

Royal



Gazette

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Contents

Act	Reg. No.	Page
Petroleum Products Pricing Act		
Petroleum Products Pricing Regulations—amendment	128/2010	1054
Prescribed Petroleum Products Prices	127/2010	1052
Prescribed Petroleum Products Prices	130/2010	1057
Summary Proceedings Act		
Summary Offence Tickets Regulations—amendment	129/2010	1055

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. 127/2010

Made: August 19, 2010

Filed: August 20, 2010

Prescribed Petroleum Products Prices

Order dated August 19, 2010
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**NSUARB-GAS-W-10-34****In the Matter of the *Petroleum Products Pricing Act*****- and -**

**In the Matter of Prescribing Prices for Petroleum Products
pursuant to Section 14 of the *Petroleum Products Pricing Act* and
Sections 16 to 19 of the *Petroleum Products Pricing Regulations***

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

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

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended August 18, 2010, are:

Grade 1 Regular gasoline	51.9¢ per litre
Ultra-low-sulfur diesel oil	56.5¢ per litre

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

Gasoline:	
Grade 1	51.9¢ per litre
Grade 2	54.9¢ per litre
Grade 3	57.9¢ per litre
Ultra-low-sulfur diesel oil	56.5¢ 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:	minus 0.8¢ per litre
Ultra-low-sulfur diesel oil:	minus 0.5¢ per litre

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., August 20, 2010.

Dated at Halifax, Nova Scotia, this 19th day of August, 2010.

Sgd: Nancy McNeil
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 August 20, 2010**

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	57.4	10.0	15.5	82.9	99.9	101.7	99.9	999.9
Mid-Grade Unleaded	60.4	10.0	15.5	85.9	103.4	105.1	103.4	999.9
Premium Unleaded	63.4	10.0	15.5	88.9	106.8	108.6	106.8	999.9
Ultra-Low-Sulfur Diesel	62.3	4.0	15.4	81.7	98.6	100.3	98.6	999.9
Zone 2								
Regular Unleaded	57.8	10.0	15.5	83.3	100.4	102.1	100.4	999.9
Mid-Grade Unleaded	60.8	10.0	15.5	86.3	103.8	105.6	103.8	999.9
Premium Unleaded	63.8	10.0	15.5	89.3	107.3	109.0	107.3	999.9
Ultra-Low-Sulfur Diesel	62.7	4.0	15.4	82.1	99.0	100.7	99.0	999.9
Zone 3								
Regular Unleaded	58.3	10.0	15.5	83.8	101.0	102.7	101.0	999.9
Mid-Grade Unleaded	61.3	10.0	15.5	86.8	104.4	106.1	104.4	999.9
Premium Unleaded	64.3	10.0	15.5	89.8	107.9	109.6	107.9	999.9
Ultra-Low-Sulfur Diesel	63.2	4.0	15.4	82.6	99.6	101.3	99.6	999.9
Zone 4								
Regular Unleaded	58.3	10.0	15.5	83.8	101.0	102.7	101.0	999.9
Mid-Grade Unleaded	61.3	10.0	15.5	86.8	104.4	106.1	104.4	999.9
Premium Unleaded	64.3	10.0	15.5	89.8	107.9	109.6	107.9	999.9
Ultra-Low-Sulfur Diesel	63.2	4.0	15.4	82.6	99.6	101.3	99.6	999.9
Zone 5								
Regular Unleaded	58.3	10.0	15.5	83.8	101.0	102.7	101.0	999.9
Mid-Grade Unleaded	61.3	10.0	15.5	86.8	104.4	106.1	104.4	999.9
Premium Unleaded	64.3	10.0	15.5	89.8	107.9	109.6	107.9	999.9
Ultra-Low-Sulfur Diesel	63.2	4.0	15.4	82.6	99.6	101.3	99.6	999.9
Zone 6								
Regular Unleaded	59.1	10.0	15.5	84.6	101.9	103.6	101.9	999.9
Mid-Grade Unleaded	62.1	10.0	15.5	87.6	105.3	107.1	105.3	999.9
Premium Unleaded	65.1	10.0	15.5	90.6	108.8	110.5	108.8	999.9
Ultra-Low-Sulfur Diesel	64.0	4.0	15.4	83.4	100.5	102.2	100.5	999.9

N.S. Reg. 128/2010

Made: August 24, 2010

Filed: August 26, 2010

Petroleum Products Pricing Regulations

Order in Council 2010-327 dated August 24, 2010
Amendment to regulations made by the Governor in Council
pursuant to Section 14 of the *Petroleum Products Pricing Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated July 29, 2010, and pursuant to Section 14 of Chapter 11 of the Acts of 2005, the *Petroleum Products Pricing Act*, is pleased to amend the *Petroleum Products Pricing Regulations*, N.S. Reg. 286/2009, made by the Governor in Council by Order in Council 2009-399 dated September 24, 2009, to remove current restrictions on promotions, limit certain promotions to transactions of 100 L or less and require notification of certain promotions, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after August 24, 2010.

