

# House of Assembly Act

## CHAPTER 1 (1992 SUPPLEMENT) OF THE REVISED STATUTES, 1989

*as amended by*

1993, c. 50; recommendation of Nova Scotia Commission of Inquiry on Remuneration of Elected Provincial Officials for 1994 noted; 1994-95, c. 20; 1997 (2nd Sess.), c. 6, s. 4; recommendation of Nova Scotia Commission of Inquiry on Remuneration of Elected Provincial Officials for 1999; 1999, c. 10; recommendation of Nova Scotia Commission of Inquiry on Remuneration of Elected Provincial Officials for 2000; 2001, cc. 16, 47; 2002, c. 33; 2002, c. 34, ss. 1-4; 2004, c. 3, s. 24; 2004, cc. 13, 36, 37; 2005, c. 51; 2006, c. 9; 2007, c. 40; 2008, cc. 17, 18; 2009, c. 5, ss. 9, 10; 2010, c. 5, ss. 30-34; 2011, c. 5, ss. 366-368; 2011, c. 9, s. 23; 2011, c. 39, ss. 20, 21; 2012, c. 61; 2013, c. 10, s. 4; 2013, cc. 19-23, 38; 2014, c. 36, ss. 1, 2; 2015, c. 21; 2016, c. 7, s. 10; 2016, c. 10; 2017, c. 6, ss. 4-6



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OF THE REVISED STATUTES, 1989**

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**An Act Respecting the Constitution,  
Powers and Privileges of the  
House of Assembly**

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**Short title**

**1**                      This Act may be cited as the *House of Assembly Act*. R.S. (1992 Supp.), c. 1, s. 1.

INTERPRETATION

**Interpretation**

- 2                      (1)**                      In this Act,
- (a)                      “committee” means any standing, special or select committee of the House;
  - (b)                      “House” means the House of Assembly;
  - (c)                      “leader of a recognized party” means the leader in the House of a party represented by two or more members, other than the Premier or the Leader of the Opposition, whose party was a registered party in accordance with the *Elections Act* and had candidates standing for election for three quarters of the seats of members in the House and whose party received ten per cent or more of the votes officially recorded in the latest general election of members of the House;
  - (d)                      “municipal district” means a polling district as defined in the *Municipal Act*;
  - (e)                      “ordinarily resident” means ordinarily resident as provided in subsection (1A);
  - (ea)                      “outside member” means a member of the House who is ordinarily resident more than one hundred kilometres from the place where the House ordinarily sits;

(f) “Speaker” means the Speaker of the House.

**(1A)** Subject to the regulations made pursuant to the *House of Assembly Management Commission Act*, a member of the House is ordinarily resident at the principal place where the member is settled in and maintains an ordinary mode of living with its accessories, relationships and conveniences and where the member lives as an inhabitant and not as a visitor, and a member may only be ordinarily resident at one place for the purpose of this subsection.

**(1B)** In determining whether a member of the House is an outside member, the distance between the place where the member is ordinarily resident and the place where the House ordinarily sits is measured along the shortest normal route between the two places open to the travelling public.

**(2)** In this Act, description references to streets, roads, rights-of-way, water features or railways signifies the centre line of the streets, roads, rights-of-way, water features or railways unless otherwise described or stated. R.S. (1992 Supp.), c. 1, s. 2; 2011, c. 5, ss. 366, 367; 2014, c. 36, s. 1.

#### **Division of Act**

**3** It is expressly declared that the division of this Act into Parts is for convenience only. R.S. (1992 Supp.), c. 1, s. 3.

### PART I

#### CONSTITUTION OF THE HOUSE OF ASSEMBLY

##### **Composition of House of Assembly**

**4** The House is composed of fifty-one members, of whom one is elected from each of the fifty-one electoral districts named and described as follows:

(a) **Annapolis**, consisting of, in the County of Annapolis,

(i) that part of the Municipality of the County of Annapolis north of a line described as follows: starting at the intersection of the Queens–Annapolis county line and the Albany New community eastern boundary; then northwest along the Albany New community eastern boundary to Mersey Road; then northwest to the Medway River at the end of Mersey Road; then south along the Medway River approximately 500 metres to a brook; then west along the brook to the first of the Snowshoe Lakes; then southwest through that lake and to the northern point of the Northfield community; then southwest, northwest and southwest along the northern boundaries of the Northfield community, the Maitland Bridge community and Kejimikujik National Park to the Annapolis–Digby county line — including Bear River Reserve (6 – eastern part, 6A & 6B),

- (ii) the Town of Annapolis Royal,
  - (iii) the Town of Bridgetown, and
  - (iv) the Town of Middleton;
- (b) **Antigonish**, consisting of, in the County of Antigonish,
- (i) that part of the Municipality of the County of Antigonish lying west of the Tracadie River and a line from the Tracadie River through Tracadie Harbour to the Northumberland Strait — including Paq'tnekek–Niktuek Reserve (23) and Welnek Reserve (38), and
  - (ii) the Town of Antigonish;
- (c) **Argyle–Barrington**, consisting of, in the County of Shelburne,
- (i) the Municipality of the District of Barrington, and
  - (ii) the Town of Clark's Harbour,
- and, in the County of Yarmouth,
- (iii) the Municipality of the District of Argyle;
- (d) **Bedford**, consisting of, in the County of Halifax,
- that part of Halifax Regional Municipality bounded by Bedford Basin and a line described as follows: starting on the shore of Bedford Basin between Shaunslieve Drive and Lodge Drive; then west and southwest through Hemlock Ravine Park to Highway 102; then north on Highway 102 to a point 585 metres west of Paper Mill Lake; then west approximately 1.4 kilometres to a point on Bluewater Road 138 metres along from Kearney Lake Road; then northwest 1.3 kilometres to a point on Hammonds Plains Road 328 metres from Kearney Lake Road; then northeast approximately 4.2 kilometres, and parallel to Farmers Dairy Lane, along the outside of the northwestern shores of Sandy Lake and Marsh Lake, to the Sackville River; then east along the Sackville River to Highway 101; then southeast on Highway 101 to Highway 102; then northeast on Highway 102 to a brook flowing into Rocky Lake; then along the brook to Rocky Lake; then east along the southern shore of Rocky Lake and through Rocky Lake to Rocky Lake Drive; then southwest on Rocky Lake Drive, wrapping around Quarrystone Drive and Fraggie Rock Road, to the Bedford Bypass; then south and southeast on the Bedford Bypass to Windmill Road; then southeast on Windmill Road to Wright Brook; then southwest and southeast along Wright Brook to Bedford Basin;
- (e) **Cape Breton Centre**, consisting of, in the County of Cape Breton,

that part of Cape Breton Regional Municipality bounded by the Atlantic Ocean, Sydney Harbour and a line described as follows: starting where the western Glace Bay community boundary meets the Atlantic Ocean; then south along the Glace Bay community boundary to Renwick Brook; then west along Renwick Brook to the Sydney International Airport; then south, northwest and northeast along the Sydney International Airport boundary to a point approximately 570 metres south of the Highway 4 (Grand Lake Road) and Airport Road intersection; then southwest and approximately parallel to Highway 4 to a point approximately 1.2 kilometres southeast of the Highway 4 and Garth Wilson Avenue intersection; then northwest to Highway 4; then west on Highway 4 to a point 90 metres east of Reeves Street; then north approximately 2.3 kilometres to the Lingan Road community boundary; then east 205 metres along the Lingan Road community boundary; then north parallel to and south of Dryden Avenue to Lingan Road; then north approximately 600 metres to the Lingan Road community boundary; then west along the Lingan Road community boundary and west along the Sydney community boundary, parallel to and between Grant Street and Birchwood Lane, to Sydney Harbour;

(f) **Cape Breton–Richmond**, consisting of, in the County of Cape Breton,

(i) that part of Cape Breton Regional Municipality lying southeast of East Bay and west of a line described as follows: starting where East Bay reaches the intersection of Eskasoni Road and Kings Road (Highway 4); then northeast on Kings Road to a point 275 metres southwest of Morley Road; then southeast on along a line on the southwest side of and 275 metres distant from Morley Road to Grand Mira North Road; then continuing straight to the Mira River; then south the Mira River to the Richmond county line,

in the County of Inverness,

(ii) the Town of Port Hawkesbury,

and, in the County of Richmond,

(iii) the Municipality of the County of Richmond, including Chapel Island Reserve (5);

(g) **Chester–St Margaret’s**, consisting of, in the County of Halifax,

(i) that part of Halifax Regional Municipality west of the line described as follows: starting where the Halifax–Hants county line intersects the western shore of Pockwock Lake; then southwest along the western shore of Pockwock Lake to the most southwestern point of Pockwock Lake; then in a straight line south-southeast 3.2 kilometres to a point approximately 330 metres east of Wrights Lake; then southwest and west to and through Wrights Lake; then south



along the Upper Tantallon–Head of St Margaret’s Bay community boundary to Highway 103; then east on Highway 103 to Hammonds Plains Road; then southwest on Hammonds Plains Road to St Margaret’s Bay Road; then in a straight line southeast approximately 17.6 kilometres, through the eastern shore of Long Lake and through Big Five Bridge Lake and Moores Lake, to Upper Pond; then through the Upper Pond system to Shad Bay; then through Shad Bay on the west side of Cochrans Island to the Atlantic Ocean,

and, in the County of Lunenburg,

(ii) the Municipality of the District of Chester, including Gold River Reserve (21), New Ross Reserve (20) and Pennal Reserve (19),

(iii) that part of the Municipality of the District of Lunenburg to the northeast of a straight line from the intersection of the Chester–Lunenburg municipal boundary and Highway 103 to the intersection of the Chester–Lunenburg municipal boundary and Rocky Lake, and

(iv) that part of the Municipality of the District of Lunenburg to the northeast of a line from between Round Island and Young Island to the southwest of Mason Island, Rafuse Island, Tancook Island, Flat Island and Pearl Island and northeast of Heckmans Island and Big Duck Island;

(h) **Clare–Digby**, consisting of, in the County of Digby,

(i) the Municipality of the District of Clare,

(ii) the Municipality of the District of Digby, including Bear River Reserve (6 – western part), and

(iii) the Town of Digby;

(i) **Clayton Park West**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by Bedford Basin and a line described as follows: starting at the intersection of the prolongation of Melody Drive and the shore of Bedford Basin; then west, along the prolongation of Melody Drive and Melody Drive to a point 82 metres west of the intersection of Melody Drive and Bedford Highway; then southeast to the rear property lines of properties on the southeastern side of Melody Drive; then southwest along the rear property lines of properties on Melody Drive and Canary Crescent; then southeast and southwest along the rear property lines of properties on Chessvale Close and Chartwell Lane to Lacewood Drive; then west along Lacewood Drive to the Mainland North Linear Parkway; then southeast along the Mainland North Linear Parkway to a point just west of Birkdale Crescent; then west to the end of Regency Park Drive; then southwest along the southeastern boundary of PID #41148933 to the boundary of PID #41343500; then southwest along the southeastern boundary and northwest

along the southwestern boundary of PID #41093063; then southwest along the southeastern boundary of PID #41072026 and its northeast prolongation to Highway 102; then southeast on Highway 102 to Highway 103; then southwest on Highway 103 to a point north of Grassy Lake Drive and at the beginning of the western off-ramp at Exit 2; then northwest, northeast, northwest and northeast around Bayers Lake Industrial Park to a point just north of where Highway 102 and Chain Lake Drive intersect; then north on Highway 102 to a point 740 metres southwest of the intersection of Highway 102 and Kearney Lake Road; then west-southwest approximately 2.7 kilometres to the south end of Ash Lake; then northwest to the Timberlea community boundary; then along the Halifax–Timberlea community boundary 920 metres; then north to a jog on the Hammonds Plains–Timberlea community boundary between Hobsons Pond and Hobsons Lake; then north along the Hammonds Plains–Timberlea community boundary to Kearney Lake Road; then southeast on Kearney Lake Road to the northern shore of Kearney Lake; then northeast through Kearney Lake to a stream; then east along the stream to Highway 102; then southeast on Highway 102 to a point approximately 390 metres east of the southeastern end of Kearney Lake; then east through Hemlock Ravine Park and between Shaunslieve Drive and Lodge Drive to the Bedford Basin;

(j) **Colchester–Musquodoboit Valley**, consisting of, in the County of Colchester,

(i) that part of the Municipality of the County of Colchester south of a line described as follows: starting at Cobequid Bay; then east following the Salmon River to the Town of Truro; then south along the Town of Truro western municipal boundary to the Millbrook Reserve; then southwest, southeast, northeast and east along the Millbrook Reserve boundary to the Truro Reserve; then east, south, east and north along the Truro Reserve boundary to the Town of Truro; then east, south, east and north along the Town of Truro municipal boundary to the intersection of the Town of Truro municipal boundary and the Murray Station–Salmon River community boundary; then northwest 2.3 kilometres to a point on the Salmon River 424 metres due north of Salmon River Road; then east along the Salmon River to a point 1085 metres downstream of where the Greenfield community boundary turns south; then south-southeast 394 metres to the Greenfield–Riversdale community boundary; then south-southeast 3.1 kilometres along the Greenfield–Riversdale community boundary and its prolongation; then east-northeast 1.1 kilometres to the Greenfield–Riversdale community boundary; then south-southeast 5.9 kilometres along the Greenfield–Riversdale community boundary and its prolongation; then northeast 13.4 kilometres in a straight line to and along the Greenfield–Riversdale community boundary and its prolongation to the Colchester–Pictou county line, and

