



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. 261/2022

Made: November 24, 2022

Filed: November 25, 2022

Prescribed Petroleum Products Prices

Order dated November 24, 2022
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*

Decision and Order**M10865**

Nova Scotia Utility and Review Board
In the matter of the *Petroleum Products Pricing Act*
- and -
In the matter of prescribing prices for petroleum products
under Section 14 of the *Petroleum Products Pricing Act* and
Sections 16 to 19 of the *Petroleum Products Pricing Regulations*

Before: Roland A. Deveau, K.C., Vice Chair**Decision and Order**

Under S. 16 of the *Petroleum Products Pricing Regulations*, the Board must prescribe a benchmark price for specified petroleum products every Friday.

The benchmark price prescribed by the Board is the average of the average of the daily high and low reported product prices (in Canadian cents) since the last benchmark price adjustment for the petroleum product.

The Board must also prescribe retail mark-ups and calculate wholesale margins considering any factors the Board finds relevant, including transportation adjustments. The Board last set wholesale margins in its decision, 2021 NSUARB 146; retail mark-ups in its decision, 2021 NSUARB 50; and transportation adjustments in its decision, 2016 NSUARB 168.

The Board also issued an Order on September 12, 2022 (2022 NSUARB 140), approving an adjustment mechanism to retail mark-ups for gasoline and diesel oil to account for the impact of credit card fees charged to retailers.

At each price setting, the Board may apply a forward-averaging correction, based on historical prices, to achieve revenue neutrality.

At appropriate times of the year, the Board may also require an additional margin for winter blending of ultra-low-sulfur diesel oil.

Based on the foregoing and other requirements in the *Petroleum Products Pricing Act* and regulations, the Board finds it appropriate to prescribe the benchmark prices and adjustments in Table "A," the credit card fee retail mark-up adjustments in Table "B," and the prices for petroleum products in Schedule "A" effective on and after 12:01 A.M. November 25, 2022:

Table "A"
(cents per litre)

Petroleum Product	Benchmark Price	Forward Averaging (+/-)	Winter Blending
Gasoline (Grade 1)	93.31	-1.0	

Gasoline (Grade 2)	96.31		
Gasoline (Grade 3)	99.31		
Ultra-Low-Sulfur Diesel Oil	123.94	-3.6	+51.86

Table "B"
(cents per litre)

Credit Card Fee Retail Mark-up Adjustment	
Gasoline Minimum Self-Service and Full-Service	+0.3
Gasoline Maximum Self-Service	+0.3
Ultra-Low-Sulfur Diesel Minimum Self-Service and Full-Service	+0.9
Ultra-Low-Sulfur Diesel Maximum Self-Service	+0.9

Dated at Halifax, Nova Scotia, this 24th day of November, 2022.

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 November 25, 2022

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	104.56	10.0	15.5	130.06	156.1	158.4	156.1	999.9
Mid-Grade Unleaded	107.56	10.0	15.5	133.06	159.6	161.9	159.6	999.9
Premium Unleaded	110.56	10.0	15.5	136.06	163.0	165.3	163.0	999.9
Ultra-Low-Sulfur Diesel	186.00	4.0	15.4	205.40	243.5	245.8	243.5	999.9
Zone 2								
Regular Unleaded	105.06	10.0	15.5	130.56	156.7	159.0	156.7	999.9
Mid-Grade Unleaded	108.06	10.0	15.5	133.56	160.1	162.4	160.1	999.9
Premium Unleaded	111.06	10.0	15.5	136.56	163.6	165.9	163.6	999.9
Ultra-Low-Sulfur Diesel	186.50	4.0	15.4	205.90	244.0	246.3	244.0	999.9
Zone 3								
Regular Unleaded	105.46	10.0	15.5	130.96	157.2	159.5	157.2	999.9
Mid-Grade Unleaded	108.46	10.0	15.5	133.96	160.6	162.9	160.6	999.9
Premium Unleaded	111.46	10.0	15.5	136.96	164.1	166.4	164.1	999.9
Ultra-Low-Sulfur Diesel	186.90	4.0	15.4	206.30	244.5	246.8	244.5	999.9
Zone 4								
Regular Unleaded	105.56	10.0	15.5	131.06	157.3	159.6	157.3	999.9
Mid-Grade Unleaded	108.56	10.0	15.5	134.06	160.7	163.0	160.7	999.9
Premium Unleaded	111.56	10.0	15.5	137.06	164.2	166.5	164.2	999.9
Ultra-Low-Sulfur Diesel	187.00	4.0	15.4	206.40	244.6	246.9	244.6	999.9

