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Contents

Act	Reg. No.	Page
Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act		
Proclamation of amendments to Act, S. 38, S.N.S. 2014, c. 43—S. 2-4, 6-10, 12, 13, 16, 17(d)-(f), 19, 22-30 and 33-37	33/2016	322
Proclamation of amendments to Act, S. 11, S.N.S. 2015, c. 36—S. 4, 5 and 10.....	38/2016	348
Canada-Nova Scotia Offshore Petroleum Administrative Monetary Penalties Regulations.....	34/2016	323
Canada-Nova Scotia Offshore Petroleum Cost Recovery Regulations.....	36/2016	339
Canada-Nova Scotia Offshore Petroleum Financial Requirements Regulations (replaces the Nova Scotia Offshore Area Oil and Gas Spills and Debris Liability Regulations). . .	35/2016	337
Crop and Livestock Insurance Act		
Crop Insurance Plan for Weather—amendment.	37/2016	346
Insurance Act		
Matters Considered in Automobile Insurance Rates and Risk-Classification Systems Regulations—amendment.....	39/2016	349
Petroleum Products Pricing Act		
Prescribed Petroleum Products Prices.....	32/2016	320
Prescribed Petroleum Products Prices.....	41/2016	351
Public Highways Act		
Spring Weight Restrictions Regulations—amendment.....	40/2016	350

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. 32/2016

Made: February 25, 2016

Filed: February 26, 2016

Petroleum Products Prices

Order dated February 25, 2016
made by the Nova Scotia Utility and Review Board
pursuant to Section 14 of the *Petroleum Products Pricing Act*
and Sections 16 to 19 of the *Petroleum Products Pricing Regulations*

Order**M07324****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:** Kulvinder S. Dhillon, P. Eng., 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 retail margin and transportation allowance effective January 6, 2012, in its decision, 2011 NSUARB 181, issued on November 23, 2011;

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

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended February 24, 2016, are:

Grade 1 Regular gasoline	36.4¢ per litre
Ultra-low-sulfur diesel oil	37.4¢ per litre

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

Gasoline:	
Grade 1	36.4¢ per litre
Grade 2	39.4¢ per litre
Grade 3	42.4¢ per litre
Ultra-low-sulfur diesel oil	37.4¢ 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 0.7¢ per litre
Ultra-low-sulfur diesel oil:	nil

And whereas a winter blending adjustment of plus 6.1¢ 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., February 26, 2016.

Dated at Halifax, Nova Scotia, this 25th day of February, 2016.

sgd: Bruce A. Kiley
Clerk of the Board

Schedule "A"

**Prices Prescribed for Petroleum Products
under the *Petroleum Products Pricing Act* and the
Petroleum Products Pricing Regulations
effective on and after 12:01 a.m. on February 26, 2016**

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	42.9	10.0	15.5	68.4	84.2	86.2	84.2	999.9
Mid-Grade Unleaded	45.9	10.0	15.5	71.4	87.6	89.7	87.6	999.9
Premium Unleaded	48.9	10.0	15.5	74.4	91.1	93.2	91.1	999.9
Ultra-Low-Sulfur Diesel	50.6	4.0	15.4	70.0	86.0	88.1	86.0	999.9
Zone 2								
Regular Unleaded	43.4	10.0	15.5	68.9	84.8	86.8	84.8	999.9
Mid-Grade Unleaded	46.4	10.0	15.5	71.9	88.2	90.3	88.2	999.9
Premium Unleaded	49.4	10.0	15.5	74.9	91.7	93.7	91.7	999.9
Ultra-Low-Sulfur Diesel	51.1	4.0	15.4	70.5	86.6	88.7	86.6	999.9
Zone 3								
Regular Unleaded	43.8	10.0	15.5	69.3	85.2	87.3	85.2	999.9
Mid-Grade Unleaded	46.8	10.0	15.5	72.3	88.7	90.7	88.7	999.9
Premium Unleaded	49.8	10.0	15.5	75.3	92.1	94.2	92.1	999.9
Ultra-Low-Sulfur Diesel	51.5	4.0	15.4	70.9	87.1	89.1	87.1	999.9
Zone 4								
Regular Unleaded	43.9	10.0	15.5	69.4	85.3	87.4	85.3	999.9
Mid-Grade Unleaded	46.9	10.0	15.5	72.4	88.8	90.8	88.8	999.9
Premium Unleaded	49.9	10.0	15.5	75.4	92.2	94.3	92.2	999.9
Ultra-Low-Sulfur Diesel	51.6	4.0	15.4	71.0	87.2	89.2	87.2	999.9
Zone 5								
Regular Unleaded	43.9	10.0	15.5	69.4	85.3	87.4	85.3	999.9
Mid-Grade Unleaded	46.9	10.0	15.5	72.4	88.8	90.8	88.8	999.9
Premium Unleaded	49.9	10.0	15.5	75.4	92.2	94.3	92.2	999.9
Ultra-Low-Sulfur Diesel	51.6	4.0	15.4	71.0	87.2	89.2	87.2	999.9
Zone 6								
Regular Unleaded	44.6	10.0	15.5	70.1	86.1	88.2	86.1	999.9
Mid-Grade Unleaded	47.6	10.0	15.5	73.1	89.6	91.7	89.6	999.9
Premium Unleaded	50.6	10.0	15.5	76.1	93.0	95.1	93.0	999.9
Ultra-Low-Sulfur Diesel	52.3	4.0	15.4	71.7	88.0	90.0	88.0	999.9

N.S. Reg. 33/2016

Made: February 26, 2016

Filed: February 26, 2016

Proclamation, S. 38, S.N.S. 2014, c. 43

Order in Council 2016-46 dated February 26, 2016

Proclamation made by the Governor in Council

pursuant to Section 38 of

An Act to Amend Chapter 3 of the Acts of 1987, the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act

The Governor in Council on the report and recommendation of the Minister of Energy dated January 29, 2016, and pursuant to Section 38 of Chapter 43 of the Acts of 2014, *An Act to Amend Chapter 3 of the Acts of 1987, the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*, and subsection 3(7) of Chapter 235 of the Revised Statutes, 1989, the *Interpretation Act*, is pleased to order and declare by proclamation that Sections 2 to 4, 6 to 10, 12, 13, 16, clauses (d) to (f) of Section 17 and Sections 19, 22 to 30 and 33 to 37 of Chapter 43 of the Acts of 2014, *An Act to Amend Chapter 3 of the Acts of 1987, the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*, do come into force on and not before February 26, 2016.

PROVINCE OF NOVA SCOTIA

sgd: **J. J. Grant**

G/S

ELIZABETH THE SECOND, by the Grace of God,
of the United Kingdom, Canada and Her Other
Realms and Territories, Queen, Head of the
Commonwealth, Defender of the Faith.

TO ALL TO WHOM THESE PRESENTS SHALL COME, OR WHOM THE SAME MAY IN ANY WISE
CONCERN,

GREETING:

A PROCLAMATION

WHEREAS in and by Section 38 of Chapter 43 of the Acts of 2014, *An Act to Amend Chapter 3 of the Acts of 1987, the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*, it is enacted as follows:

- 38** This Act, except Section 11, clause 17(1)(c) and Section 31, comes into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Sections 2 to 4, 6 to 10, 12, 13, 16, clauses (d) to (f) of Section 17 and Sections 19, 22 to 30 and 33 to 37 of Chapter 43 of the Acts of 2014, *An Act to Amend Chapter 3 of the Acts of 1987, the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*, do come into force on and not before February 26, 2016;

NOW KNOW YE THAT WE, by and with the advice of the Executive Council of Nova Scotia, do by this Our Proclamation order and declare that Sections 2 to 4, 6 to 10, 12, 13, 16, clauses (d) to (f) of Section 17 and Sections 19, 22 to 30 and 33 to 37 of Chapter 43 of the Acts of 2014, *An Act to Amend Chapter 3 of the Acts of 1987, the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*, do come into force on and not before February 26, 2016, of which all persons concerned are to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these
our Letters to be made Patent and the Great Seal of
Nova Scotia to be hereunto affixed.

