

# Royal Gazette

## Part II Regulations under the Regulations Act

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Halifax, Nova Scotia

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**N.S. Reg. 244/2004**

Made: December 21, 2004

Filed: December 22, 2004

Proclamation, S. 7, S.N.S. 2004, c. 54

Order in Council 2004-508 dated December 21, 2004

Proclamation made by the Governor in Council

pursuant to Section 7 of

*An Act to Amend Chapter 99 of the Acts of 1951, An Act to Incorporate The Nova Scotia Drama League*

The Governor in Council on the report and recommendation of the Minister of Tourism, Culture and Heritage dated December 2, 2004, pursuant to Section 7 of Chapter 54 of the Acts of 2004, *An Act to Amend Chapter 99 of the Acts of 1951, An Act to Incorporate The Nova Scotia Drama League*, is pleased to order and declare by proclamation that Chapter 54 of the Acts of 2004, *An Act to Amend Chapter 99 of the Acts of 1951, An Act to Incorporate The Nova Scotia Drama League*, come into force on and not before December 21, 2004.

PROVINCE OF NOVA SCOTIA

Sgd: Myra A. Freeman

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 7 of Chapter 54 of the Acts of 2004, *An Act to Amend Chapter 99 of the Acts of 1951, An Act to Incorporate The Nova Scotia Drama League*, it is enacted as follows:

- 7 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 54 of the Acts of 2004, *An Act to Amend Chapter 99 of the Acts of 1951, An Act to Incorporate The Nova Scotia Drama League*, come into force on and not before December 21, 2004;

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 54 of the Acts of 2004, *An Act to Amend Chapter 99 of the Acts of 1951, An Act to Incorporate The Nova Scotia Drama League*, come into force on and not before December 21, 2004, 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 Her Honour  
the Honourable Myra A. Freeman, Lieutenant  
Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 21<sup>st</sup> day of December, in the year of Our Lord two thousand and four and in the fifty-third year of Our Reign.

BY COMMAND:

Sgd: *Michael G. Baker*  
Provincial Secretary  
Minister of Justice and Attorney General

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**N.S. Reg. 245/2004**

Made: December 21, 2004

Filed: December 22, 2004

Nova Scotia Association of Optometrists By-laws

Order in Council 2004-509 dated December 21, 2004

Amendment to regulations made by the Council of the Nova Scotia Association of Optometrists and approved by the Governor in Council pursuant to Section 6 of the *Optometry Act*

The Governor in Council on the report and recommendation of the Minister of Health dated November 30, 2004, and pursuant to Section 6 of Chapter 328 of the Revised Statutes of Nova Scotia, 1989, the *Optometry Act*, is pleased to approve of amendments made by the Council of the Nova Scotia Association of Optometrists to the by-laws respecting optometrists, N.S. Reg 65/91, approved by the Governor in Council by Order in Council 91-421 dated April 9, 1991, to increase the minimum number of continuing education hours required of optometrists, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after January 1, 2005.

**Schedule "A"**

**Certificate**

I hereby certify that the Council of the Nova Scotia Association of Optometrists at its meeting on November 30, 2002, carried a motion to amend the Nova Scotia Association of Optometrists' by-laws made by the Council on November 5, 1995, and approved by the Governor in Council by Order in Council 92-1052, N.S. Reg. 219/92; O.I.C. 2000-281, N.S. Reg. 96/2000, in the manner attached.

Dated at North Sydney on this 12 day of September, 2003.

Council of the Nova Scotia Association of Optometrists

Per: sgd: *T. Pottle*  
Dr. Thomas Pottle, President

**Amendments to the By-laws Respecting Optometrists  
made by the Nova Scotia Association of Optometrists  
pursuant to subsection 6(1) of Chapter 328 of the  
Revised Statutes of Nova Scotia, 1989, the *Optometry Act***

The regulations respecting optometrists, N.S. Reg. 65/91, made by the Nova Scotia Association of Optometrists and approved by the Governor in Council by Order in Council 91-421 dated April 9, 1991, are amended by repealing Sections 41 and 42 and substituting the following Sections:

- 41** (1) Effective January 1, 2005, except as provided in subsection (2), each member must complete at least 45 hours of approved continuing education in optometry every 3 years, in 3-year periods set by the Board.
- (2) A member must complete the following hours of approved continuing education for the 3-year period during which they graduate from a school, college or examining body designated in accordance with subsection 21(1):
- (a) 22.5 hours, if they graduate in the 1<sup>st</sup> year of a 3-year period;
  - (b) 11.25 hours, if they graduate in the 2<sup>nd</sup> year of a 3-year period;
  - (c) 0 hours, if they graduate in the 3<sup>rd</sup> year of a 3-year period.
- (3) If a member earns more than the approved continuing education hours required for a 3-year period, the member may carry over up to 9 of those excess hours to the following 3-year period, except a member to which subsection (2) applies may carry over up to
- (a) 4.5 of those excess hours to the following 3-year period, if they graduated in the 1<sup>st</sup> year of a 3-year period;
  - (b) 2.25 of those excess hours to the following 3-year period, if they graduated in the 2<sup>nd</sup> year of a 3-year period; and
  - (c) 0 hours, if they graduated in the 3<sup>rd</sup> year of a 3-year period.
- 42** Approved continuing education consists of lectures, courses, seminars, workshops, services, studies, and achievements that serve to promote and improve the proficiency of optometrists in all matters relating to the practice of their profession and are listed and published by the Board as continuing education approved for the purpose of meeting the requirements of Section 41.

**N.S. Reg. 246/2004**

Made: December 21, 2004

Filed: December 22, 2004

Proclamation, S. 5, S.N.S. 2004, c. 44

Order in Council 2004-511 dated December 21, 2004

Proclamation made by the Governor in Council

pursuant to Section 5 of

*An Act to Amend Chapter 18 of the Acts of 1998, the Municipal Government Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated November 24, 2004, pursuant to Section 5 of Chapter 44 of the Acts of 2004, *An Act to Amend Chapter 18 of the Acts of 1998, the Municipal Government Act*, is pleased to order and declare by proclamation that Chapter 44 of the Acts of 2004, *An Act to Amend Chapter 18 of the Acts of 1998, the Municipal Government Act*, come into force on and not before December 21, 2004.

PROVINCE OF NOVA SCOTIA

Sgd: Myra A. Freeman

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 5 of Chapter 44 of the Acts of 2004, *An Act to Amend Chapter 18 of the Acts of 1998, the Municipal Government Act*, it is enacted as follows:

- 5** 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 44 of the Acts of 2004, *An Act to Amend Chapter 18 of the Acts of 1998, the Municipal Government Act*, come into force on and not before December 21, 2004;

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 44 of the Acts of 2004, *An Act to Amend Chapter 18 of the Acts of 1998, the Municipal Government Act*, come into force on and not before December 21, 2004, 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 Her Honour  
the Honourable Myra A. Freeman, Lieutenant  
Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 21<sup>st</sup> day of December, in the year of Our Lord two thousand and four and in the fifty-third year of Our Reign.

BY COMMAND:

Sgd: *Michael G. Baker*  
Provincial Secretary  
Minister of Justice and Attorney General

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**N.S. Reg. 247/2004**

Made: December 21, 2004

Filed: December 22, 2004

Proclamation, S. 15, S.N.S. 2004, c. 27

Order in Council 2004-512 dated December 21, 2004  
Proclamation made by the Governor in Council  
pursuant to Section 15 of  
*Gas Distribution System Municipal Taxation Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated November 24, 2004, pursuant to Section 15 of Chapter 27 of the Acts of 2004, the *Gas Distribution System Municipal Taxation Act*, is pleased to order and declare by proclamation that Chapter 27 of the Acts of 2004, the *Gas Distribution System Municipal Taxation Act*, come into force on and not before December 21, 2004.

PROVINCE OF NOVA SCOTIA

Sgd: *Myra A. Freeman*

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 15 of Chapter 27 of the Acts of 2004, the *Gas Distribution System Municipal Taxation Act*, it is enacted as follows:

**15** 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 15 of the Acts of 2004, the *Gas Distribution System Municipal Taxation Act*, come into force on and not before December 21, 2004;

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 27 of the Acts of 2004, the *Gas Distribution System Municipal Taxation Act*, come into force on and not before December 21, 2004, 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 Her Honour the Honourable Myra A. Freeman, Lieutenant Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 21<sup>st</sup> day of December, in the year of Our Lord two thousand and four and in the fifty-third year of Our Reign.

