

## **The Office of the Superintendent of Insurance Bulletin**

August 2015

This bulletin is to notify you of changes made to the **Automobile Insurance Tort Recovery Limitation Regulations**.

By Order in Council (OIC 2015-251) made July 28, 2015, **effective August 1, 2015** Section 4 of the Automobile Insurance Tort Recovery Limitation Regulations, N.S. Reg 182/2003, **was repealed**. It read as follows:

### **Discount rate for calculating loss or damage from bodily injury or death**

- 4 (1) For the purpose of Section 113C, the discount rate for calculating loss or damage from bodily injury or death is 3.5%.
- (2) Effective January 1, 2005, the discount rate for each calendar year may be based on the difference between the rate set for Government of Canada bonds and the consumer price index for the previous 12 months.

While s 113C of the *Insurance Act* facilitates a regulation to set the discount rate, upon review, it was determined that the rationale for the discount rate set in insurance regulation was no longer relevant and that it should be repealed.

Reference may be made to Civil Procedure Rule 70.06 which provides for setting of discount rates.

Should you have any questions regarding this or any other matter relating to insurance in Nova Scotia, do not hesitate to contact the Office of the Superintendent of Insurance at 902-424-6331 or via email at [fininst@novascotia.ca](mailto:fininst@novascotia.ca)

William Ngu,  
Acting Superintendent of Insurance