

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. 75/2016

Made: April 19, 2016

Filed: April 20, 2016

Summary Offence Tickets Regulations—amendment

Order dated April 19, 2016

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

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

This Order is effective on and after May 1, 2016.

Dated and made April 19, 2016, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

sgd: *Diana Whalen*

Honourable Diana Whalen

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***

- 1 Item 48 to Schedule 4 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 “or personal transporter” immediately after “on bicycle” in the description of the offence.
- 2 Schedule 4 to the regulations is amended by adding the following item immediately after item 62:

	62A	Person under 16 years of age operating personal transporter other than as permitted	69(4)	A
3	Schedule 4 to the regulations is amended by adding the following items immediately after item 87:			
	87A	Failing to exercise care and caution when operating personal transporter	85A(2)	A
	87B	Operator of personal transporter failing to display identification on demand of peace officer	85A(3)(a)	A
	87C	Operator of personal transporter failing to provide address and date of birth on demand of peace officer	85A(3)(b)	B
4	Item 120 in Schedule 4 to the regulations is amended by adding “, or personal transporter on roadway or sidewalk (specify)” immediately after “on highway” in the description of the offence.			
5	Schedule 4 to the regulations is amended by adding the following items immediately after item 130:			
	130A	Operating personal transporter on roadway at speed that exceeds 20 km/hr	106(3)(a)	A
	130B	Operating personal transporter on sidewalk at speed that exceeds 7 km/hr	106(3)(b)	A
6	Schedule 4 to the regulations is amended by adding the following item immediately after item 281:			
	281A	Failing to yield to pedestrians when operating personal transporter on sidewalk	164(3)	G
7	Schedule 4 to the regulations is amended by adding the following items immediately after item 305:			
	305A	More than one person on personal transporter while being operated	172A(1)	A
	305B	Operator of personal transporter not standing while transporter in motion	172A(2)	A
	305C	Towing with personal transporter	172A(3)	A
	305D	Operating personal transporter on roadway with posted speed limit of over 60 km/h	172B(1)(a)	A
	305E	Operating personal transporter on controlled access highway	172B(1)(b)	A
	305F	Operating personal transporter on highway where transporters prohibited	172B(1)(c)	A
	305G	Operating personal transporter on sidewalk or roadway where prohibited by municipal by-law	172A [172B] (1)(d)	A
	305H	Operating personal transporter on private property where prohibited	172B(1)(e)	A
	305I	Failing to operate personal transporter on sidewalk	172B(3)(a)	A
	305J	Failing to operate personal transporter in bicycle lane	172B(3)(b)	A
	305K	Failing to operate personal transporter in direction for bicycle lane	172B(3)(b)	A

- | | | | |
|------|--|------------|---|
| 305L | Failing to operate personal transporter on far right side of roadway | 172B(3)(c) | A |
| 305M | Failing to operate personal transporter in single file with others | 172B(5) | A |
| 305N | Making an left turn on roadway other than at a crosswalk | 172B(6) | A |
- 8 Item 315 in Schedule 4 to the regulations is amended by adding “or personal transporter” immediately after “Operating bicycle” in the description of the offence.
- 9 Schedule 4 to the regulations is amended by adding the following items immediately after item 354:
- | | | | |
|------|---|---------|---|
| 354A | Personal transporter not equipped with working bell or horn | 183(5A) | A |
| 354B | Failing to give notice of approach or overtaking on roadway or sidewalk | 183(5A) | A |
- 10 Schedule 4 to the regulations is amended by adding the following items immediately after item 367:
- | | | | |
|------|---|--------|---|
| 367A | Operating personal transporter not in good working order | 189(a) | A |
| 367B | Operating personal transporter with missing or inoperable feature | 189(b) | A |
| 367C | Operating modified personal transporter | 189(c) | A |
- 11 Schedule 4A to the regulations is amended by repealing the heading “Segway Pilot Project Regulations” and items 1 to 33 under that heading.

N.S. Reg. 76/2016

Made: February 25, 2016

Approved: April 13, 2016

Filed: April 20, 2016

Total Production Quota Regulations—amendment

Order dated April 13, 2016

Amendment to regulations made by the Dairy Farmers of Nova Scotia
and approved by the Natural Products Marketing Council
pursuant to clause 14(1)(e) of the *Dairy Industry Act*

Dairy Farmers of Nova Scotia
Amendment to the *Total Production Quota Regulations*

I certify that on Feb. 25, 2016, the Dairy Farmers of Nova Scotia, pursuant to clause 14(1)(e) of Chapter 24 of the Acts of 2000, the *Dairy Industry Act*, as delegated by clause 2(1)(h) of the *Delegation of Powers to Dairy Farmers of Nova Scotia Regulations*, N.S. Reg. 136/2001, carried a motion to amend the *Total Production Quota Regulations*, N.S. Reg. 255/2009, made by the Dairy Farmers of Nova Scotia on May 21, 2009, and approved by the Natural Products Marketing Council on July 21, 2009, in the manner set forth in the attached Schedule “A”, effective on and after May 1, 2016.

Signed at Truro, in the County of Colchester, Nova Scotia on April 16, 2016.

Dairy Farmers of Nova Scotia

per: *Brian Cameron*
Brian Cameron
General Manager

Approved by the Natural Products Marketing Council at Truro, in the County of Colchester, Nova Scotia on April 13, 2016.

Natural Products Marketing Council

per: *E. A. Crouse*
Elizabeth A. Crouse, P.Ag.
General Manager

Schedule "A"

**Amendment to the *Total Production Quota Regulations*
made by the Dairy Farmers of Nova Scotia
pursuant to clause 14(1)(e) of Chapter 24 of the Acts of 2000,
the *Dairy Industry Act***

- 1 Section 2 of the *Total Production Quota Regulations*, N.S. Reg. 255/2009, made by the Dairy Farmers of Nova Scotia on May 21, 2009, and approved by the Natural Products Marketing Council on July 21, 2009, is amended by
 - (a) repealing the definition of "base TPQ";
 - (b) in the definition of "new producer",
 - (i) adding "and" immediately after the comma at the end of subclause (iii),
 - (ii) repealing subclause (iv), and
 - (iii) striking out " , and has not been any of the following in the previous 24 months" in subclause (v);
 - (c) repealing the definition of "non-saleable adjustment quota"; and
 - (d) repealing the definition of "total quota".
- 2 (1) Subsection 4(1) of the regulations is amended by striking out "and NSAQ".
(2) Subsection 4(4) of the regulations is amended by striking out "and one NSAQ".
- 3 (1) Subsection 7(1) of the regulations is amended by striking out "and NSAQ".
(2) Subsection 7(2) of the regulations is amended by striking out "and NSAQ".

- 4 Subsection 8(1) of the regulations is amended by
- (a) striking out “and NSAQ” in clause (a);
 - (b) striking out “and NSAQ” in clause (b).
- 5 (1) The heading immediately preceding Section 9 of the regulations is amended by striking out “NSAQ or”.
- (2) Section 9 of the regulations is amended by striking out “the producer’s NSAQ first and then their TPQ, after the producer’s allocation of NSAQ has been reduced to zero,” and substituting “their TPQ”.
- 6 Section 11 of the regulations is amended by striking out “total quota” wherever it appears and substituting “TPQ”.
- 7 (1) Clause 12(2)(c) of the regulations is repealed.
- (2) Clause 12(2)(d) of the regulations is repealed and the following clause substituted:
- (d) a decrease in Provincial TPQ will be deducted from a producer’s TPQ as a percentage of the producer’s TPQ as of the date of the adjustment.
- 8 (1) Subsection 14(1) of the regulations is amended by striking out “total quota” wherever it appears and substituting “TPQ”.
- (2) Subsection 14(2) of the regulations is repealed and the following subsection substituted:
- (2)** The limit of a producer’s cumulative over-production is 10 times the producer’s daily TPQ.
- (3) Subsection 14(3) of the regulations is repealed.
- (4) Subsection 14(4) of the regulations is repealed.
- (5) Subsection 14(5) of the regulations is amended by striking out “or (3), as applicable,”.
- (6) Subsection 14(6) of the regulations is repealed and the following subsection substituted:
- (6)** The limit of a producer’s cumulative under-production is 30 times the producer’s daily TPQ.
- 9 (1) The heading immediately before Section 15 is amended by striking out “or NSAQ”.
- (2) Subsection 15(1) of the regulations is amended by striking out “or NSAQ”.
- (3) Subsection 15(3) of the regulations is repealed.
- (4) Subsection 15(4) of the regulations is repealed.
- (5) Subsection 15(5) of the regulations is repealed.
- (6) Subsection 15(7) of the regulations is amended by striking out “and NSAQ”.
- 10 (1) Subsection 16(1) of the regulations is amended by striking out “total quota” and substituting “TPQ”.

- (2) Subsection 16(2) of the regulations is amended by
 - (a) striking out “total quota” wherever it appears and substituting “TPQ”; and
 - (b) striking out “and NSAQ”.
- (3) Subsection 16(3) of the regulations is amended by
 - (a) striking out “and NSAQ”; and
 - (b) striking out “total quota” and substituting “TPQ”.
- (4) Clause 16(4)(a) of the regulations is amended by
 - (a) striking out “total quota” and substituting “TPQ”;
 - (b) striking out “August 1, 2009” and substituting “February 1, 2016”.
- 11 (1) The heading immediately preceding Section 17 of the regulations is amended by striking out “and NSAQ”.
- (2) Subsection 17(2) of the regulations is amended by striking out “and NSAQ”.
- 12 Subsection 18(1) of the regulations is amended by striking out “and NSAQ”.
- 13 (1) Subsection 20(2) of the regulations is amended by striking out “non-refundable”.
- (2) Section 20 of the regulations is amended by adding the following subsection immediately after subsection (2):
 - (2A)** The service fee required by subsection (2) is refundable to the producer if either of the following occurs:
 - (a) the exchange for which the offer was submitted is cancelled;
 - (b) the producer’s offer to buy TPQ is at a price equal to or higher than the market clearing price, but does not result in the producer purchasing any quota on that exchange.
- (3) Subsection 20(3) of the regulations is amended by striking out “non-refundable”.
- (4) Subsection 20(7) of the regulations is amended by striking out “total quota” and substituting “TPQ”.
- 14 (1) Section 25 of the regulations is amended by repealing subsection (1) and substituting the following subsection:
 - (1)** The Board may cancel a TPQ exchange for a particular pay period if
 - (a) the total amount of TPQ offered for sale on the exchange is 2.0 kg or less; or
 - (b) the Board considers it advisable or necessary to do so.
- (2) Section 25 of the regulations is further amended by adding the following subsections immediately after subsection (2):

- (3) If the Board cancels a TPQ exchange under clause (1)(a), the Board may buy all of the TPQ offered for sale on the exchange at a price equal to the market clearing price on the most recent TPQ exchange.
- (4) The Board may offer to sell any TPQ purchased under subsection (3) on a later exchange at a price determined by the Board, and any such offer must be dealt with in the same manner as if it were an offer to sell TPQ by a producer for the purposes of Section 26, except that Section 20 does not apply.

- 15 Subclause 26(7)(b)(ii) of the regulations is amended by striking out “clause (a)” and substituting “clauses (a) and (aa)”.
- 16 Subsection 29(2) of the regulations is amended by striking out “total quota” and substituting “TPQ”.
- 17 Subsection 30(2) of the regulations is amended by striking out “total quota” and substituting “TPQ”.
- 18 (1) Subsection 32(1) of the regulations is amended by striking out “, NSAQ”.
- (2) Subsection 32(2) of the regulations is amended by striking out “14(6)” and substituting “14(7)”.

N.S. Reg. 77/2016

Made: April 14, 2016

Filed: April 20, 2016

Polling Districts and Number of Councillors Order: Municipality of the District of Clare

Order dated April 14, 2016

order made by the Nova Scotia Utility and Review Board
pursuant to Section 369 of the *Municipal Government Act*

Order

M06640

Nova Scotia Utility and Review Board

In the matter of the *Municipal Government Act*

- and -

In the matter of an application by the **Municipality of the District of Clare** to confirm the number of councillors and to alter the boundaries of polling districts

Before: Roland A. Deveau, Q.C., Vice Chair
David J. Almon, LL.B., Member
Murray E. Doehler, CPA, CA, P.Eng, Member

Order

An application having been made by the Municipality of the District of Clare pursuant to s. 369 of the *Municipal Government Act* and the Board having issued its written decision on April 4, 2016;

It is hereby ordered that the application is approved as follows:

1. The number of polling districts for the Municipality of the District of Clare is confirmed at eight;
2. The number of councillors is confirmed at eight;
3. The descriptions of all eight polling districts are set out in Schedule "A", attached to and forming part of this order;

It is further ordered that the Municipality is directed to conduct a proper study regarding the fairness and reasonableness of the number of councillors and polling districts, and polling district boundaries, consistent with the requirements in ss. 368 and 369 of the *Municipal Government Act*. The study and application is to be filed with the Board no later than February 28, 2018;

And it is further ordered that all provisions of the *Municipal Government Act* and the *Municipal Elections Act* and any other Acts of the Province of Nova Scotia applying to the preparation for and holding of the regular election of councillors of the Municipality in the year 2016 will be complied with as if the above-noted changes had been made on the first day of March, 2016, but for all other purposes, such changes shall take effect on the first day of the first meeting of the Council after the election of councillors for the year 2016.

