



## Part II

### Regulations under the Regulations Act

*Printed by the Queen's Printer*

Halifax, Nova Scotia	Vol. 26, No. 10	May 17, 2002	
Contents			
Act		Reg. No.	Page
<b>Dairy Industry Act</b>			
Milk Pricing Regulations .....		61/2002	187
<b>Teachers' Collective Bargaining Act</b>			
Designation of Matters for Bargaining Between Minister of Education and Union .....		59/2002	182
<b>Teachers' Pension Act</b>			
Nova Scotia Teachers' Early Retirement Program (1994-98) Regulations - Amendment .....		60/2002	183

### ***NOW AVAILABLE***

The second issue of the 2002 subscription year of the Folio®-based Nova Scotia Regulations CD-ROM, containing the consolidated regulations of Nova Scotia and the quarterly sectional index of regulations, is now available from the Office of the Registrar of Regulations. For information or subscriptions please call (902) 424-6723 or visit our website at <[www.gov.ns.ca/just/regulations/cd](http://www.gov.ns.ca/just/regulations/cd)>.

N.S. Reg. 59/2002

Made: April 22, 2002

Filed: April 23, 2002

Designation of Matters for Bargaining Between  
Minister of Education and Union

Order dated April 22, 2002  
made under subsection 13(3) of the  
*Teachers' Collective Bargaining Act*

### IN THE MATTER OF SUBSECTION 13(3) OF CHAPTER 460 OF THE REVISED STATUTES OF NOVA SCOTIA, 1989, THE *TEACHERS' COLLECTIVE BARGAINING ACT*

#### **ORDER**

I, David M. Morse, Minister of Environment and Labour, pursuant to subsection 13(3) of Chapter 460 of the Revised Statutes of Nova Scotia, 1989, the *Teachers' Collective Bargaining Act* (the "*Act*"),

- (a) confirm that I have received a copy of an agreement in writing made pursuant to subsection 13(2) of the *Act* between the Minister of Education and the Nova Scotia Teachers' Union (the "Union"), dated April 17, 2002, (the "Agreement"), respecting specific matters contained within subclause 2(h)(ii) of the *Act* including, for greater certainty, specific terms and conditions of employment or other matters under paragraph 2(h)(ii)(E), that are the subject of bargaining between the Minister of Education and the Union, which specific matters are enumerated in clause (b) of this Order, and
- (b) order that the matters referred to in Article 2 of the Agreement, which are enumerated below, are designated as matters that hereafter are to be the subject of bargaining between the Minister of Education and the Union:
  - (a) attendance at negotiation meetings;
  - (b) long term disability insurance;
  - (c) service award/death benefit;
  - (d) travel allowance;
  - (e) professional development fund;
  - (f) marking and preparation time for teachers;
  - (g) supervisory and administrative time for principals and vice-principals;
  - (h) school day for teachers.

**DATED AND MADE** at Halifax, Nova Scotia, April 22, 2002.

Sgd. *David Morse*  
David M. Morse  
Minister of Environment and Labour

N.S. Reg. 60/2002  
 Made: April 26, 2002  
 Filed: April 29, 2002  
 Nova Scotia Teachers' Early Retirement  
 Program (1994-98) Regulations

Order in Council 2002-181 made April 26, 2002  
 Amendment to regulations made by the Governor in Council  
 pursuant to Sections 18 and 19  
 of the *Teachers' Pension Act*

The Governor in Council on the report and recommendation of the Minister of Finance dated March 25, 2002, and pursuant to Sections 18 and 19 of Chapter 26 of the Acts of 1998, the *Teachers' Pension Act*, is pleased to amend the *Nova Scotia Teachers' Early Retirement Program (1994-98) Regulations* made by the Governor in Council by Order in Council 94-595 dated July 22, 1994, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after April 26, 2002.

**Schedule "A"**

**Amendments to the Nova Scotia Teachers' Early Retirement Program (1994-98) Regulations made by the Governor in Council pursuant to Sections 18 and 19 of Chapter 26 of the Acts of 1998, the Teachers' Pension Act**

- 1 Section 23 of the *Nova Scotia Teachers' Early Retirement Program (1994-98) Regulations* made by the Governor in Council by Order in Council 94-595 dated July 22, 1994, is repealed and the following Section substituted:
  - 23 The Minister shall make payments into the Fund in the amounts and at the times set out in Schedule A.
- 2 Section 25 of the regulations is repealed.
- 3 The regulations are further amended by adding Schedule A, in the form attached hereto, immediately after Section 24.

