

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. 24/2014

Made: February 7, 2014

Filed: February 12, 2014

Summary Offence Tickets Regulations

Order dated February 7, 2014

Amendment to regulations made by the Attorney General and Minister of Justice
pursuant to Section 8 of the *Summary Proceedings Act***Order****Made under Section 8 of Chapter 450
of the Revised Statutes of Nova Scotia, 1989,
the *Summary Proceedings Act***

I, Lena Metlege Diab, Attorney General and Minister of Justice for the Province of Nova Scotia, pursuant to Section 8 of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*, hereby

- (a) amend Schedule 4A to the *Summary Offence Tickets Regulations*, N.S. Reg. 281/2011, made by order of the Attorney General and Minister of Justice dated October 4, 2011, to designate certain offences under the *Segway Pilot Project Regulations* made under the *Motor Vehicle Act* as summary offence ticket offences, in the manner set forth in the attached Schedule “A”; and
- (b) order and direct that the penalty to be entered on a summons in respect of an offence set out in amendments to the schedules to the *Summary Offence Tickets Regulations*, N.S. Reg. 281/2011, as set forth in the attached Schedule “A”, is the out-of-court settlement amount indicated by category letter in the out-of-court settlement column set out opposite the description for the offence, and includes the charge provided for in, and in accordance with, Sections 8 and 9 of the Act.

This Order is effective on and after the date it is made.

Dated and made February 7, 2014, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

Per: sgd. *Lena M. Diab*
Honourable Lena Metlege Diab,
Attorney General and Minister of Justice

Schedule “A”**Amendment to the *Summary Offence Tickets Regulations*
made by the Attorney General and Minister of Justice pursuant to
Section 8 of Chapter 450 of the Revised Statutes of Nova Scotia, 1989,
the *Summary Proceedings Act***

Schedule 4A to the *Summary Offence Tickets Regulations*, N.S. Reg. 281/2011, made by order of the Attorney General and Minister of Justice dated October 4, 2011, is amended by adding the following heading and items immediately after item 3 under the heading “Securing of Loads on Vehicles Regulations”:

Segway Pilot Project Regulations

1	Riding Segway other than authorized Segway on highway	4	D
2	Participant failing to comply with terms of permit	9(4)	B
3	Participant failing to give rider notice of terms and conditions of permit	9(5)	B
4	Participant failing to display identification sticker	11(2)	B
5	Participant failing to keep records about rider	12	B
6	Participant failing to report as required	13	B
7	Riding Segway on roadway with sidewalk available	14(1)	A
8	Rider failing to ride Segway in bicycle lane	14(2)(a)	A
9	Rider failing to ride Segway to the far right side of roadway	14(2)(b)	A
10	Riding Segway on prohibited highway (specify)	15(1)	A
11	Riding Segway on highway that is not part of route	15(2)	A
12	Participant allowing person to ride on highway that is not part of route	15(3)	B
13	Participant allowing person to ride Segway without training	16	B
14	Participant allowing underage person to ride Segway	17	B
15	Rider failing to wear helmet	18(1)	A
16	Parent or guardian (specify) authorizing or permitting (specify) person under 16 to ride Segway without helmet	18(2)	A
17	Riding Segway with other person on or attached to Segway	19	A
18	Rider failing to stand while Segway in motion	20	A
19	Riding Segway at speed exceeding 20 km/h	21	A
20	Using Segway to tow another person, vehicle or device (specify)	22	A
21	Failing to ride Segway in single file	23	A
22	Failing to yield right-of-way to pedestrian	24	A
23	Failing to use bell or horn as required	25	A
24	Operating hand-held cellular telephone or engaging in text messaging (specify) while riding Segway	26	A
25	Making left turn other than as permitted	27(1)	A
26	Failing to stop when required by peace officer	28(1)	A
27	Failing to provide personal identification to peace officer	28(1)	A
28	Participant failing to provide permit or rider information (specify) to peace officer	28(2)	B
29	Participant failing to report accident	29(1)	B
30	Participant failing to equip Segway with working bell or horn	31	B
31	Participant failing to equip Segway with lighting equipment as required (specify)	32	B
32	Participant failing to ensure Segway not modified other than as permitted	33(1)	B
33	Participant allowing person to ride modified Segway	33(3)	B

N.S. Reg. 25/2014

Made: February 13, 2014

Filed: February 14, 2014

Prescribed Petroleum Products Prices

Order dated February 13, 2014
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

NSUARB-GAS-W-14-8

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:** Roland A. Deveau, Q.C., Vice-Chair**Order**

