



# **BILL NO. 62**

*Government Bill*

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*2nd Session, 62nd General Assembly  
Nova Scotia  
63 Elizabeth II, 2014*

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## **An Act Respecting Shared Services for Crown Corporations, Government Departments and Public Sector Entities**

CHAPTER 38  
ACTS OF 2014

**AS ASSENTED TO BY THE LIEUTENANT GOVERNOR  
NOVEMBER 20, 2014**

The Honourable Labi Kousoulis  
*Minister of Internal Services*

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

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## **An Act Respecting Shared Services for Crown Corporations, Government Departments and Public Sector Entities**

Be it enacted by the Governor and Assembly as follows:

- 1 This Act may be cited as the *Shared Services Act*.
- 2 The purpose of this Act is to standardize practices and procedures and to consolidate within shared-services organizations certain administrative services and activities that support crown corporations, departments and public sector entities.
- 3 In this Act,
  - (a) “crown corporation” means a body corporate conferred such status pursuant to the *Finance Act* or any other Act of the Legislature and designated by the regulations as a crown corporation for the purpose of this Act;
  - (b) “department” means a department, office or agency created by or pursuant to the *Public Service Act*;
  - (c) “designated employee” means an employee of a crown corporation or a public sector entity who is designated by the Minister to become an employee of Her Majesty in right of the Province in a shared-services organization;
  - (d) “Minister” means the Minister of Internal Services;
  - (e) “public sector entity” means a health authority, a school board, the Conseil scolaire acadien provincial or any other entity designated in the regulations as a public sector entity;
  - (f) “shared services” means the services provided by a shared-services organization in accordance with the regulations;
  - (g) “shared-services organization” means the Department of Internal Services, the Department of Transportation and Infrastructure Renewal, the Public Service Commission or any other department designated in the regulations as a shared-services organization.
- 4 This Act applies to
  - (a) crown corporations;
  - (b) departments; and
  - (c) public sector entities.
- 5 Notwithstanding any general or special Act, where there is a conflict between this Act and the regulations and any other enactment, this Act and the regulations prevail.
- 6 This Act binds Her Majesty in right of the Province.

**7** The Minister is responsible for the supervision and management of this Act and the regulations.

**8 (1)** A shared-services organization shall provide the shared services it is required to provide as prescribed by the regulations to crown corporations, departments and public sector entities.

**(2)** A shared-services organization may provide shared services that it is permitted to provide by the regulations to crown corporations, departments and public sector entities.

**(3)** Notwithstanding subsection (2), shared services may not be provided by a shared-services organization to the crown corporations, departments or public sector entities listed in the regulations pursuant to clause 12(1)(f).

**(4)** A shared-services organization shall abide by the terms and conditions prescribed by the regulations for the provision of services.

**(5)** A shared-services organization may charge the fees prescribed by the regulations to crown corporations, departments and public sector entities for the provision of shared services.

**9** Notwithstanding any other enactment, agreement or practice, every crown corporation, department and public sector entity designated by the regulations shall obtain the shared services prescribed by the regulations from a shared-services organization.

**10 (1)** In this Section, “records” means records as defined in the *Freedom of Information and Protection of Privacy Act*.

**(2)** Records collected or used by a shared-services organization for the purpose of providing shared services to a crown corporation, department or public sector entity may be deemed by the regulations to be in the custody or under the control of the shared-services organization, crown corporation, department or public sector entity for the purpose of the *Freedom of Information and Protection of Privacy Act*.

**11** The Minister may determine who is a designated employee for the purpose of this Act.

**12 (1)** The Governor in Council may make regulations

(a) designating corporate entities previously conferred the status of crown corporations as crown corporations for the purpose of clause 3(a);

(b) designating entities to be public sector entities;

(c) designating departments as shared-services organizations;

(d) listing the shared services to be provided by a shared-services organization for the purpose of subsection 8(1);

(e) listing the shared services that a shared-services organization may provide for the purpose of subsection 8(2);

(f) listing the crown corporations, departments or public sector entities that a shared-services organization is not permitted to provide shared services to for the purpose of subsection 8(3);

(g) respecting the terms and conditions to be followed by shared-services organizations in the provision of services for the purpose of subsection 8(4);

(h) prescribing the fees that may be charged for the provision of shared services;

(i) deeming records to be or not to be in the custody or under the control of a shared-services organization, crown corporation, department or public sector entity for the purpose of subsection 10(2);

(j) defining any word or expression used by but not defined in this Act;

(k) further defining any word or expression defined in this Act;

(l) respecting any matter or thing the Governor in Council considers necessary or advisable to effectively carry out the intent and purpose of this Act.

**(2)** The exercise by the Governor in Council of the authority contained in subsection (1) is a regulation within the meaning of the *Regulations Act*.

**13** This Act comes into force on such day as the Governor in Council orders and declares by proclamation.

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