

Royal Gazette

Part II Regulations under the Regulations Act

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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. 173/2006

Made: August 31, 2006

Filed: September 6, 2006

Employment Support and Income Assistance Regulations

Order in Council 2006-386 dated August 31, 2006
Amendment to regulations made by the Governor in Council
pursuant to Section 21 of the *Employment Support and Income Assistance Act*

The Governor in Council on the report and recommendation of the Minister of Community Services dated August 22, 2006, and pursuant to Section 21 of Chapter 27 of the Acts of 2000, the *Employment Support and Income Assistance Act*, is pleased to amend the *Employment Support and Income Assistance Regulations*, N.S. Reg. 25/2001, made by the Governor in Council by Order in Council 2001-138, dated March 23, 2001, to change how income tax refunds are treated as chargeable income and to increase and standardize the personal allowance and shelter allowances for income assistance recipients, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after October 1, 2006.

Schedule "A"

**Amendment to the
Employment Support and Income Assistance Regulations
made pursuant to Section 21 of Chapter 27 of the Acts of 2000,
the *Employment Support and Income Assistance Act***

- 1 Section 45 of the *Employment Support and Income Assistance Regulations*, N.S. Reg. 25/2001, made by the Governor in Council by Order in Council 2001-138 dated March 23, 2001, is amended by striking out " , and up to \$223 for those who board".
- 2 Section 51 of the regulations is repealed and the following Section substituted:
 - 51** Income from an income tax refund shall be included as chargeable income as follows:
 - (a) at the time a person applies for assistance, 100% of income from an income tax refund shall be included as chargeable income;
 - (b) at the time the amount of assistance to be paid is being determined, 70% of an income tax refund shall be included as chargeable income and the amount by which 70% of the income tax refund exceeds the expenses shall be considered as chargeable income in subsequent months.
- 3 The regulations are further amended by repealing the shelter allowance and personal allowance tables in Appendix "A" and substituting the following tables:

Shelter Allowance

Family Size	Rent/Own Home	Board
1	\$300	\$223
2	\$570	\$242
3	\$620	\$282

Personal Allowance

Adult	Dependent Child (under age 18)	Dependent Child (age 18 to 20 inclusive)
\$200 renting, own home, boarding	\$133	\$200

N.S. Reg. 174/2006

Made: August 31, 2006

Filed: September 6, 2006

Low Income Pharmacare for Children Regulations

Order in Council 2006-387 dated August 31, 2006

Regulations made by the Governor in Council

pursuant to subsection 17(3) of the *Health Services and Insurance Act*

The Governor in Council on the report and recommendation of the Minister of Health and the Minister of Community Services dated August 23, 2006, is pleased, effective on and after August 31, 2006, to

- (a) pursuant to subsection 17(3) of Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act*, make regulations respecting low income pharmacare for children in the form set forth in Schedule "A" attached to and forming part of the report and recommendation; and **[This paragraph only filed as N.S. Reg. 174/2006.]**
- (b) pursuant to Section 4 of Chapter 376 of the Revised Statutes of Nova Scotia, 1989, the *Public Service Act*, assign responsibility for the regulations respecting low income pharmacare for children to the Minister of Community Services.

Schedule "A"

**Regulations Respecting the Low Income Pharmacare Program for Children
made by the Governor in Council under subsection 17(3) of Chapter 197 of the
Revised Statutes of Nova Scotia, 1989, the
*Health Services and Insurance Act***

Citation

1 These regulations may be cited as the *Low Income Pharmacare for Children Regulations*.

Definitions

2 In these regulations

- (a) "Act" means the *Health Services and Insurance Act*;
- (b) "eligible individual" means a person who is eligible for the Nova Scotia Child Benefit and has the same meaning as in clause 2(e) of the *Nova Scotia Child Benefit Regulations*;
- (c) "[i]nsured prescriptions [prescription] drugs" means the drugs, appliances and services to which an eligible person is entitled to coverage for a qualified dependent [dependant] under the Program;

- (d) “Nova Scotia Child Benefit” means the benefit provided for in the *Nova Scotia Child Benefit Regulations*;
- (e) *Nova Scotia Child Benefit Regulations* means the *Nova Scotia Child Benefit Regulations* made under the *Income Tax Act*;
- (f) “Program” means the Low Income Pharmacare for Children Program;
- (g) “qualified dependant” means a qualified dependant as defined in clause 2(h) of the *Nova Scotia Child Benefit Regulations*.