WITNESS, Our Trusty and Well Beloved His Honour
Brigadier-General, the Honourable J. J. Grant
(Retired), Lieutenant Governor of the Province of
Nova Scotia.

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

BY COMMAND:

sgd: Diana Whalen
Provincial Secretary
Attorney General and Minister of Justice

N.S. Reg. 34/2016

Made: February 26, 2016

Filed: February 26, 2016

Canada-Nova Scotia Offshore Petroleum Administrative Monetary Penalties Regulations

Order in Council 2016-47 dated February 26, 2016

Regulations made by the Governor in Council

pursuant to Section 199B of

the *Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*

The Governor in Council on the report and recommendation of the Minister of Energy dated January 29, 2016, and pursuant to Section 199B of Chapter 3 of the Acts of 1987, *the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*, is pleased to make regulations respecting administrative monetary penalties, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after February 26, 2016.

Schedule “A”

Regulations Respecting Administrative Monetary Penalties

made by the Governor in Council under Section 199B

of Chapter 2 of the Acts of 1987, the

Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act

Citation

- 1 These regulations may be cited as the *Canada-Nova Scotia Offshore Petroleum Administrative Monetary Penalties Regulations*.

Definitions

- 2 In these regulations, “Act” means the *Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*.

Designated provisions

- 3 (1) The contravention of a provision of Part III of the Act or of a regulation made under that Part that is set out in Column 1 of a Part of Schedule 1 is designated as a violation that may be proceeded with in accordance with Sections 199B to 199V of the Act.
- (2) The contravention of a direction, requirement, decision or order made under Part III of the Act is designated as a violation that may be proceeded with in accordance with Sections 199B to 199V of the Act.
- (3) The contravention of a term or condition of an operating licence or authorization that is issued, or of an approval or exemption that is granted, under Part III of the Act is designated as a violation that may be proceeded with in accordance with Sections 199B to 199V of the Act.

Classification

- 4 (1) The contravention of a provision that is set out in Column 1 of a Part of Schedule 1 is a Type A or Type B violation as set out in Column 2 of that Part.
- (2) The contravention of a direction, requirement, decision or order referred to in subsection 3(2) or of a term or condition referred to in subsection 3(3) is a Type B violation.

Penalties

- 5 (1) The penalty for a violation with a total gravity value set out in Column 1 of Schedule 2 is, in the case of a Type A violation, the corresponding amount set out in Column 2 and, in the case of a Type B violation, the corresponding amount set out in Column 3.
- (2) The total gravity value in respect of a violation is to be established by
- considering each of the criteria in Column 1 of the table to this Section;
 - ascribing to each criterion an appropriate gravity value as set out in Column 2, having regard to the circumstances of the violation, with a lower gravity value representing a lower level of gravity and a higher gravity value representing a higher level of gravity; and
 - adding the values obtained.

Table

	Column 1	Column 2
Item	Criteria	Gravity Value
1.	Whether the person who committed the violation was finally found or was considered to have committed a previous violation set out in a notice of violation issued by the Board, the National Energy Board or the Canada-Newfoundland and Labrador Offshore Petroleum Board	0 to +2
2.	Whether the person derived any competitive or economic benefit from the violation	0 to +2
3.	Whether the person made reasonable efforts to mitigate or reverse the violation's effects	-2 to +2
4.	Whether there was negligence on the person's part	0 to +2
5.	Whether the person provided all reasonable assistance to the Board with respect to the violation	-2 to +2

- | | | |
|----|---|----------|
| 6. | Whether the person, after becoming aware of the violation, promptly reported it to the Board | -2 to +2 |
| 7. | Whether the person has taken any steps to prevent a recurrence of the violation | -2 to +2 |
| 8. | For Type B violations, whether the violation was primarily related to a reporting or record-keeping requirement | -2 to 0 |
| 9. | Whether the violation increased a risk of harm to people or the environment or a risk of waste | 0 to +3 |

Service of documents

- 6 (1)** The service of a document that is authorized or required by Section 199G or 199O of the Act is to be made
- (a) if the person to be served is an individual, by
 - (i) leaving a copy of it with that individual,
 - (ii) leaving a copy of it with someone who appears to be an adult member of the same household at the individual's last known address or usual place of residence, or
 - (iii) sending a copy of it by registered mail, courier, fax or other electronic means to the individual's last known address or usual place of residence; and
 - (b) if the person to be served is not an individual, by
 - (i) leaving a copy of it at the person's head office or place of business with an officer or other individual who appears to manage or be in control of the head office or place of business,
 - (ii) sending a copy of it by registered mail, courier or fax to the person's head office or place of business, or
 - (iii) sending a copy of it by electronic means other than by fax to an officer or other individual referred to in subclause (i).
- (2)** A document that is not personally served is considered to be served
- (a) in the case of a copy that is left with a person referred to in subclause (1)(a)(ii), on the day on which it is left with that person;
 - (b) in the case of a copy that is sent by registered mail or courier, on the 10th day after the date indicated in the receipt issued by the postal or courier service; and
 - (c) in the case of a copy sent by fax or other electronic means, on the day on which it is transmitted.

Schedule 1: Violations
(Subsections 3(1) and 4(1))

Part 1

Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act

	Column 1	Column 2
Item	Provision	Classification
1.	134	Type B
2.	134A	Type B
3.	136A(3)	Type B
4.	136B(2)	Type B
5.	136B(5)	Type B
6.	158(1)	Type B
7.	158(2)	Type B
8.	158(3)	Type B
9.	160(1C)	Type B
10.	160(3)	Type B
11.	168(1)	Type B
12.	169(1)	Type B
13.	178	Type B
14.	188	Type B
15.	190(9)	Type B
16.	190B(1)	Type B
17.	191(1)(d)	Type B

Part 2

Nova Scotia Offshore Area Petroleum Geophysical Operations Regulations

	Column 1	Column 2
Item	Provision	Classification
1.	6	Type B
2.	7	Type A
3.	8	Type B
4.	9	Type B
5.	10(a)	Type B
6.	10(b)	Type B
7.	10(c)	Type B
8.	11(a)	Type B
9.	11(b)	Type B
10.	11(c)	Type B
11.	11(d)	Type B
12.	11(e)	Type B
13.	11(f)	Type B
14.	12(1)	Type B
15.	12(2)(a)	Type B
16.	12(2)(b)	Type B
17.	12(2)(c)	Type B
18.	12(2)(d)	Type B
19.	12(2)(e)	Type B

20.	12(2)(f)	Type B
21.	12(3)	Type B
22.	12(4)	Type B
23.	13(a)	Type B
24.	13(b)	Type B
25.	13(c)	Type B
26.	13(d)	Type B
27.	13(e)	Type B
28.	13(f)	Type B
29.	13(g)	Type B
30.	14(a)	Type B
31.	14(b)	Type B
32.	14(c)	Type B
33.	15(a)	Type B
34.	15(b)	Type B
35.	16	Type B
36.	17	Type B
37.	18(a)	Type B
38.	18(b)	Type B
39.	18(c)	Type B
40.	18(d)	Type B
41.	19	Type B
42.	20(1)	Type B
43.	20(2)	Type B
44.	21(1)	Type B
45.	22(1)(a)	Type B
46.	22(1)(b)	Type B
47.	22(1)(c)	Type B
48.	22(1)(d)	Type B
49.	22(3)	Type B
50.	23	Type A
51.	24	Type A
52.	25(1)	Type A
53.	25(2)	Type A
54.	25(4)	Type A
55.	25(5)	Type A
56.	25(6)	Type A
57.	25(7)	Type A
58.	25(8)	Type A
59.	25(9)	Type A
60.	26(1)(a)	Type A
61.	26(1)(b)	Type A
62.	26(1)(c)	Type A
63.	26(1)(d)	Type A
64.	26(1)(e)	Type A
65.	26(1)(f)	Type A
66.	26(2)	Type B
67.	26(4)	Type B

