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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. 93/2021**

Made: June 8, 2021

Filed: June 9, 2021

Proclamation of amendments to Act, S. 3, S.N.S. 2021, c. 16

Order in Council 2021-160 dated June 8, 2021

Proclamation made by the Governor in Council

pursuant to Section 3 of

*An Act to Amend Chapter 41 of the Acts of 2011, the Pension Benefits Act*

The Governor in Council on the report and recommendation of the Minister of Finance and Treasury Board dated May 11, 2021, and pursuant to Section 3 of Chapter 16 of the Acts of 2021, *An Act to Amend Chapter 41 of the Acts of 2011, the Pension Benefits Act*, is pleased to order and declare by proclamation that Chapter 16 of the Acts of 2021, *An Act to Amend Chapter 41 of the Acts of 2011, the Pension Benefits Act*, do come into force on and not before July 1, 2021.

PROVINCE OF NOVA SCOTIA

**sgd: Arthur J. LeBlanc**

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 3 of Chapter 16 of the Acts of 2021, *An Act to Amend Chapter 41 of the Acts of 2011, the Pension Benefits Act*, it is enacted as follows:

- 3** 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 16 of the Acts of 2021, *An Act to Amend Chapter 41 of the Acts of 2011, the Pension Benefits Act*, do come into force on and not before July 1, 2021;

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 16 of the Acts of 2021, *An Act to Amend Chapter 41 of the Acts of 2011, the Pension Benefits Act*, do come into force on and not before July 1, 2021, 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  
Arthur J. LeBlanc, ONS, Q.C., Lieutenant Governor of  
the Province of Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 8th day of June in the year of Our Lord two thousand and twenty-one and in the seventieth year of Our Reign.

BY COMMAND:

**sgd: Honourable Randy Delorey**  
Provincial Secretary  
Attorney General and Minister of Justice

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**N.S. Reg. 94/2021**

Made: June 8, 2021

Filed: June 9, 2021

Pension Benefits Regulations—amendment

Order in Council 2021-161 dated June 8, 2021  
Amendment to regulations made by the Governor in Council  
pursuant to 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 May 27, 2021, and pursuant to Section 139 of Chapter 41 of the Acts of 2011, the *Pension Benefits Act*, is pleased to 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 create authority for financial institutions to approve the withdrawal of money in a registered retirement savings arrangement and other administrative changes in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after July 1, 2021.

**Schedule “A”**

**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 The definition of “physician” in subsection 2(1) 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 repealed and the following definition substituted:

“physician” means 1 of the following:

- (i) a physician who is licensed to practise medicine in a jurisdiction in Canada,
- (ii) in respect of any of the following applications, a physician who is licensed to practise medicine in the jurisdiction in which the applicant resides:
  - (A) under subsection 69(2) of the Act and Section 129, an application for the withdrawal of money from a pension plan by a former member in circumstances of shortened life expectancy,

- (B) under subsection 91(4) of the Act and Sections 212 to 230, an application for the withdrawal of money from a LIRA or [or] LIF by the owner in circumstances of financial hardship,
- (C) under subsection 91(4) of the Act and Section 231, an application for the withdrawal of money from a LIRA or LIF by the owner in circumstances of shortened life expectancy;
- 2 Subclause 6(2)(b)(ii) of the regulations is amended by striking out “clause” and substituting “clauses”.
- 3 (1) The definition of “J” in subsection 12C(2) of the regulations is amended by striking out “clause” and substituting “clauses”.
- (2) Subsection 12C(4) of the regulations is amended by striking out “clause” and substituting “clauses”.
- 4 (1) Clause 32(1)(a) of the regulations is amended by adding “, as that provision read immediately before April 1, 2020” immediately after “subsection 105(1)”.
- (2) Subsection 32(2) of the regulations is amended by striking out “subsection 85(2)” and substituting “clauses 85(2)(a), (b) and (d) to (j)”.
- 5 (1) Clause 53(3)(a) of the regulations is amended by striking out “(g)” and substituting “(d), (f) and (g)”.
- (2) Subsection 53(3) of the regulations is amended by adding the following clause immediately after clause (a):
- (aa) if the plan provides for an escalated adjustment,
- (i) a statement that the escalated adjustment has been pre-funded on a solvency basis in relation to the pension benefits that have accrued, or will accrue under the plan on or after June 1, 2015, in accordance with Section 91, and
- (ii) in relation to the pension benefits accruing under the plan before June 1, 2015, whether and to what extent liability for the future cost of the escalated adjustment has been included in the determination of any solvency deficiency;
- 6 Subsection 59(2) of the regulations is amended by striking out “an effective” and substituting “a valuation”.
- 7 (1) The heading to Section 74A of the regulations is amended by adding “on or” immediately after “statement”.
- (2) Section 74A of the regulations is amended by adding “on or” immediately after “statement”.
- 8 Subsection 86A(1) of the regulations is amended by adding “or Section 88” immediately after “86(1)”.
- 9 Clause 144B(2)(f) of the regulations is amended by striking out “subsection” and substituting “subsections”.
- 10 (1) The definition of “application” in Section 211 of the regulations is repealed and the following definition substituted:

“application” means an application under subsection 91(4) of the Act and these regulations by an owner to a financial institution for the withdrawal of money from the owner’s LIRA or LIF in circumstances of financial hardship;

- (2) The definition of “consented amount” in Section 211 of the regulations is amended by
  - (a) striking out “Superintendent” and substituting “financial institution”; and
  - (b) striking out “or prescribed fees”.

- (3) The definition of “dentist” in Section 211 of the regulations is repealed and the following definition substituted:

“dentist” means a dentist who is licensed to practise dentistry in the jurisdiction in which the owner resides;

- (4) Section 211 of the regulations is further amended by adding the following definition immediately after the definition of “dependant”:

“financial institution” means the financial institution that administers the LIRA or LIF of an owner;

- 11 (1) The heading to Section 213 of the regulations is amended by striking out “Superintendent” and substituting “financial institution”.
- (2) Clause 213(1)(b) of the regulations is amended by striking out “Superintendent” and substituting “financial institution”.
- (3) Subsection 213(2) of the regulations is repealed.
- (4) Subsection 213(3) of the regulations is amended by
  - (a) striking out the semicolon immediately after clause (b) and substituting a period; and
  - (b) repealing clause (c).
- (5) Section 213 of the regulations is further amended by adding the following subsection immediately after subsection (3):
  - (3A) An application may request to withdraw all or part of the amount that would remain in an applicant’s LIRA or LIF after approval is given for the consented amount, if the remaining amount is less than \$500.

- 12 The regulations are further amended by adding the following Section immediately after Section 213:

**LIRA or LIF contract terms applicable to application**

**213A** A contract governing a LIRA or LIF must include all of the following terms, and any contract that does not contain them is deemed to include them:

- (a) that the financial institution is entitled to rely upon the information provided by the owner in an application to withdraw money from the owner’s LIRA or LIF;
- (b) that an application that meets the requirements of the Act and these regulations constitutes authorization to the financial institution to make the payment or transfer

from the LIRA or LIF in accordance with the Act and these regulations;

- (c) that the value of the assets in the LIRA or LIF owned by the owner on the date they sign an application must be determined using the most recent statement about the LIRA or LIF given to the owner and dated no earlier than 1 year before the date the owner signs the application;
- (d) that the financial institution is required to make the payment to which the owner is entitled no later than 30 days after the date the financial institution receives the completed application and accompanying documents and any additional information provided under Section 219.

13 Section 218 of the regulations is amended by

- (a) repealing clause (b);
- (b) striking out the semicolon at the end of clause (c) and substituting a period; and
- (c) repealing clause (d).

14 (1) The heading to Section 219 of the regulations is amended by striking out “Superintendent” and substituting “Financial institution”.

(2) Subsection 219(1) of the regulations is repealed and the following subsection substituted:

- (1) Before consenting or refusing to consent to an application, the financial institution may request additional information relating to the application and accompanying documents that the financial institution considers necessary to assist in understanding the documents or verifying their authenticity.

(3) Subsection 219(2) of the regulations is amended by

- (a) striking out “required” and substituting “requested”; and
- (b) striking out “Superintendent” and substituting “financial institution”.

15 (1) The heading to Section 220 of the regulations is amended by striking out “Superintendent” and substituting “Financial institution”.

(2) Section 220 of the regulations is amended by striking out “Superintendent” and substituting “financial institution”.

16 Section 221 of the regulations is amended by striking out “Superintendent” wherever it appears and substituting “financial institution”.

17 (1) The heading to Section 222 of the regulations is amended by striking out “12-month period” and substituting “calendar year”.

(2) Subsection 222(1) of the regulations is amended by striking out “12-month period” and substituting “calendar year”.

(3) Subsection 222(2) of the regulations is repealed.

