

Department of Finance and Treasury Board

Annual Report on Fees

2020



January 31, 2020

**Finance and Treasury Board
Annual Report on Fees 2020**

Province of New Brunswick

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Canada

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January 31, 2020

Donald Forestell
Clerk of the Legislative Assembly
Province of New Brunswick
Fredericton, NB E3B 5H1

Mr. Forestell:

Pursuant to subsection 3(1) of the *Fees Act*, I have the honour to present the 2020 *Annual Report on Fees*.

Yours truly,

A handwritten signature in blue ink, appearing to read "Ernie L. Steeves", with a long horizontal line extending to the right.

Hon. Ernie L. Steeves
Minister
Finance and Treasury Board

Minister of Finance and Treasury Board
Ministre des Finances et du Conseil du Trésor

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INTRODUCTION

The *Fees Act* (see **Appendix A**) received Royal assent in the spring of 2008. This legislation, which applies to Part I of the public service, established a transparent process governing fees charged by government departments.

It requires detailed information to be made public on all upcoming fee increases and all new fees at least 60 days before implementation by government departments.

The Act also specifies that, by January 31st each year, the Minister of Finance and Treasury Board must file a document containing such information with the Clerk of the Legislative Assembly. The 2020 document contains detailed information regarding fee changes and/or new fees planned by government departments for the upcoming fiscal year of 2020-2021.

The report also includes information such as the legal authority to charge each fee, the current fee amount, the new fee amount, effective date of the change, revenue details, and departmental contact information.

The first section in the 2020 Annual Report summarizes fee changes and/or new fees approved by Treasury Board since publication of the 2019 Annual Report.

The second section summarizes upcoming fee changes and/or new fees approved by Treasury Board for the fiscal year 2020-2021. In keeping with the requirement of 60-day minimum notice to the public, none of these fees will take effect until at least April 1, 2020. It is recommended that the effective dates specified in this report be verified with the respective departments as they may be extended following the publication of this report.

It should be noted that the *Fees Act* does allow a department to create or increase fees *during* the upcoming fiscal year. If this occurs, the individual department will file a document with the Clerk of the Legislative Assembly containing the same type of details as are included in this report. The fee change is also subject to the requirement of a minimum 60-day notice to the public.

If there are any mid-year changes, the details of these single filings will be summarized and published in the 2021 report on fees. This compilation will maintain accuracy and transparency concerning fees.

How to Read this Report

Section 3(2) of the *Fees Act* requires this *Annual Report on Fees* to present the following information for new and increased fees proposed for the next fiscal year:

- (a) the name of the department that proposed the fee;
- (b) the name of the fee;
- (c) the legislative authority for the fee;
- (d) the amount of the current fee, if any;
- (e) the amount of the new fee or the increased fee;
- (f) the effective date for the new fee or the increased fee;
- (g) the total annual revenue expected from the fee;
- (h) the change in the annual revenue expected from the fee; and
- (i) the name of the contact person.

In this report, the above information is presented in the following format:

Department Name Contact: Name, Telephone Number (506)	Name of the fee <i>Name of the Act</i> Regulation Number
Current Fee: \$X Proposed Fee: \$Y Effective Date: Month, Day, Year	New Annual Revenue Estimate: \$AA,AAA Change in Annual Revenue: \$B,BBB
Comments:	

Readers should note that “New Annual Revenue Estimate” presents the total expected revenue from the fee at the proposed or increased rate for the upcoming fiscal year. “Change in Annual Revenue” indicates how much additional annual revenue is expected per fiscal year from the new fee rate, as opposed to the prior rate.

While the Minister of Finance and Treasury Board is responsible to file this document each January with the Clerk of the Legislative Assembly, information about particular fees should always be obtained from the specific departments and contacts listed in the description of each fee.

This document, and future editions, will be posted in the Publications section of the Finance and Treasury Board department’s website at

<http://www2.gnb.ca/content/gnb/en/departments/finance/publications.html>

General information about fees charged by all government departments is available on the government’s web-based Directory of Services. This directory is located at <http://www2.gnb.ca/content/gnb/en/services.html> (Key word: fees)

FEE CHANGES TAKING

EFFECT BEFORE

APRIL 1, 2020

(already publicly announced)

Agriculture, Aquaculture and Fisheries	Plant Propagation Centre Fees Regulation <i>Financial Administration Act</i> Regulation 2001-4
Contact: Greg Toner, (506) 323-8361	
Current Fee: See schedule	New Annual Revenue Estimate: \$210,350
Proposed Fee: See schedule	
Effective Date: February 28, 2020	Change in Annual Revenue: \$58,056
Comments: The last fee increases were in 2002. Fees for the Plant Propagation Centre offset the operational expenses of the Centre.	
The two new fees offset costs for services that are routinely provided but were never recovered from the sector. The "Quality Control Audit Service" fee is the cost to conduct the routine testing for the presence of pathogens and the "Introductory Fee" is the fee charged to establish a new variety at the Centre.	

