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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. 125/2021

Made: September 29, 2021

Filed: October 1, 2021

Prescribed Petroleum Products Prices

Order dated September 29, 2021
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**M10260****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:** Jennifer L. Nicholson, CPA, CA, Member

Whereas the purpose of the *Petroleum Products Pricing Regulations* is to ensure just and reasonable prices for specified petroleum products taking into consideration the objectives of preserving the availability of such products in rural areas, stabilizing prices of such products and minimizing the variances in prices of such products across the Province;

And whereas the Nova Scotia Utility and Review Board (“Board”) considered the manner in which it would proceed to set petroleum product prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

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

And whereas on December 30, 2020, the Board issued an interim order in Matter M09952 increasing the wholesale margin for self-service and full-service gasoline and diesel, on an interim basis, by 2.50 cents per litre (cpl) to a total of 9.15 cpl;

And whereas the Board revised the retail markup and the transportation allowance effective October 28, 2016, in its decision, 2016 NSUARB 168, issued on September 26, 2016, and on February 1, 2021, the Board issued an order in Matter M09727 approving an increase to the minimum self-service and full-service retail markup by 0.3 cpl and to the maximum self-service retail markup by 0.4 cpl, to a total for the minimum of 5.4 cpl, and for the maximum of 7.4 cpl;

And whereas in a decision dated April 15, 2021, in Matter 09727 (2021 NSUARB 50), the Board directed a process to consider a retail markup adjustment mechanism, applied monthly, to address ongoing Covid-19-related reduced sales volumes to ensure just and reasonable prices for petroleum products pending recovery from the pandemic, and on June 2, 2021, the Board issued an order approving the methodology for the monthly adjustment mechanism;

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the period ended September 28, 2021, are:

Grade 1 Regular gasoline	75.85¢ per litre
Ultra-low-sulfur diesel oil	76.16¢ per litre

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

Gasoline:	
Grade 1	75.85¢ per litre
Grade 2	78.85¢ per litre
Grade 3	81.85¢ per litre
Ultra-low-sulfur diesel oil	76.16¢ per litre

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

Gasoline:	plus [0].20¢ per litre
Ultra-low-sulfur diesel oil:	plus 1.20¢ per litre

And now therefore the Board orders that a monthly adjustment to the retail markup is required to account for the impact of the Covid-19 pandemic on current sales volumes, as follows:

Gasoline:	
minimum self service and full-service:	plus 0.5¢ per litre
maximum self-service:	plus 0.7¢ per litre
Ultra-low-sulfur diesel oil:	
minimum self service and full-service:	plus 0.1¢ per litre
maximum self-service:	plus 0.2¢ per litre

And whereas a winter blending adjustment of plus 0.53¢ per litre is required for ultra-low-sulfur diesel oil;

And now therefore the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., October 1, 2021.

Dated at Halifax, Nova Scotia, this 29th day of September, 2021.

sgd. *Crystal Henwood*
Clerk of the Board

Schedule “A”

**Prices Prescribed for Petroleum Products
under the *Petroleum Products Pricing Act* and the
Petroleum Products Pricing Regulations
effective on and after 12:01 a.m. on October 1, 2021**

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	87.59	10.0	15.5	113.09	136.8	139.4	136.8	999.9
Mid-Grade Unleaded	90.59	10.0	15.5	116.09	140.3	142.8	140.3	999.9
Premium Unleaded	93.59	10.0	15.5	119.09	143.7	146.3	143.7	999.9
Ultra-Low-Sulfur Diesel	89.92	4.0	15.4	109.32	132.0	134.5	132.0	999.9

