Pursuant to section 33 of the **Boilers and Pressure Vessels Act** R.S.P.E.I. 1988, Cap. B-5, Council made the following regulations:

1. **Section 5.41 of the Boilers and Pressure Vessels Act Regulations (EC234/85)** is revoked and the following substituted:

**5.41** Every person who makes an application to the Chief Inspector for the registration of the design of a boiler, pressure vessel, pressure piping system or fitting shall pay the appropriate fee as follows:

<table>
<thead>
<tr>
<th>Type of Equipment</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cast iron boilers</td>
<td>$300</td>
</tr>
<tr>
<td>Steel boilers</td>
<td>$300</td>
</tr>
<tr>
<td>Pressure vessels</td>
<td>$300</td>
</tr>
<tr>
<td>Heat exchangers</td>
<td>$300</td>
</tr>
</tbody>
</table>

Where no survey of a design has been conducted for registration of a boiler, pressure vessel, pressure piping system or fitting, a filing fee of $50 shall be paid by the applicant for the issuance of a Canadian Registration Number.

**POWER PLANT PIPING**

(a) not greater than 3,600 kW ........................................... $  85
(b) greater than 3,600 kW but not greater than 12,000 kW.......... 130
(c) greater than 12,000 kW but not greater than 24,000 kW.......... 165
(d) greater than 24,000 kW ........................................... 240

**HEATING PLANT PIPING**

(a) not greater than 2,400 kW ........................................... $  75
(b) greater than 2,400 kW but not greater than 4,800 kW ............. 80
(c) greater than 4,800 kW but not greater than 7,200 kW ............. 90
(d) greater than 7,200 kW but not greater than 10,000 kW .......... 100
(e) greater than 10,000 kW but not greater than 15,000 kW ......... 110
(f) greater than 15,000 kW ........................................... 120

**REFINERIES, PETROCHEMICAL AND OTHER SIMILAR PIPING SYSTEMS**

On registration of the design of a pressure piping system used in a refinery, petrochemical, medical gas, or other similar application, the fee is $85 per hour with a minimum fee of $170.

**ADDITIONS TO OR ALTERATIONS OF A PRESSURE PIPING SYSTEM**

The fee for design registration of additions to or alterations of a pressure piping system is $85.

**REGISTRATION OF FITTINGS**

The manufacturer shall pay the following fees for the survey and registration of design drawings and Statutory Declaration Forms for fittings:

(a) single fitting .......................................................... $165
(b) a range of fittings in a single category ......................... 300
(c) catalogues and brochures .......................................... 300
(d) filing fee .............................................................. 50

**AMENDMENT TO DESIGNS**

For registration of an amendment to a registered design,

(a) the standard fee is .................................................. $  85
(b) where calculations are involved, the fee is ...................... 170

Design changes involving shell thickness, diameter, working pressure, or tensile strength of material constitute a new design and the appropriate fees for registration of new designs shall be paid.

**SHOP INSPECTIONS**

The following fees are payable by the manufacturer for shop inspection of boilers, pressure vessels and pressure piping systems during their fabrication, alteration or repair and by contractors for shop inspection of new installations and alterations made to existing installations:

(a) $85 per hour during normal working hours;
(b) $125 per hour during other hours - minimum $250.

**CONTRACTOR’S LICENSE AND PERMIT**

The fee for a contractor’s license is $125 per year payable on or before the expiry date of the license, subject to the qualification that where a contractor is licensed for the first time after July 1 in any year the fee is $100.

The fee for a permit is $25.
SPECIAL INSPECTIONS AND WELDER CERTIFICATION

Where, at the request of a manufacturer or contractor, a special inspection is conducted or a special service rendered or the certification test of a welder is conducted, the fee is $85 per hour during normal working hours.

ADDITIONAL FEES

Where an inspection involves calculations respecting flanges and openings pursuant to the ASME Code, an additional fee of $85 per hour for the calculation.

TRANSPORTATION

In addition to inspection fees, the transportation expenses of an inspector at the prevailing government rates are payable by the person for whom the services of the inspector are provided.

STAMPING

For stamping a boiler or pressure vessel with the markings and identification required by these regulations the fee is $85 per hour.