Schedule		
Plant Propagation Centre Fees Regulation		
Fee or licence	Current Fee	Proposed Fee
Plantlet Sales (in-Province)	\$0.67 / unit	\$0.70 / unit
Plantlet Sales (out-of-Province)	\$0.67 / unit	\$0.75 / unit
Repository Services	\$132.00	\$250.00
Special Orders - Domestic (up to 5 plantlets)	\$132.00	\$250.00
Special Orders - International (up to 5 plantlets)	\$132.00	\$400.00
Quality Control Audit Service – NEW	\$0	\$0.07 / unit
Introductory Fee - NEW	\$0	\$350.00 / variety

Finance and Treasury Board	New Category of VLTs <i>Gaming Control Act</i> Video Lottery Siteholders Regulation 2008-113
Contact: Ian Hollohan, (506) 453-5432	
Current Fee: See schedule	New Annual Revenue Estimate: \$15,600
Proposed Fee: See schedule	
Effective Date: January 31, 2020	Change in Annual Revenue: \$15,600
Comments: There are currently two site categories for video lottery site holders in New Brunswick. They are: <ul style="list-style-type: none"> • Category 1: 15-25 video lottery terminals (VLT), initial registration fee of \$3,200, yearly renewal fee of \$3,000 • Category 2: 1-10 VLTs, initial registration fee of \$1,200 and yearly renewal of \$1,000 <p>The proposed fee is for a new category of VLT sites, category three, which would have between 10 and 14 VLTs. The proposed initial registration fee is \$2,200 with a yearly renewal fee of \$2,000.</p> <p>The new site category will benefit site holders with the opportunity to "right-size" the number of VLTs in their business.</p>	

Schedule		
New Categories of Video Lottery Siteholders (VLTs)		
Fee or licence	Current Fee	Proposed Fee
Initial registration of sites that have between 10 and 14 Video Lottery Devices	\$0	\$2,200
Annual renewal of registration of sites that have between 10 and 14 Video Lottery Devices	\$0	\$2,000

Justice and Office of the Attorney General Contact: Michael Hall, (506) 453-2855	Application for an order to attend an examination <i>Enforcement of Money Judgments Act</i> Regulation 2019-32
Current Fee: \$25.00 Proposed Fee: \$50.00 Effective Date: December 1, 2019	New Annual Revenue Estimate: \$8,000 Change in Annual Revenue: \$4,000
Comments: This is the fee for an application for an order to attend an examination under subsection 33(1) of the <i>Enforcement of Money Judgments Act</i> . It replaces the \$25 fee for an examination under the <i>Arrest and Examinations Act</i> .	

Justice and Office of the Attorney General Contact: Michael Hall, (506) 453-2855	Sheriffs Act Fees <i>Sheriffs Act</i> Regulation 93-154
Current Fee: See schedule Proposed Fee: See schedule Effective Date: December 1, 2019	New Annual Revenue Estimate: \$65,000 Change in Annual Revenue: \$20,000
Comments: See schedule.	

Schedule Sheriffs Act Fees					
Fee or licence	Current Fee	Proposed Fee	New Annual Revenue Estimate	Change in Annual Revenue	Comments
Sheriff's deed or sheriff's transfer	\$150	\$150	Minimal	\$0	This is an existing fee. Currently it is payable only for sheriff's deeds. When the amendments are made, it will also be payable for sheriff's transfers.
Registration of a notice of judgment in the Personal Property Registry	N/A	\$30	\$4,500	\$4,500	This is a new fee for a new service: the registration of a notice of judgment under the <i>Personal Property Security Act</i> and a search of the Personal Property Registry immediately following the registration. The existing fees under the <i>General Regulation – Personal Property Security Act</i> are not affected by this new fee.
Amendment of a registration of a notice of judgment	N/A	\$20	Minimal	Minimal	This is a new fee for a new service: an amendment to or a renewal, discharge or re-registration of a registration of a notice of judgment under the <i>Personal Property Security Act</i> . The existing fees under the <i>General</i>

					<i>Regulation – Personal Property Security Act</i> are not affected by this new fee.
Search of the Personal Property Registry	N/A	\$20	Minimal	Minimal	This is a new fee for a new service: a search of the Personal Property Registry. The existing fees under the <i>General Regulation – Personal Property Security Act</i> are not affected by this new fee.
Sheriff's certificate	N/A	\$50	\$500	\$500	This is a new fee for a new service: providing a sheriff's certificate under subsection 66(1) of the <i>Enforcement of Money Judgments Act</i> . There is no fee if the sheriff's certificate is to be attached to a sheriff's deed or a sheriff's transfer.
Initiating enforcement action	\$75	\$120	\$36,000	\$13,500	This is the fee for initiating enforcement action under section 42 of the <i>Enforcement of Money Judgments Act</i> . It replaces the \$75 fee payable on the filing of an order for seizure and sale.
Seizure of property	See below	See below	\$24,000	\$1,500	This is the fee for a seizure or attempted seizure of property under the <i>Enforcement of Money Judgments Act</i> . It replaces the fee for the execution of an order for seizure and sale.

Current Fee: \$400 plus 10% of the net proceeds of the sale that exceed \$3,000 up to a maximum fee of \$1,000.

Proposed Fee: \$300 plus the least of the following amounts: (a) 10% of the enforcement proceeds or, if applicable, the enforcement proceeds that will remain after payments are made under paragraph 91(1)(a) of the *Enforcement of Money Judgments Act*; (b) 10% of the amount of the judgment that remains unsatisfied at the time of the seizure; (c) \$5,000.

Public Safety Contact: Chris O'Connell, (506) 444-5938	Seasonal Vehicle Registration <i>Motor Vehicle Act</i> Regulation 83-42
Current Fee: See schedule Proposed Fee: See schedule Effective Date: November 1, 2019	New Annual Revenue Estimate: \$0 Change in Annual Revenue: Application Fee (\$31,104) Annual renewal fee (\$130,896)
Comments: The seasonal vehicle registration program and the associated fees (the application fee and annual renewal fee) are being eliminated.	