BY COMMAND:

Sgd: *Michael G. Baker*  
Provincial Secretary  
Minister of Justice and Attorney General

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**N.S. Reg. 248/2004**

Made: December 21, 2004

Filed: December 22, 2004

Proclamation, S. 3, S.N.S. 2004, c. 48

Order in Council 2004-513 dated December 21, 2004

Proclamation made by the Governor in Council  
pursuant to Section 3 of

*An Act to Amend Chapter 494 of the Revised Statutes, 1989, the Vital Statistics Act*

The Governor in Council on the report and recommendation of the Minister of Service Nova Scotia and Municipal Relations dated December 9, 2004, pursuant to Section 3 of Chapter 48 of the Acts of 2004, *An Act to Amend Chapter 494 of the Revised Statutes, 1989, the Vital Statistics Act*, is pleased to order and declare by proclamation that Chapter 48 of the Acts of 2004, *An Act to Amend Chapter 494 of the Revised Statutes, 1989, the Vital Statistics Act*, come into force on and not before January 1, 2005.

PROVINCE OF NOVA SCOTIA

Sgd: *Myra A. Freeman*

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 48 of the Acts of 2004, *An Act to Amend Chapter 494 of the Revised Statutes, 1989, the Vital Statistics 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 48 of the Acts of 2004, *An Act to Amend Chapter 494 of the Revised Statutes, 1989, the Vital Statistics Act*, come into force on and not before January 1, 2005;

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 48 of the Acts of 2004, *An Act to Amend Chapter 494 of the Revised Statutes, 1989, the Vital Statistics Act*, come into force on and not before January 1, 2005, 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 Her Honour the Honourable Myra A. Freeman, Lieutenant Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 21<sup>st</sup> day of December, in the year of Our Lord two thousand and four and in the fifty-third year of Our Reign.

BY COMMAND:

Sgd: *Michael G. Baker*  
Provincial Secretary  
Minister of Justice and Attorney General

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**N.S. Reg. 249/2004**

Made: December 21, 2004

Filed: December 22, 2004

Fishing Regulations

Order in Council 2004-515 dated December 21, 2004  
Amendment to regulations made by the Governor in Council  
pursuant to subsection 113(1) of the *Wildlife Act*

The Governor in Council on the report and recommendation of the Minister of Agriculture and Fisheries dated November 24, 2004, and pursuant to subsection 113(1) of Chapter 504 of the Revised Statutes of Nova Scotia, 1989, the *Wildlife Act*, is pleased to amend the *Fishing Regulations*, N.S. Reg. 29/88, made by the Governor in



Council by Order in Council 88-131 dated February 9, 1988, in the manner set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after January 1, 2005.

### Schedule "A"

#### Amendments to the *Fishing Regulations* made by Governor in Council pursuant to subsection 113(1) of Chapter 504 of the Revised Statutes of Nova Scotia, the *Wildlife Act*

- 1 Subsection 3(1) of the *Fishing Regulations*, N.S. Reg. 29/88, made by the Governor in Council by Order in Council 88-131 dated February 9, 1988, is amended by
  - (a) striking out "\$15.98" in clause (a) and substituting "\$20.98";
  - (b) striking out "\$42.60" in clause (b) and substituting "\$47.60";
  - (c) striking out "\$26.63" in clause (c) and substituting "\$31.63";
  - (d) striking out "\$5.00" in clause (d) and substituting "\$10.00";
  - (e) striking out "\$111.83" in clause (e) and substituting "\$116.83";
  - (f) striking out "\$21.30" in clause (f) and substituting "\$26.30"; and
  - (g) striking out "\$42.60" in clause (g) and substituting "\$47.60".
- 2 Section 3 is further amended by adding the following subsection immediately after subsection (1):
  - (1A) Each fee listed in subsection (1) includes a \$5.00 fee to be deposited into the Nova Scotia Sportfish Habitat Fund, a special fund established under the *Provincial Finance Act*.