(ii) the Town of Stewiacke,

and, in the County of Halifax,

(iii) that part of Halifax Regional Municipality north and east of a line described as follows: starting at the intersection of the Shubenacadie River and the Colchester-Halifax county line; then west and south along the Shubenacadie River to Highway 102; then south on Highway 102 to Aerotech Drive; then southeast on Aerotech Drive to a brook; then south along the brook to and through Soldier Lake; then east from a point near the southern end of Soldier Lake approximately 2.6 kilometres from the intersection of Highways 102 and 118, through the Waverley-Salmon River Long Lake Wilderness Area and Three Mile Lake and just south of Lake Williams and East Lake, to the northern end of Porters Lake; then northeast through the northern shore of Burnt Lake to Gibraltar Lake; then northeast in a straight line through the northern end of Second Rocky Lake between Lower Beaver Lake and Middle Beaver Lake to Highway 224; then northeast along a straight line approximately 26.1 kilometres to the north end of Moser Lake on the Guysborough-Halifax county line — including Beaver Lake Reserve (17);

(k) **Colchester North**, consisting of, in the County of Colchester,

that part of the Municipality of the County of Colchester north of a line described as follows: starting at Cobequid Bay; then east along the Salmon River to the Town of Truro; then east along the Town of Truro northern municipal boundary to the Village of Bible Hill municipal boundary; then east along the northern and south along the Village of Bible Hill eastern municipal boundary and its prolongation to the Salmon River; then east along the Salmon River to a point 1085 metres downstream of where the Greenfield community boundary turns south; then south-southeast 394 metres to the Greenfield-Riversdale community boundary; then south-southeast 3.1 kilometres along the Greenfield-Riversdale community boundary and its prolongation; then east-northeast 1.1 kilometres to the Greenfield-Riversdale community boundary; then south-southeast 5.9 kilometres along the Greenfield-Riversdale community boundary and its prolongation; then northeast 13.4 kilometres in a straight line to and along the Greenfield-Riversdale community boundary and its prolongation to the Colchester-Pictou county line;

(l) **Cole Harbour-Eastern Passage**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by a line described as follows: starting at the intersection of the prolongation of Highway 111 and the shore of Halifax Harbour; then northeast along the prolongation of Highway 111 and Highway 111 to a point 210 metres southwest of the

intersection of Highway 111 and Mount Hope Avenue; then southeast 625 metres in a straight line perpendicular to Highway 111; then southeast 1.1 kilometres to the northwest corner of the Shearwater Airport; then northeast, along the Shearwater Airport boundary, through Morris Lake, to the intersection of Astral Drive and Caldwell Road; then northwest on Caldwell Road to just before Deerbrooke Drive; then southeast, east and north along the rear property lines on the southwestern, southern and eastern side of Deerbrooke Drive to Colby Drive; then southeast on Colby Drive to Greenwich Drive; then east to and through Bissett Lake and Cole Harbour–Lawrencetown Coastal Heritage Park to Cole Harbour (body of water); then through Cole Harbour to the Atlantic Ocean; then through the Atlantic Ocean to Halifax Harbour; then through Halifax Harbour, to the west of McNabs Island, to the starting point — including Cole Harbour Reserve (30);

(m) **Cole Harbour–Portland Valley**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by a line described as follows: starting where the prolongation of Portland Estates Boulevard meets Morris Lake; then northwest along the prolongation of Portland Estates Boulevard to Portland Estates Boulevard West; then southwest on Portland Estates Boulevard West to the intersection of Eisener Boulevard and the rear property lines of properties on Rosewood Court; then northwest along the rear property lines of properties on Rosewood Court to Eisener Boulevard; then northwest on Eisener Boulevard to Portland Street; then east on Portland Street to a point 120 metres beyond Regal Road; then north to and through Bell Lake and along the rear property lines of properties on Swanton Drive to Dorothea Drive; then northeast to the intersection of Dewhurst Drive and Lucien Drive; then northwest on Lucien Drive to Mount Edward Road; then northwest on the prolongation of Lucien Drive to Main Street; then northeast on Main Street to Forest Hills Parkway; then northeast on Highway 7 to a point 130 metres past Panavista Drive; then south, east and south around the properties on Taranaki Drive to the intersection of Hillsboro Drive and Auburn Drive; then east along the rear property lines of properties on the south side of Auburn Drive to the rear property lines of properties on Bradorian Drive; then south along the rear property lines of properties on Bradorian Drive to Auburn Drive; then southwest on Auburn Drive to John Stewart Drive; then southwest, southeast and northeast to the rear of the properties on Sophie Crescent to John Stewart Drive; then northeast and southeast along the rear property lines on Gammon Crescent to Tamara Drive; then east on Tamara Drive and continuing east to Broom Lake Brook; then southeast along Broom Lake Brook, across Cole Harbour Road, to Cole Harbour (body of water); then southeast through Cole Harbour; then southwest through Cole Harbour–Lawrencetown Coastal Heritage Park and Bissett Lake to the intersection of Greenwich Drive and

Colby Drive; then northwest on Colby Drive to just before Deerbrooke Drive; then south, west and northwest along the rear property lines to the east, south and west of Deerbrooke Drive to Caldwell Road; then southeast on Caldwell Road to Astral Drive; then southwest along the southwest prolongation of Astral Drive to Morris Lake; then northwest through Morris Lake to the starting point;

(n) **Cumberland North**, consisting of, in the County of Cumberland,

(i) the Town of Amherst, and

(ii) that part of the Municipality of the County of Cumberland north of a line described as follows: starting at a point northeast of Mattatall Lake and 758 metres southwest of the intersection of the Cumberland–Colchester county line and Highland Road; then west in a straight line 8.7 kilometres to the Wallace River; then north along the Wallace River to the intersection of Fountain Road and Hunter Road; then southwest, across Highway 368 and through the east and west ends of Big Lake, to Jersey Road at a point approximately 700 metres due north of Highway 204; then north on Jersey Road to Hansford Road; then north-northeast in a straight line to the intersection of the Trans-Canada Trail and Thomson Road; then northwest in a straight line 5.0 kilometres to River Philip; then north-northeast along River Philip approximately 1.2 kilometres; then northwest in a straight line, approximately parallel to Casey Road, 6.2 kilometres to a point on Beckwith Road 728 kilometres west of Bert MacLeod Road; then southwest on Beckwith Road to Mount Pleasant Road; then northwest on Mount Pleasant Road to Lake Killarney Road; then west-southwest 6.6 kilometres, through Klondike Road, to a point 1.8 kilometres from the intersection of Mansfield Road and Highway 204; then west 9.2 kilometres to the Nappan River; then west along the Nappan River to the Maccan River; then southwest along Maccan River to River Hebert; then along River Hebert to Chignecto Bay;

(o) **Cumberland South**, consisting of, in the County of Cumberland,

(i) that part of the Municipality of the County of Cumberland south of a line described as follows: starting at a point northeast of Mattatall Lake and 758 metres southwest of the intersection of the Cumberland–Colchester county line and Highland Road; then west in a straight line 8.7 kilometres to the Wallace River; then north along the Wallace River to the intersection of Fountain Road and Hunter Road; then southwest, across Highway 368 and through the east and west ends of Big Lake, to Jersey Road at a point approximately 700 metres due north of Highway 204; then north on Jersey Road to Hansford Road; then north-northeast in a straight line to the intersection of the Trans-Canada Trail and Thomson Road; then northwest in a straight line 5.0 kilo-

metres to River Philip; then north-northeast along River Philip approximately 1.2 kilometres; then northwest in a straight line, approximately parallel to Casey Road, 6.2 kilometres to a point on Beckwith Road 728 kilometres west of Bert MacLeod Road; then southwest on Beckwith Road to Mount Pleasant Road; then northwest on Mount Pleasant Road to Lake Killarney Road; then west-southwest 6.6 kilometres, through Klondike Road, to a point 1.8 kilometres from the intersection of Mansfield Road and Highway 204; then west 9.2 kilometres to the Nappan River; then west along the Nappan River to the Maccan River; then southwest along Maccan River to River Hebert; then along River Hebert to Chignecto Bay — including Franklin Manor Reserve (22),

- (ii) the Town of Oxford,
- (iii) the Town of Parrsboro, and
- (iv) the Town of Springhill;

(p) **Dartmouth East**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by a line described as follows: starting at the intersection of ~~Waverly~~ [Waverley] Road and Highway 118; then east-northeast, south of Spider Lake, to Lake Major; then south, through Lake Major, to the intersection of the Waverley and Montague Gold Mines community boundaries; then southwest to a point on Forest Hills Extension just southeast of the end of Wilcot Lane; then southeast on Forest Hills Extension to a point west-southwest of the northern end of Loon Lake; then southwest parallel to Stanfield Avenue and southeast of St Clair Avenue to a point 265 metres due east of Caledonia Road; then northwest and southwest along the rear property lines of the properties on the southeast side of Geovex Court to Caledonia Road; then southeast on Caledonia Road to Main Street; then northeast on Main Street to the prolongation of Lucien Drive; then southeast along the prolongation of Lucien Drive to Lucien Drive; then southeast and south on Lucien Drive to the intersection of Dewhurst Drive and Lucien Drive; then southwest to Dorothea Drive and the rear property lines of properties on west side of Swanton Drive; then southwest along the rear property lines of properties on west side of Swanton Drive to Bell Lake; then south through Bell Lake and continuing south to a point on Portland Street 120 metres east of Regal Road; then west on Portland Street to Highway 111; then northwest on Highway 111 to Lake Micmac; then north through Lake Micmac, the Shubenacadie Canal and Lake Charles to the north end of Lake Charles; then west to Highway 118; then northeast on Highway 118 to the starting point;

(q) **Dartmouth North**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by a line described as follows: starting where Wright Brook meets the shore of Bedford Basin; then northeast along Wright Brook to the railway line; then northeast along the railway line approximately 3.9 kilometres to Marshall Brook; then east along a straight line to the northern shore of Lake Charles; then southeast, south and southwest through Lake Charles, the Shubenacadie Canal, Lake Micmac, Lake Banook and Sullivan Pond Brook to Hawthorne Street; then northwest on Hawthorne Street to Crichton Avenue; then northwest on Crichton Avenue to Crichton Park Road; then northwest on Crichton Park Road to Thistle Street; then south and southwest on Thistle Street to Wyse Road; then northwest on Wyse Road to Nantucket Avenue; then to the Angus L. Macdonald Bridge; then northwest through Halifax Harbour, The Narrows and Bedford Basin to the starting point;

(r) **Preston–Dartmouth**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by a line described as follows: starting on Broom Lake Brook at a point 1045 metres north of the intersection of Broom Lake Brook and Cole Harbour Road; then northeast in a straight line 390 metres to a point north of Lawlor Crescent and Old Miller Road; then east-southeast 903 metres in a straight line to a point on the Cole Harbour Road 32 metres from the intersection of Cole Harbour Road and Old Lawrencetown Road; then east on Lawrencetown Road to the Lawrencetown community boundary; then northeast, east-northeast, southeast and east-northeast along the Lawrencetown community boundary to a point west of Lawrencetown Lake where the boundary turns southeast; then continuing east-northeast along the prolongation of the Lawrencetown community boundary to the river connecting Lawrencetown Lake and Lake Echo at a point 65 metres north of Candy Mountain road; then south in a straight line to Candy Mountain Road; then east on Candy Mountain Road to Old Mineville Road; then east on Old Mineville Road to the western boundary of PID #00407908; then northeast along the western boundary of PID #00407908 to the western boundary of PID #00608018; then northwest and northeast along the western and northern boundary of PID #00608018 to PID #00609305; then northwest along the western boundary of PID #00609305 to the southeastern boundary of PID #40185233; then northwest along the eastern boundary of PID #40185233 to the southwestern boundary of PID #00497388; then northeast along the southwestern boundary of PID #00497388 and its prolongation to Porters Lake, south of Christopher Lane; then northwest through Porters Lake to the northern shore of Porters Lake; then west in straight line to a point in Three Mile Lake approximately 1.0 kilometres north of where a brook meets the south end of Three Mile Lake; then south through Three Mile Lake, Ernst

Lake, Long Duck Lake, East Lake and their connecting waterways to Lake Major; then south through Lake Major to the intersection of the Waverly, North Preston and Montague Gold Mines community boundaries; then southwest to a point on Forest Hills Extension just southeast of the end of Wilcot Lane; then southeast on Forest Hills Extension to a point west-southwest of the northern end of Loon Lake; then southwest parallel to Stanfield Avenue and southeast of St Clair Avenue to a point 265 metres due east of Caledonia Road; then northwest and southwest along the rear property lines of the properties on the southeast side of Geovex Court to Caledonia Road; then southeast on Caledonia Road to Main Street; then northeast on Main Street to Forest Hills Parkway; then northeast on Highway 7 to a point 130 metres past Panavista Drive; then south, east and south around the properties on Taranaki Drive to the intersection of Hillsboro Drive and Auburn Drive; then east along the rear property lines of properties on the south side of Auburn Drive to the rear property lines of properties on Bradorian Drive; then south along the rear property lines of properties on Bradorian Drive to Auburn Drive; then southwest on Auburn Drive to John Stewart Drive; then southwest, southeast and northeast to the rear of the properties on Sophie Crescent to John Stewart Drive; then northeast and southeast along the rear property of the properties on Gammon Crescent to Tamara Drive; then east on Tamara Drive and continuing east to Broom Lake Brook; then southeast along Broom Lake Brook to the starting point;