68.	26(7)	Type B
69.	27	Type B

Part 3

Nova Scotia Offshore Area Petroleum Installations Regulations

	Column 1	Column 2
Item	Provision	Classification
1.	3(a)	Type B
2.	3(b)	Type B
3.	3(c)	Type B
4.	4(1)	Type B
5.	5(1)	Type B
6.	6	Type B
7.	7	Type B
8.	8(2)	Type B
9.	8(3)	Type B
10.	8(4)	Type B
11.	8(5)	Type B
12.	8(6)	Type B
13.	8(7)(a)	Type B
14.	8(7)(b)	Type B
15.	8(8)	Type B
16.	9(1)	Type B
17.	9(6)	Type B
18.	10(1)	Type B
19.	10(2)	Type B
20.	10(3)	Type B
21.	10(4)	Type B
22.	10(5)	Type B
23.	10(6)	Type B
24.	10(7)	Type B
25.	10(8)	Type B
26.	10(9)	Type B
27.	10(10)	Type B
28.	10(11)	Type B
29.	11(1)	Type B
30.	11(2)	Type B
31.	11(3)	Type B
32.	11(4)	Type B
33.	11(5)	Type B
34.	12(1)	Type B
35.	12(2)	Type B
36.	12(3)	Type B
37.	12(4)	Type B
38.	12(5)	Type B
39.	12(6)	Type B
40.	12(7)	Type B
41.	13(1)	Type B
42.	13(2)	Type B
43.	13(3)	Type B

44.	13(4)	Type B
45.	13(5)	Type B
46.	13(6)	Type B
47.	13(7)	Type B
48.	13(8)	Type B
49.	13(9)	Type B
50.	13(10)	Type B
51.	13(11)	Type B
52.	13(12)	Type B
53.	13(13)	Type B
54.	13(14)	Type B
55.	14(1)(a)	Type B
56.	14(1)(b)	Type B
57.	14(1)(c)	Type B
58.	14(1)(d)	Type B
59.	14(1)(e)	Type B
60.	14(1)(f)	Type B
61.	14(1)(g)	Type B
62.	14(2)	Type B
63.	14(3)	Type B
64.	14(4)	Type B
65.	15(1)	Type B
66.	15(2)	Type B
67.	16	Type B
68.	17(2)	Type B
69.	17(3)	Type B
70.	17(4)	Type B
71.	17(9)	Type B
72.	18(1)	Type B
73.	18(2)	Type B
74.	18(4)	Type B
75.	18(8)	Type B
76.	18(9)	Type B
77.	18(10)	Type B
78.	18(11)	Type B
79.	18(12)	Type B
80.	18(13)	Type B
81.	19(a)	Type B
82.	19(b)	Type B
83.	19(c)	Type B
84.	19(d)	Type B
85.	19(e)	Type B
86.	19(f)	Type B
87.	19(g)	Type B
88.	19(h)	Type B
89.	19(i)	Type B
90.	19(j)	Type B
91.	19(k)	Type B
92.	21	Type B
93.	22(1)(a)	Type B
94.	22(1)(b)	Type B

95.	22(1)(c)	Type B
96.	22(1)(d)	Type B
97.	22(1)(e)	Type B
98.	22(1)(f)	Type B
99.	22(2)	Type B
100.	22(3)	Type B
101.	22(4)	Type B
102.	22(5)	Type B
103.	22(6)	Type B
104.	23(2)(a)	Type B
105.	23(2)(b)	Type B
106.	23(2)(c)	Type B
107.	23(2)(d)	Type B
108.	23(2)(e)	Type B
109.	23(2)(f)	Type B
110.	23(2)(g)	Type B
111.	23(2)(h)	Type B
112.	23(2)(i)	Type B
113.	23(2)(j)	Type B
114.	23(2)(k)	Type B
115.	23(2)(l)	Type B
116.	23(2)(m)	Type B
117.	23(2)(n)	Type B
118.	23(2)(o)	Type B
119.	23(2)(p)	Type B
120.	23(2)(q)	Type B
121.	23(2)(r)	Type B
122.	23(2)(s)	Type B
123.	23(2)(t)	Type B
124.	23(2)(u)	Type B
125.	23(4)	Type B
126.	23(5)	Type B
127.	24(1)	Type B
128.	24(2)	Type B
129.	24(3)	Type B
130.	24(4)	Type B
131.	25(2)	Type B
132.	25(3)	Type B
133.	25(4)	Type B
134.	25(5)	Type B
135.	25(6)	Type B
136.	26(2)	Type B
137.	26(3)	Type B
138.	26(4)	Type B
139.	26(5)	Type B
140.	27(1)	Type B
141.	27(2)	Type B
142.	27(3)	Type B
143.	27(4)	Type B
144.	27(5)	Type B
145.	27(6)	Type B

146.	27(7)	Type B
147.	27(8)	Type B
148.	27(9)	Type B
149.	27(10)	Type B
150.	27(11)	Type B
151.	28(1)	Type B
152.	28(2)	Type B
153.	28(3)	Type B
154.	28(4)	Type B
155.	28(5)	Type B
156.	28(6)	Type B
157.	28(7)	Type B
158.	28(8)	Type B
159.	28(9)	Type B
160.	28(10)	Type B
161.	28(11)	Type B
162.	29(1)	Type B
163.	29(2)	Type B
164.	29(3)	Type B
165.	29(4)	Type B
166.	29(5)	Type B
167.	29(6)	Type B
168.	29(7)	Type B
169.	29(8)	Type B
170.	29(9)	Type B
171.	30(1)	Type B
172.	30(2)	Type B
173.	30(3)	Type B
174.	30(4)	Type B
175.	31(1)	Type B
176.	31(2)	Type B
177.	31(3)	Type B
178.	31(4)	Type B
179.	32(1)	Type B
180.	32(2)	Type B
181.	32(3)	Type B
182.	32(4)	Type B
183.	32(5)	Type B
184.	33(2)(c)	Type B
185.	34(1)	Type B
186.	34(2)	Type B
187.	34(3)	Type B
188.	35(1)	Type B
189.	35(2)	Type B
190.	35(3)	Type B
191.	35(4)	Type B
192.	35(5)	Type B
193.	36(1)	Type B
194.	36(2)	Type B
195.	36(3)	Type B
196.	36(4)	Type B

197.	36(5)	Type B
198.	36(6)	Type B
199.	36(7)	Type B
200.	43(8)	Type B
201.	48(3)	Type B
202.	49(1)	Type B
203.	49(2)	Type B
204.	49(3)	Type B
205.	49(4)	Type B
206.	49(5)	Type B
207.	49(6)	Type B
208.	51	Type B
209.	56(2)	Type B
210.	56(4)	Type B
211.	56(5)	Type B
212.	56(7)	Type B
213.	56(8)	Type B
214.	56(9)	Type B
215.	57(1)	Type B
216.	57(2)	Type B
217.	57(3)	Type B
218.	57(4)	Type B
219.	57(5)	Type B
220.	57(6)	Type B
221.	57(7)	Type B
222.	57(8)	Type B
223.	57(9)	Type B
224.	57(10)	Type B
225.	57(11)	Type B
226.	57(12)	Type B
227.	58(1)	Type B
228.	58(2)	Type B
229.	58(3)	Type B
230.	58(4)	Type B
231.	58(5)	Type B
232.	58(6)	Type B
233.	58(7)	Type B
234.	58(8)	Type B
235.	58(9)	Type B
236.	58(10)	Type B
237.	58(11)	Type B
238.	58(12)	Type B
239.	58(13)	Type B
240.	58(14)	Type B
241.	59(1)	Type B
242.	59(13)	Type B
243.	60(1)	Type B
244.	60(2)	Type B
245.	61(7)	Type B
246.	61(17)	Type B
247.	61(18)	Type B