Coverage

- 3 (1) On and after October 1, 2006, an eligible individual is entitled to coverage under the Program for insured prescription drugs for a qualified dependant under the *Insured Prescription Drug Plan Regulations* in accordance with these regulations.
- (2) Coverage under the Program is insurance of last resort and no amount will be paid under the *Insured Prescription Drug Plan Regulations* for insured prescription drugs supplied to any qualified dependant to whom or for whom a benefit in respect of those insured prescription drugs has been paid or would be payable if claimed under any contract or plan of insurance that applies to that qualified dependant or under any other Act of the Legislature or of the Parliament of Canada or under any statute or law of any jurisdiction either within or without Canada.
- (3) The eligible individual must pay a co-pay fee of \$5.00, or such other amount that is set by the Program, for an insured prescription drug directly to the participating pharmacy at the time of purchase.

Authorization for release of information

- 4 (1) To verify information obtained from an individual for the administration and enforcement of the Program, a person applying for coverage under the Program or, when requested, a person covered under the Program, must provide authorization for the release of information about their eligibility for the Nova Scotia Child Benefit, in a form acceptable to the administrator of the Program.
- (2) If a person refuses to provide the authorization required by subsection (1), the administrator of the Program must refuse their application for the Program or cancel their coverage under the Program.

Insured prescription drugs purchased before date of coverage

- 5 A person will not be reimbursed for insured prescription drugs purchased for a qualified dependant before the date upon which the eligible individual’s coverage for the qualified dependant under the Program commences.

N.S. Reg. 175/2006

Made: August 31, 2006

Filed: September 6, 2006

Proclamation, S. 63(1), S.N.S. 2006, c. 2

Order in Council 2006-388 dated August 31, 2006
Proclamation made by the Governor in Council
pursuant to subsection 63(1)
of the *Financial Measures (2006) Act*

The Governor in Council on the report and recommendation of the Minister of Environment and Labour dated August 3, 2006, pursuant to subsection (1) of Section 63 of Chapter 2 of the Acts of 2006, the *Financial Measures (2006) Act*, and subsection (7) of Section 3 of Chapter 235 the Revised Statutes of Nova Scotia, 1989, the *Interpretation Act*, is pleased to order and declare by proclamation that Section 3 of Chapter 2 of the Acts of 2006, the *Financial Measures (2006) Act*, do come into force on and not before August 31, 2006.

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 subsection (1) of Section 63 of Chapter 2 of the Acts of 2006, the *Financial Measures (2006) Act*, it is enacted as follows:

- 63 (1)** This Act, except Sections 2, 10, 11, 18, 19 and 21, subsection 25(2) and (3), Section 26, clauses 27(1)(a), (b) and (d) and Sections 52 and 53, comes into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Section 3 of Chapter 2 of the Acts of 2006, the *Financial Measures (2006) Act*, come into force on and not before August 31, 2006;

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 Section 3 of Chapter 2 of the Acts of 2006, the *Financial Measures (2006) Act*, come into force on and not before August 31, 2006, 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 31st day of August in the year of Our Lord two thousand and six and in the fifty-fifth year of Our Reign.

BY COMMAND:

sgd: Murray K. Scott
Provincial Secretary
Minister of Justice and Attorney General

N.S. Reg. 176/2006

Made: September 6, 2006

Filed: September 12, 2006

Prescribed Petroleum Products Prices

Order dated September 6, 2006
made by the Minister of Service Nova Scotia and Municipal Relations
pursuant to Section 14 of the *Petroleum Products Pricing Act* and
Sections 14 to 18 of the *Petroleum Products Pricing Regulations*

**In the Matter of Section 14 of Chapter 11 of the Acts of 2005
the *Petroleum Products Pricing Act***

- and -

**In the Matter of Sections 14 to 18 of the *Petroleum Products Pricing Regulations*
made by the Governor in Council
pursuant to Section 14 of the *Petroleum Products Pricing Act***

- and -

**In the Matter of an Order Prescribing Prices for Petroleum Products
made by the Minister of Service Nova Scotia and Municipal Relations
pursuant to Section 14 of the *Petroleum Products Pricing Act* and
Sections 14 to 18 of the *Petroleum Products Pricing Regulations***

Order

I, Jamie Muir, Minister of Service Nova Scotia and Municipal Relations for the Province of Nova Scotia, pursuant to Section 14 of Chapter 11 of the Acts of 2005, the *Petroleum Products Pricing Act*, and Sections 14 to 18 of the *Petroleum Products Pricing Regulations*, hereby

- (a) repeal the Order dated August 30, 2006, which prescribed prices for petroleum products in the Province effective on and after 12:01 a.m. on August 31, 2006; and
- (b) prescribe prices for petroleum products in the Province as set forth in the tables in Schedule "A".

