

# Royal



# Gazette

## Part II Regulations under the Regulations Act

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Halifax, Nova Scotia

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### Contents

| Act  | Reg. No. | Page |
|--|----------|------|
| <b>Dairy Industry Act</b>  |          |      |
| Bulk Haulage Regulations—amendment.....  | 3/2018   | 46   |
| —amendment.....  | 4/2018   | 46   |
| <b>Gaming Control Act</b>  |          |      |
| Proclamation of amendments to Act, S. 35, S.N.S. 2011, c. 4—except S. 1(b), 4 and 5. . . . | 10/2018  | 63   |
| Atlantic Lottery Regulations—amendment.....  | 11/2018  | 65   |
| Bingo Regulations—amendment.....   | 12/2018  | 65   |
| Bingo Suppliers Regulations—amendment.....   | 13/2018  | 67   |
| Carnival and Charitable Gaming Regulations—amendment.....                                  | 14/2018  | 68   |
| Casino Regulations—amendment. . . . .  | 15/2018  | 69   |
| Ticket Lottery Regulations—amendment. . . . .  | 16/2018  | 73   |
| Video Lottery Regulations—amendment. . . . .   | 17/2018  | 74   |
| <b>Marine Renewable-energy Act</b>   |          |      |
| Proclamation, S. 75, S.N.S. 2015, c. 32.....   | 7/2018   | 49   |
| Marine Renewable-energy General Regulations.....   | 8/2018   | 50   |
| Marine Renewable-energy Fees Regulations.....  | 18/2018  | 77   |
| <b>Petroleum Products Pricing Act</b>  |          |      |
| Prescribed Petroleum Products Prices.....  | 2/2018   | 43   |
| Prescribed Petroleum Products Prices.....  | 5/2018   | 47   |
| <b>Regulated Health Professions Network Act</b>  |          |      |
| Order Modifying Scope of Practice.....   | 6/2018   | 49   |
| <b>Residential Tenancies Act</b>   |          |      |
| Residential Tenancies Regulations—amendment.....   | 9/2018   | 62   |

**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. 2/2018**

Made: January 11, 2018

Filed: January 12, 2018

Prescribed Petroleum Products Prices

Order dated January 11, 2018  
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****M08472**

**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:** Peter W. Gurnham, Q.C., Chair

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

**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 Board revised the retail margin and the transportation allowance effective October 28, 2016, in its decision, 2016 NSUARB 168, issued on September 26, 2016;

**And whereas** the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended January 12, 2018, are:

|                             |                 |
|-----------------------------|-----------------|
| Grade 1 Regular gasoline    | 61.1¢ per litre |
| Ultra-low-sulfur diesel oil | 67.9¢ per litre |

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

Gasoline:

|                             |                 |
|-----------------------------|-----------------|
| Grade 1                     | 61.1¢ per litre |
| Grade 2                     | 64.1¢ per litre |
| Grade 3                     | 67.1¢ per litre |
| Ultra-low-sulfur diesel oil | 67.9¢ 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:                    | nil                 |
| Ultra-low-sulfur diesel oil: | plus 0.9¢ per litre |

**And whereas** a winter blending adjustment of plus 5.2¢ 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., January 12, 2018.

Dated at Halifax, Nova Scotia, this 11th day of January, 2018.

sgd: Lisa Wallace  
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 January 12, 2018**

| Nova Scotia Petroleum Price Schedule |                      |                 |           |                         |  |       |                          |       |
|--------------------------------------|----------------------|-----------------|-----------|-------------------------|--|-------|--------------------------|-------|
| Petroleum Prices in Cents/Litre      |                      |                 |           |                         | Self-Service Pump Prices<br>(Pump Prices includes 15% HST) |       | Full-Service Pump Prices |       |
|                                      | Base Wholesale Price | Fed. Excise Tax | Prov. Tax | Wholesale Selling Price | Min  | Max   | Min                      | Max   |
| <b>Zone 1</b>                        |                      |                 |           |                         |  |       |                          |       |
| Regular Unleaded                     | 68.3                 | 10.0            | 15.5      | 93.8                    | 113.7  | 115.9 | 113.7                    | 999.9 |
| Mid-Grade Unleaded                   | 71.3                 | 10.0            | 15.5      | 96.8                    | 117.2  | 119.4 | 117.2                    | 999.9 |
| Premium Unleaded                     | 74.3                 | 10.0            | 15.5      | 99.8                    | 120.6  | 122.8 | 120.6                    | 999.9 |
| Ultra-Low-Sulfur Diesel              | 81.2                 | 4.0             | 15.4      | 100.6                   | 121.6  | 123.7 | 121.6                    | 999.9 |
| <b>Zone 2</b>                        |                      |                 |           |                         |  |       |                          |       |
| Regular Unleaded                     | 68.8                 | 10.0            | 15.5      | 94.3                    | 114.3  | 116.5 | 114.3                    | 999.9 |
| Mid-Grade Unleaded                   | 71.8                 | 10.0            | 15.5      | 97.3                    | 117.8  | 119.9 | 117.8                    | 999.9 |
| Premium Unleaded                     | 74.8                 | 10.0            | 15.5      | 100.3                   | 121.2  | 123.4 | 121.2                    | 999.9 |
| Ultra-Low-Sulfur Diesel              | 81.7                 | 4.0             | 15.4      | 101.1                   | 122.1  | 124.3 | 122.1                    | 999.9 |
| <b>Zone 3</b>                        |                      |                 |           |                         |  |       |                          |       |
| Regular Unleaded                     | 69.2                 | 10.0            | 15.5      | 94.7                    | 114.8  | 117.0 | 114.8                    | 999.9 |
| Mid-Grade Unleaded                   | 72.2                 | 10.0            | 15.5      | 97.7                    | 118.2  | 120.4 | 118.2                    | 999.9 |
| Premium Unleaded                     | 75.2                 | 10.0            | 15.5      | 100.7                   | 121.7  | 123.9 | 121.7                    | 999.9 |
| Ultra-Low-Sulfur Diesel              | 82.1                 | 4.0             | 15.4      | 101.5                   | 122.6  | 124.8 | 122.6                    | 999.9 |
| <b>Zone 4</b>                        |                      |                 |           |                         |  |       |                          |       |
| Regular Unleaded                     | 69.3                 | 10.0            | 15.5      | 94.8                    | 114.9  | 117.1 | 114.9                    | 999.9 |
| Mid-Grade Unleaded                   | 72.3                 | 10.0            | 15.5      | 97.8                    | 118.3  | 120.5 | 118.3                    | 999.9 |
| Premium Unleaded                     | 75.3                 | 10.0            | 15.5      | 100.8                   | 121.8  | 124.0 | 121.8                    | 999.9 |
| Ultra-Low-Sulfur Diesel              | 82.2                 | 4.0             | 15.4      | 101.6                   | 122.7  | 124.9 | 122.7                    | 999.9 |
| <b>Zone 5</b>                        |                      |                 |           |                         |  |       |                          |       |
| Regular Unleaded                     | 69.3                 | 10.0            | 15.5      | 94.8                    | 114.9  | 117.1 | 114.9                    | 999.9 |
| Mid-Grade Unleaded                   | 72.3                 | 10.0            | 15.5      | 97.8                    | 118.3  | 120.5 | 118.3                    | 999.9 |
| Premium Unleaded                     | 75.3                 | 10.0            | 15.5      | 100.8                   | 121.8  | 124.0 | 121.8                    | 999.9 |
| Ultra-Low-Sulfur Diesel              | 82.2                 | 4.0             | 15.4      | 101.6                   | 122.7  | 124.9 | 122.7                    | 999.9 |
| <b>Zone 6</b>                        |                      |                 |           |                         |  |       |                          |       |
| Regular Unleaded                     | 70.0                 | 10.0            | 15.5      | 95.5                    | 115.7  | 117.9 | 115.7                    | 999.9 |
| Mid-Grade Unleaded                   | 73.0                 | 10.0            | 15.5      | 98.5                    | 119.1  | 121.3 | 119.1                    | 999.9 |
| Premium Unleaded                     | 76.0                 | 10.0            | 15.5      | 101.5                   | 122.6  | 124.8 | 122.6                    | 999.9 |
| Ultra-Low-Sulfur Diesel              | 82.9                 | 4.0             | 15.4      | 102.3                   | 123.5  | 125.7 | 123.5                    | 999.9 |

**N.S. Reg. 3/2018 to N.S. Reg. 4/2018**

Made: November 28, 2017

Approved: January 15, 2018

Filed: January 18, 2018

Bulk Haulage Regulations—amendment

Order dated January 15, 2018  
Amendment to regulations made by the Dairy Farmers of Nova Scotia  
and approved by the Natural Products Marketing Council  
pursuant to clause 15(1)(b) of the *Dairy Industry Act*

**Dairy Farmers of Nova Scotia****Amendment to the *Bulk Haulage Regulations*  
made under the *Dairy Industry Act***

I certify that the Dairy Farmers of Nova Scotia, pursuant to clause 15(1)(b) of Chapter 24 of the Acts of 2000, the *Dairy Industry Act*, carried a motion to amend the *Bulk Haulage Regulations*, N.S. Reg. 23/2003, made by the Dairy Farmers of Nova Scotia on July 17, 2002, and approved by the Natural Products Marketing Council on August 13, 2002, as follows:

- (a) on November 28, 2017, a motion to amend the regulations in the manner set forth in the attached Schedule “A”, effective on and after February 1, 2018; and
- (b) on January 10, 2018, a motion to amend the regulations in the manner set forth in the attached Schedule “B”, effective on and after February 1, 2018.