(s) **Dartmouth South**, in the County of Halifax,

that part of Halifax Regional Municipality bounded by Halifax Harbour and a line described as follows: starting where the Angus L. Macdonald Bridge intersects the north shore of Halifax Harbour; then northeast along the bridge approach to Wyse Road; then southeast on Wyse Road to Thistle Street; then northeast on Thistle Street to Crichton Park Road; then southeast on Crichton Park Road to Crichton Avenue; then south on Crichton Avenue to Hawthorne Street; then southeast on Hawthorne Street to Sullivan's Pond Brook; then northeast through Sullivan's Pond Brook and Lake Banook to Highway 111; then southeast on Highway 111 to Portland Street; then east on Portland Street to Eisener Boulevard; then southeast on Eisener Boulevard to the rear property lines of properties on Rosewood Court; then southeast along the rear property lines of properties on Rosewood Court to Portland Estates Boulevard West; then on Portland Estates Boulevard West to Portland Estates Boulevard; then southeast in a straight line extending from Portland Estates Boulevard to Morris Lake; then southeast through Morris Lake to a straight line that is a prolongation of the northern boundary of Shearwater Airport; then southwest along that line and the northern boundary of the Shearwater Airport to the northwest corner of Shearwater Airport; then northwest in a straight line to a point 625 metres from Highway 111;



then northwest 625 metres to Highway 111 along a line perpendicular to Highway 111; then southwest on Highway 111 and along a straight line prolongation of Highway 111 to the shore of Halifax Harbour;

(t) **Guysborough–Eastern Shore–Tracadie**, consisting of, in the County of Guysborough,

(i) that part of the County in the Municipality of the County of Antigonish,

(ii) the Municipality of the District of Guysborough,

(iii) the Town of Mulgrave, and

(iv) the Municipality of the District of St Mary's,

in the County of Antigonish,

(v) that part of the Municipality of the County of Antigonish lying east of the Tracadie River and a line from Tracadie River through Tracadie Harbour to the Northumberland Strait,

and, in the County of Halifax,

(vi) that part of Halifax Regional Municipality south and east of a line described as follows: starting at a point in the Atlantic Ocean southwest of Wolfes Island; then north through False Passage to Ship Harbour; then northwest through Ship Harbour to Newcombe Brook; then northeast along Newcombe Brook to Newcombe Lake; then east along a straight line passing through Newcombe Lake to the southern boundary of the Tangier Grand Lake Wilderness Area; then northeast and northwest along the various courses of the Tangier Grand Lake Wilderness Area to the most northeast point of the boundary; then northwest along a straight line to the northern end of Second Rocky Lake; then northeast along a straight line between Lower Beaver Lake and Middle Beaver Lake to Highway 224; then northeast along a straight line approximately 26.1 kilometres to the north end of Moser Lake on the Guysborough–Halifax county line; then southeast along the Guysborough–Halifax county line to the shore of the Atlantic Ocean — including Sheet Harbour Reserve (36);

(u) **Eastern Shore**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by the Atlantic Ocean and a line described as follows: starting at the mouth of Cole Harbour; then north and northeast through Cole Harbour to Broom Lake Brook; then north along Broom Lake Brook to a point 1045 metres from the intersection of Broom Lake Brook and Cole Harbour Road; then northeast in a straight line 390 metres to a point north of Lawlor Crescent and Old Miller Road; then east-southeast 903 metres in a straight line to a point on the Cole Harbour

Road 32 metres from the intersection of Cole Harbour Road and Old Lawrencetown Road; then east on Lawrencetown Road to the Lawrencetown community boundary; then north-east, east-northeast, southeast and east-northeast along the Lawrencetown community boundary to a point west of Lawrencetown Lake where the boundary turns southeast; then continuing east-northeast along the prolongation of the Lawrencetown community boundary to the river connecting Lawrencetown Lake and Lake Echo at a point 65 metres north of Candy Mountain Road; then south in a straight line to Candy Mountain Road; then east on Candy Mountain Road to Old Mineville Road; then east on Old Mineville Road to the western boundary of PID #00407908; then north-east along the western boundary of PID #00407908 to the western boundary of PID #00608018; then northwest and northeast along the western and northern boundary of PID #00608018 to PID #00609305; then northwest along the western boundary of PID #00609305 to the southeastern boundary of PID #40185233; then northwest along the eastern boundary of PID #40185233 to the southwestern boundary of PID #00497388; then northeast along the southwestern boundary of PID #00497388 and its prolongation to Porters Lake, south of Christopher Lane; then northwest through Porters Lake to the northern shore of Porters Lake; then northeast, through the northern shore of Burnt Lake, to Gibraltar Lake; then northeast in a straight line to Second Rocky Lake; then southeast along a straight line to the most northeastern point of the boundary of the Tangier Grand Lake Wilderness Area; then southeast and southwest along the various courses of the Tangier Grand Lake Wilderness Area to its most southern boundary; then southwest along a straight line passing through Newcombe Lake to Newcombe Brook; then southwest along Newcombe Brook to Ship Harbour; then south through Ship Harbour to False Passage; then southwest through False Passage to the Atlantic Ocean west of Wolfes Island;

(v) **Fairview–Clayton Park**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by Bedford Basin and a line described as follows: starting at the intersection of the prolongation of Melody Drive and the shore of Bedford Basin; then west, along the prolongation of Melody Drive and Melody Drive to a point 82 metres west of the intersection of Melody Drive and Bedford Highway; then southeast to the rear property lines of properties on the southeast side of Melody Drive; then southwest along the rear property lines of Melody Drive and Canary Crescent; then southeast and southwest along the rear property lines of Chessvale Close and Chartwell Lane to Lacewood Drive; then west along Lacewood Drive to the Mainland North Linear Parkway; then southeast along the Mainland North Linear Parkway to a point just west of Birkdale Crescent; then west to the end of Regency Park Drive; then southwest along

the southeastern boundary of PID #41148933 to the boundary of PID #41343500; then southwest along the southeastern boundary and northwest along the southwestern boundary of PID #41093063; then southwest along the southeastern boundary of PID #41072026 and its northeast prolongation to Highway 102; then southeast, northeast and east on Highway 102, and its exit to Bayers Road, to Bayers Road; then east on Bayers Road to Connaught Avenue; then north-northwest on Connaught Avenue to Windsor Street; then northwest on Windsor Street to Bedford Highway; then west on the Bedford Highway to the railway line; then northwest from the railway line to Bedford Basin;

(w) **Glance Bay**, consisting of, in the County of Cape Breton,

that part of Cape Breton Regional Municipality to the north and east of a line described as follows: starting where the Donkin Morien Highway crosses Big Glance Bay; then northwest on the Donkin Morien Highway to Brookside Street; then west and north along the Glance Bay community boundary to the Atlantic Ocean;

(x) **Halifax Armdale**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by the Northwest Arm and a line described as follows: starting where the Armdale Rotary meets the Northwest Arm; then north through the Armdale Rotary to Chebucto Road; then northwest on Chebucto Road to the railway tracks; then north along the railway tracks to Bayers Road and the end of Pennington Street; then southwest on Bayers Road and Highway 102 to Highway 103; then southwest on Highway 103 to a point north of Grassy Lake Drive and at the beginning of the western off-ramp at Exit 2; then east to a point just beyond Prospect Road; then south to the northwest end of Long Lake; then southeast and east through Long Lake to a point on the southeast shore of Long Lake approximately 82 metres from the intersection of Northwest Arm Drive and Old Sambro Road; then in a straight line to the intersection of Northwest Arm Drive and Old Sambro Road; then northwest on North West Arm Drive 260 metres; then northeast 487 metres to the rear property lines of properties on the southwest side of Punch Bowl Drive; then southeast along the rear property lines of properties on the southwest side of Punch Bowl Drive to Herring Cove Road; then south on Herring Cove Road to McMullen Road; then east on McMullen Road to the rear property lines on the east side of Herring Cove Road; then north along the rear property lines on the east side of Herring Cove Road to the rear property line on the west side of Circle Drive; then north along the rear property line on the west side of Circle Drive and east to Seaview Avenue; then east on the north side of Seaview Avenue to PID #40469066; then east along the northern boundary and south along the eastern boundary of PID #40469066 and its prolon-

gation; then east along the northern boundary of PID #00313981 to the rear property lines on the east side of Aurora Avenue; then south along the rear property lines on the east side of Aurora Avenue to the rear property lines on the north side of Joyce Avenue; then northeast along the rear property lines on the north side of Joyce Avenue to a small pond; then northeast along a brook to Whimsical Lake; then southeast, to the rear of properties on Joyce Avenue, Raith-park Lane, Ballantrae Lane and Forward Avenue, to Purcells Cove Road; then northwest on Purcells Cove Road to a point west of Frog Pond; then northeast through Frog Pond, between Parkhill Road and Dingle Road, to the Northwest Arm;

(y) **Halifax Atlantic**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality seaward of a line described as follows: starting at the Atlantic Ocean between Terrence Bay and Mackerel Island; then northeast to the mouth of a brook flowing from Bar Harbour Lake to the Atlantic Ocean; then northeast along a straight line approximately 3.9 kilometres to the south end of an island near the northwest end of Grand Lake; then northwest through Grand Lake along a watercourse to Ragged Lake and along the eastern shore of Ragged Lake to where The Two Lakes system flows into Ragged Lake; then north through The Two Lakes system to The Two Lakes; then northwest along a watercourse to Harry Lake; then through Harry Lake to its northeast corner; then northeast 2.3 kilometres to a river flowing into Run Lake; then northeast along the river to Run Lake; then north approximately 10 metres along the western shore of Run Lake to the boundary of PID #40072894; then north and east along that boundary to the northeast corner of the property; then northeast 14 metres along the boundary of PID #40072530; then east approximately 5 metres to a brook; then north, west and northeast to Sheas Lake; then northwest through Sheas Lake to the brook running from Narrow Lake; then northwest along the brook to a point 625 metres south-southwest of Spruce Hill Lake; then north-northeast along a straight line 625 metres to Spruce Hill Lake; then northeast through Spruce Hill Lake to its northeast end; then north along a line approximately 2 kilometres to Beaver Dam Brook; then north approximately 1.6 kilometres along Beaver Dam Brook; then north along a straight line approximately 1.1 kilometres to the northwestern end of Long Lake; then southeast and east through Long Lake to a point on the southeast shore of Long Lake approximately 82 metres from the intersection of Northwest Arm Drive and Old Sambro Road; then in a straight line to the intersection of Northwest Arm Drive and Old Sambro Road; then northwest on Northwest Arm Drive 260 metres; then northeast 487 metres to the rear property lines of properties on the southwestern side of Punch Bowl Drive; then southeast along the rear property lines of properties on the southwest side of Punch Bowl

Drive to Herring Cove Road; then south on Herring Cove Road to McMullen Road; then east on McMullen Road to the rear property lines on the east side of Herring Cove Road; then north along the rear property lines on the east side of Herring Cove Road to the rear property line on the west side of Circle Drive; then north along the rear property line on the west side of Circle Drive and east to Seaview Avenue; then east on the north side of Seaview Avenue to PID #40469066; then east along the northern boundary and south along the eastern boundary of PID #40469066 and its prolongation; then east along the northern boundary to PID #00313981 to the rear property lines on the east side of Aurora Avenue; then south along the rear property lines on the east side of Aurora Avenue to the rear property lines on the north side of Joyce Avenue; then northeast along the rear property lines of properties on the north side of Joyce Avenue to a small pond; then northeast along a brook to Whimsical Lake; then southeast, to the rear of properties on Joyce Avenue, Raithpark Lane, Ballantrae Lane and Forward Avenue, to Purcells Cove Road; then northwest on Purcells Cove Road to a point west of Frog Pond; then northeast through Frog Pond, between Parkhill Road and Dingle Road, to the Northwest Arm;

(z) **Halifax Chebucto**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by the Northwest Arm and a line described as follows: starting where the prolongation of Coburg Road meets the Northwest Arm; then northeast on Coburg Road to Robie Street; then northwest on Robie Street to Young Street; then southwest on Young Street to Bayers Road; then southwest and northwest on Bayers Road to the exit from Highway 102; then west on Highway 102 to the railway tracks; then south on the railway tracks to Chebucto Road; then southwest on Chebucto Road to the Armdale Rotary; then south through the Armdale Rotary to the Northwest Arm;

(za) **Halifax Citadel–Sable Island**, consisting of, in the County of Halifax,

(i) that part of Halifax Regional Municipality bounded by Halifax Harbour, the Northwest Arm and a line described as follows: starting where the prolongation of Coburg Road meets the Northwest Arm; then northeast on Coburg Road to Robie Street; then northwest on Robie Street to Cogswell Street; then northeast on Cogswell Street to Rainnie Drive; then east on Rainnie Drive to Duke Street; then east on Duke Street and the prolongation of Duke Street to Halifax Harbour,

(ii) Georges Island, and

(iii) Sable Island;

(zb) **Halifax Needham**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by Bedford Basin, Halifax Harbour and a line described as follows: starting where the prolongation of Duke Street meets Halifax Harbour; then west along the prolongation of Duke Street and on Duke Street to Rainnie Drive; then west on Rainnie Drive to Cogswell Street; then west on Cogswell Street to Robie Street; then northwest on Robie Street to Young Street; then southwest on Young Street to Bayers Road; then southwest on Bayers Road to Connaught Avenue; then north on Connaught Avenue to Windsor Street; then northwest on Windsor Street to Bedford Highway; then west on Bedford Highway to the railway line; then northwest from the railway line to Bedford Basin;

(zc) **Hammonds Plains–Lucasville**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by a line described as follows: starting where the Halifax–Hants county line intersects the western shore of Pockwock Lake; then southwest along the western shore of Pockwock Lake to the most southwestern point of Pockwock Lake; then in a straight line south-southeast 3.2 kilometres to a point approximately 330 metres east of Wrights Lake; then southwest and west to and through Wrights Lake; then south along the Upper Tantallon–Head of St Margaret’s Bay community boundary to Highway 103; then southeast on Highway 103 to a brook east of Telford Lane; then north-northeast approximately 1.5 kilometres; then southeast to Maple Lake; then, on a straight line through the most northerly point of Frasers Lake and the most southerly point of Ash Lake, to a point 660 metres before Ash Lake on the Halifax–Timberlea community boundary; then along the Halifax–Timberlea community boundary 920 metres; then north to a jog on the Hammonds Plains–Timberlea community boundary between Hobsons Pond and Hobsons Lake; then north along the Hammonds Plains–Timberlea community boundary to Kearney Lake Road; then southeast on Kearney Lake Road to the northern shore of Kearney Lake; then northeast through Kearney Lake to a stream; then east along the stream to Highway 102; then north on Highway 102 to a point 585 metres west of Paper Mill Lake; then west approximately 1.4 kilometres to Bluewater Road at a point 138 metres along from Kearney Lake Road; then northwest 1.3 kilometres to Hammonds Plains Road 328 metres from Kearney Lake Road; then northeast approximately 4.2 kilometres, parallel to Farmers Dairy Lane and along the outside of the northwestern shores of Sandy Lake and Marsh Lake, to the Sackville River; then northwest and northeast along the Sackville River to the southwest prolongation of Beaver Bank Road; then northeast along the prolongation of Beaver Bank Road to Highway 101; then northwest on Highway 101 to the Halifax–Hants county line; then along the Halifax–Hants county line to the starting point;