Zone 5								
Regular Unleaded	105.56	10.0	15.5	131.06	157.3	159.6	157.3	999.9
Mid-Grade Unleaded	108.56	10.0	15.5	134.06	160.7	163.0	160.7	999.9
Premium Unleaded	111.56	10.0	15.5	137.06	164.2	166.5	164.2	999.9
Ultra-Low-Sulfur Diesel	187.00	4.0	15.4	206.40	244.6	246.9	244.6	999.9
Zone 6								
Regular Unleaded	106.26	10.0	15.5	131.76	158.1	160.4	158.1	999.9
Mid-Grade Unleaded	109.26	10.0	15.5	134.76	161.5	163.8	161.5	999.9
Premium Unleaded	112.26	10.0	15.5	137.76	165.0	167.3	165.0	999.9
Ultra-Low-Sulfur Diesel	187.70	4.0	15.4	207.10	245.4	247.7	245.4	999.9

N.S. Reg. 262/2022

Made: November 29, 2022

Filed: November 29, 2022

Off-highway Vehicles Fees Regulations—amendment

Order in Council 2022-286 dated November 29, 2022
Amendment to regulations made by the Governor in Council
pursuant to Section 25 of the *Off-highway Vehicles Act*

The Governor in Council on the report and recommendation of the Minister of Natural Resources and Renewables dated October 21, 2022, and pursuant to Section 25 of Chapter 323 of the Revised Statutes of Nova Scotia, 1989, the *Off-highway Vehicles Act*, is pleased to amend the *Off-highway Vehicles Fees Regulations*, N.S. Reg. 103/2004, made by the Governor in Council by Order in Council 2004-138 dated March 30, 2004, to increase the trail permit fees payable to the Snowmobilers Association of Nova Scotia by operators of snow vehicles, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after November 29, 2022.

Schedule “A”

**Amendment to the *Off-highway Vehicles Fees Regulations*
made by the Governor in Council under Section 25
of Chapter 323 of the Revised Statutes of Nova Scotia, 1989,
the *Off-highway Vehicles Act***

Subsection 3(2) of the *Off-highway Vehicles Fees Regulations*, N.S. Reg. 103/2004, made by the Governor in Council by Order in Council 2004-138 dated March 30, 2004, is repealed and the following subsection substituted:

- (2) The fees as set out in the following table are prescribed as payable to the Snowmobilers Association of Nova Scotia by operators of snow vehicles for the use of designated trail permits issued under the *Off-highway Vehicles Designated Trails and Trail Permit Regulations*:

Type of Trail Permit	Fee
Full season if purchased before December 15	\$170.00
Full Season	\$225.00

Full season for 3rd or subsequent snow vehicle registered to person(s) at the same residence	\$110.00
Full season—classic (snow vehicle aged 15–29 years on December 1)	\$110.00
Full season—vintage (snow vehicle aged 30 years or older on December 1)	\$50.00
Dealer Tag	\$170.00
3-day Pass	\$60.00

N.S. Reg. 263/2022

Made: October 17, 2022

Approved: November 29, 2022

Filed: November 29, 2022

General Civil Service Regulations—amendment

Order in Council 2022-287 dated November 29, 2022
Amendment to regulations made by the Public Service Commission
and approved by the Governor in Council
pursuant to Section 45 of the *Civil Service Act*

The Governor in Council on the report and recommendation of the Minister of the Public Service Commission dated October 17, 2022, and pursuant to Sections 32, 33 and 45 of Chapter 70 of the Revised Statutes of Nova Scotia, 1989, the *Civil Service Act*, is pleased to