Signed at Truro, in the County of Colchester, Nova Scotia on January 15, 2018.

**Dairy Farmers of Nova Scotia**

per: sgd: *Esben Arnfast*  
Esben Arnfast  
Finance and Systems Administrator

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**Approved by** the Natural Products Marketing Council at Truro, in the County of Colchester, Nova Scotia on January 15, 2018.

**Natural Products Marketing Council**

per: *E. A. Crouse*  
Elizabeth A. Crouse, P.Ag.  
Director

**N.S. Reg. 3/2018**

Bulk Haulage Regulations—amendment

**Schedule “A”**

**Amendment to the *Bulk Haulage Regulations*  
made by the Dairy Farmers of Nova Scotia pursuant to  
clause 15(1)(b) of Chapter 24 of the Acts of 2000,  
the *Dairy Industry Act***

- 1 Clause 7A(b) of the *Bulk Haulage Regulations*, N.S. Reg. 23/2003, made by the Dairy Farmers of Nova Scotia on July 17, 2002, and approved by the Natural Products Marketing Council on August 13, 2002, is amended by adding “clause” immediately before “7(a)”.
- 2 Clause 7A(c) is repealed.
- 3 Section 7B is amended by adding “clause” immediately before “7(a)”.

**N.S. Reg. 4/2018**

Bulk Haulage Regulations—amendment

**Schedule “B”**

**Amendment to the *Bulk Haulage Regulations*  
made by the Dairy Farmers of Nova Scotia pursuant to  
clause 15(1)(b) of Chapter 24 of the Acts of 2000,  
the *Dairy Industry Act***

- † Section 7 of the *Bulk Haulage Regulations*, N.S. Reg. 23/2003, made by the Dairy Farmers of Nova Scotia on July 17, 2002, and approved by the Natural Products Marketing Council on August 13, 2002, is amended by repealing clause (a) and substituting the following clause:
- (a) for farm pick-up:

| <b>Transporter</b>                | <b>Maximum Rate/100 L</b> |
|-----------------------------------|---------------------------|
| Agropur Co-operative              | \$2.21                    |
| Agropur Scotsburn Division        | \$2.95                    |
| Fisher Transport Limited          | \$1.64                    |
| Winterthur Farm—Rudolph Burghardt | \$5.23                    |

**N.S. Reg. 5/2018**

Made: January 18, 2018

Filed: January 19, 2018

Prescribed Petroleum Products Prices

Order dated January 18, 2018  
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****M08484**

**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:** Roberta J. Clarke, Q.C., Member

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

**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 Board revised the retail margin and the transportation allowance effective October 28, 2016, in its decision, 2016 NSUARB 168, issued on September 26, 2016;

**And whereas** the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended January 17, 2018, are:

|                             |                 |
|-----------------------------|-----------------|
| Grade 1 Regular gasoline    | 62.6¢ per litre |
| Ultra-low-sulfur diesel oil | 68.2¢ per litre |

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

|                             |                 |
|-----------------------------|-----------------|
| Gasoline:                   |                 |
| Grade 1                     | 62.6¢ per litre |
| Grade 2                     | 65.6¢ per litre |
| Grade 3                     | 68.6¢ per litre |
| Ultra-low-sulfur diesel oil | 68.2¢ 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 0.6¢ per litre |
| Ultra-low-sulfur diesel oil: | nil                 |

**And whereas** a winter blending adjustment of plus 5.7¢ 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., January 19, 2018.

Dated at Halifax, Nova Scotia, this 18th day of January, 2018.

sgd: *Bruce A. Kiley*  
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 January 19, 2018**

| <b>Nova Scotia Petroleum Price Schedule</b> |                                     |                                |                      |  |                                       |            |                                     |            |
|---|-------------------------------------|--------------------------------|----------------------|--|---------------------------------------|------------|-------------------------------------|------------|
| <b>Petroleum Prices in Cents/Litre</b>      |                                     |                                |                      |  | <b>Self-Service<br/>Pump Prices</b>   |            | <b>Full-Service<br/>Pump Prices</b> |            |
|   |                                     |                                |                      |  | <b>(Pump Prices includes 15% HST)</b> |            |                                     |            |
|   | <b>Base<br/>Wholesale<br/>Price</b> | <b>Fed.<br/>Excise<br/>Tax</b> | <b>Prov.<br/>Tax</b> | <b>Wholesale<br/>Selling<br/>Price</b> | <b>Min</b>                            | <b>Max</b> | <b>Min</b>                          | <b>Max</b> |
| <b>Zone 1</b>                               |                                     |                                |                      |  |                                       |            |                                     |            |
| Regular Unleaded                            | 70.5                                | 10.0                           | 15.5                 | 96.0                                   | 116.3                                 | 118.4      | 116.3                               | 999.9      |
| Mid-Grade Unleaded                          | 73.5                                | 10.0                           | 15.5                 | 99.0                                   | 119.7                                 | 121.9      | 119.7                               | 999.9      |
| Premium Unleaded                            | 76.5                                | 10.0                           | 15.5                 | 102.0                                  | 123.2                                 | 125.4      | 123.2                               | 999.9      |
| Ultra-Low-Sulfur Diesel                     | 81.2                                | 4.0                            | 15.4                 | 100.6                                  | 121.6                                 | 123.7      | 121.6                               | 999.9      |
| <b>Zone 2</b>                               |                                     |                                |                      |  |                                       |            |                                     |            |
| Regular Unleaded                            | 71.0                                | 10.0                           | 15.5                 | 96.5                                   | 116.8                                 | 119.0      | 116.8                               | 999.9      |
| Mid-Grade Unleaded                          | 74.0                                | 10.0                           | 15.5                 | 99.5                                   | 120.3                                 | 122.5      | 120.3                               | 999.9      |
| Premium Unleaded                            | 77.0                                | 10.0                           | 15.5                 | 102.5                                  | 123.7                                 | 125.9      | 123.7                               | 999.9      |
| Ultra-Low-Sulfur Diesel                     | 81.7                                | 4.0                            | 15.4                 | 101.1                                  | 122.1                                 | 124.3      | 122.1                               | 999.9      |
| <b>Zone 3</b>                               |                                     |                                |                      |  |                                       |            |                                     |            |
| Regular Unleaded                            | 71.4                                | 10.0                           | 15.5                 | 96.9                                   | 117.3                                 | 119.5      | 117.3                               | 999.9      |
| Mid-Grade Unleaded                          | 74.4                                | 10.0                           | 15.5                 | 99.9                                   | 120.8                                 | 122.9      | 120.8                               | 999.9      |
| Premium Unleaded                            | 77.4                                | 10.0                           | 15.5                 | 102.9                                  | 124.2                                 | 126.4      | 124.2                               | 999.9      |
| Ultra-Low-Sulfur Diesel                     | 82.1                                | 4.0                            | 15.4                 | 101.5                                  | 122.6                                 | 124.8      | 122.6                               | 999.9      |
| <b>Zone 4</b>                               |                                     |                                |                      |  |                                       |            |                                     |            |
| Regular Unleaded                            | 71.5                                | 10.0                           | 15.5                 | 97.0                                   | 117.4                                 | 119.6      | 117.4                               | 999.9      |
| Mid-Grade Unleaded                          | 74.5                                | 10.0                           | 15.5                 | 100.0                                  | 120.9                                 | 123.0      | 120.9                               | 999.9      |
| Premium Unleaded                            | 77.5                                | 10.0                           | 15.5                 | 103.0                                  | 124.3                                 | 126.5      | 124.3                               | 999.9      |
| Ultra-Low-Sulfur Diesel                     | 82.2                                | 4.0                            | 15.4                 | 101.6                                  | 122.7                                 | 124.9      | 122.7                               | 999.9      |
| <b>Zone 5</b>                               |                                     |                                |                      |  |                                       |            |                                     |            |
| Regular Unleaded                            | 71.5                                | 10.0                           | 15.5                 | 97.0                                   | 117.4                                 | 119.6      | 117.4                               | 999.9      |
| Mid-Grade Unleaded                          | 74.5                                | 10.0                           | 15.5                 | 100.0                                  | 120.9                                 | 123.0      | 120.9                               | 999.9      |
| Premium Unleaded                            | 77.5                                | 10.0                           | 15.5                 | 103.0                                  | 124.3                                 | 126.5      | 124.3                               | 999.9      |
| Ultra-Low-Sulfur Diesel                     | 82.2                                | 4.0                            | 15.4                 | 101.6                                  | 122.7                                 | 124.9      | 122.7                               | 999.9      |
| <b>Zone 6</b>                               |                                     |                                |                      |  |                                       |            |                                     |            |
| Regular Unleaded                            | 72.2                                | 10.0                           | 15.5                 | 97.7                                   | 118.2                                 | 120.4      | 118.2                               | 999.9      |
| Mid-Grade Unleaded                          | 75.2                                | 10.0                           | 15.5                 | 100.7                                  | 121.7                                 | 123.9      | 121.7                               | 999.9      |
| Premium Unleaded                            | 78.2                                | 10.0                           | 15.5                 | 103.7                                  | 125.1                                 | 127.3      | 125.1                               | 999.9      |
| Ultra-Low-Sulfur Diesel                     | 82.9                                | 4.0                            | 15.4                 | 102.3                                  | 123.5                                 | 125.7      | 123.5                               | 999.9      |



**N.S. Reg. 6/2018**

Made: January 16, 2018

Filed: January 23, 2018

Order Modifying Scope of Practice

Order in Council 2018-6 dated January 16, 2018

Order made by the Governor in Council

pursuant to Section 18 of the *Regulated Health Professions Network Act* and  
Section 3 of the *Regulated Health Professions Network Regulations*

The Governor in Council on the report and recommendation of the Minister of Health and Wellness dated December 12, 2017, and pursuant to Section 18 of Chapter 48 of the Acts of 2012, the *Regulated Health Professions Network Act* and Section 3 of the *Regulated Health Professions Network Regulations*, N.S. Reg. 61/2014[,] made by the Council of the Nova Scotia Regulated Health Professions Network and approved by the Governor in Council by Order in Council 2014-150 dated April 22, 2014, is pleased, effective on or [sic] after January 16, 2018, to

- (a) modify the scope of practice of a registered nurse to include the recommendation, administration and provision of naloxone; and
- (b) modify the scope of practice of a licensed practical nurse to include the independent recommendation, administration and provision of naloxone.