- 18 (1) Subsection 223(4) of the regulations is amended by striking out “subsection” in the definition of “ATF” and substituting “subsections (4A) and”.
- (2) Section 223 of the regulations is further amended by adding the following subsection immediately after subsection (4):
- (4A)** An owner’s anticipated total income from all sources before taxes in subsection (4) includes and is deemed to include all of the following for the 12-month period immediately following the signing date:
- (a) the maximum amount of annual LIF income that may be paid out of each LIF of the owner for the year as determined in accordance with Schedule 4: Nova Scotia LIF Addendum;
- (b) the maximum amount of any “temporary income”, as defined in Section 1 of Schedule 4: Nova Scotia LIF Addendum, that may be paid out of each LIF of the owner for the year regardless of whether an application has been or will be made by the owner to the financial institution for payment of such temporary income.
- 19 (1) Subsection 225(1) of the regulations is amended by adding “financial institution or, before July 1, 2021, the” immediately before “Superintendent”.
- (2) Subsection 225(2) of the regulations is amended by adding “financial institution or, before July 1, 2021, the” immediately before “Superintendent”.
- 20 Section 226 of the regulations is repealed.
- 21 Section 227 of the regulations is repealed.
- 22 Section 228 of the regulations is repealed and the following Section substituted:
- Owner authorized to receive payment**
- 228** If the financial institution, following receipt of an application and any additional information under Section 219, consents to a withdrawal, the owner is authorized to receive payment of all of the following in accordance with these regulations:
- (a) the consented amount;
- (b) any amount requested under subsection 213(3A) that satisfies the requirements of that subsection.
- 23 (1) Subsection 229(1) of the regulations is repealed and the following subsection substituted:
- (1)** Following the financial institution’s consent under subsection 226(1) to a withdrawal, the financial institution is authorized to pay all of the following to the owner:
- (a) the consented amount;
- (b) any amount requested under subsection 213(3A) that satisfies the requirements of that subsection.
- (2) Section 229 of the regulations is further amended by adding the following subsection immediately after subsection (2):

- (2A) Payment of any amount under clause (1)(b) must be made in the same form as payment of the consented amount under subsection (2).
- (3) Subsection 229(3) of the regulations is repealed and the following subsection substituted:
- (3) A payment or transfer to an owner by a financial institution under this Section must be made no later than 30 days after the date the financial institution receives the completed application and all accompanying documents from the owner.
- 24 Section 230 of the regulations is repealed.
- 25 (1) Clause 232(3)(a) of the regulations is amended by striking out “fund or account” and substituting “LIRA or LIF”.
- (2) Clause 232(3)(b) of the regulations is amended by striking out “fund or account” and substituting “LIRA or LIF”.
- 26 (1) Clause 233(4)(a) of the regulations is amended by striking out “their” and substituting “the owner’s”.
- (2) Clause 233(4)(d) of the regulations is amended by adding “or transfer” immediately after “payment”.
- 27 Clause 5(5)(c) of Schedule 3: Nova Scotia LIRA Addendum is amended by striking out “LIF” and substituting “LIRA”.
- 28 The definition of “T” in clause 10(1)(a) of Schedule 4: Nova Scotia LIF Addendum is amended by striking out “and other periodic income”.

**N.S. Reg. 95/2021**

Made: June 8, 2021

Filed: June 9, 2021

Prosthetic Devices Tariffs Regulations—amendment

Order in Council 2021-156 dated June 8, 2021  
 Amendment to regulations made by the Governor in Council  
 pursuant to subsection 17(2) of the *Health Services and Insurance Act*

The Governor in Council on the report and recommendation of the Minister of Health and Wellness dated April 26, 2021, and pursuant to Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act* (the Act), is pleased, effective on and after June 8, 2021, to

- (a) pursuant to subsection 17(2) of the Act, amend the *Prosthetic Devices Tariffs Regulations*, N.S. Reg. 32/99, made by the Minister of Health and Wellness and the Governor in Council by Order in Council 1999-146 dated April 7, 1999, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation;
- (b) approve the authorization by the Minister of Health and Wellness of payments in respect of the tariff of fees for insured ocular prosthetics services, in accordance with clause 13(1)(c) of the Act; and



- (c) pursuant to Section 8 of the Act, approve the Minister of Health and Wellness to enter into an Agreement with Banfield Ocular Prosthetics Services Limited, in the form set out in Schedule “B” attached to and forming part of the report and recommendation, including such amendments as do not materially change the nature of the agreement.