248.	62(2)	Type B
249.	62(3)	Type B
250.	62(4)	Type B
251.	63(1)	Type B
252.	63(2)	Type B
253.	65	Type B
254.	66	Type B
255.	67(1)	Type B
256.	67(3)	Type B
257.	67(4)	Type B
258.	68	Type B
259.	69	Type A
260.	70(1)	Type B
261.	70(2)	Type B
262.	70(3)	Type B

Part 4

Nova Scotia Offshore Petroleum Drilling and Production Regulations

	Column 1	Column 2
Item	Provision	Classification
1.	11(1)	Type B
2.	18(1)	Type B
3.	18(2)	Type B
4.	19	Type B
5.	20(a)	Type B
6.	20(b)	Type B
7.	20(c)	Type B
8.	20(d)	Type B
9.	20(e)	Type B
10.	20(f)	Type B
11.	20(g)	Type B
12.	20(h)	Type B
13.	20(i)	Type B
14.	20(j)	Type B
15.	20(k)	Type B
16.	20(l)	Type B
17.	20(m)	Type B
18.	21(1)	Type B
19.	21(2)	Type B
20.	22(1)	Type B
21.	22(2)	Type B
22.	23(a)	Type B
23.	23(b)	Type B
24.	24	Type B
25.	25(1)	Type B
26.	25(2)	Type B
27.	26(a)	Type B
28.	26(b)	Type B
29.	26(c)	Type B
30.	27(a)	Type B

31.	27(b)	Type B
32.	28(1)	Type B
33.	28(2)	Type B
34.	29(a)	Type B
35.	29(b)	Type B
36.	30(1)	Type B
37.	30(2)	Type B
38.	31	Type B
39.	32	Type B
40.	33(a)	Type B
41.	33(b)	Type B
42.	34(a)	Type B
43.	34(b)	Type B
44.	34(c)	Type B
45.	35(1)(a)	Type B
46.	35(1)(b)	Type B
47.	35(1)(c)	Type B
48.	35(2)	Type B
49.	35(3)	Type B
50.	36	Type B
51.	37(1)	Type B
52.	37(2)	Type B
53.	37(3)	Type B
54.	37(4)	Type B
55.	38	Type B
56.	39	Type B
57.	40	Type B
58.	41	Type B
59.	42	Type B
60.	43	Type B
61.	44	Type B
62.	46(a)	Type B
63.	46(b)	Type B
64.	46(c)	Type B
65.	47(1)(a)	Type B
66.	47(1)(b)	Type B
67.	47(1)(c)	Type B
68.	47(1)(d)	Type B
69.	47(1)(e)	Type B
70.	47(1)(f)	Type B
71.	47(1)(g)	Type B
72.	47(1)(h)	Type B
73.	47(1)(i)	Type B
74.	47(1)(j)	Type B
75.	47(2)(a)	Type B
76.	47(2)(b)	Type B
77.	48	Type B
78.	50	Type B
79.	51(1)(a)	Type B
80.	51(1)(b)	Type B
81.	52	Type B

82.	53(1)(a)	Type B
83.	53(1)(b)	Type B
84.	53(2)	Type B
85.	54(a)	Type B
86.	54(b)	Type B
87.	54(c)	Type B
88.	55	Type B
89.	56	Type B
90.	57	Type B
91.	58	Type B
92.	59	Type B
93.	60	Type B
94.	61(1)	Type B
95.	61(2)	Type B
96.	62(1)	Type B
97.	62(2)	Type B
98.	63(a)	Type B
99.	63(b)	Type B
100.	63(c)	Type B
101.	63(d)	Type B
102.	64(a)	Type B
103.	64(b)	Type A
104.	65	Type B
105.	66(a)	Type B
106.	66(b)	Type B
107.	66(c)	Type B
108.	67(1)	Type B
109.	67(3)	Type B
110.	68	Type B
111.	69	Type B
112.	70	Type B
113.	71(1)	Type B
114.	71(2)	Type B
115.	71(3)	Type B
116.	72(2)	Type B
117.	72(3)	Type B
118.	73(a)	Type B
119.	73(b)	Type B
120.	74(1)	Type B
121.	74(3)	Type B
122.	75	Type A
123.	76(1)	Type B
124.	77(1)(a)	Type B
125.	77(2)(a)	Type B
126.	77(2)(b)	Type B
127.	78(1)	Type A
128.	78(2)	Type A
129.	79(a)	Type A
130.	79(b)	Type A
131.	79(c)	Type A
132.	79(d)	Type A

133.	79(e)	Type A
134.	80(a)	Type B
135.	80(b)	Type B
136.	81	Type B
137.	82(a)	Type B
138.	82(b)	Type B
139.	83(a)	Type B
140.	83(b)	Type B
141.	84(2)	Type B
142.	84(3)	Type B
143.	85(a)	Type B
144.	85(b)	Type B
145.	85(c)	Type B
146.	86(1)	Type A
147.	86(2)	Type A
148.	87	Type A
149.	88(1)	Type A
150.	88(2)	Type A
151.	89	Type B
152.	90(1)	Type A
153.	90(2)	Type A
154.	91(1)	Type B
155.	91(2)	Type A
156.	92	Type A

Schedule 2: Penalties
(Subsection 5(1))

Item	Column 1	Column 2		Column 3	
	Total Gravity Value	Type A Violation		Type B Violation	
		Individual	Any Other Person	Individual	Any Other Person
1.	-3 or less	\$250	\$1000	\$1000	\$4000
2.	-2	\$595	\$2375	\$4000	\$16 000
3.	-1	\$990	\$3750	\$7000	\$28 000
4.	0	\$1365	\$5025	\$10 000	\$40 000
5.	1	\$1740	\$6300	\$13 000	\$52 000
6.	2	\$2115	\$7575	\$16 000	\$64 000
7.	3	\$2490	\$8850	\$19 000	\$76 000
8.	4	\$2865	\$10 125	\$22 000	\$88 000
9.	5 or more	\$3000	\$12 000	\$25 000	\$100 000

N.S. Reg. 35/2016

Made: February 26, 2016

Filed: February 26, 2016

Canada-Nova Scotia Offshore Petroleum Financial Requirements Regulations

Order in Council 2016-48 dated February 26, 2016

Regulations made by the Governor in Council

pursuant to Section 146 of

the *Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*

The Governor in Council on the report and recommendation of the Minister of Energy dated February 4, 2016, and pursuant to Section 146 of Chapter 3 of the Acts of 1987, *the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*, is pleased, effective on and after February 26, 2016, to

- (a) repeal the *Nova Scotia Offshore Area Oil and Gas Spills and Debris Liability Regulations*, N.S. Reg. 3/96, made by the Governor in Council by Order in Council 96-19 dated January 9, 1996; and
- (b) make regulations respecting financial requirements in the form set forth in Schedule “A” attached to and forming part of the report and recommendation.