**N.S. Reg. 7/2018**

Made: January 23, 2018

Filed: January 24, 2018

Proclamation, S. 75, S.N.S. 2015, c. 32

Order in Council 2018-13 dated January 23, 2018

Proclamation made by the Governor in Council

pursuant to Section 75 of the  
*Marine Renewable-energy Act*

The Governor in Council on the report and recommendation of the Minister of Energy dated January 11, 2018, and pursuant to Section 75 of Chapter 32 of the Acts of 2015, the *Marine Renewable-energy Act*, is pleased to order and declare by proclamation that Chapter 32 of the Acts of 2015, the *Marine Renewable-energy Act*, do come into force on and not before January 23, 2018.

PROVINCE OF NOVA SCOTIA

sgd: **Arthur J. LeBlanc**

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 75 of Chapter 32 of the Acts of 2015, the *Marine Renewable-energy Act*, it is enacted as follows:

75 This Act comes into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Chapter 32 of the Acts of 2015, the *Marine Renewable-energy Act*, do come into force on and not before January 23, 2018;

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 Chapter 32 of the Acts of 2015, the *Marine Renewable-energy Act*, do come into force on and not before January 23, 2018, 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 His Honour  
Arthur J. LeBlanc, ONS, Q.C., Lieutenant Governor of  
the Province of Nova Scotia.

AT Our Government House in the Halifax Regional  
Municipality, this 23rd day of January in the year of  
Our Lord two thousand and eighteen and in the sixty-  
sixth year of Our Reign.

BY COMMAND:

**sgd: Honourable Mark Furey**  
Provincial Secretary  
Attorney General and Minister of Justice

---

**N.S. Reg. 8/2018**

Made: January 23, 2018

Filed: January 24, 2018

Marine Renewable-energy General Regulations

Order in Council 2018-14 dated January 23, 2018  
Regulations made by the Governor in Council  
pursuant to Section 71 of the *Marine Renewable-energy Act*

The Governor in Council on the report and recommendation of the Minister of Energy and the Minister of Natural Resources dated January 10, 2018, upon notice of a fee increase having been presented to the Clerk of the House of Assembly in accordance with Section 4 of Chapter 8 of the Acts of 2007, the *Fees Act*, and pursuant to Section 71 of Chapter 32 of the Acts of 2015, the *Marine Renewable-energy Act*, as amended by Chapter 12 of the Acts of 2017, *An Act to Amend Chapter 32 of the Acts of 2015, the Marine Renewable-energy Act*, is pleased to make regulations respecting marine renewable energy in the form set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after January 23, 2018.

**Schedule “A”****General Regulations Respecting Marine Renewable Energy  
made by the Governor in Council under  
subsections 71(1) and (2) of Chapter 32 of the Acts of 2015,  
the *Marine Renewable-energy Act*****Interpretation****Citation**

1 These regulations may be cited as the *Marine Renewable-energy General Regulations*.

**Definitions**

2 In these regulations,

“Act” means the *Marine Renewable-energy Act*;

“decommissioning, abandonment and rehabilitation plan” means a decommissioning, abandonment and rehabilitation plan required by subsection 44(2) of the Act and provided to the Minister in accordance with Sections 19 and 20;

“Department” means the Department of Energy;

“Department of Natural Resources” means the Nova Scotia Department of Natural Resources;

“Nova Scotia Land Surveyor” means a Nova Scotia Land Surveyor as defined in the *Land Surveyors Act*;

“prescribed application fee” means the applicable application fee prescribed in the *Marine Renewable-energy Fees Regulations* made under the Act;

“risk management plan” means a written plan prepared in accordance with Section 18 for identifying, assessing, managing and mitigating risks associated with actions to be carried on under a licence or permit.

**Public Consultations and Strategic Environmental Assessments  
for Marine Renewable-electricity Areas****Public consultation process**

3 The time and manner of issuing a notice containing the details of a public consultation under subsection 19(1) of the Act before establishing or materially modifying regulations establishing a marine renewable-electricity area are prescribed as follows:

- (a) the notice must be posted on the Department’s website during the public consultation process; and
- (b) if the public consultation process includes events that are to take place at a specific location,
  - (i) the notice must be published in at least 1 newspaper with general circulation in that location no later than 2 weeks before the date of the event, or

- (ii) if there is no newspaper with general circulation in that location, the notice must be posted near the location in at least 2 places that are accessible to the public.

#### **Strategic environmental assessment process**

- 4 (1)** A person conducting a strategic environmental assessment under clause 20(1)(a) of the Act before establishing or materially modifying regulations establishing a marine renewable-electricity area must do all of the following:
- (a) prepare an initial report about the proposed marine renewable-electricity area that contains information about all of the following:
    - (i) the environmental and socioeconomic conditions in the area,
    - (ii) marine renewable-energy technologies,
    - (iii) the potential interactions between the use of marine renewable-energy technologies and the environmental and socioeconomic conditions in the area,
    - (iv) any gaps in the information available about the matters set out in subclauses (i) to (iii);
  - (b) cause the report prepared under clause (a) to be posted on the Department's website;
  - (c) prepare a notice containing all of the following information:
    - (i) a statement that any person may send comments about the assessment to the person conducting the assessment, and how and when comments may be sent,
    - (ii) the date, time and location of any public meeting to take place on the assessment;
  - (d) cause the notice prepared under clause (c) to
    - (i) be posted on the Department's website no later than the 30th day after the date the report prepared under clause (a) is posted on the Department's website, and
    - (ii) remain posted on the Department's website until the date that the report on the assessment required by clause (g) is posted;
  - (e) conduct at least 1 public meeting that is in a location near the proposed marine renewable-energy area;
  - (f) for each public meeting, cause the notice prepared under clause (c)
    - (i) to be published in at least 1 newspaper with general circulation in the location of the meeting no later than 2 weeks before the date of the meeting, or
    - (ii) if there is no newspaper with general circulation in that location, to be posted near the location in at least 2 places that are accessible to the public;
  - (g) prepare a report on the assessment and cause the report to be posted on the Department's website no later than 1 year after the date that the initial report is posted on the Department's website as required by clause (b).

- (2) A strategic environmental assessment of a proposed marine renewable-electricity area must be completed within the 10 years immediately preceding the date that the area is established.

#### **Existing strategic environmental assessment documents**

5 All of the following are identified as existing strategic environmental assessment documents for the purpose of subsection 20(2) of the Act:

- (a) “Fundy Tidal Energy Strategic Environmental Assessment Final Report”, prepared by the Offshore Energy Environmental Research Association for the Department, and dated April 2008;
- (b) “Final Report Background Report for the Fundy Tidal Energy Strategic Environmental Assessment”, given to the Offshore Energy Environmental Research Association by Jacques Whitford, and dated January 2008;
- (c) “Tidal Energy: Strategic Environmental Assessment (SEA) Update for the Bay of Fundy”, given by AECOM Canada Ltd. to the Offshore Energy Environmental Research Association, and dated January 2014;
- (d) “Marine Renewable Energy: Background Report to Support a Strategic Environmental Assessment (SEA) for the Cape Breton Coastal Region, inclusive of the Bras D’Or Lakes”, given to Offshore Energy Research Association of Nova Scotia by AECOM, and dated December 2012;
- (e) “OERA Marine Renewable Energy Strategic Environmental Assessment Cape Breton Coastal Region and Bras d’Or Lakes Phase II - Community Response Report”, given to the Offshore Energy Research Association of Nova Scotia by Stantec Consulting Ltd., and dated January 2014.

#### **Licences and Permits**

##### **Call for applications**

6 A call for applications must meet all of the following requirements:

- (a) it must be published on the Department’s website for a period of time beginning no later than 1 week before the first day that an applicant may apply for a licence and ending no earlier than 1 day after the last day that an applicant may apply for a licence;
- (b) it must include all of the following:
  - (i) the dates that an applicant may apply for a licence,
  - (ii) instructions for applying for a licence,
  - (iii) the criteria that will be used to evaluate an application for a licence.