Schedule "A"

**Amendment to the *Petroleum Products Pricing Regulations*
made by the Governor in Council under
Section 14 of Chapter 11 of the Statutes of Nova Scotia, [Acts of] 2005,
the *Petroleum Products Pricing Act***

- 1 The *Petroleum Products Pricing Regulations*, N.S. Reg. 286/2009, made by the Governor in Council by Order in Council 2009-399 dated September 24, 2009, are amended by adding the following immediately after the definition of "point of sale" in Section 3:

"promotion" means any item, service, or saving opportunity with an implied value extended to a retail consumer in order to entice the consumer to purchase petroleum products of a particular brand;

- 2 Clause 14(2)(b) of the regulations is amended by striking out "subsection 15(1)" and substituting "Section 15" .
- 3 The regulations are further amended by repealing Section 15 and substituting the following Section:

15 (1) Effective September 1, 2010, a promotion that has the effect of reducing the price for a petroleum product below the minimum retail price at the time of sale is prohibited unless the wholesaler, retailer or wholesaler-retailer has notified the Minister of all of the following information no later than 5 business days before the start of the promotion:

- (a) the start date of the promotion;
- (b) the termination date of the promotion;
- (c) a description of the promotion;
- (d) the participating locations in Nova Scotia at which the promotion is being offered;
- (e) any additional information required by the Minister.

- (2) If, on September 1, 2010, a promotion that has the effect of reducing the price for a petroleum product below the minimum retail price at the time of sale is currently being offered, the wholesaler, retailer or wholesaler-retailer must notify the Minister of the information referred to in subsection (1) on or before September 10, 2010.
- (3) Promotions that have the effect of reducing the price for a petroleum product below the minimum retail price at the time of sale are prohibited on transactions exceeding 100 litres.
- (4) The Minister may publish any information received under this Section respecting current and upcoming promotions on a public website.

N.S. Reg. 129/2010

Made: July 21 and August 24, 2010

Filed: August 26, 2010

Summary Offence Tickets Regulations

Order in Council 2010-328 dated August 24, 2010

Amendment to regulations made by the Minister of Justice and the Governor in Council pursuant to Section 8 of the *Summary Proceedings Act*

The Governor in Council on the report and recommendation of the Minister of Justice and Attorney General dated July 21, 2010, and pursuant to Section 8 of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*, is pleased to amend Schedule 18-R to the *Summary Offence Ticket Regulations*, N.S. Reg. 4/2001, made by the Governor in Council by Order in Council 2001-21 dated January 18, 2001, to include certain offences under the Parking Violations By-law and Truck Route By-law for the Town of Yarmouth as summary offence ticket offences and to set the out-of-court settlement amounts for the offences, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after August 24, 2010.

Order

I, Ross Landry, Minister of Justice and Attorney General of Nova Scotia, hereby order and direct pursuant to Section 8 of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*, that the penalty to be entered on a summons in respect of an offence set out in amendments to Schedule 18-R to the *Summary Offence Tickets Regulations*, N.S. Reg. 4/2001, as set forth in Schedule "A", is the amount of the out-of-court settlement set out opposite the description of that offence, and the out-of-court settlement amount includes the charge provided for in, and in accordance with, Sections 8 and 9 of the Act.

This Order is effective on and after the making by the Governor in Council of the amendments to the *Summary Offence Tickets Regulations* set out in Schedule "A".

Dated and made July 21, 2010, at Halifax, Halifax Regional Municipality, Province of Nova Scotia.

Sgd. *Ross Landry*
Honourable Ross Landry
Minister of Justice and Attorney General of Nova Scotia

Schedule "A"

**Amendment to the *Summary Offence Tickets Regulations*
made by the Governor in Council pursuant to Section 8 of Chapter 450
of the Revised Statutes of Nova Scotia, 1989,
the *Summary Proceedings Act***

- 1 Schedule 18-R to the *Summary Offence Tickets Regulations*, N.S. Reg. 4/2001, made by the Governor in Council by Order in Council 2001-21 dated January 18, 2001, is amended by adding the following heading and items immediately before the heading "Peace and Order By-law–No. 17":

Parking Violations By-law–No. 34:

1. Parking vehicle on street for longer than 1 hour between 7:00 am and 6:00 pm	5.01	\$47.96
2. Parking vehicle so as to occupy more than 1 parking space	5.01(a)	\$47.96
3. Parking more than 1 vehicle in parking space	5.02(a)	\$47.96
4. Parking vehicle not entirely within parking space	5.02(b)	\$47.96
5. Parking vehicle in parking space for longer than 2 consecutive hours in space not posted as all-day parking space	5.02(c)	\$47.96
6. Parking vehicle, without authorization, in parking space marked as reserved parking space	5.02(d)	\$47.96
7. Parking vehicle in area other than parking space	5.02(e)	\$47.96
8. Parking vehicle for longer than 1 hour in parking space posted as 1 hour parking space	5.03	\$47.96

- 2 Schedule 18-R to the regulations is further amended by adding the following heading and items immediately after item 3 under the heading "Taxi By-law–No. 32":

Truck Route By-law–No. 33:

1. Driving truck on street in Town of Yarmouth except as permitted by by-law	3	\$132.96
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N.S. Reg. 130/2010

Made: August 26, 2010

Filed: August 30, 2010

Prescribed Petroleum Products Prices

Order dated August 26, 2010
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**NSUARB-GAS-W-10-35****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., Member**Order**

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

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended August 25, 2010, are:

Grade 1 Regular gasoline	51.6¢ per litre
Ultra-low-sulfur diesel oil	56.6¢ per litre

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

Gasoline:	
Grade 1	51.6¢ per litre
Grade 2	54.6¢ per litre
Grade 3	57.6¢ per litre
Ultra-low-sulfur diesel oil	56.6¢ per litre

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

Gasoline:	minus 0.5¢ per litre
Ultra-low-sulfur diesel oil:	nil

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., August 27, 2010.

Dated at Halifax, Nova Scotia, this 26th day of August, 2010.

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 August 27, 2010**

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	57.4	10.0	15.5	82.9	99.9	101.7	99.9	999.9
Mid-Grade Unleaded	60.4	10.0	15.5	85.9	103.4	105.1	103.4	999.9
Premium Unleaded	63.4	10.0	15.5	88.9	106.8	108.6	106.8	999.9
Ultra-Low-Sulfur Diesel	62.9	4.0	15.4	82.3	99.2	101.0	99.2	999.9
Zone 2								
Regular Unleaded	57.8	10.0	15.5	83.3	100.4	102.1	100.4	999.9
Mid-Grade Unleaded	60.8	10.0	15.5	86.3	103.8	105.6	103.8	999.9
Premium Unleaded	63.8	10.0	15.5	89.3	107.3	109.0	107.3	999.9
Ultra-Low-Sulfur Diesel	63.3	4.0	15.4	82.7	99.7	101.4	99.7	999.9
Zone 3								
Regular Unleaded	58.3	10.0	15.5	83.8	101.0	102.7	101.0	999.9
Mid-Grade Unleaded	61.3	10.0	15.5	86.8	104.4	106.1	104.4	999.9
Premium Unleaded	64.3	10.0	15.5	89.8	107.9	109.6	107.9	999.9
Ultra-Low-Sulfur Diesel	63.8	4.0	15.4	83.2	100.3	102.0	100.3	999.9
Zone 4								
Regular Unleaded	58.3	10.0	15.5	83.8	101.0	102.7	101.0	999.9
Mid-Grade Unleaded	61.3	10.0	15.5	86.8	104.4	106.1	104.4	999.9
Premium Unleaded	64.3	10.0	15.5	89.8	107.9	109.6	107.9	999.9
Ultra-Low-Sulfur Diesel	63.8	4.0	15.4	83.2	100.3	102.0	100.3	999.9
Zone 5								
Regular Unleaded	58.3	10.0	15.5	83.8	101.0	102.7	101.0	999.9
Mid-Grade Unleaded	61.3	10.0	15.5	86.8	104.4	106.1	104.4	999.9
Premium Unleaded	64.3	10.0	15.5	89.8	107.9	109.6	107.9	999.9
Ultra-Low-Sulfur Diesel	63.8	4.0	15.4	83.2	100.3	102.0	100.3	999.9
Zone 6								
Regular Unleaded	59.1	10.0	15.5	84.6	101.9	103.6	101.9	999.9
Mid-Grade Unleaded	62.1	10.0	15.5	87.6	105.3	107.1	105.3	999.9
Premium Unleaded	65.1	10.0	15.5	90.6	108.8	110.5	108.8	999.9
Ultra-Low-Sulfur Diesel	64.6	4.0	15.4	84.0	101.2	102.9	101.2	999.9