Schedule “A”

**Regulations Respecting Financial Requirements for Offshore Petroleum Projects
made by the Governor in Council under Section 146 of Chapter 3 of the Acts of 1987,
the *Canada-Nova Scotia Offshore Petroleum Resources Implementation (Nova Scotia) Act***

Citation

- 1 These regulations may be cited as the *Canada-Nova Scotia Offshore Petroleum Financial Requirements Regulations*.

Definitions

- 2 In these regulations, “Act” means the *Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*.

Financial resources

- 3 (1) For the purposes of subsection 159A(1) of the Act, the proof that an applicant has the necessary financial resources is to be made by the applicant providing the Board with a statement of its net assets or of funding arrangements that it has made that demonstrates to the Board’s satisfaction that it is able to pay the applicable amount referred to in that subsection.
- (2) The statement must be accompanied by 1 or more of the following documents that substantiate it:
 - (a) the applicant’s most recent audited annual financial statement and, if the applicant has been given a credit rating by a credit rating agency that is current at the time the application is made, a document that indicates that credit rating;
 - (b) a promissory note;
 - (c) an insurance policy or a certificate of insurance;
 - (d) an escrow agreement;

- (e) a letter of credit;
 - (f) a line of credit agreement under which funds identified in the statement are available;
 - (g) a guarantee agreement;
 - (h) a security bond or pledge agreement or an indemnity bond or suretyship agreement.
- (3) For greater certainty, the Board may require that the statement and substantiating documents be audited by a qualified independent auditor and that the applicant provide the Board with a report of the audit that is signed by that auditor.

Financial responsibility

- 4 (1) A pooled fund that is established for the purposes of subsection 160(1A) of the Act must be located and administered in Canada.
- (2) The fund is to be used only to make payments under subsection 160(2) of the Act, except that the fund may be used to make payments
- (a) under subsection 168(2) of the federal Implementation Act, if it is also established for the purposes of subsection 168(1.01) of that Act;
 - (b) under subsection 163(2) of the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Act* (Canada), if it is also established for the purposes of subsection 163(1.01) of that Act;
 - (c) under subsection 158(2) of the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*, R.S.N.L. 1990, c. C-2, if it is also established for the purposes of subsection 158(1.1) of that Act; or
 - (d) under subsection 27(2) of the *Canada Oil and Gas Operations Act* (Canada), if it is also established for the purposes of subsection 27(1.01) of that Act.
- (3) Moneys that are required to be paid out of the fund must be paid by the administrator of the fund on demand.
- (4) The administrator of the fund must
- (a) every year, provide the Board with an audited financial statement that demonstrates that the fund has been maintained at a minimum of \$250 million or at the higher minimum amount set by regulation;
 - (b) notify the Board within 24 hours of the addition of a participant to, or withdrawal of a participant from, the fund or of any change in the amount of the fund, other than one that is solely attributable to an interest charge or a banking fee;
 - (c) notify the Board of a contravention by a participant in the fund of their obligation under subsection 160(1C), 160(1D) or 160(5) of the Act within 24 hours after they become aware of the contravention; and
 - (d) provide the Board with the phone number, email address and mailing address of their contact person.

Reimbursement into pooled fund

5 For the purposes of subsection 160(5) of the Act, the reimbursement into the pooled fund of an amount that is paid out of it must be made within 7 days after the day on which the payment is made.

Board recommendations regarding lesser financial requirements

- 6 (1) For the purposes of subsection 160A(1) of the Act, the Board may make a recommendation to the Minister in respect of an applicant if the Board is satisfied that the estimated total of the losses, damages, costs and expenses, other than losses of non-use value for which the applicant may be liable under clauses 159(1)(b) and 159(2)(b) of the Act in connection with the proposed work or activity to which the application pertains, is less than the amount referred to in subsection 159(2B) of the Act.
- (2) The recommendation must identify the hazards that are relevant to the proposed work or activity and must include an assessment of the risks associated with each event that could occur in connection with each of those hazards and that could result in debris, in a spill or in an authorized discharge, emission or escape of petroleum.
- (3) The following information must accompany the recommendation:
- (a) the estimated total of the losses, damages, costs and expenses referred to in subsection (1);
 - (b) the recommended amount that is less than the amount referred to in subsection 159(2B) or clause 160(1)(a) of the Act, as the case may be;
 - (c) a summary of the reasons for the recommendation;
 - (d) a summary of any information provided by the applicant to the Board that the Board considers to be pertinent;
 - (e) any information concerning the recommendation that the Board provided to the federal Minister in connection with that Minister's approval under subsection 160A(1) of the Act; and
 - (f) any information requested by the Minister.
- (4) The Board may submit to the Minister any other information that it considers to be pertinent.

N.S. Reg. 36/2016

Made: February 26, 2016

Filed: February 26, 2016

Canada-Nova Scotia Offshore Petroleum Cost Recovery Regulations

Order in Council 2016-49 dated February 26, 2016

Regulations made by the Governor in Council

pursuant to Section 30A of

the *Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*

The Governor in Council on the report and recommendation of the Minister of Energy dated February 4, 2016, and pursuant to Section 30A of Chapter 3 of the Acts of 1987, *the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*, is pleased to make regulations respecting the recovery of

costs by the Canada-Nova Scotia Offshore Petroleum Board, in the form set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after February 26, 2016.

Schedule “A”

**Regulations Respecting the Recovery of Costs by
the Canada-Nova Scotia Offshore Petroleum Board
made by the Governor in Council under Section 30A of Chapter 3 of the Acts of 1987,
the *Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act***

Citation

1 These regulations may be cited as the *Canada-Nova Scotia Offshore Petroleum Cost Recovery Regulations*.

Definitions

2 In these regulations,

“Act” means the *Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*;

“actual full cost” means the full cost confirmed by the Board’s audited financial statements;

“direct regulatory activities” means the activities that are required for the Board to fulfill its regulatory responsibilities, such as

- (i) assessing applications,
- (ii) issuing licences,
- (iii) granting approvals and authorizations,
- (iv) verifying and enforcing compliance with the Act, and
- (v) providing information, products and services;

“indirect regulatory costs” means the costs incurred to support the Board’s direct regulatory activities, such as costs for

- (i) office accommodation, supplies and equipment,
- (ii) professional services,
- (iii) communications,
- (iv) travel,
- (v) management,
- (vi) training,
- (vii) administration,

- (viii) human resources services,
- (ix) finance,
- (x) information technology services,
- (xi) hardware and software,
- (xii) the preparation of documents, including policies, standards, guidelines, procedures and notices, and
- (xiii) the provision of technical expertise, including any advice relating to legislation or regulations, to the federal Minister or the Minister at that Minister's request;

“project” means the work or the activity referred to in clause 135(1)(b) of the Act.

Part 1: Regulatory Activity Plan Charges

Estimated Annual Charge

Regulatory activity plan

- 3 For each new project relating to development, production, abandonment, exploratory drilling or multi-year or complex seismic programs in respect of petroleum operations, on receipt of a project description or letter of intent, the Board must
- (a) prepare a regulatory activity plan;
 - (b) calculate the estimated annual charge payable by the applicant or the operator for the project by determining the estimated full cost, including indirect regulatory costs, associated with the implementation of the regulatory activity plan prepared under clause (a) based on
 - (i) the cost of the estimated total number of units of time necessary to be spent in that fiscal year on direct regulatory activities for the project, and
 - (ii) any other costs, excluding costs calculated under other cost recovery methods; and
 - (c) notify the applicant or the operator, in writing, of the regulatory activity plan prepared under clause (a) and the estimated annual charge payable.