#### **Schedule “A”**

**Amendment to the *Prosthetic Devices Tariffs Regulations*  
made by the Governor in Council under subsection 17(2)  
of Chapter 197 of the Revised Statutes of Nova Scotia, 1989,  
the *Health Services and Insurance Act***

- 1 Section 4 of the *Prosthetic Devices Tariffs Regulations*, N.S. Reg. 32/99, made by the Governor in Council by Order in Council 1999-146 dated April 7, 1999, is repealed and the following Section substituted:

**Ocular prosthetic services**

- 4 Residents are entitled to the ocular prosthetic services listed in Schedule “C”.
- 2 Schedule “C” of the regulations is repealed and the following Schedule substituted:

**Schedule “C”  
Insured Ocular Prosthetic Services**

- 1) Scleral prosthetic;
- 2) Conventional prosthetic;
- 3) Build-up;
- 4) Adjustment;
- 5) Reglazing and recheck;
- 6) Conformer;
- 7) House call, including home, hospital and continuing care facilities.

**N.S. Reg. 96/2021**

Made: June 8, 2021

Filed: June 10, 2021

Summary Offence Tickets Regulations—amendment

Order dated June 8, 2021

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

- (a) amend 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 under the Municipality of the County of Inverness Dog Control By-Law as summary offence ticket offences 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 listed in the out-of-court settlement column set out opposite the description for the offence, and includes the charge provided for in, and in accordance with, Sections 8 and 9 of the Act.

Dated and made June 8, 2021, at Antigonish, Province of Nova Scotia.

sgd. *Randy Delorey*

Honourable Randy Delorey

Attorney General and Minister of Justice

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

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, are amended by adding the following Schedule immediately after Schedule M-34:

**Schedule M-35**  
**Municipality of the County of Inverness By-laws**

Offence	Section	Out of Court Settlement
<b>Dog Control By-Law:</b>		
1 Owing dog that runs at large	38(a)	\$237.50
2 Owing unregistered dog	38(b)	\$237.50
3 Owing dog that is not wearing dog tag	38(c)	\$237.50
4 Owing dog that persistently disturbs quiet of neighborhood	38(d)	\$237.50
5 Owner failing to remove dog's feces from property other than owner's property	38(e)	\$237.50
6 Owner failing to confine un-spayed female dog	38(f)	\$237.50
7 Dog owner interfering with Dog Control Officer in performance of duties	38(h)	\$237.50
8 Owner refusing to hand over dog to Dog Control Officer	38(i)	\$237.50

**N.S. Reg. 97/2021**

Made: June 8, 2021

Filed: June 10, 2021

Summary Offence Tickets Regulations—amendment

Order dated June 8, 2021

Amendment to regulations made by the Attorney General and Minister of Justice  
pursuant to Section 8 of the *Summary Proceedings Act*

**Order**

**Made under Sections 8 and 8A of Chapter 450  
of the Revised Statutes of Nova Scotia, 1989,  
the *Summary Proceedings Act***

I, Randy Delorey, Attorney General and Minister of Justice for the Province of Nova Scotia, pursuant to Sections 8 and 8A of Chapter 450 of the Revised Statutes of Nova Scotia, 1989, the *Summary Proceedings Act*, effective on and after the date of this order, hereby amend 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 do all of the following:

- (a) update the out-of-court settlement amounts set out in the Halifax Regional Municipality Parking Meter By-law in Schedule PT to the regulations in the manner set forth in the attached Schedule "A";
- (b) update an out-of-court settlement amount under the Halifax Regional Municipality C&D Materials Recycling and Disposal License By-law in Schedule M-2 to the regulations in the manner set forth in the attached Schedule "A"; and
- (c) 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 listed in the out-of-court settlement column set out opposite the description for the offence, and includes the charge provided for in, and in accordance with, Sections 8 and 9 of the Act.

Dated and made June 8, 2021, at Antigonish, Province of Nova Scotia.

sgd. *Randy Delorey*  
Honourable Randy Delorey  
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 Sections 8 and 8A  
of Chapter 450 of the Revised Statutes of Nova Scotia, 1989,  
the *Summary Proceedings Act***

- 1 Schedule PT 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 under the heading “Halifax Regional Municipality By-law P-500 - Parking Meters” by striking out “\$61.60” in the out-of-court settlement column in items 1 to 8 and substituting “\$71.60”.
- 2 Schedule M-2 to the regulations is amended under the heading “C&D Materials Recycling and Disposal License By-law - L-200” by striking out “\$679.50” in the out-of-court settlement column in item 2 and substituting “\$697.50”.