2. Section 7.29 of the regulations is revoked and the following substituted:

7.29 The following fees for periodic inspection are payable:

(a) Cast iron heating boilers................................................................. $  50
(b) Heating boiler (steel)
   (i) not greater than 800 kW........................................................ $  50
   (ii) greater than 800 kW but not greater than 1,800 kW................. 75
   (iii) greater than 1,800 kW but not greater than 5,000 kW............. 125
   (iv) greater than 5,000 kW but not greater than 12,000 kW........... 175
   (v) greater than 12,000 kW but not greater than 36,000 kW........... 215
   (vi) greater than 36,000 kW....................................................... 215
      plus $1.00 per 1,000 kW or part thereof to a maximum fee of........ 600
(c) Power boilers
   (i) not greater than 600 kW........................................................ $  50
   (ii) greater than 600 kW but not greater than 1,800 kW................. 85
   (iii) greater than 1,800 kW but not greater than 5,000 kW............. 135
   (iv) greater than 5,000 kW but not greater than 12,000 kW........... 185
   (v) greater than 12,000 kW but not greater than 36,000 kW........... 210
   (vi) greater than 36,000 kW but not greater than 75,000 kW......... 275
   (vii) greater than 75,000 kW................................................... 275
      plus $1.00 per 1,000 kW or part thereof to a maximum fee of........ 600
(d) For pressure vessels and heat exchangers, the following fees shall apply to the first 3 m of overall length, beyond which an additional fee of $10 for each 3 m or part thereof shall be applied:
   (i) not greater than 600 mm diameter........................................ $  35
   (ii) greater than 600 mm but not greater than 750 mm diameter...... 50
   (iii) greater than 750 mm but not greater than 1,250 mm diameter... 60
   (iv) greater than 1,250 mm but not greater than 1,750 mm diameter... 85
   (v) greater than 1,750 mm but not greater than 2,500 mm diameter... 110
   (vi) greater than 2,500 mm but not greater than 3,000 mm diameter... 125
   (vii) greater than 3,000 mm diameter....................................... 150

3. Section 7.30 of the regulations is revoked and the following substituted:

7.30 The fee for Fees, various
   (a) calibrating a pressure gauge is.................................$85 per hour
   (b) witnessing the setting and sealing of a safety valve is..................$85 per hour
   (c) a duplicate of a certificate of inspection is .....................$30
   (d) a duplicate of an inspection report is.................................$30
   (e) reinspection
      (i) where the order of the inspector has been carried out .................. No charge
      (ii) where the order of the inspector has not been carried out within the specified time...........$200

4. Section 8.32 of the regulations is revoked and the following substituted:

8.32 (1) The manufacturer or contractor shall pay a fee according to the following scale for procedure registration and welder certification:
   (a) for the survey and registration of a welding procedure...........$60
   (b) for transfer of a welder’s certificate....................................$50
   (c) for a single procedure qualification test............................$85 per hour
   (d) for a welder’s all position certification test in one procedure...........................$85 per hour
(e) for the certification test or retest of a welder on one position $85 per hour

(2) The employer of a welder shall supply the necessary material for the qualification or certification tests.

5. Section 9.33 of the regulations is revoked and the following substituted:

9.33 The following fees are payable

(a) license and certificate fees:
   (i) for any class of plant license $0.003 per litre of storage
       (Minimum charge of $25)
   (ii) for an examination for a certificate under section 9.15 $20
   (iii) for renewal of a certificate for each 12-month period $20
   (iv) for issue of a duplicate $20
(b) permit fees:
   (i) for the initial review and issuance of an installation permit
       under section 9.08,
       (A) for the first 211,000 kilojoules $50
           plus
       (B) for each increment of 211,000 kilojoules or a fraction
           thereof $20
           to a maximum of $500
       (C) installation of or alteration to filling plants $125
       (D) installation of or alteration to dispensing unit $85
       (E) installation of or alteration to digester gas systems $85
           plus $85 per hour for design review
   (c) inspection fees:
       (i) for an inspection of a pressure vessel used in liquified
           petroleum gas service having a capacity greater than 454
           kilograms of water the fees as set out in clause 7.29(d) apply
       (ii) for inspection of new installations and alterations to existing
           systems meeting the requirements of sections 9.08 and 9.25
           $85 per hour
       (iii) for inspection of new installations and alterations to existing
           systems that did not meet the requirements of section 9.08 or 9.25
           at the time of activation $220
       (iv) for inspections defined as special inspections under clause
           2.01(m) $85 per hour
   (d) reinspections:
       (i) where the order of the inspector has been carried out
           No charge
       (ii) where the order of the inspector has not been carried out
           within the specified time $200

6. Section 10.23 of the regulations is revoked and the following substituted:

10.23 The fee for the inspection of a medical gas piping system is $85 per hour.

7. These regulations come into force on December 1, 2004.
EXEMPLARY NOTES

The amendments change the various fees established under the regulations.