Existing project

- 4 For each existing project that was previously under a regulatory activity plan, after approval of the Board's budget in any given fiscal year following its submission in accordance with subsection 28(2) of the Act, the Board must
- (a) prepare a new regulatory activity plan;
 - (b) calculate the estimated annual charge payable by the applicant or the operator for the project by determining the estimated full cost, including indirect regulatory costs, associated with the implementation of the new regulatory activity plan prepared under clause (a) based on
 - (i) the cost of the estimated total number of units of time necessary to be spent in that fiscal year on direct regulatory activities for the project, and

- (ii) any other costs, excluding costs calculated under other cost recovery methods; and
- (c) notify the applicant or the operator, in writing, of the new regulatory activity plan prepared under clause (a) and the estimated annual charge payable.

Recalculation

5 If an applicant or operator proposes changes to its project that are not reflected in the regulatory activity plan for the project prepared by the Board under clause 3(a) or 4(a), the Board may recalculate the estimated annual charge for that project calculated by the Board under clause 3(b) or 4(b) and adjust the payable amount accordingly.

Quarterly Invoicing**Invoice**

- 6** (1) The Board must, on a quarterly basis, prepare and send an invoice for an amount equal to 25% of the estimated annual charge calculated by the Board under clause 3(b) or 4(b) to each applicant or operator who has been notified under clause 3(c) or 4(c).
- (2) Within 30 days after the date of an invoice sent under subsection (1), the applicant or the operator must pay the amount invoiced.

Annual Charge Adjustment**Annual adjustment**

- 7** (1) Each year, following the end of the fiscal year, the Board must, for each project under a regulatory activity plan,
- (a) calculate the actual full cost associated with the implementation of the regulatory activity plan;
 - (b) calculate the charge adjustment, if any, by subtracting the estimated annual charge, calculated in accordance with clause 3(b) or 4(b), from the actual full cost; and
 - (c) notify the applicant or the operator in writing of the amount of the actual full cost and the amount of the charge adjustment.
- (2) If the actual full cost calculated under clause (1)(a) is
- (a) less than the estimated annual charge, the difference is credited to the applicant's or operator's account and must be refunded as a credit on the next invoice; or
 - (b) greater than the estimated annual charge, the Board must invoice the applicant or the operator for an amount equal to the difference and the applicant or the operator must pay that amount to the Board within 30 days after the date of the invoice.

Part 2: Formula Fees**Interpretation**

8 In this part,

- (a) base units of time are the number of units of time published by the Board in accordance with Section 9 based on the Board's estimate of the time required for it to undertake direct regulatory activities in relation to each activity set out in the tables to Section 10;

- (b) variable units of time are the number of units of time published by the Board in accordance with Section 9 based on the Board's estimate of the time required for it to undertake direct regulatory activities in relation to the variables set out in column 3 of the table to subsection 10(3);
- (c) the effective rate is the rate published by the Board in accordance with Section 9 based on the estimated sum of the costs incurred by the Board's undertaking of all direct regulatory activities and of the Board's indirect regulatory costs minus the sum of the costs incurred by the Board's undertaking of regulatory activities that are not recovered by the Board at the request of the federal Minister and the Minister and divided by the total number of units of time spent by the Board for those direct regulatory activities; and
- (d) the heavy burden coefficient is a multiplier that the Board may apply to a fee for an activity if the Board is of the opinion that the fee must be increased to reflect the additional number of units of time spent by the Board to undertake direct regulatory activities as a result of non-compliance with the Act, negligence or lack of effort by an applicant or operator in responding to any of the Board's questions during an application process or activity.

Publication and Formulas

Publication by Board

9 Each year the Board must publish, by electronic or other means that are likely to reach applicants and operators,

- (a) the base units of time for each activity set out in the tables to Section 10;
- (b) the variable units of time for each activity set out in the table to subsection 10(3); and
- (c) the effective rate.

Formulas

10 (1) The fee for each activity set out in the table to this subsection is determined by the formula $A \times C$, in which

- (a) A is the base units of time related to each activity; and
- (b) C is the effective rate.

Table	
Item	Activity
1.	Application for a declaration of significant discovery
2.	Application for a declaration of commercial discovery
3.	Application for a significant discovery licence
4.	Application for a licence for subsurface storage
5.	Application for a production licence
6.	Application for an amendment to a licence or a consolidation of licences
7.	Registration of a transfer
8.	Registration of a security notice
9.	Registration of an interest
10.	Recording of a notice

11. Registration of an instrument other than a transfer or security notice
 12. Application for an extension, by order, of the term of a production licence
 13. Application for allowable expenditures
- (2) The fee for each activity set out in column 2 of the table to this subsection is determined by the formula $A \times C \times D$, in which
- (a) A is the base units of time related to each activity;
 - (b) C is the effective rate; and
 - (c) D, if applicable, is the heavy burden coefficient.

Table		
Item	Column 1 Category of Activity	Column 2 Activity
1.	Geological operations authorization (with field work)	Geochemical study
2.	Geophysical (without field work)	Geophysical study
3.	Geological (without field work)	Purchase of geological studies
4.	Geological (without field work)	Isotope age dating
5.	Geological (without field work)	In-house geological studies
6.	Geological (without field work)	Petrography
7.	Geological (without field work)	Paleontological or palynological study
8.	Geological (without field work)	Other geophysical activity
9.	Annual compliance fee	All geophysical projects

- (3) The fee for each activity set out in column 2 of the table to this subsection is determined by the formula $(A + B) \times (C \times D)$, in which
- (a) A is the base units of time related to each activity;
 - (b) B is the variable units of time multiplied by the number of primary vessels or aircraft to be used in each activity;
 - (c) C is the effective rate; and
 - (d) D, if applicable, is the heavy burden coefficient.

Table			
Item	Column 1 Category of Activity	Column 2 Activity	Column 3 Variable
1.	Geophysical operations authorization (with field work)	2-D seismic reflection survey (primary activity)	Primary vessel
2.	Geophysical operations authorization (with field work)	3-D seismic reflection survey (primary activity)	Primary vessel

3.	Geophysical operations authorization (with field work)	4-D seismic reflection survey (primary activity)	Primary vessel
4.	Geophysical operations authorization (with field work)	Seafloor gravity survey (primary activity)	Primary vessel
5.	Geophysical operations authorization (with field work)	Seismic refraction survey (primary activity)	Primary vessel
6.	Geophysical operations authorization (with field work)	Controlled source electromagnetic survey	Primary vessel
7.	Geophysical operations authorization (with field work)	Other geophysical program	Primary vessel
8.	Geophysical operations authorization (with field work)	Aeromagnetic survey (primary activity)	Aircraft
9.	Geotechnical authorization (seabed survey)	Piston core	Primary vessel
10.	Geotechnical authorization (seabed survey)	Shallow seismic, seabed survey	Primary vessel

Payment of fees

- 11 (1)** On the submission of an application in respect of an activity set out in any table to Section 10, the applicant must pay to the Board the fee determined in accordance with that Section.
- (2)** If the Board uses a heavy burden coefficient to calculate an additional charge in respect of an activity, the Board must invoice the applicant or the operator and the applicant or the operator must pay that amount to the Board within 30 days after the date of the invoice.

Part 3: Geodata Centre

Daily access rate

- 12** In this Part, the daily access rate is the rate established and published by the Board by electronic or other means that are likely to reach applicants and operators.

Sample access fee

- 13** Any person, except a person requesting access for an academic purpose, the federal Minister or the Minister, who accesses a physical sample at the geodata center must pay the daily access rate for each day the sample is accessed.

Part 4: Other Charges

Reimbursement of Board costs

- 14** The Board may require reimbursement for 100% of its costs for activities that are not set out in Parts 1 to 3 and that are related to the following:
- (a) any verification of compliance under the Act involving travel to another location by the Board's staff;
 - (b) the Oil and Gas Committee;
 - (c) any technical analysis or process review that is related to a specific project and that is requested by an applicant or operator;
 - (d) any public review, written or oral hearing or inquiry that is related to a specific project and

that is required or initiated by the Board;

- (e) a participant funding program that is part of an environmental assessment conducted under the *Canadian Environmental Assessment Act, 2012* (Canada); and
- (f) information, products or services that are requested by a person.

