

Appendix 3-J

# REGULATION (RED TAPE REDUCTION) CRITERIA CHECK LIST

STRICTLY CONFIDENTIAL - ADVICE TO EXECUTIVE COUNCIL

DEPARTMENT:

DATE OF REQUEST:

PROVIDE A SUMMARY OF THE PROPOSED REQUEST. Indicate whether it is a new regulation(s) or an amendment to existing regulation(s) . Give the name of the Act.

PERSON TO CONTACT FOR DETAILED INFORMATION:

TELEPHONE:

\_\_\_\_\_  
SIGNATURE OF DEPUTY MINISTER

\_\_\_\_\_  
SIGNATURE OF MINISTER

\_\_\_\_\_  
DATE

**PLEASE ANSWER ALL QUESTIONS. DO NOT ANSWER BY REFERENCE TO DRAFT BILL OR INSTRUCTIONS**

**1. BACKGROUND**

**A. Regulation(s) recommended by:**

Department  
and/or

Other (Specify) \_\_\_\_\_

**Legislation supported by:** (attach any relevant documentation)

**B. Has Regulation(s) been previously requested?**

NO

YES (specify years) \_\_\_\_\_

\_\_\_\_\_ **Why did the regulation(s) not go forward?**

**C. Will this regulation(s) and any subsequent regulations increase red tape in Nova Scotia?**

CHECK LIST	SUPPORTING DATA	
<b>1. <i>Is the proposed regulation absolutely necessary?</i></b>		
➤ What is the problem that is to be solved?		
➤ What is being proposed / goal?		
➤ Are there alternatives to the regulation, e.g., voluntary schemes, codes of practice, self regulation, procedures, improved information?		
➤ Is this a new problem or a past continuing problem?		
➤ How will we measure achievement of goal?		
<b>2. <i>Who is affected and, in the recent past, have comprehensive consultations been undertaken with those affected and have realistic alternatives been explored?</i></b>		
➤ Give the general scope of who is affected by the regulations (winners and losers).		
➤ Who was consulted and how?		
➤ What were the positions expressed?		
➤ Were all affected groups consulted? Who was not and why?		
<b>3. <i>Does the regulation enhance, is it neutral to, or is it an impediment to Nova Scotia's competitiveness?</i></b>		
➤ How do other jurisdictions deal with the problem?		
➤ Are Nova Scotia's requirements and standards similar or stiffer than in other jurisdictions?		

CHECK LIST	SUPPORTING DATA	
➤ Has the regulation been tested to see if stakeholders understand it and to ensure that it meets the Registry of Regulations' Style and procedures Manual?		
➤ What are cost impacts to those who have to comply?		
➤ To what extent does it increase regulatory burden?		
➤ Does regulation create a competitive advantage or disadvantage for particular groups?		
➤ Does this cost vary with location, e.g., metro or rural?		
➤ Does this cost impact vary with size of operation?		
<b>4. Do the benefits of the regulation outweigh the risks or consequences without the regulation?</b>		
➤ What are the benefits? Please quantify.		
➤ What are the risks of not regulating?		
➤ Does Government have resources to enforce and are regs enforceable?		
<b>5. Can the regulation be administered efficiently with minimal procedures and paperwork?</b>		
➤ Is there overlap or duplication with other ministries, federal government, or municipalities?		
➤ Has the number of government agencies involved in regulating this area been minimized?		
➤ Has consideration been given to exemption or simplified procedures for small business or rural areas?		

CHECK LIST	SUPPORTING DATA	
➤ Is the legislation and the proposed regulation compatible with the government's proposed e-commerce system?		
<b>6. Review and Follow-up</b>		
➤ If a predetermined date was established by which the effectiveness and impact of the measure was to be reviewed, who is to be consulted on the review and how?		