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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. 140/2021

Made: October 7, 2021

Approved: October 20, 2021

Filed: October 29, 2021

Bulk Haulage Regulations—amendment

Order dated October 27, 2021

Amendment to regulations made by the Dairy Farmers of Nova Scotia
and approved by the Natural Products Marketing Council
pursuant to clause 15(1)(b) of the *Dairy Industry Act*

Dairy Farmers of Nova Scotia**Amendment to the *Bulk Haulage Regulations*
made under the *Dairy Industry Act***

I certify that on October 7, 2021, the Dairy Farmers of Nova Scotia, pursuant to clause 15(1)(b) of Chapter 24 of the Acts of 2000, the *Dairy Industry Act*, carried a motion to amend the *Bulk Haulage Regulations*, N.S. Reg. 23/2003, made by the Dairy Farmers of Nova Scotia on July 17, 2002, and approved by the Natural Products Marketing Council on August 13, 2002, in the manner set forth in the attached Schedule “A”, effective on and after November 1, 2021.

Signed at Truro, in the County of Colchester, Nova Scotia on October 27, 2021.

Dairy Farmers of Nova Scotia

per: sgd. *Kimberly Harrison*
Kimberly Harrison
Assistant General Manager

Approved by the Natural Products Marketing Council at Truro, in the County of Colchester, Nova Scotia on October 20, 2021.

Natural Products Marketing Council

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

Schedule “A”**Amendment to the *Bulk Haulage Regulations*
made by the Dairy Farmers of Nova Scotia
pursuant to clause 15(1)(b) of Chapter 24 of the Acts of 2000,
the *Dairy Industry Act***

Section 7 of the *Bulk Haulage Regulations*, N.S. Reg. 23/2003, made by the Dairy Farmers of Nova Scotia on July 17, 2002, and approved by the Natural Products Marketing Council on August 13, 2002, is amended by repealing clause (a) and substituting the following clause:

- (a) for farm milk pick-up that occurs on a set schedule of every second day:

Transporter	Maximum Rate/100 L
Fisher Transport Limited	\$2.27
Winterthur Farm—Rudolph Burghardt	\$2.90

N.S. Reg. 141/2021

Made: October 28, 2021

Filed: October 29, 2021

Prescribed Petroleum Products Prices

Order dated October 28, 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

M10310

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 October 27, 2021, are:

Grade 1 Regular gasoline	81.46¢ per litre
Ultra-low-sulfur diesel oil	83.36¢ per litre

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

Gasoline:	
Grade 1	81.46¢ per litre
Grade 2	84.46¢ per litre
Grade 3	87.46¢ per litre
Ultra-low-sulfur diesel oil	83.36¢ 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 1.2¢ 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 2.9¢ 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 29, 2021.

Dated at Halifax, Nova Scotia, this 28th day of October, 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 29, 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	93.60	10.0	15.5	119.10	143.8	146.3	143.8	999.9
Mid-Grade Unleaded	96.60	10.0	15.5	122.10	147.2	149.7	147.2	999.9
Premium Unleaded	99.60	10.0	15.5	125.10	150.7	153.2	150.7	999.9
Ultra-Low-Sulfur Diesel	99.49	4.0	15.4	118.89	143.0	145.5	143.0	999.9
Zone 2								
Regular Unleaded	94.10	10.0	15.5	119.60	144.3	146.9	144.3	999.9
Mid-Grade Unleaded	97.10	10.0	15.5	122.60	147.8	150.3	147.8	999.9
Premium Unleaded	100.10	10.0	15.5	125.60	151.2	153.8	151.2	999.9
Ultra-Low-Sulfur Diesel	99.99	4.0	15.4	119.39	143.6	146.0	143.6	999.9
Zone 3								
Regular Unleaded	94.50	10.0	15.5	120.00	144.8	147.3	144.8	999.9
Mid-Grade Unleaded	97.50	10.0	15.5	123.00	148.2	150.8	148.2	999.9
Premium Unleaded	100.50	10.0	15.5	126.00	151.7	154.2	151.7	999.9
Ultra-Low-Sulfur Diesel	100.39	4.0	15.4	119.79	144.1	146.5	144.1	999.9
Zone 4								
Regular Unleaded	94.60	10.0	15.5	120.10	144.9	147.4	144.9	999.9
Mid-Grade Unleaded	97.60	10.0	15.5	123.10	148.4	150.9	148.4	999.9
Premium Unleaded	100.60	10.0	15.5	126.10	151.8	154.3	151.8	999.9
Ultra-Low-Sulfur Diesel	100.49	4.0	15.4	119.89	144.2	146.6	144.2	999.9
Zone 5								
Regular Unleaded	94.60	10.0	15.5	120.10	144.9	147.4	144.9	999.9
Mid-Grade Unleaded	97.60	10.0	15.5	123.10	148.4	150.9	148.4	999.9
Premium Unleaded	100.60	10.0	15.5	126.10	151.8	154.3	151.8	999.9
Ultra-Low-Sulfur Diesel	100.49	4.0	15.4	119.89	144.2	146.6	144.2	999.9
Zone 6								
Regular Unleaded	95.30	10.0	15.5	120.80	145.7	148.2	145.7	999.9
Mid-Grade Unleaded	98.30	10.0	15.5	123.80	149.2	151.7	149.2	999.9
Premium Unleaded	101.30	10.0	15.5	126.80	152.6	155.1	152.6	999.9
Ultra-Low-Sulfur Diesel	101.19	4.0	15.4	120.59	145.0	147.4	145.0	999.9