EC2004-636

ELECTRICAL INSPECTION ACT
REGULATIONS
AMENDMENT

Pursuant to section 5 of the Electrical Inspection Act R.S.P.E.I. 1988, Cap. E-3, Council made the following regulations:

1. Subsections 5(7) and (8) of the Electrical Inspection Act Regulations (Aug. 1/40) are revoked.

2. Schedules 1 to 4 of the regulations are revoked and the following substituted:

SCHEDULE 1
FLAT RATE FEE STRUCTURE

1.1 For the inspection of the complete wiring system in a new single family dwelling or summer cottage, the fee is determined by the ampacity of the service, as follows:
(a) for service capacity of 100 amperes or less, the fee is $10
(b) for service capacity of over 100 amperes, the fee is $150

1.2 For the inspection of the complete wiring system in a new two unit (duplex) dwelling, the fee is $200

1.3 For the inspection of the complete wiring system in new apartment buildings and senior citizens homes consisting of three or more dwelling units
(a) for the first two dwelling units, per unit, the fee is $125
(b) for each additional dwelling unit, the fee is $75
(c) for commercial premises located in the building, the fee is determined from Schedule 2.

1.4 For the inspection of the connection or reconnection of a mobile home or a factory-constructed single family dwelling, the fee is:
(a) per unit.......................................................... $ 50
(b) for any other electrical work carried out in the home or on the site, the fee is determined from Schedule 2.

1.5 For the inspection of the grounding of swimming pools, wading pools or ornamental pools, per pool, the fee is $50

1.6 For the inspection of the installation for hot tubs and hydro massage spas, per tub or spa, the fee is $35

1.7 For a special trip for the inspection of a trench containing raceways or conductors, per inspection, the fee is $35

SCHEDULE 2
ITEMIZED FEE SCHEDULE

2.1 TEMPORARY SERVICES
(a) 200 amperes or less (valid for a maximum of six months)...................... $ 45
(b) over 200 amperes (valid for a maximum of one year).............................. 100

Temporary connection permits for temporary services may be issued at the discretion of the Department to enable supply authorities to supply power on a temporary basis, to temporary installations or uncompleted permanent installations.

Temporary services may be renewed at the discretion of the Department.

In the event of expiry or non-renewal of a permit, the power supply to a temporary service shall be disconnected.

2.2 SERVICES (UP TO 750 VOLTS) BASED ON THE AMPACITY OF THE EQUIPMENT

AMPERES
(a) up to 100.......................................................... $ 15
(b) over 100 but not over 200........................................... 20
(c) over 200 but not over 600........................................... 40
(d) over 600 but not over 1,000................................. 50
(e) over 1,000......................................................... 100
(f) for each additional sub-service switch if installed at the same time by the same contractor, the fee is $ 10

For duplex houses and for similar installations where from two to six meters are installed without a main switch, the fee is calculated on the combined capacity of the individual service switches.

OVER 750 VOLTS (HIGH VOLTAGE)

All amperages $125
2.3 SWITCHBOARDS, DISTRIBUTION CENTRES AND MOTOR CONTROL CENTRES AND PANELS
(a) each low voltage unit up to 600 amperes .............................................................. $ 25
(b) each low voltage unit over 600 amperes ................................................................ 30
(c) each high voltage unit ......................................................................................... 50

2.4 OUTLETS
Basic schedule (wiring only) per outlet $ 1

2.5 FIXTURES
(a) basic schedule for the first 200, per fixture ................................................................ $ 0.50
(b) over 200, each additional fixture ........................................................................... $ 0.40

2.6 PANELBOARDS
Number of circuits
(a) 1 - 42 ...................................................................................................................... $ 15
(b) over 42, each additional circuit .............................................................................. $ 0.40

2.7 MOTORS
Each motor up to 750 volts horsepower/kilowatt
(a) fractional ............................................................................................................... $ 10
(b) 1 - 10 .................................................................................................................... $ 10
(c) 11 and over ........................................................................................................... $ 30
Each motor over 750 volt horsepower/kilowatt
(d) up to 50 ................................................................................................................ $ 47
(e) 51 to 100 .............................................................................................................. $ 60
(f) over 100 ................................................................................................................ $ 75

2.8 GENERATORS AND ALTERNATORS
The fee for an electric generator or alternator is the same as for a motor of like capacity. There is no charge for an exciter that forms part of an alternator or a D.C. generator.