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#### **N.S. Reg. 98/2021**

Made: June 10, 2021

Filed: June 10, 2021

Senior Citizens’ Property Tax Rebate Regulations–amendment

Order in Council 2021-167 dated June 10, 2021  
Amendment to regulations made by the Governor in Council  
pursuant to Section 16 of the *Senior Citizens’ Property Tax Rebate Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Internal Services dated April 7, 2021, and pursuant to Section 16 of Chapter 27 of the Acts of 2018, the *Senior Citizens’ Property Tax Rebate Act*, is pleased to amend the *Senior Citizens’ Property Tax Rebate Regulations*, N.S. Reg. 34/2019, made by the Governor in Council by Order in Council 2019-39 dated February 20, 2019, to change the eligibility and application requirements for the property tax rebate, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after June 10, 2021.

## Schedule "A"

**Amendment to the *Senior Citizens' Property Tax Rebate Regulations*  
made by the Governor in Council under Section 16  
of Chapter 27 of the Acts of 2018,  
the *Senior Citizens' Property Tax Rebate Act***

- 1 (1) Section 3 of the *Senior Citizens' Property Tax Rebate Regulations*, N.S. Reg. 34/2019, made by the Governor in Council by Order in Council 2019-39 dated February 20, 2019, is amended by repealing clause (a).
- (2) Clause 3(b) of the regulations is amended by
- (a) striking out "in January of" and substituting "at any point during"; [and]
  - (b) striking out "allowance" in subclause (ii) and substituting "spouse's allowance or survivor's allowance".
- (3) Section 3 of the regulations is further amended by adding the following clause immediately after clause (b):
- (ba) in the case of an applicant who received or was eligible to receive the Guaranteed Income Supplement, they were 65 years of age or older during the rebate year.
- 2 (1) Subsection 4(1) of the regulations is amended by adding "who has not received the maximum property tax rebate in each of the 2 immediately preceding program years" immediately after "An applicant".
- (2) Section 4 of the regulations is further amended by adding the following subsection immediately after subsection (1):
- (1A)** An applicant who received the maximum property tax rebate in each of the 2 immediately preceding program years may apply for a property tax rebate by submitting to the Administrator from July 1 to December 31 of the program year a declaration, in the form prescribed by the Administrator, declaring all of the following:
- (a) that during at least part of the rebate year,
    - (i) the applicant continued to own and reside at the property for which the property tax rebate was received in each of the 2 immediately preceding program years, and
    - (ii) the property referred to in subclause (i) was the applicant's principal residence;
  - (b) that the applicant paid the property tax owed on the property in full for the rebate year.
- 3 (1) Clause 5(1)(b) of the regulations is repealed.
- (2) Clause 5(1)(c) of the regulations is amended by
- (a) striking out "in January of" and substituting "at any point during"; [and]

- (b) striking out “allowance” in subclause (ii) and substituting “spouse’s allowance or survivor’s allowance”.
- (3) Subsection 5(1) of the regulations is further amended by adding the following clause immediately after clause (c):
- (ca) in the case of a deceased person who received or was eligible to receive the Guaranteed Income Supplement, they were 65 years of age or older during the rebate year.
- 

**N.S. Reg. 99/2021**

Made: June 10, 2021

Filed: June 15, 2021

Prescribed Petroleum Products Prices

Order dated June 10, 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****M10142****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:** Richard J. Melanson, 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 June 9, 2021, are:

Grade 1 Regular gasoline	69.65¢ per litre
Ultra-low-sulfur diesel oil	67.75¢ per litre

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

Gasoline:	
Grade 1	69.65¢ per litre
Grade 2	72.65¢ per litre
Grade 3	75.65¢ per litre
Ultra-low-sulfur diesel oil	67.75¢ 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 0.6¢ per litre
Ultra-low-sulfur diesel oil:	plus 0.8¢ 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 0.7¢ per litre
maximum self-service:	plus 1.0¢ per litre
Ultra-low-sulfur diesel oil:	
minimum self service and full-service:	plus 0.3¢ per litre
maximum self-service:	plus 0.4¢ 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., June 11, 2021.