- (a) revoke approval of the Medical Services Pay Plans approved by Order in Council 2021-43 dated February 4, 2021, effective January 1, 2022;
- (b) approve the Medical Services Pay Plan containing recommended rates of compensation in the form set out in Schedule “A” attached to and forming part of the report and recommendation, effective on and after January 1, 2022; and
- (c) approve amendments to the *General Civil Service Regulations*, N.S. Reg. 311/2009, made by the Public Service Commission and approved by the Governor in Council by Order in Council 2009-453 dated October 27, 2009, in the manner set forth in Schedule “B” attached to and forming part of the report and recommendation, effective on and after April 1, 2022.

Schedule “B”

The Public Service Commission, pursuant to Section 45 of Chapter 70 of the Revised Statutes of Nova Scotia, 1989, the *Civil Service Act*, hereby amends the *General Civil Service Regulations*, N.S. Reg. 311/2009, made by the Public Service Commission and approved by the Governor in Council by Order in Council 2009-453 dated October 27, 2009, to establish on-call pay and change vacation entitlements for medical employees, in the manner attached.

This amendment is effective on and after the date of its approval by the Governor in Council.

Dated at Halifax, Nova Scotia, October 17, 2022.

sgd. *Colton LeBlanc*
Honourable Colton LeBlanc
Minister of the Public Service Commission

**Amendment to the *General Civil Service Regulations*
made by the Public Service Commission under Section 45
of Chapter 70 of the Revised Statutes of Nova Scotia, 1989,
the *Civil Service Act***

- 1 The *General Civil Service Regulations*, N.S. Reg. 311/2009, made by the Public Service Commission and approved by the Governor in Council by Order in Council 2009-453 dated October 27, 2009, are amended by repealing Section 38 and substituting the following Section:

On-call pay for Crown attorneys and medical employees

- 38 (1)** Standby time provisions set out in Section 37 do not apply to Crown attorneys, public prosecution management employees and medical employees.
- (2)** A Crown attorney who is required to be available to receive calls and provide advice must be paid on-call pay in accordance with rates established by the Commission in accordance with the Act.
- (3)** A medical employee who is required to be available after the employee's regularly scheduled workday to receive calls and provide advice must be paid on-call pay at the following rates:
- (a) \$300 for a weekday;
 - (b) \$400 for a weekend day or a holiday.

- 2 The regulations are further amended by repealing subsection 72(2) and substituting the following subsection:

- (2)** A medical employee is entitled to receive vacation leave with pay
- (a) during the first 180 months of service, at the rate of 1 2/3 days for each month of service;
 - (b) after 180 months of service, at the rate of 2 1/12 days for each month of service; and
 - (c) after 288 months of service, at the rate of 2 1/2 days for each month of service.

N.S. Reg. 264/2022

Made: November 28, 2022

Filed: November 29, 2022

Number of Councillors Order: Town of Mulgrave

Order dated November 28, 2022
made by the Nova Scotia Utility and Review Board
pursuant to Section 369 of the *Municipal Government Act*

Order

M10808

Nova Scotia Utility and Review Board

In the matter of the *Municipal Government Act*

- and -

In the matter of an application by the **Town of Mulgrave** to confirm the number of councillors

Before: Roberta J. Clarke, K.C., Member

Order

The Town of Mulgrave made an application under s. 369 of the *Municipal Government Act* and the Board issued its written Decision on November 28, 2022;

The Board approves the application and orders that the number of councillors for the Town is confirmed at four (4), to be elected at-large.

Dated at Halifax, Nova Scotia, this 28th day of November, 2022.

sgd. *Bruce A. Kiley*
Clerk of the Board

N.S. Reg. 265/2022

Made: December 1, 2022

Filed: December 2, 2022

Prescribed Petroleum Products Prices

Order dated December 1, 2022
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*

Decision and Order**M10873**

Nova Scotia Utility and Review Board
In the matter of the *Petroleum Products Pricing Act*
- and -
In the matter of prescribing prices for petroleum products
under Section 14 of the *Petroleum Products Pricing Act* and
Sections 16 to 19 of the *Petroleum Products Pricing Regulations*

Before: Julia E. Clark, LL.B., Member**Decision and Order**

Under S. 16 of the *Petroleum Products Pricing Regulations*, the Board must prescribe a benchmark price for specified petroleum products every Friday.