##### **Applying for licence**

7 An applicant for a licence must provide all of the following to the Minister or to another person specified in the call for applications:

- (a) the applicant’s name, address, e-mail address and telephone number;

- (b) a schedule and description of the activities to be carried on under the licence that includes specific dates for all of the following:
  - (i) the expected date that each of the following will be constructed or installed in the licence area:
    - (A) each generator intended to be operated under the licence,
    - (B) any cable or other equipment or structure intended to be used with a generator,
  - (ii) the expected date that each generator intended to be operated under the licence will be interconnected with an electrical grid of a public utility or an onshore electricity consumer,
  - (iii) the expected date that decommissioning and site rehabilitation activities will begin;
- (c) a description of each generator intended to be operated under the licence, including technical and operational information and its nameplate capacity;
- (d) a description of any cable or other equipment or structure intended to be constructed, installed or operated under the licence;
- (e) a survey of the proposed licence area prepared by a Nova Scotia Land Surveyor;
- (f) a plan showing the proposed location of any generator intended to be operated under the licence and any cable or other equipment or structure intended to be used with each generator;
- (g) a draft environmental monitoring plan;
- (h) a risk management plan;
- (i) a description of all steps taken by the applicant to identify the concerns of the public and aboriginal people with respect to the proposed generator and any cable or other equipment or structure intended to be constructed, installed or operated under the licence;
- (j) a list of all concerns expressed by the public and aboriginal people with respect to the proposed generator and any cable or other equipment or structure intended to be constructed, installed or operated under the licence;
- (k) a description of all steps taken or proposed to be taken by the applicant to address concerns of the public or aboriginal people identified under clause (j);
- (l) any additional information specified in the call for applications;
- (m) the prescribed application fee.

**Licence period**

**8** A licence must not remain valid for longer than 10 years.

**Applying for permit under clause 35(1)(a) or (b) of Act**

**9** All of the following is prescribed under subsection 35(2) of the Act as information that is required to be contained in an application for a permit under clause 35(1)(a) or (b) of the Act:

- (a) the applicant's name, address, e-mail address, and telephone number;
- (b) a schedule and description of the activities to be carried on under the permit that includes specific dates for all of the following:
  - (i) the expected date that each of the following will be constructed or installed in the permit area:
    - (A) any generator intended to be operated under the permit,
    - (B) any cable or other equipment or structure intended to be operated under the permit;
  - (ii) the expected date that decommissioning and site rehabilitation activities will begin;
- (c) a description of each generator intended to be operated under the permit, including technical and operational information and its nameplate capacity;
- (d) a description of any cable or other equipment or structure intended to be constructed, installed or operated under the permit;
- (e) a survey of the proposed permit area prepared by a Nova Scotia Land Surveyor;
- (f) a plan showing the proposed location of any generator, cable or other equipment or structure intended to be constructed, installed or operated under the permit;
- (g) information on any alternative sites considered by the applicant and an explanation of why the proposed site was selected over the alternative sites;
- (h) a description of any special site characteristics that are essential for the activities to be carried on under the permit;
- (i) if the permit is for a generator that the applicant believes uses an innovative technology or design, or takes an innovative approach to the production of marine renewable electricity or the development of marine renewable-energy resources, an explanation of the basis for this belief;
- (j) a draft environmental monitoring plan;
- (k) a risk management plan;
- (l) a description of all steps taken by the applicant to identify the concerns of the public and aboriginal people with respect to the proposed generator and any cable or other equipment or structure intended to be constructed, installed or operated under the permit;
- (m) a list of all concerns expressed by the public and aboriginal people with respect to the proposed generator and any cable or other equipment or structure intended to be constructed, installed or operated under the permit;
- (n) a description of all steps taken or proposed to be taken by the applicant to address concerns of the public or aboriginal people identified under subclause (m);
- (o) the prescribed application fee.

**Applying for demonstration permit under clause 35(1)(c) of Act**

- 10 (1)** All of the following is prescribed under subsection 35(2) of the Act as information that is required to be contained in an application for a demonstration permit under clause 35(1)(c) of the Act:
- (a) everything listed in clauses 9(a) to (o);
  - (b) the expected date that the generator will be interconnected with an electrical grid of a public utility or an onshore electricity consumer;
  - (c) the projected cost of designing, constructing and installing any generator, cable or other equipment or structure that is required to carry out the permitted activity;
  - (d) a list of all sources of financing, including
    - (i) a list of investors,
    - (ii) a list of any grants and loans for which the applicant has applied or will be applying, and
    - (iii) a list of the grants and loans that the applicant has or will receive;
  - (e) the projected costs and revenues relating to the operation of any generator, cable or other equipment or structure for the duration of the proposed period during which the permit will be valid;
  - (f) the estimated cost of site rehabilitation and decommissioning of any generator, cable or other equipment or structure intended to be constructed, installed or operated within the permit area.
- (2)** An application for a demonstration permit under clause 35(1)(c) of the Act is considered incomplete until the Minister receives a report from the Minister of Natural Resources identifying known encumbrances or conflicting land use within the proposed permit area.

**Permit period**

- 11** Except as provided in subsection 38(3) of the Act for a demonstration permit, a permit must not remain valid for longer than 10 years.

**Public notice of licensing or permitting process**

- 12 (1)** In addition to the information required by Section 34 of the Act, for public notice of the licensing process, and Section 41 of the Act, for public notice of the permitting process, all of the following information must be included in a public notice under either of those Sections:
- (a) the date that the licence or permit was issued;
  - (b) a description of the activities to be carried on under the licence or permit.
- (2)** A public notice referred to in subsection (1) must be published on the Department's website without unreasonable delay.

**Activity reports**

- 13** Each licence holder and demonstration permit holder must send reports to the Minister about the activities carried on under the licence or demonstration permit as follows:



- (a) no later than July 31 of each year, for activities carried on between January 1 and June 30 of that year;
- (b) no later than January 31 of each year, for activities carried on between July 1 and December 31 of the previous year.

**Licence or permit renewal**

- 14 (1)** The process and requirements for renewing a licence or permit under Section 42 of the Act are as prescribed in this Section.
- (2)** A person who holds a licence or permit may apply to the Minister to renew the licence or permit by providing the Minister with all of the following:
- (a) a written request to renew the licence or permit;
  - (b) any additional information the Minister considers necessary to decide on the application;
  - (c) the prescribed application fee.
- (3)** The Minister must not renew a licence or permit if the Minister believes that doing so would not be in the public interest, or would not be consistent with the Department's policies and programs.
- (4)** On renewing a licence or a permit issued under subclause 35(1)(a) or (b) of the Act, the Minister must not allow the period during which the licence or permit will remain valid to be longer than 10 years from the date that the licence or permit would have expired had it not been renewed.

**Application incomplete until fee paid**

- 15** An application for a licence or permit, or for a related approval or consent for which there is a prescribed application fee, is not considered complete and ready for processing until the prescribed application fee is paid.

**Environmental Monitoring Plans****Contents of environmental monitoring plan**

- 16 (1)** An environmental monitoring plan must include all of the following:
- (a) a description of the existing environment in the licence area or permit area;
  - (b) baseline data for the licence area or permit area that is publicly available at the time the plan is submitted to the Minister;
  - (c) any baseline data that the licence holder or permit holder was required to collect under subclauses 31(1)(b)(i) and 38(1)(b)(i) of the Act;
  - (d) an assessment of the potential effects on the environment of any generator, cable or other equipment or structure to be constructed, installed or operated under the licence or permit, and of how that infrastructure will interact with the environment, considering all of the following:
    - (i) the physical characteristics of the licence area or permit area,
    - (ii) the distribution and behavior of the species in the licence area or permit area,

- (iii) any existing information on the interaction between similar infrastructure and marine life;
  - (e) the steps that will be taken and the procedures used by the licence holder or permit holder to collect environmental effects monitoring data and to evaluate any changes in the environment over time related to the activities carried on under the licence or permit, using the most appropriate science, technology, and resources reasonably practicable.
- (2) In the definition of “environmental effects monitoring data” in clause 3(1)(f) of the Act, “marine environment” means the components of the Earth and includes all of the following:
- (a) air, land and water;
  - (b) organic and inorganic matter and living organisms;
  - (c) the interacting natural systems that include components referred to in clauses (a) and (b).

#### **Amending environmental monitoring plan**

- 17 (1) A licence holder or permit holder may apply to the Minister to amend an approved environmental monitoring plan.
- (2) An application to amend an approved environmental monitoring plan must include all the information that the Minister considers necessary to decide on the application.
- (3) On receiving an application to amend an approved environmental monitoring plan, the Minister may amend the plan, subject to any terms or conditions that the Minister considers appropriate.

#### **Risk Management Plan**

##### **Contents of risk management plan**

- 18 The risk management plan required by clause 7(h) for a licence applicant and clause 9(k) for a permit applicant must include all of the following:
- (a) a description of the steps that the applicant has taken to identify, analyze and evaluate any risks relating to the activities to be carried on under the licence or permit, including any of the following:
    - (i) risks to the environment and public safety,
    - (ii) operational or technical risks,
    - (iii) risks posed to activities that are or may be undertaken by other persons in the proposed licence area or permit area,
    - (iv) financial risks;
  - (b) a description of any risk identified by the applicant, an assessment of the probability that the risk will occur and, for each risk identified,
    - (i) a qualitative and quantitative assessment of the probability that the risk will occur,
    - (ii) a qualitative and quantitative assessment of the consequences of the risk occurring, and

- (iii) a description of the measures that the applicant proposes to take to anticipate, avoid, prevent, mitigate or manage the risk;
- (c) a description of how the applicant will inform all individuals directly affected by any identified risk of the risk and the measures that the applicant proposes to take to anticipate, avoid, prevent, mitigate or manage the risk;
- (d) a description of how the applicant will monitor compliance with the risk management plan, including any audits, inspections, data collection and analysis.

