

Royal



Gazette

Part II Regulations under the Regulations Act

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In force date of regulations: As of March 4, 2005*, the date a regulation comes into force is determined by subsection 3(6) of the *Regulations Act*. The date a regulation is made, the date a regulation is approved, the date a regulation is filed and any date specified in a regulation are important to determine when the regulation is in force.

*Date that subsections 3(6) and (7) and Sections 11 and 13 of the *Regulations Act* and amendments to the *Regulations Act* made by Chapter 46 of the Acts of 2004 were proclaimed in force.

N.S. Reg. 184/2018

Made: October 18, 2018

Filed: October 19, 2018

Prescribed Petroleum Products Prices

Order dated October 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**M08936****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 October 17, 2018, are:

Grade 1 Regular gasoline	67.2¢ per litre
Ultra-low-sulfur diesel oil	79.9¢ per litre

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

Gasoline:	
Grade 1	67.2¢ per litre
Grade 2	70.2¢ per litre
Grade 3	73.2¢ per litre
Ultra-low-sulfur diesel oil	79.9¢ 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:	minus 0.9¢ per litre
Ultra-low-sulfur diesel oil:	plus 0.3¢ per litre

And whereas a winter blending adjustment of plus 1.8¢ per litre is required for ultra-low-sulfur diesel oil;

And now therefore the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., October 19, 2018.

Dated at Halifax, Nova Scotia, this 18th day of October, 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 October 19, 2018**

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cents/Litre					Self-Service Pump Prices		Full-Service Pump Prices	
					(Pump Prices includes 15% HST)			
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
Zone 1								
Regular Unleaded	73.5	10.0	15.5	99.0	119.7	121.9	119.7	999.9
Mid-Grade Unleaded	76.5	10.0	15.5	102.0	123.2	125.4	123.2	999.9
Premium Unleaded	79.5	10.0	15.5	105.0	126.6	128.8	126.6	999.9
Ultra-Low-Sulfur Diesel	89.2	4.0	15.4	108.6	130.8	132.9	130.8	999.9
Zone 2								
Regular Unleaded	74.0	10.0	15.5	99.5	120.3	122.5	120.3	999.9
Mid-Grade Unleaded	77.0	10.0	15.5	102.5	123.7	125.9	123.7	999.9
Premium Unleaded	80.0	10.0	15.5	105.5	127.2	129.4	127.2	999.9
Ultra-Low-Sulfur Diesel	89.7	4.0	15.4	109.1	131.3	133.5	131.3	999.9
Zone 3								
Regular Unleaded	74.4	10.0	15.5	99.9	120.8	122.9	120.8	999.9
Mid-Grade Unleaded	77.4	10.0	15.5	102.9	124.2	126.4	124.2	999.9
Premium Unleaded	80.4	10.0	15.5	105.9	127.6	129.8	127.6	999.9
Ultra-Low-Sulfur Diesel	90.1	4.0	15.4	109.5	131.8	134.0	131.8	999.9
Zone 4								
Regular Unleaded	74.5	10.0	15.5	100.0	120.9	123.0	120.9	999.9
Mid-Grade Unleaded	77.5	10.0	15.5	103.0	124.3	126.5	124.3	999.9
Premium Unleaded	80.5	10.0	15.5	106.0	127.8	130.0	127.8	999.9
Ultra-Low-Sulfur Diesel	90.2	4.0	15.4	109.6	131.9	134.1	131.9	999.9
Zone 5								
Regular Unleaded	74.5	10.0	15.5	100.0	120.9	123.0	120.9	999.9
Mid-Grade Unleaded	77.5	10.0	15.5	103.0	124.3	126.5	124.3	999.9
Premium Unleaded	80.5	10.0	15.5	106.0	127.8	130.0	127.8	999.9
Ultra-Low-Sulfur Diesel	90.2	4.0	15.4	109.6	131.9	134.1	131.9	999.9
Zone 6								
Regular Unleaded	75.2	10.0	15.5	100.7	121.7	123.9	121.7	999.9
Mid-Grade Unleaded	78.2	10.0	15.5	103.7	125.1	127.3	125.1	999.9
Premium Unleaded	81.2	10.0	15.5	106.7	128.6	130.8	128.6	999.9
Ultra-Low-Sulfur Diesel	90.9	4.0	15.4	110.3	132.7	134.9	132.7	999.9

N.S. Reg. 185/2018

Made: October 17, 2018

Filed: October 23, 2018

Summary Offence Tickets Regulations—amendment

Order dated October 17, 2018

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

I, Mark Furey, Attorney General and Minister of Justice for the Province of Nova Scotia, pursuant to Section 8 of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*, effective on and after the date of this order, hereby