**Schedule A**  
**Nova Scotia Teachers' Pension Plan**  
**Early Retirement Programme**  
**Schedule of Payments**

Payment Due Date	Amount of Payment Expected	Principal Portion	Interest Portion
Jan. 31, 2002	\$64,231,362.96		
Jan. 31, 2002	\$2,561,780.08	\$1,878,989.91	\$682,790.17
Feb. 28, 2002	\$2,561,780.08	\$1,890,930.49	\$670,849.59
March 31, 2002	\$2,561,780.08	\$1,902,946.96	\$658,833.12
April 30, 2002	\$2,561,780.08	\$1,915,039.78	\$646,740.30
May 31, 2002	\$2,561,780.08	\$1,927,209.46	\$634,570.62
June 30, 2002	\$2,561,780.08	\$1,939,456.47	\$622,323.61
July 31, 2002	\$2,561,780.08	\$1,951,781.31	\$609,998.77
Aug. 31, 2002	\$2,561,780.08	\$1,964,184.46	\$597,595.62
Sept. 30, 2002	\$2,561,780.08	\$1,976,666.44	\$585,113.64
Oct. 31, 2002	\$2,561,780.08	\$1,989,227.74	\$572,552.34
Nov. 30, 2002	\$2,561,780.08	\$2,001,868.86	\$559,911.22
Dec. 31, 2002	\$2,561,780.08	\$2,014,590.32	\$547,189.76
Jan. 31, 2003	\$2,561,780.08	\$2,027,392.61	\$534,387.47
Feb. 28, 2003	\$2,561,780.08	\$2,040,276.27	\$521,503.81
March 31, 2003	\$2,561,780.08	\$2,053,241.79	\$508,538.29
April 30, 2003	\$2,561,780.08	\$2,066,289.71	\$495,490.37
May 31, 2003	\$2,561,780.08	\$2,079,420.55	\$482,359.53
June 30, 2003	\$2,561,780.08	\$2,092,634.83	\$469,145.25
July 31, 2003	\$2,561,780.08	\$2,105,933.08	\$455,847.00
Aug. 31, 2003	\$2,561,780.08	\$2,119,315.84	\$442,464.24
Sept. 30, 2003	\$2,561,780.08	\$2,132,783.65	\$428,996.43
Oct. 31, 2003	\$2,561,780.08	\$2,146,337.04	\$415,443.04
Nov. 30, 2003	\$2,561,780.08	\$2,159,976.56	\$401,803.52
Dec. 31, 2003	\$2,561,780.08	\$2,173,702.75	\$388,077.33

Payment Due Date	Amount of Payment Expected	Principal Portion	Interest Portion
Jan. 31, 2004	\$2,561,780.08	\$2,187,516.17	\$374,263.91
Feb. 29, 2004	\$2,561,780.08	\$2,201,417.38	\$360,362.70
March 31, 2004	\$2,561,780.08	\$2,215,406.92	\$346,373.16
April 30, 2004	\$2,561,780.08	\$2,229,485.36	\$332,294.72
May 31, 2004	\$2,561,780.08	\$2,243,653.27	\$318,126.81
June 30, 2004	\$2,561,780.08	\$2,257,911.22	\$303,868.86
July 31, 2004	\$2,561,780.08	\$2,272,259.77	\$289,520.31
Aug. 31, 2004	\$1,716,600.72	\$1,441,520.14	\$275,080.58
Sept. 30, 2004	\$1,704,975.13	\$1,439,055.11	\$265,920.02
Oct. 31, 2004	\$1,689,861.87	\$1,433,086.74	\$256,775.13
Nov. 30, 2004	\$1,674,748.61	\$1,427,080.44	\$247,668.17
Dec. 31, 2004	\$1,654,985.12	\$1,416,385.75	\$238,599.37
Jan. 31, 2005	\$1,614,295.60	\$1,384,697.06	\$229,598.54
Feb. 28, 2005	\$1,586,394.22	\$1,365,595.14	\$220,799.08
March 31, 2005	\$1,561,980.50	\$1,349,859.49	\$212,121.01
April 30, 2005	\$1,531,754.00	\$1,328,211.06	\$203,542.94
May 31, 2005	\$1,514,315.63	\$1,319,213.19	\$195,102.44
June 30, 2005	\$1,502,690.05	\$1,315,970.93	\$186,719.12
July 31, 2005	\$1,412,010.57	\$1,233,654.17	\$178,356.40
Aug. 31, 2005	\$1,364,345.70	\$1,193,828.91	\$170,516.79
Sept. 30, 2005	\$1,344,256.72	\$1,181,326.46	\$162,930.26
Oct. 31, 2005	\$1,317,889.92	\$1,162,466.74	\$155,423.18
Nov. 30, 2005	\$1,287,756.41	\$1,139,720.47	\$148,035.94
Dec. 31, 2005	\$1,262,645.17	\$1,121,851.91	\$140,793.26
Jan. 31, 2006	\$1,243,811.75	\$1,110,147.62	\$133,664.13
Feb. 28, 2006	\$1,207,400.46	\$1,080,791.08	\$126,609.38
March 31, 2006	\$1,165,966.90	\$1,046,225.72	\$119,741.18
April 30, 2006	\$1,134,577.84	\$1,021,485.21	\$113,092.63
May 31, 2006	\$1,125,788.91	\$1,019,187.60	\$106,601.31