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#### N.S. Reg. 250/2004

Made: December 21, 2004

Filed: December 22, 2004

Proclamation, S. 4, S.N.S. 2004, c. 51

Order in Council 2004-517 dated December 21, 2004

Proclamation made by the Governor in Council

pursuant to Section 4 of

*An Act to Dissolve The Ladies Golf Association of Nova Scotia and to Repeal Chapter 128  
of the Acts of 1973, The Ladies Golf Association of Nova Scotia Act*

The Governor in Council on the report and recommendation of the Minister of Justice dated December 16, 2004, pursuant to Section 4 of Chapter 51 of the Acts of 2004, *An Act to Dissolve The Ladies Golf Association of Nova Scotia and to Repeal Chapter 128 of the Acts of 1973, The Ladies Golf Association of Nova Scotia Act*, is pleased to order and declare by proclamation that Chapter 51 of the Acts of 2004, *An Act to Dissolve The Ladies Golf Association of Nova Scotia and to Repeal Chapter 128 of the Acts of 1973, The Ladies Golf Association of Nova Scotia Act*, come into force on and not before January 1, 2005.

PROVINCE OF NOVA SCOTIA

Sgd: *Myra A. Freeman*

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 4 of Chapter 51 of the Acts of 2004, *An Act to Dissolve The Ladies Golf Association of Nova Scotia and to Repeal Chapter 128 of the Acts of 1973, The Ladies Golf Association of Nova Scotia Act*, it is enacted as follows:

- 4 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 51 of the Acts of 2004, *An Act to Dissolve The Ladies Golf Association of Nova Scotia and to Repeal Chapter 128 of the Acts of 1973, The Ladies Golf Association of Nova Scotia Act*, come into force on and not before January 1, 2005;

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 51 of the Acts of 2004, *An Act to Dissolve The Ladies Golf Association of Nova Scotia and to Repeal Chapter 128 of the Acts of 1973, The Ladies Golf Association of Nova Scotia Act*, come into force on and not before January 1, 2005, 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 Her Honour  
the Honourable Myra A. Freeman, Lieutenant  
Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional  
Municipality, this 21<sup>st</sup> day of December, in the  
year of Our Lord two thousand and four and in  
the fifty-third year of Our Reign.

BY COMMAND:

Sgd: *Michael G. Baker*  
Provincial Secretary  
Minister of Justice and Attorney General

**N.S. Reg. 251/2004**

Made: December 21, 2004

Filed: December 22, 2004

## Certification of Transcripts Regulations

Order in Council 2004-519 dated December 21, 2004  
Regulations made by the Governor in Council  
pursuant to Section 11 of the *Court Officials Act*

The Governor in Council on the report and recommendation of the Minister of Justice dated December 1, 2004, and pursuant to Section 11 of Chapter 373 of the Revised Statutes of Nova Scotia, 1989, the *Court Officials Act*, is pleased to make regulations respecting the certification of the transcripts of court proceedings in the form set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after December 21, 2004.

**Schedule "A"**

**Regulations Respecting the Certification of Transcripts of Court and  
other Proceedings made by the Governor in Council pursuant to  
Section 11 of Chapter 373 of the Revised Statutes of Nova Scotia, 1989  
the *Court Officials Act***

**Citation**

1 These regulations may be cited as the *Certification of Transcripts Regulations*.

**Definitions**

2 In these regulations

- (a) "Act" means the *Court Officials Act*;
- (b) "court transcriber" means a person appointed under the Act to transcribe proceedings or a person who has been certified as a court transcriber;
- (c) "proceeding" has the same meaning as in the *Civil Procedure Rules*; and
- (d) "transcript" means a typewritten transcription of a proceeding and includes any part of a transcription.

**Recording of court proceedings**

- 3 (1) A court transcriber or another person authorized by a court administrator may record a proceeding using any device for recording sound that is of a type approved by the Minister of Justice.
- (2) A court transcriber may record a proceeding in any form of shorthand.

**Certification of the record of court proceedings**

- 4 (1) A transcript from shorthand or a sound recording made under Section 3 must be certified by a court transcriber to be a true and accurate transcription of the contents of the recording
- (a) in Form 1, when signed by a court transcriber, or
  - (b) in Form 2, when signed by 2 or more court transcribers.

- (2) A court transcriber who prepares and certifies a transcript under subsection (1)
- (a) is not required to be the person who recorded the proceeding, if the proceeding is recorded by an approved type of sound recording device in accordance with subsection 3(1);
- (b) must be the person who recorded the proceeding if the proceeding is recorded by shorthand in accordance with subsection 3(2).

