



PRINCE EDWARD ISLAND
ÎLE-DU-PRINCE-ÉDOUARD

FIRE SAFETY ACT FIRE DISTRICT REGULATIONS

PLEASE NOTE

This document, prepared by the ***Legislative Counsel Office***, is an office consolidation of this regulation, current to August 2, 2025. It is intended for information and reference purposes only.

This document is ***not*** the official version of these regulations. The regulations and the amendments printed in the ***Royal Gazette*** should be consulted on the Prince Edward Island Government web site to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the ***Table of Regulations*** on the Prince Edward Island Government web site (www.princeedwardisland.ca).

If you find any errors or omissions in this consolidation, please contact:

Legislative Counsel Office
Tel: (902) 368-4292
Email: legislation@gov.pe.ca



FIRE DISTRICT REGULATIONS

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**FIRE SAFETY ACT****CHAPTER F-11.1****FIRE DISTRICT REGULATIONS**

Pursuant to section 64 of the *Fire Safety Act* R.S.P.E.I. 1988, Cap. F-11.1, Council made the following regulations:

1. Definitions

In these regulations,

- (a) “**Act**” means the *Fire Safety Act* R.S.P.E.I. 1988, Cap. F-11.1, except where otherwise indicated;
- (b) “**modification**”, in respect of a fire district, means
 - (i) an extension of the boundaries of the fire district to include an unincorporated area which is not already part of another fire district,
 - (ii) a correction of an error in the description of, or an emendation to resolve any doubt concerning, the fire district boundary lines,
 - (iii) the dissolution of the fire district,
 - (iv) the adjustment of a mutual boundary line between the fire district and another fire district, or between the fire district and a municipality,
 - (v) a reduction of the boundaries of the fire district,
 - (vi) an amalgamation of the fire district with another fire district to form one fire district, or
 - (vii) a change of the name of the fire district. (EC656/25)

2. Application to Minister

- (1) A fire district committee may apply to the Minister for a modification in respect of its fire district.

Requirements for application

- (2) An application under subsection (1) shall include
 - (a) a resolution of the fire district committee supporting the application;
 - (b) confirmation that affected fire services have been informed of the application;
 - (c) a description of the geographical boundaries of the area to be annexed or affected, as the case may be; and
 - (d) the reasons for the proposed modification.

Additional information may be required

- (3) The applicant shall submit any additional information requested by the Minister. (EC656/25)

3. Notification respecting application

- (1) Upon receipt of an application, the Minister may
- (a) notify in writing and give a copy of the application to each fire district and municipality that, in the opinion of the Minister, may be affected by the proposed modification;
 - (b) publish notification of the application for the proposed modification in the Gazette; and
 - (c) order a public meeting, where the Minister has determined there is significant public interest in the matter.

Responsibility for costs

- (2) The costs incurred by the Minister to hold a public meeting are the responsibility of the fire district committee that made the application for the proposed modification.

Minister to review representations

- (3) The Minister shall review any representations made in response to the proposed modification by interested persons. (EC656/25)

4. Application and recommendation presented to Lieutenant Governor in Council

- (1) The Minister shall present the application for a modification in respect of a proposed modification to a fire district, together with a recommendation, to the Lieutenant Governor in Council.

Order of Lieutenant Governor in Council

- (2) The Lieutenant Governor in Council may, by order published in the Gazette, approve the application subject to any conditions the Lieutenant Governor in Council considers appropriate.

When order takes effect

- (3) Where an order approving the application is made under subsection (2), subject to any conditions in the order, the modification has effect upon publication of the order. (EC656/25)

5. Authority of Lieutenant Governor in Council

Where a fire district committee has become inoperative or, in the opinion of the Minister, functions in a manner contrary to the best interests of the residents of the fire district, the Lieutenant Governor in Council, may by order,

- (a) dismiss the fire district committee;
- (b) appoint a special commissioner to carry on the administration of the fire district on an interim basis; and
- (c) arrange for the election of a new fire district committee. (EC656/25)

6. Authority of Minister

- (1) Notwithstanding section 2, the Minister may, on being notified that a proposed application to alter the boundaries of a municipality under Part 2 of the *Municipal Government Act* R.S.P.E.I. 1988, Cap. M-12.1, will require a modification of the boundaries of a fire district, recommend to the Lieutenant Governor in Council that the boundaries of the fire district be modified.

Information required

- (2) The Minister's recommendation under subsection (1) shall include
- (a) information respecting how the proposed application under Part 2 of the *Municipal Government Act* will affect the boundaries of the fire district;
 - (b) confirmation that affected fire services and the affected fire district committee have been informed of the modification that is being recommended;
 - (c) information respecting the support or opposition of the affected fire district committee to the proposed modification, if known;
 - (d) a description of the geographical boundaries of the modified fire district; and
 - (e) the reasons for the proposed modification of the boundaries of the fire district.

Order of Lieutenant Governor in Council

- (3) The Lieutenant Governor in Council may, by order, approve the modification of the boundaries of the fire district, subject to any conditions that the Lieutenant Governor in Council considers appropriate.

Timing of submissions

- (4) For greater certainty, the Lieutenant Governor in Council
- (a) may consider the recommendation of the Minister under subsection (1) to modify the boundaries of the fire district at the same time as it considers the application under Part 2 of the *Municipal Government Act* that is referred to in subsection (1); and
 - (b) may make an order under subsection (3) to take effect at the same time as an order made under Part 2 of the *Municipal Government Act*. (EC656/25)

7. Annual reporting to Minister

Prior to March 15 in each year, the fire district committee for a fire district shall submit the following to the Minister:

- (a) a copy of the minutes of the annual meeting of the residents of the fire district; and
- (b) an annual report setting out
 - (i) the tax rate approved for the fire district, including, in the case of a "flat rate" tax system, a description of each property category,
 - (ii) the annual budget for the fire district committee, and
 - (iii) a list of fire district committee members. (EC656/25)