Schedule Seasonal Vehicle Registration		
Fee or licence	Current Fee	Proposed Fee
Application fee	\$54.00	\$0
Annual renewal fee	\$54.00	\$0

Tourism, Heritage and Culture Contact: Steve Harris, (506) 478-4176	Hopewell Rocks Entry Fees <i>Parks Act</i> Regulation 85-104
Current Fee: See schedule Proposed Fee: See schedule Effective Date: March 10, 2020	New Annual Revenue Estimate: \$2,624,163 Change in Annual Revenue: \$768,094
Comments: The fees for an entry pass to Hopewell Rocks has not changed since 2016. This increase generates additional revenue to off-set the cost of managing provincial parks and keeps fees in-line with other privately and publicly owned attractions.	

Schedule Hopewell Rocks Entry Fees		
Fee or licence	Current Fee	Proposed Fee
Adult (19 to 64 years)	\$10.00	\$14.00
Adult 19+ Retail Coupon	\$8.50	\$12.00
Senior (65 years and over)	\$8.00	\$9.00
Student (19 years of age and over with student card)	\$8.00	\$12.00
Children (5-18 years)	\$7.25	\$8.00
Family (2 adults and their children 18 and under)	\$25.50	\$35.00
CAA Adult (19 to 64 years)	\$8.10	\$12.00
CAA Senior 65+	\$7.00	\$8.00
CAA Child (5-18 years)	\$6.20	\$7.00
CAA Student (19+ with valid student card)	\$7.00	\$10.00
CAA Family (2 parents and their children 18 and under)	\$21.70	\$32.00
Group Rate (12 or more) Bus with advanced reservation – per person	\$5.75	\$8.00
Group Rate (12 or more) Bus without advanced reservation – per person	\$7.25	\$10.00
Group Rate (12 or more) School Groups – per person	\$4.75	\$5.00

Fully Independent Travellers with advanced reservations – adults	\$8.00	\$12.00
Fully Independent Travellers with advanced reservations – per family (2 adults and their children 18 and under)	\$22.00	\$32.00
Seasonal Pass – Individual – non-transferrable	\$35.00	\$40.00
Seasonal Pass – Family (2 adults and their children 18 and under)	\$85.00	\$90.00

Tourism, Heritage and Culture	Le Village Historique Acadien
Contact: Steve Harris, (506) 478-4176	<i>Parks Act</i> Regulation 85-104
Current Fee: See schedule	New Annual Revenue Estimate: \$452,045.50
Proposed Fee: See schedule	
Effective Date: March 10, 2020	Change in Annual Revenue: \$45,494.00
Comments: The fees for an entry pass to Le Village Historique Acadien has not changed since 2016. This increase generates additional revenue to off-set the cost of managing provincial parks and keeps fees in-line with other privately and publicly owned attractions.	

Schedule Le Village Historique Acadien		
Fee or licence	Current Fee	Proposed Fee
Adult (19 to 64 years)	\$20.00	\$22.00
Senior (65 years and over)	\$16.00	\$17.00
Family (2 adults and their children 18 and under)	\$45.00	\$48.00
Season Pass Individual (6 to 64 years)	\$45.00	\$48.00
Season Pass Family (2 adults and children 18 and under)	\$80.00	\$82.00
Off Season (mid-September to closing) – Adult (19 to 64 years)	\$9.50	\$10.00
Off Season (mid-September to closing) – Youth (6-18 years) / student (19 years and over with student id card)	\$8.00	\$8.50
Off Season (mid-September to closing) – Senior (65 years and older)	\$8.00	\$8.50
Off Season (mid-September to closing) – Family (2 adults and their children 18 and under)	\$21.50	\$22.00

Tourism, Heritage and Culture	Provincial Park Campsite Fees: Parlee Beach and Mactaquac
Contact: Steve Harris, (506)478-4176	<i>Parks Act</i> Regulation 85-104
Current Fee: See schedule	New Annual Revenue Estimate: \$742,960
Proposed Fee: See schedule	
Effective Date: March 10, 2020	Change in Annual Revenue: \$129,830
Comments: The campsite fees at Parlee Beach and Mactaquac have not changed since 2016. This increase generates additional revenue to off-set the cost of managing provincial parks and keeps fees in-line with other privately and publicly owned campgrounds.	

Schedule Parlee Beach and Mactaquac Park Campsites		
Fee or licence	Current Fee	Proposed Fee
Daily Fee – full service	\$38.00	\$40.00
Daily Fee – site with electricity	\$32.00	\$34.00
Daily Fee – unserviced site	\$28.00	\$31.00
Daily Fee – rustic shelter	\$45.00	\$60.00
Daily Fee – wilderness campsite	\$17.00	\$19.00
Daily Fee – each additional overnight visitor to a site listed above	\$6.00	\$7.00
Monthly Fee – site with electricity	\$865.00	\$910.00
Monthly Fee – fully Serviced	N/A	\$1075.00
Monthly Fee – unserviced	N/A	\$800.00
Seasonal Fee – with electricity	\$1725.00	\$1900.00
Seasonal Fee – without electricity	\$1380.00	\$1520.00
Add Ch-A-lets	N/A	\$100.00

Department of Tourism, Heritage and Culture Contact: Steve Harris, (506) 478-4176	Provincial Park Campsite Fees: Herring Cove, Mount Carleton, New River Beach, de la République, Sugarloaf <i>Parks Act</i> Regulation 85-104
Current Fee: See schedule Proposed Fee: See schedule Effective Date: March 10, 2020	New Annual Revenue Estimate: \$887,489 Change in Annual Revenue: \$222,032
Comments: The campsite fees at Herring Cove, Mount Carleton, New River Beach, de la République and Sugarloaf have not changed since 2016. This increase generates additional revenue to off-set the cost of managing provincial parks and keeps fees in-line with other privately and publicly owned campgrounds.	