This Order is effective on and after 12:01 a.m. on September 7, 2006.

Made at Halifax, in the Halifax Regional Municipality, Nova Scotia, on September 6, 2006.

Sgd.: *Jamie Muir*
Honourable Jamie Muir
Minister of Service Nova Scotia and Municipal Relations

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 September 7, 2006**

Table 1: Benchmark Prices for Regulated Petroleum Products (cents/litre)	
Regular unleaded gasoline	47.9
Mid-grade unleaded gasoline	50.9
Premium unleaded gasoline	53.9
Ultra low sulfur diesel oil	58.3

Table 2: Wholesale Margins, Fixed Wholesale Prices, Retail Mark-ups and Retail Prices for Regulated Petroleum Products (cents/litre)										
	Wholesale Margin (excludes GST)	Fixed Wholesale Price (excludes GST)	Retail Mark-up				Retail Price (includes all taxes)			
			Self-Service		Full-Service		Self-Service		Full-Service	
			Min	Max	Min	Max	Min	Max	Min	Max
Zone 1	6.3	79.7	4.0	5.5	4.0	7.5	95.4	97.1	95.4	99.4
Regular Unleaded	9.3	82.7	4.0	5.5	4.0	7.5	98.8	100.5	98.8	102.8
Mid-Grade Unleaded	12.3	85.7	4.0	5.5	4.0	7.5	102.3	104.0	102.3	106.2
Premium Unleaded	6.3	84	4.0	5.5	4.0	7.5	100.3	102.0	100.3	104.3
Ultra Low-Sulfur Diesel	6.3	79.7	4.0	5.5	4.0	7.5	95.4	97.1	95.4	99.4
Zone 2										
Regular Unleaded	6.7	80.1	4.0	5.5	4.0	7.5	95.9	97.6	95.9	99.9
Mid-Grade Unleaded	9.7	83.1	4.0	5.5	4.0	7.5	99.3	101.0	99.3	103.3
Premium Unleaded	12.7	86.1	4.0	5.5	4.0	7.5	102.7	104.4	102.7	106.7
Ultra Low-Sulfur Diesel	6.7	84.4	4.0	5.5	4.0	7.5	100.8	102.5	100.8	104.8
Zone 3										
Regular Unleaded	7.2	80.6	4.0	5.5	4.0	7.5	96.4	98.2	96.4	100.4
Mid-Grade Unleaded	10.2	83.6	4.0	5.5	4.0	7.5	99.9	101.6	99.9	103.9
Premium Unleaded	13.2	86.6	4.0	5.5	4.0	7.5	103.3	105.0	103.3	107.3
Ultra Low-Sulfur Diesel	7.2	84.9	4.0	5.5	4.0	7.5	101.3	103.1	101.3	105.3

Zone 4										
Regular Unleaded	7.2	80.6	4.0	5.5	4.0	7.5	96.4	98.2	96.4	100.4
Mid-Grade Unleaded	10.2	83.6	4.0	5.5	4.0	7.5	99.9	101.6	99.9	103.9
Premium Unleaded	13.2	86.6	4.0	5.5	4.0	7.5	103.3	105.0	103.3	107.3
Ultra Low-Sulfur Diesel	7.2	84.9	4.0	5.5	4.0	7.5	101.3	103.1	101.3	105.3
Zone 5										
Regular Unleaded	7.2	80.6	4.0	5.5	4.0	7.5	96.4	98.2	96.4	100.4
Mid-Grade Unleaded	10.2	83.6	4.0	5.5	4.0	7.5	99.9	101.6	99.9	103.9
Premium Unleaded	13.2	86.6	4.0	5.5	4.0	7.5	103.3	105.0	103.3	107.3
Ultra Low-Sulfur Diesel	7.2	84.9	4.0	5.5	4.0	7.5	101.3	103.1	101.3	105.3
Zone 6										
Regular Unleaded	8.0	81.4	4.0	5.5	4.0	7.5	97.4	99.1	97.4	101.3
Mid-Grade Unleaded	11.0	84.4	4.0	5.5	4.0	7.5	100.8	102.5	100.8	104.8
Premium Unleaded	14.0	87.4	4.0	5.5	4.0	7.5	104.2	105.9	104.2	108.2
Ultra Low-Sulfur Diesel	8.0	85.7	4.0	5.5	4.0	7.5	102.3	104.0	102.3	106.2

N.S. Reg. 177/2006

Made: September 7, 2006

Filed: September 12, 2006

Designation of Eligible Bodies Regulations

Order in Council 2006-392 dated September 7, 2006
Amendment to regulations made by the Governor in Council
pursuant to Section 16 of the *Conservation Easements Act*

The Governor in Council on the report and recommendation of the Minister of Natural Resources dated August 6, 2006, and pursuant to Section 16 of Chapter 28 of the Acts of 2001, the *Conservation Easements Act*, is pleased, effective on and after September 7, 2006, to amend Schedule "A" to the *Designation of Eligible Bodies Regulations*, N.S. Reg. 12/2002, made by the Governor in Council by Order in Council 2002-32 dated February 1, 2002, by adding "Ecology Action Centre" immediately before "Nova Scotia Nature Trust" in the list of designated bodies.