Dated at Halifax, Nova Scotia this 14th day of April, 2016.

sgd: Elaine Wagner
Clerk of the Board

Schedule "A"

Polling District 1 - New Edinburgh - St. Bernard - Belliveau Cove

Beginning at the mouth of the Sissiboo River at St. Mary's Bay; **thence** southeasterly, southerly and southwesterly along the various courses of the Sissiboo River to the former Dominion Atlantic Railway Bridge; **thence** westerly and southerly along the various courses of the centre line of the former Dominion Atlantic Railway right-of-way to the northwestern boundary of the John Journey grant (recorded at page 104 in book 14); **thence** southwesterly along the northwestern boundary of the Journey grant to the Townshipline Road; **thence** southeasterly along the southwestern boundary of the Journey grant to the Townshipline Road; **thence** southeasterly along the centre line of the Townshipline Road to the Griffiths Road; **thence** southerly along the centre line of the Griffiths Road to the point located at the intersection of the Griffiths Road and the Meteghan River; **thence** southwesterly and southeasterly along the various courses of the Meteghan River, crossing Griffiths Lake, Weaver Lake and Margo Lake to a point located at the intersection of the Meteghan River and the Margo Road; **thence** northwesterly along the centre line of the Margo Road to a point located at the intersection of Margo Road and the former Dominion Atlantic Railway right-of-way; **thence** southeasterly along the former Dominion Atlantic Railway right-of-way to an intersection with a straight line prolongation of Wallace Dugas Road; **thence** northwesterly along [a] straight line prolongation of Wallace Dugas Road and along the centre line of Wallace Dugas Road to Highway 1; **thence** southwesterly along Highway 1 to the intersection of Highway 1 and Dugas Road; **thence** northeasterly to the mouth of the Grosses Coques River at St. Mary's Bay; **thence** northeasterly along the shore of St. Mary's Bay to the **point of beginning**.

Polling District 2 - Concession - Saint-Joseph - Havelock - Corberrie - Richfield

Beginning at the intersection of the Townshipline Road and the Griffiths Road; **thence** southerly along the centre line of the Griffiths Road to the point located at the intersection of the Griffiths Road and the Meteghan River; **thence** southwesterly and southeasterly along the various courses of the Meteghan River, through Griffiths Lake, Weaver Lake and Margo Lake to a point located at the intersection of the Meteghan River and the Margo Road; **thence** northwesterly along the centre line of the Margo Road to a point located at the

intersection of the Margo Road and of the former Dominion Atlantic Railway right-of-way; **thence** southwesterly along the Dominion Atlantic Railway right-of-way to the Patrice Road; **thence** southeasterly, southwesterly and southeasterly along the centre line of the Patrice Road to the Second Division Road; **thence** southwesterly along the centre line of Second Division Road to the Little Brook Road; **thence** southeasterly in a straight line prolongation of the Little Brook Road to the Francis Line Road; **thence** southwesterly along the Francis Line Road to Clearwater Lake; **thence** southwesterly along the northwestern shore of Clearwater Lake to a brook located between Clearwater Lake and the Salmon River Lake; **thence** southwesterly along the brook located between Clearwater Lake and Salmon River Lake to Salmon River Lake; **thence** southwesterly along the northwestern shore of Salmon River Lake to a point located at the mouth of the Salmon River at Salmon River Lake; **thence** southeasterly in a straight line to a point located at the hydro transmission line at Moody's ~~Corner~~ [Corner]; **thence** southerly following the hydro transmission line to the Yarmouth County line; **thence** following the Yarmouth County line until it meets the Digby County line; **thence** northwesterly along the boundary between the Municipality of Clare and the Municipality of Digby to a point located on the northeastern corner of the Joseph Henderson grant #1837; **thence** westerly along the northern boundary of the Joseph Henderson grant and along the centre line of the Townshipline Road to the **point of beginning**.

Polling District 3 - Grosses Coques - Church Point - Little Brook North

Beginning at the mouth of the Grosses Coques River at St. Mary's Bay; **thence** southwesterly to the intersection of Highway 1 and Dugas Road; **thence** northeasterly along the centre line of Highway 1 to Wallace Dugas Road; **thence** southeasterly along the centre line of Wallace Dugas Road; **thence** continuing along a straight line prolongation of Wallace Dugas Road until it reaches the former Dominion Atlantic Railway right-of-way; **thence** southwesterly along the centre of the former Dominion Atlantic Railway right-of-way to a point located at the intersection of the Patrice Road and the former Dominion Atlantic Railway right-of-way; **thence** southeasterly, southwesterly and southeasterly along the centre line of the Patrice Road to the Second Division Road; **thence** southwesterly along the centre line of the Second Division Road to the Little Brook Road; **thence** northwesterly along the Little Brook Road (including both sides) to Highway 1; **thence** northwesterly along a straight line prolongation of the Little Brook Road to St. Mary's Bay; **thence** northeasterly along the shore of St. Mary's Bay to the **point of beginning**.

Polling District 4 - Little Brook South - Comeauville - Saulnierville North - Saulnierville Station - Lower Concession

Beginning at the intersection of a straight line prolongation of the Little Brook Road and St. Mary's Bay; **thence** southeasterly along the straight line prolongation of the Little Brook Road to Highway 1; **thence** southeasterly along the Little Brook Road (not including both sides of the road) to the Second Division Road; **thence** southeasterly along a straight line prolongation of the Little Brook Road to the Francis Line Road; **thence** southwesterly along the Francis Line Road and along a straight line prolongation of the Francis Line Road to Beaver Lake to a point located at the intersection of Beaver Lake and [a] straight line prolongation of the Jacques Saulnier Road (also known as the Saulnierville Road); **thence** northwesterly along a straight line prolongation of the Jacques Saulnier Road (also known as the Saulnierville Road) to the Jacques Saulnier Road (also known as the Saulnierville Road); **thence** northwesterly along the Jacques Saulnier Road (also known as the Saulnierville Road) (including both sides of the road) to Highway 1; **thence** northwesterly along the Saulnierville Road (including both sides of the road) to St. Mary's Bay; **thence** northeasterly along the shore of St. Mary's Bay to the **point of beginning**.

Polling District 5 - Saulnierville - Lower Saulnierville - Meteghan Station

Beginning at the intersection of the Saulnierville Road and St. Mary's Bay; **thence** southeasterly along the Saulnierville Road (not including both sides of the road) to Highway 1; **thence** southeasterly along the Jacques Saulnier [Road] (also known as the Saulnierville Road) (not including both sides of the road) and along a straight line prolongation of the Jacques Saulnier Road (also known as the Saulnierville Road) to Beaver Lake; **thence** southwesterly along a straight line prolongation of the Francis Line Road to Francis Line Road; **thence** southwesterly along the Francis Line Road to Clearwater Lake; **thence** southwesterly along the northwestern shore of Clearwater Lake to a brook located between Clearwater Lake and Salmon River Lake; **thence**

southwesterly along the brook located between Clearwater Lake and Salmon River Lake to Salmon River Lake; **thence** southwesterly along the northwestern shore of Salmon River Lake to a point located at the source of the Salmon River at Salmon River Lake; **thence** westerly along the various courses of the Salmon River to a point located at the intersection of the Salmon River and the Norwood Road; **thence** northerly along the centre line of the Norwood Road to the d'Entremont Road; **thence** northwesterly along the d'Entremont Road (including both sides of the road) to the Second Division Road; **thence** northeasterly along the Second Division Road (including both sides of the road) to the Chemin de la Montagne; **thence** northwesterly along the centre line of the Chemin de la Montagne and Marc Comeau Road to Deveau & Maillet Road; **thence** southwesterly along Deveau & Maillett Road to Maillett Road; **thence** northwesterly along the Maillett Road and the prolongation of Maillett Road to the intersection of the Meteghan River; **thence** westerly along the various courses of the Meteghan River to the mouth of the Meteghan River at St. Mary's Bay; **thence** northeasterly along the shore of St. Mary's Bay to the **point of beginning**.

Polling District 6 - Meteghan River - Meteghan Centre - Meteghan North - St. Martin

Beginning at the mouth of the Meteghan River at St. Mary's Bay; **thence** easterly along the various courses of the Meteghan River to a point located at the intersection of the Meteghan River and the straight line prolongation of Maillett Road; **thence** southeasterly along the straight line prolongation of Maillett Road to Maillett Road; **thence** southeasterly along the centre line of Maillett Road to Deveau and Maillett Road; **thence** northeasterly along the Deveau & Maillett Rd to the Marc Comeau Road; **thence** southeasterly along the centre line of the Marc Comeau Road and the Chemin de la Montagne to the Second Division Road; **thence** southwesterly along the Second Division [Road] (not including both sides of the road) to the d'Entremont Road; **thence** southeasterly along the d'Entremont Road (not including both sides of the road) to the Norwood Road; **thence** southerly along the centre line of the Norwood Road to a point located at the intersection of the Salmon River and the Norwood Road; **thence** southerly along the various courses of the Salmon River to a point located at the intersection of the Salmon River and the Bonnie Road; **thence** northwesterly along the Bonnie Road (not including both sides of the road) to the Second Division Road; **thence** northeasterly along the Second Division Road (not including both sides of the road) to the Peter Dugas Road; **thence** northwesterly along the Peter Dugas Road (not including both sides of the road) to Bonnie Lane; **thence** northwesterly along the centre line of the Peter Dugas Road to Highway 1; **thence** northwesterly along the centre line of the Peter Dugas Road to St. Mary's Bay; **thence** northeasterly along the shore of St. Mary's Bay to the **point of beginning**.

Polling District 7 - Meteghan South - St Alphonse

Beginning at the intersection of the Peter Dugas Road and St. Mary's Bay; **thence** southeasterly along the centre line of the Peter Dugas Road to Highway 1; **thence** southeasterly along the centre line of the Peter Dugas Road to the intersection of Peter Dugas Road and Bonnie Lane; **thence** continuing southeasterly along Peter Dugas Road (including both sides of the road) to the Second Division Road; **thence** southwesterly along the Second Division Road to the Bonnie Road (includes both sides of the road); **thence** southeasterly along the Bonnie Road (including both sides of the road) to a point located at the intersection of the Salmon River and the Bonnie Road; **thence** southwesterly in a straight line to the intersection of Cape Saint Mary's Road and Highway 1; **thence** southwesterly along Cape Saint Mary's Road (not including both sides of the road) to the intersection of Cape Saint Mary's Road and Base Line Road; **thence** northwesterly to the north of Lighthouse Road to St. Mary's Bay; **thence** northeasterly along the shore of St. Mary's Bay to the **point of beginning**.

Polling District 8 - Cape Saint Mary's - Mavillette East - Salmon River - Beaver River - Mayflower - Hectanooga - Blair Lake

Beginning at the St. Mary's Bay to the north of Lighthouse Rd; **thence** southeasterly in a straight to the intersection of Base Line Rd and Cape Saint Mary's Rd; **thence** northeasterly along Cape Saint Mary's Road (including both sides of the road) to the intersection of Cape Saint Mary's Road and Highway 1; **thence** northeasterly in a straight line to a point located at the intersection of the Salmon River and the Bonnie Road; **thence** northerly along the various courses of the Salmon River to a point located at the source of the Salmon River at Salmon River Lake; **thence** southeasterly in a straight line to a point located at the intersection of the

Hectanooga Road and Highway 340 at Moody's Corner; **thence** following the hydro transmission line to the Digby County and Yarmouth County line; **thence** southwesterly along the said county line to St. Mary's Bay; **thence** northerly along the shore of St. Mary's Bay to the **point of beginning**.

N.S. Reg. 78/2016

Made: April 14, 2016

Filed: April 21, 2016

Municipal Elections Act Forms—amendment

Order dated April 14, 2016

Amendment to regulations made by the Minister of Municipal Affairs
pursuant to Section 167 of the *Municipal Elections Act*

**In the matter of Section 167 of Chapter 300 of
the Revised Statutes of Nova Scotia, 1989,
the *Municipal Elections Act***

- and -

**In the matter of an amendment to the regulations
respecting *Municipal Elections Act* forms**

Order

I, Zach Churchill, Minister of Municipal Affairs for the Province of Nova Scotia, pursuant to Section 167 of Chapter 300 of the Revised Statutes of Nova Scotia, 1989, the *Municipal Elections Act*, hereby amend the regulations respecting *Municipal Elections Act* forms, N.S. Reg. 84/97, made by the Governor in Council by Order in Council 97-469 dated July 15, 1997, by

- (a) repealing Forms 8 and 9 and substituting Forms 8 and 9 as attached;
- (b) repealing Forms 10A and 10B;
- (c) repealing Forms 11, 11A, 11B, 11C, 21, 22, 24, 31, 31A, 31B, 32, 40 and 41 and substituting Forms 11, 11A, 11B, 11C, 21, 22, 24, 31, 31A, 31B, 32, 40 and 41 as attached.

These amendments are effective on and after the 15th day of April, 2016.