### Official Record

- 5 (1) For the purposes of Section 9 of the Act, a transcript is a record of a proceeding which, when certified in accordance with these regulations, becomes the official record of the proceeding.
- (2) An official record of a proceeding is admissible as evidence and is proof, in the absence of evidence to the contrary, that the record is a true and accurate transcription of the recording of the proceeding.

### Form 1

#### Certification of the Transcript of a Proceeding by a Court Transcriber (pursuant to clause 4(1)(a) of the *Certification of Transcripts Regulations*)

I, \_\_\_\_\_ hereby certify that I have transcribed the attached  
(name)

document from \_\_\_\_\_ and that it is a true and accurate transcription of the following  
(shorthand or a sound recording )

proceeding: \_\_\_\_\_  
(case name and number, if applicable)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Registration number

\_\_\_\_\_  
Date

\_\_\_\_\_, Nova Scotia  
(Town or municipality)

### Form 2

#### Certification of the Transcript of a Proceeding by Court Transcribers (pursuant to clause 4(1)(b) of the *Certification of Transcripts Regulations*)

We, the undersigned hereby certify that we have transcribed the attached document from  
and that it is a true and accurate transcription of the following proceeding:

\_\_\_\_\_  
(case name and number, if applicable)

Pages \_\_\_\_\_ to \_\_\_\_\_ transcribed from \_\_\_\_\_ (shorthand or a sound recording)

by: \_\_\_\_\_  
 Name  
 \_\_\_\_\_  
 Signature  
 \_\_\_\_\_  
 Registration number

\_\_\_\_\_, Nova Scotia  
 Date (Town or municipality)

Pages \_\_\_\_\_ to \_\_\_\_\_ transcribed from \_\_\_\_\_ (shorthand or a sound recording)

by: \_\_\_\_\_  
 Name  
 \_\_\_\_\_  
 Signature  
 \_\_\_\_\_  
 Registration number

\_\_\_\_\_, Nova Scotia  
 Date (Town or municipality)

Pages \_\_\_\_\_ to \_\_\_\_\_ transcribed from \_\_\_\_\_ (shorthand or a sound recording)

by: \_\_\_\_\_  
 Name  
 \_\_\_\_\_  
 Signature  
 \_\_\_\_\_  
 Registration number

\_\_\_\_\_, Nova Scotia  
 Date (Town or municipality)

Pages \_\_\_\_\_ to \_\_\_\_\_ transcribed from \_\_\_\_\_ (shorthand or a sound recording)

by: \_\_\_\_\_  
 Name  
 \_\_\_\_\_  
 Signature  
 \_\_\_\_\_  
 Registration number

\_\_\_\_\_, Nova Scotia  
 Date (Town or municipality)

**N.S. Reg. 252/2004**

Made: December 21, 2004

Filed: December 22, 2004

Proclamation, S. 32(1), S.N.S. 2004, c. 6 – Part X

Order in Council 2004-520 dated December 21, 2004

Proclamation made by the Governor in Council  
pursuant to subsection 32(1) of  
*Justice Administration Amendment (2004) Act*

The Governor in Council on the report and recommendation of the Minister of Justice dated December 1, 2004, pursuant to subsection 32(1) of Chapter 6 of the Acts of 2004, the *Justice Administration Amendment (2004) Act*, and subsection 3(7) of Chapter 235 of the Revised Statutes of Nova Scotia, 1989, the *Interpretation Act*, is pleased to order and declare by proclamation that Part X of Chapter 6 of the Acts of 2004, the *Justice Administration Amendment (2004) Act*, come into force on and not before December 21, 2004.

PROVINCE OF NOVA SCOTIA

Sgd: Myra A. Freeman

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 subsection (1) of Section 32 of Chapter 6 of the Acts of 2004, the *Justice Administration Amendment (2004) Act*, it is enacted as follows:

- 32 (1)** This Act, except Sections 3, 4, 6 and 27 to 29, comes into force on such day as the Governor in Council orders and declares by proclamation.

AND WHEREAS it is deemed expedient that Part X of Chapter 6 of the Acts of 2004, the *Justice Administration Amendment (2004) Act*, come into force on and not before December 21, 2004;

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 Part X of Chapter 6 of the Acts of 2004, the *Justice Administration Amendment (2004) Act*, come into force on and not before December 21, 2004, 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 Her Honour  
the Honourable Myra A. Freeman, Lieutenant  
Governor of the Province of Nova Scotia.