N.S. Reg. 178/2006

Made: September 7, 2006

Filed: September 12, 2006

Appointment of the Honourable Mayann E. Francis as
Lieutenant Governor for the Province of Nova Scotia

*Royal Gazette Extraordinary***PUBLISHED BY AUTHORITY**

HALIFAX, NOVA SCOTIA, THURSDAY, SEPTEMBER 7, 2006

Province House,

Thursday, September 7, 2006

Her Excellency the Governor General having been pleased to appoint the Honourable Mayann E. Francis to be the Lieutenant Governor in and over the Province of Nova Scotia, by Commission dated the twenty-sixth day of July, 2006, Her Honour the Lieutenant Governor came to the Red Chamber, Province House, in the Halifax Regional Municipality, where the Commission was delivered to her and the same having been read and published in the presence of the Chief Justice of Nova Scotia, and other members of the judiciary of the said Province and of the Premier and Members of the Executive Council of the said Province and of others, the prescribed oaths were administered by the Chief Justice of Nova Scotia. The Great Seal of the Province having been delivered to Her Honour the Lieutenant Governor, Her Honour was pleased to return the same to the Minister of Justice, for safekeeping. Her Honour was then pleased to issue the following Proclamation:

PROVINCE OF
NOVA SCOTIA

BY HER HONOUR

THE HONOURABLE MAYANN E. FRANCIS

*Lieutenant Governor of the Province of Nova Scotia*TO ALL TO WHOM THESE PRESENTS SHALL COME,
OR WHOM THE SAME MAY IN ANY WISE CONCERN,

GREETING:

A P R O C L A M A T I O N

WHEREAS Her Excellency the Governor General in Council by Commission under the Great Seal of Canada, bearing date the twenty-sixth day of July, in the year of Our Lord two thousand and six in the fifty-fifth year of Her Majesty's reign, has been pleased to appoint me to be Lieutenant Governor in and over the Province of Nova Scotia during the will and pleasure of the Governor General of Canada;

NOW KNOW YE that I have thought fit to publish and make known, and do hereby publish and make known that I have this day made and subscribed the Oaths of Allegiance and Office, and assumed the duties of

my office as such Lieutenant Governor, under and in accordance with the Governor General's Commission and Instructions, and the Statutes and Laws in that behalf, and I do hereby require and command that each and every person holding any office, place, employment or function under Her Majesty in this Province do continue in the execution thereof, of which all Her Majesty's subjects in this Province and all others whom it may concern are to take notice and govern themselves accordingly.

GIVEN under my Hand and Seal at Arms
at the Halifax Regional Municipality, in the
Province of Nova Scotia, this 7th day of September
in the year of Our Lord two thousand and six and in the
fifty-fifth year of Her Majesty's Reign.

(Signed) MAYANN E. FRANCIS
Lieutenant Governor

N.S. Reg. 179/2006

Made: September 13, 2006

Filed: September 19, 2006

Prescribed Petroleum Products Prices

Order dated September 13, 2006
made by the Minister of Service Nova Scotia and Municipal Relations
pursuant to Section 14 of the *Petroleum Products Pricing Act* and
Sections 14 to 18 of the *Petroleum Products Pricing Regulations*

**In the Matter of Section 14 of Chapter 11 of the Acts of 2005
the *Petroleum Products Pricing Act***

- and -

**In the Matter of Sections 14 to 18 of the *Petroleum Products Pricing Regulations*
made by the Governor in Council
pursuant to Section 14 of the *Petroleum Products Pricing Act***

- and -

**In the Matter of an Order Prescribing Prices for Petroleum Products
made by the Minister of Service Nova Scotia and Municipal Relations
pursuant to Section 14 of the *Petroleum Products Pricing Act* and
Sections 14 to 18 of the *Petroleum Products Pricing Regulations***

Order

I, Jamie Muir, Minister of Service Nova Scotia and Municipal Relations for the Province of Nova Scotia, pursuant to Section 14 of Chapter 11 of the Acts of 2005, the *Petroleum Products Pricing Act*, and Sections 14 to 18 of the *Petroleum Products Pricing Regulations*, hereby

- (a) repeal the Order dated September 6, 2006, which prescribed prices for petroleum products in the Province effective on and after 12:01 a.m. on September 7, 2006; and
- (b) prescribe prices for petroleum products in the Province as set forth in the tables in Schedule "A".