Zone 2								
Regular Unleaded	88.09	10.0	15.5	113.59	137.4	139.9	137.4	999.9
Mid-Grade Unleaded	91.09	10.0	15.5	116.59	140.9	143.4	140.9	999.9
Premium Unleaded	94.09	10.0	15.5	119.59	144.3	146.8	144.3	999.9
Ultra-Low-Sulfur Diesel	90.42	4.0	15.4	109.82	132.6	135.0	132.6	999.9
Zone 3								
Regular Unleaded	88.49	10.0	15.5	113.99	137.9	140.4	137.9	999.9
Mid-Grade Unleaded	91.49	10.0	15.5	116.99	141.3	143.9	141.3	999.9
Premium Unleaded	94.49	10.0	15.5	119.99	144.8	147.3	144.8	999.9
Ultra-Low-Sulfur Diesel	90.82	4.0	15.4	110.22	133.1	135.5	133.1	999.9
Zone 4								
Regular Unleaded	88.59	10.0	15.5	114.09	138.0	140.5	138.0	999.9
Mid-Grade Unleaded	91.59	10.0	15.5	117.09	141.4	144.0	141.4	999.9
Premium Unleaded	94.59	10.0	15.5	120.09	144.9	147.4	144.9	999.9
Ultra-Low-Sulfur Diesel	90.92	4.0	15.4	110.32	133.2	135.6	133.2	999.9
Zone 5								
Regular Unleaded	88.59	10.0	15.5	114.09	138.0	140.5	138.0	999.9
Mid-Grade Unleaded	91.59	10.0	15.5	117.09	141.4	144.0	141.4	999.9
Premium Unleaded	94.59	10.0	15.5	120.09	144.9	147.4	144.9	999.9
Ultra-Low-Sulfur Diesel	90.92	4.0	15.4	110.32	133.2	135.6	133.2	999.9
Zone 6								
Regular Unleaded	89.29	10.0	15.5	114.79	138.8	141.3	138.8	999.9
Mid-Grade Unleaded	92.29	10.0	15.5	117.79	142.2	144.8	142.2	999.9
Premium Unleaded	95.29	10.0	15.5	120.79	145.7	148.2	145.7	999.9
Ultra-Low-Sulfur Diesel	91.62	4.0	15.4	111.02	134.0	136.4	134.0	999.9

N.S. Reg. 126/2021

Made: October 1, 2021

Filed: October 4, 2021

Off-highway Vehicle Pilot Project Regulations—amendment

Order in Council 2021-234 dated October 1, 2021
Amendment to regulations made by the Governor in Council
pursuant to Section 307 of the *Motor Vehicle Act*

The Governor in Council on the report and recommendation of the Minister of Public Works dated September 22, 2021, and pursuant to Section 307 of Chapter 293 of the Revised Statutes of Nova Scotia, 1989, the *Motor Vehicle Act*, is pleased to amend the *Off-highway Vehicle Pilot Project Regulations*, N.S. Reg. 168/2018, made by the Governor in Council by Order in Council 2018-252 dated September 24, 2018, to extend the project to October 1, 2023, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after October 1, 2021.

Schedule "A"

**Amendment to the *Off-highway Vehicle Pilot Project Regulations*
made by the Governor in Council under Section 307
of Chapter 293 of the Revised Statutes of Nova Scotia, 1989,
the *Motor Vehicle Act***

Section 4 of the *Off-highway Vehicle Pilot Project Regulations*, N.S. Reg. 168/2018, made by the Governor in Council by Order in Council 2018-252 dated September 24, 2018, is amended by striking out "2021" and substituting "2023".

N.S. Reg. 127/2021

Made: October 7, 2021

Filed: October 8, 2021

Prescribed Petroleum Products Prices

Order dated October 7, 2021
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**M10268**

In the matter of the *Petroleum Products Pricing Act*

- and -

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

Before: Stephen McGrath, LL.B., Member

Whereas the purpose of the *Petroleum Products Pricing Regulations* is to ensure just and reasonable prices for specified petroleum products taking into consideration the objectives of preserving the availability of such products in rural areas, stabilizing prices of such products and minimizing the variances in prices of such products across the Province;

And whereas the Nova Scotia Utility and Review Board ("Board") considered the manner in which it would proceed to set petroleum product prices in its decision, 2006 NSUARB 108, issued on October 16, 2006;

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

And whereas on December 30, 2020, the Board issued an interim order in Matter M09952 increasing the wholesale margin for self-service and full-service gasoline and diesel, on an interim basis, by 2.50 cents per litre (cpl) to a total of 9.15 cpl;

And whereas the Board revised the retail markup and the transportation allowance effective October 28, 2016, in its decision, 2016 NSUARB 168, issued on September 26, 2016, and on February 1, 2021, the Board issued an order in Matter M09727 approving an increase to the minimum self-service and full-service retail markup by 0.3 cpl and to the maximum self-service retail markup by 0.4 cpl, to a total for the minimum of 5.4 cpl, and for the maximum of 7.4 cpl;

And whereas in a decision dated April 15, 2021, in Matter 09727 (2021 NSUARB 50), the Board directed a process to consider a retail markup adjustment mechanism, applied monthly, to address ongoing Covid-19-related reduced sales volumes to ensure just and reasonable prices for petroleum products pending recovery from the pandemic, and on June 2, 2021, the Board issued an order approving the methodology for the monthly adjustment mechanism;