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 prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

And whereas the Board revised the retail margin and transportation allowance effective January 6, 2012, in its decision, 2011 NSUARB 181, issued on November 23, 2011;

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 average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended February 12, 2014, are:

Grade 1 Regular gasoline	80.8¢ per litre
Ultra-low-sulfur diesel oil	90.2¢ per litre

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

Gasoline:	
Grade 1	80.8¢ per litre
Grade 2	83.8¢ per litre
Grade 3	86.8¢ per litre
Ultra-low-sulfur diesel oil	90.2¢ 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 0.7¢ per litre
Ultra-low-sulfur diesel oil:	minus 0.4¢ per litre

And whereas a winter blending adjustment of plus 5.3¢ 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., February 14, 2014.

Dated at Halifax, Nova Scotia, this 13th day of February, 2014.

Sgd: Elaine Wagner
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 February 14, 2014**

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	88.7	10.0	15.5	114.2	136.8	138.9	136.8	999.9
Mid-Grade Unleaded	91.7	10.0	15.5	117.2	140.3	142.4	140.3	999.9
Premium Unleaded	94.7	10.0	15.5	120.2	143.8	145.8	143.8	999.9
Ultra-Low-Sulfur Diesel	102.2	4.0	15.4	121.6	145.4	147.4	145.4	999.9
Zone 2								
Regular Unleaded	89.2	10.0	15.5	114.7	137.4	139.5	137.4	999.9
Mid-Grade Unleaded	92.2	10.0	15.5	117.7	140.9	142.9	140.9	999.9
Premium Unleaded	95.2	10.0	15.5	120.7	144.3	146.4	144.3	999.9
Ultra-Low-Sulfur Diesel	102.7	4.0	15.4	122.1	145.9	148.0	145.9	999.9
Zone 3								
Regular Unleaded	89.6	10.0	15.5	115.1	137.9	140.0	137.9	999.9
Mid-Grade Unleaded	92.6	10.0	15.5	118.1	141.3	143.4	141.3	999.9
Premium Unleaded	95.6	10.0	15.5	121.1	144.8	146.9	144.8	999.9
Ultra-Low-Sulfur Diesel	103.1	4.0	15.4	122.5	146.4	148.5	146.4	999.9
Zone 4								
Regular Unleaded	89.7	10.0	15.5	115.2	138.0	140.1	138.0	999.9
Mid-Grade Unleaded	92.7	10.0	15.5	118.2	141.4	143.5	141.4	999.9
Premium Unleaded	95.7	10.0	15.5	121.2	144.9	147.0	144.9	999.9
Ultra-Low-Sulfur Diesel	103.2	4.0	15.4	122.6	146.5	148.6	146.5	999.9
Zone 5								
Regular Unleaded	89.7	10.0	15.5	115.2	138.0	140.1	138.0	999.9
Mid-Grade Unleaded	92.7	10.0	15.5	118.2	141.4	143.5	141.4	999.9
Premium Unleaded	95.7	10.0	15.5	121.2	144.9	147.0	144.9	999.9
Ultra-Low-Sulfur Diesel	103.2	4.0	15.4	122.6	146.5	148.6	146.5	999.9
Zone 6								
Regular Unleaded	90.4	10.0	15.5	115.9	138.8	140.9	138.8	999.9
Mid-Grade Unleaded	93.4	10.0	15.5	118.9	142.3	144.3	142.3	999.9
Premium Unleaded	96.4	10.0	15.5	121.9	145.7	147.8	145.7	999.9
Ultra-Low-Sulfur Diesel	103.9	4.0	15.4	123.3	147.3	149.4	147.3	999.9

N.S. Reg. 26/2014

Made: February 13, 2014

Filed: February 14, 2014

Fish Harvester Organizations Support Regulations

Order dated February 13, 2014

Amendment to regulations made by the Minister of Fisheries and Aquaculture pursuant to Section 19 of the *Fish Harvester Organizations Support Act***In the matter of Section 19 of Chapter 36 of the Acts of 2011,
the *Fish Harvester Organizations Support Act***

– and –

**In the matter of an amendment to the *Fish Harvester Organizations Support Regulations*
made by the Minister of Fisheries and Aquaculture pursuant to
Section 19 of the *Fish Harvester Organizations Support Act*****Order**

I, Keith Colwell, Minister of Fisheries and Aquaculture for the Province of Nova Scotia, pursuant to Section 19 of Chapter 36 of the Acts of 2011, the *Fish Harvester Organizations Support Act*, hereby amend the *Fish Harvester Organizations Support Regulations*, N.S. Reg. 187/2013, made by order of the Minister of Fisheries and Aquaculture dated February 27, 2013, to correct a typographical error, in the manner set forth in the attached Schedule “A”.