Dated and made at Halifax Regional Municipality, Nova Scotia, April 14, 2016.

sgd: *Zach Churchill*
Honourable Zach Churchill
Minister of Municipal Affairs

Form 8
Section 36, 38, 50A

Oath or Affirmation of Elector Applying To Be Added to the List of Electors

I swear (or solemnly affirm) that:

1. On this date, I actually reside in Polling Division Number _____ of Polling District Number _____ of the Town/Municipality/Regional Municipality of _____ (the "Municipality").
2. As of the first polling day in this election, I will have been ordinarily resident in:
 - the Province of Nova Scotia for a period of six (6) months; and
 - the Municipality (or in an area annexed to the Municipality).
3. As of the first advance polling day in this election, I will have been or will be a Canadian citizen and of the full age of eighteen years or more.
4. I am not the returning officer, a person serving a sentence in a penal or reform institution, or a person convicted of bribery under the *Municipal Elections Act* in the six years preceding ordinary polling day.
5. I wish to be added to the list of electors for the purpose of voting in this election.

Name of Elector
(please print)

Civic Address of Elector
(and mailing address, if necessary)

Date of Birth

Sworn (or affirmed) at _____
in the _____ of _____
this _____ day of _____
_____, before me

Revising Officer

Applicant

The Voters List may be used in future municipal, provincial or federal elections.
(Date of birth will be removed from the final list of electors.)

Form 9
Section 35, 36

Oath or Affirmation of Person Applying for Amendment of the List of Electors

I _____ of _____, swear (or solemnly affirm)
(name) *(address)*
that I believe that _____ of _____,
(name) *(address)*
registered on the list of electors for Polling Station Number _____ in Polling District Number _____, in the
Town/Municipality/Regional Municipality of _____
(the "Municipality") should not be on the list because **(place a check mark next to the applicable statement)**

_____ he/she does not reside at the address shown;

_____ he/she is not the full age of eighteen years and will not be as of the first advance polling day;

_____ he/she is not a Canadian citizen or will not be as of the first advance polling day;

_____ he/she has not been or will not have been ordinarily resident in:

- the province of Nova Scotia for six (6) months; and
- the Municipality.

as of the first advance polling day in this election;

_____ he/she is dead.

Sworn (or affirmed) at _____
 in the _____ of _____
 this _____ day of _____,
 _____, before me

Revising Officer

Applicant

**Form 11
 (Section 44)**

**Nomination Paper
 (Mayor or Other Council Member)**

We, the qualified electors whose names appear on the amended list of electors of the Town/Municipality/
 Regional/Municipality of _____,

nominate _____ of
 (name)

_____,
 (civic address)

 (postal code)

(include mailing address if different than civic address)

as a candidate for the office of _____ for the election to be held

on the _____ day of _____, _____.

Name (please print)

Civic Address

Signature

_____	_____	_____
_____	_____	_____
_____	_____	_____

Note:

1. These electors must be qualified to vote at the election of the candidate.
2. Nomination forms are open for inspection by the public once signed by the Returning Officer.

Consent and Oath or Affirmation of Candidate

I solemnly swear (or affirm) that:

1. I (He/She), _____, consent(s) to the nomination.
(name as it should appear on the ballot paper)
2. I am (He/She is) a Canadian citizen.
3. I am (He/She is) of the full age of eighteen years.
4. I have (He/She has) been ordinarily a resident in the Town/Municipality/Regional Municipality of _____, (or in an area annexed to the Town/Municipality/Regional Municipality), for a period of six months preceding nomination day and I intend (he/she intends) to continue to so reside.
5. I am (He/She is) not indebted to the Town/Municipality/Regional Municipality of _____ for any charges that are liens on property or taxes, or all instalments or interim payments that are due as of nomination day have been paid, and a certificate from the _____ to this effect is attached.
6. I have (He/She has) not been convicted of bribery or of committing a corrupt practice under the *Municipal Elections Act* within the five years preceding nomination day.
7. I have (He/She has) read the Sections of the *Municipal Elections Act* related to persons disqualified to vote, to be nominated or to serve on a council and none of the reasons for disqualification listed in those Sections apply to me (him/her).
8. I have (He/She has) read and I understand (he/she understands) the provisions of the *Municipal Elections Act* related to the requirement to take a leave of absence if I am (he/she is) an employee of the Town/Municipality/Regional Municipality within the meaning of those provisions.
9. I (He/She) will accept the office of _____ if elected.
10. I appoint (He/She) appoints _____ of _____ as my (his/her) official agent under the *Municipal Elections Act*.

Sworn (or affirmed) at _____
in the County of _____
this _____ day of _____

_____, before me

Authorized Administrator of Oath
(See Section 146)

Candidate (or Agent if authorized
and the authorization is attached)

Receipt

Received from the above-named candidate or from his/her agent on his/her behalf a completed nomination paper and the sum of _____ in legal tender or a certified cheque or money order made payable to the Town/Municipality/Regional Municipality of _____ as a deposit pursuant to the *Municipal Elections Act*.

Dated at _____ this _____ day of _____, _____.

Returning Officer

**Form 11A
(Section 44)**

**Nomination Paper
District Member, Regional School Board, District No. _____**

We, the qualified electors whose names appear on the amended list of electors of the

Town/Municipality/Regional Municipality of _____,

nominate _____ of
(name)

(civic address)

(postal code)

(include mailing address if different than civic address)

as a candidate for the office of _____ for the election to be

held on the _____ day of _____, _____.

Name (please print)

Civic Address

Signature

Note:

1. These electors must be qualified to vote at the election of the school board candidate.
2. Nomination forms are open for inspection by the public once signed by the Returning Officer.

Consent and Oath or Affirmation of Candidate

I solemnly swear (or affirm) that:

1. I (He/She), _____, consent(s) to the nomination.
(name as it should appear on the ballot paper)
2. I am (He/She is) a Canadian citizen.
3. I am (He/She is) of the full age of eighteen years.
4. I have (He/She has) been ordinarily a resident in the school region of _____ for a period of six months preceding nomination day, and I intend (He/She intends) to continue to so reside.
5. I have (He/She has) not been convicted of any corrupt practice or bribery under the *Municipal Elections Act* within the ten years preceding nomination day.
6. I have (He/She has) read and I understand (he/she understands) all the provisions of the *Education Act* related to the disqualifications of a person from being nominated or to serve as a member of a school board and none of those reasons for disqualification apply to me (him/her).
7. I (He/She) will accept the office of the district member of the Regional School Board if elected.
9. I appoint (He/She) appoints _____ of _____ as my (his/her) official agent under the *Municipal Elections Act*.

Sworn (or affirmed) at _____
in the County of _____
this _____ day of _____
_____, before me

Authorized Administrator of Oath
(Refer to Section 146)

Candidate (or Agent if authorized
and the authorization is attached)

Receipt

Received from the above-named candidate or from his/her agent on his/her behalf a completed nomination paper and the sum of _____ in legal tender or a certified cheque or money order made payable to the Town/Municipality/Regional Municipality of _____ as a deposit pursuant to the *Municipal Elections Act*.

Dated at _____ this _____ day of _____, _____.

Returning Officer

Form 11B
Section 44
Section 13, Education Act

Nomination Paper
(Conseil scolaire acadien provincial)

District _____
(name)

We, the qualified electors whose names appear on the amended list of electors for the municipality shown opposite each name, nominate: _____ of
(name)

(civic address)

(postal code)

(include mailing address if different than civic address)

as a candidate for the office of _____ for the election to be held on
the _____ day of _____, _____.

(Note: Nominators to sign below and also to sign "Statement of Nominators".)

Name (please print) **Civic Address** **Municipality**

Signature

Name (please print) **Civic Address** **Municipality**

Signature

Name (please print) **Civic Address** **Municipality**

Signature

Name (please print) Civic Address Municipality

Signature

Name (please print) Civic Address Municipality

Signature

Note:

1. These electors must be qualified to vote at the election of the school board candidate.
2. Nomination forms are open for inspection by the public once signed by the Returning Officer.

Statement of Nominators

Under the *Education Act*, only an “entitled person” may nominate a candidate for election as a member of the *Conseil scolaire acadien provincial*.

Under the *Education Act*, an “entitled person” is defined to mean a person who is a Canadian citizen AND

- (a) whose first language learned and still understood is French; OR
- (b) who received his or her primary school instruction in Canada in a French-first-language program;
OR
- (c) who is the parent of a child who has received or is receiving primary or secondary school instruction in Canada in a French-first-language program (note that the definition of “parent” in respect to “entitled persons” does not include a guardian or person acting *in loco parentis* to a child).

I state that I am an “entitled person” within the meaning of this definition.

Name (please print)

Signature

Name (please print)

Signature

Name (please print)

Signature

Name (please print)

Signature

Name (please print)

Signature

Statement of Candidate

Under the *Education Act*, only an “entitled person” may be a member of the *Conseil scolaire acadien provincial*.

Under the *Education Act*, an “entitled person” is defined to mean a person who is a Canadian citizen AND

- (a) whose first language learned and still understood is French; OR
- (b) who received his or her primary school instruction in Canada in a French-first-language program; OR
- (c) who is the parent of a child who has received or is receiving primary or secondary school instruction in Canada in a French-first-language program (note that the definition of parent does not include a guardian or person acting *in loco parentis* to a child).

I state that I am an “entitled person” within the meaning of this definition.

Candidate

(Note: This Statement must be signed by the candidate; it cannot be signed by the official agent.)

Consent and Oath or Affirmation of Candidate

I swear (or solemnly affirm) that:

1. I (He/She), _____, consent(s) to the nomination.
(name as it should appear on the ballot paper)
2. I am (He/She is) a Canadian citizen.
3. I am (He/She is) of the full age of eighteen years.
4. I have (He/She has) been ordinarily resident in the Province of Nova Scotia for a period of six months preceding nomination day, and continue(s) to so reside.
5. I have (He/She has) not been convicted of any corrupt practice or bribery under the *Municipal Elections Act* within the ten years preceding nomination day.
6. I have (He/She has) read and I understand (he/she understands) all the provisions to the *Education Act* related to the disqualifications of a person from being nominated or to serve as a member of a school board and none of those reasons for disqualification apply to me (him/her).
7. I (He/She) will accept the office of the member of the *Conseil scolaire acadien provincial* if elected.
8. I (He/She) appoint(s) _____ of _____
(name) (address)
as my (his/her) official agent under the *Municipal Elections Act*.

Sworn (or affirmed) at _____
in the County of _____

this _____ day of _____
_____, before me

Authorized Administrator of Oath
(Refer to Section 146)

Candidate (or Agent if authorized
and the authorization is attached)

Receipt

Received from the above-named candidate or from his/her agent on his/her behalf a completed nomination paper and the sum of _____ in legal tender or a certified cheque or money order made payable to the Town/Municipality/Regional Municipality of _____ as a deposit pursuant to the *Municipal Elections Act*.

Dated at _____ this _____ day of _____, _____.

Returning Officer

(A translation of this form is available in French.)

**Form 11C
Section 44
Section 42A, Education Act**

**Nomination Paper
(African Nova Scotian Member of Regional School Board)**

We, the qualified electors whose names appear on the amended list of electors for the municipality shown opposite each name, nominate:

_____ of
(name)

_____,
(civic address)

(postal code)

(include mailing address if different than civic address)

as a candidate for the office of _____ for the election to be held on
the _____ day of _____, _____.

(Note: Nominators to sign below and also to sign "Statement of Nominators".)

Name (please print)	Civic Address	Municipality
_____	_____	_____

Signature

Name (please print)	Civic Address	Municipality
_____	_____	_____

Signature

Name (please print)	Civic Address	Municipality
_____	_____	_____

Signature

Name (please print)	Civic Address	Municipality
_____	_____	_____

Signature

Name (please print)	Civic Address	Municipality
_____	_____	_____

Signature

Note:

- 1. These electors must be qualified to vote at the election of the school board member.**
- 2. Nomination forms are open for inspection by the public once signed by the Returning Officer.**

Statement of Nominators

Under the *Education Act*, only an “African Nova Scotian elector” may nominate a candidate for election as the African Nova Scotian member of a school board.

Under the *Education Act*, an “African Nova Scotian elector” is defined to mean a person who is qualified to vote in an election of a school board AND

- (a) who is an African Nova Scotian or a black person, OR

(b) who is the parent of an African Nova Scotian or a black person.

I state that I am an “African Nova Scotian elector” within the meaning of this definition.

_____	_____
Name (please print)	Signature
_____	_____
Name (please print)	Signature
_____	_____
Name (please print)	Signature
_____	_____
Name (please print)	Signature
_____	_____
Name (please print)	Signature

Consent and Oath or Affirmation of Candidate

I swear (or solemnly affirm) that:

1. I (He/She), _____, consent(s) to the nomination.
(name as it should appear on the ballot paper)
2. I am (He/She is) a Canadian citizen.
3. I am (He/She is) of the full age of eighteen years.
4. I have (He/She has) been ordinarily resident in the school region of _____ for a period of six months preceding nomination day, and I intend (he/she intends) to continue to so reside.
5. Under the *Education Act* an “African Nova Scotian” is defined to mean a person who is an African Nova Scotian or a black person. I state that I am (the candidate is) an “African Nova Scotian” within the meaning of this definition.
6. I have (He/She has) not been convicted of any corrupt practice or bribery under the *Municipal Elections Act* within the ten years preceding nomination day.
7. I have (He/She has) read and I understand (he/she understands) all of the provisions of the *Education Act* related to the disqualifications of a person from being nominated or to serve as a member of a school board and none of those reasons for disqualification apply to me (him/her).
8. I (He/She) will accept the office of African Nova Scotian member of the Regional School Board if elected.
10. I (He/She) appoint(s) _____ of _____
(name) (address)
as my (his/her) official agent under the *Municipal Elections Act*.