- (a) amend Schedule 4A to the *Summary Offence Tickets Regulations*, N.S. Reg. 281/2011, made by order of the Attorney General and Minister of Justice dated October 4, 2011, to reflect the enactment of the *Off-highway Vehicle Pilot Project Regulations* made under Section 307 of the *Motor Vehicle Act*, in the manner set forth in the attached Schedule “A”; and
- (b) order and direct that the penalty to be entered on a summons in respect of an offence set out in amendments to the schedules to the *Summary Offence Tickets Regulations*, N.S. Reg. 281/2011, as set forth in the attached Schedule “A”, is the out-of-court settlement amount indicated by category letter in the out-of-court settlement column set out opposite the description for the offence, and includes the charge provided for in, and in accordance with, Sections 8 and 9 of the Act.

Dated and made October 17, 2018, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

sgd: *Mark Furey*

Honourable Mark Furey

Attorney General and Minister of Justice

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

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

Off-highway Vehicle Pilot Project Regulations

- | | | | |
|---|--|------|---|
| 1 | Operating OHV without third-party liability insurance in amount required | 6(3) | F |
|---|--|------|---|

2	Driving OHV on highway other than as participant and in accordance with regulations (specify)	7	F
3	Participant operating OHV with passenger 8 or younger	9	F (double)
4	Participant operating OHV between 30 minutes after sunset and 30 minutes before sunrise	10	F
5	Participant operating OHV at speed greater than 25 km/h	11	F
6	Participant operating OHV to tow person, vehicle or device (specify)	12	F
7	Driver or passenger (specify) failing to wear compliant helmet on OHV	13	F (double)
8	Failing to comply with regulations (specify) while operating OHV on shoulder of highway	14	F
9	Failing to comply with regulations (specify) while operating OHV on roadway	15	F
10	Failing to operate OHV in ditch on controlled access highway	16	F (double)
11	Participant operating OHV overtaking or passing moving motor vehicle	17	F
12	Participant operating OHV turning left in manner contrary to regulations (specify)	18	F (double)

N.S. Reg. 186/2018

Made: October 22, 2018

Filed: October 23, 2018

Ministerial Education Act Regulations—amendment

Order dated October 22, 2018

Amendment to regulations made by the Minister of Education and Early Childhood Development pursuant to Section 97 of the *Education Act***In the matter of Section 97 of Schedule A to Chapter 1
of the Acts of 2018, the *Education Act*****-and-****In the matter of an amendment to the *Ministerial Education Act Regulations*
made by the Minister of Education and Early Childhood Development pursuant to
Section 97 of the *Education Act*****Order**

I, Zach Churchill, Minister of Education and Early Childhood Development for the Province of Nova Scotia, pursuant to Section 97 of Schedule A to Chapter 1 of the Acts of 2018, the *Education Act*, hereby amend the *Ministerial Education Act Regulations*, N.S. Reg. 59/2018, made by the Minister of Education and Early Childhood Development by Order dated March 29, 2018, to include provisions respecting school advisory councils, in the manner set forth in the attached Schedule “A”, effective on and after the date of this Order.

Dated and made Oct 22, 2018, at Halifax Regional Municipality, Province of Nova Scotia.

sgd: *Zach Churchill*
Honourable Zach Churchill
Minister of Education and Early Childhood Development

Schedule “A”

Amendment to the Ministerial Education Act Regulations made by the Minister of Education and Early Childhood Development under Section 97 of Schedule A to Chapter 1 of the Acts of 2018, the Education Act

- 1 (1) Subclause 58(a)(ix) of the *Ministerial Education Act Regulations*, N.S. Reg. 59/2018, made by the Minister of Education and Early Childhood Education by order dated March 29, 2018, is repealed and the following subclause substituted:
 - (ix) school advisory councils,
- (2) Clause 58(a) of the regulations is further amended by adding the following subclause immediately after subclause (ix):
 - (ixa) school improvement plans,
- 2 The regulations are further amended by adding the following Sections immediately after Section 67:

School Advisory Councils

Interpretation for Sections 69 to 75

68 (1) In Sections 69 to 75,

“school advisory council” means a school advisory council for a public school as provided for in subsection 21(1) of the Act;

“school advisory council agreement” means an agreement made between a school advisory council, the regional centre and the Minister under subsection 70(1).

(2) In Sections 69 to 75,

- (a) a reference to a principal in relation to a public school or a school advisory council for a public school is a reference to the principal of that public school;
- (b) a reference to a regional centre in relation to a public school or a school advisory council for a public school is a reference to the regional centre with jurisdiction over that public school.

Establishing school advisory council

69 (1) A principal may establish a school advisory council for a public school if the principal determines that it would benefit the public school.

