

REGULATIONS TO NOTE

July 18 to September 25, 2012

Clean Energy Act, creates the Improvement Financing Regulation (effective July 26, 2012, B.C. Reg. 236/2012). The Improvement Financing Regulation provides for improvement financing regarding improving the energy efficiency of a building, including:

- defining “eligible person”;
- prescribing Fortis BC Inc. as the public utility;
- prescribing building improvements;
- detailing qualifications for an energy advisor;
- listing required contents for energy reports; and
- adding a prescribed form “Improvement Financing Notice of Transfer” for use by the borrower to transfer the borrower's obligations under a financing agreement to another person who has applied for service from the prescribed public utility at the building subject to the financing agreement.

The Improvement Financing Regulation (B.C. Reg. 236/2012) is amended regarding aggregate balances for Fortis BC Inc. and Fortis BC Energy Inc. (effective September 13, 2012, B.C. Reg. 270/2012).

The British Columbia’s Energy Objectives Regulation is created (effective July 25, 2012, B.C. Reg. 234/2012). The British Columbia’s Energy Objectives Regulation adds wording to section 2(c) of the Act. Section 2(c) of the Act lists British Columbia's energy objectives to:

- generate at least 93% of the electricity in British Columbia from clean or renewable resources and to build the infrastructure necessary to transmit that electricity.

This Regulation adds to section 2(c) (change in bold-faced font):

- generate at least 93% of the electricity in British Columbia, **other than electricity to serve demand from facilities that liquefy natural gas for export by ship**, from clean or renewable resources and to build the infrastructure necessary to transmit that electricity.

Credit Union Incorporation Act, amends the Audit and Audit Committee Regulation (B.C. Reg. 314/90) to change references (effective November 1, 2012, B.C. Reg. 210/2012). The Credit Union Incorporation Act Regulation is created to:

- set name requirements,
- require specific information for annual general meetings and
- provide that, if information is harmful, it need not be disclosed for annual general meetings (effective November 1, 2012, B.C. Reg. 206/2012).

The Definitions Regulation (B.C. Reg. 311/90) is amended to change references (effective November 1, 2012, B.C. Reg. 211/2012). The Financial Institutions Fees Regulation (B.C. Reg. 312/90) is amended regarding fees payable to registrar under the Credit Union Incorporation Act (effective November 1, 2012, B.C. Reg. 213/2012). The Financial Institutions Publication is created to permit a specified regulation to be published by being published on a website maintained by, or on behalf of, the government (effective November 1, 2012, B.C. Reg. 207/2012)

Evidence Act, creates the Designation Regulation No. 6 to designate the Independent Investigations Office chief civilian director and investigators appointed under the *Police Act* as commissioners for taking affidavits for British Columbia for the purposes of exercising the powers and performing the duties of their office (effective September 10, 2012, B.C. Reg. 262/2012)

Financial Administration Act, amends the Regional Health Authorities Retention of Fees Regulation (B.C. Reg. 114/98) including to permit a Regional Health Authority to retain 100% of fees collected regarding swimming pools, sewerage and drinking water as specified (effective July 31, 2012, B.C. Reg. 238/2012). The Regional Health Authorities Retention of Fees Regulation (B.C. Reg. 114/98) is amended including to permit a Regional Health Authority to retain 100% of fees collected regarding swimming pools, sewerage and drinking water as specified (effective July 31, 2012, B.C. Reg. 238/2012)

Financial Institutions Act, amends the Audit and Audit Committee Regulation (B.C. Reg. 314/90) to change references (effective November 1, 2012, B.C. Reg. 210/2012). The Definitions Regulation (B.C. Reg. 311/90) is amended to change references (effective November 1, 2012, B.C. Reg. 211/2012). The Extraprovincial Corporations Exemption Regulation (B.C. Reg. 391/90) is repealed (effective November 1, 2012, B.C. Reg. 212/2012). The Financial Institutions Fees Regulation (B.C. Reg. 312/90) is amended regarding fees payable to registrar under the *Credit Union Incorporation Act* (effective November 1, 2012, B.C. Reg. 213/2012). The Insurance Council Regulation (B.C. Reg. 569/2004) is amended to change a reference (effective November 1, 2012, B.C. Reg. 214/2012). The Limitation on Acquisitions Regulation (B.C. Reg. 331/90) is amended to change a reference (effective November 1, 2012, B.C. Reg. 215/2012). The Non-Reporting Company Exemption Regulation (B.C. Reg. 101/92) is repealed (effective November 1, 2012, B.C. Reg. 216/2012). The Pre-existing Company Provisions Regulation is created, providing that P7 to P15 of the Pre-existing Company Provisions prescribed by section 442.1 of the *Business Corporations Act* do not apply to a special Act insurance company (effective November 1, 2012, B.C. Reg. 217/2012)