N.S. Reg. 142/2021

Made: October 28, 2021

Filed: October 29, 2021

Insured Optometric Services Regulations—replacement

Order in Council 2021-254 dated October 28, 2021

Repeal of regulations and 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 October 21, 2021, and pursuant to Chapter 197 of the Revised Statutes of Nova Scotia, 1989, the *Health Services and Insurance Act*, is pleased to

- (a) effective on and after November 26, 2021, pursuant to subsection 17(2) of the Act,
- (i) repeal the *Insured Optometric Services Tariff Regulations*, N.S. Reg. 288/2013, made by the Minister of Health and Wellness and the Governor in Council by Order in Council 2013-290 dated August 20, 2013, and
 - (ii) make new regulations respecting insured optometric services, in the form set forth in Schedule “A” attached to and forming part of the report and recommendation;
- (b) effective on and after November 26, 2021, approve the authorization by the Minister of Health and Wellness of payments in respect of the tariff of fees for insured optometric services, in accordance with clause 13(1)(c) of the Act; and **[Clause (b) not filed as a regulation.]**
- (c) effective on and after October 28, 2021, pursuant to Section 8 of the Act, give approval to the Minister to enter into an agreement with the Nova Scotia Association of Optometrists respecting the tariff of fees for insured optometric services described in clause (b), above, and program changes, 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. **[Clause (c) not filed as a regulation.]**

Schedule “A”

**Regulations Respecting Insured Optometric Services
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***

Citation

1 These regulations may be cited as the *Insured Optometric Services Regulations*.

Insured optometric services

2 Residents are entitled to all of the following insured optometric services:

- (a) comprehensive eye examination;
- (b) low vision assessment;
- (c) limited eye examination;
- (d) punctal occlusion;

- (e) dilation of lacrimal punctum;
 - (f) contact lens fitting;
 - (g) glaucoma management visit;
 - (h) visual field (kinetic with static cuts or Humphrey field analysis) procedure for glaucoma management;
 - (i) comprehensive eye examination for glaucoma management.
-

N.S. Reg. 143/2021

Made: November 1, 2021

Filed: November 2, 2021

Tariff of Fees for Insured Optometric Services—replacement

Order dated November 1, 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 optometric services**

I, Michelle Thompson, 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 established by the *Insured Optometric Services Tariff Regulations*, N.S. Reg. 288/2013, approved by the Governor in Council by Order in Council 2013-290 dated August 20, 2013;
- (b) establish a new tariff of fees to be paid for the insured optometric services set out in the regulations respecting insured optometric services, in the ~~manner~~ [form] set forth in the attached Schedule “A”; and
- (c) authorize payments in respect of the new tariff. **[Clause (c) not filed as a regulation.]**

This Order is effective on and after the effective date of the Governor in Council’s approval of the authorization of payments in respect of the new tariff.

Dated and made November 1, 2021, at Halifax Regional Municipality, Province of Nova Scotia.

sgd. *Michelle Thompson*
Honourable Michelle Thompson
Minister of Health and Wellness

Schedule "A"

**Tariff of Fees for Insured Optometric 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 Optometric Services*.

Health service codes and medical service units

2 The health service code (HSC) and medical service unit (MSU) for each insured optometric service prescribed in the *Insured Optometric Services Regulations* are as listed in the following table:

HSC	Insured Optometric Service	MSU
09.02C	Comprehensive eye examination	20.48
	Comprehensive eye examination—physician referral	24
	Comprehensive eye examination—glaucoma management	22
09.02F	Comprehensive eye examination—enhanced vision screening program	20.48
09.02G	Low vision assessment—initial visit	30
	Low vision assessment—each subsequent visit	15
3.03	Limited eye examination—age 64 and younger	11
	Limited eye examination—age 65 and older	14
	Limited eye examination—differential diagnosis	14
22.69A	Punctal occlusion—unilateral	22
	Punctal occlusion—bilateral	33
21.31	Dilation of lacrimal punctum—unilateral	30
	Dilation of lacrimal punctum—bilateral	45
09.32A	Contact lens fitting—age 16 and older, unilateral	83.3
	Contact lens fitting—age 16 and older, bilateral	166.6
	Contact lens fitting—age 15 and younger, unilateral	104.13
	Contact lens fitting—age 15 and younger, bilateral	208.25
03.03 RO=GLAU	Glaucoma management visit—age 64 and younger	14
	Glaucoma management visit—age 65 and older	17.5
09.26B RO=GLAU	Visual field (kinetic with static cuts or Humphrey field analysis) procedure—glaucoma management	16.45