Payment Due Date	Amount of Payment Expected	Principal Portion	Interest Portion
June 30, 2006	\$1,105,699.92	\$1,005,575.33	\$100,124.59
July 31, 2006	\$1,027,855.05	\$934,120.68	\$93,734.37
Aug. 31, 2006	\$993,954.87	\$906,156.64	\$87,798.23
Sept. 30, 2006	\$974,970.78	\$892,930.99	\$82,039.79
Oct. 31, 2006	\$943,782.61	\$867,417.21	\$76,365.40
Nov. 30, 2006	\$909,882.36	\$839,029.21	\$70,853.15
Dec. 31, 2006	\$877,338.12	\$811,816.82	\$65,521.30
Jan. 31, 2007	\$858,353.98	\$797,991.61	\$60,362.37
Feb. 28, 2007	\$825,809.74	\$770,518.44	\$55,291.30
March 31, 2007	\$804,113.58	\$753,718.76	\$50,394.82
April 30, 2007	\$768,857.32	\$723,252.22	\$45,605.10
May 31, 2007	\$756,653.23	\$715,644.25	\$41,008.98
June 30, 2007	\$747,161.16	\$710,699.95	\$36,461.21
July 31, 2007	\$603,424.10	\$571,479.23	\$31,944.87
Aug. 31, 2007	\$585,795.97	\$557,482.73	\$28,313.24
Sept. 30, 2007	\$555,041.68	\$530,271.13	\$24,770.55
Oct. 31, 2007	\$519,893.92	\$498,493.13	\$21,400.79
Nov. 30, 2007	\$480,352.69	\$462,119.72	\$18,232.97
Dec. 31, 2007	\$459,849.83	\$444,553.53	\$15,296.30
Jan. 31, 2008	\$439,346.97	\$426,875.72	\$12,471.25
Feb. 29, 2008	\$370,515.94	\$360,757.39	\$9,758.55
March 31, 2008	\$328,045.73	\$320,579.72	\$7,466.01
April 30, 2008	\$298,755.93	\$293,327.14	\$5,428.79
May 31, 2008	\$263,608.17	\$260,043.41	\$3,564.76
June 30, 2008	\$251,892.25	\$249,980.01	\$1,912.24
July 31, 2008	\$51,257.12	\$50,933.45	\$323.67
Aug. 31, 2008	\$0.00	\$0.00	\$0.00

N.S. Reg. 61/2002  
 Made: November 21, 2001  
 Filed: May 6, 2002  
 Milk Pricing Regulations

Order dated November 21, 2001  
 made under clauses 14(c) and 15(g) of the  
*Dairy Industry Act*

**Dairy Farmers of Nova Scotia - Milk Pricing Regulations**

Regulations respecting Milk Utilization and Milk Pricing made by the Dairy Farmers of Nova Scotia and approved by the Natural Products Marketing Council pursuant to clauses 14(c) and 15(g) of the Dairy Industry Act.