(2) A principal must establish a school advisory council in any of the following circumstances:

- (a) a school advisory council was established for the public school before July 31, 2018, and was operating as a school advisory council during the school academic year ending on July 31, 2018, under an agreement under the former Act;
- (b) any of the following groups petitions the principal in writing to establish a school advisory council:
 - (i) a home and school association, parent-teacher association or similar organization for the public school,
 - (ii) 5 or more parents of students attending the public school.

School advisory council agreements

- 70 (1)** A school advisory council must enter into an agreement with the regional centre and the Department that sets out all of the following:
- (a) the composition of the school advisory council, in accordance with Section 71;
 - (b) the duties of the school advisory council as prescribed by Section 75.
- (2)** A school advisory council, the regional centre or the Department may amend the school advisory council agreement at any time with the consent of both of the other parties.

Composition of school advisory council

- 71 (1)** A school advisory council must have at least 5 and no more than 18 members.
- (2)** Subject to subsections (3), (4) and (5), a school advisory council must consist of the following persons:
- (a) at least 1 parent of a child attending the school elected by the parents of the children attending the school;
 - (b) at least 1 teacher employed at the school elected by the teachers employed at the school;
 - (c) at least 1 person from the support staff employed at the school elected by the support staff employed at the school;
 - (d) the principal, who is a non-voting member of the school advisory council;
 - (e) at least 1 representative of the community where the school is situated who must be named to the school advisory council by 1 of the following methods:
 - (i) appointment by the school advisory council, taking into consideration the importance of having diverse views represented on the school advisory council,
 - (ii) election by members of the community, if the school advisory council agreement requires the community representative to be elected;
 - (f) if the school has students attending the school in grade 7 or a higher grade, at least 2 students who attend the school elected by the students of the school;
 - (g) if the school has students attending the school only in grades up to grade 6 or a lower grade and the school advisory council agreement provides for the election of a student

member, at least 2 students who attend the school elected by the students of the school.

- (3) Unless the school advisory council agreement provides otherwise, a school advisory council must not have more than 1/3 of its members from any single category of members referred to in subsection (2).
- (4) A school advisory council member must not be senior staff, as defined in Section 56, of the regional centre.
- (5) Except as provided in subsection (8), a school advisory council may vary its membership composition during a school academic year to increase the diversity of membership of the school advisory council and to allow for representatives from traditionally under-represented members of the school community.
- (6) A school advisory council must provide notice to the regional centre of its intent to vary its membership composition under subsection (5).
- (7) A school advisory council may maintain a variance under subsection (5) until the composition provisions of the school advisory council agreement are amended.
- (8) Subsection (5) does not apply to a newly established school advisory council whose composition has been determined in the manner prescribed by the regional centre as described in Section 73.

School advisory council established to replace predecessor under former Act

72 Until a new school advisory council agreement is entered into, a school advisory council established under clause 69(2)(a) to replace one that was established under the former Act operates under the same terms and conditions and has the same composition as set out in the predecessor school advisory council's agreement under the former Act.

Newly established school advisory council

73 Until a school advisory council agreement is entered into for a school advisory council newly established for a public school under subsection 69(1) or clause 69(2)(b),

- (a) the composition of the school advisory council must be determined in the manner prescribed by the regional centre in accordance with the requirements of clauses 71(2)(a) to (f) respecting minimum numbers and categories of members; and
- (b) the first members of the school advisory council must be elected according to a process established by the regional centre.

Vacancy on school advisory council

74 A vacancy on a school advisory council does not impair the authority of the remaining members to act.

Duties of school advisory council

75 The following are prescribed under subsection 21(3) of the Act as the duties of a school advisory council:

- (a) advising the principal and the regional centre on the following matters:
 - (i) developing policies that promote student achievement and safe and inclusive schools,

- (ii) school practices and initiatives,
 - (iii) communication among the school, parents and the community,
 - (iv) any matters that are referred to the school advisory council by the principal, the regional centre or the Minister;
- (b) working in collaboration with the principal and participating in efforts to improve student achievement and student and community well-being by receiving information on the school improvement plan and monitoring progress and improvements under the plan;
 - (c) preparing an annual report in the form and containing the information determined by the Minister;
 - (d) subject to the approval of the regional centre, making by-laws respecting the operations of the school advisory council, including electing members and conducting meetings;
 - (e) participating in Provincial and regional meetings, consultations and professional development opportunities offered for school advisory councils by the Minister, the regional centre or another education entity;
 - (f) in accordance with the terms of the school advisory council agreement, determining priorities for spending the funds allocated to support the mandate of the school advisory council;
 - (g) undertaking any responsibilities assigned by the Minister or the regional centre in addition to the responsibilities set out in the school advisory council agreement.
-

N.S. Reg. 187/2018

Made: September 27, 2018

Approved: October 12, 2018

Filed: October 23, 2018

Bulk Haulage Regulations—amendment

Order dated October 12, 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 on September 27, 2018, 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, in the manner set forth in the attached Schedule “A”, effective on and after November 1, 2018.