Schedule Herring Cove, Mount Carleton, New River Beach, de la République and Sugarloaf Provincial Park Campsites		
Fee or licence	Current Fee	Proposed Fee
Daily Fee – full service	\$36.00	\$40.00
Daily Fee – site with electricity	\$31.00	\$34.00
Daily Fee – unserviced site	\$28.00	\$31.00
Daily Fee – group campsite (per tent)	\$14.00	\$15.00
Daily Fee – rustic Shelter	\$43.00	\$60.00
Daily Fee – wilderness Campsite	\$17.00	\$19.00
Daily Fee – backcountry campsite	\$11.00	\$12.00
Daily Fee – each additional overnight visitor to a site listed above	\$6.00	\$7.00
Monthly Fee – site with electricity	\$825.00	\$910.00
Monthly Fee – fully serviced	N/A	\$1075.00
Monthly Fee – unserviced	N/A	\$800.00
Seasonal Fee – with electricity	\$1650.00	\$1900.00
Seasonal Fee – without electricity	\$1320.00	\$1520.00
Add Ch-A-lets	N/A	\$100.00

Add Winter Cabin Rentals at Mount Carleton – Unserviced Daily Fee Nictau Lake – Spruce (10) Nictau Lake – Maple (8) Nictau Lake - Fir (6) Nictau Lake – Cedar (3)	N/A N/A N/A N/A	\$100.00 \$90.00 \$80.00 \$75.00
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Tourism, Heritage and Culture	Provincial Park Campsite Fees: Murray Beach
Contact: Steve Harris, (506) 478-4176	<i>Parks Act</i> Regulation 85-104
Current Fee: See schedule Proposed Fee: See schedule Effective Date: March 10, 2020	New Annual Revenue Estimate: \$336,947 Change in Annual Revenue: \$68,331
Comments: The campsite fees at Murray Beach Park have not changed since 2016. This increase generates additional revenue to off-set the cost of managing provincial parks and keeps fees in-line with other privately and publicly owned campgrounds.	

Schedule Murray Beach Provincial Park Campsites		
Fee or licence	Current Fee	Proposed Fee
Daily Fee – full service	\$33.00	\$40.00
Daily Fee – site with electricity	\$28.00	\$34.00
Daily Fee – unserviced site	\$25.00	\$31.00
Daily Fee – group campsite (per tent)	\$13.00	\$15.00
Daily Fee – rustic Shelter	\$39.00	\$60.00
Daily Fee – wilderness Campsite	\$15.00	\$19.00
Daily Fee – backcountry campsite	\$10.00	\$12.00
Daily Fee – each additional overnight visitor to a site listed above	\$5.00	\$7.00
Monthly Fee – site with electricity	\$750.00	\$910.00
Monthly Fee – fully Serviced	N/A	\$1075.00
Monthly Fee – unserviced	N/A	\$800.00
Seasonal Fee – with electricity	\$1500.00	\$1900.00
Seasonal Fee – without electricity	\$1200.00	\$1520.00

FEE CHANGES

TAKING EFFECT

APRIL 1, 2020

OR LATER

Agriculture, Aquaculture and Fisheries Contact: Melanie MacLean (506) 444-2495	Veterinary Services Regulation Financial Administration Act Regulation 86-32 <i>Fees for Veterinary Services</i>
Current Fee: See schedule Proposed Fee: See schedule Effective Date: April 1, 2020	New Annual Revenue Estimate: \$4,219,137 Change in Annual Revenue: \$211,705
Comments: To establish increased fees relative to the services provided by provincial veterinarians.	

Schedule Veterinary Service Fees Regulation						
Fee or licence	Current Fee	Proposed Fees				
		2020 - 2021	2021 - 2022	2022 - 2023	2023 - 2024	2024 - 2025
Site visit – Food and Fur	\$68.00	\$72.08	\$76.40	\$80.99	\$85.85	\$91.00
Site visit - Equine	\$79.00	\$83.74	\$88.76	\$94.09	\$99.74	\$105.72
Hourly Fee – Food and Fur	\$96.00	\$101.76	\$107.88	\$114.36	\$121.20	\$128.48
Hourly Fee - Equine	\$204.00	\$208.08	\$212.24	\$216.48	\$220.84	\$225.24
Overtime Fee – Food and Fur and Equine	\$63.00	\$85.00	\$85.00	\$85.00	\$85.00	\$85.00

Natural Resources and Energy Development Contact: John Griggs, (506) 453-6046	Gypsum Royalty <i>Mining Act</i> Regulation 86-98
Current Fee: \$0 Proposed Fee: \$0.25/tonne Effective Date: April 1, 2020	New Annual Revenue Estimate: \$62,500 Change in Annual Revenue: \$62,500
Comments: The proposed levy of \$0.25/tonne is a royalty on gypsum produced from mining activities. It is intended to compensate the Province for the use of a Crown resource.	

Natural Resources and Energy Development Contact: Craig Parks, (506) 453-6626	Administrative Fees - Lands Administration Regulation Schedule A <i>Crown Lands and Forests Act</i> Regulation # 2009-62
Current Fees: See Schedule A Proposed Fees: See Schedule A Effective Date: April 1, 2020	New Annual Revenue Estimate: \$345,830 Change in Annual Revenue: \$95,000
Comments: (Schedule A) Adjust current regulated administrative fees to more accurately reflect the costs of the delivery of services.	

