsection 17(2) of Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act*

Section 4 of the *Insured Dental Services Tariff Regulations* made by the Minister of Health and the Governor in Council by Order in Council 2001-327 dated July 5, 2001, is amended by

- (a) striking out “, whether full or partial,” in subsection (1); and
- (b) striking out “will not be paid for by the Province” in subsection (2) and substituting “shall be billed directly to the Province and will be paid for by the Province”.

N.S. Reg. 127/2002

Made: October 3, 2002

Filed: October 7, 2002

Declaration of Nunavut and Newfoundland
and Labrador for Reciprocal Enforcement

Order in Council 2002-462 made October 3, 2002
Regulations made by the Governor in Council
pursuant to subsection 89A(1)
of the *Labour Standards Code*

The Governor in Council on the report and recommendation of the Minister of Environment and Labour dated September 12, 2002, and pursuant to subsection 89A(1) of Chapter 246 of the Revised Statutes of Nova Scotia, 1989, the *Labour Standards Code*, is pleased to

- (a) declare the Province of Newfoundland and Labrador to be a reciprocating province for the purpose of enforcement of Orders under the *Labour Standards Code* and to designate the Director of Labour Standards for that province as the authority for that province for the purpose of Section 89A of the *Labour Standards Code*; and
- (b) declare the Territory of Nunavut to be a reciprocating province for the purpose of enforcement of Orders under the *Labour Standards Code* and to designate the Labour Standards Board for the Territory of Nunavut as the authority for that province for the purpose of Section 89A of the *Labour Standards Code*.