Sworn (or affirmed) at _____
in the County of _____
this _____ day of _____
_____, before me

Authorized Administrator of Oath
(Refer to Section 146)

Candidate (or Agent if authorized
and the authorization is attached)

Receipt

Received from the above-named candidate or from his/her agent on his/her behalf a completed nomination paper and the sum of _____ in legal tender or a certified cheque or money order made payable to the Town/Municipality/ Regional Municipality of _____ as a deposit pursuant to the *Municipal Elections Act*.

Dated at _____ this _____ day of _____, _____.

Returning Officer

**Form 21
Section 76**

Application for a Proxy Vote

(This form is to be submitted to the Returning Officer before 5:00 p.m. on Friday, the eighth day before ordinary polling day.)

**Part 1
(to be completed by elector)**

I declare that:

1. I am number _____ on the list of electors for Polling Division Number _____ in Polling District Number _____ of the Town/Municipality/Regional Municipality of _____ (the "Municipality").

2. I am applying to vote by proxy because
(Place a check mark next to the applicable statement)

_____ I will be absent from the Municipality on the advance poll days and on ordinary polling day.

OR

_____ I cannot attend at the polling station because of illness or physical disability.

3. I appoint as my proxy voter _____ who is
(state full name)
(Place check mark next to the applicable statement)

_____ an elector and whose number on the list of electors is _____ for the Town/Municipality/
Regional Municipality of _____.

OR

_____ related to me as _____
(state relationship: child/grandchild/brother/sister/parent/grandparent[/]husband/wife)

and who is an elector on the list of electors of, the Town/Municipality/Regional Municipality
of _____.

OR

**(ONLY for residents of homes for the aged approved or nursing homes licensed under the *Homes
for Special Care Act*)**

_____ related to me as _____
(state relationship: child/grandchild/brother/sister/parent/grandparent[/]husband/wife)

and who is eighteen years of age or will as of the first advance polling day.

I declare that the above statements have been read by me or read to me and are true.

I also understand that I cannot vote in person on ordinary polling day unless I cancel the proxy paper before five
o'clock on the afternoon of Friday, the eighth day before ordinary polling day.

Dated at _____, this _____ day of _____, _____.

Signature of the Elector

Part 2

Certificate of Proxy Voter (to be completed by the proxy voter)

I, _____, certify that:
(print name of proxy voter)

- To the best of my knowledge, information and belief, all the information contained on the above
appointment of proxy voter is correct; and
- (Place a check mark next to the applicable statement)**

_____ I have not previously been appointed as proxy voter for any other elector during the pending
election.

OR

_____ I have previously been appointed as proxy voter only for one other elector during the pending
election, who is not related to me, and I am related to the elector to whom this appointment
relates as _____.
(state relationship: child/grandchild/brother/sister/parent/grandparent[/]husband/wife)

OR

_____ I have previously been appointed as proxy voter during the pending election only for:

_____ (name and full address)

who is/are related to me as follows:

_____ (state relationship: child/grandchild/brother/sister/parent/grandparent[/]husband/wife)

3. I am

(Place a check mark next to the applicable statement)

_____ an elector on the list of electors for the same municipality as the elector for whom I have been appointed as proxy voter.

OR

(ONLY for proxy voters for residents of homes for aged approved or nursing homes licensed under the Homes for Special Care Act)

_____ related to the elector for whom I have been appointed as proxy voter as

_____ (state relationship: child/grandchild/brother/sister/parent/grandparent/husband/wife)

and I am or will be eighteen years of age as of the first advance polling day.

Dated at _____, this _____ day of _____, _____.

Signature of Proxy Voter

PLEASE READ THE FOLLOWING IMPORTANT NOTICES:

1. A person may act as proxy voter for one unrelated elector and any number of electors who are a child, grandchild, brother, sister, parent, grandparent, husband or wife of the proxy voter.
2. This form must be presented to the Returning Officer by the elector or proposed proxy voter in person before five o'clock on the afternoon of Friday the eighth day before ordinary polling day so that a Proxy Paper in Form 22 may be issued.
3. **APPOINTING A PROXY VOTER MEANS THAT THE ELECTOR CANNOT VOTE OTHER THAN BY PROXY. THIS APPLICATION FORM DOES NOT PERMIT AN ELECTOR TO VOTE ON ELECTION DAY.**

Form 22
(Section 76)

Number _____
Proxy Paper

(NOTE: A Proxy Voter can vote only on Ordinary Polling Day.
A Proxy Voter cannot vote at any Advance Poll)

TO: The Deputy Returning Officer
Polling Station Number _____
Polling District of _____

I certify that:

(name of elector)

of _____

(his/her address)

being number _____ on the list of electors for the above polling station may vote by proxy by his/her proxy voter,

(name of proxy voter)

of _____

(address of proxy voter)

Date[d] at _____ this _____ day of _____, _____.

Returning Officer

Form 24
Section 83

Elector's Oath or Affirmation of Qualification at Poll

I swear (or solemnly affirm) that:

- I am the person named (or intended to be named) _____ in the list of electors now shown to me (being shown the list to the elector) and that on this date of the poll in this election, I do actually reside in Polling Division Number _____ of the Town/Municipality/Regional Municipality of _____ (the "Municipality") and that the address of my residence is _____.

2. I am the full age of eighteen (18) years.
3. I am a Canadian citizen.
4. As of the first advance polling day, I have been ordinarily resident in
 - the Province of Nova Scotia for a period of six (6) months; and
 - in the Municipality.
5. I am not the returning officer, a person serving a sentence in a penal or reform institution, or a person convicted of bribery under the *Municipal Elections Act* in the six (6) years preceding ordinary polling day.
6. I have not voted before in this election at any polling place and will not do so or attempt to do so and I have not received anything nor has anything been promised to me directly or indirectly in order to induce me to vote or refrain from voting in this election.

Sworn (or affirmed) at _____
 in the _____
 this _____ day of _____,
 _____, before me

 Revising Officer

 Elector

**Form 31
 Section 98**

Oath or Affirmation of Elector Not on List of Electors on Polling Day

I swear (or solemnly affirm) that:

1. On this date, I actually reside in Polling Division Number _____ of Polling District Number _____ of the Town/Municipality/Regional Municipality of _____ (the "Municipality").
2. As of the first advance polling day in this election, I have been ordinarily resident in:
 - the Province of Nova Scotia for a period of six (6) months; and
 - the Municipality (or in an area annexed to the Municipality).
3. I have not previously voted in this election at any other polling place, and I will not (or will not attempt to) vote at any other polling place.
4. As of the first advance polling day, I was a Canadian citizen and of the full age of eighteen years.
5. I am not the returning officer, a person serving a sentence in a penal or reform institution, or a person convicted of bribery under the *Municipal Elections Act* in the six years preceding ordinary polling day.

**Name of Elector
 (please print)**

Civic Address of Elector

Date of Birth

Sworn (or affirmed) at _____
in the County of _____
this ____ day of _____,
_____ before me

Deputy Returning Officer

Applicant

The Voters List may be used in future municipal, provincial or federal elections.
(Date of birth will be removed from final list of electors.)

**Form 31A
Section 98**

**Oath or Affirmation of Elector Not on List of Electors on Polling Day
(where elector can vote only for Regional School Board)**

I swear (or solemnly affirm) that:

1. On this date, I actually reside in Polling Division Number _____ of Polling District Number ____ of the Town/Municipality/Regional Municipality of _____ (the "Municipality").
2. As of the first advance polling day in this election, I have been ordinarily resident in:
 - the Province of Nova Scotia for a period of six (6) months; and
 - the school region in which my polling division is located.
3. I have not previously voted in this election at any other polling place, and will not or will not attempt to do so.
4. As of the first advance polling day, I was a Canadian citizen and of the full age of eighteen years.
5. I am not the returning officer, a person serving a sentence in a penal or reform institution, or a person convicted of bribery under the *Municipal Elections Act* in the six years preceding ordinary polling day.
6. I wish to be added to the list of electors for the purpose of voting in this election.

**Name of Elector
(please print)**

Civic Address of Elector

Elector's Date of Birth

Sworn (or affirmed) at _____
in the County of _____
this ____ day of _____,
_____ before me

Deputy Returning Officer

Applicant

The Voters List may be used in future municipal, provincial or federal elections.
 (Date of birth will be removed from final list of electors.)

Form 31B
Section 98

Oath or Affirmation of Elector Not on List of Electors on Polling Day
(Where elector can vote only for *Conseil scolaire acadien provincial*)

I swear (or solemnly affirm) that:

1. On this date, I actually reside in Polling Division Number _____ of the Town/Municipality/Regional Municipality of _____ (the "Municipality").
2. As of the first advance polling day in this election, I have been ordinarily resident in:
 - the Province of Nova Scotia for a period of six (6) months; and
 - in the school region of the Municipality in which my polling division is located.
3. I have not previously voted before in this election at any other polling place, and I will not (or will not attempt to) vote at any other polling place.
4. As of the first advance polling day, I was a Canadian citizen and of the full age of eighteen years.
5. I am not the returning officer, a person serving a sentence in a penal or reform institution, or a person convicted of bribery under the *Municipal Elections Act* in the six years preceding ordinary polling day.
6. I wish to be added to the list of electors for the purpose of voting in this election.

Name of Elector (please print)	Civic Address of Elector	Date of Birth
_____	_____	_____
_____	_____	_____

Sworn (or affirmed) at _____
 in the County of _____
 this ____ day of _____,
 _____ before me

 Deputy Returning Officer

 Applicant

(A translation of this form is available in French)

The Voters List may be used in future municipal, provincial or federal elections.
 (Date of birth will be removed from final list of electors.)

**Form 32
Section 99**

Affidavit of Proxy Voter

I swear (or solemnly affirm) that,

I am the proxy voter named in the proxy paper issued to the following elector whose name appears on the list of electors for this polling station and whose name precedes my signature:

Name of Elector	Address of Elector	Signature of Proxy Voter

Sworn (or affirmed) at _____
 in the County of _____
 this _____ day of _____
 _____, before me

 Deputy Returning Officer

**Form 40
(Sections 49A and 49B)**

Candidate's Campaign Contributions Disclosure Statement

Name of Candidate: _____

Name of Agent: _____

Date of Election: _____ Municipality/School Board: _____

I received no contributions from a contributor that totalled more than \$50.00 during the period since the previous election.

OR

- I received the following contributions from a contributor that totalled more than \$50.00 during the period since the previous election.

List of contributors (see note below):

Contributor	Civic Address	Contributions
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Note: Insert full name of contributor and residential or business address. Use street address, not postal address. Contributions must be shown for every contributor whose contributions totalled more than \$50.00 since the most recent election.

I, _____, a candidate in the municipal/school board/CSAP election on _____ (date), certify that the foregoing statement of disclosure is a true and complete disclosure of all contributions made to me and to my official agent as required by Sections 49A and 49B of the *Municipal Elections Act*.

Candidate

(To be filed within 60 days after regular polling day with the clerk of the municipality/secretary of school board)

(A translation of this form is available in French)

**Form 41
(Sections 49A and 49B)**

Association's Campaign Contributions Disclosure Statement

Name of Association: _____

Name of agent: _____

Name of candidate supported: _____

Date of election: _____ Municipality/School Board: _____

- The above-named candidate received no contributions from a contributor that totalled more than \$50.00 during the period since the previous election.

OR

- The candidate received the following contributions from a contributor that totalled more than \$50.00 during the period since the previous election.

List of contributors (see note below):

Contributor	Civic Address	Contributions
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Note: Insert full name of contributor and residential or business address. Use street address, not postal address. Contributions must be shown for every contributor whose contributions totalled more than \$50.00 since the most recent election.

I, _____, the appointed agent of _____ (name of association) in the municipal/school board/CSAP election on _____ (date), certify that the foregoing statement of disclosure is a true and complete disclosure of all contributions made to me as agent of the said association as required by Sections 49A and 49B of the *Municipal Elections Act*.