AT Our Government House in the Halifax Regional Municipality, this 21<sup>st</sup> day of December, in the year of Our Lord two thousand and four and in the fifty-third year of Our Reign.

BY COMMAND:

Sgd: *Michael G. Baker*  
Provincial Secretary  
Minister of Justice and Attorney General

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**N.S. Reg. 253/2004**

Made: December 21, 2004

Filed: December 22, 2004

Designation of Agencies Regulations

Order in Council 2004-521 dated December 21, 2004  
Regulations made by the Governor in Council  
pursuant to Section 28 of the *Ombudsman Act*

The Governor in Council on the report and recommendation of the Minister of Justice dated December 1, 2004, and pursuant to Section 28 of Chapter 327 of the Revised Statutes of Nova Scotia, 1989, the *Ombudsman Act*, is pleased to make regulations designating agencies for the purpose of clause 2(a) of the *Ombudsman Act* in the form set forth in Schedule "A" attached to and forming part of the report and recommendation, effective on and after December 21, 2004.

**Schedule "A"**

**Regulations Respecting the Designation of Agencies  
made pursuant to Section 28 of Chapter 327  
of the Revised Statutes of Nova Scotia, 1989,  
the *Ombudsman Act***

**Citation**

1 These regulations may be cited as the *Designation of Agencies Regulations*.

**Definitions**

2 In these regulations, "Act" means the *Ombudsman Act*.

**Child welfare agencies**

3 All agencies established under the *Children and Family Services Act*, including but not limited to the agencies listed below, are designated as agencies for the purpose of clause 2(a) of the Act:

Children's Aid Society & Family Services of Colchester County  
Children's Aid Society of Cape Breton-Victoria  
Children's Aid Society of Halifax  
Children's Aid Society of Inverness-Richmond  
Children's Aid Society of Pictou County  
Children's Aid Society of Shelburne County

Family & Children's Services of Annapolis County  
Family & Children's Services of Cumberland County  
Family & Children's Services of Hants County  
Family & Children's Services of Kings County  
Family & Children's Services of Lunenburg County  
Family & Children's Services of Queens County  
Family & Children's Services of Yarmouth County  
Mi'kmaw Family & Children's Services of Nova Scotia

**Licensed child-caring facilities**

- 4 All child-caring facilities licensed under the *Children and Family Services Act*, including but not limited to the facilities listed below, are designated as agencies for the purpose of clause 2(a) of the Act:

Barnett House  
Bridges Program  
Children's Response Program  
Chisholm Treatment Centre  
Cogswell House  
Cumberland Community Homes  
Dayspring Children's Centre  
Harmony House Residential Services  
Hawthorne House  
Hebron Residential Centre  
Janus Program  
Johnson House  
Jubien House  
King's Regional Rehabilitation Centre  
Mullins House  
Nexus  
The Nova Scotia Home for Colored Children  
Raven Crest Residential Services  
Reconnect Residential Services  
Reigh Allen Centre  
Residential Centre (New Waterford)  
Sullivan House  
Windsor Residential Resource Centre

**Nursing homes and homes for the aged**

- 5 All nursing homes and homes for the aged licensed under the *Homes For Special Care Act*, including but not limited to the homes listed below, are designated as agencies for the purpose of clause 2(a) of the Act:

South Shore District Health Authority (DHA 1)

Harbour View Haven  
Hillside Pines  
Mahone Nursing Home  
North Queen's Nursing Home  
Queens Manor  
Rosedale Home for Special Care  
Shoreham Village

South West Nova District Health Authority (DHA 2)

Nakile Home for Special Care  
Roseway Manor Inc.