Part 5: General

Interest

- 15** Interest on an amount owing to the Board must be calculated and compounded monthly at the rate of 1.5% and is payable and accrues during the period beginning on the due date and ending on the day before the day on which the payment is received by the Board.

Remittance of fees and charges

- 16** For the purposes of Section 30B of the Act, the fees and charges obtained in accordance with these regulations must be remitted on a quarterly basis subject to the Board's operational requirements.

Part 6: Transitional Provisions

Transitional provision

- 17 (1)** Section 4 does not apply to a project that relates to development, production, abandonment, exploratory drilling or multi-year or complex seismic programs if the applicant or the operator has paid 100% of the Board's estimated costs for the project for the fiscal year in which these regulations come into force.
- (2)** All existing projects relating to development, production, abandonment, exploratory drilling or multi-year or complex seismic programs that are under the Board's regulatory authority before these regulations come into force and that do not have a regulatory activity plan are considered to have been previously under a regulatory activity plan for the purposes of Section 4.

N.S. Reg. 37/2016

Made: September 11, 2014

Approved: February 29, 2016

Filed: February 29, 2016

Crop Insurance Plan for Weather—amendment

Order in Council 2016-51 dated February 29, 2016
Amendment to regulations made by the Nova Scotia Crop and Livestock Insurance Commission
and approved by the Governor in Council
pursuant to Section 6 of the *Crop and Livestock Insurance Act*

The Governor in Council on the report and recommendation of the Minister of Agriculture dated January 28, 2016, and pursuant to Section 6 of Chapter 113 of the Revised Statutes of Nova Scotia, 1989, the *Crop and Livestock Insurance Act*, is pleased to approve amendments made by the Nova Scotia Crop and Livestock Insurance Commission to the *Crop Insurance Plan for Weather*, N.S. Reg. 124/2006, made by the Commission and approved by the Governor in Council by Order in Council 2006-343 dated July 24, 2006, in the manner set forth in Schedule "A", attached to and forming part of the report and recommendation, effective on and after February 29, 2016.

Schedule "A"**Nova Scotia Crop and Livestock Insurance Commission**

I certify that the Nova Scotia Crop and Livestock Insurance Commission, at a meeting held September 11, 2014, passed a motion to amend the *Crop Insurance Plan for Weather*, N.S. Reg. 124/2006, approved by the Governor in Council by Order in Council 2006-343 dated July 24, 2006, in the manner set out in the attached.

The amendments to the regulations referred to above are effective on and after the date they are approved by the Governor in Council.

Dated and signed at Truro, Nova Scotia, January 6, 2016.

Nova Scotia Crop and Livestock Insurance Commission

per: sgd: *Bill MacLeod*
Bill MacLeod, CEO

**Amendment to the *Crop Insurance Plan for Weather*
made by the Nova Scotia Crop and Livestock Insurance Commission
under Section 6 of Chapter 113 of the Revised Statutes of Nova Scotia, 1989,
the *Crop and Livestock Insurance Act***

- 1 Section 3 of the *Crop Insurance Plan for Weather*, N.S. Reg. 124/2006, approved by the Governor in Council by Order in Council 2006-343 dated July 24, 2006, is amended by
 - (a) striking out the period at the end of the definition of "pasture crop" and substituting a semicolon; and
 - (b) adding the following definition immediately after the definition of "pasture crop":

"terms and conditions of the Contract of Insurance" means the terms and conditions set out in the Contract of Insurance in Form 1 to the *General Field Crop Insurance Plans Regulations* made under the Act.
- 2 Section 5 of the plan is repealed.
- 3 Section 7 of the plan and its heading are repealed and the following heading and Section substituted:

Deadline for notice of cancellation of insurance

- 7 For the purpose of clause 4(1)(a) of the terms and conditions of the Contract of Insurance, a notice of cancellation of insurance under this plan must be given no later than April 30 of the crop year for which the cancellation is to be effective.

N.S. Reg. 38/2016

Made: February 29, 2016

Filed: February 29, 2016

Proclamation, S. 11, S.N.S. 2015, c. 36

Order in Council 2016-52 dated February 29, 2016

Proclamation made by the Governor in Council

pursuant to Section 11 of

An Act to Amend Chapter 3 of the Acts of 1987, the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act and to Repeal Chapter 40 of the Acts of 2010, the Offshore Licensing Policy Act

The Governor in Council on the report and recommendation of the Minister of Energy dated February 8, 2016, and pursuant to Section 11 of Chapter 36 of the Acts of 2015, *An Act to Amend Chapter 3 of the Acts of 1987, the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act, and to Repeal Chapter 40 of the Acts of 2010, the Offshore Licensing Policy Act*, is pleased to order and declare by proclamation that Sections 4, 5 and 10 of Chapter 36 of the Acts of 2015, *An Act to Amend Chapter 3 of the Acts of 1987, the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act, and to Repeal Chapter 40 of the Acts of 2010, the Offshore Licensing Policy Act*, do come into force on and not before March 1, 2016.

PROVINCE OF NOVA SCOTIA

sgd: **J. J. Grant**

G/S

ELIZABETH THE SECOND, by the Grace of God,
of the United Kingdom, Canada and Her Other
Realms and Territories, Queen, Head of the
Commonwealth, Defender of the Faith.

TO ALL TO WHOM THESE PRESENTS SHALL COME, OR WHOM THE SAME MAY IN ANY WISE
CONCERN,

GREETING:

A PROCLAMATION

WHEREAS in and by Section 11 of Chapter 36 of the Acts of 2015, *An Act to Amend Chapter 3 of the Acts of 1987, the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act, and to Repeal Chapter 40 of the Acts of 2010, the Offshore Licensing Policy Act*, it is enacted as follows:

- 11** Sections 4, 5 and 10 come into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Sections 4, 5 and 10 of Chapter 36 of the Acts of 2015, *An Act to Amend Chapter 3 of the Acts of 1987, the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act, and to Repeal Chapter 40 of the Acts of 2010, the Offshore Licensing Policy Act*, do come into force on and not before March 1, 2016;

NOW KNOW YE THAT WE, by and with the advice of the Executive Council of Nova Scotia, do by this Our Proclamation order and declare that Sections 4, 5 and 10 of Chapter 36 of the Acts of 2015, *An Act to Amend Chapter 3 of the Acts of 1987, the Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act, and to Repeal Chapter 40 of the Acts of 2010, the Offshore Licensing Policy Act*, do come into force on and not before March 1, 2016, of which all persons concerned are to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these
our Letters to be made Patent and the Great Seal of
Nova Scotia to be hereunto affixed.

WITNESS, Our Trusty and Well Beloved His Honour
Brigadier-General, the Honourable J. J. Grant
(Retired), Lieutenant Governor of the Province of
Nova Scotia.

AT Our Government House in the Halifax Regional
Municipality, this 29th day of February in the year of
Our Lord two thousand and sixteen and in the sixty-
fifth year of Our Reign.