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the period ended October 6, 2021, are:

Grade 1 Regular gasoline	79.15¢ per litre
Ultra-low-sulfur diesel oil	80.32¢ per litre

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

Gasoline:	
Grade 1	79.15¢ per litre
Grade 2	82.15¢ per litre
Grade 3	85.15¢ per litre
Ultra-low-sulfur diesel oil	80.32¢ 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 1.00¢ per litre
Ultra-low-sulfur diesel oil:	plus 1.90¢ per litre

And now therefore the Board orders that a monthly adjustment to the retail markup is required to account for the impact of the Covid-19 pandemic on current sales volumes, as follows:

Gasoline:	
minimum self service and full-service:	plus 0.5¢ per litre
maximum self-service:	plus 0.7¢ per litre
Ultra-low-sulfur diesel oil:	
minimum self service and full-service:	plus 0.1¢ per litre
maximum self-service:	plus 0.2¢ per litre

And whereas a winter blending adjustment of plus 1.76¢ per litre is required for ultra-low-sulfur diesel oil;

And now therefore the Board prescribes the prices for petroleum products as set forth in Schedule “A” effective on and after 12:01 a.m., October 8, 2021.

Dated at Halifax, Nova Scotia, this 7th day of October, 2021.

sgd. *Lisa Wallace*
Clerk of the Board

Schedule "A"

**Prices Prescribed for Petroleum Products
under the *Petroleum Products Pricing Act* and the
Petroleum Products Pricing Regulations
effective on and after 12:01 a.m. on October 8, 2021**

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cents/Litre					Self-Service Pump Prices (Pump Prices includes 15% HST)		Full-Service Pump Prices	
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
Zone 1								
Regular Unleaded	91.69	10.0	15.5	117.19	141.6	144.1	141.6	999.9
Mid-Grade Unleaded	94.69	10.0	15.5	120.19	145.0	147.5	145.0	999.9
Premium Unleaded	97.69	10.0	15.5	123.19	148.5	151.0	148.5	999.9
Ultra-Low-Sulfur Diesel	96.01	4.0	15.4	115.41	139.0	141.5	139.0	999.9
Zone 2								
Regular Unleaded	92.19	10.0	15.5	117.69	142.1	144.7	142.1	999.9
Mid-Grade Unleaded	95.19	10.0	15.5	120.69	145.6	148.1	145.6	999.9
Premium Unleaded	98.19	10.0	15.5	123.69	149.0	151.6	149.0	999.9
Ultra-Low-Sulfur Diesel	96.51	4.0	15.4	115.91	139.6	142.0	139.6	999.9
Zone 3								
Regular Unleaded	92.59	10.0	15.5	118.09	142.6	145.1	142.6	999.9
Mid-Grade Unleaded	95.59	10.0	15.5	121.09	146.0	148.6	146.0	999.9
Premium Unleaded	98.59	10.0	15.5	124.09	149.5	152.0	149.5	999.9
Ultra-Low-Sulfur Diesel	96.91	4.0	15.4	116.31	140.1	142.5	140.1	999.9
Zone 4								
Regular Unleaded	92.69	10.0	15.5	118.19	142.7	145.2	142.7	999.9
Mid-Grade Unleaded	95.69	10.0	15.5	121.19	146.2	148.7	146.2	999.9
Premium Unleaded	98.69	10.0	15.5	124.19	149.6	152.1	149.6	999.9
Ultra-Low-Sulfur Diesel	97.01	4.0	15.4	116.41	140.2	142.6	140.2	999.9
Zone 5								
Regular Unleaded	92.69	10.0	15.5	118.19	142.7	145.2	142.7	999.9
Mid-Grade Unleaded	95.69	10.0	15.5	121.19	146.2	148.7	146.2	999.9
Premium Unleaded	98.69	10.0	15.5	124.19	149.6	152.1	149.6	999.9
Ultra-Low-Sulfur Diesel	97.01	4.0	15.4	116.41	140.2	142.6	140.2	999.9
Zone 6								
Regular Unleaded	93.39	10.0	15.5	118.89	143.5	146.0	143.5	999.9
Mid-Grade Unleaded	96.39	10.0	15.5	121.89	147.0	149.5	147.0	999.9
Premium Unleaded	99.39	10.0	15.5	124.89	150.4	152.9	150.4	999.9
Ultra-Low-Sulfur Diesel	97.71	4.0	15.4	117.11	141.0	143.4	141.0	999.9