**Schedule A
Administrative Fees - Lands Administration Regulation (LAR)**

Type of Service	Current Fee	Proposed Fee	New Annual Revenue Estimate	Change in Annual Revenue	Comments
Services – Leases					
Application for a <u>camp lot lease</u> of Crown Lands	\$300	\$500 (combined fee ¹)	\$0	\$0	1998 Eurig Decision: A province may only legally generate revenue from administrative fees up to a level which bears a reasonable relationship to the costs of delivering the good or service. In some instances, the decrease is also due to accurate cost accounting and enhanced processes.
Fee to prepare a <u>camp lot lease</u> of Crown Lands	\$200	N/A (combined fee ¹)	\$0	\$0	
Fee to prepare a renewal of a <u>camp lot lease</u> of Crown Lands	\$200	\$100 (reduction)	(\$100)	(\$100)	
Application and preparation of <u>all other leases</u> of Crown Lands	\$500	\$1,400	\$900	\$900	
Fee to prepare a renewal of a lease of Crown Lands	\$200	\$500	\$300	\$300	
Fee to prepare an assignment of lease of Crown Lands	\$200	\$200 No change	\$0	\$0	
Fee to sublet a lease of Crown Lands	\$200	\$150 (reduction)	(\$50)	(\$50)	
Fee to amend a lease of Crown Lands	\$50	\$300	\$250	\$250	
Services – Licence of Occupation (LOO)					
Application for a new LOO of Crown Lands	\$500	\$750	\$250	\$250	1998 Eurig Decision: A province may only legally generate revenue from administrative fees up to a level which bears a reasonable relationship to the costs of delivering the good or service. In some instances, the decrease is also due to accurate cost accounting and enhanced processes.
Application for a new LOO for community event of Crown Lands	\$50	\$75	\$25	\$25	
Application for a new LOO for pole and anchor	\$500 + \$80/pole one-time rental	\$750 + \$80/pole one-time rental	\$250	\$250	
Fee to amend a LOO of Crown Lands	\$50	\$200	\$150	\$150	
Fee to renew a LOO of Crown Lands	\$200	\$200 No Change	\$0	\$0	
Fee to assign a LOO of Crown Lands	\$200	\$200 No Change	\$0	\$0	

Services – Easement and Right-of-way					
Application for non-commercial or non-industrial access of Crown Lands	\$500 for first hectare (ha) or part of a ha and \$50 for each additional ha	\$850	\$350	\$350	1998 Eurig Decision: A province may only legally generate revenue from administrative fees up to a level which bears a reasonable relationship to the costs of delivering the good or service. In some instances, the decrease is also due to accurate cost accounting and enhanced processes.
Application for municipal or non-profit access of Crown Lands	\$500 for first hectare (ha) or part of a ha and \$50 for each additional ha	\$850	\$350	\$350	
Application for public electrical utility access of Crown Lands	\$500 for first hectare (ha) or part of a ha and \$50 for each additional ha	\$850 + 7.5% of easement area market value ²	\$350 + 7.5% appraised value	\$350 + 7.5% appraised value	
Application for public electrical utility transmission corridors operated by NB Power and longer than 2 Km, access of Crown Lands	\$500 for first hectare (ha) or part of a ha and \$50 for each additional ha	\$850 + \$1 per Km	\$350 + \$1 per km	\$350 + \$1 per km	
Application for communication access of Crown Lands	\$500 for first hectare (ha) or part of a ha and \$50 for each additional ha	\$850 + 20% of easement area market value ²	\$350 + 20% of appraised value	\$350 + 20% of appraised value	
Application for commercial or industrial access of Crown Lands	\$500 for first hectare (ha) or part of a ha and \$50 for each additional ha	\$850 + 80% of easement area market value ²	\$350 + 80% of appraised value	\$350 + 80% of appraised value	
Services – Trails					
Application for new trail Disposition	\$500	\$750	\$250	\$250	1998 Eurig Decision: A province may only legally generate revenue from administrative fees up to a level which bears a reasonable relationship to the costs of delivering the good or service. In some instances, the decrease is also due to accurate cost accounting and enhanced processes.
Fee to amend trail Disposition	\$50	\$200	\$150	\$150	

Services – Grants, Exchanges, Transfers					
Application for a grant or conveyance of Crown Lands	\$500	\$1,500	\$1,000	\$1,000	1998 Eurig Decision: A province may only legally generate revenue from administrative fees up to a level which bears a reasonable relationship to the costs of delivering the good or service. In some instances, the decrease is also due to accurate cost accounting and enhanced processes.
Application to declare Crown Lands as surplus to DTI	\$200	\$1,500	\$1,300	\$1,300	
Application for a grant or conveyance of waterfront reserve	\$500 to \$800	\$1,500	\$700 to \$1,000	\$700 to \$1,000	
Application for possessory title claim of Crown Lands	\$500	\$650	\$150	\$150	
Application to discontinue a Crown waterfront reserve	\$300	\$650	\$350	\$350	
Application for a land exchange of Crown Lands	\$700 + \$2.50 per hectare (ha) of Crown Lands acquired (\$500 application fee and \$200 fee to prepare documents)	\$1,600 for the first 75 ha or part thereof of Crown land requested, plus \$20 for each additional requested ha above 75 ha to a maximum total application fee of \$2,000	\$900 + \$20 per ha >75 ha; Maximum \$2,000	\$900 + \$20 per ha >75 ha; Maximum \$2,000	
Services – Reserved Roads					
Application for granting a reserved road of Crown Lands	\$500	\$1,100	\$600	\$600	1998 Eurig Decision: A province may only legally generate revenue from administrative fees up to a level which bears a reasonable relationship to the costs of delivering the good or service. In some instances, the decrease is also due to accurate cost accounting and enhanced processes.
Application to discontinue a reserved road of Crown Lands	\$300	\$650	\$350	\$350	