Fire Services Act, repeals the British Columbia Fire Code Regulation (B.C. Reg. 175/2006) and creates the new British Columbia Fire Code Regulation. The new British Columbia Fire Code

Regulation adopts parts of the National Fire Code of Canada, and includes provisions regarding: inspections, compliance orders, appeals to the Fire Commissioner and the Supreme Court (both effective December 20, 2012, B.C. Reg. 263/2012)

Food Safety Act, amends the Meat Inspection Regulation (B.C. Reg. 349/2004) to provide that the Act does not apply to the slaughter of an animal, slaughtered at the animal owner's premises, for personal consumption or where no part of the slaughtered animal is sold or available for public consumption (effective July 19, 2012, B.C. Reg. 218/2012)

Heritage Conservation Act, amends the Application Regulation (B.C. Reg. 373/94) to designate the McAbee Fossil Beds Heritage site, near Kamloops, as a Provincial heritage property (effective July 19, 2012, B.C. Reg. 219/2012)

Hospital Act, amends the Patients' Bill of Rights Regulation (B.C. Reg. 37/2010) to provide that, for the purposes of promoting the rights of adult patients, specified hospitals must comply with specified provisions of the Residential Care Regulation (B.C. Reg. 26/2009) (effective July 19, 2012, B.C. Reg. 220/2012)

Local Government Act, creates the British Columbia Building Code Regulation, which, among other things, adopts parts of the National Building Code of Canada (effective December 20, 2012, B.C. Reg. 264/2012). Further, the Wood Innovation Design Centre Regulation is created, which includes, exempts the Wood Innovation Design Centre from the BC Building Code but makes this Centre subject to the modified BC Building Code as set out by the British Columbia Building Code Regulation (B.C. Reg. 264/2012) as read on September 17, 2012 and with amendments in the schedule attached to the Wood Innovation Design Centre Regulation (effective September 19, 2012, B.C. Reg. 271/2012)

Medicare Protection Act, amends the Medical and Health Care Services Regulation (B.C. Reg. 426/97) including to:

- add adult residents as beneficiaries under the Act;
- add unpaid CareCard fees are a debt due to the Commission;
- require practitioners to verify that patients are beneficiaries under the Act and report as specified; and
- add Schedules which have new applications for enrolment for benefits under the Act (effective November 30, 2012, B.C. Reg. 223/2012)

Mental Health Act, amends the Mental Health Regulation (B.C. Reg. 233/99), including to: amend the address for the review panel office and update forms regarding near relatives (effective July 19, 2012, B.C. Reg. 224/2012)

Securities Act, repeals the BC Instrument 51-509 Issuers Quoted in the U.S. Over-the-Counter Markets (B.C. Reg. 251/2008) and creates the Multilateral Instrument 51-105 Issuers Quoted in the U.S. Over-the-Counter Markets is created (all effective July 31, 2012, B.C. Reg. 235/2012)

Small Business Venture Capital Act, amends the Small Business Venture Capital Regulation (B.C. Reg. 390/98) to set the annual maximum venture capital tax credit and annual maximum venture capital tax credit to eligible new corporations (effective July 19, 2012, B.C. Reg. 228/2012)

Society Act, amends the Society Act Regulations (B.C. Reg. 4/78) to permit the following to be published on a website maintained by or on behalf of the government:

- a notice regarding dissolution of a society;
- dissolution or cancellation of registration of a society or extraprovincial society; or
- notice of the restoration of a society or an extraprovincial society (effective July 19, 2012, B.C. Reg. 229/2012)

END