### **Decommissioning, Abandonment and Rehabilitation Plans**

#### **Requirement for decommissioning, abandonment and rehabilitation plan**

- 19 (1)** The requirement in subsection 44(2) of the Act to provide the Minister with and obtain the Minister's approval of a decommissioning, abandonment and rehabilitation plan applies to each licence holder and permit holder.
- (2)** A person must not construct or install a generator, cable or other equipment or structure in a licence area or a permit area until the Minister has approved the decommissioning, abandonment and rehabilitation plan for that licence area or permit area.

#### **Contents of decommissioning, abandonment and rehabilitation plan**

**20** A decommissioning, abandonment and rehabilitation plan must include all of the following:

- (a) the steps that will be taken and the procedures that will be used to remove any generator, cable or other equipment or structure constructed, installed or operated under the licence or permit;
- (b) if it is proposed that any generator, cable or other equipment or structure constructed, installed or operated under the licence or permit be abandoned in place,
  - (i) evidence satisfactory to the Minister to establish that doing so would be less harmful to public safety and the environment than removing the generator, cable or other equipment or structure, and
  - (ii) the manner in which ongoing monitoring, maintenance and liability for the generator, cable or other equipment or structure that is proposed to be abandoned in place will be addressed;
- (c) the steps that will be taken and the procedures that will be used to rehabilitate any sub-aquatic lands that compose the licence area or permit area.

#### **Prescribed steps to decommission and rehabilitate**

- 21 (1)** The decommissioning and rehabilitation required by subsection 44(1) of the Act upon the completion of activity authorized by a licence or permit must be
- (a) carried out in accordance with the decommissioning, abandonment and rehabilitation plan approved for the licence area or permit area; and
  - (b) completed before the date of the last day that the licence or permit is valid.

- (2) If a licence or permit is revoked before decommissioning and rehabilitation have been completed as required by subsection 44(1) of the Act and subsection (1), the person who held the licence or permit immediately before it was revoked must complete the decommissioning and rehabilitation by a date specified by the Minister.

### Amending decommissioning, abandonment and rehabilitation plan

- 22 (1) A licence holder or permit holder may apply to the Minister to amend their approved decommissioning, abandonment and rehabilitation plan.
- (2) An application to amend an approved decommissioning, abandonment and rehabilitation plan must include any information that the Minister considers necessary to decide on the application.
- (3) On receiving an application to amend an approved decommissioning, abandonment and rehabilitation plan, the Minister may, with the consent of the Minister of Natural Resources, amend the plan, subject to any terms or conditions that the Minister considers appropriate.

## Rents

### Rents and fees prescribed

- 23 (1) The amounts set out in subsection (3) are prescribed for the purposes of determining the rents and fees that a licence holder or permit holder is liable for under Section 63 of the Act.
- (2) Annual rental fees are calculated on the basis of a calendar year.
- (3) Subject to the provision in subsection (4) for prorating payments, and unless waived by the Minister under Section 26, rent payments must be made in the amounts and within the times set out in the following table:

| Type of Licence or Permit   | Rent Payment Amount per Calendar Year   | Rent Payment Deadline  |
|---|---|--|
| licence   | amount equal to the greater of <ul style="list-style-type: none"> <li>• \$2500.00 per megawatt of installed capacity under the licence</li> </ul> and <ul style="list-style-type: none"> <li>• \$20.00 per hectare in the licence area</li> </ul> | no later than 60 days after the date the licence is issued, and every January 31 during the term of the licence  |
| permit under clause 35(1)(a) of Act: <ul style="list-style-type: none"> <li>• if term is less than 1 year</li> <li>• if term is 1 year or longer</li> </ul> | amount equal to \$48.08 for every week of the term of the permit<br>\$2500  | no later than 60 days after the date the permit is issued<br><br>no later than 60 days after the date the permit is issued, and every January 31 during the term of the permit |

|   |   |   |
|---|---|---|
| permit under clause 35(1)(b) of Act               | <p>amount equal to the greater of</p> <ul style="list-style-type: none"> <li>• \$500.00 for each cable that is in the permit area but outside the licence area and that connects a generator to an on-shore customer or power grid</li> </ul> <p>and</p> <ul style="list-style-type: none"> <li>• \$5.00 per linear metre of cable that is in the permit area but outside the licence area and that connects a generator to an on-shore customer or power grid</li> </ul> | no later than 60 days after the date the permit is issued, and every January 31 during the term of the permit |
| demonstration permit under clause 35(1)(c) of Act | <p>amount equal to the greater of</p> <ul style="list-style-type: none"> <li>• \$2500.00 per megawatt of installed capacity under the permit</li> </ul> <p>and</p> <ul style="list-style-type: none"> <li>• \$20.00 per hectare in the permit area</li> </ul>   | no later than 60 days after the date the permit is issued, and every January 31 during the term of the permit |

- (4) Annual rent payments payable by a licence holder or permit holder in the first and last years of the term of the licence or permit must be prorated as follows:
- (a) the first annual rent payment must be prorated on the basis of the period of time between the date the licence or permit was issued and December 31 in the same year;
  - (b) the last annual rent payment must be prorated on the basis of the period of time between January 1 in the last year of the term of the licence or permit and the last day of the term.
- (5) If rent is not paid on or before the ~~date~~ deadline for payment, the licence holder or permit holder must pay an additional late fee in an amount equivalent to 10% of the amount that was not paid on or before the deadline.

#### Rents and fees payable to Minister

**24** All rents and fees under Section 23 are payable to the Minister of Finance.

#### Rents and fees not refundable

**25** All rents and fees prescribed in Section 23 are non-refundable.

#### Waiver for FORCE Marine Renewable-electricity Area

**26** The Minister may, at the Minister's discretion, waive any rent or fee prescribed in Section 23 in relation to a licence or permit within the FORCE Marine Renewable-electricity Area established by Section 13 of the Act.

## Records

### Records accessible from office in Province

**27** The record of data required by subsection 53(2) of the Act about activities authorized under a licence or a permit, including all books, records, accounts, documents and information related to those activities, must be accessible from an office located in the Province.

### Review and inspection at Minister's request

**28** At the written request of the Minister, a licence holder or permit holder must make the documentation referred to in Section 27 available for review and inspection at the office referred to in that Section during regular business hours by any person authorized by the Minister.

### Retention period for records

**29** A holder or former holder of a licence or permit must ensure that the books, records, accounts, documents and information remain accessible as required by subsection 53(2) of the Act and Section 27 until at least 5 years after the date the licence or permit expires or is revoked.

## N.S. Reg. 9/2018

Made: January 23, 2018

Filed: January 24, 2018

Residential Tenancies Regulations—amendment

Order in Council 2018-15 dated January 23, 2018  
Amendment to regulations made by the Governor in Council  
pursuant to Section 26 of the *Residential Tenancies Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia dated November 21, 2017, and pursuant to Section 26 of Chapter 401 of the Revised Statutes of Nova Scotia, 1989, the *Residential Tenancies Act*, is pleased to amend the *Residential Tenancies Regulations*, N.S. Reg. 190/1989, made by the Governor in Council by Order in Council 89-1118 dated September 26, 1989, to update the Standard Form of Lease respecting the provision of a copy of the Act to tenants in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after January 23, 2018.

## Schedule “A”

**Amendment to the *Residential Tenancies Regulations*  
made by the Governor in Council under Section 26  
of Chapter 401 of the Revised Statutes of Nova Scotia, 1989,  
the *Residential Tenancies Act***

Form P: Standard Form of Lease of the *Residential Tenancies Regulations*, N.S. Reg. 190/1989, made by the Governor in Council by Order in Council 89-1118 dated September 26, 1989, is amended by striking out item 1 under the heading “**Attachments: (initials required)**” and substituting the following item:

1 \_\_\_\_\_ At least 1 tenant has received a copy of the Act in the following form:  
(check the applicable option below)

- paper copy  
 electronic copy  
 web address for copy published online: \_\_\_\_\_  
(insert web address)

within 10 days of the earliest of:

- (a) the date specified in the lease as the start of the tenancy;  
 (b) signing the lease;  
 (c) receiving keys to the premises;  
 (d) taking possession of or occupying the premises.

### N.S. Reg. 10/2018

Made: January 23, 2018

Filed: January 24, 2018

Proclamation, S. 35, S.N.S. 2011, c. 63

Order in Council 2018-16 dated January 23, 2018

Proclamation made by the Governor in Council  
pursuant to Section 35 of

*An Act to Amend Chapter 4 of the Acts of 1994-95, the Gaming Control Act*

The Governor in Council on the report and recommendation of the Minister of responsible for Part II of the *Gaming Control Act* dated November 21, 2017, and pursuant to Section 35 of Chapter 63 of the Acts of 2011, *An Act to Amend Chapter 4 of the Acts of 1994-95, the Gaming Control Act*, is pleased to order and declare by proclamation that *An Act to Amend Chapter 4 of the Acts of 1994-95, the Gaming Control Act*, except subclause 1(b) and clauses 4 and 5, do come into force on and not before January 23, 2018.