This order is effective on and after the date of this order.

Dated and made Feb. 13, 2014, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

Per: *sgd. Keith Colwell*
Honourable Keith Colwell
Minister of Fisheries and Aquaculture

Schedule “A”**Amendment to the *Fish Harvester Organizations Support Regulations*
made by the Minister of Fisheries and Aquaculture under Section 19 of
Chapter 36 of the Acts of 2011, the *Fish Harvester Organizations Support Act***

Clause 12(f) of the *Fish Harvester Organizations Support Regulations*, N.S. Reg. 187/2013, made by order of the Minister of Fisheries and Aquaculture dated February 27, 2013, is amended by striking out “subsection (3)” and substituting “Section 13”.

N.S. Reg. 27/2014

Made: February 18, 2014

Filed: February 18, 2014

Farm Registration Regulations

Order in Council 2014-48 dated February 18, 2014
Amendment to regulations made by the Governor in Council
pursuant to Section 12 of the *Farm Registration Act*

The Governor in Council on the report and recommendation of the Minister of Agriculture dated February 3, 2014, and pursuant to Section 12 of Chapter 3 of the Acts of 1994-95, the *Farm Registration Act*, and 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*, is pleased to amend the *Farm Registration Regulations*, N.S. Reg. 138/95, made by the Governor in Council by Order in Council 95-628 dated August 22, 1995, to increase the amounts of the annual registration fee, and to add a section prescribing the information to be collected, on an annual basis, through the registration process, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after February 18, 2014.

Schedule "A"

**Amendment to the *Farm Registration Regulations*
made by the Governor in Council under Section 12
of Chapter 3 of the Revised Statutes of Nova Scotia, 1989,
the *Farm Registration Act***

Section 1 of the *Farm Registration Regulations*, N.S. Reg. 138/95, made by the Governor in Council by Order in Council 95-628 dated August 22, 1995, is amended by repealing subsections (2) and (3) and substituting the following subsections:

- (2) A farm business or farm operation that reports agricultural income or expenses to Revenue Canada may register by submitting all of the following to the Registrar of Farms not later than March 31 annually:
- (a) a completed farm business registration form, as prescribed by the Registrar, that includes any information the Registrar requires for the purposes of the Act, including at least the following information for the farm:
 - (i) full name of each owner,
 - (ii) contact information for the farm, including name, civic and mailing address, social insurance number (for sole proprietorship),
 - (iii) gross farm income,
 - (iv) gross income percentage by commodity,
 - (v) production units,
 - (vi) whether or not the registrant wants to become a member of the Nova Scotia Federation of Agriculture;
 - (b) the applicable fee in subsection (3).

- (3) Annual fees for registration are determined by the size of the farm business and are as follows:

Gross Farm Receipts	Annual Fee
under \$10,000	\$100.00
\$10,000 to \$24,999	\$165.00
\$25,000 to \$49,999	\$275.00
\$50,000 to \$99,999	\$375.00
\$100,000 to \$249,999	\$500.00
\$250,000 to \$499,999	\$620.00
\$500,000 to \$999,999	\$725.00
\$1,000,000 to \$1,999,999	\$825.00
\$2,000,000 or more	\$1,025.00

N.S. Reg. 28/2014

Made: February 19, 2014

Filed: February 20, 2014

Ministerial Education Act Regulations

Order dated February 19, 2014

Amendment to regulations made by the Minister of Education and Early Childhood Development pursuant to Section 145 of the *Education Act*

**In the matter of Section 145 of Chapter 1 of the Acts of 1995-96,
the *Education Act***

- and -

**In the matter of an amendment to the *Ministerial Education Act Regulations*
made by the Minister of Education and Early Childhood Development
pursuant to Section 145 of the *Education Act***

Order

I, Karen Casey, Minister of Education and Early Childhood Development for the Province of Nova Scotia, pursuant to Section 145 of Chapter 1 of the Acts of 1995-96, the *Education Act*, hereby amend the *Ministerial Education Act Regulations*, N.S. Reg. 80/97, made by the Minister of Education by order dated June 24, 1997, in the manner set forth in the attached Schedule "A".

This order is effective on and after the date it is made.

Dated and made at Halifax, Nova Scotia, February 19, 2014.