(zd) **Hants East**, consisting of, in the County of Halifax,

(i) that part of the Halifax Regional Municipality in the community of Enfield,

and, in the County of Hants,

(ii) the Municipality of the District of East Hants, including Indian Brook Reserve (14);

(ze) **Hants West**, consisting of, in the County of Hants,

(i) the Town of Hantsport,

(ii) the Municipality of the District of West Hants, including St Croix Reserve (34), and

(iii) the Town of Windsor;

(zf) **Inverness**, consisting of, in the County of Inverness,

the Municipality of the County of Inverness — including Malagawatch Reserve (4), Margaree Reserve (25) and Wycocomagh Reserve (2) — but excluding that part of the Municipality of the County of Inverness to the northeast and southeast of a line described as follows: starting at a point on the Inverness–Victoria county line 490 metres south of the intersection of that line and Meat Cove Road; then northwest in a straight line 855 metres to the western boundary of PID # 50103670 at a point 512 metres southwest of the intersection of that boundary and Lowlands Cove Road; then northeast along the western boundary of PID # 50103670 to the Atlantic Ocean;

(zg) **Kings North**, consisting of, in the County of Kings,

(i) the Town of Kentville, and

(ii) that part of the Municipality of the County of Kings north and east of a line described as follows: starting at the mouth of the Cornwallis River; then southwest along the Cornwallis River to the Town of Kentville; then north, west and south along the Town of Kentville municipal boundary to the Cornwallis River; then west along the Cornwallis River to Highway 101; then west on Highway 101 to Black Rock Road; then north on Black Rock Road to the Bay of Fundy;

(zh) **Kings South**, consisting of, in the County of Kings,

(i) that part of the Municipality of the County of Kings south and east of a line described as follows: starting at the mouth of the Cornwallis River; then southwest along

the Cornwallis River to the Town of Kentville; then south, west and north along the Town of Kentville municipal boundary to the Cornwallis River; then southwest on along the Cornwallis River to Highway 101; then the west on Highway 101 to a point just west of the end of Ratchford Road on the south side of Highway 101; then south-southeast in a straight line perpendicular to Highway 101, parallel to Smith Avenue, to the intersection of Joudrey Mountain Road and Randolph Road; then southeast on Randolph Road to Sharpe Brook; then south along Sharpe Brook to Prospect Road; then south-southwest approximately 5.5 kilometres to North River Road; then east on North River Road approximately 180 metres; then south-southeast in a straight line west of Aylesford Lake to the intersection of the northwest prolongation of the Kings–Lunenburg county line and the western shore of Gaspereau Lake; then southeast along that prolongation of the Kings–Lunenburg county line 10.2 kilometres to the Kings–Lunenburg county line — including Cambridge Reserve (32) and Glooscap Reserve (35A & 35B), and

(ii) the Town of Wolfville;

(zi) **Kings West**, consisting of, in the County of Kings,

(i) the Town of Berwick, and

(ii) that part of the Municipality of the County of Kings west of a line described as follows: starting where Black Rock Road meets the Bay of Fundy; then south on Black Rock Road to Highway 101; then east on Highway 101 to a point just west of the end of Ratchford Road on the south side of Highway 101; then south-southeast in a straight line perpendicular to Highway 101, parallel to Smith Avenue, to the intersection of Joudrey Mountain Road and Randolph Road; then southeast on Randolph Road to Sharpe Brook; then south along Sharpe Brook to Prospect Road; then south-southwest approximately 5.5 kilometres to North River Road; then east on North River Road approximately 180 metres; then south-southeast in a straight line west of Aylesford Lake to the intersection of the northwest prolongation of the Kings–Lunenburg county line and the western shore of Gaspereau Lake; then southeast along that prolongation of the Kings–Lunenburg county line 10.2 kilometres to the Kings–Lunenburg county line;

(zj) **Lunenburg**, consisting of, in the County of Lunenburg,

(i) that part of the Municipality of the District of Lunenburg bounded by the Atlantic Ocean and a line described as follows: starting at a point in the Atlantic Ocean between Pearl Island and Big Duck Island; then northwest to the southwest of Pearl Island, Flat Island, Tancook Island, Rafuse Island and Mason Island and the northeast of Heckmans Island to a point on the Chester–Lunenburg municipal boundary between Round Island and Young Island; then



northwest and north along the Chester–Lunenburg municipal boundary to Highway 103; then northwest in a straight line to the intersection of the Chester–Lunenburg municipal boundary and the southern shore of Rocky Lake; then northwest along the Chester–Lunenburg municipal boundary to the Kings–Lunenburg county line; then southwest along the Lunenburg county line to the intersection of the railway line and the Annapolis–Lunenburg county line west of Highway 10; then southeast along the railway line to a river flowing into New Germany Lake; then southeast along the river to New Germany Lake; then southeast along the western shore of New Germany Lake to a stream; then southwest along the stream to a point 1.2 kilometres southwest of where the stream meets New Germany Lake; then southeast 2.4 kilometres to a point on the Lower Branch road 1.2 kilometres from Osborne Road; then southeast, to the west of Osborne Road, to the intersection of Osborne Road and Veinot Road; then northeast to the LaHave River; then southeast along the LaHave River system to the Town of Bridgewater; then northeast, southeast and southwest along the eastern municipal boundary of the Town of Bridgewater to the LaHave River; then southeast along the western shore of the LaHave River to the Atlantic Ocean and to the northeast of the islands at the mouth of the LaHave River,

(ii) the Town of Lunenburg, and

(iii) the Town of Mahone Bay;

(zk) **Lunenburg West**, consisting of, in the County of Lunenburg,

(i) the Town of Bridgewater, and

(ii) that part of the Municipality of the District of Lunenburg to the southwest of a line described as follows: starting at the intersection of the railway line and the Annapolis–Lunenburg county line west of Highway 10; then southeast along the railway line to a river flowing into New Germany Lake; then southeast along the river to New Germany Lake; then southeast along the western shore of New Germany Lake to a stream; then southwest along the stream to a point 1.2 kilometres southwest of where the stream meets New Germany Lake; then southeast 2.4 kilometres to a point on Lower Branch Road 1.2 kilometres from Osborne Road; then southeast, to the west of Osborne Road, to the intersection of Osborne Road and Veinot Road; then northeast to the LaHave River; then southeast along the LaHave River system to the Town of Bridgewater; then southwest, southeast and northeast along the western municipal boundary of the Town of Bridgewater to the LaHave River; then southeast along the western shore of the LaHave River to the Atlantic Ocean and to the northeast of the islands at the mouth of the LaHave River;

(zl) **Northside–Westmount**, consisting of, in the County of Cape Breton,

that part of Cape Breton Regional Municipality bounded by the Atlantic Ocean, Sydney Harbour, the Sydney River and a line described as follows: starting at the intersection of the Sydney River and Highway 125; then northwest, north and northeast on Highway 125 to Highway 105; then northwest on Highway 105 to Little Bras d'Or; then north through Little Bras d'Or to the Atlantic Ocean; then southeast along the coast to Sydney Harbour;

(zm) **Pictou Centre**, consisting of, in the County of Pictou,

- (i) the Town of New Glasgow,
- (ii) the Town of Stellarton, and
- (iii) the Town of Trenton;

(zn) **Pictou East**, consisting of, in the County of Pictou,

(i) that part of the Municipality of the County of Pictou to the east of a line described as follows: starting at a point on the Colchester–Pictou county line 2.4 kilometres northwest of the intersection of that line with the Halifax county line; then north-northwest 12 kilometres to a point 652 metres due east of Dryden Lake Road; then east-northeast 83 metres; then northeast 129 metres; then 497 metres to a point 415 metres due east of Dryden Lake Road; then east-northeast 582 metres; then north 854 metres to a point 246 metres north of Glengarry Road; then west-southwest 278 metres; then north-northwest 898 metres to a point 119 metres east of the intersection of Concord Road and White Hill Road; then east-northeast 209 metres; then north 1.99 kilometres to a point 98 metres north of White Hill Road; then northeast to the intersection of White Hill Road and Lorne Station Road; then north on White Hill Road to Marshdale Road; then northeast in a straight line to the intersection of East Fraser Road and Halliday Road; then northeast on Halliday Road to Foxbrook Road; then northeast on Foxbrook Road to the Town of Westville; then southeast and northeast along the Town of Westville municipal boundary to the Town of Stellarton; then east and north along the Town of Stellarton municipal boundary to the Town of New Glasgow; then east and north along the Town of New Glasgow municipal boundary to the Town of Trenton; then north and west along the Town of Trenton municipal boundary to the East River of Pictou; then northwest, north and northeast along the East River to the Northumberland Strait — including Boat Harbour West Reserve (37), Fisher's Grant Reserve (24 & 24G) and Merigomish Harbour Reserve (31), and

- (ii) the Town of Westville;

(zo) **Pictou West**, consisting of, in the County of Pictou,

- (i) the Town of Pictou, and

(ii) that part of the Municipality of the County of Pictou to the west of a line described as follows: starting at a point on the Colchester–Pictou county line 2.4 kilometres northwest of the intersection of that line with the Halifax county line; then north-northwest 12 kilometres to a point 652 metres due east of Dryden Lake Road; then east-northeast 83 metres; then northeast 129 metres; then 497 metres to a point 415 metres due east of Dryden Lake Road; then east-northeast 582 metres; then north 854 metres to a point 246 metres north of Glengarry Road; then west-southwest 278 metres; then north-northwest 898 metres to a point 119 metres east of the intersection of Concord Road and White Hill Road; then east-northeast 209 metres; then north 1.99 kilometres to a point 98 metres north of White Hill Road; then northeast to the intersection of White Hill Road and Lorne Station Road; then north on White Hill Road to Marshdale Road; then northeast in a straight line to the intersection of East Fraser Road and Halliday Road; then northeast on Halliday Road to Foxbrook Road; then northeast on Foxbrook Road to the Town of Westville; then northwest, north and east along the Town of Westville municipal boundary to the Town of Stellarton; then east along the Town of Stellarton municipal boundary to the Town of New Glasgow; then north and east along the Town of New Glasgow municipal boundary to the East River of Pictou; then northwest, north and northeast along the East River to the Northumberland Strait;

(zp) **Queens–Shelburne**, consisting of, in the County of Annapolis,

(i) that part of the Municipality of the County of Annapolis south of a line described as follows: starting at the intersection of the Queens–Annapolis county line and the Albany New community eastern boundary; then northwest along the Albany New community eastern boundary to Mersey Road; then northwest to the Medway River at the end of Mersey Road; then south along the Medway River approximately 500 metres to a brook; then west along the brook to the first of the Snowshoe Lakes; then southwest through the lake and to the northern point of the Northfield community; then southwest, northwest and southwest along the northern boundaries of Northfield community, Maitland Bridge community and Kejimikujik National Park to the Annapolis–Digby county line,

in the County of Queens,

(ii) the Region of Queens, including Medway River Reserve (11), Ponhook Lake Reserve (10) and Wildcat Reserve (12),

and, in the County of Shelburne,

(iii) the Town of Lockeport,

(iv) the Town of Shelburne, and

(v) the Municipality of the District of Shelburne;

(zq) **Sackville–Beaverbank**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by a line described as follows: starting at the intersection of Highway 101 and the Halifax–Hants county line; then north-east along the Halifax–Hants county line to a railway line; then southeast along the railway line to a point due west of the intersection of Sidhu Drive and Beaver Bank Road; then east in a straight line 925 metres east to the intersection of Sidhu Drive and Beaver Bank Road; then southeast along the prolongation of Sidhu Drive to the rear property lines on the east side of Beaver Bank Road; then north along the rear property lines to the intersection of Beaver Bank Road and Galloway Drive; then southeast along the rear property lines on the northeast side of Galloway Drive, around Matthews Court and Chalet Lane, to an unidentified brook; then north-east along the unidentified brook to Box Mill Brook; then southeast along Box Mill Brook to the Beaver Bank–Windsor Junction community boundary; then southwest, west and southwest along the Beaver Bank–Windsor Junction community boundary to the intersection of Beaver Bank Road and Millwood Drive; then south and southwest on Beaver Bank Road to Highway 101; then northwest on Highway 101 to the starting point;

(zr) **Sackville–Cobequid**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by a line described as follows: starting at the intersection of Highway 101 and Highway 102; then northwest on Highway 101 to a point 50 metres southeast of Old Sackville Road; then southwest to the Sackville River; then northwest and northeast along the Sackville River to the southwest prolongation of Beaver Bank Road; then northeast along the prolongation of Beaver Bank Road and northeast and north on Beaver Bank Road to Millwood Drive; then northeast, east, southwest and east along the Beaver Bank–Lower Sackville community boundary to the Lakeview community boundary; then along the Lakeview–Lower Sackville community boundary to Cobequid Road; then southwest along the rear property lines on the southeast side of Cobequid Road; then southeast along the Lakeview–Lower Sackville community boundary to Highway 102; then southwest on Highway 102 to the starting point;