PROVINCE OF NOVA SCOTIA

sgd: **Arthur J. LeBlanc**

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 35 of Chapter 63 of the Acts of 2011, *An Act to Amend Chapter 4 of the Acts of 1994-95, the Gaming Control Act*, it is enacted as follows:

- 35** This Act, other than subclause 1(b) and clauses 4 and 5, comes into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Chapter 63 of the Acts of 2011, *An Act to Amend Chapter 4 of the Acts of 1994-95, the Gaming Control Act*, other than subclause 1(b) and clauses 4 and 5, do come into force on and not before January 23, 2018;

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 Chapter 63 of the Acts of 2011, *An Act to Amend Chapter 4 of the Acts of 1994-95, the Gaming Control Act*, other than subclause 1(b) and clauses 4 and 5, do come into force on and not before January 23, 2018, 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 His Honour  
Arthur J. LeBlanc, ONS, Q.C., Lieutenant Governor of  
the Province of Nova Scotia.

AT Our Government House in the Halifax Regional  
Municipality, this 23rd day of January in the year of  
Our Lord two thousand and seventeen and in the sixty-  
sixth year of Our Reign.

BY COMMAND:

**sgd: Honourable Mark Furey**  
Provincial Secretary  
Attorney General and Minister of Justice

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**N.S. Reg. 11/2018 to N.S. Reg. 17/2018**

Made: January 23, 2018

Filed: January 24, 2018

Amendment to regulations under the Gaming Control Act

Order in Council 2018-17 dated January 23, 2018  
Amendment to regulations made by the Governor in Council  
pursuant to Section 127 of the *Gaming Control Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Minister responsible for Part II of the *Gaming Control Act* dated November 21, 2017, and pursuant to Section 127 of Chapter 4 of the Acts of 1994-95, the *Gaming Control Act*, is pleased, effective on and after January 23, 2018, to

- (a) amend the *Atlantic Lottery Regulations*, N.S. Reg. 36/95, made by the Governor in Council by Order in Council 95-255 dated April 4, 1995, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation;
- (b) amend the *Bingo Regulations*, N.S. Reg. 37/95, made by the Governor in Council by Order in Council 95-256 dated April 4, 1995, in the manner set forth in Schedule “B” attached to and forming part of the report and recommendation;
- (c) amend the *Bingo Suppliers Regulations*, N.S. Reg. 38/95, made by the Governor in Council by Order in Council 95-257 dated April 4, 1995, in the manner set forth in Schedule “C” attached to and forming part of the report and recommendation;



- (d) amend the *Carnival and Charitable Gaming Regulations*, N.S. Reg. 39/95, made by the Governor in Council by Order in Council 95-258 dated April 4, 1995, in the manner set forth in Schedule “D” attached to and forming part of the report and recommendation;
- (e) amend the *Casino Regulations*, N.S. Reg. 40/95, made by the Governor in Council by Order in Council 95-259 dated April 4, 1995, in the manner set forth in Schedule “E” attached to and forming part of the report and recommendation;
- (f) amend the *Ticket Lottery Regulations*, N.S. Reg. 41/95, made by the Governor in Council by Order in Council 95-260 dated April 4, 1995, in the manner set forth in Schedule “F” attached to and forming part of the report and recommendation; and
- (g) amend the *Video Lottery Regulations*, N.S. Reg. 42/95, made by the Governor in Council by Order in Council 95-261 dated April 4, 1995, in the manner set forth in Schedule “G” attached to and forming part of the report and recommendation.

**N.S. Reg. 11/2018**

Atlantic Lottery Regulations—amendment

**Schedule “A”**

**Amendment to the *Atlantic Lottery Regulations*  
made by the Governor in Council under Section 127  
of Chapter 4 of the Acts of 1994-95,  
the *Gaming Control Act***

- 1 Section 2 of the *Atlantic Lottery Regulations*, N.S. Reg. 36/95, made by the Governor in Council by Order in Council 95-255 dated April 4, 1995, is amended by
  - (a) striking out the clause letter before each definition;
  - (b) repealing the definition of “Commission”;
  - (c) striking out “Nova Scotia Gaming Corporation” in the definition of “Corporation” and substituting “Nova Scotia Provincial Lotteries and Casino Corporation”.
- 2 Section 13 of the regulations is amended by striking out “the Corporation or Commission” and substituting “the Corporation or the Department”.

**N.S. Reg. 12/2018**

Bingo Regulations—amendment

**Schedule “B”**

**Amendment to the *Bingo Regulations*  
made by the Governor in Council under Section 127  
of Chapter 4 of the Acts of 1994-95,  
the *Gaming Control Act***

- 1 Section 2 of the *Bingo Regulations*, N.S. Reg. 37/95, made by the Governor in Council by Order in Council 95-256 dated April 4, 1995 is amended by

- (a) repealing the definition of “Commission”;
  - (b) striking out “Commission” wherever it appears throughout the definitions and substituting “Executive Director”.
- 2 Section 3 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
  - 3 Section 5 of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
  - 4 Section 6 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
  - 5 (1) Subsection 7(1) of the regulations is amended in the text before clause (a) by
    - (a) striking out “Commission” and substituting “Executive Director”; and
    - (b) adding “payable to the Department” immediately after “required fees”.
  - (2) Subclause 7(1)(c)(vii) of the regulations is amended by striking out “Commission” and substituting “Department”.
  - 6 The regulations are further amended by striking out “Commission” wherever it occurs in subsections 8(1) and (2) and substituting “Department”.
  - 7 Section 10 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
  - 8 Section 15 of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
  - 9 Subsection 18(2) of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
  - 10 (1) Subsection 19(1) of the regulations is amended by striking out “Commission” and substituting “Minister”.
  - (2) Section 19 of the regulations is further amended by striking out “Commission” wherever it occurs in subsections (2) and (3) and substituting “Executive Director”.
  - 11 Subsection 21(2) of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
  - 12 Subsection 23(5) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
  - 13 Section 24 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
  - 14 Section 26 of the regulations is amended by striking out “Commission” and substituting “Executive Director”.

- 15 Section 27 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Department”.
- 16 (1) Subsection 29(1) of the regulations is amended by striking out “Alcohol and Gaming Authority” and “Authority” and substituting “Executive Director” for each.
- (2) Subsection 29(2) of the regulations is amended by striking out “Alcohol and Gaming Authority in its sole discretion” and substituting “Executive Director.”
- 17 Subsection 30(2) of the regulations is amended by striking out “Alcohol and Gaming Authority” and substituting “Executive Director”.

**N.S. Reg. 13/2018**

Bingo Suppliers Regulations–amendment

**Schedule “C”**

**Amendment to the *Bingo Suppliers Regulations*  
made by the Governor in Council under Section 127  
of Chapter 4 of the Acts of 1994-95,  
the *Gaming Control Act***

- 1 Section 2 of the *Bingo Suppliers Regulations*, N.S. Reg. 38/95, made by the Governor in Council by Order in Council 95-257 dated April 4, 1995 is amended by
- (a) striking out the clause letter before each definition;
- (b) repealing the definition of “Commission”;
- (c) striking out “Commission” wherever it appears throughout the definitions and substituting “Executive Director”.
- 2 Section 3 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
- 3 (1) The regulations are further amended by striking out “Commission” wherever it appears in clauses 4(c) and (d) and substituting “Executive Director”.
- (2) Clause 4(e) of the regulations is amended by striking out “Commission’s” and substituting “Executive Director’s”.
- 4 Section 5 of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 5 Section 6 of the regulations is amended by striking out “Commission” and substituting “Department”.
- 6 Section 7 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
- 7 (1) Section 8 of the regulations is amended by striking out “Commission” wherever it occurs in subsections (1) and (2) and substituting “Executive Director”.

- (2) Subsection 8(3) of the regulations is amended by striking out “Commission” and substituting “Minister.”

**N.S. Reg. 14/2018**

Carnival and Charitable Gaming Regulations—amendment

**Schedule “D”**

**Amendment to the *Carnival and Charitable Gaming Regulations*  
made by the Governor in Council under Section 127  
of Chapter 4 of the Acts of 1994-95,  
the *Gaming Control Act***

- 1 Section 2 of the *Carnival and Charitable Gaming Regulations*, N.S. Reg. 39/95, made by the Governor in Council by Order in Council 95-258 dated April 4, 1995, is amended by
- (a) striking out the clause letter before each definition; and
- (b) repealing the definition of “Commission”.
- 2 Section 3 of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 3 Subsection 5(2) of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
- 4 Section 6 of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 5 Section 7 of the regulations is amended by striking out “Commission” and substituting “Department”.
- 6 (1) Subsection 8(1) of the regulations is repealed and the following subsection substituted:
- (1) Licensing fees are payable to the Department, and an applicant for a licence must forward payment of the licensing fee to the Executive Director with their application.
- (2) Subsection 8(2) of the regulations is amended by striking out “Commission” and substituting “Department”.
- 7 The regulations are further amended by striking out “Commission” wherever it appears in Sections 10, 11, 12 and 13 and substituting “Executive Director”.
- 8 Subsection 15(2) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 9 (1) Subsection 18(1) of the regulations is amended by striking out “Commission” and substituting “Minister”;
- (2) The regulations are further amended by striking out “Commission” wherever it appears in subsections 18(2), (5) and (6) and substituting “Executive Director”.
- 10 Section 19 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Department”.