Per: sgd. *Karen Casey*
Honourable Karen Casey,
Minister of Education and Early Childhood Development

Schedule "A"

**Amendment to the Ministerial Education Act Regulations
made by the Minister of Education and Early Childhood Development
pursuant to Section 145 of Chapter 1 of the Acts of 1995-96,
the Education Act**

Subsection 15(2) of the *Ministerial Education Act Regulations*, N.S. Reg. 80/97, made by the Minister of Education by order dated June 24, 1997, is amended by

- (a) striking out the period at the end of clause (b) and substituting a semicolon; and
- (b) adding the following clause immediately after clause (b):
 - (c) more than one public school that will be permanently closed and replaced by a public school provided by the Province, but this exception applies only if
 - (i) the school board provided a business case for replacement of the public schools in fiscal year 2013–2014, and
 - (ii) the construction of the replacement school was publicly announced by the Province during the fiscal year 2013–2014.

N.S. Reg. 29/2014

Made: January 23, 2014

Approved: February 11, 2014

Filed: February 21, 2014

Milk Pricing Regulations

Order dated February 11, 2014
Amendment to regulations made by the Dairy Farmers of Nova Scotia
and approved by the Natural Products Marketing Council
pursuant to clauses 14(1)(c) and 15(1)(g) of the *Dairy Industry Act*

Amendment to the Milk Pricing Regulations

I certify that the Dairy Farmers of Nova Scotia, pursuant to clause 14(1)(c) of Chapter 24 of the Acts of 2000, the *Dairy Industry Act*, as delegated by clause 2(1)(b) of the *Delegation of Powers to Dairy Farmers of Nova Scotia Regulations*, N.S. Reg. 136/2001, and pursuant to clause 15(1)(g) of the *Dairy Industry Act*, at a conference call held on January 23, 2014, voted to amend the *Milk Pricing Regulations*, N.S. Reg. 84/2008, made by the Dairy Farmers of Nova Scotia on September 21, 2007, and approved by the Natural Products Marketing Council on February 12, 2008, to amend subsection 9(1) in the manner set out in Schedule "A", effective on and after March 1, 2014.

Signed at Truro, in the County of Colchester, Nova Scotia on February 13, 2014.

Dairy Farmers of Nova Scotia

Per: sgd. *Esben Arnfast*

Esben Arnfast

Finance and Systems Administrator

Approved by the Natural Products Marketing Council at Truro, Nova Scotia on February 11, 2014.

Natural Products Marketing Council

Per: sgd. *E. A. Crouse*

Elizabeth A. Crouse, P.Ag.

General Manager

Schedule "A"

**Amendment to the *Milk Pricing Regulations*
made by the Dairy Farmers of Nova Scotia under clauses 14(1)(c)
and 15(1)(g) of Chapter 24 of the Acts of 2000, the *Dairy Industry Act***

Subsection 9(1) of the *Milk Pricing Regulations*, N.S. Reg. 84/2008, made by the Dairy Farmers of Nova Scotia on September 21, 2007, and approved by the Natural Products Marketing Council on February 12, 2008, is amended by striking out "\$0.12" and substituting "\$0.14".

N.S. Reg. 30/2014

Made: February 20, 2014

Filed: February 21, 2014

Prescribed Petroleum Products Prices

Order dated February 20, 2014
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

NSUARB-GAS-W-14-09

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: Murray E. Doehler, CA, P. Eng., Member

Order

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 prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

And whereas the Board revised the retail margin and transportation allowance effective January 6, 2012, in its decision, 2011 NSUARB 181, issued on November 23, 2011;

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 average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended February 19, 2014, are:

Grade 1 Regular gasoline	83.1¢ per litre
Ultra-low-sulfur diesel oil	90.5¢ per litre

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

Gasoline:	
Grade 1	83.1¢ per litre
Grade 2	86.1¢ per litre
Grade 3	89.1¢ per litre
Ultra-low-sulfur diesel oil	90.5¢ 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 0.9¢ per litre
Ultra-low-sulfur diesel oil:	plus 0.3¢ per litre

And whereas a winter blending adjustment of plus 4.8¢ 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., February 21, 2014.

Dated at Halifax, Nova Scotia, this 20th day of February, 2014.