2.9 HEATING AND COOKING APPARATUS (DOMESTIC)
(a) kitchen range, automatic dryer or electric furnace, each ....................................... $ 10
(b) water heater, dishwasher or garbageator, each ................................................... 8

2.10 HEATING AND COOKING APPARATUS (COMMERCIAL AND INDUSTRIAL)
Electric range, oven, deep fryer, steam generator, preheater, electric furnace and similar equipment, per unit ................................................................. $ 15

2.11 FUEL BURNING EQUIPMENT (OIL, GAS OR WOOD FIRED)
(a) domestic unit (up to 200,000 BTU), each ............................................................. $ 12
(b) commercial or industrial unit (over 200,000 BTU), each ...................................... $ 20
Note: For units with more than two motors, each additional motor is subject to the fee for a motor.

2.12 TRANSFORMERS AND CAPACITORS UP TO 750 PRIMARY VOLTS KVA
(a) 1 to 30 .................................................................................................................. $ 20
(b) 31 to 50 ................................................................................................................. $ 30
(c) 51 and over .......................................................................................................... $ 40
OVER 750 PRIMARY VOLTS KVA
(d) for each ................................................................................................................ $ 75

2.13 HEATERS
Combination radiator and fan (unit heaters), electric baseboard, duct heaters, ceiling radiant panels, and similar heating equipment
(a) the first 1-4 units, each ........................................................................................ $ 6
(b) each additional unit ............................................................................................... $ 15
(c) sauna heaters, each unit ....................................................................................... $ 20

2.14 FUEL DISPENSING DEVICES
Motorless or self-contained motor driven dispensing devices
(a) the first device ...................................................................................................... $ 25
(b) each additional device ......................................................................................... 10

2.15 SIGNS AND MARQUEE LIGHTING
Each installation ........................................................................................................... $ 25

2.16 X-RAY EQUIPMENT, HIGH FREQUENCY APPARATUS, ETC.
(a) wiring for low-voltage or primary circuit ............................................................ $ 40
(b) wiring for high-voltage or secondary circuit ....................................................... 40

2.17 FIRE AND INTRUSION ALARM, ENERGY MANAGEMENT, NURSE CALL AND SIMILAR SYSTEMS
Fire alarm supervisor stations, control and indicating or annunciator panels
each unit (1-10 panels) $ 50

2.18 AIR CONDITIONING AND REFRIGERATION UNITS
(a) air conditioning and refrigeration units, each .................................................... $ 20
(b) combination heating and cooling units, each ......................................................... $ 20
(c) walk-in coolers and freezers, each ......................................................................... $ 20
Note: Additional motors associated with the above equipment shall be charged for as per the fee schedule for motors.

2.19 WELDERS, REGULATORS, BATTERY CHARGERS, ETC.
For the installation of welders, voltage regulators, phase converters, battery chargers, regulators and dimming transformers
(a) less than 750 volts and rated under 25 KVA, the fee is $  20
(b) over 750 volts and rated over 25 KVA, the fee is  20

2.20 POWER OUTLETS (OUTLET BOX AND/OR RECEPTACLE)
Rated at 30 amperes and larger, each $  10

2.21 CARNIVALS
For each “set up” for travelling shows, midways, circuses and similar kinds of entertainment
(a) the basic inspection fee is $  50
(b) for each ride or booth, the fee is  10

2.22 CARE FACILITIES
For annual inspections for Community Care Facilities and Nursing Home Board licensing, the fee is $  40

SCHEDULE 3
GENERAL
3.1 MISCELLANEOUS INSPECTIONS
Inspection of installations that are not covered by the other Schedules or where the Schedules cannot be consistently applied will be charged under this heading at the rate of $40 per half hour or part thereof.

3.2 SPECIAL INSPECTIONS AND INSPECTIONS FOR SPECIAL APPROVAL OF ELECTRICAL EQUIPMENT
The fee for this service shall be based on the time spent by an inspector in carrying out the necessary investigations and examinations at the rate of $40 per half hour or part thereof.