Agent of Association

(To be filed within 60 days after regular polling day with the clerk of the municipality/secretary of school board)

(A translation of this form is available in French)

N.S. Reg. 79/2016

Made: April 20, 2016

Filed: April 21, 2016

Spring Weight Restrictions Regulations–amendment

Order dated April 20, 2016

Amendment to regulations made by the Director of Operations Services
 Department of Transportation and Infrastructure Renewal
 pursuant to subsection 20(1) of the *Public Highways Act*

**In the matter of subsection 20(1) of Chapter 371
 of the Revised Statutes of Nova Scotia, 1989,
 the *Public Highways Act***

Order

Pursuant to subsection 20(1) of Chapter 371 of the Revised Statutes of Nova Scotia, 1989, the *Public Highways Act*, I, Kevin Mitchell, Director of Operations Services, Department of Transportation and Infrastructure Renewal, hereby amend the regulations respecting spring weight restrictions, N.S. Reg. 31/2016, made by order of the Executive Director of Maintenance and Operations dated February 23, 2016, by repealing Table A, which lists the zones and corresponding weight restriction periods, and substituting the following table:

Table A

Zone	Weight Restriction Period
Counties of: Yarmouth, Shelburne, Queens, Lunenburg, Digby, Annapolis and Kings	12:01 a.m., February 29, 2016 to 12:01 a.m., April 25, 2016
Counties of: Halifax, Hants and southern Colchester* (*that portion of Colchester County south of Highway 104 and bounded by the Folly River in the west and the Pictou County line in the east)	12:01 a.m., February 29, 2016 to 12:01 a.m., April 25, 2016
Counties of: northern Colchester**, Cumberland and Pictou (**that portion of Colchester County north of Highway 104 and bounded by the Cumberland County line in the north and west, the Pictou County line in the east and Folly River in the southeast)	12:01 a.m., February 29, 2016 to 12:01 a.m., May 2, 2016
Counties of: Antigonish, Guysborough, Richmond, Inverness, Victoria and Cape Breton	12:01 a.m., February 29, 2016 to 12:01 a.m., May 9, 2016

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

Dated and made at Halifax, Nova Scotia, on April 20, 2016.

sgd: *Kevin Mitchell*
 Kevin Mitchell, P.Eng.
 Director, Operations Services
 Department of Transportation and Infrastructure Renewal

N.S. Reg. 80/2016

Made: April 21, 2016

Filed: April 22, 2016

Prescribed Petroleum Products Prices

Order dated April 21, 2016
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**M07418****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 retail margin and transportation allowance effective January 6, 2012, in its decision, 2011 NSUARB 181, issued on November 23, 2011;

And whereas the Board revised the wholesale margin effective January 4, 2013, in its decision, 2012 NSUARB 213, issued on December 12, 2012;

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended April 20, 2016, are:

Grade 1 Regular gasoline	48.9¢ per litre
Ultra-low-sulfur diesel oil	42.5¢ per litre

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

Gasoline:	
Grade 1	48.9¢ per litre
Grade 2	51.9¢ per litre
Grade 3	54.9¢ per litre
Ultra-low-sulfur diesel oil	42.5¢ per litre

And now therefore the Board has determined, based on historical data regarding price changes and to achieve revenue neutrality, it is appropriate to apply, and the Board so orders, forward averaging corrections of:

Gasoline:	plus 1.0¢ per litre
Ultra-low-sulfur diesel oil:	plus 0.3¢ per litre

And whereas a winter blending adjustment of plus 1.6¢ 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., April 22, 2016.

Dated at Halifax, Nova Scotia, this 21st day of April, 2016.

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 April 22, 2016**

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	57.1	10.0	15.5	82.6	100.5	102.6	100.5	999.9
Mid-Grade Unleaded	60.1	10.0	15.5	85.6	104.0	106.0	104.0	999.9
Premium Unleaded	63.1	10.0	15.5	88.6	107.4	109.5	107.4	999.9
Ultra-Low-Sulfur Diesel	51.6	4.0	15.4	71.0	87.2	89.2	87.2	999.9
Zone 2								
Regular Unleaded	57.6	10.0	15.5	83.1	101.1	103.2	101.1	999.9
Mid-Grade Unleaded	60.6	10.0	15.5	86.1	104.5	106.6	104.5	999.9
Premium Unleaded	63.6	10.0	15.5	89.1	108.0	110.1	108.0	999.9
Ultra-Low-Sulfur Diesel	52.1	4.0	15.4	71.5	87.7	89.8	87.7	999.9
Zone 3								
Regular Unleaded	58.0	10.0	15.5	83.5	101.5	103.6	101.5	999.9
Mid-Grade Unleaded	61.0	10.0	15.5	86.5	105.0	107.1	105.0	999.9
Premium Unleaded	64.0	10.0	15.5	89.5	108.4	110.5	108.4	999.9
Ultra-Low-Sulfur Diesel	52.5	4.0	15.4	71.9	88.2	90.3	88.2	999.9
Zone 4								
Regular Unleaded	58.1	10.0	15.5	83.6	101.7	103.7	101.7	999.9
Mid-Grade Unleaded	61.1	10.0	15.5	86.6	105.1	107.2	105.1	999.9
Premium Unleaded	64.1	10.0	15.5	89.6	108.6	110.6	108.6	999.9
Ultra-Low-Sulfur Diesel	52.6	4.0	15.4	72.0	88.3	90.4	88.3	999.9
Zone 5								
Regular Unleaded	58.1	10.0	15.5	83.6	101.7	103.7	101.7	999.9
Mid-Grade Unleaded	61.1	10.0	15.5	86.6	105.1	107.2	105.1	999.9
Premium Unleaded	64.1	10.0	15.5	89.6	108.6	110.6	108.6	999.9
Ultra-Low-Sulfur Diesel	52.6	4.0	15.4	72.0	88.3	90.4	88.3	999.9
Zone 6								
Regular Unleaded	58.8	10.0	15.5	84.3	102.5	104.5	102.5	999.9
Mid-Grade Unleaded	61.8	10.0	15.5	87.3	105.9	108.0	105.9	999.9
Premium Unleaded	64.8	10.0	15.5	90.3	109.4	111.4	109.4	999.9
Ultra-Low-Sulfur Diesel	53.3	4.0	15.4	72.7	89.1	91.2	89.1	999.9

N.S. Reg. 81/2016

Made: April 26, 2016

Filed: April 26, 2016

Proclamation, S. 23, S.N.S. 2015, c. 45

Order in Council 2016-105 dated April 26, 2016

Proclamation made by the Governor in Council

pursuant to Section 23 of

An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act

The Governor in Council on the report and recommendation of the Minister of Transportation and Infrastructure Renewal dated March 24, 2016, and pursuant to Section 23 of Chapter 45 of the Acts of 2015, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, and subsection 3(7) of Chapter 235 of the Revised Statutes, 1989, the *Interpretation Act*, is pleased to order and declare by proclamation that Section 8 of Chapter 45 of the Acts of 2015, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, do come into force on and not before April 26, 2016.

PROVINCE OF NOVA SCOTIA

sgd: **J. J. Grant**

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 23 of Chapter 45 of the Acts of 2015, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, it is enacted as follows:

- 23** 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 Section 8 of Chapter 45 of the Acts of 2015, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, do come into force on and not before April 26, 2016;

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 Section 8 of Chapter 45 of the Acts of 2015, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, do come into force on and not before April 26, 2016, 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
Brigadier-General, the Honourable J. J. Grant
(Retired), Lieutenant Governor of the Province of
Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 26th day of April in the year of Our Lord two thousand and sixteen and in the sixty-fifth year of Our Reign.

BY COMMAND:

Hon. Diana C. Whalen
Provincial Secretary
Attorney General and Minister of Justice

N.S. Reg. 82/2016

Made: April 26, 2016

Filed: April 26, 2016

Proclamation, S. 18, S.N.S. 2015, c. 46

Order in Council 2016-106 dated April 26, 2016
Proclamation made by the Governor in Council
pursuant to Section 18 of

An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act

The Governor in Council on the report and recommendation of the Minister of Transportation and Infrastructure Renewal dated March 24, 2016, and pursuant to Section 18 of Chapter 46 of the Acts of 2015, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, is pleased to order and declare by proclamation that Chapter 46 of the Acts of 2015, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, except Section 17, do come into force on and not before May 1, 2016.

PROVINCE OF NOVA SCOTIA

sgd: **J. J. Grant**

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 18 of Chapter 46 of the Acts of 2015, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, it is enacted as follows:

- 18** This Act, except Section 17, comes into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Chapter 46 of the Acts of 2015, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, except Section 17, do come into force on and not before May 1, 2016;

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 46 of the Acts of 2015, *An Act to Amend Chapter 293 of the Revised Statutes, 1989, the Motor Vehicle Act*, except Section 17, do come into force on and not before May 1, 2016, 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
Brigadier-General, the Honourable J. J. Grant
(Retired), Lieutenant Governor of the Province of
Nova Scotia.

AT Our Government House in the Halifax Regional
Municipality, this 26th day of April in the year of Our
Lord two thousand and sixteen and in the sixty-fifth
year of Our Reign.

BY COMMAND:

Hon. Diana C. Whalen
Provincial Secretary
Attorney General and Minister of Justice

N.S. Reg. 83/2016

Made: April 28, 2016

Filed: April 29, 2016

Prescribed Petroleum Products Prices

Order dated April 28, 2016
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

M07429

In the matter of the *Petroleum Products Pricing Act*

- and -

**In the matter of prescribing prices for petroleum products
pursuant to Section 14 of the *Petroleum Products Pricing Act* and
Sections 16 to 19 of the *Petroleum Products Pricing Regulations***

Before: Roland A. Deveau, Q.C., Vice-chair

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

And whereas the Board revised the wholesale margin effective January 4, 2013, in its decision, 2012 NSUARB 213, issued on December 12, 2012;

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended April 27, 2016, are:

Grade 1 Regular gasoline	51.0¢ per litre
Ultra-low-sulfur diesel oil	44.2¢ per litre

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

Gasoline:

Grade 1	51.0¢ per litre
Grade 2	54.0¢ per litre
Grade 3	57.0¢ per litre
Ultra-low-sulfur diesel oil	44.2¢ 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 1.2¢ per litre
Ultra-low-sulfur diesel oil:	plus 0.7¢ per litre

And whereas a winter blending adjustment of plus 1.6¢ 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., April 29, 2016.

Dated at Halifax, Nova Scotia, this 28th day of April, 2016.

sgd: *Elaine Wagner*
Clerk of the Board

Schedule “A”

**Prices Prescribed for Petroleum Products
under the *Petroleum Products Pricing Act* and the
Petroleum Products Pricing Regulations
effective on and after 12:01 a.m. on April 29, 2016**

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	59.3	10.0	15.5	84.8	103.0	105.1	103.0	999.9
Mid-Grade Unleaded	62.3	10.0	15.5	87.8	106.5	108.6	106.5	999.9
Premium Unleaded	65.3	10.0	15.5	90.8	109.9	112.0	109.9	999.9
Ultra-Low-Sulfur Diesel	53.6	4.0	15.4	73.0	89.5	91.5	89.5	999.9

Zone 2								
Regular Unleaded	59.8	10.0	15.5	85.3	103.6	105.7	103.6	999.9
Mid-Grade Unleaded	62.8	10.0	15.5	88.3	107.1	109.1	107.1	999.9
Premium Unleaded	65.8	10.0	15.5	91.3	110.5	112.6	110.5	999.9
Ultra-Low-Sulfur Diesel	54.1	4.0	15.4	73.5	90.0	92.1	90.0	999.9
Zone 3								
Regular Unleaded	60.2	10.0	15.5	85.7	104.1	106.1	104.1	999.9
Mid-Grade Unleaded	63.2	10.0	15.5	88.7	107.5	109.6	107.5	999.9
Premium Unleaded	66.2	10.0	15.5	91.7	111.0	113.0	111.0	999.9
Ultra-Low-Sulfur Diesel	54.5	4.0	15.4	73.9	90.5	92.6	90.5	999.9
Zone 4								
Regular Unleaded	60.3	10.0	15.5	85.8	104.2	106.3	104.2	999.9
Mid-Grade Unleaded	63.3	10.0	15.5	88.8	107.6	109.7	107.6	999.9
Premium Unleaded	66.3	10.0	15.5	91.8	111.1	113.2	111.1	999.9
Ultra-Low-Sulfur Diesel	54.6	4.0	15.4	74.0	90.6	92.7	90.6	999.9
Zone 5								
Regular Unleaded	60.3	10.0	15.5	85.8	104.2	106.3	104.2	999.9
Mid-Grade Unleaded	63.3	10.0	15.5	88.8	107.6	109.7	107.6	999.9
Premium Unleaded	66.3	10.0	15.5	91.8	111.1	113.2	111.1	999.9
Ultra-Low-Sulfur Diesel	54.6	4.0	15.4	74.0	90.6	92.7	90.6	999.9
Zone 6								
Regular Unleaded	61.0	10.0	15.5	86.5	105.0	107.1	105.0	999.9
Mid-Grade Unleaded	64.0	10.0	15.5	89.5	108.4	110.5	108.4	999.9
Premium Unleaded	67.0	10.0	15.5	92.5	111.9	114.0	111.9	999.9
Ultra-Low-Sulfur Diesel	55.3	4.0	15.4	74.7	91.4	93.5	91.4	999.9

N.S. Reg. 84/2016

Made: April 29, 2016

Filed: May 2, 2016

Employment Support and Income Assistance Regulations—amendment

Order in Council 2016-108 dated April 29, 2016

Amendment to regulations made by the Governor in Council

pursuant to Section 21 of the *Employment Support and Income Assistance Act*

The Governor in Council on the report and recommendation of the Minister of Community Services dated April 14, 2016, and pursuant to Section 21 of Chapter 27 of the Acts of 2000, the *Employment Support and Income Assistance Act*, is pleased to amend the *Employment Support and Income Assistance Regulations*, N.S. Reg. 25/2001, made by the Governor in Council by Order in Council 2001-138 dated March 23, 2001, by increasing the personal allowance for income assistance recipients in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after May 1, 2016.