The benchmark price prescribed by the Board is the average of the average of the daily high and low reported product prices (in Canadian cents) since the last benchmark price adjustment for the petroleum product.

The Board must also prescribe retail mark-ups and calculate wholesale margins considering any factors the Board finds relevant, including transportation adjustments. The Board last set wholesale margins in its decision, 2021 NSUARB 146; retail mark-ups in its decision, 2021 NSUARB 50; and transportation adjustments in its decision, 2016 NSUARB 168.

The Board also issued an Order on September 12, 2022 (2022 NSUARB 140), approving an adjustment mechanism to retail mark-ups for gasoline and diesel oil to account for the impact of credit card fees charged to retailers.

At each price setting, the Board may apply a forward-averaging correction, based on historical prices, to achieve revenue neutrality.

At appropriate times of the year, the Board may also require an additional margin for winter blending of ultra-low-sulfur diesel oil.

Based on the foregoing and other requirements in the *Petroleum Products Pricing Act* and regulations, the Board finds it appropriate to prescribe the benchmark prices and adjustments in Table “A,” the credit card fee retail mark-up adjustments in Table “B,” and the prices for petroleum products in Schedule “A” effective on and after 12:01 A.M. December 2, 2022:

Table “A”
(cents per litre)

Petroleum Product	Benchmark Price	Forward Averaging (+/-)	Winter Blending
Gasoline (Grade 1)	87.99	-1.1	

Gasoline (Grade 2)	90.99		
Gasoline (Grade 3)	93.99		
Ultra-Low-Sulfur Diesel Oil	117.83	N/A	53.00

Table "B"
(cents per litre)

Credit Card Fee Retail Mark-up Adjustment	
Gasoline Minimum Self-Service and Full-Service	+0.3
Gasoline Maximum Self-Service	+0.3
Ultra-Low-Sulfur Diesel Minimum Self-Service and Full-Service	+0.9
Ultra-Low-Sulfur Diesel Maximum Self-Service	+0.9

Dated at Halifax, Nova Scotia, this 1st day of December, 2022.

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 December 2, 2022

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cents/Litre					Self-Service Pump Prices		Full-Service Pump Prices	
					<small>(Pump Prices includes 15% HST)</small>			
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
Zone 1								
Regular Unleaded	99.14	10.0	15.5	124.64	149.9	152.2	149.9	999.9
Mid-Grade Unleaded	102.14	10.0	15.5	127.64	153.3	155.6	153.3	999.9
Premium Unleaded	105.14	10.0	15.5	130.64	156.8	159.1	156.8	999.9
Ultra-Low-Sulfur Diesel	184.63	4.0	15.4	204.03	241.9	244.2	241.9	999.9
Zone 2								
Regular Unleaded	99.64	10.0	15.5	125.14	150.5	152.8	150.5	999.9
Mid-Grade Unleaded	102.64	10.0	15.5	128.14	153.9	156.2	153.9	999.9
Premium Unleaded	105.64	10.0	15.5	131.14	157.4	159.7	157.4	999.9
Ultra-Low-Sulfur Diesel	185.13	4.0	15.4	204.53	242.5	244.8	242.5	999.9
Zone 3								
Regular Unleaded	100.04	10.0	15.5	125.54	150.9	153.2	150.9	999.9
Mid-Grade Unleaded	103.04	10.0	15.5	128.54	154.4	156.7	154.4	999.9
Premium Unleaded	106.04	10.0	15.5	131.54	157.8	160.1	157.8	999.9
Ultra-Low-Sulfur Diesel	185.53	4.0	15.4	204.93	242.9	245.2	242.9	999.9
Zone 4								
Regular Unleaded	100.14	10.0	15.5	125.64	151.0	153.3	151.0	999.9
Mid-Grade Unleaded	103.14	10.0	15.5	128.64	154.5	156.8	154.5	999.9
Premium Unleaded	106.14	10.0	15.5	131.64	157.9	160.2	157.9	999.9
Ultra-Low-Sulfur Diesel	185.63	4.0	15.4	205.03	243.0	245.3	243.0	999.9