3.3 REVIEW OF PLANS AND SPECIFICATIONS
The fee payable for the review of plans and specifications shall be based on the time involved at the rate of $30 per half hour or part thereof.

3.4 EXTRA INSPECTIONS
An inspection fee of $40 per inspection shall be payable where extra inspections are required as follows:
(a) for the inspection of deficiencies ordered to be corrected where it is found that the deficiencies have not been corrected or have been corrected in a manner unacceptable to an inspector;
(b) to facilitate construction procedures;
(c) as a result of an incorrect address or inadequate directions given on the application form.

SCHEDULE 4
LICENSE FEES AND ANNUAL PERMITS
4.1 LICENSE FEES per annum
(a) contractor ..................................................(up to Jan. 1/05) $120
(b) contractor (Temporary) ..................................................80
(c) contractor (Restricted) .................................................. 20
(d) journeyman .................................................. 20
(e) registered technician .................................................. 15
(f) special license .................................................. 15
(g) apprentice .................................................. 10

*Note: Fee increases for contractors in January 2005 due to the elimination of the contractor’s bond requirement.

4.2 ANNUAL PERMITS ISSUED TO EMPLOYERS
Number of Employees Annual Fee
100 or fewer ........................................................................... $100
101 to 250 ........................................................................... 200
251 to 500 ........................................................................... 315
501 to 1000 ........................................................................... 500

4.3 In all manufacturing, mercantile or other buildings where the occupants employ their own electricians and where the nature of their business necessitates the making of sundry changes, additions and repairs to the plant at short notice – e.g., moving lights, motors or other electrical equipment – such changes, etc., may be made by the occupant’s own electricians, from time to time, without the formality of taking out a permit for each such change, etc. (as required by Rule 2-004 of the Code), if the occupant has obtained an annual permit from a Senior Electrical Inspector.

In the case where the occupant has duly licensed journeymen electricians employed, the occupant may have such electricians carry out any type of electrical work on the occupant’s premises under the authority of the annual permit. Where the journeyman installs new electrical installations on the premises, a permit shall be required as per Rule 2-004 of the Code.

The annual permit may be granted at the discretion of a Senior Electrical Inspector upon payment of a fee in accordance with this Schedule.

At the discretion of the Inspection Department, inspections shall be conducted as required on any electrical work carried out on the premises of the annual permit holder.
3. These regulations come into force on January 1, 2005.

EXPLANATORY NOTES

The amendments revoke the bond requirements for a contractor’s license and change the various fees charged for inspections, licenses and permits.

EC2004-637

ELEVATORS AND LIFTS ACT
REGULATIONS
AMENDMENT

Pursuant to section 17 of the Elevators and Lifts Act R.S.P.E.I. 1988, Cap. E-5, Council made the following regulations:

1. Section 286 of the Elevators and Lifts Act Regulations (EC469/71) is revoked and the following substituted:

286. (1) Fees shall be payable as indicated for the following:

<table>
<thead>
<tr>
<th>Description</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>For inspection of an elevator</td>
<td>$150</td>
</tr>
<tr>
<td>For inspection of a dumbwaiter</td>
<td>$100</td>
</tr>
<tr>
<td>For inspection of an escalator</td>
<td>$150</td>
</tr>
<tr>
<td>For inspection of a manlift</td>
<td>$150</td>
</tr>
<tr>
<td>For inspection of an inclined lift</td>
<td>$150</td>
</tr>
<tr>
<td>For inspection of a ski tow</td>
<td>$150</td>
</tr>
<tr>
<td>For inspection of a chair or gondola lift</td>
<td>$500</td>
</tr>
<tr>
<td>For inspection of a T-bar, J-bar or Platter Pull</td>
<td>$500</td>
</tr>
<tr>
<td>For inspection of a rope-tow</td>
<td>$400</td>
</tr>
<tr>
<td>For inspection of a stage lift</td>
<td>$150</td>
</tr>
<tr>
<td>For inspection of a construction hoist</td>
<td>$150</td>
</tr>
<tr>
<td>For inspection of elevating devices for handicapped persons</td>
<td>$150</td>
</tr>
<tr>
<td>For an initial inspection, per hour or any part thereof (minimum charge is $80)</td>
<td>$80</td>
</tr>
<tr>
<td>For a special inspection, per hour or any part thereof (minimum charge is $80)</td>
<td>$80</td>
</tr>
</tbody>
</table>