Schedule "A"

**Amendment to the *Employment Support and Income Assistance Regulations*
made by the Governor in Council under Section 21 of
Chapter 27 of the Acts of 2000,
the *Employment Support and Income Assistance Act***

The *Employment Support and Income Assistance Regulations*, N.S. Reg. 25/2001, made by the Governor in Council by Order in Council 2001-138 dated March 23, 2001, are amended by striking out the table immediately following the heading "Personal Allowance" in Appendix "A" and substituting the following table:

Adult	Dependent Child (under age 18)	Dependent Child (age 18 to 20 inclusive)
\$275	\$133	\$275

N.S. Reg. 85/2016

Made: May 3, 2016

Filed: May 3, 2016

Helmet Regulations—amendment

Order in Council 2016-109 dated May 3, 2016
Amendment to regulations made by the Governor in Council
pursuant to Sections 170, 170A and 170B of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Transportation and Infrastructure Renewal dated March 15, 2016, and pursuant to Sections 170, 170A and 170B of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to amend the *Helmet Regulations*, N.S. Reg. 99/2003, made by the Governor in Council by Order in Council 2003-175 dated April 25, 2003, to add the Economic Commission for Europe as an approved certification agency for motorcycle helmets, in the manner set forth in Schedule "A", attached to and forming part of the report and recommendation effective on and after May 3, 2016.

Schedule "A"

**Amendment to the *Helmet Regulations*
made by the Governor in Council under Sections 170, 170A and 170B
of Chapter 293 of the Revised Statutes of Nova Scotia, 1989,
the *Motor Vehicle Act***

Section 2 of the *Helmet Regulations*, N.S. Reg 99/2003, made by the Governor in Council by Order in Council 2003-175 dated April 25, 2003, is amended by

- (a) relettering the second clause (b) as clause (c);
- (b) striking out the period at the end of clause (c) and substituting a semicolon; and
- (c) adding the following clause immediately after clause (c):
 - (d) the Economic Commission for Europe.

N.S. Reg. 86/2016

Made: May 3, 2016

Filed: May 3, 2016

Proclamation, S. 27, S.N.S. 2014, c. 37

Order in Council 2016-110 dated May 3, 2016
Proclamation made by the Governor in Council
pursuant to Section 27 of the
Pooled Registered Pension Plans Act

The Governor in Council on the report and recommendation of the Minister of Finance and Treasury Board dated April 18, 2016, and pursuant to Section 27 of Chapter 37 of the Acts of 2014, the *Pooled Registered Pension Plans Act*, is pleased to order and declare by proclamation that Chapter 37 of the Acts of 2014, *Pooled Registered Pension Plans Act*, do come into force on and not before May 4, 2016.

PROVINCE OF NOVA SCOTIA

sgd: **J. J. Grant**

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 27 of Chapter 37 of the Acts of 2014, the *Pooled Registered Pension Plans Act*, it is enacted as follows:

27 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 37 of the Acts of 2014, the *Pooled Registered Pension Plans Act*, do come into force on and not before May 4, 2016;

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 37 of the Acts of 2014, the *Pooled Registered Pension Plans Act*, do come into force on and not before May 4, 2016, 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
Brigadier-General, the Honourable J. J. Grant
(Retired), Lieutenant Governor of the Province of
Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 3rd day of May in the year of Our Lord two thousand and sixteen and in the sixty-fifth year of Our Reign.

BY COMMAND:

Hon. Diana C. Whalen
Provincial Secretary
Attorney General and Minister of Justice

N.S. Reg. 87/2016

Made: April 28, 2016

Filed: May 3, 2016

Electoral Districts and Number of Members Order: Halifax Regional School Board

Order dated April 28, 2016
made by the Nova Scotia Utility and Review Board
pursuant to Section 43 of the *Education Act*

Order

M07245

Nova Scotia Utility and Review Board

In the Matter of the *Education Act*

- and -

In the matter of an application by the **Halifax Regional School Board** to amend the boundaries of the electoral districts

Before: Roland A. Deveau, Q.C., Vice-Chair

An application having been made by the Halifax Regional School Board pursuant to S. 43 of the *Education Act* and the Board having issued its decision on April 28, 2016;

It is hereby ordered that the application is approved as follows:

1. The number of electoral districts for the Halifax Regional School Board is confirmed at 8, each electing one member;
2. The proposed boundaries of the electoral districts are approved; and
3. The descriptions of all electoral districts are set out in Schedule "A", attached to and forming part of this order;

And it is further ordered that all provisions of the *Education Act* and the *Municipal Elections Act* and any other Acts of the Province of Nova Scotia applying to the preparation for and holding of the regular election of school board members in the year 2016 will be complied with as if the above-noted changes had been made on the first day of March 2016, but for all other purposes such changes shall take effect on the first day of the first meeting of the school board after the election of school board members for the year 2016.

Dated at Halifax, Nova Scotia this 28th day of April, 2016.

sgd: *Elaine Wagner*
Clerk of the Board

Schedule “A”

Electoral District 1: Eastern Shore/Fall River

(HRM Districts 1 and 2 - Waverley - Fall River - Musquodoboit Valley and Preston - Porters Lake - Eastern Shore)

This district is comprised of HRM Districts 1 and 2. This district is made up of all four of the schools in the Musquodoboit Rural High family of schools, all four of the schools in the Duncan MacMillan High family of schools, all five of the schools in the Eastern Shore District High family of schools, five of the nine schools in the Lockview High families [family] of schools that are located in the Beaver Bank area, two of the twelve schools in the Cole Harbour District High family of schools that are located in the Preston, Mineville and Lawrencetown areas, and one of nine schools in the Auburn family of schools that is located in the Lake Echo area. This district maintains an electoral boundary with a rural representation and largely maintains families of schools boundaries.

Electoral District 2: Dartmouth South - Eastern Passage - Cole Harbour - Westphal

(HRM Districts 3 and 4 - Woodside - Dartmouth South - Eastern Passage and Cole Harbour - Westphal)

This district is comprised of HRM Districts 3 and 4. This district is made up of ten of twelve schools in the Cole Harbour District High family of schools, eight of nine schools in the Auburn Drive High family of schools, three of twelve schools in the Prince Andrew High family of schools that are located in the Portland Estates and Mount Edward Road area, and one of eleven schools in the Dartmouth High family of schools that is located in the Woodside area. This district is comprised of the eastern suburban area of Dartmouth and is made up of largely mixed residential communities which share a community of interest.

Electoral District 3: Dartmouth Centre - Harbourview - Burnside - Dartmouth East

(HRM Districts 5 and 6 - Dartmouth Centre and Harbourview - Burnside - Dartmouth East)

This district is comprised of HRM Districts 5 and 6. This district is made up of ten of eleven schools in the Dartmouth High family of schools and nine of twelve of the schools in the Prince Andrew High family of schools. This district includes the Dartmouth Central area and is made up of a mix of businesses and mixed residential areas. This district encompasses much of the “old” City of Dartmouth and, as such, shares a community of interest.

Electoral District 4: Peninsula South - Peninsula West - Armdale

(HRM Districts 7 and 9 - Peninsula South - Downtown and Peninsula West - Armdale)

This district is comprised of HRM Districts 7 and 9. This district is made up of ten of sixteen schools in the Citadel High family of schools and three of eleven schools in the J. L. Ilesley High family of schools that are located in the Herring Cove Road and Williams Lake Road areas. This district includes the downtown business district of Halifax and the residential area of the south end of Halifax, west end Halifax and Spryfield. This pairing of the HRM districts allows for two elected representatives for the major portion of the peninsula of Halifax (Districts 7 and District 8) while encompassing most of the family of schools for Citadel High.

Electoral District 5: Peninsula North/Fairview

(HRM Districts 8 and 10 - Peninsula North and Birch Cove - Rockingham - Fairview)

This district is comprised of HRM Districts 8 and 10. This district is made up of six of sixteen schools in the Citadel High family of schools that are located in the north peninsula and Fairview areas and seven of twelve of the Halifax West High family of schools that are located in the area east of Dunbrack Street. This district is comprised largely of mixed residential communities. This pairing of the HRM districts allows for two elected representatives for the major portion of the peninsula of Halifax (District 7 and District 8) while encompassing areas which generally share a community of interest.

Electoral District 6: Clayton Park West - Beechville/Lakeside/Timberlea - Spryfield

(HRM Districts 11 and 12 - Spryfield - Sambro - Prospect Road and Timberlea - Beechville - Clayton Park West)

This district is comprised of HRM Districts 11 and 12. This district is made up of eight of eleven schools in the J. L. Ilsley High family of schools that are located in the Spryfield, Harrietsfield, Herring Cove and Sambro catchment areas, two of eight schools in the Sir John A. Macdonald High family of schools that are located in Prospect, Hatchet Lake and Timberlea catchment areas, five of twelve of the schools in the Halifax West High family of schools that are located in Beechville and Dunbrack catchment areas, and one of eight schools in the C. P. Allen family of schools that is located in the Hammonds Plains area. The district is largely a rural community with some suburban communities in the Beechville, Timberlea and Dunbrack Street areas.

Electoral District 7: South Shore/Bedford

(HRM Districts 13 and 16 - Hammonds Plains - St Margarets and Bedford - Wentworth)

This district is comprised of HRM Districts 13 and 16. This district is made up of six of eight of the schools in the Sir John A. Macdonald High family of schools, seven of eight schools in the C. P. Allen High family of schools, and one of the schools in the Sackville High family of schools that is located in the Lower Sackville area. This district is comprised of the mixed business and residential areas of Bedford, suburban areas of Tantallon, Pockwock and Kingswood and rural areas of the Hubbards and French Village communities.

Electoral District 8: Lower Sackville/Upper Sackville

(HRM Districts 14 and 15 - Upper/Middle Sackville - Beaver Bank and Lower Sackville)

This district is comprised of HRM Districts 14 and 15. This district is made up of nine of the schools in the Sackville High family of schools, all five of the schools in the Millwood High family of schools, and four of nine schools in the Lockview High family of schools that are located in the Beaver Bank area. The district is made up of the suburban areas of Sackville and rural areas of Upper Sackville and Beaver Bank which share a community of interest.

N.S. Reg. 88/2016 to 89/2016

Made: May 3, 2016

Filed: May 3, 2016

Pooled Registered Pension Plans Regulations;
Pension Benefits Regulations—amendment

Order in Council 2016-111 dated May 3, 2016
Regulations and amendment to regulations made by the Governor in Council
pursuant to Section 20 of the *Pooled Registered Pension Plans Act*
and Section 139 of the *Pension Benefits Act*

The Governor in Council on the report and recommendation of the Minister of Finance and Treasury Board dated April 18, 2016, is pleased, effective on and after May 4, 2016, to

- (a) pursuant to Section 20 of Chapter 37 of the Acts of 2014, the *Pooled Registered Pension Plans Act*, make new regulations respecting pooled registered pension plans in the form set forth in Schedule “A”, attached to and forming part of the report and recommendation; and
- (b) pursuant to Section 139 of Chapter 41 of the Acts of 2011, the *Pension Benefits Act*, amend the *Pension Benefits Regulations*, N.S. Reg. 200/2015, made by the Governor in Council by Order in Council 2015-133 dated April 21, 2015, to permit money from pooled registered pension plan accounts to flow into retirement savings arrangements governed by the *Pension Benefits Act*, in the manner set forth in Schedule “B”, attached to and forming part of the report and recommendation.

N.S. Reg. 88/2016

Pooled Registered Pension Plans Regulations

Schedule “A”

**Regulations Respecting Pooled Registered Pension Plans
made by the Governor in Council under Section 20 of
Chapter 37 of the Acts of 2014,
the *Pooled Registered Pension Plans Act***

Interpretation and Application**Citation**

1 These regulations may be cited as the *Pooled Registered Pension Plans Regulations*.

Definitions

2 In these regulations,

“Act” means the *Pooled Registered Pension Plans Act*;

“approved form” means a form that the Superintendent has approved and requires to be used, which the Superintendent may make available through the offices of the Superintendent or on its website;

“deferred life annuity” means a deferred life annuity as defined in the *Pension Benefits Regulations*;

“domestic contract” means a written agreement referred to in and for the purpose of Section 14 of the Act that provides for the division between a member and the member’s spouse of the funds in the member’s pooled registered pension plan account, and includes a marriage contract as defined in the *Matrimonial Property Act*;

“immediate life annuity” means an immediate life annuity as defined in the *Pension Benefits Regulations*;

“joint and survivor annuity” means an annuity payable during the joint lives of the person entitled to the annuity and that person’s spouse and thereafter during the life of the survivor of them;

“joint and survivor pension” means a joint and survivor pension as defined in the *Pension Benefits Act*, and includes a joint and survivor benefit as described in that Act;

“life annuity” means a life annuity as defined in the *Pension Benefits Regulations*;

“LIF” or “life income fund” means a “LIF” or “life income fund” as defined in Section 2 of the *Pension Benefits Regulations*;

“LIRA” or “locked-in retirement account” means a “LIRA” or “locked-in retirement account” as defined in Section 2 of the *Pension Benefits Regulations*;

“*Pension Benefits Regulations*” means the *Pension Benefits Regulations* made under the *Pension Benefits Act*;

“retirement savings arrangement” is a “retirement savings arrangement” as defined in Section 2 of the *Pension Benefits Regulations*;

“registered retirement savings arrangement” means either of the following established in accordance with the *Income Tax Act* (Canada) and the regulations made under that Act:

- (i) registered retirement savings plan;
- (ii) registered retirement income fund.