Zone 5								
Regular Unleaded	100.14	10.0	15.5	125.64	151.0	153.3	151.0	999.9
Mid-Grade Unleaded	103.14	10.0	15.5	128.64	154.5	156.8	154.5	999.9
Premium Unleaded	106.14	10.0	15.5	131.64	157.9	160.2	157.9	999.9
Ultra-Low-Sulfur Diesel	185.63	4.0	15.4	205.03	243.0	245.3	243.0	999.9
Zone 6								
Regular Unleaded	100.84	10.0	15.5	126.34	151.8	154.1	151.8	999.9
Mid-Grade Unleaded	103.84	10.0	15.5	129.34	155.3	157.6	155.3	999.9
Premium Unleaded	106.84	10.0	15.5	132.34	158.7	161.0	158.7	999.9
Ultra-Low-Sulfur Diesel	186.33	4.0	15.4	205.73	243.8	246.1	243.8	999.9

N.S. Reg. 266/2022

Made: April 13, 2022

Approved: October 26, 2022

Filed: December 7, 2022

Tregothic Marsh Body Land Use Regulations

Order dated June 9, 2022

Regulations made by the Tregothic Marsh Body
and approved by the Agricultural Marshlands Conservation Commission
pursuant to clause 14(e) of the *Agricultural Marshland Conservation Act*

“Tregothic” Marsh Body

I certify that the “Tregothic” Marsh Body, pursuant to clause 14(e) [of] Chapter 22 of the Acts of 2000, the *Agricultural Marshland Conservation Act*, at a meeting held on “April 13, 2022”, adopted regulations respecting land use in the form set out in Schedule “A”, effective upon the approval by the Agricultural Marshlands Conservation Commission.

Signed at Windsor, Hants County, Nova Scotia, on June 9, 2022.

“Tregothic” Marsh Body

per: Chair “Tregothic” Marsh Body
Signature sgd. *Tasha Rogers*

Approved by the Agricultural Marshlands Conservation Commission at “Granville Beach, NS” [on] October 26, 2022.

Agricultural Marshlands Conservation Commission

per: (name) sgd. *Andi Rierden*
(title/position) Acting Chair

Tregothic Marsh Body Land Use Regulations
made under clause 14(e) of the
Agricultural Marshland Conservation Act
S.N.S. 2000, c. 22
(April 13th, 2022)

Title

f1} These regulations may be cited as the *Tregothic Marsh Body Land Use Regulations*.

Uses and activities

- f2}** (1) No person shall construct works or use or develop lands within, on, or affecting the Tregothic Marshland sections in any way that is not conducive to and in conformity with sound agricultural purposes and practices.
- (2) For the purposes of subsection (1), uses and activities deemed to be conducive to and in conformity with sound agricultural purposes and practices include all of the following:
- (a) the tilling of soil;
 - (b) the planting and harvesting of crops;
 - (c) the growing of grains and forage crops for livestock feed;
 - (d) the growing of grass and legume crops;
 - (e) the growing of food crops for human consumption;
 - (f) pest and weed control that will not negatively impact the water and drainage system on the marshland;
 - (g) pre-existing exemptions, non-conforming uses, only where they presently exist
 - a:[(i)] Sewage Lagoon[.]
 - b:[(ii)] Areas of Exemption as noted in Appendix A (Tregothic Marshland Map)[.]
- (3) For the purposes of subsection (1), non-permitted works, uses or developments include all of the following:
- (a) land-fill sites or dumps of any kind;
 - (b) residential or commercial structures;
 - (c) drilled wells;
 - (d) new ponds for non-agricultural uses;
 - (e) hunting without permission.

Appendix "A"

Appendix A