(2) Fees are payable on the submission of drawings and specifications submitted for approval whether or not the same are approved, as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>For an elevator</td>
<td>$250</td>
</tr>
<tr>
<td>For a dumbwaiter</td>
<td>$125</td>
</tr>
<tr>
<td>For an escalator</td>
<td>$200</td>
</tr>
<tr>
<td>For a manlift</td>
<td>$125</td>
</tr>
<tr>
<td>For an inclined lift other than a ski tow</td>
<td>$125</td>
</tr>
<tr>
<td>For a ski tow</td>
<td>$350</td>
</tr>
<tr>
<td>For a T-bar, J-bar, or Platter Pull</td>
<td>$250</td>
</tr>
<tr>
<td>For a rope-tow</td>
<td>$125</td>
</tr>
<tr>
<td>For a stage lift</td>
<td>$125</td>
</tr>
<tr>
<td>For a construction hoist</td>
<td>$250</td>
</tr>
<tr>
<td>For an elevating device for handicapped persons</td>
<td>$125</td>
</tr>
</tbody>
</table>

(3) All fees are payable to the Provincial Treasurer.

2. These regulations come into force on December 1, 2004.

EXPLANATORY NOTES

The amendments change the fees payable for the inspection of elevators and lifts.
EC2004-638

FINANCIAL ADMINISTRATION ACT
CERTAIN ACCOUNTS RECEIVABLE
UNDER THE
ENVIRONMENT TAX ACT
AUTHORITY TO WRITE-OFF

Pursuant to subsection 26.1(1) of the Financial Administration Act R.S.P.E.I. 1988, Cap. F-9 Council authorized the write-off of certain accounts receivable under the Environment Tax Act totalling $279.16 including interest to November 30, 2004 as follows:

SCHEDULE
(ENVIRONMENT TAX ACT, WRITE-OFFS)

ACCOUNT OF                  AMOUNT WRITTEN-OFF
Deagle, Leah operating under the style name  $279.16
Leah Deagle’s Auto Sales
Ellerslie

EC2004-639

FINANCIAL ADMINISTRATION ACT
CERTAIN ACCOUNTS RECEIVABLE
UNDER THE
REVENUE TAX ACT
AUTHORITY TO WRITE-OFF

Pursuant to subsection 26.1(1) of the Financial Administration Act R.S.P.E.I. 1988, Cap. F-9 Council authorized the write-off of certain accounts receivable under the Revenue Tax Act totalling $819,991.73 including interest to November 30, 2004 as follows:

SCHEDULE
(REVENUE TAX ACT, WRITE-OFFS)

ACCOUNT OF                  AMOUNT WRITTEN-OFF
100108 PEI Inc. operating under the style name Domino’s Pizza Franchise  $ 99,874.04
Charlottetown

Amherst Foods Inc. operating under the style name Dave’s Restaurant & Lounge  41,971.76
Borden-Carleton