**Dated** at Halifax, Nova Scotia, this 10th day of June, 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 June 11, 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
<b>Zone 1</b>								
Regular Unleaded	81.27	10.0	15.5	106.77	129.8	132.4	129.8	999.9
Mid-Grade Unleaded	84.27	10.0	15.5	109.77	133.3	135.9	133.3	999.9
Premium Unleaded	87.27	10.0	15.5	112.77	136.7	139.3	136.7	999.9
Ultra-Low-Sulfur Diesel	79.92	4.0	15.4	99.32	120.8	123.2	120.8	999.9
<b>Zone 2</b>								
Regular Unleaded	81.77	10.0	15.5	107.27	130.4	133.0	130.4	999.9
Mid-Grade Unleaded	84.77	10.0	15.5	110.27	133.8	136.5	133.8	999.9
Premium Unleaded	87.77	10.0	15.5	113.27	137.3	139.9	137.3	999.9
Ultra-Low-Sulfur Diesel	80.42	4.0	15.4	99.82	121.3	123.8	121.3	999.9
<b>Zone 3</b>								
Regular Unleaded	82.17	10.0	15.5	107.67	130.8	133.5	130.8	999.9
Mid-Grade Unleaded	85.17	10.0	15.5	110.67	134.3	136.9	134.3	999.9
Premium Unleaded	88.17	10.0	15.5	113.67	137.7	140.4	137.7	999.9
Ultra-Low-Sulfur Diesel	80.82	4.0	15.4	100.22	121.8	124.2	121.8	999.9
<b>Zone 4</b>								
Regular Unleaded	82.27	10.0	15.5	107.77	131.0	133.6	131.0	999.9
Mid-Grade Unleaded	85.27	10.0	15.5	110.77	134.4	137.0	134.4	999.9
Premium Unleaded	88.27	10.0	15.5	113.77	137.9	140.5	137.9	999.9
Ultra-Low-Sulfur Diesel	80.92	4.0	15.4	100.32	121.9	124.3	121.9	999.9
<b>Zone 5</b>								
Regular Unleaded	82.27	10.0	15.5	107.77	131.0	133.6	131.0	999.9
Mid-Grade Unleaded	85.27	10.0	15.5	110.77	134.4	137.0	134.4	999.9
Premium Unleaded	88.27	10.0	15.5	113.77	137.9	140.5	137.9	999.9
Ultra-Low-Sulfur Diesel	80.92	4.0	15.4	100.32	121.9	124.3	121.9	999.9
<b>Zone 6</b>								
Regular Unleaded	82.97	10.0	15.5	108.47	131.8	134.4	131.8	999.9
Mid-Grade Unleaded	85.97	10.0	15.5	111.47	135.2	137.9	135.2	999.9
Premium Unleaded	88.97	10.0	15.5	114.47	138.7	141.3	138.7	999.9
Ultra-Low-Sulfur Diesel	81.62	4.0	15.4	101.02	122.7	125.1	122.7	999.9



**N.S. Reg. 100/2021**

Made: March 4, 2021

Approved: May 25, 2021

Filed: June 18, 2021

Chicken Farmers of Nova Scotia Regulations—amendment

Order dated June 11, 2021

Amendment to regulations made by the Chicken Farmers of Nova Scotia  
and approved by the Natural Products Marketing Council  
pursuant to Section 9 of the *Natural Products Act*

**Chicken Farmers of Nova Scotia****Amendment to the *Chicken Farmers of Nova Scotia Regulations*  
made under the *Natural Products Act***

I certify that on March 4, 2021, the Chicken Farmers of Nova Scotia, pursuant to Section 9 of Chapter 308 of the Revised Statutes of Nova Scotia, 1989, the *Natural Products Act*, as delegated by Section 7 of the *Nova Scotia Chicken Marketing Plan*, N.S. Reg. 241/82, carried a motion to amend the *Chicken Farmers of Nova Scotia Regulations*, N.S. Reg. 109/2020, approved by the Natural Products Marketing Council on August 20, 2020, in the manner set forth in the attached Schedule “A”, effective on and after June 7, 2021.

Signed at Kentville, in the County of Kings, Nova Scotia on June 11, 2021.

**Chicken Farmers of Nova Scotia**

per: sgd. *Christine Bell*  
Christine Bell  
Executive Director

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Approved by the Natural Products Marketing Council at Truro, in the County of Colchester, Nova Scotia on May 25, 2021.

**Natural Products Marketing Council**

per: sgd. *Danielle Dorn Kouwenberg*  
Danielle Dorn Kouwenberg  
Acting Director

**Schedule “A”****Amendment to the *Chicken Farmers of Nova Scotia Regulations*  
made by the Chicken Farmers of Nova Scotia pursuant to  
Section 9 of Chapter 308 of the Revised Statutes of Nova Scotia, 1989,  
the *Natural Products Act***

- 1 Section 2 of the *Chicken Farmers of Nova Scotia Regulations*, N.S. Reg. 109/2020, made by the Chicken Farmers of Nova Scotia, and approved by the Natural Products Marketing Council on August 20, 2020, is amended by adding the following definition immediately after the definition of “immediate family”:

“initial acquisition” means the quota transfer in which the Commodity Board first registers quota in a producer’s name;

2 Section 7 of the regulations is repealed and the following substituted:

**Minimum base quota**

7 (1) The minimum annual base quota that may be registered to a producer at initial acquisition of base quota is 235,000 kg live weight.