(zs) **Sydney–Whitney Pier**, consisting of, in the County of Cape Breton,

that part of Cape Breton Regional Municipality bounded by Sydney Harbour and a line described as follows: starting at the intersection of the northern Sydney community boundary and Sydney Harbour; then east, southeast and east

along the Sydney community boundary, between Grant Street and Birchwood Lane and parallel to MacLeods Hill, to the Lingan Road community boundary; then east along the Lingan Road community boundary for 465 metres; then south, parallel to Dryden Avenue, to the Lingan Road community boundary; then west 205 metres along the Lingan Road community boundary; then south for approximately 2.3 kilometres, intersecting the Sydney Port Access Road, to a point on Grand Lake Road 90 metres east of Reeves Street; then west on Grand Lake Road to Reeves Street; then south on Reeves Street to Upper Prince Street; then southwest on Upper Prince Street to a point 58 metres past the intersection with Centennial Drive; then south 888 metres to the rear of properties on Carlton Drive; then southeast to Highway 125 at a point due south of the end of Cossitt Heights Drive; then southwest 505 metres on Highway 125 to Exit 8; then northwest, northeast, northwest and southwest along the Sydney community boundary to the Membertou Reserve; then southwest and northwest along the Membertou Reserve boundary to the Sydney community boundary; then northwest along the Sydney community boundary to Sydney Harbour — including Membertou Reserve (28B) and Sydney Reserve (28A);

(zt) **Sydney River–Mira–Louisbourg**, consisting of, in the County of Cape Breton,

that part of Cape Breton Regional Municipality to the east and south of a line described as follows: starting where the Cape Breton–Richmond county line meets the Mira River; then north along the Mira River to west of the prolongation of a line 275 metres to the southwest of Morley Road; then northwest along that prolongation to Grand Mira North Road; then northwest along a line on the southwest side of and 245 metres distant from Morley Road to Kings Road (Highway 4); then southwest on Kings Road to Eskasoni Road; then northwest along the Portage community boundary to the Blacketts Lake community boundary; then northwest approximately 700 metres; then northeast to Coxheath Road north of where Portage Brook merges with the Sydney River; then north in a straight line to Mountain Road at a point approximately 600 metres from its intersection with Beechmont Road; then north in a straight line to the intersection of Highway 125 and Frenchvale Road; then southeast on Highway 125 to the Sydney River; then northeast along the Sydney River to the Sydney community boundary; then southeast along the Sydney community boundary to the Membertou Reserve; then northeast along the Membertou Reserve boundary to the Sydney community boundary; then northeast, southeast, southwest and southeast along the Sydney community boundary to Exit 8 of Highway 125; then northeast on Highway 125 to a point due south of the end of Cossitt Heights Drive; then northwest 505 metres; then north 888 metres, to the rear of properties on Carlton Drive, to Prince Street near the intersection with Centennial

Drive; then northeast on Prince Street to Reeves Street; then north on Reeves Street to Grand Lake Road (Highway 4); then northeast on Grand Lake Road to a point 250 metres past Garth Wilson Avenue; then southeast approximately 1.2 kilometres; then northeast, approximately parallel to Grand Lake Road, to the Sydney International Airport at a point approximately 570 metres south of the intersection of Grand Lake Road and Airport Road; then southeast, southwest, southeast and north along the Sydney International Airport boundary to the most northeastern boundary; then east along Renwick Brook to the Glace Bay community boundary; then east along the Glace Bay community boundary to the intersection of Birch Grove Road and Highway 255; then southeast on Highway 255 to the shore of Big Glace Bay; then through Big Glace Bay to the Atlantic Ocean — including Caribou Marsh Reserve (29);

(zu) **Timberlea–Prospect**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by the Atlantic Ocean and a line described as follows: starting at the Atlantic Ocean between Terrence Bay and Mackereel Island; then northeast to the mouth of a brook flowing from Bar Harbour Lake to the Atlantic Ocean; then northeast along a straight line approximately 3.9 kilometres to the south end of an island near the northwest end of Grand Lake; then northwest through Grand Lake along a watercourse to Ragged Lake and along the eastern shore of Ragged Lake to where The Two Lakes system flows into Ragged Lake; then north through The Two Lakes system to The Two Lakes; then northwest along a watercourse to Harry Lake; then through Harry Lake to its northeast corner; then northeast 2.3 kilometres to a river flowing into Run Lake; then northeast along the river to Run Lake; then north approximately 10 metres along the western shore of Run Lake to the boundary of PID #40072894; then north and east along that boundary to the northeast corner of the property; then northeast 14 metres along the boundary of PID #40072530; then east approximately 5 metres to a brook; then north, west and northeast to Sheas Lake; then northwest through Sheas Lake to the brook running from Narrow Lake; then northwest along the brook to a point 625 metres south-southwest of Spruce Hill Lake; then north-northeast along a straight line 625 metres to Spruce Hill Lake; then northeast through Spruce Hill Lake to its northeast end; then north along a line approximately 2 kilometres to Beaver Dam Brook; then north approximately 1.6 kilometres along Beaver Dam Brook; then north along a straight line approximately 1.1 kilometres to the northeast end of Long Lake; then north to St Margaret's Bay Road; then northwest along St Margaret's Bay Road to the off-ramp to St Margaret's Bay Road at Exit 2 on Highway 103; then northwest along the off-ramp to Highway 103; then northwest, northeast, northwest and northeast around Bayers Lake Industrial Park to a point just

north of where Highway 102 and Chain Lake Drive intersect; then north on Highway 102 to a point 740 metres southwest of the intersection of Highway 102 and Kearney Lake Road; then west-southwest approximately 2.7 kilometres to the south end of Ash Lake; then northwest through the northeast corner of Frasers Lake to the western shore of Maple Lake; then northwest to a point 1.5 kilometres north-northeast of the intersection of Highway 103 and a brook east of Telford Lane; then south to the intersection of Highway 103 and the brook; then northwest on Highway 103 to Hammonds Plains Road; then southwest on Hammonds Plains Road to St Margaret's Bay Road; then in a straight line southeast approximately 17.6 kilometres, through the eastern shore of Long Lake and through Big Five Bridge Lake and Moores Lake, to Upper Pond; then through the Upper Pond system to Shad Bay; then through Shad Bay on the west side of Cochrans Island to the Atlantic Ocean;

(zv) **Truro–Bible Hill–Millbrook–Salmon River**, consisting of, in the County of Colchester,

(i) that part of the Municipality of the County of Colchester bounded by a line described as follows: starting where the Village of Bible Hill northern municipal boundary intersects the Salmon River; then southeast along the Salmon River to the Salmon River community boundary and Town of Truro municipal boundary; then south and east along the Salmon River community boundary and Town of Truro municipal boundary to a point 71 metres east of the intersection of the Town of Truro municipal boundary and the Murray Siding–Salmon River community boundary; then northwest 2.3 kilometres to a point on the Salmon River 424 metres due north of the Salmon River Road; then east along the Salmon River to its intersection with the south-southeast prolongation of the Village of Bible Hill eastern municipal boundary; then north-northwest, south-southwest and southwest along the Village of Bible Hill municipal boundary to the starting point,

(ii) the Town of Truro, and

(iii) Millbrook Reserve (27) and Truro Reserve (27A, 27B & 27C);

(zw) **Victoria–The Lakes**, consisting of, in the County of Cape Breton,

(i) that part of Cape Breton Regional Municipality to the northwest of East Bay and west of a line described as follows: starting at the intersection of Kings Road (Highway 4) and Eskasoni Road; then northwest along the Portage community boundary to the Blacketts Lake community boundary; then northwest approximately 700 metres; then northeast to Coxheath Road north of where Portage Brook merges with the Sydney River; then north in a straight line to Mountain Road at a point approximately 600 metres

from its intersection with Beechmont Road; then in a straight line to the intersection of Highway 125 and Frenchvale Road; then northwest, north and northeast on Highway 125 to Highway 105; then northwest on Highway 105 to St Andrews Channel; then north through St Andrews Channel to the Atlantic Ocean — including Eskasoni Reserve (3) and Wagmatcook Reserve (1),

in the County of Inverness,

(ii) that part of the Municipality of the County of Inverness to the northeast and southeast of a line described as follows: starting at a point on the Inverness–Victoria county line 490 metres south of the intersection of that line and Meat Cove Road; then northwest in a straight line 855 metres to the western boundary of PID # 50103670 at a point 512 metres southwest of the intersection of that boundary and Lowlands Cove Road; then northeast along the western boundary of PID # 50103670 to the Atlantic Ocean,

and, in the County of Victoria,

(iii) the Municipality of the County of Victoria;

(zx) **Waverley–Fall River–Beaver Bank**, consisting of, in the County of Halifax,

that part of Halifax Regional Municipality bounded by a line described as follows: starting at the intersection of Highway 102 and the Halifax–Hants county line; then south on Highway 102 to Aerotech Drive; then southeast 700 metres to a brook; then southwest following the brook to and south through Soldier Lake; then east from the southern point of Soldier Lake, through the Waverley–Salmon River Long Lake Wilderness Area, to Three Mile Lake; then south through the Three Mile Lake, Long Duck Lake and East Lake system to Lake Major; then west through Lake Major to the intersection of ~~Waverley~~ [Waverley] Road and Highway 118; then south on Highway 118 to a point west of the north end of Lake Charles; then west for approximately 2.0 kilometres to the railway line northeast of Anderson Lake; then south along the railway line to Wright Brook; then southwest along Wright Brook to Windmill Road; then northwest on Windmill Road to the Bedford Bypass; then northwest on the Bedford Bypass to the railway line; then northeast along the railway line to Rocky Lake Drive; then southeast, northeast and north around the properties on Quarystone Drive to Rocky Lake Drive; then northeast on Rocky Lake Drive to the shore of Rocky Lake; then west through Rocky Lake to Highway 102; then northeast on Highway 102 to the rear property lines on the west side of Lakeview Road; then north along the rear property lines to Cobequid Road; then northeast on Cobequid Road to Lakeview Road; then northwest,



parallel to the railway line, to Second Lake; then west through Second Lake to a point northwest of the lake; then northeast, approximately parallel to Capilano Drive and Briancrest Road, to Box Mill Brook; then northwest along Box Mill Brook approximately 1.6 kilometres to an unidentified brook; then southwest approximately 460 metres along the unidentified brook; then west, approximately parallel to Galloway Drive and around Chalet Lane and Matthews Court, to Beaver Bank Road; then south along rear property lines on the east side of Beaver Bank Road to Sidhu Drive; then west approximately 1000 metres to the railway line; then northwest along the railway line to the Halifax–Hants county line; then northeast along the Halifax–Hants county line to the Enfield community boundary; then southeast and northeast along the Enfield community boundary to the Halifax–Hants county line; then southeast and northeast along the Halifax–Hants county line to the starting point — including Shubenacadie Reserve (13);

(zy) **Yarmouth**, consisting of, in the County of Yarmouth,

(i) the Municipality of the District of Yarmouth, including Yarmouth Reserve (33), and

(ii) the Town of Yarmouth.

R.S. (1992 Supp.), c. 1, s. 4; 1997, (2nd Sess.), c. 6, s. 4; 1999, c. 10, ss. 1, 2; 2001, c. 16, s. 1; 2002, c. 34, s. 1; 2004, c. 13, s. 1; 2008, c. 17, s. 1; 2008, c. 18, s. 1; 2012, c. 61, s. 1; 2013, c. 10, s. 4; 2013, c. 19, s. 1; 2013, c. 20, s. 1; 2013, c. 21, s. 1; 2013, c. 22, s. 1; 2013, c. 23, s. 1.

### **Independent electoral boundaries commission**

**5 (1)** In this Section, “commission” means the independent electoral boundaries commission appointed pursuant to this Section.

**(2)** The electoral districts described in Section 4 have effect until new electoral districts are approved pursuant to this Section.

**(3)** No later than the thirty-first day of December, 2012, and, thereafter, within ten years after the last change in electoral districts made pursuant to this Section, and at least once in every ten years from the thirty-first day of December, 2012, an independent electoral boundaries commission shall be appointed and issued terms of reference by a select committee of the House constituted to appoint the members of the commission.

**(4)** The commission shall prepare, for approval by the House, a report recommending the boundaries and names for the electoral districts comprising the House.

**(5)** The terms of reference of the commission shall provide that

(a) the commission is broadly representative of the population of the Province;

(aa) the commission prepare a draft of proposed boundary changes prior to its first public hearings;

(b) the commission prepare a preliminary report and hold public hearings prior to preparing the preliminary report; and

(c) following the preparation of the preliminary report the commission hold further public hearings prior to preparing its final report.

(6) The final report of the commission shall be laid before the House, if the House is then sitting, and the Premier, or the Premier's designate, shall table the report in the House on the next sitting day.

(7) If the House is not sitting when the final report of the commission is completed, the final report of the commission shall be filed with the Clerk of the House and the Premier, or the Premier's designate, shall table the final report in the House within ten days after the House next sits.

(8) Within ten sitting days after the final report of the commission is tabled in the House pursuant to subsection (6) or (7), the Government shall introduce legislation to implement the recommendations contained in the final report of the commission. R.S. (1992 Supp.), c. 1, s. 5; 2002, c. 34, s. 2; 2012, c. 61, s. 2.

#### **Report of Chief Electoral Officer**

**5A** (1) The Chief Electoral Officer may prepare, for approval by the House, a report recommending changes in the boundaries for the electoral districts comprising the House if, in the opinion of the Chief Electoral Officer, the transfer of electors from one of those electoral districts to another contiguous electoral district would improve the administration of the elections in those electoral districts.

(2) The changes recommended by the report must not alter the number of electors in any electoral district by more than three hundred as reckoned using the most recent voters' lists.

(3) The report of the Chief Electoral Officer shall be laid before the House, if the House is then sitting, and the Premier, or the Premier's designate, shall table the report in the House on the next sitting day.

