



BILL NO. 78

Government Bill

*2nd Session, 61st General Assembly
Nova Scotia
59 Elizabeth II, 2010*

An Act to Amend Chapter 380 of the Revised Statutes, 1989, the Public Utilities Act

CHAPTER 71
ACTS OF 2010

**AS ASSENTED TO BY THE LIEUTENANT GOVERNOR
DECEMBER 10, 2010**

The Honourable Graham Steele
Minister of Finance

*Halifax, Nova Scotia
Printed by Authority of the Speaker of the House of Assembly*

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**An Act to Amend Chapter 380
of the Revised Statutes, 1989,
the Public Utilities Act**

Be it enacted by the Governor and Assembly as follows:

1 (1) Subsection 92(1) of Chapter 380 of the Revised Statutes, 1989, the *Public Utilities Act*, as enacted by Chapter 31 of the Acts of 2008, is repealed and the following subsection substituted:

- (1) In this Section,
 - (a) “prescribed” means prescribed by the regulations made pursuant to subsection (7);
 - (b) “small business” means a business
 - (i) of a prescribed type,
 - (ii) to which prescribed rate classes and service tariffs approved by the Board for a utility apply, and
 - (iii) that annually consumes the services of the utility within prescribed limits.

(2) Subsection 92 (7) of Chapter 380, as enacted by Chapter 31 of the Acts of 2008, is amended by striking out clause (a) and substituting the following clauses:

- (a) prescribing the criteria and attributes that the type of business for the purpose of subclause (1)(b)(i);
- (aa) prescribing the rate classes and service tariffs for the purpose of subclause (1)(b)(ii);
- (ab) prescribing the limits of annual consumption of utility services for the purpose of subclause (1)(b)(iii).

2 Chapter 380 is further amended by adding immediately after Section 92 the following Section:

93 The same person must not be appointed as both the consumer advocate under Section 91 and the small business advocate under Section 92.