(2) The Commodity Board may register less than the minimum base quota to a producer if there has been an adjustment to decrease the total base quota under subsection 9F(3).

3 Section 9G of the regulations is amended by repealing subsections (3) and (4) and substituting the following:

(3) A producer who transfers part of their base quota is not eligible for increases to base quota under subsection 9F(2) if the increase results in the producer having more registered quota than they had immediately after the transfer.

(4) Subsection (3) applies from the beginning of the marketing period for which the transfer was effective until the beginning of the first marketing period of the third full base quota period after the effective date of the transfer.

(5) Subsection (2) will not apply when a producer who is a natural person applies to and obtains approval from the Commodity Board to transfer all of their base quota and any adjustment to base quota to a corporation, partnership or trust in which the natural person is a beneficial shareholder, partner or beneficiary.

4 Section 9H of the regulations is amended by

(a) repealing subsection (2) and substituting the following:

(2) The Commodity Board may modify the amount of an adjustment to decrease base quota apportioned to a producer under subsection 9F(3).

(b) in subsection (3) removing the brackets around “[subsection]” before “8(8)”.

**N.S. Reg. 101/2021**

Made: June 17, 2021

Filed: June 18, 2021

Prescribed Petroleum Products Prices

Order dated June 17, 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****M10144****In the matter of the *Petroleum Products Pricing Act*****- and -****In the matter of prescribing prices for petroleum products  
pursuant to Section 14 of the *Petroleum Products Pricing Act* and  
Sections 16 to 19 of the *Petroleum Products Pricing Regulations*****Before:** Roberta J. Clarke, Q.C., Member

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

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

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

**And whereas** 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 June 16, 2021, are:

Grade 1 Regular gasoline	69.15¢ per litre
Ultra-low-sulfur diesel oil	68.02¢ per litre

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

Gasoline:	
Grade 1	69.15¢ per litre
Grade 2	72.15¢ per litre
Grade 3	75.15¢ per litre
Ultra-low-sulfur diesel oil	68.02¢ 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:	nil
Ultra-low-sulfur diesel oil:	plus 0.70¢ 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 0.70¢ per litre
maximum self-service:	plus 1.00¢ per litre
Ultra-low-sulfur diesel oil:	
minimum self service and full-service:	plus 0.30¢ per litre
maximum self-service:	plus 0.40¢ 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., June 18, 2021.

**Dated** at Halifax, Nova Scotia, this 17th day of June, 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 June 18, 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
<b>Zone 1</b>								
Regular Unleaded	80.69	10.0	15.5	106.19	129.1	131.8	129.1	999.9
Mid-Grade Unleaded	83.69	10.0	15.5	109.19	132.6	135.2	132.6	999.9
Premium Unleaded	86.69	10.0	15.5	112.19	136.0	138.7	136.0	999.9
Ultra-Low-Sulfur Diesel	80.75	4.0	15.4	100.15	121.7	124.1	121.7	999.9
<b>Zone 2</b>								
Regular Unleaded	81.19	10.0	15.5	106.69	129.7	132.4	129.7	999.9
Mid-Grade Unleaded	84.19	10.0	15.5	109.69	133.2	135.8	133.2	999.9
Premium Unleaded	87.19	10.0	15.5	112.69	136.6	139.3	136.6	999.9
Ultra-Low-Sulfur Diesel	81.25	4.0	15.4	100.65	122.3	124.7	122.3	999.9