(4) If the House is not sitting when the report of the Chief Electoral Officer is completed, the report shall be filed with the Clerk of the House and the Premier, or the Premier's designate, shall table the report in the House within ten days after the House next sits.

(5) Within ten sitting days after the report of the Chief Electoral Officer is tabled in the House pursuant to subsection (3) or (4), the Government shall introduce legislation to implement the recommendations contained in the report.

(6) If the changes recommended by the report of the Chief Electoral Officer are approved by the House, they have effect on and after the next dissolution or the next determination by the effluxion of time of the House. 2002, c. 34, s. 3.

#### **Mi'kmaq representative**

6 (1) The House hereby declares its intention to include as an additional member a person who represents the Mi'kmaq people, such member to be chosen and to sit in a manner and upon terms agreed to and approved by representatives of the Mi'kmaq people.

(2) Until the additional member referred to in subsection (1) is included, the Premier, the Leader of the Official Opposition and the leader of a recognized party shall meet at least annually with representatives of the Mi'kmaq people concerning the nature of Mi'kmaq representation in accordance with the wishes of the Mi'kmaq people, and the Premier shall report annually to the House on the status of the consultations. R.S. (1992 Supp.), c. 1, s. 6.

#### **Electoral boundaries**

7 (1) In this Section, "municipal boundary" means a boundary of

- (a) a regional municipality;
- (b) an incorporated town;
- (c) a municipality of a county;
- (d) a municipality of a district;
- (e) a village.
- (f) *repealed 2012, c. 61, s. 3.*

(2) Subject to subsection (3), the boundaries of an electoral district set out in this Act shall be altered only by amendment to this Act.

(3) Where an electoral boundary as described in Section 4 is uncertain, the Chief Electoral Officer may determine the boundary to the extent necessary to remove the uncertainty for the purpose of conducting an election.

(4) Where the description of the boundaries of an electoral district refers to or incorporates a county boundary, municipal boundary or community boundary, the county boundary, municipal boundary or community boundary is the boundary as it existed on the twenty-fourth day of September, 2012. R.S. (1992 Supp.), c. 1, s. 7; 2012, c. 61, s. 3.

#### **Duration and sittings of House**

8 (1) The House shall continue for five years from the expiration of forty days next after the issuing of writs for any general election unless sooner dissolved, and no longer.

(2) In each calendar year beginning in 1994, there shall be at least one sitting of the House during the six-month period beginning on the first day of January and one sitting of the House during the four-month period ending the thirty-first day of December.

(3) Nothing in subsection (2) prevents the House from sitting at a time other than the periods set out in subsection (2).

(4) Subsection (2) does not apply during the six months immediately following ordinary polling day of a general election. R.S. (1992 Supp.), c. 1, s. 8; 1993, c. 50.

#### **Demise of Crown**

9 No House shall determine or be dissolved by the demise of the Crown. R.S. (1992 Supp.), c. 1, s. 9.

#### **By-election**

10 (1) Where a seat in the House becomes vacant, a writ for an election to fill the vacancy shall be issued within six months after the vacancy occurs and such election shall be held within forty-six days of the issuance of the writ.

(2) This Section does not apply where a vacancy occurs within twelve months before the expiry of the time limited for the duration of the House by Section 8.

(3) If the House is dissolved after the issue of a writ pursuant to this Section, such writ shall thereupon be deemed to have been superseded and withdrawn. R.S. (1992 Supp.), c. 1, s. 10; 2016, c. 7, s. 10.

## PART II

### MEMBERS OF THE HOUSE

#### A - QUALIFICATIONS

#### **Qualifications**

11 A person eligible as a member of the House shall be a British subject by birth or naturalization of not less than eighteen years of age. R.S. (1992 Supp.), c. 1, s. 11; 2002, c. 33, s. 1.

#### **Commencement of membership**

12 A person shall be a member of the House when that person has been declared elected and returned as such by the returning officer. R.S. (1992 Supp.), c. 1, s. 12.

## B - RESIGNATIONS

**Vacation of seat by member**

**13** Any member of the House may vacate that member's seat by written notice to the Speaker, if the House is in session, or to the Provincial Secretary, if the House is not in session. R.S. (1992 Supp.), c. 1, s. 13.

**Vacation of seat or resignation by Speaker**

**14 (1)** The Speaker may vacate the Speaker's seat by a declaration to that effect in the House, if in session, or by written notice to the Provincial Secretary, if the House is not in session.

**(2)** The Speaker may resign office as Speaker by a declaration to that effect in the House, if in session, or by written notice to the Provincial Secretary, if the House is not in session.

**(3)** In case of a vacancy happening in the office of Speaker by death, resignation or otherwise, the House shall, with all practicable speed, proceed to elect another of its members to be Speaker and, until the election of a Speaker as aforesaid, the Deputy Speaker shall perform all the duties and exercise all the authority of Speaker. R.S. (1992 Supp.), c. 1, s. 14.

**Duration of occupation of office of Speaker**

**15** Subject to Section 14, the Speaker shall be considered to have occupied that position from the date of the Speaker's election as a member of the House or from the date the previous Speaker vacated office, whichever last occurs, until the date of the next following general election or a new Speaker is elected, whichever first occurs. R.S. (1992 Supp.), c. 1, s. 15.

**Duration of occupation of office of Deputy Speaker**

**16** Unless the Deputy Speaker's seat is vacated or the Deputy Speaker resigns or dies, the Deputy Speaker shall be considered to have occupied that position from the date of the Deputy Speaker's election as a member of the House or from the date the previous Deputy Speaker vacated office, whichever last occurs, until the date of the next following general election or a new Deputy Speaker is elected, whichever first occurs. R.S. (1992 Supp.), c. 1, s. 16.

## PART III

## DISQUALIFICATIONS AND INDEPENDENCE

**Disqualification as member**

- 17 (1)** Except as hereinafter specially provided, no person who
- (a) is a member of the Senate;
  - (b) is a member of the House of Commons of Canada;

(c) causes, suffers or permits himself to be nominated as a candidate for the representation of any electoral district in the House of Commons of Canada; or

(d) accepts or holds any office in the service of the Government of Canada, or the Government of Nova Scotia to which any salary or wage of any kind is attached,

shall be eligible as a member of the House unless that person has resigned such office before nomination for election as such member, and given notice of such resignation to the Provincial Secretary, or shall sit or vote in the House during the time that person holds such office.

(2) Clause (d) of subsection (1) does not include the office of a member of the Executive Council or any office that is held by a member of the Executive Council as such a member. R.S. (1992 Supp.), c. 1, s. 17.

#### **Conflict of interest**

**18** Except as otherwise provided in this Act, no person holding or enjoying, undertaking or executing, directly or indirectly, alone or with another, personally or by the interposition of a trustee or third person, any contract or agreement with the Government of Nova Scotia or with any minister or department thereof for which any public money of Nova Scotia is to be paid for any service, work, matter or thing, shall be eligible as a member of the House or shall sit or vote therein. R.S. (1992 Supp.), c. 1, s. 18.

#### **Vacation of seat required**

**19 (1)** Except as otherwise provided in this Act, if a member of the House

(a) becomes a member of the Senate;

(b) causes, suffers or permits himself to be nominated as a candidate for the representation of any electoral district in the House of Commons of Canada; or

(c) accepts or holds any office in the service of the Government of Canada, or the Government of Nova Scotia to which any salary or wage of any kind is attached,

that member's seat in the House shall thereupon become vacant.

(2) Clause (c) of subsection (1) does not include the office of a member of the Executive Council or any office that is held by a member of the Executive Council as such a member. R.S. (1992 Supp.), c. 1, s. 19.

#### **Exceptions**

**20 (1)** Unless otherwise disqualified, nothing in Section 17, 18 or 19 shall render any person ineligible or disqualify that person from sitting or voting in the House by reason of that person being

(a) a member of Her Majesty's Army, Navy or Air Force while on active service in wartime or an officer in the militia or a militiaman;

(b) in receipt of a pension or disability allowance for a disability incurred in active service in wartime;

(c) a justice of the peace, notary public, commissioner for administering oaths or coroner;

(d) interested as an executor, administrator or trustee only having otherwise no beneficial interest in any contract or agreement, as aforesaid, or being a person on whom the completion of any contract or agreement, express or implied devolves by descent or limitation or by marriage or as devisee or legatee, until twelve months have elapsed after the same has so devolved upon that person;

(e) a shareholder of an incorporated company having any such contract or agreement, unless such contract or agreement is for the building of a public work for the Province and such work has not been let by tender to the lowest bidder;

(f) a contractor for the loan of money or for securities for money to the Government of Nova Scotia, under the authority of the Legislature after public competition, or respecting the purchase or payment of the bonds, public stock or debentures of Nova Scotia on terms common to all persons;

(g) the proprietor of or otherwise interested in any newspaper in which official advertisements are inserted or that is subscribed for by the Government of Nova Scotia or any minister, department or institution thereof;

(h) a surety or contractor or otherwise liable for the payment of money for or on account of any person in any Government institution;

(i) a surety for a public officer or other person required by law to furnish security to the Crown;

(j) a member of any medical board or commission of any hospital;

(k) in receipt of, or agreeing to receive, compensation in respect of any property taken or purchased by the Crown or any department or commission of the Government of Nova Scotia where the amount of such compensation has been fixed by an award made pursuant to the *Expropriation Act* or other Act of the Province, or where the judge of the county court for the county in which the property is situated has certified in writing that the amount of compensation is fair and reasonable;

(l) a party to any contract or agreement of a casual nature for the supplying of any service, work, matter or thing where such

contract or agreement is not made in the course of continued and successive transactions of like character;

(m) in the temporary or part-time employment or service of the Dominion of Canada or of the Province of Nova Scotia where such employment requires special qualifications or professional skill;

(n) a member of any commission, committee or other body appointed under the authority of any Act of the Legislature and declared by such Act to be entitled to remuneration or allowance while a member of the Assembly;

(o) a person holding a permanent, interim or temporary certificate or a permit as a teacher pursuant to the *Education Act*, including a principal, vice-principal or department head, and employed in the public service of the Province in a vocational school or community college.

(2) Sections 35, 36 and 38 to 40 of the *Civil Service Act* do not apply to a person referred to in clause (o) of subsection (1).

(3) *repealed 1994-95, c. 20, s. 1.*

R.S. (1992 Supp.), c. 1, s. 20; 1994-95, c. 20, s. 1.

#### **Disqualification for election**

21 No person who is disqualified by the judgment of a court of competent jurisdiction from being elected to or sitting in the House of Commons of Canada, by reason of any violation of any Act of the Parliament of Canada relating to elections or to the trial of controverted elections of members of the House of Commons of Canada, shall be eligible for election as a member of the House so long as such disqualification continues. R.S. (1992 Supp.), c. 1, s. 21.

#### **Disqualification on account of conviction**

22 (1) A person who stands convicted of an indictable offence that is punishable by imprisonment for a maximum of more than five years is not eligible to be

(a) nominated as a candidate for election as a member of the House; or

(b) elected as a member of the House,

for a period of five years from the date of conviction and, if the sentence imposed for the offence or substituted by a competent authority has not been fully served at the end of that period, for the further time remaining to be served in that sentence.

(2) Where a conviction is set aside by a competent authority, any disability imposed by this Section is removed. R.S. (1992 Supp.), c. 1, s. 22.



**Conviction of member**

**23** Where a person who is a member of the House is convicted of an indictable offence that is punishable by imprisonment for a maximum of more than five years, that member forthwith ceases to be a member, and the seat of that member is and is deemed to be vacant until an election is held in that electoral district according to law. R.S. (1992 Supp.), c. 1, s. 23.

**Promotion of bill or other matter**

**24 (1)** No member of the House, and no barrister or solicitor who in the practice of the profession of law is a partner of any member of the House, shall accept or receive, either directly or indirectly, any fee, compensation or reward for or in respect of the promoting of any bill, resolution, matter or thing submitted or intended to be submitted to the consideration of the House, or any committee.

**(2)** Any person violating this Section shall be liable to a penalty of three hundred dollars, in addition to the amount or value of the fee, compensation or reward accepted or received by that person.

**(3)** Such penalty and such amount or value may be recovered in the Trial Division of the Supreme Court by any person who sues for the same.

**(4)** One half of the amount recovered shall belong to the Crown and one half to the person who sues, unless that person was a party to or implicated in the violation of this Act in respect of which the action was brought, or was a witness at the trial of the action in which cases the whole shall belong to the Crown. R.S. (1992 Supp.), c. 1, s. 24.

**Ineligible person not to sit or vote**

**25 (1)** No person declared by this Act or by any other law ineligible as a member of the House shall sit or vote in the House while under such disability.

**(2)** If any such person sits or votes in the House, that person shall forfeit the sum of one thousand dollars for every day that that person sits or votes, and such sum may be recovered by an action against that person in the Trial Division of the Supreme Court at the suit of any person. R.S. (1992 Supp.), c. 1, s. 25.

## PART IV

## POWERS AND PRIVILEGES

## A - THE HOUSE OF ASSEMBLY

**Privileges, immunities and powers**

**26 (1)** In all matters and cases not specially provided for by an enactment of this Province, the House and the committees and members thereof respectively shall hold, enjoy and exercise such and the like privileges, immunities and

powers as are from time to time held, enjoyed and exercised by the House of Commons of Canada, and by the committees and members thereof respectively.

(2) Such privileges, immunities and powers shall be part of the general and public law of the Province, and it shall not be necessary to plead the same, but the same shall in all courts of justice in this Province, and by and before all justices, be taken notice of judicially. R.S. (1992 Supp.), c. 1, s. 26.

#### **Liability of member**

27 No member of the House shall be liable to any civil action or to prosecution, arrest, imprisonment or damages by reason of any matter or thing brought by the member by petition, bill, resolution, motion or otherwise, or said by the member, before the House. R.S. (1992 Supp.), c. 1, s. 27.