**Citation**

1 These regulations may be cited as *Milk Pricing Regulations*.

**Milk component prices**

2 (1) The price of milk components paid by processors in Nova Scotia, effective April 1, 2001, shall be the following on an F.O.B. plant basis:

**Component Prices - Per Kilogram for Classes 1, 2, 3, and 4**

Class of Milk	\$ Per Kg Butterfat	\$ Per Kg Protein	\$ Per Kg Other Solids	\$ Per hl Solids-non-fat
1(a)	5.9139			45.56
1(b)	5.9139			33.83
1(c)	5.9139			46.48
2	5.9139	4.5755	4.5755	
3(a)	5.9139	10.483	0.6571	
3(b)	5.9139	10.0287	0.6571	
4(a)	5.9139	4.0191	4.0191	
4(b)	5.9139	4.1277	4.1277	
4(c)	5.9139	4.0191	4.0191	
4(d)	5.9139	4.0191	4.0191	

(2) Component prices per kilogram for classes 5(a), 5(b), 5(c), 5(d), and 4(m) shall be those prices established from time to time by the Canadian Dairy Commission.

**Information reporting**

3 (1) All processors purchasing raw milk in Nova Scotia shall report milk receipts, milk utilization, and bulk haulage costs, and pay producers and the Board no later than the date indicated on the monthly reporting schedule prepared by the Board and processors.

(2) The information shall be treated in a confidential manner by Board staff.

(3) In cases where Board staff have concerns about processor reporting or payment, staff may review the situation with the milk utilization auditing firm appointed by Natural Products Marketing Council.

**Calculation of producer price**

4 (1) The Board shall calculate the monthly component prices to be paid to producers, no later than the date indicated on the monthly reporting schedule prepared by the Board and processors.

(2) In calculating these prices, the Board may take into account the impact of pooling agreements to which the board may be a party.

**Payment of producers**

5 (1) Once the Board has calculated the price of components, the Board shall effect payment of producers for milk produced during the previous month.

(2) The Board may utilize the services of a payment agent, or may be its own payment agent, if one or more fluid distributors choose not to be payment agents, pursuant to subsection 7(4)

**Bulk haulage deduction**

6 (1) All processors purchasing raw milk in Nova Scotia shall report bulk haulage costs to the Board no later than the date indicated on the monthly reporting schedule prepared by the Board and processors.

(2) The Board shall calculate the equalized bulk haulage rate to be charged on all milk, taking into account the impact of any pooling agreement to which the Board may be a party.

(3) The equalized bulk haulage rate will be deducted from all producer payments.

**Payment agents**

7 (1) Notwithstanding anything in these regulations to the contrary, a payment agent shall, on behalf of the Board

(a) prepare a statement of the milk supplied to that payment agent in respect of the producers whose milk was supplied to that payment agent by the Board;

(b) mail statements by prepaid first class mail and transmit payment electronically or by cheques, and if cheques, by prepaid first class mail to producers not later than the date indicated on the monthly reporting schedule prepared by the Board and processors.

(2) If any payment agent chooses to cease being a payment agent of the Board, it shall first provide 6 months written notice to the Board.

(3) In the event that a payment agent provides the Board with the notice referred to in subsection (2), the matter shall be referred to the Advisory Committee on Milk.

(4) In the event that a distributor ceases to be a payment agent for the Board, the Board shall arrange to have another payment agent pay the

producers formerly paid by that distributor or, if no other payment agent is willing to pay the producers formerly paid by the distributor who ceased to be a payment agent, the Board may establish a payment system for all producers in the Province, in which case the agreements with all payment agents shall be terminated.

- (5) If a producer has a payment agent, all payments for milk supplied by the producer to the Board shall come from the payment agent for that producer.

**Producer fees**

- 8 (1) All producers shall pay a Board administration fee of \$0.095 per kilogram of butterfat marketed (excluding contract export milk).
- (2) All producers shall pay a milk promotion fee of \$0.29 per kilogram of butterfat marketed (excluding contract export milk).
- (3) Fees paid by producers pursuant to subsections (1) and (2) shall be deducted by the Board from the producer's payment, or where payment is made by a payment agent, shall be deducted by the payment agent and remitted to the Board no later than the date indicated on the monthly reporting schedule prepared by the Board and processors.

**Substitution**

- 9 This regulation is made in substitution for Schedule 6, Sections 4 to 10 of Schedule 7 and Section 1 of Schedule 9 of the regulations made pursuant to the *Dairy Commission Act*.