**N.S. Reg. 15/2018**

## Casino Regulations—amendment

**Schedule “E”****Amendment to the *Casino Regulations*  
made by the Governor in Council under Section 127  
of Chapter 4 of the Acts of 1994-95, the *Gaming Control Act***

- 1 Subsection 6(4) of the *Casino Regulations*, N.S. Reg. 40/95, made by the Governor in Council by Order in Council 95-259 dated April 4, 1995, is amended by striking out “Commission” and substituting “Department”.
- 2 Subsection 7(5) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 3 Section 13 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
- 4 Clause 20(1)(d) of the regulations is amended by striking out “the Commission” and substituting “employees of the Department as designated by the Executive Director”.
- 5 Subsection 23(1) of the regulations is repealed and the following subsection substituted:
  - (1) Any applicant for registration under the Act shall pay investigation costs to the Department on recommendation of the Director of Investigation and Enforcement in the amount that the Executive Director determines, if the Director of Registration determines that an investigation under the Act is necessary with respect to the applicant.
- 6 (1) Subsection 24(1) of the regulations is repealed and the following subsection substituted:
  - (1) Each of the following is subject to a Level III security clearance as set out in clause (2)(c):
    - (a) each member of the Corporation;
    - (b) the Chief Executive Officer of the Corporation and each other employee of the Corporation;
    - (c) the Executive Director, the Director of Registration and the Director of Investigation and Enforcement;
    - (d) any employee of the Department designated by the Executive Director.
  - (2) Subsection 24(2) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
  - (3) Subsection 24(3) of the regulations is repealed and the following subsection substituted:
    - (3) Persons who are public servants on the date the Act comes into force and who become employees or members of the Corporation or employees of the Department designated by the Executive Director are subject to whatever level of security clearance the Executive Director determines to be appropriate.

- (4) Subsection 24(4) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- (5) Subsection 24(5) of the regulations is repealed and the following subsection substituted:
- (5) Each person referred to in subsections (1), (2) and (3) shall supply the information necessary for the Executive Director to determine whether to grant the person a security clearance, and the person’s appointment to or employment with the Corporation, Department or casino operator is conditional on the level of security clearance required by this Section being granted.
- (6) Subsection 24(6) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- (7) Subsection 24(7) of the regulations is repealed and the following subsection substituted:
- (7) In determining whether to grant a security clearance, the Executive Director may engage the services of any of the following, as the Executive Director determines necessary:
- (a) employees of the Department;
- (b) third parties, including the RCMP and municipal police forces.
- (8) Subsection 24(8) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.

7 Section 25 of the regulations is repealed and the following Section substituted:

**25 (1)** Each member and employee of the Corporation and each employee of the Department designated by the Executive Director, before entering upon their duties, shall take and subscribe to the following oath or affirmation:

(a) **Oath**

I solemnly and sincerely swear that I will faithfully and honestly fulfil the duties that devolve upon me by reason of my employment, and that I will not, without due authority in that behalf, disclose or make known, either during or after such employment terminates, any confidential matter that comes to my knowledge by reason of such employment, so help me God.

Sworn and subscribed before me at  
\_\_\_\_\_, N.S., this \_\_\_\_\_  
day of \_\_\_\_\_, 20\_\_\_\_.

Signature of person administering oath

\_\_\_\_\_

\_\_\_\_\_  
Employee

\_\_\_\_\_  
Position

(b) **Affirmation**

I solemnly and sincerely affirm that I will faithfully and honestly fulfil the duties that devolve upon me by reason of my employment, and that I will not, without due authority in that behalf, disclose or make known, either during or after such employment terminates, any confidential matter that comes to my knowledge by reason of such

employment.

Affirmed and subscribed before me at  
\_\_\_\_\_, N.S., this \_\_\_\_\_  
day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Employee

Signature of person administering affirmation

\_\_\_\_\_  
Position

- (2) An oath or affirmation under subsection (1) shall be taken before a Justice of the Peace or a Barrister or Commissioner of the Supreme Court of Nova Scotia and shall be returned to the Chair of the Corporation or Executive Director and recorded in any manner that the Chair or Executive Director determines.
- 8 (1) Subsection 26(1) of the regulations is amended by striking out “the Corporation or Commission” and substituting “the Corporation or the Department”.
- (2) Clauses 26(1)(c) and 26(1)(d) of the regulations are amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
- (3) Clause 26(2)(a) of the regulations is repealed and the following clause substituted:
- (a) in the case of the Chair and members of the Board of Directors of the Corporation, to the Minister responsible for Part I of the Act;
- (4) Clause 26(2)(c) of the regulations is repealed and the following clause substituted:
- (c) in the case of the Executive Director and other Directors of the Department, to the Minister responsible for Part II of the Act;
- (5) Clause 26(2)(d) of the regulations is amended by striking out “Commission” and substituting “Department”.
- (6) Section 26 of the regulations is further amended by striking out “Commission” wherever it appears in subsections (3) and (4) and substituting “Department”.
- 9 Subsection 27(2) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 10 Subsection 28(2) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 11 Subsection 30(5) of the regulations is amended by striking out “Nova Scotia Alcohol and Gaming Authority” and substituting “Executive Director”.
- 12 Section 30A of the regulations is amended by striking out “Nova Scotia Alcohol and Gaming Authority” and substituting “Executive Director”.

- 13 Subsection 34(1) of the regulations is amended by striking out “Commission or its agents at times to be determined by the Commission” and substituting “Executive Director or an agent of the Executive Director, at times to be determined by the Executive Director”.
- 14 The regulations are further amended by striking out “Commission” wherever it appears in Sections 36, 37 and 38 and substituting “Executive Director”.
- 15 The regulations are further amended by striking out “Commission” wherever it appears in Sections 43, 47, 48 and 49 and substituting “Executive Director”.
- 16 Section 54 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
- 17 Section 72 of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 18 Section 99 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
- 19 Subsection 108(3) the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 20 The regulations are further amended by striking out “Commission” wherever it appears in clauses 125(f) and (g) and substituting “Executive Director”.
- 21 Section 126 of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 22
  - (1) Subsection 131(1) of the regulations is amended by striking out “Commission” and substituting “Department”.
  - (2) Subsections 131(2) and (3) of the regulations are amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
  - (3) Subsection 131(4) of the regulations is amended by striking out “Commission’s” wherever it appears and substituting “Department’s”.
- 23 Section 137 of the regulations is amended by striking out “Commission or its agents” and substituting “Executive Director or an agent of the Executive Director”.
- 24 Section 139 of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 25
  - (1) Clauses 252(1)(d) and (e) of the regulations are amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
  - (2) Subsection 252(3) of the regulations is amended by striking out “Commission” and substituting “Nova Scotia Utility and Review Board”.
- 26 The regulations are further amended by striking out “Commission” wherever it appears in Sections 253, 254, 255 and 256 and substituting “Nova Scotia Utility and Review Board”.



**N.S. Reg. 16/2018**

Ticket Lottery Regulations—amendment

**Schedule “F”****Amendment to the *Ticket Lottery Regulations*  
made by the Governor in Council under Section 127  
of Chapter 4 of the Acts of 1994-95, the *Gaming Control Act***

- 1 Section 2 of the *Ticket Lottery Regulations*, N.S. Reg. 41/95, made by the Governor in Council by Order in Council 95-260 dated April 4, 1995, is amended by
  - (a) striking out the clause letter before each definition;
  - (b) repealing the definition of “Commission”; and
  - (c) striking out “Commission” in the definition of “licensee” and substituting “Executive Director”.
- 2 Section 3 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
- 3
  - (1) Subsection 4(3) of the regulations is amended by striking out “the Commission” and substituting “the Executive Director”.
  - (2) Clause 4(3)(b) of the regulations is amended by striking out “the Nova Scotia Gaming Control Commission” and substituting “Service Nova Scotia”.
  - (3) Subsection 4(4) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 4 Section 5 of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 5 Subsection 6(2) of the regulations is amended by striking out “Commission” and substituting “Department”.
- 6 Section 7 of the regulations is repealed and the following Section substituted:
  - 7 A licensee shall forward to the Executive Director fees payable under Section 6 by a cheque or similar instrument made payable to the Department and enclosed with the report required to be filed with the Executive Director under subsection 4(4).
- 7 Subsection 8(1) of the regulations is amended by striking out “Commission” and substituting “Department”.
- 8 The regulations are further amended by striking out “Commission” wherever it appears in Sections 9, 10 and 12 and substituting “Executive Director”.
- 9
  - (1) Subsection 13(2) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
  - (2) Subsection 13(3) of the regulations is amended by

- (a) striking out “A licensee shall provide the Commission, at its request, “ and substituting “At the request of the Executive Director, a licensee shall provide the Executive Director”; and
  - (b) striking out “approval by the Commission” with “approval by the Executive Director”.
- (3) Subsection 13(5) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 10 The regulations are further amended by striking out “Commission” wherever it appears in Sections 17 and 18 and substituting “Executive Director”.
- 11 Subsection 20(3) of the regulations is amended by striking out “unless the Commission considers on its review,” and substituting “unless the Executive Director considers on review”.
- 12 (1) Subsection 21(1) of the regulations is amended by striking out “Commission” and substituting “Minister”.
- (2) The regulations are further amended by striking out “Commission” wherever it appears in subsections 21(2), (5) and (6) and substituting “Executive Director”.
- 13 Section 22 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Department”.