Services – Construction of roads					
Application to construct a road on an existing reserved road of Crown Lands	\$150	\$200	\$50	\$50	1998 Eurig Decision: A province may only legally generate revenue from administrative fees up to a level which bears a reasonable relationship to the costs of delivering the good or service. In some instances, the decrease is also due to accurate cost accounting and enhanced processes.
Application to construct a road on Crown Lands that is not a reserved road	\$150	\$200	\$50	\$50	
Annual Revenues from Fees	Current		Projected		Total Increase
	\$250,830		\$345,830		\$95,000

¹ The existing fee structure is \$300 to apply and \$200 to prepare and issue tenure documents. This fee will be combined.

² These types of easements will require an appraisal; the Crown parcel must be appraised by an Appraisal Institute of Canada accredited appraiser.

Natural Resources and Energy Development	Proprietary Fees (Lease Rentals) Lands Administration Regulation <i>Crown Lands and Forests Act</i> Regulation # 2009-62
Contact: Craig Parks, (506) 453-6626	
Current Fees: See Schedule B Proposed Fees: See Schedule B Effective Date: April 1, 2020	New Annual Revenue Estimate: \$4,135,342 (includes Schedule B and C) Change in Annual Revenue: \$1,204,870 (includes Schedule B and C)
Comments: (Schedules B) Adjust regulated Lease rents and establish new rent categories for the use of Crown lands that reflect the market values of Crown lands dispositions and provide an appropriate rate of return (ROR) for exclusive land use rights and interests to use public land.	

LAR Schedules B & C Proposed Regulatory Provisions - Current and Proposed Lease and Licence of Occupation Rent Formula

Lease Class	Waterfront (WF)	Current LAR	Current Minimum	Proposed Rent	Proposed Minimum	Rationale	Actual Calculated Minimum Rent - Anything under 1 acre or 0.404686 ha
Standard Rent	Non WF	Standard lease rental (SLR) = $\left(\sqrt{\frac{ha}{0.4}} \times \$320 \right)$ for the first 10 hectares of lands + \$29/ha for all lands in excess of 10 hectares	\$160	Standard lease rental is based on establishing a market value for the area of land to be leased. Market value is based on the following five area values: 1. 0.40 ha / 1 acre = \$4,000 2. 10 ha / 25 acres = \$16,000 3. 30 ha / 74 acres = \$35,000 4. 60 ha / 148 acres = \$60,000 5. 600.15 ha / 1483 acres = \$410,000	\$400	The current standard rent formula overvalues small parcels and undervalues large parcels.	\$400

LAR Schedules B & C Proposed Regulatory Provisions - Current and Proposed Lease and Licence of Occupation Rents

Lease Class	Waterfront (WF)	Current LAR	Current Minimum	Proposed Rent	Proposed Minimum	Rationale	Actual Calculated Minimum Rent - Anything under 1 acre or 0.404686 ha
Standard Rent	Non WF	<p>Standard lease rental (SLR) =</p> $\left(\frac{\sqrt{ha}}{\sqrt{0.4}} \times \$320 \right)$ <p>for the first 10 hectares of lands + \$29/ha for all lands in excess of 10 hectares</p>	\$160	<p>Standard lease rental is calculated using the following straight-line formula</p> <p>1. For leases with a land area less than 10ha/25 acres, the formula is: (1 acre Market Value + (\$ increase per acre x (Land area leased – 1 acre))) x 10%</p> <p>*Note: \$ increase per acre = (Market value of a 25-acre upland parcel – Market value of a 1-acre upland parcel) divided by (25 acres – 1 acre).</p>	\$400	<p>In the interest of the Department aligning more with market industry practices and to have a rent approach that is more transparent.</p> <p>Standard lease rent will now be based on a simple straight-line calculation with a rate of return of 10%.</p>	\$400
Standard Rent	Non WF	<p>Standard lease rental (SLR) =</p> $\left(\frac{\sqrt{ha}}{\sqrt{0.4}} \times \$320 \right)$ <p>for the first 10 hectares of lands + \$29/ha for all lands in excess of 10 hectares</p>	\$160	<p>2. For leases with a land area equal to or greater than 10ha/25 acres and less than 30 ha/74 acres, the formula is: Rent = (25 acre Market value + (\$ increase per acre x (Land area leased – 25 acres))) x 10%</p> <p>*Note: \$ increase per acre = (Market value of a 74-acre upland parcel – Market value of a 25-acre upland parcel) divided by (74 acres – 25 acres).</p>	\$400		\$400

LAR Schedules B & C Proposed Regulatory Provisions - Current and Proposed Lease and Licence of Occupation Rents