Surf Lodge Community Continuing Care Centre  
Tidal View Manor  
Tideview Terrace  
Villa Acadienne  
Ville Saint Joseph-du-Lac

Annapolis Valley District Health Authority (DHA 3)

Annapolis Royal Nursing Home  
Evergreen Home for Special Care  
Grand View Manor  
Mountain Lea Lodge  
Northhills Nursing Home Ltd.  
Wolfville Nursing Home

Colchester East Hants Health Authority (DHA 4)

Cedarstone Enhanced Care  
The Mira  
Willow Lodge

Cumberland Health Authority (DHA 5)

Bayview Memorial Health Centre  
East Cumberland Lodge  
Gables Lodge Limited  
High-Crest Springhill Home for Special Care Ltd.  
South Cumberland Community Care Centre

Pictou County Health Authority (DHA 6)

Glen Haven Manor  
Maritime Odd Fellows Home (IOOF)  
Shiretown Nursing Home  
Valley View Villa

Guysborough Antigonish-Strait Health Authority (DHA 7)

Canso Seaside Manor  
High-Crest Sherbrooke Home for Special Care  
Milford Haven Corporation  
Port Hawkesbury Nursing Home  
R.K. MacDonald Nursing Home  
Richmond Villa  
St. Anne Community and Nursing Care Centre

Cape Breton District Health Authority (DHA 8)

Aite Curam  
Alderwood Rest Home  
Harbourstone Enhanced Care  
Foyer Père Fiset  
Highland Manor  
Inverary Manor  
R.C. Macgillivray Guest Home Society  
Maple Hill Manor  
Miner's Memorial Manor  
Waterford Heights  
Glace Bay Health Care Facility  
Northside Harbor View Facility  
Cape Breton Regional Health Care Complex

Northside Community Guest Home  
Seaview Manor  
Taigh Na Mara Facility  
Taigh Solas (CBHC)  
The Cove Guest Home  
Victoria Haven Nursing Home

Capital District Health Authority (DHA 9)

Arborstone Enhanced Care  
Duncan MacMillan Home for the Aged  
Dykeland Lodge  
Maplestone Enhanced Care  
Glades Lodge  
Haliburton Place  
Melville Lodge  
Musquodoboit Valley Home for Special Care (Braeside)  
Northwoodcare Inc.  
Oakwood Terrace  
Ocean View Manor  
Parkstone Enhanced Care  
Saint Vincent's Guest House  
Scotia Nursing Homes Ltd.  
The Birches  
Windsor Elms United Church Senior Citizens' Home

**Residential care facilities**

- 6 All residential care facilities licensed under the *Homes for Special Care Act*, including but not limited to the facilities listed below, are designated as agencies for the purpose of clause 2(a) of the Act:

South Shore District Health Authority (DHA 1)

Hillsview Acres  
Lohnes Rest Home

South West Nova District Health Authority (DHA 2)

Au Logis d'Meteghan Ltd.  
Cottage Celeste  
Glo Estates  
Mary's Abide-A-While Home Ltd.  
Pont du Marais Boarding Home

Annapolis Valley District Health Authority (DHA 3)

Grace Haven  
New Visions Home for Seniors  
Saunders Rest Home  
Tibbetts (Canning) Home for Special Care  
Tibbetts Home (Wilmot)  
Wedgewood House  
Wolfville Elms

Colchester East Hants Health Authority (DHA 4)

Bennett's Rest Home  
Karlaine Place  
Maplewood Manor  
Townsvie Estates

Westside Villa

Cumberland Health Authority (DHA 5)

Centennial Villa

Chignecto Manor

Cole's Family Care

The White Birches Retirement Residence

Victoria Manor

Pictou County Health Authority (DHA 6)

High Crest Place

Shiretown (Blue Wing)

Sunset Haven Home

Guysborough Antigonish-Strait Health Authority (DHA 7)

Highland Crest Home

Cape Breton District Health Authority (DHA 8)

Charlotte's Guest Home

The Heritage House

Jones Manor

My Cape Breton Home for Seniors

Capital District Health Authority (DHA 9)

Hilltop Villa

Victoria Park Guest Home

Melville Gardens

### School boards

- 7 All school boards established under the *Education Act*, including but not limited to the boards listed below, are designated as agencies for the purpose of clause 2(a) of the Act:

Annapolis Valley Regional School Board

Cape Breton-Victoria Regional School Board

Chignecto-Central Regional School Board

Conseil scolaire acadien provincial

Halifax Regional School Board

South Shore Regional School Board

Strait Regional School Board

Tri-County Regional School Board

### Hospitals

- 8 The Isaak Walton Killam Health Centre established under the *Isaak Walton Killam Health Centre Act* is designated as an agency for the purpose of clause 2(a) of the Act.

### Community colleges

- 9 The Nova Scotia Community College established under the *Community Colleges Act* is designated as an agency for the purpose of clause 2(a) of the Act.