<b>Zone 3</b>									
Regular Unleaded	81.59	10.0	15.5	107.09	130.2	132.8	130.2	999.9	
Mid-Grade Unleaded	84.59	10.0	15.5	110.09	133.6	136.3	133.6	999.9	
Premium Unleaded	87.59	10.0	15.5	113.09	137.1	139.7	137.1	999.9	
Ultra-Low-Sulfur Diesel	81.65	4.0	15.4	101.05	122.8	125.2	122.8	999.9	
<b>Zone 4</b>									
Regular Unleaded	81.69	10.0	15.5	107.19	130.3	132.9	130.3	999.9	
Mid-Grade Unleaded	84.69	10.0	15.5	110.19	133.7	136.4	133.7	999.9	
Premium Unleaded	87.69	10.0	15.5	113.19	137.2	139.8	137.2	999.9	
Ultra-Low-Sulfur Diesel	81.75	4.0	15.4	101.15	122.9	125.3	122.9	999.9	
<b>Zone 5</b>									
Regular Unleaded	81.69	10.0	15.5	107.19	130.3	139.2	130.3	999.9	
Mid-Grade Unleaded	84.69	10.0	15.5	110.19	133.7	136.4	133.7	999.9	
Premium Unleaded	87.69	10.0	15.5	113.19	137.2	139.8	137.2	999.9	
Ultra-Low-Sulfur Diesel	81.75	4.0	15.4	101.15	122.9	125.3	122.9	999.9	
<b>Zone 6</b>									
Regular Unleaded	82.39	10.0	15.5	107.89	131.1	133.7	131.1	999.9	
Mid-Grade Unleaded	85.39	10.0	15.5	110.89	134.5	137.2	134.5	999.9	
Premium Unleaded	88.39	10.0	15.5	113.89	138.0	140.6	138.0	999.9	
Ultra-Low-Sulfur Diesel	82.45	4.0	15.4	101.85	123.7	126.1	123.7	999.9	

**N.S. Reg. 102/2021**

Made: June 18, 2021

Filed: June 21, 2021

Ferriage Charges Regulations—repeal

Order in Council 2021-169 dated June 18, 2021

Repeal of regulations made by the Governor in Council  
pursuant to Section 6 of the *Ferries Act*

The Governor in Council on the report and recommendation of the Minister of Transportation and Active Transit dated June 4, 2021, and pursuant to Section 6 of Chapter 168 of the Revised Statutes of Nova Scotia, 1989, the *Ferries Act*, is pleased to repeal the *Ferriage Charges Regulations*, N.S. Reg. 235/2006, made by the Governor in Council by Order in Council 2006-575 dated December 20, 2006, effective on and after June 18, 2021.

**N.S. Reg. 103/2021**

Made: June 15, 2021

Filed: June 21, 2021

Tariff of Fees for Insured Ocular Prosthetic Services—replacement

Order dated June 15, 2021

Repeal of regulations and regulations made by the Minister of Health and Wellness pursuant to clause 13(1)(c) of the *Health Services and Insurance Act*

**Order**

**In the matter of a tariff of fees established by the Minister of Health and Wellness pursuant to clause 13(1)(c) of the *Health Services and Insurance Act* with respect to insured ocular prosthetic services**

I, Zach Churchill, Minister of Health and Wellness for the Province of Nova Scotia, pursuant to clause 13(1)(c) of Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act*, hereby

- (a) repeal the tariff of fees for ocular prosthetic services established by the *Prosthetic Devices Tariffs Regulations*, N.S. Reg. 32/99, approved by the Governor in Council by Order in Council 1999-146 dated April 7, 1999;
- (b) establish a new tariff of fees to be paid for the insured ocular prosthetic services set out in the regulations respecting insured ocular prosthetic services, in the manner set forth in the attached Schedule “A”; and
- (c) authorize payments in respect of the new tariff.

This Order is effective on and after the date that the Governor in Council approves the authorization of payments in respect of the new tariff.

Dated and made June 15, 2021, at Yarmouth, Province of Nova Scotia.

sgd. *Zach Churchill*

Honourable Zach Churchill

Minister of Health and Wellness

**Schedule “A”**

**Tariff of Fees for Insured Ocular Prosthetic Services  
made by the Minister of Health and Wellness under clause 13(1)(c)  
of Chapter 197 of the Revised Statutes of Nova Scotia, 1989,  
the *Health Services and Insurance Act***

**Citation**

1 These regulations may be cited as the *Tariff of Fees for Insured Ocular Prosthetic Services*.

**Tariff of fees**

2 The fee for each insured ocular prosthetic service prescribed in Schedule C of the *Prosthetic Devices Tariffs Regulations* is listed in the following table:

<b>Insured Ocular Prosthetic Service</b>	<b>Fee 1 April 2021– 31 March 2022</b>	<b>Fee on and after 1 April 2022</b>
Scleral prosthetic	\$1655.53	\$1688.64
Conventional prosthetic	\$1435.40	\$1464.11
Build-up	\$428.30	\$436.87
Adjustment	\$145.62	\$148.53
Reglazing and recheck	\$55.69	\$56.80
Conformer	\$303.61	\$309.68
House call, including home, hospital and continuing care facility	\$73.56/hour	\$75.03/hour