Lease Class	Waterfront (WF)	Current LAR	Current Minimum	Proposed Rent	Proposed Minimum	Rationale	Actual Calculated Minimum Rent - Anything under 1 acre or 0.404686 ha
Standard Rent	Non WF	Standard lease rental (SLR) = $\left(\sqrt{\frac{ha}{0.4}} \times \$320 \right)$ for the first 10 hectares of lands + \$29/ha for all lands in excess of 10 ha	\$160	3. For leases with a land area equal to or greater than 30 ha / 74 acres and less than 60 ha / 148 acres , the formula is: Rent = (74 acre Market Value + (\$ increase per acre x (Land area leased – 74 acres))) x 10% *Note: \$ increase per acre = (Market Value of a 148 acre upland parcel – Market Value of a 74 acre upland parcel + (148 acre – 74 acre))	\$400		\$400
Standard Rent	Non WF	Standard lease rental (SLR) = $\left(\sqrt{\frac{ha}{0.4}} \times \$320 \right)$ for the first 10 hectares of lands + \$29/ha for all lands in excess of 10 ha	\$160	4. For leases with a land area equal to or greater than 60 ha / 148 acres and less than or equal to 600 ha/1483 acres , the formula is: Rent = (148 acre Market value + (\$ increase per acre x (Land area leased – 148 acres))) x 10% *Note: \$ increase per acre = (Market value of a 1483-acre upland parcel – Market value of a 148-acre upland parcel) divided by (1483 acres – 148 acres).	\$400		\$400

LAR Schedules B & C Proposed Regulatory Provisions - Current and Proposed Lease and Licence of Occupation Rents

Lease Class	Waterfront (WF)	Current LAR	Current Minimum	Proposed Rent	Proposed Minimum	Rationale	Actual Calculated Minimum Rent - Anything under 1 acre or 0.404686 ha
Standard Rent	Non WF	Standard lease rental (SLR) = $\left(\frac{\sqrt{ha}}{0.4} \times \$320 \right)$ for the first 10 hectares of lands + \$29/ha for all lands in excess of 10 ha	\$160	5. For leases with a land area greater than 600 ha / 1483 acres, the formula is: Rent = \$ increase per acre x Land Area leased x 10% *Note: \$ increase per acre = Market value of a 1483-acre upland parcel divided by 1483 acres (rounded to nearest dollar).	\$400		\$400

LAR Schedule B Proposed Regulatory Provisions - Current and Proposed Lease Rents

Lease Class	Waterfront (WF)	Current LAR	Current Minimum	Proposed Rent	Proposed Minimum	Rationale	Actual Calculated Minimum Rent - Anything under 1 acre or 0.404686 ha
Waterfront - General	WF	2 x Standard Lease Rent (SLR)	\$320	2 x Standard Rent (SR)	\$800	Historical market valuation of waterfront properties has determined that waterfront properties are at least 2 times the upland equivalent.	\$800
Institutional	Non WF	10% x SLR	\$100	10% x SR	\$250	Discounted rents are maintained to recognize and assist those who provide a public good (e.g. charities, municipalities).	\$250
	WF	20% x SLR	\$100	20% x SR	\$250		\$250
Municipal	Non WF	10% x SLR	\$100	10% x SR	\$250	Discounted rents are maintained to recognize and assist those who provide a public good (e.g. charities, municipalities).	\$250
	WF	20% x SLR	\$100	20% x SR	\$250		\$250
Maple sugary - value added	WF or Non WF	50% x SLR	-	50% x SR	\$400	The wording "value-added" has been removed from the definition for maple sugary leases, to simplify the rent structure and continue to give maple sugaries rent reduction to support the industry; this definition was restrictive and outdated.	\$400
Maple sugary – non-valued added	WF or Non WF	80% x SLR		50% x SR			

LAR Schedule B Proposed Regulatory Provisions - Current and Proposed Lease Rents

Lease Class	Waterfront (WF)	Current LAR	Current Minimum	Proposed Rent	Proposed Minimum	Rationale	Actual Calculated Minimum Rent - Anything under 1 acre or 0.404686 ha
Non-fibre forestry	WF or Non WF	50% x SLR	-	50% x SR	\$400	Other non-fibre forestry leases will follow the same rationale as maple sugary.	\$400
Trail	WF or Non WF	\$2 x trail km	\$100	\$2 x trail km	\$250	Other than the change associated with the minimum rent, no changes for this category.	\$250
Submerged	-	SLR	\$160	SR	\$400	Other than the change associated with the minimum rent, no changes for this category.	\$400
Affiliated angling	WF	2 x SLR	\$320	2 x 10.5% of Market Value	\$840	Affiliated angling lease represents a unique waterfront lease whose rate of return has a range of 9.0-10.5%. Instead of applying the standard rental rate of return of 10%, the upper end of 10.5% is chosen in recognition of the unique waterfront.	\$840
Erosion control structure	WF or Non WF	SLR	\$160	SR	\$400	Other than the change associated with the minimum rent, no changes for this category	\$400

LAR Schedule B Proposed Regulatory Provisions - Current and Proposed Lease Rents

Lease Class	Waterfront (WF)	Current LAR	Current Minimum	Proposed Rent	Proposed Minimum	Rationale	Actual Calculated Minimum Rent - Anything under 1 acre or 0.404686 ha
Electrical generation	WF or Non WF	$\left(\frac{\sqrt{\text{ha}}}{\sqrt{0.4}} \times \$640 \right) + (\$3,500 \times B)$ <p>where B = sum of all turbine name plate capacities in megawatts</p>	-	(2 x 11% of Market Value) + \$4,250 x B B = sum, in megawatts, of the name plate capacities of all installed turbines	\$5,130	A rate of return of 11% will be applied to reflect the nature of the lease type and capitalize on compensation.	\$5,130
Commercial Communication Towers	WF or Non WF	defaults to SLR	-	If 5 ha or less: \$1750 x area or If over 5 ha: (\$1750 x 5 ha) + SR for (area - 5 ha)	\$1,750	Commercial communication towers is a new separate category with a new rent consistent with private practices.	\$1,750
All other communication towers	WF or Non WF	defaults to SLR	-	SR	\$400	Other communication towers is a new separate category with a new rent consistent with market valuation. This category is for agencies who need leases for emergency services or for non-profit/public purposes (e.g. CBC).	\$400