This Order is effective on and after 12:01 a.m. on September 14, 2006.

Made at Halifax, in the Halifax Regional Municipality, Nova Scotia, on September 13, 2006.

Sgd.: *Jamie Muir*
Honourable Jamie Muir
Minister of Service Nova Scotia and Municipal Relations

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 September 14, 2006**

Table 1: Benchmark Prices for Regulated Petroleum Products (cents/litre)	
Regular unleaded gasoline	47.9
Mid-grade unleaded gasoline	50.9
Premium unleaded gasoline	53.9
Ultra low sulfur diesel oil	51.6

Table 2: Wholesale Margins, Fixed Wholesale Prices, Retail Mark-ups and Retail Prices for Regulated Petroleum Products (cents/litre)										
			Retail Mark-up				Retail Price (includes all taxes)			
			Self-Service		Full-Service		Self-Service		Full-Service	
	Wholesale Margin (excludes GST)	Fixed Wholesale Price (excludes GST)	Min	Max	Min	Max	Min	Max	Min	Max
Zone 1										
Regular Unleaded	6.3	79.7	4.0	5.5	4.0	7.5	95.4	97.1	95.4	99.4
Mid-Grade Unleaded	9.3	82.7	4.0	5.5	4.0	7.5	98.8	100.5	98.8	102.8
Premium Unleaded	12.3	85.7	4.0	5.5	4.0	7.5	102.3	104.0	102.3	106.2
Ultra Low-Sulfur Diesel	6.3	77.3	4.0	5.5	4.0	7.5	92.7	94.4	92.7	96.7
Zone 2										
Regular Unleaded	6.7	80.1	4.0	5.5	4.0	7.5	95.9	97.6	95.9	99.9
Mid-Grade Unleaded	9.7	83.1	4.0	5.5	4.0	7.5	99.3	101.0	99.3	103.3
Premium Unleaded	12.7	86.1	4.0	5.5	4.0	7.5	102.7	104.4	102.7	106.7
Ultra Low-Sulfur Diesel	6.7	77.7	4.0	5.5	4.0	7.5	93.1	94.8	93.1	97.1

Zone 3										
Regular Unleaded	7.2	80.6	4.0	5.5	4.0	7.5	96.4	98.2	96.4	100.4
Mid-Grade Unleaded	10.2	83.6	4.0	5.5	4.0	7.5	99.9	101.6	99.9	103.9
Premium Unleaded	13.2	86.6	4.0	5.5	4.0	7.5	103.3	105.0	103.3	107.3
Ultra Low-Sulfur Diesel	7.2	78.2	4.0	5.5	4.0	7.5	93.7	95.4	93.7	97.7
Zone 4										
Regular Unleaded	7.2	80.6	4.0	5.5	4.0	7.5	96.4	98.2	96.4	100.4
Mid-Grade Unleaded	10.2	83.6	4.0	5.5	4.0	7.5	99.9	101.6	99.9	103.9
Premium Unleaded	13.2	86.6	4.0	5.5	4.0	7.5	103.3	105.0	103.3	107.3
Ultra Low-Sulfur Diesel	7.2	78.2	4.0	5.5	4.0	7.5	93.7	95.4	93.7	97.7
Zone 5										
Regular Unleaded	7.2	80.6	4.0	5.5	4.0	7.5	96.4	98.2	96.4	100.4
Mid-Grade Unleaded	10.2	83.6	4.0	5.5	4.0	7.5	99.9	101.6	99.9	103.9
Premium Unleaded	13.2	86.6	4.0	5.5	4.0	7.5	103.3	105.0	103.3	107.3
Ultra Low-Sulfur Diesel	7.2	78.2	4.0	5.5	4.0	7.5	93.7	95.4	93.7	97.7
Zone 6										
Regular Unleaded	8.0	81.4	4.0	5.5	4.0	7.5	97.4	99.1	97.4	101.3
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Premium Unleaded	14.0	87.4	4.0	5.5	4.0	7.5	104.2	105.9	104.2	108.2
Ultra Low-Sulfur Diesel	8.0	79.0	4.0	5.5	4.0	7.5	94.6	96.3	94.6	98.6