Sgd: *Elaine Wagner*
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 February 21, 2014**

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	91.1	10.0	15.5	116.6	139.6	141.7	139.6	999.9
Mid-Grade Unleaded	94.1	10.0	15.5	119.6	143.1	145.1	143.1	999.9
Premium Unleaded	97.1	10.0	15.5	122.6	146.5	148.6	146.5	999.9
Ultra-Low-Sulfur Diesel	102.8	4.0	15.4	122.2	146.0	148.1	146.0	999.9
Zone 2								
Regular Unleaded	91.6	10.0	15.5	117.1	140.2	142.3	140.2	999.9
Mid-Grade Unleaded	94.6	10.0	15.5	120.1	143.6	145.7	143.6	999.9
Premium Unleaded	97.6	10.0	15.5	123.1	147.1	149.2	147.1	999.9
Ultra-Low-Sulfur Diesel	103.3	4.0	15.4	122.7	146.6	148.7	146.6	999.9
Zone 3								
Regular Unleaded	92.0	10.0	15.5	117.5	140.6	142.7	140.6	999.9
Mid-Grade Unleaded	95.0	10.0	15.5	120.5	144.1	146.2	144.1	999.9
Premium Unleaded	98.0	10.0	15.5	123.5	147.5	149.6	147.5	999.9
Ultra-Low-Sulfur Diesel	103.7	4.0	15.4	123.1	147.1	149.2	147.1	999.9
Zone 4								
Regular Unleaded	92.1	10.0	15.5	117.6	140.8	142.8	140.8	999.9
Mid-Grade Unleaded	95.1	10.0	15.5	120.6	144.2	146.3	144.2	999.9
Premium Unleaded	98.1	10.0	15.5	123.6	147.7	149.7	147.7	999.9
Ultra-Low-Sulfur Diesel	103.8	4.0	15.4	123.2	147.2	149.3	147.2	999.9
Zone 5								
Regular Unleaded	92.1	10.0	15.5	117.6	140.8	142.8	140.8	999.9
Mid-Grade Unleaded	95.1	10.0	15.5	120.6	144.2	146.3	144.2	999.9
Premium Unleaded	98.1	10.0	15.5	123.6	147.7	149.7	147.7	999.9
Ultra-Low-Sulfur Diesel	103.8	4.0	15.4	123.2	147.2	149.3	147.2	999.9
Zone 6								
Regular Unleaded	92.8	10.0	15.5	118.3	141.6	143.6	141.6	999.9
Mid-Grade Unleaded	95.8	10.0	15.5	121.3	145.0	147.1	145.0	999.9
Premium Unleaded	98.8	10.0	15.5	124.3	148.5	150.5	148.5	999.9
Ultra-Low-Sulfur Diesel	104.5	4.0	15.4	123.9	148.0	150.1	148.0	999.9

N.S. Reg. 31/2014

Made: February 25, 2014

Filed: February 25, 2014

Governor in Council Education Act Regulations

Order in Council 2014-53 dated February 25, 2014
Amendment to regulations made by the Governor in Council
pursuant to Section 146 of the *Education Act*

The Governor in Council on the report and recommendation of the Minister of Education and Early Childhood Development dated February 19, 2014, and pursuant to Section 146 of Chapter 1 of the Acts of 1995-96, the *Education Act*, is pleased to amend the *Governor in Council Education Act Regulations*, N.S. Reg. 74/97, made by the Governor in Council by Order in Council 97-405 dated June 24, 1997, to provide for a requirement that existing school sites be recommended by school boards in the site selection process for a new public school and to provide for what happens if the Minister does not accept any of the sites recommended by a school board, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after February 25, 2014.

Schedule "A"

**Amendment to the *Governor in Council Education Act Regulations*
made by the Governor in Council pursuant to Section 146
of Chapter 1 of the Acts of 1995-96,
the *Education Act***

- 1 Subsection 7(5) of the *Governor in Council Education Act Regulations*, N.S. Reg. 74/97, made by the Governor in Council by Order in Council 97-405 dated June 24, 1997, is repealed and the following subsections substituted:
- (5) Subject to subsection (5A), after receiving notice of the Minister's approval in principle of a capital project for the construction of a new public school building by the Province, a school board shall
 - (a) recommend 3 proposed sites for the building to the Minister; or
 - (b) if unable to recommend 3 proposed sites for the building under clause (a), recommend fewer than 3 sites and submit the reasons why it is unable to do so to the Minister in writing.
 - (5A) If a new public school building is replacing one or more existing public school buildings, a school board's recommendation under subsection (5) must include
 - (a) a recommendation for at least one of the sites of the existing public school buildings being replaced; or
 - (b) written reasons why it is unable to recommend one of the sites of the existing public school buildings.
 - (5B) On receiving a school board's recommendations for sites for a new public school building, the Minister may
 - (a) if one of the sites of the existing public school buildings being replaced is included in accordance with clause (5A)(a),
 - (i) accept the 3 sites recommended, or