LAR Schedule B Proposed Regulatory Provisions - Current and Proposed Lease Rents

Lease Class	Waterfront (WF)	Current LAR	Current Minimum	Proposed Rent	Proposed Minimum	Rationale	Actual Calculated Minimum Rent - Anything under 1 acre or 0.404686 ha
Industrial, Commercial, Utility, Transportation	WF	defaults to SLR	-	2 x 10.5% of Market Value	\$840	This is a new proposed class of lease A rate of return of 10.5% will be applied. Waterfront leases pay double.	\$880
	Non WF	default to SLR	-	10.5% of Market Value	\$420		\$440

Natural Resources and Energy Development Contact: Craig Parks, (506) 453-6626	Proprietary Fees (Licence Rentals) Lands Administration Regulation <i>Crown Lands and Forests Act</i> Regulation # 2009-62
Current Fees: See Schedule C Proposed Fees: See Schedule C Effective Date: April 1, 2020	New Annual Revenue Estimate: \$4,135,342 (includes Schedule B and C) Change in Annual Revenue: \$1,204,870 (includes Schedule B and C)
Comments: Schedule C: Adjust regulated Licence of Occupation rents and establish new rent categories for the use of Crown lands that reflect the market values of Crown lands dispositions and provide an appropriate rate of return (ROR) for exclusive land use rights and interests to use public land.	

LAR Schedule C Proposed Regulatory Provisions - Current and Proposed Licence of Occupation Rents

Licence of Occupation Class	Waterfront (WF)	Current LAR	Current Minimum	Proposed Rent	Proposed Minimum	Rationale	Actual Minimum Rent - Anything under 1 acre or 0.404686 ha
Standard licence rental	-	50% x SLR (Standard Lease Rent)	\$80	50% x SR (Standard Rent)	\$200	For licences, current LAR applies a rental rate of 50% of standard lease rental to recognize that a licence does not have the same rights as a lease. Discounts or adjustments are made depending on certain licence classes.	\$200
General	WF	SLR	\$160	SR	\$400		\$400
Institutional	Non WF	5% x SLR	\$50	5% x SR	\$125		\$125
	WF	10% x SLR	\$100	10% x SR	\$125		\$125
Municipal	Non WF	5% x SLR	\$50	5% x SR	\$125		\$125
	WF	10% x SLR	\$100	10% x SR	\$125		\$125

Schedule C Proposed Regulatory Provisions - Current and Proposed Licence of Occupation Rents

Licence Class	Waterfront (WF)	Current LAR	Current Minimum	Proposed Rent	Proposed Minimum	Rationale	Actual Calculated Minimum Rent - Anything under 1 acre or 0.404686 ha
Wind - exploration	-	\$1/ha + \$640 per test device and a \$3/ha additional fee for an option agreement	-	a) No lease option: (\$1 x area) + (\$800 x DeviceCount) b) With lease option: (\$4 x area) + (\$800 x DeviceCount) >> DeviceCount = number of test devices	\$800	Rent remains same except for minimum and a clearer differentiation between with and without option. Remove the word agreement "an option agreement" from the current provision.	\$800
Trail	WF or Non WF	\$2 x trail km	\$100	\$2 x trail km	\$250		\$250
Submerged	WF	50% x SR	\$80	50% x SR	\$200		\$200
Rockweed harvest/extraction/ taking		\$500	-	\$500	-		\$500
Signs	-	\$500 x # of signs	\$500	\$500 x # of signs	\$500		\$500
Annual Revenues from Rents Schedules B & C			Current		Projected		Total Increase
			\$2,930,472		\$4,135,342		\$1,204,870

APPENDIX A

2011, c.158 *Fees Act*

Deposited May 13, 2011

Definitions

1 The following definitions apply in this Act.

“department” means a portion of the Public Service specified in Part 1 of the First Schedule of the *Public Service Labour Relations Act*. (*ministère*)

“fee” means a fee, levy, royalty or other charge fixed by regulation under the authority of a public Act of the Province. (*droit*)

2008, c.F-8.5, s.1.

Application

2 This Act applies to all fees proposed by departments.

2008, c.F-8.5, s.2.

Annual report on fees

3(1) On or before January 31 in each fiscal year, the Minister of Finance shall file an annual report on fees with the Clerk of the Legislative Assembly.

3(2) The annual report shall contain the following information for every new fee and increase in a fee proposed for the next fiscal year:

- (a) the name of the department that proposed the fee;
- (b) the name of the fee;
- (c) the legislative authority for the fee;
- (d) the amount of the current fee, if any;
- (e) the amount of the new fee or the increased fee;
- (f) the effective date for the new fee or the increased fee;
- (g) the total annual revenue expected from the fee;
- (h) the change in the annual revenue expected from the fee; and
- (i) the name of the contact person.

3(3) The effective date for a new fee or an increased fee shall be not less than 60 days after the annual report is filed.

3(4) The annual report shall also contain information regarding the fees introduced, changed or eliminated since the previous annual report.

2008, c.F-8.5, s.3.

Other reports on fees

4(1) If a new fee or an increase in a fee is proposed during a fiscal year and the fee is not included in the annual report referred to in subsection 3(1), the Minister responsible for the Act that authorizes the fee shall file a report with the Clerk of the Legislative Assembly at least 60 days before the effective date for the new fee or the increased fee.

4(2) The report shall contain the information referred to in subsection 3(2).

2008, s.F-8.5, s.4.

N.B. This Act was proclaimed and came into force September 1, 2011.

N.B. This Act is consolidated to September 1, 2011.