BY COMMAND:

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

N.S. Reg. 39/2016

Made: February 29, 2016

Filed: February 29, 2016

Matters Considered in Automobile Insurance Rates and Risk-Classification Systems
Regulations—amendment

Order in Council 2016-54 dated February 29, 2016
Amendment to regulations made by the Governor in Council
pursuant to Sections 138B and 159 of the *Insurance Act*

The Governor in Council on the report and recommendation of the Minister of Finance and Treasury Board dated February 3, 2016, and pursuant to Sections 138B and 159 of Chapter 231 of the Revised Statutes of Nova Scotia, 1989, the *Insurance Act*, is pleased to amend the *Matters Considered in Automobile Insurance Rates and Risk-Classification Systems Regulations*, N.S. Reg. 183/2003, made by the Governor in Council by Order in Council 2003-458 dated October 31, 2003, to facilitate acceptance of voluntary payments under the direct compensation for property damage provisions of the Act, and to provide that any such payment made is recognized as a not-at-fault claim which cannot be used for premium rating purposes, in the manner set forth in Schedule “A” attached to and forming part of the report and recommendation, effective on and after February 29, 2016.

Schedule “A”

**Amendment to the *Matters Considered in Automobile Insurance Rates and Risk-Classification Systems Regulations*
made by the Governor in Council under Sections 138B and 159
of Chapter 231 of the Revised Statutes of Nova Scotia, 1989,
*the Insurance Act***

1 Section 3 of the *Matters Considered in Automobile Insurance Rates and Risk-Classification Systems Regulations*, N.S. Reg. 183/2003, made by the Governor in Council by Order in Council 2003-458 dated October 31, 2003, is amended as by adding the following subsection immediately after subsection (2):

- (3) A claim recorded in respect of an incident for which an insured who is at fault made a voluntary payment to the insurer of the person who is not at fault is deemed to be an incident for which the insured was not at fault for the purposes of this Section, as referred to in clause (1)(a).
- 2 The regulations are further amended by adding the following Section immediately after Section 3A:
- 3B** For the purposes of clause 138A(6)(c) of the Act, acceptance of a voluntary payment by the insurer of a person who is not at fault from a person who is at fault in the amount the insurer paid as indemnity in respect of its insured is not subrogation against the person who made the payment.
-

N.S. Reg. 40/2016

Made: March 1, 2016

Filed: March 2, 2016

Spring Weight Restrictions Regulations—amendment

Order dated March 1, 2016

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

**In the matter of Section 20 of Chapter 371
of the Revised Statutes of Nova Scotia, 1989,
the *Public Highways Act***

Order

Pursuant to subsection 20(1) of Chapter 371 of the Revised Statutes of Nova Scotia, 1989, the *Public Highways Act*, Kevin Mitchell, Director, Operations Services, Department of Transportation and Infrastructure Renewal, hereby orders that the regulations respecting spring weight restrictions, N.S. Reg. 31/2016, made by order of the Executive Director of Maintenance and Operations, Department of Transportation and Infrastructure Renewal dated February 23, 2016, are amended under the heading “Yarmouth County” in Appendix 1: List of Highways Exempt from Spring Weight Restrictions, by

- (a) adding the following item immediately after item 16:

16A. **Brazil Lake Road (0762)**, from Route 304 northerly to Lake Annis Road, 5.7 km.

- (b) striking out item 23 and substituting the following item:

23. **Greenville Road (0504)**, from Trunk 3 at Pleasant Lake westerly to Trunk 1 at Dayton, 7.9 km.

Dated and made at Halifax, Nova Scotia, on March 1, 2016.

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

N.S. Reg. 41/2016

Made: March 3, 2016

Filed: March 4, 2016

Petroleum Products Prices

Order dated March 3, 2016
made by the Nova Scotia Utility and Review Board
pursuant to Section 14 of the *Petroleum Products Pricing Act*
and Sections 16 to 19 of the *Petroleum Products Pricing Regulations*

Order**M07326****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:** Murray E. Doehler, CPA, CA, P.Eng., 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 retail margin and transportation allowance effective January 6, 2012, in its decision, 2011 NSUARB 181, issued on November 23, 2011;

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

And whereas the average of the average of the daily high and low reported product prices (in Canadian cents) for the week ended March 2, 2016, are:

Grade 1 Regular gasoline	37.4¢ per litre
Ultra-low-sulfur diesel oil	38.1¢ per litre

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

Gasoline:

Grade 1	37.4¢ per litre
Grade 2	40.4¢ per litre
Grade 3	43.4¢ per litre
Ultra-low-sulfur diesel oil	38.1¢ 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 0.3¢ per litre
Ultra-low-sulfur diesel oil:	plus 0.2¢ per litre

And whereas a winter blending adjustment of plus 5.2¢ 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., March 4, 2016.

Dated at Halifax, Nova Scotia, this 3rd day of March, 2016.

sgd: Bruce A. Kiley
Clerk of the Board

Schedule "A"

**Prices Prescribed for Petroleum Products
under the *Petroleum Products Pricing Act* and the
Petroleum Products Pricing Regulations
effective on and after 12:01 a.m. on March 4, 2016**

Nova Scotia Petroleum Price Schedule								
Petroleum Prices in Cents/Litre					Self-Service Pump Prices		Full-Service Pump Prices	
					(Pump Prices includes 15% HST)			
	Base Wholesale Price	Fed. Excise Tax	Prov. Tax	Wholesale Selling Price	Min	Max	Min	Max
Zone 1								
Regular Unleaded	44.3	10.0	15.5	69.8	85.8	87.9	85.8	999.9
Mid-Grade Unleaded	47.3	10.0	15.5	72.8	89.2	91.3	89.2	999.9
Premium Unleaded	50.3	10.0	15.5	75.8	92.7	94.8	92.7	999.9
Ultra-Low-Sulfur Diesel	50.6	4.0	15.4	70.0	86.0	88.1	86.0	999.9
Zone 2								
Regular Unleaded	44.8	10.0	15.5	70.3	86.4	88.4	86.4	999.9
Mid-Grade Unleaded	47.8	10.0	15.5	73.3	89.8	91.9	89.8	999.9
Premium Unleaded	50.8	10.0	15.5	76.3	93.3	95.3	93.3	999.9
Ultra-Low-Sulfur Diesel	51.1	4.0	15.4	70.5	86.6	88.7	86.6	999.9
Zone 3								
Regular Unleaded	45.2	10.0	15.5	70.7	86.8	88.9	86.8	999.9
Mid-Grade Unleaded	48.2	10.0	15.5	73.7	90.3	92.3	90.3	999.9
Premium Unleaded	51.2	10.0	15.5	76.7	93.7	95.8	93.7	999.9
Ultra-Low-Sulfur Diesel	51.5	4.0	15.4	70.9	87.1	89.1	87.1	999.9
Zone 4								
Regular Unleaded	45.3	10.0	15.5	70.8	86.9	89.0	86.9	999.9
Mid-Grade Unleaded	48.3	10.0	15.5	73.8	90.4	92.5	90.4	999.9
Premium Unleaded	51.3	10.0	15.5	76.8	93.8	95.9	93.8	999.9
Ultra-Low-Sulfur Diesel	51.6	4.0	15.4	71.0	87.2	89.2	87.2	999.9
Zone 5								
Regular Unleaded	45.3	10.0	15.5	70.8	86.9	89.0	86.9	999.9
Mid-Grade Unleaded	48.3	10.0	15.5	73.8	90.4	92.5	90.4	999.9
Premium Unleaded	51.3	10.0	15.5	76.8	93.8	95.9	93.8	999.9
Ultra-Low-Sulfur Diesel	51.6	4.0	15.4	71.0	87.2	89.2	87.2	999.9
Zone 6								
Regular Unleaded	46.0	10.0	15.5	71.5	87.7	89.8	87.7	999.9
Mid-Grade Unleaded	49.0	10.0	15.5	74.5	91.2	93.3	91.2	999.9
Premium Unleaded	52.0	10.0	15.5	77.5	94.6	96.7	94.6	999.9
Ultra-Low-Sulfur Diesel	52.3	4.0	15.4	71.7	88.0	90.0	88.0	999.9