#### **No arrest of member during session**

28 Except for any violation of this Act, no member of the House shall be liable to arrest, detention or molestation for any debt or cause whatever of a civil nature, during any session of the Legislature, or during the fifteen days preceding or the fifteen days following such session. R.S. (1992 Supp.), c. 1, s. 28.

#### **Exemption from jury duty**

29 During the periods mentioned in Section 28, all officers and servants of the House, or any committee, shall be exempt from serving or attending as jurors before any court of justice. R.S. (1992 Supp.), c. 1, s. 29.

#### **Power of House to compel attendance and production**

30 (1) The House may at all times command and compel the attendance before the House, or before any committee, of such persons and the production of such papers and things as the House or committee deems necessary for any of its proceedings or deliberations.

(2) Whenever the House requires the attendance of any person before the House or before any committee, the Speaker may issue a warrant, directed to the person named in the order of the House, requiring the attendance of such person before the House or committee, and the production of such papers and things as are ordered. R.S. (1992 Supp.), c. 1, s. 30.

#### **No liability for act done on direction of House**

31 (1) No person shall be liable to damages or otherwise for any act done under the authority and within the legal power of the House, or under or by virtue of any warrant issued under such authority.

(2) All persons to whom such warrants are directed may command the aid and assistance of all sheriffs, bailiffs, constables and others, and every refusal or failure to give such aid or assistance when required shall be a violation of this Act.

(3) No action shall be brought against the Speaker or any officer of the House, or any person assisting the Speaker or such officer, for any act or thing done by authority of the House. R.S. (1992 Supp.), c. 1, s. 31.

#### **Rules**

**32** (1) The House may establish rules for its government and the attendance and conduct of its members, and alter, amend and repeal the same, and may punish members for disorderly conduct or breach of the rules of the House.

(2) The rules and orders of the House existing on the fourth day of April, 1876, continue in force until altered, amended or repealed.

(3) All rules of the House not inconsistent with this Act have the force and effect of law until altered, amended or repealed. R.S. (1992 Supp.), c. 1, s. 32.

#### **Workplace harassment policy**

**32A** (1) The House may establish a policy for the prevention of harassment in the workplace of its members, officers and staff and the resolution of complaints regarding harassment in that workplace.

(2) A person or office retained as an investigator under a policy established pursuant to subsection (1) may, in the manner prescribed in the policy, carry out all inquiries necessary to meet the investigative requirements set out in the policy. 2016, c. 10, s. 1.

#### **Court of record and powers and jurisdiction**

**33** (1) The House is a court of record, and has all the rights and privileges of a court of record for the purpose of summarily inquiring into and punishing the acts, matters and things herein declared to be violations of this Act.

(2) For the purposes of this Act, the House is hereby declared to possess all such powers and jurisdiction as is necessary for inquiring into, judging and pronouncing upon the commission or doing of any such acts, matters or things, and awarding and carrying into execution the punishment therefor provided by this Act.

(3) Every warrant of commitment under this Section shall succinctly and clearly state and set forth on its face the nature of the offence in respect of which it is issued.

(4) The House has power to make such rules as are deemed necessary or proper for its procedure as such court as aforesaid. R.S. (1992 Supp.), c. 1, s. 33.

## B - COMMITTEES OF THE HOUSE

**Power of committee to compel attendance and production**

**33A (1)** A committee of the House may at all times command and compel the attendance before the committee of such persons and the production of such papers and things as the committee deems necessary for any of its proceedings or deliberations.

**(2)** Whenever a committee of the House requires the attendance of any person before the committee, the chair of the committee may issue a warrant, directed to the person named in the order of the committee, requiring the attendance of such person before the committee, and the production of such papers and things as are ordered. 2004, c. 36, s. 1.

**Oral examination of witness by committee**

**34** Any committee may require that facts, matters and things relating to the subject of inquiry before such committee be verified, or otherwise ascertained by the oral examination of witnesses, and may examine such witnesses, upon oath, and for that purpose the chair or any member of such committee may administer an oath in the form following or to the like effect, to any such witness:

The evidence you shall give to the committee, touching (*stating here the matter then before the committee*), shall be the truth, the whole truth, and nothing but the truth. So help you God.

R.S. (1992 Supp.), c. 1, s. 34.

**Taking of affidavit**

**35** Where witnesses are not required to be orally examined before such committee, any oath, affirmation, declaration or affidavit in writing, that is required to be made or taken by or according to any rule or order of the House, or by direction of any such committee, and in respect of any matter or thing pending or proceeding before such committee, may be made and taken before any clerk of the House, any commissioner for taking affidavits in the Supreme Court or any notary public. R.S. (1992 Supp.), c. 1, s. 35.

**Continuation of committee after House prorogues**

**36 (1)** The House may declare that a committee is not dissolved by prorogation of the House and may authorize it to continue its inquiries after the House is prorogued.

**(2)** The committee has and may exercise the same powers after the House is prorogued as it had or could have exercised before the House prorogued.

**(3)** The House at the next session shall appoint a new committee consisting of the same or other members to inquire into the same matter as the committee that was authorized to continue its inquiries pursuant to subsection (1) and

the last mentioned committee is thereupon dissolved and shall deliver to the new committee all material considered, evidence taken by it and its findings thereon, if any.

(4) The new committee may consider all material, evidence and findings delivered to it pursuant to subsection (3) and may continue to inquire into the matter. R.S. (1992 Supp.), c. 1, s. 36.

## PART V

### OFFENCES AND PENALTIES

#### Offences

37 The following acts, matters and things are prohibited and shall be deemed violations of this Act:

(a) insults to or assaults or libels upon members of the House during the session of the Legislature;

(b) obstructing, threatening or attempting to force or intimidate members of the House;

(c) the refusal or failure of any member or officer of the House, or other person, to obey any rule, order or resolution of the House;

(d) the offering to or acceptance by any member of the House of a bribe to influence the member in the member's proceedings as such member, or the offering to or acceptance by any such member of any fee, compensation or reward for or in respect of the promotion of any bill, resolution, matter or thing submitted to or intended to be submitted to the House or any committee;

(e) assaults upon or interference with officers of the House while in the execution of their duty;

(f) tampering with any witness in regard to evidence to be given by the witness before the House or any committee;

(g) giving false witness or prevaricating, or otherwise misbehaving in giving or refusing to give evidence or to produce papers before the House or any committee;

(h) disobedience to a warrant issued under the authority of this Act requiring the attendance of witnesses before the House or any committee;

(i) presenting to the House or to any committee any forged or falsified document, with intent to deceive the House or committee;

(j) forging, falsifying or unlawfully altering any of the records of the House or of any committee, or any document or petition presented or filed, or intended to be presented or filed, before the House or committee, or

the setting or subscribing by any person of the name of any other person to any such document or petition with intent to deceive;

(k) the bringing of any civil action or prosecution against, or the causing or effecting of any arrest or imprisonment of any member of the House in any civil proceeding for or by reason of any matter or thing brought by the member by petition, bill, resolution, motion or otherwise, or said by the member before the House;

(l) the causing or effecting the arrest, detention or molestation of a member of the House for any debt or cause whatever of a civil nature, during a session of the Legislature, or during the fifteen days preceding or the fifteen days following such session;

(m) the bringing of any civil action against the Sergeant-at-Arms, the Chief Messenger, official or servant of the House for removing on the direction of the Speaker of the House, chair of a committee of the House, or any member of the House, any person from the House lobbies, corridors, or halls of the building who is creating a disturbance, using violent or insulting language or otherwise disturbing the peace within the said House, committee rooms, corridors or lobbies thereof. R.S. (1992 Supp.), c. 1, s. 37.

#### **Penalty and Determination of House to be final**

**38 (1)** Every person who is guilty of a violation of this Act shall be liable, in addition to any other penalty or punishment to which that person is by law liable, to imprisonment for such time during the session of the Legislature then being held as is determined by the House.

**(2)** The determination of the House, upon any proceeding pursuant to this Act, is final and conclusive. R.S. (1992 Supp.), c. 1, s. 38.

### PART VI

#### INDEMNITY OF MEMBERS

##### **Annual indemnity, allowance and expenses**

**39 (1)** Each member of the House shall be paid out of the Consolidated Fund of the Province an annual indemnity and allowance for expenses in the amounts determined pursuant to Section 45A.

**(2)** Notwithstanding subsection (1), no member of the House is entitled to receive a total indemnity and allowance for expenses exceeding the amount referred to in subsection (1) in any calendar year regardless of the number of sittings or sessions of the House or the number of Houses constituted in that calendar year.

**(3)** Notwithstanding subsection (1), if during a calendar year a person becomes a member or ceases to be a member, then the maximum indemnity and allowance for expenses to which that member is entitled in the calendar year is

the total amount of the indemnity and allowance for expenses referred to in subsection (1) divided by twelve and multiplied by the number of months in the calendar year that the member is a member.

- (4) For the purpose of this Section,
- (a) a member is and is deemed to be a member from the ordinary polling day on which the member is elected;
  - (b) a member is and is deemed to continue to be a member until
    - (i) the member dies,
    - (ii) the member resigns, or
    - (iii) when the House of which the member is a member is dissolved, the day preceding the polling day fixed in the writ issued immediately following the dissolution,whichever occurs first; and
  - (c) a person who is a member for any part of a month is and is deemed to be a member for the whole of that month.

(5) Each outside member, except a member of the Executive Council holding the recognized position of Premier or a member of the Executive Council having charge of a department or departments or a member occupying the recognized position of Leader of the Opposition or a member occupying the recognized position of leader of a recognized party, shall be paid out of the Consolidated Fund of the Province an amount to reimburse the member for reasonable travelling expenses incurred for fifty-two trips each year between the City of Halifax and the member's constituency and for reasonable expenses incurred for accommodation and other reasonable expenses incurred as a result of being in the City of Halifax as a member, as determined by the Legislature Internal Economy Board. R.S. (1992 Supp.), c. 1, s. 39; 2017, c. 6, s. 4.

#### Transition allowance

40 (1) A person who

- (a) is a member of the House immediately before the House is dissolved or is ended by the passage of time and does not become a member of the next following House; or
- (b) is a member of the House and resigns as a member of the House,
- (ba) *repealed 2015, c. 21, s. 1.*

shall be paid a transition allowance equal to the product of

- (c) one twelfth of the person's number of months of service as a member of the House; and

(d) one twelfth of the annual indemnity and allowance for a member at the rate in force immediately before the person ceased to be a member,

but in any case not less than twenty-five per cent nor greater than one hundred per cent of the annual indemnity and allowance referred to in clause (d).

(1A) Where a person who is a member of the House of Assembly dies, the transitional allowance shall be paid to the person's estate.

(1B) Notwithstanding subsections (1) and (1A), no transition allowance is payable to a person, or the estate of a person, who is or would have been entitled to receive an immediate retiring allowance pursuant to the *Members' Retiring Allowances Act* other than a reduced allowance pursuant to Section 12A of that Act or an allowance by reason of being totally and permanently disabled.

(2) The transition allowance referred to in subsection (1) shall be paid in twelve equal instalments commencing thirty days after the person ceases to be a member.

(3) Notwithstanding the provisions of the *Members' Retiring Allowances Act*, no Retiring Allowance shall be paid pursuant to that Act to or on behalf of a member until the Transition Allowance paid or to be paid in accordance with subsection (2) has been exhausted or unless the Transition Allowance or the balance remaining thereof is waived.

(4) Notwithstanding subsection (2), the transition allowance may be paid to a member in a lump sum payment within thirty days after ceasing to be a member, if the member so chooses.

(5) Subsection (3) does not apply to a member who ceases to be a member and who prior to ceasing to be a member, is in receipt of a retiring allowance.

(6) Where a member had been previously a member of the House and had received a severance allowance or a transition allowance upon ceasing to be a member, and subsequently is re-elected as a member of a House then the transition allowance shall be calculated by using as a calculator the total number of years the member served in the House in the formula of the transition allowance that is in force at the time that member last ceases to be a member and deducting from the dollar amount so determined the dollar amount that the member previously received as a severance allowance or a transition allowance. Recommendation of Nova Scotia Commission of Inquiry on Remuneration of Elected Provincial Officials for 1999; recommendation of Nova Scotia Commission of Inquiry on Remuneration of Elected Provincial Officials for 2000; 2001, c. 47, s. 1; 2011, c. 39, s. 20; 2015, c. 21, s. 1.

**NOTE** - *The report dated November 30, 1998, made by the Nova Scotia Commission of Inquiry on Remuneration of Elected Provincial Officials has, pursuant to Section 45 of the House of Assembly Act, the same force and effect as if enacted by the Legislature and is in substitution for the provisions of the House of Assembly Act. In a letter dated December 3,*



*1998, which was supplementary to the report, it was recommended that the recommendation in the report should be read to permit any member to receive the transition allowance in a lump sum payment within thirty days after ceasing to be a member, if the member so chooses.*

**Counselling or retraining services**

**40A (1)** A person who confirms in writing that he or she will not seek re-election at the next general election may apply to the Speaker for approval to obtain retirement counselling, career counselling or career retraining services.

**(2)** Where

(a) the Speaker is satisfied that the person is able to obtain the counselling or retraining services within twelve months of the commencement of the payment of the person's transition allowance;

(b) the counselling or retraining services are provided by a service provider approved by the Speaker;

(c) the services are obtained within twelve months of the commencement of the payment of the person's transition allowance; and

(d) the Speaker is satisfied with the services provided,

the Speaker shall authorize payment for the counselling or retraining services to a maximum of seven thousand five hundred dollars.

**(3)** A member of the House re-elected after having received payment pursuant to subsection (2) shall immediately reimburse any such payment. 2011, c. 39, s. 21; 2014, c. 36, s. 2.

**41** *repealed 2010, c. 5, s. 30.*

**Speaker, Deputy Speaker and opposition leaders**

**42 (1)** In addition to the amounts payable pursuant to Section 39, there shall be paid out of the Consolidated Fund of the Province an annual salary, in the amount determined pursuant to Section 45A, to

(a) the Speaker; and

(b) the Deputy Speaker.