**N.S. Reg. 17/2018**

## Video Lottery Regulations—amendment

**Schedule “G”**

**Amendment to the *Video Lottery Regulations*  
made by the Governor in Council under Section 127  
of Chapter 4 of the Acts of 1994-95, the *Gaming Control Act***

- 1 Section 2 of the *Video Lottery Regulations*, N.S. Reg. 42/95, made by the Governor in Council by Order in Council 95-261 dated April 4, 1995, is amended by
- (a) striking out the clause letter before each definition;
  - (b) striking out “Commission” in the definition of “approved device” and substituting “Executive Director”;
  - (c) repealing the definition of “approved premises” and substituting the following definition:  
“approved premises” means premises that are age restricted in accordance with Section 10, and
    - (i) that are owned or operated by the holder of a valid licence granted under the *Liquor Control Act*, which may be a club license, beverage room license, lounge license, cabaret license, special premises license or a licence issued to marine ferries, whether moored or in transit within Nova Scotia harbours, or
    - (ii) that are on a reserve and operating under written agreement with a band by the Province, the Minister, the Corporation or the Lottery Corporation;

- (d) repealing the definition of “Commission”;
  - (e) striking out “Nova Scotia Gaming Corporation” in the definition of “Corporation” and substituting “Nova Scotia Provincial Lotteries and Casino Corporation”; and
  - (f) striking out “, upon application in the form required by the Alcohol and Gaming Authority,” in subclause (i) of the definition of “licensee”.
- 2 (1) Section 3 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
- (2) Clause 3(2)(c) of the regulations is repealed and the following clause substituted:
- (c) in the case of premises licensed under the *Liquor Control Act*, evidence that the premises have been approved and a valid licence issued by the Executive Director appointed under that Act.
- 3 Subsection 4(2) of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
- 4 (1) Section 5 of the regulations is amended by striking out “Commission” wherever it appears and substituting “Executive Director”.
- (2) Clause 5(2)(e) of the regulations is amended by striking out “by the Liquor License Board” and substituting “under the *Liquor Control Act*”.
- 5 Subsection 6(3) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 6 Section 7 of the regulations is repealed and the following Section substituted:
- 7 No video gaming in a premises owned or operated by the holder of a licence granted under the *Liquor Control Act* shall be operated during any part of a suspension of that licence.
- 7 (1) Subsection 8(1) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- (2) Subsection 8(2) of the regulations is repealed and the following subsection substituted:
- (2) No video gaming device in a facility owned or operated by the holder of a licence granted under the *Liquor Control Act* shall be operated other than during the same hours of operation as those licensed by the Executive Director under that Act, and the Executive Director may enforce this requirement electronically.
- 8 Section 14 of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 9 (1) Subsection 15(1) of the regulations is amended by
- (a) striking out “Commission” the first and second time it appears and substituting “Executive Director”;
  - (b) striking out “Commission” the third time it appears and substituting “Department”.

- (2) Subsection 15(2) of the regulations is amended by
- (a) striking out “Commission” in the text before clause (a) and substituting “Executive Director”;
  - (b) adding “a” immediately before “bank” in clause (b);
  - (c) striking out “Commission” in clause (b) and substituting “Executive Director”;
  - (d) striking out “Commission” the first time it appears in the text after subclause (b)(ii) and substituting “Executive Director”;
  - (e) striking out “Commission” the second and third times it appears in the text after subclause (b)(ii) and substituting “Department”.
- 10 (1) Subsection 16(1) of the regulations is repealed and the following subsection substituted:
- (1) The Executive Director may require an applicant for a registration certificate or a licensee to deposit with the Department a bond by way of cash or other security satisfactory to the Executive Director, which shall not in any case be greater than \$100 000.
- (2) Subsection 16(2) of the regulations is amended by striking out “Commission” and substituting “Executive Director”.
- 11 Subsection 19(2) of the regulations is amended by striking out “Commission” and substituting “Department”.
- 12 (1) Subsection 20(4) of the regulations is amended by striking out “of the Commission”.
- (2) Subsection 20(5) of the regulations is amended by striking out “Commission” and substituting “Department”.
- 13 Section 21 of the regulations is amended by striking out “Commission” and substituting “Executive Director”.

**N.S. Reg. 18/2018**

Made: January 10, 2018

Filed: January 24, 2018

Marine Renewable-energy Fees Regulations

Order dated January 10, 2018

Regulations made by the Minister of Energy  
pursuant to Section 72 of the *Marine Renewable-energy Act***In the matter of Section 72 of Chapter 32 of the Acts of 2015,  
the *Marine Renewable-energy Act*****- and -****In the matter of regulations prescribing fees under  
Section 72 of the *Marine Renewable-energy Act*****Order**

I, Geoff MacLellan, Minister of Energy for the Province of Nova Scotia, upon notice of a fee increase having been presented to the Clerk of the House of Assembly in accordance with Section 4 of Chapter 8 of the Acts of 2007, the *Fees Act*, and pursuant to Section 72 of Chapter 32 of the Acts of 2015, the *Marine Renewable-energy Act* (“the Act”), hereby make regulations prescribing fees in the form set forth in Schedule “A”, effective on and after the date that the Act comes into force on proclamation.

Dated and made at Halifax, Nova Scotia on January 10, 2018.

sgd.: *Geoff MacLellan*  
Honourable Geoff MacLellan  
Minister of Energy**Schedule “A”****Regulations Prescribing Fees  
made by the Minister of Energy under  
Section 72 of Chapter 32 of the Acts of 2015,  
the *Marine Renewable-energy Act*****Citation****1** These regulations may be cited as the *Marine Renewable-energy Fees Regulations*.**Definition****2** In these regulations,“Act” means the *Marine Renewable-energy Act*.**Application fees prescribed****3 (1)** The fee for an application for a licence, permit, approval or consent under the Act is as set out in the following table:

| Type of Application   | Fee  |
|---|--|
| Licence   | \$2500.00                                      |
| Permit: <ul style="list-style-type: none"> <li data-bbox="337 310 751 342">• under clause 35(1)(a) of the Act</li> <li data-bbox="337 359 1154 422">• under clause 35(1)(b) of the Act, if within 1 year after the date the related licence was issued</li> <li data-bbox="337 443 1154 506">• under clause 35(1)(b) of the Act, if more than 1 year after the date the related licence was issued</li> <li data-bbox="337 527 1027 558">• under clause 35(1)(c) of the Act (demonstration permit)</li> </ul>   | \$1000.00<br>no fee<br>\$500.00<br>\$2000.00   |
| Approval under Section 42 of the Act <ul style="list-style-type: none"> <li data-bbox="337 632 704 663">• to extend or renew a licence</li> <li data-bbox="337 680 1162 711">• to extend or renew a permit issued under clause 36(1)(a) of the Act</li> <li data-bbox="337 728 1162 760">• to extend or renew a permit issued under clause 36(1)(b) of the Act</li> <li data-bbox="337 777 1162 808">• to extend or renew a permit issued under clause 36(1)(c) of the Act</li> </ul>   | \$1250.00<br>\$500.00<br>\$250.00<br>\$1000.00 |
| Consent under Section 45 of the Act <ul style="list-style-type: none"> <li data-bbox="337 884 1101 915">• to transfer, sell, lease, assign or otherwise dispose of a licence</li> <li data-bbox="337 932 1101 995">• to transfer, sell, lease, assign or otherwise dispose of a permit issued under clause 36(1)(a) of the Act</li> <li data-bbox="337 1016 1101 1079">• to transfer, sell, lease, assign or otherwise dispose of a permit issued under clause 36(1)(b) of the Act</li> <li data-bbox="337 1100 1101 1163">• to transfer, sell, lease, assign or otherwise dispose of a permit issued under clause 36(1)(c) of the Act</li> </ul>   | \$1250.00<br>\$500.00<br>\$250.00<br>\$1000.00 |
| Approval under Section 46 of the Act <ul style="list-style-type: none"> <li data-bbox="337 1241 1073 1304">• to alter the licence area or to amend, add or delete a term or condition of a licence</li> <li data-bbox="337 1325 1073 1388">• to alter the permit area or to amend, add or delete a term or condition of a permit issued under clause 36(1)(a) of the Act</li> <li data-bbox="337 1409 1073 1472">• to alter the permit area or to amend, add or delete a term or condition of a permit issued under clause 36(1)(b) of the Act</li> <li data-bbox="337 1493 1073 1556">• to alter the permit area or to amend, add or delete a term or condition of a permit issued under clause 36(1)(c) of the Act</li> </ul> | \$1250.00<br>\$500.00<br>\$250.00<br>\$1000.00 |
| Approval under Section 47 of the Act for a certificate of variance <ul style="list-style-type: none"> <li data-bbox="337 1629 521 1661">• for a licence</li> <li data-bbox="337 1682 976 1713">• for a permit issued under clause 36(1)(a) of the Act</li> <li data-bbox="337 1730 976 1761">• for a permit issued under clause 36(1)(b) of the Act</li> <li data-bbox="337 1778 976 1810">• for a permit issued under clause 36(1)(c) of the Act</li> </ul>  | \$1250.00<br>\$500.00<br>\$250.00<br>\$1000.00 |