Conflict with other regulations

3 If there is a conflict between these regulations and any other regulations, these regulations prevail, unless the other regulations expressly provide that these regulations do not apply.

Applicability of federal Act

4 (1) The following definitions in subsection 2(1) of the federal Act do not apply to the Act or these regulations:

- (a) common-law partner;
- (b) common-law partnership;
- (c) designated province;
- (d) included employment;
- (e) Minister;
- (f) prescribed;
- (g) spouse;
- (h) Superintendent.

- (2) For the purpose of applying the federal Act under subsection 4(1) of the Act, the following provisions of the federal Act do not apply: section 1, subsection 2(2), section 4, subsection 6(3), sections 8, 10, 37, 53, 63, 72 and 73, subsections 75(9) and 76(2), paragraphs 76(1)(a) to (r), (u) and (v), sections 78 and 79 to 95.
- (3) For the purpose of applying the federal Act under subsection 4(1) of the Act, the federal Act must be read with all of the following changes:
 - (a) “designated province” must be read throughout as “designated jurisdiction” as defined in the Act;
 - (b) “included employment” must be read throughout as “Provincial employment” as defined in the Act;
 - (c) any provision that includes the following terms or phrases must be read with the term or phrase omitted:
 - (i) “common-law partner”,
 - (ii) “common-law partner or former common-law partner”,
 - (iii) “or common-law partner”;
 - (d) the definition of “survivor” in subsection 2(1) of the federal Act is replaced with the following definition:

“survivor”, in relation to a deceased member, means the member’s spouse at the time of the member’s death;
 - (e) “the Government of Canada’s” in paragraph 6(4)(c) of the federal Act must be read as “the Province’s”;
 - (f) section 71 of the federal Act must be read with “or, in Quebec, null” omitted;
 - (g) “*Statutory Instruments Act*” in section 74 of the federal Act must be read as “*Regulations Act*”.

Applicability of federal regulations

- 5 (1) These regulations adopt the federal regulations, and the federal regulations apply with the necessary changes in details with respect to pooled registered pension plans as though they had been enacted as provisions of these regulations, except as otherwise stated in these regulations.
- (2) For the purpose of applying the federal regulations under subsection (1), unless a contrary intention appears in the Act or these regulations, a reference in a provision of the federal regulations to a word or expression set out in Column 1 of the table in subsection 4(2) of the Act must be read as a reference to the word or expression set out opposite in Column 2 of the table.
- (3) For the purpose of applying the federal regulations under subsection (1), the following provisions of the federal regulations do not apply: sections 38, 39, 40, 41 and 42 and the Schedule to the federal regulations.
- (4) For the purpose of applying the federal regulations under subsection (1), the federal regulations must be read with all of the following changes:

- (a) all of the following provisions must be read with “or common law partner”, “or common-law partner”, “OR COMMON-LAW PARTNER” or “or Common-law Partner” omitted:
 - (i) the definitions of “child” and “related party” in section 1,
 - (ii) paragraphs 6(e) and (f) and subsection 26(1);
- (b) the definitions of “deferred life annuity”, “immediate life annuity” and “life annuity” in section 1 are replaced with the corresponding definitions in these regulations;
- (c) “immediate or deferred life annuity” must be read as “immediate life annuity or a deferred life annuity” as those terms are defined in these regulations.

Requirement for spousal consent—commencement of variable payments

- 6 (1) Except as provided in subsection (2), the election by a member to receive variable payments from the funds in their account under section 48 of the federal Act may only be made if the member’s spouse has consented to the payments in accordance with subsection (3).
- (2) A member may elect to receive variable payments from the funds in their account if the member’s spouse is living separate and apart from the member with no reasonable prospect of resuming cohabitation on the date that the member makes the election.
- (3) The consent required by subsection (1) must be in writing and in an approved form.

Transfers of Funds and Purchases of Life Annuities

Contracts that provide for life annuities

- 7 An insurance contract that provides for an immediate life annuity or a deferred life annuity resulting from the transfer of funds from a pooled registered pension plan account is an immediate life annuity or a deferred life annuity of the prescribed kind for the purposes of paragraphs 50(1)(c) and 3(b), and 54(2)(c) of the federal Act if the contract includes all of the following terms:
- (a) that, except as permitted by subsection 12(3), Section 13 and subsection 14(2) of the Act or by these regulations, money transferred, including interest, will not be assigned, charged, alienated or anticipated and is exempt from execution, seizure or attachment;
 - (b) that, under subsection 12(2) of the Act, any transaction purporting to assign, charge, alienate or anticipate money transferred contrary to clause (a) is void and in contravention of these regulations;
 - (c) that, except in the case of the unexpired period of a guaranteed annuity when the annuitant is deceased, no benefit provided under the life annuity may be surrendered during the lifetime of the annuitant’s spouse and that any transaction appearing to do so is void;
 - (d) that an order under Section 14 of the Act dividing the funds in a life annuity, or a domestic contract that provides for the division of the funds in a life annuity, is not effective to the extent that it purports to entitle a spouse of the annuitant to a share that exceeds 50% of the life annuity earned during the marriage or cohabitation, as determined in accordance with Section 14 of the Act and these regulations;
 - (e) that if the annuitant has a spouse at the time payments begin, the life annuity will be in the form of a joint and survivor annuity, as required by subsection 8(1), unless the circumstances in subsection 8(5) apply;

- (f) that, for the purposes of purchasing an immediate life annuity, a determination as to whether the annuitant has a spouse will be made on the date the life annuity is purchased;
- (g) that the amount of the life annuity will be determined on a basis that does not take into account the sex of the annuitant;
- (h) that in the case of a deferred life annuity, if the annuitant dies before the payment of the first instalment of the life annuity is due, the survivor is entitled, on the death of the annuitant, to an amount equal to the commuted value of the deferred life annuity;
- (i) that in the case of deferred life annuity, any amount to which the survivor is entitled may be
 - (i) transferred to a LIRA,
 - (ii) transferred to a pooled registered pension plan,
 - (iii) transferred to a pension plan if the pension plan permits such a transfer and administers the benefit attributed to the transferred funds as if the benefit were that of a member of the pension plan,
 - (iv) used to purchase an immediate life annuity or a deferred life annuity, or
 - (v) transferred to a LIF;
- (j) that the life annuity will be administered in accordance with Section 8 if the annuitant dies before payment of the first instalment of the life annuity is due.

Joint and survivor annuities

- 8** (1) If an annuitant has a spouse on the date that payment of the first instalment of the life annuity is due, the benefit is a joint and survivor annuity.
- (2) If an annuitant dies before the date that payment of the first instalment of the life annuity is due, the survivor is entitled, on the death of the annuitant, to an amount equal to the commuted value of the deferred life annuity in accordance with subsection (4).
- (3) The amount of a life annuity payable to a survivor on the death of an annuitant must not be less than 60% of the life annuity paid to the annuitant during their joint lives.
- (4) For the purposes of subsection (2), the commuted value of a deferred life annuity must not be less than the value determined in accordance with Section 3500 of the *Canadian Institute of Actuaries Standards of Practice*.
- (5) Despite subsections (1) to (3), those subsections do not apply to an annuitant who is living separate and apart from their spouse, with no reasonable prospect of the resumption of cohabitation, on the date that payment of the first instalment of a life annuity is due, if any of the following apply:
- (a) the spouse delivers a written waiver to the administrator, in an approved form, with respect to the life annuity before the date that payment of the first instalment of the life annuity is due;
 - (b) the spouse is not entitled to receive an amount in respect of the life annuity in accordance with the terms of a written agreement for the division of the life annuity, and the agreement is entered into before the date that payment of the first instalment of the life annuity is due;

- (c) the spouse is not entitled to receive an amount in respect of the life annuity by a court order issued before the date that payment of the first instalment of the life annuity is due.

Notice to spouse if member's interest may be affected

9 An administrator must provide a spouse who has submitted a request for information about a member's pooled registered pension plan under subsection 14(1) with at least 30 days' advance notice of any transaction relating to the member's interest in the pooled registered pension plan as a result of any of the following:

- (a) the member's death;
- (b) an election by the member to receive variable payments from the funds in their account;
- (c) any direction given to the administrator by the member.

Breakdown of Spousal Relationship

Definitions for Sections 11 to 17—division of pooled registered pension plan entitlement

10 In this Section and Sections 11 to 17,

“court order” means an order of the Supreme Court of Nova Scotia, or an equivalent order of a court of competent jurisdiction made outside the Province and enforceable in the Province, that provides for a division;

“division” means a division of the funds in a pooled registered pension plan account between a member and their spouse in accordance with Section 14 of the Act;

“pensionable service” means “pensionable service” as defined in Section 234 of the *Pension Benefits Regulations*;

“domestic contract” means a written agreement that provides for a division referred to in and for the purpose of Section 14 of the Act;

“proportionate share” of the funds in a member's pooled registered pension plan account means the share of the funds to which the spouse of the member is entitled, calculated in accordance with Section 17;

“separation date” means the date a member's spouse becomes entitled to a division.

Application of Sections 10 to 17

11 If a member's spouse is entitled to an interest in the funds in the member's pooled registered pension plan account, the spouse's proportionate share in the funds must be calculated in accordance with Sections 10 to 17.

Matrimonial Property Act settlements

- 12** (1) Nothing in Sections 10 to 17 prevents the division of assets under Section 13 of the *Matrimonial Property Act* in settlement of the value of any funds in a pooled registered pension plan account under the Act or these regulations that, because of the termination of the marriage relationship, the person will lose the chance of acquiring.
- (2) Sections 10 to 17 do not apply if there is an unequal division of assets under the *Matrimonial Property Act* in the circumstances described in subsection (1).

Separation date specified in court order or domestic contract

13 The separation date must be specified in any court order or domestic contract that determines a division.

Information about pooled registered pension plan provided to spouse

- 14 (1) A spouse who claims an interest in the funds in their spouse's pooled registered pension plan account and who submits a request in an approved form to the administrator for information about their spouse's pooled registered pension plan, is entitled to receive any information necessary from the administrator to determine the value of the funds in the pooled registered pension plan account.
- (2) An administrator must provide the information requested under subsection (1) no later than 60 days after receiving the request.
- (3) An administrator must provide updates to any information requested under subsection (1) no more frequently than once each calendar year if the update is requested by the spouse.

Notice to member of spouse's request

- 15 (1) An administrator must send a notice in an approved form to any member whose spouse submits a request under the following provisions:
- (a) subsection 14(1), for a request for information about a pooled registered pension plan;
- (b) subsection 16(2), for a request to transfer their proportionate share.
- (2) The notice in subsection (1) must be sent no later 30 days after the date the request is submitted to the administrator or financial institution.

Transfer of proportionate share out of pooled registered pension plan account

- 16 (1) A transfer of a proportionate share of the funds in a pooled registered pension plan account to the credit of a spouse must be made in accordance with the requirements for transferring the funds of a pooled registered pension plan account under section 54 of the federal Act and under this Section.
- (2) A spouse who submits a request in an approved form to an administrator together with a copy of the court order or domestic contract that determines the division of the funds in a pooled registered pension plan account is entitled to transfer the spouse's proportionate share of the funds from the pooled registered pension plan account in accordance with subsection 14(4) of the Act.

Calculation of proportionate share of funds in a pooled registered pension plan account

- 17 (1) The proportionate share of the funds in a member's pooled registered pension plan account must be calculated in accordance with the following formula:

$$\text{proportionate share} = P \times (A \div B) \times C$$

in which

P = the percentage of the funds to be credited to the member's spouse under a court order or domestic contract

A = years of membership, or parts thereof, in the pooled registered pension plan during which contributions were made, and includes pensionable service in respect of any pension benefits transferred into the pooled registered pension plan account, accruing from the earliest of all of the following dates to the separation date:

- (i) the date of the marriage,

- (ii) the beginning of the domestic partnership,
 - (iii) the beginning of the cohabitation in a conjugal relationship that satisfies the requirements in subclause 2(q)(iii) or (v) of the Act
- B = the total years of membership, or parts ~~thereof~~ [thereof], in a pooled registered pension plan during which contributions were made, and includes pensionable service in respect of any pension benefits transferred into the pooled registered pension plan account to the separation date
- C = the total of all of the following:
- (i) the contributions to the pooled registered pension plan to the credit of the member as at the separation date,
 - (ii) the net investment returns that are allocated, or that are to be allocated, in respect of those contributions to the date that the spouse's proportionate share is transferred from the pooled registered pension plan account under subsection 16(2).
- (2) The proportionate share of the funds in a member's pooled registered pension plan account must be paid from the plan to the member's spouse.

Licensing and Registration

Modification of licence conditions

18 For the purposes of applying the federal regulations under subsection 5(1), section 7 of the federal regulations is modified by adding the following paragraph after paragraph (d):

- (d.1) the corporation holds a licence under the federal Act;

Modification of registration conditions

19 For the purposes of applying the federal Act under subsection 4(1) of the Act, section 12 of the federal Act is modified by adding the following subsection after subsection (3):

- (3.1) A plan that provides its members with a means of retirement savings must not be registered unless the plan is registered under the federal Act.