**(2)** The Speaker and the Deputy Speaker shall be paid from the Consolidated Fund of the Province such sums of money as are necessary to indemnify them for reasonable expenses of travel, accommodation or otherwise incurred while absent from their ordinary place of residence in connection with the business of the House, or as a representative of the House or of the Province, whether the House is in session or not.

**(3)** In addition to the amounts payable pursuant to Section 39, there shall be paid out of the Consolidated Fund of the Province to the member occupying the recognized position of Leader of the Opposition an annual salary, in

the amount determined pursuant to Section 45A, payable in monthly instalments, and the salary shall commence as of the month in which the member commences to hold the position and shall be discontinued as of the last day of the month in which the member ceases to hold the position.

(4) In addition to the amounts payable pursuant to Section 39, there shall be paid out of the Consolidated Fund of the Province to the member occupying the recognized position of leader of a recognized party other than the Premier and the Leader of the Opposition, an annual salary, in the amount determined pursuant to Section 45A, payable in monthly instalments, and the salary shall commence as of the month in which the member commences to hold the position and shall be discontinued as of the last day of the month in which the member ceases to hold the position.

(5) Every leader of a party, except the Premier, who is an outside member as defined by this Act shall be paid out of the Consolidated Fund of the Province in addition to the amounts to which the leader is entitled pursuant to this Act an amount to reimburse the leader for travelling expenses for fifty-two trips each year between the City of Halifax and the leader's constituency and for actual expenses for accommodation and other reasonable expenses incurred as a result of being in the City of Halifax while the House is in session and such other expenses as are authorized by regulation of the House of Assembly Management Commission for an assistant travelling with the leader. R.S. (1992 Supp.), c. 1, s. 42; 2010, c. 5, s. 31; 2017, c. 6, s. 5.

#### **Offices for opposition leaders**

**43** (1) The Leader of the Opposition shall be provided with office facilities consisting of a private office for the Leader, a private office for a senior assistant or senior secretary, a private office for a director of research and a research assistant, a reception area for the Leader's secretary and a working area for a secretary for the director of research and the research assistant and necessary equipment for the office and the cost of the office facilities and the necessary equipment shall be paid out of the Consolidated Fund of the Province.

- (2) The salaries, as determined pursuant to subsection (5), of
- (a) two secretaries;
  - (b) a director of research;
  - (c) a research assistant; and
  - (d) a senior assistant or senior secretary,

employed by the Leader of the Opposition shall be paid out of the Consolidated Fund of the Province.

(3) The leader of a recognized party, other than the Premier and the Leader of the Opposition, shall be provided with the office facilities consisting of a private office for the leader, a senior assistant or senior secretary, and a private office for the leader's research assistant and a reception area for the leader's secre-

tary and necessary equipment for the office and the cost of the office facilities and the necessary equipment shall be paid out of the Consolidated Fund of the Province.

- (4) The salaries, as determined pursuant to subsection (5), of
- (a) a secretary;
  - (b) a research assistant; and
  - (c) a senior assistant or senior secretary,

employed by the leader of a recognized party pursuant to subsection (3) shall be paid out of the Consolidated Fund of the Province.

(5) The Civil Service Commission from time to time shall fix and determine schedules of compensation for the senior assistant or senior secretary, for the director of research, the secretaries and the research assistants in the same manner as it fixes and determines schedules of compensation for civil servants, provided that the initial salary of the research assistants shall not exceed fifteen thousand dollars *per annum*.

(6) The senior assistant or senior secretary, director of research, the secretaries and the research assistants are deemed to be employees of the Province for the purposes of the *Public Service Superannuation Act*, vacation and sick leave pursuant to the *Civil Service Act*, group life insurance and other forms of insurance or benefits to which civil servants are entitled from time to time.

(7) The Leader of the Opposition and the leader of a recognized party, other than the Premier, shall be paid from the Consolidated Fund of the Province such sum as is determined by the House of Assembly Management Commission to indemnify them for reasonable expenses incurred for travelling or otherwise in the discharge of their official duties. R.S. (1992 Supp.), c. 1, s. 43; 2010, c. 5, s. 32.

### Regulations

44 (1) *repealed, 2010 c. 5, s. 33.*

(2) The House may by resolution adopt regulations fixing penalties for non-attendance of members and any monetary penalty so fixed and assessed is a charge against any money that the member is entitled to under this Act.

(3) Notwithstanding Sections 48, 50 and 53, the House of Assembly Management Commission may determine the salary of the Chief Clerk, the Assistant Clerk and the Sergeant-at-Arms after review by that Commission. R.S. (1992 Supp.), c. 1, s. 44; 2010, c. 5, s. 33.

45 *repealed 2013, c. 38, s. 1.*

**Salaries and allowances for 2007 and subsequent years**

**45A (1)** Within sixty days after ordinary polling day in each general election, the Speaker shall appoint three persons to make an inquiry and a report respecting the annual indemnity to be paid to members of the House pursuant to this Act, the salaries to be paid to the Speaker, the Deputy Speaker, the Leader of the Opposition and the leader of any other recognized opposition party pursuant to this Act and the salaries to be paid to members of the Executive Council pursuant to the *Executive Council Act*.

**(1A)** Subsection (1) does not apply with respect to a general election for which ordinary polling day occurs after the coming into force of this subsection and before January 1, 2018.

**(2)** Where no Speaker is elected by the House within sixty days after ordinary polling day, the Chief Clerk shall appoint the three persons to make the inquiry and report.

**(3)** *repealed 2013, c. 38, s. 2.*

**(4)** The persons appointed pursuant to subsection (1) or (2) have all the powers, privileges and immunities of a commissioner pursuant to the *Public Inquiries Act* and shall complete their inquiry and deliver their report containing recommendations to the Speaker or, where no Speaker has been elected, the Chief Clerk within ninety days after ordinary polling day.

**(5)** The Speaker or Chief Clerk, as the case may be, upon receipt of the report containing the recommendations of the persons appointed pursuant to subsection (1) or (2), shall cause their recommendations respecting the annual indemnity to be paid to members of the House pursuant to this Act, the salaries to be paid to the Speaker, the Deputy Speaker, the Leader of the Opposition and the leader of any other recognized opposition party pursuant to this Act and the salaries to be paid to members of the Executive Council pursuant to the *Executive Council Act* to be implemented and those recommendations have the same force and effect as if enacted by the Legislature and are in substitution for provisions of this Act and the *Executive Council Act*, as the case may be.

**(6)** The recommendations are effective the first day of the month immediately following the month in which ordinary polling day occurred.

**(7)** In each subsequent year on January 1st, the annual indemnity and salaries shall be increased by the percentage increase in salary provided to civil servants for the current fiscal year.

**(7A)** Notwithstanding subsection (7), no increase in the annual indemnity and salaries shall occur from January 1, 2015, to December 31st in the year in which increases are next effective pursuant to subsection (6), inclusive.

**(8)** With respect only to the inquiry and report pursuant to this Section following next after the general election of 2013,

(a) notwithstanding subsection (1), the Speaker shall appoint the persons to make the inquiry on or before December 31, 2013;

(b) the inquiry and report must include a review of and recommendations respecting all allowances, reimbursements, allowable expenses or other payments to members of the House pursuant to the *House of Assembly Management Commission Act*, including eligibility therefor under the *House of Assembly Act*, and all retiring allowances payable to members of the House pursuant to the *Members' Retiring Allowances Act*;

(c) notwithstanding clause (b), the Speaker may determine the scope of the review required by clause (b);

(d) notwithstanding subsection (4), the time for the completion of the inquiry and delivery of the report set out in subsection (4) is March 31, 2014;

(e) the Speaker may extend the time set out in clause (d) for the completion of the inquiry and delivery of the report; and

(f) subsection (5) applies *mutatis mutandis* to the recommendations respecting the matters reviewed pursuant to clause (b).

(9) For greater certainty, nothing in subsection (8) affects the authority of the House of Assembly Management Commission to make regulations pursuant to the *House of Assembly Management Commission Act*. 2006, c. 9, s. 2; 2007, c. 40, s. 1; 2009, c. 5, ss. 9, 10; 2011, c. 9, s. 23; 2013, c. 38, s. 2; 2015, c. 21, s. 2; 2017, c. 6, s. 6.

## PART VII

### OFFICERS

#### A - CLERK OF THE ASSEMBLY

##### **Chief Clerk**

**46** The Governor in Council may appoint a suitable person to be Chief Clerk of the House, who shall perform all the duties performed by the Chief Clerk of the House prior to the seventeenth day of April, 1937, in addition to the further duties prescribed after that date. R.S. (1992 Supp.), c. 1, s. 46.

##### **Duties of Chief Clerk**

**47 (1)** The Chief Clerk has the care and custody of all bills, journals, records, parchments and documents of every kind relating to or connected with the House.

**(2)** The Chief Clerk shall on the first day of the opening of a new Assembly for the despatch of business attend the House until a Speaker has been

elected, and shall, previous to the meeting of the House, attend and swear in the members elect. R.S. (1992 Supp.), c. 1, s. 47.

#### **Salary and term of office of Chief Clerk**

**48** The Chief Clerk shall be paid such salary as the Governor in Council from time to time determines and holds office during good behaviour. R.S. (1992 Supp.), c. 1, s. 48; 2015, c. 21, s. 3.

### B - ASSISTANT CLERK OF THE HOUSE OF ASSEMBLY

#### **Assistant Clerk**

**49** The Governor in Council may appoint a suitable person to be Assistant Clerk of the House, who shall perform all the duties performed by the Assistant Clerk of the House prior to the seventeenth day of April, 1937, and all such other duties as are from time to time prescribed by the Governor in Council. R.S. (1992 Supp.), c. 1, s. 49.

#### **Salary and term of office**

**50** The Assistant Clerk shall be paid such salary as the Governor in Council from time to time determines and holds office during good behaviour. R.S. (1992 Supp.), c. 1, s. 50; 2015, c. 21, s. 4.

#### **Duties**

**51** The Assistant Clerk shall, in the absence of the Chief Clerk, perform all the duties and exercise all the authority of the Chief Clerk. R.S. (1992 Supp.), c. 1, s. 51.

### C - LEGISLATIVE COUNSEL

#### **Legislative Counsel**

**52 (1)** The Governor in Council may appoint a person to be Legislative Counsel who shall perform all the duties performed by the Law Clerk prior to the fifth day of April, 1941, and in addition the Legislative Counsel shall

(a) prepare such legislation as may be from time to time entrusted to the Legislative Counsel;

(b) prepare such consolidation and revision of, and other matters relating to, the statutes or any statute as is from time to time directed by the Attorney General or the Governor in Council;

(c) perform such other duties as are from time to time prescribed by the Attorney General or the Governor in Council.

**(2)** The Legislative Counsel shall be paid such salary as the Governor in Council from time to time determines and holds office during good behaviour. R.S. (1992 Supp.), c. 1, s. 52.

## D - SERGEANT-AT-ARMS

**Salary of Sergeant-at-Arms**

**53** The Sergeant-at-Arms of the House shall be paid a salary of sixteen thousand dollars a year. R.S. (1992 Supp.), c. 1, s. 53.

**Expenses of officers and staff**

**54** There shall be paid out of the Consolidated Fund of the Province to the officers and staff of the House such sums of money as are authorized from time to time by the Speaker or other member of the House of Assembly Management Commission to indemnify them for reasonable expenses of travel, accommodation or otherwise incurred while absent from their ordinary place of residence in connection with the business of the House, or as a representative of the House or of the Province, whether the House is in session or not. R.S. (1992 Supp.), c. 1, s. 54; 2010, c. 5, s. 34.

## PART VIII

## GENERAL

**Copy of journal prima facie evidence**

**55** Upon any inquiry touching the privileges, immunities or powers of the House, or of any committee or member thereof, any copy of the journals of the House printed or purporting to be printed by the order of the House, shall be admitted as *prima facie* evidence of such journals by all courts, justices and others, without further proof that such copy was so printed. R.S. (1992 Supp.), c. 1, s. 55.

**No action on correct publication of proceedings**

**56** In any civil proceeding against any person for or on account or in respect of the publication of any copy of any report, paper, vote or proceedings of the House, the defendant at any stage of the proceedings may lay before the court or judge such report, paper, vote or proceedings, and such copy, with an affidavit verifying such report, paper, vote or proceedings, and the correctness of such copy, and the court or judge shall immediately stay such civil proceeding, and the same, and every originating notice or process issued therein, shall be finally put an end to, determined and superseded. R.S. (1992 Supp.), c. 1, s. 56.

**Bona fide publication is defence**

**57** It is lawful in any civil proceeding against any person for printing any extract from or abstract of any such report, paper, vote or proceedings, to give in evidence such report, paper, vote or proceedings, and to show that such extract or abstract was published *bona fide*, and without malice, and if in the opinion of the court, or if in the opinion of the jury, if there is a jury, such publication was *bona fide* and without malice, judgment shall be rendered or a verdict shall be entered for the defendant. R.S. (1992 Supp.), c. 1, s. 57.

**Copy of journal prima facie evidence**

**58** A copy of the journals of the House, printed or purporting to be printed by order of the House, shall be admitted as *prima facie* evidence of such journals by all courts and justices without further proof that such copies were so printed. R.S. (1992 Supp.), c. 1, s. 58.

## PART IX

## TRANSITIONAL

**Effective date of Act**

**59** This Act has effect on, from and after, but not before, the dissolution or the determination by the effluxion of time of the fifty-fifth General Assembly and has effect from that day notwithstanding any provision in the *Elections Act* to the contrary. R.S. (1992 Supp.), c. 1, s. 59.

Assembly dissolved April 16, 1993

**60** *repealed 2011, c. 5, s. 368.*