- (ii) if fewer than 3 sites are recommended,
 - (A) accept the reasons provided by the school board under clause (5)(b) for not recommending 3 sites, and accept the sites recommended, or
 - (B) reject the reasons provided by the school board under clause (5)(b) for not recommending 3 sites, and request that the school board provide the required 3 sites under clause (5)(a);
 - (b) if one of the sites of the existing public school buildings being replaced is not included in accordance with clause (5A)(b),
 - (i) accept the reasons provided by the school board under clause (5A)(b) for not including one of the sites, and either
 - (A) accept the 3 sites recommended, or
 - (B) if fewer than 3 sites are recommended,
 - (I) accept the reasons provided by the school board under clause (5)(b) for not recommending 3 sites, and accept the sites recommended, or
 - (II) reject the reasons provided by the school board under clause (5)(b) for not recommending 3 sites, and request that the school board provide the required 3 sites under clause (5)(a), or
 - (ii) reject the reasons provided by the school board under clause (5A)(b) for not including one of the sites, and request that the school board include one of the sites of the existing public school buildings being replaced in its recommendations under subsection (5).
 - (5C)** The Minister shall refer the recommended sites for a new public school building accepted under subsection (5B) to the Department of Transportation and Infrastructure Renewal and that department shall evaluate the sites and recommend the most appropriate site to the Minister.
 - (5D)** If the Department of Transportation and Infrastructure Renewal does not recommend any of the sites for a new public school building after its evaluation under subsection (5C), the Minister shall select the site for the building on the advice of the Department of Transportation Infrastructure Renewal and in consultation with the school board.
- 2 Subsection 7(6) of the regulations is amended by striking out “Despite subsection (5), where” and substituting “If”.

N.S. Reg. 32/2014

Made: October 19, 2013

Approved: February 25, 2014

Filed: February 25, 2014

Land Surveyors Regulations

Order in Council 2014-58 dated February 25, 2014

Amendment to regulations made by the Council of the Association of Nova Scotia Land Surveyors
and approved by the Governor in Council
pursuant to clause 12(1)(s) of the *Land Surveyors Act*

The Governor in Council on the report and recommendation of the Minister of Natural Resources dated January 16, 2014, and pursuant to clause 12(1)(s) of Chapter 38 of the Acts of 2010, the *Land Surveyors Act*, is pleased to amend the *Land Surveyors Regulations*, N.S. Reg. 308/2013, made by the Council of the Association of Nova Scotia Land Surveyors and approved by the Governor in Council by Order in Council 2013-337 dated September 10, 2013, to define the composition of the complaints committee and the hearing committee in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after February 25, 2014

Schedule "A"

I certify that the members of the Association of Nova Scotia Land Surveyors, at a general meeting of members held on October 19th, 2013, carried a motion to amend the *Land Surveyors Regulations*, N.S. Reg. 308/2013, made by the Council of the Association of Nova Scotia Land Surveyors and approved by the Governor in Council by Order in Council 2013-337 dated September 10, 2013, to define the composition of the complaints committee and the hearing committee, in the manner attached.

This amendment is effective on and after the date it is approved by the Governor in Council.

Signed at Halifax, in the Halifax Regional Municipality, Nova Scotia, on December 11, 2013.

Per: sgd. *F.C. Hutchinson*
F.C. Hutchinson
Executive Director and Secretary
Association of Nova Scotia Land Surveyors

**Amendment to the *Land Surveyors Regulations*
made by the Council of the Association of Nova Scotia Land Surveyors
under clause 12(1)(s) of Chapter 38 of the Acts of 2010
the *Land Surveyors Act***

1 The *Land Surveyors Regulations*, N.S. Reg. 308/2013, made by the Council of the Association of Nova Scotia Land Surveyors and approved by the Governor in Council by Order in Council 2013-337 dated September 10, 2013, are amended by adding the following Section immediately before Section 23:

Composition of Complaints Committee

22A The Complaints Committee must be composed of all of the following:

- (a) 1 public representative;
- (b) 4 members, at least 3 of whom are active members.

2 The regulations are further amended by adding the following Section immediately after Section 29:

Composition of Hearing Committee

29A Subject to subsection 52(1) of the Act, the Hearing Committee must be composed of all of the following:

- (a) 1 public representative;
- (b) 4 members, at least 3 of whom are active members.