N.S. Reg. 89/2016

Pension Benefits Regulations—amendment

Schedule “B”

Amendment to the *Pension Benefits Regulations* made by the Governor in Council under Section 139 of Chapter 41 of the Acts of 2011, the *Pension Benefits Act*

- 1 (1) The definition of “domestic contract” in Section 2 of the *Pension Benefits Regulations*, N.S. Reg. 200/2015, made by the Governor in Council by Order in Council 2015-133 dated April 21, 2015, is amended by
 - (a) adding “, or Section 14 of the *Pooled Registration Pension Plans Act*,” immediately after “Section 74 of the Act”; and

(b) striking out “deferred pension and pension” and substituting “deferred pension, pension, LIRA or LIF”.

- (2) Section 2 of the regulations is further amended by adding the following definition immediately after the definition of “physician”:

“*Pooled Registered Pension Plans Regulations*” means the *Pooled Registered Pension Plans Regulations* made under the *Pooled Registered Pension Plans Act*;

- 2 (1) Subsection 200(1) of the regulations is amended by adding the following clause immediately after clause (a):

(aa) an amount transferred under Section 12B of the *Pooled Registered Pension Plans Act*;

- (2) Subsection 200(2) of the regulations is amended by

(a) striking out the period at the end of clause (e) and substituting a semicolon; and

(b) adding the following clause immediately after clause (e):

(f) if the funds in the account of a pooled registered pension plan are used for the purchase, a person who transfers the amount in accordance with the *Pooled Registered Pension Plans Act* and the *Pooled Registered Pension Plans Regulations*.

- 3 (1) Subsection 205(1) of the regulations is amended by adding the following clause immediately after clause (a):

(aa) the amount transferred under Section 61A of the Act;

- (2) Subsection 205(2) of the regulations is amended by

(a) striking out the period at the end of clause (e) and substituting a semicolon; and

(b) adding the following clause immediately after clause (e):

(f) if the funds in the account of a pooled registered pension plan are used for the purchase, a person who transfers the amount in accordance with the *Pooled Registered Pension Plans Act* and the *Pooled Registered Pension Plans Regulations*.

- 4 (1) The definition of “court order” in Section 234 of the regulations is amended by striking out “the division of a pension benefit, deferred pension, pension, LIRA or LIF” and substituting “a division”.

- (2) Section 234 of the regulations is amended by repealing the definition of “pensionable service” and substituting the following definition:

“pensionable service” means the months or parts of months in respect of which a pension benefit, deferred pension or pension accrues under a pension plan and includes all of the following:

(i) the months or parts of months in respect of which a pension benefit, deferred pension or pension was earned by a member, former member or retired member under another pension plan, if the other pension plan has been transferred to the plan,

- (ii) the years of membership, or parts thereof, in a pooled registered pension plan during which contributions were made in respect of that pooled registered pension plan, if the pooled registered pension plan has been transferred to the plan;
- (3) Section 234 of the regulations is further amended by repealing the definition of “separation date” and substituting the following definition:
- “separation date” means the date a spouse becomes entitled to a division;
- 5 Subsection 235(2) of the regulations is amended by striking out “of pension benefits”.
- 6 Section 237 of the regulations is amended by striking out “of pension benefits”.
- 7 Subsection 240(1) of ~~these~~ [the] regulations is amended by striking out “of the pension benefit, deferred pension or pension” immediately after “division”.
- 8 Subsection 242(2) of the regulations is amended by striking out “LIRA or LIF” and substituting “LIRA, LIF or pooled registered pension plan” in clauses (a) and (b).
- 9 Subsection 252(1) of the regulations is amended by striking out “of pension benefits, or a deferred pension or pension” immediately after “division”.
- 10 (1) The definition of “domestic contract” in Section 1 of Schedule 3: Nova Scotia LIRA Addendum to the regulations is amended by
- (a) striking out “in, and for the purpose of, Section 74 of the Act” and substituting “in and for the purpose of Section 74 of the Act or Section 14 of the *Pooled Registered Pension Plans Act*,”; and
- (b) striking out “deferred pension or pension” and substituting “deferred pension, pension, LIRA or LIF”.
- (2) The definition of “owner” in Section 1 of Schedule 3: Nova Scotia LIRA Addendum to the regulations is amended by
- (a) striking out the semicolon at the end of subclause (v) and substituting a comma; and
- (b) adding the following subclause immediately after subclause (v):
- (vi) if the funds in the account of a pooled registered pension plan are used for the purchase, a person who transfers the amount in accordance with the *Pooled Registered Pension Plans Act* and the *Pooled Registered Pension Plans Regulations*;
- 11 The “Note Re Requirements of the *Pension Benefits Act* and *Regulations*” in Schedule 3: Nova Scotia LIRA Addendum to the regulations is amended by
- (a) adding “and the *Pooled Registered Pension Plans Act* and its regulations” immediately after “*Regulations*” in the heading to the note;
- (b) under the heading “Prohibitions on transactions from Section 91 of Act”,
- (i) adding “and Section 12 of the *Pooled Registered Pension Plans Act*” immediately after “Under Section 91 of the Act”,

- (ii) adding “and subsection 12(2) of the *Pooled Registered Pension Plans Act*” immediately after “Pursuant to subsection 91(2) of the Act”,
 - (iii) adding “or Section 12 of the *Pooled Registered Pension Plans Act*” immediately after “that contravenes Section 91 of the Act”;
- (c) under the heading “Value of assets in LIRA subject to division”,
- (i) striking out “pension benefit, a deferred pension or a pension” in the first bulleted item and substituting “pension benefit, deferred pension or pension”,
 - (ii) striking out “any pension benefit” in the second bulleted item and substituting “a pension benefit, deferred pension or pension”, and
 - (iii) adding “, or a division of the funds in a pooled registered pension plan account under Section 14 of the *Pooled Registered Pension Plans Act*” immediately after “Act” wherever it appears; and
- (d) under the heading “Money held in LIRA”,
- (i) striking out “or Section 90 of the Act,” in the first bulleted item and substituting “, Section 90 of the Act, subsection 12(3) of the *Pooled Registered Pension Plans Act* or Section 13 of the *Pooled Registered Pension Plans Act*,”, and
 - (ii) adding “or Section 13 of the *Pooled Registered Pension Plans Act*” immediately after “Section 90 of the Act” in the second bulleted item.
- 12 Subsection 2(1) of Schedule 3: Nova Scotia LIRA Addendum to the regulations is amended by
- (a) striking out the period at the end of clause (d) and substituting a semicolon; and
 - (b) adding the following clause immediately after clause (d):
 - (e) a pooled registered pension plan.
- 13 (1) Subsection 5(4) of Schedule 3: Nova Scotia LIRA Addendum to the regulations is repealed and the following subsection substituted:
- (4) A spouse is not entitled to receive the value of the assets in a LIRA under clause (1)(a) if the owner of the LIRA was not
 - (a) a member or former member of a pension plan from which the assets were transferred, directly or indirectly, to purchase the LIRA; or
 - (b) a member of a pooled registered pension plan from which the assets were transferred, directly or indirectly, to purchase the LIRA.
- (2) Subsection 5(5) of Schedule 3: Nova Scotia LIRA Addendum to the regulations is amended by
- (a) adding “or the funds in a pooled registered pension plan account under subsection 14(2) of the *Pooled Registered Pension Plans Act*” immediately after “Act” in clause (b);

- (b) adding “or the funds in a pooled registered pension plan account under subsection 14(2) of the *Pooled Registered Pension Plans Act*” immediately after “Act” in clause (c).
- 14 (1) The definition of “domestic contract” in Section 1 of Schedule 4: Nova Scotia LIF Addendum to the regulations is amended by
- (a) striking out “in, and for the purpose of Section 74 of the Act” and substituting “in and for the purpose of Section 74 of the Act, or Section 14 of the *Pooled Registered Pension Plans Act*,”; and
- (b) striking out “deferred pension or pension” and substituting “deferred pension, pension, LIRA or LIF”.
- (2) The definition of “owner” in Section 1 of Schedule 4: Nova Scotia LIF Addendum to the regulations is amended by
- (a) striking out the semicolon at the end of subclause (v) and substituting a comma; and
- (b) adding the following subclause immediately after subclause (v):
- (vi) if the funds in the account of a pooled registered pension plan are used for the purchase, a person who transfers the amount in accordance with the *Pooled Registered Pension Plans Act* and the *Pooled Registered Pension Plans Regulations*;
- 15 The “Note Re Requirements of the *Pension Benefits Act* and *Regulations*” in Schedule 4: Nova Scotia LIF Addendum to the regulations is amended by
- (a) adding “and the *Pooled Registered Pension Plans Act* and its regulations” immediately after “*Regulations*” in the heading to the note;
- (b) under the heading “Prohibitions on transactions from Section 91 of Act”,
- (i) adding “and Section 12 of the *Pooled Registered Pension Plans Act*” immediately after “Under Section 91 of the Act”,
- (ii) adding “and subsection 12(2) of the *Pooled Registered Pension Plans Act*” immediately after “Pursuant to subsection 91(2) of the Act”,
- (iii) adding “or Section 12 of the *Pooled Registered Pension Plans Act*” immediately after “that contravenes Section 91 of the Act”;
- (c) striking out “LIFs” in the heading “Value of assets in LIFs subject to division” and substituting “LIF”;
- (d) under the heading “Value of assets in LIF subject to division”,
- (i) striking out “any pension benefits” in the first bulleted item and substituting “a pension benefit, deferred pension or pension”, and
- (ii) striking out “any pension benefit” in the second bulleted item and substituting “a pension benefit”,

- (iii) adding “, or a division of the funds in a pooled registered pension plan account under Section 14 of the *Pooled Registered Pension Plans Act*” immediately after “Act” wherever it appears;
 - (e) striking out “LIFs” in the heading “Money held in LIFs” and substituting “LIF”; and
 - (f) under the heading “Money held in LIF”,
 - (i) striking out “or Section 90 of the Act,” in the first bulleted item and substituting “, Section 90 of the Act, subsection 12(3) of the *Pooled Registered Pension Plans Act* or Section 13 of the *Pooled Registered Pension Plans Act*,” and
 - (ii) adding “or Section 13 of the *Pooled Registered Pension Plans Act*” immediately after “Section 90 of the Act” in the second bulleted item.
- 16 (1) Subsection 18(4) of Schedule 4: Nova Scotia LIF Addendum to the regulations is repealed and the following subsection substituted:
- (4) A spouse is not entitled to receive the value of the assets in a LIF under clause (1)(a) if the owner of the LIF was not
 - (a) a member or former member of a pension plan from which the assets were transferred, directly or indirectly, to purchase the LIF; or
 - (b) a member of a pooled registered pension plan from which the assets were transferred, directly or indirectly, to purchase the LIF.
 - (2) Subsection 18(5) of Schedule 4: Nova Scotia LIF Addendum to the regulations is amended by
 - (a) adding “or the funds in a pooled registered pension plan account under Section 14 of the *Pooled Registered Pension Plans Act*” immediately after “Act” in clause (b); and
 - (b) adding “or the funds in a pooled registered pension plan account under Section 14 of the *Pooled Registered Pension Plans Act*” immediately after “Act” in clause (c).

N.S. Reg. 90/2016 to 91/2016

Made: May 3, 2016

Filed: May 3, 2016

Provincial Housing Emergency Repair Program Regulations—amendment;
Senior Citizens Assistance Program Regulations—amendment

Order in Council 2016-113 dated May 3, 2016
Amendment to regulations made by the Governor in Council
pursuant to Section 26 of the *Housing Act*

The Governor in Council on the report and recommendation of the Minister of Community Services dated March 3, 2016, and pursuant to Section 26 of Chapter 211 of the Revised Statutes of Nova Scotia, 1989, the *Housing Act*, is pleased, effective May 3, 2016, to

- (a) amend the *Provincial Housing Emergency Repair Program Regulations*, N.S. Reg. 161/2010, made by the Governor in Council by Order in Council 2010-401 dated November 2, 2010, regarding household income

limits, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation; and

- (b) amend the *Senior Citizens Assistance Program Regulations*, N.S. Reg. 162/2010, made by the Governor in Council by Order in Council 2010-402 dated November 2, 2010, regarding household income limits, in the manner set forth in Schedule “B” attached to and forming part of the report and recommendation.

N.S. Reg. 90/2016

Provincial Housing Emergency Repair Program Regulations—amendment

Schedule “A”

**Amendment to the *Provincial Housing Emergency Repair Program Regulations*
made by the Governor in Council under Section 26 of
Chapter 211 of the Revised Statutes of Nova Scotia, 1989,
the *Housing Act***

The *Provincial Housing Emergency Repair Program Regulations*, N.S. Reg. 161/2010, made by the Governor in Council by Order in Council 2010-401 dated November 2, 2010, are amended by repealing clause 3(d) and substituting the following clause:

- (d) the total household income for the occupants of the single-family dwelling must be within the total household income limits set by the Minister.

N.S. Reg. 91/2016

Senior Citizens Assistance Program Regulations—amendment

Schedule “B”

**Amendment to the *Senior Citizens Assistance Program Regulations*
made by the Governor in Council under Section 26 of
Chapter 211 of the Revised Statutes of Nova Scotia, 1989,
the *Housing Act***

The *Senior Citizens Assistance Program Regulations*, N.S. Reg. 162/2010, made by the Governor in Council by Order in Council 2010-402 dated November 2, 2010, are amended by repealing clause 3(e) and substituting the following clause:

- (e) the total household income for the occupants of the single-family dwelling must be within the total household income limits set by the Minister.