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

Dairy Farmers of Nova Scotia

per: sgd: *Brian Cameron*
 Brian Cameron
 General Manager

Approved by the Natural Products Marketing Council at Truro, in the County of Colchester, Nova Scotia on October 12, 2018.

Natural Products Marketing Council

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

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***

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:

Transporter	Maximum Rate/100 L
Agropur Cooperative	\$2.17
Agropur Scotsburn Division (Agropur Cooperative)	\$2.91
Fisher Transport Limited	\$1.70
Winterthur Farm–Rudolph Burghardt	\$5.31

N.S. Reg. 188/2018

Made: October 25, 2018

Filed: October 26, 2018

Prescribed Petroleum Products Prices

Order dated October 25, 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**M08941****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: Stephen T. McGrath, LL.B., 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 October 24, 2018, are:

Grade 1 Regular gasoline	65.0¢ per litre
Ultra-low-sulfur diesel oil	78.9¢ per litre

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

Gasoline:	
Grade 1	65.0¢ per litre
Grade 2	68.0¢ per litre
Grade 3	71.0¢ per litre
Ultra-low-sulfur diesel oil	78.9¢ 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:	minus 1.2¢ per litre
Ultra-low-sulfur diesel oil:	nil¢ per litre

And whereas a winter blending adjustment of plus 2.0¢ 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., October 26, 2018.

Dated at Halifax, Nova Scotia, this 25th day of October, 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 October 26, 2018**

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cents/Litre					Self-Service Pump Prices		Full-Service Pump Prices	
					(Pump Prices includes 15% HST)			
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
Zone 1								
Regular Unleaded	71.1	10.0	15.5	96.6	117.0	119.1	117.0	999.9
Mid-Grade Unleaded	74.1	10.0	15.5	99.6	120.4	122.6	120.4	999.9
Premium Unleaded	77.1	10.0	15.5	102.6	123.9	126.0	123.9	999.9
Ultra-Low-Sulfur Diesel	88.2	4.0	15.4	107.6	129.6	131.8	129.6	999.9
Zone 2								
Regular Unleaded	71.6	10.0	15.5	97.1	117.5	119.7	117.5	999.9
Mid-Grade Unleaded	74.6	10.0	15.5	100.1	121.0	123.2	121.0	999.9
Premium Unleaded	77.6	10.0	15.5	103.1	124.4	126.6	124.4	999.9
Ultra-Low-Sulfur Diesel	88.7	4.0	15.4	108.1	130.2	132.4	130.2	999.9
Zone 3								
Regular Unleaded	72.0	10.0	15.5	97.5	118.0	120.2	118.0	999.9
Mid-Grade Unleaded	75.0	10.0	15.5	100.5	121.4	123.6	121.4	999.9
Premium Unleaded	78.0	10.0	15.5	103.5	124.9	127.1	124.9	999.9
Ultra-Low-Sulfur Diesel	89.1	4.0	15.4	108.5	130.6	132.8	130.6	999.9
Zone 4								
Regular Unleaded	72.1	10.0	15.5	97.6	118.1	120.3	118.1	999.9
Mid-Grade Unleaded	75.1	10.0	15.5	100.6	121.6	123.7	121.6	999.9
Premium Unleaded	78.1	10.0	15.5	103.6	125.0	127.2	125.0	999.9
Ultra-Low-Sulfur Diesel	89.2	4.0	15.4	108.6	130.8	132.9	130.8	999.9
Zone 5								
Regular Unleaded	72.1	10.0	15.5	97.6	118.1	120.3	118.1	999.9
Mid-Grade Unleaded	75.1	10.0	15.5	100.6	121.6	123.7	121.6	999.9
Premium Unleaded	78.1	10.0	15.5	103.6	125.0	127.2	125.0	999.9
Ultra-Low-Sulfur Diesel	89.2	4.0	15.4	108.6	130.8	132.9	130.8	999.9
Zone 6								
Regular Unleaded	72.8	10.0	15.5	98.3	118.9	121.1	118.9	999.9
Mid-Grade Unleaded	75.8	10.0	15.5	101.3	122.4	124.5	122.4	999.9
Premium Unleaded	78.8	10.0	15.5	104.3	125.8	128.0	125.8	999.9
Ultra-Low-Sulfur Diesel	89.9	4.0	15.4	109.3	131.6	133.7	131.6	999.9