Fees

3 The fee for each insured optometric service is the product of the MSU value for the insured optometric service multiplied by the following:

- (a) \$3.01, for services delivered between April 1, 2019 and March 31, 2020, inclusive;
 - (b) \$3.04, for services delivered between April 1, 2020 and March 31, 2022, inclusive;
 - (c) \$3.10, for services delivered on or after April 1, 2022.
-

N.S. Reg. 144/2021

Made: November 4, 2021

Filed: November 5, 2021

Prescribed Petroleum Products Prices

Order dated November 4, 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**M10324****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 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 November 3, 2021, are:

Grade 1 Regular gasoline	80.01¢ per litre
Ultra-low-sulfur diesel oil	81.65¢ per litre

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

Gasoline:	
Grade 1	80.01¢ per litre
Grade 2	83.01¢ per litre
Grade 3	86.01¢ per litre
Ultra-low-sulfur diesel oil	81.65¢ 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 0.50¢ 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 0.4¢ per litre
maximum self-service:	plus 0.6¢ per litre

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

And whereas a winter blending adjustment of plus 3.60¢ 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., November 5, 2021.

Dated at Halifax, Nova Scotia, this 4th day of November, 2021.

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

Schedule "A"

Prices Prescribed for Petroleum Products
under the *Petroleum Products Pricing Act* and the
Petroleum Products Pricing Regulations
effective on and after 12:01 a.m. on November 5, 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	91.75	10.0	15.5	117.25	141.5	144.0	141.5	999.9
Mid-Grade Unleaded	94.75	10.0	15.5	120.25	145.0	147.5	145.0	999.9
Premium Unleaded	97.75	10.0	15.5	123.25	148.4	150.9	148.4	999.9
Ultra-Low-Sulfur Diesel	97.78	4.0	15.4	117.18	141.1	143.4	141.1	999.9
Zone 2								
Regular Unleaded	92.25	10.0	15.5	117.75	142.1	144.6	142.1	999.9
Mid-Grade Unleaded	95.25	10.0	15.5	120.75	145.5	148.1	145.5	999.9
Premium Unleaded	98.25	10.0	15.5	123.75	149.0	151.5	149.0	999.9
Ultra-Low-Sulfur Diesel	98.28	4.0	15.4	117.68	141.7	144.0	141.7	999.9
Zone 3								
Regular Unleaded	92.65	10.0	15.5	118.15	142.5	145.1	142.5	999.9
Mid-Grade Unleaded	95.65	10.0	15.5	121.15	146.0	148.5	146.0	999.9
Premium Unleaded	98.65	10.0	15.5	124.15	149.4	152.0	149.4	999.9
Ultra-Low-Sulfur Diesel	98.68	4.0	15.4	118.08	142.1	144.4	142.1	999.9
Zone 4								
Regular Unleaded	92.75	10.0	15.5	118.25	142.7	145.2	142.7	999.9
Mid-Grade Unleaded	95.75	10.0	15.5	121.25	146.1	148.6	146.1	999.9
Premium Unleaded	98.75	10.0	15.5	124.25	149.6	152.1	149.6	999.9
Ultra-Low-Sulfur Diesel	98.78	4.0	15.4	118.18	142.2	144.5	142.2	999.9
Zone 5								
Regular Unleaded	92.75	10.0	15.5	118.25	142.7	145.2	142.7	999.9
Mid-Grade Unleaded	95.75	10.0	15.5	121.25	146.1	148.6	146.1	999.9
Premium Unleaded	98.75	10.0	15.5	124.25	149.6	152.1	149.6	999.9
Ultra-Low-Sulfur Diesel	98.78	4.0	15.4	118.18	142.2	144.5	142.2	999.9
Zone 6								
Regular Unleaded	93.45	10.0	15.5	118.95	143.5	146.0	143.5	999.9
Mid-Grade Unleaded	96.45	10.0	15.5	121.95	146.9	149.4	146.9	999.9
Premium Unleaded	99.45	10.0	15.5	124.95	150.4	152.9	150.4	999.9
Ultra-Low-Sulfur Diesel	99.48	4.0	15.4	118.88	143.0	145.3	143.0	999.9