Antle, Joseph  102.57
Souris

Auto Sense Service Inc.  5,622.16
Summerside

Avondale Golf Inc. operating under the style name Avondale Golf Course  43,951.51
Vernon Bridge
<table>
<thead>
<tr>
<th>Name</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bahri, Nada operating under the style name Confederation Motors Cornwall</td>
<td>16,209.93</td>
</tr>
<tr>
<td>Bailey, Craig Murray River</td>
<td>3,407.55</td>
</tr>
<tr>
<td>Beaton, Wayne operating under the style name Quick Draw Signs and Graphics Charlottetown</td>
<td>52,484.72</td>
</tr>
<tr>
<td>Bernard, Gilbert Summerside</td>
<td>375.91</td>
</tr>
<tr>
<td>Bernard, Norman J. Tignish</td>
<td>184.91</td>
</tr>
<tr>
<td>Buell, Kendall Hazelbrook</td>
<td>566.88</td>
</tr>
<tr>
<td>C &amp; B Holdings Inc. operating under the style name Need’s Charlottetown</td>
<td>3,452.36</td>
</tr>
<tr>
<td>Canadian Loon Import Export Co. Inc. Souris</td>
<td>8,453.17</td>
</tr>
<tr>
<td>Corportec Canada Inc. Summerside</td>
<td>42,825.30</td>
</tr>
<tr>
<td>Coughlin, Rodney operating under the style name Rodneys Auto Service Coleman</td>
<td>12,804.27</td>
</tr>
<tr>
<td>Cummiskey, John J. Charlottetown</td>
<td>2,436.90</td>
</tr>
<tr>
<td>Dave’s Cornwall Shell Ltd. operating under the style name Cornwall Shell Cornwall</td>
<td>331.32</td>
</tr>
<tr>
<td>Deagle, Leah operating under the style name Leah Deagle’s Auto Sales Ellerslie</td>
<td>1,589.11</td>
</tr>
<tr>
<td>Everingham, Janis and Hacking, Ken operating under the style name Panmure Island Cottages Souris</td>
<td>10,415.58</td>
</tr>
<tr>
<td>Gallant, Duane operating under the style name D &amp; J Custom Computer Summerside</td>
<td>461.30</td>
</tr>
<tr>
<td>Name</td>
<td>Amount</td>
</tr>
<tr>
<td>-------------------------------</td>
<td>----------</td>
</tr>
<tr>
<td>Gallant, Richard J. Summerside</td>
<td>120.83</td>
</tr>
<tr>
<td>Grant, Debbie operating under the style name Waterview Café &amp; Bakery Charlottetown</td>
<td>159.02</td>
</tr>
<tr>
<td>Hamlin Alliance Limited Summerside</td>
<td>18,249.74</td>
</tr>
<tr>
<td>Hume, Betty operating under the style name Boo’s Restaurant &amp; Lounge Montague</td>
<td>7,573.06</td>
</tr>
<tr>
<td>Island Irrigation Ltd. Vernon Bridge</td>
<td>2,593.77</td>
</tr>
<tr>
<td>Island Plastics Inc. Stratford</td>
<td>6,765.00</td>
</tr>
<tr>
<td>Johnson, Hugh and Susan Petawawa, Ontario</td>
<td>3,376.70</td>
</tr>
<tr>
<td>Keith, Gregory Montague</td>
<td>473.92</td>
</tr>
<tr>
<td>Larter, Jason Charlottetown</td>
<td>350.20</td>
</tr>
<tr>
<td>Leblanc, Raynard and Eileen Stratford</td>
<td>15,067.56</td>
</tr>
<tr>
<td>MacDonald, John T. operating under the style name The Brite Spot Charlottetown</td>
<td>10,973.64</td>
</tr>
<tr>
<td>MacDougall, Patricia Charlottetown</td>
<td>582.67</td>
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<tr>
<td>MacIaac, Joseph York</td>
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</tr>
<tr>
<td>MacInnis Bros. Ltd. Charlottetown</td>
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<tr>
<td>MacKinnon, Blaine Edwin operating under the style name Mexico Lindo Charlottetown</td>
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<tr>
<td>Manhattan’s Restaurant Inc. Charlottetown</td>
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<tr>
<td>Maritime Advantage Graphics Inc. Summerside</td>
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<tr>
<td>Mergitech Inc.</td>
<td>46,952.69</td>
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Summerside

MTN Enterprises Ltd. operating under the style name Bonnie Brae Restaurant Cornwall 16,636.97

Nicholson, Stanley Belfast 141.91

O’Connell, William Charlottetown 433.29

O’Halloran, Cory Summerside 232.02

Owen, Justin Summerside 256.11

Perry, Victor Slemon Park 142.92

Reynolds, John operating under the style name Reynolds Upholstery Murray Harbour 8,560.08

Roberts, Kimberley Anne operating under the style name Ship to Shore Crafts Morell 1,450.64

Rolfe, Ritchie operating under the style name Georges Eat In & Takeout Diner Charlottetown 5,765.25

Ronaghan, Pamela Montague 794.33

Schurman, John operating under the style name Big Rigs Auto Body Summerside 2,441.80

Shea, Hubert operating under the style name Hubie’s Pub and Restaurant Pownal 15,400.43

Snook, Leonard Montague 214.39

Stokes Inc. Montreal, Quebec 11,197.59

Systech Retail Systems Inc. Mississauga, Ontario 395.40
Trainor, Francis operating under the style name The Village Restaurant and Pub
Morell

Truck Leasing of P.E.I. Ltd.
Charlottetown

Wilkie, Grant operating under the style name County Appliance Repair
Montrose

Total $819,991.73

EXECUTIVE COUNCIL

Pursuant to subsection 37(1) of the Financial Administration Act R.S.P.E.I. 1988, Cap. F-9, Council ordered that a Special Warrant do issue authorizing a supplementary payment out of the Operating Fund for Executive Council as follows:

<table>
<thead>
<tr>
<th>Account Class</th>
<th>Account Name</th>
<th>Amount</th>
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<tbody>
<tr>
<td>ACADIAN AND FRANCOPHONE AFFAIRS</td>
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<td></td>
<td>Meeting and Hosted Conference Expenses</td>
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</tr>
<tr>
<td></td>
<td>Professional and Contract Services</td>
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<td>Grants</td>
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<td></td>
<td>Miscellaneous</td>
<td></td>
</tr>
<tr>
<td></td>
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<td>$192,000.00</td>
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Further, Council noted that this amount will be fully offset by revenue from the federal government under the terms of the Canada/P.E.I. General Agreement on the Promotion of Official Languages.

EC2004-641

HEALTH AND COMMUNITY SERVICES ACT
KINGS HEALTH REGION BOARD
APPOINTMENT

Pursuant to section 7 of the Health and Community Services Act Regulations (EC598/99), Council made the following appointment:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM OF APPOINTMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Randy Dingwell</td>
<td>9 November 2004</td>
</tr>
<tr>
<td>Midgell</td>
<td>to</td>
</tr>
<tr>
<td>(vice Henry Compton, resigned)</td>
<td>31 December 2004</td>
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EC2004-642
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TIM BELL AND RHONDA BELL
(APPROVAL)

Pursuant to section 4 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Tim Bell and Rhonda Bell, both of North Augusta, Ontario to acquire a land holding of approximately one hundred and twenty-three (123) acres of land in Lot 55, Kings County, Province of Prince Edward Island, being acquired from Michael Gaulton of Charlottetown, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2004-643
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
GREGORY A. HANLEY
(APPROVAL)

Pursuant to section 4 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Gregory A. Hanley of Stamford, Connecticut to acquire a land holding of approximately thirty-five decimal two seven (35.27) acres of land in Lot 42, Kings County, Province of Prince Edward Island, being acquired from John F. Earl of Fredericton, New Brunswick PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2004-644
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
JACOB (JAAP) HIEMSTRA
(APPROVAL)

Pursuant to section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Jacob (Jaap) Hiemstra of St. Annaparochie, Holland to acquire an interest in a land holding of approximately two decimal six five (2.65) acres of land in Lot 48, Queens County, Province of Prince Edward Island, being acquired from Jacob (Jaap) Hiemstra of St. Annaparochie, Holland.
Pursuant to section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Roy E. Josephson of Winchester, Massachusetts to acquire a land holding of approximately two decimal three five (2.35) acres of land in Lot 23, Queens County, Province of Prince Edward Island, being acquired from Glasgow-on-Clyde Estates Inc. of New Glasgow, Prince Edward Island.

Pursuant to section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Karl Kenny of Conception Bay S., Newfoundland and Labrador and Chesley Penney, Iris Petten and Martin Sullivan, all of St. John’s, Newfoundland and Labrador to acquire an interest in a land holding of approximately six (6) acres of land in Lot 63, Kings County, Province of Prince Edward Island, being acquired from Atlantic Mussel Growers Corp. Ltd. of Murray River, Prince Edward Island.

Pursuant to section 4 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Roger Fred Roach of Chester, New Hampshire to acquire a land holding of approximately one decimal two nine (1.29) acres of land at Malpeque, Prince County, Province of Prince Edward Island, being acquired from Gerald W. Bryanton and Deborah Elaine Bryanton, both of Kensington, Prince Edward Island PROVIDED THAT the said real property is consolidated with the adjacent Provincial Property No. 84673 and the resulting property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.
EC2004-648

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
ROGER FRED ROACH
(APPROVAL)

Pursuant to section 4 of the Prince Edward Island Lands Protection Act R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Roger Fred Roach of Chester, New Hampshire to acquire a land holding of approximately three decimal one (3.1) acres of land at Malpeque, Prince County, Province of Prince Edward Island, being acquired from Ewen Clark of Hamilton, Prince Edward Island.

EC2004-649

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DAVID F. RUNNELS
(APPROVAL)

Pursuant to section 4 and section 9 of the Prince Edward Island Lands Protection Act R.S.P.E.I. 1988, Cap. L-5 Council granted permission to David F. Runnels of Montreal, Quebec to acquire a land holding of approximately three hundred (300) acres of land in Lot 67, Queens County, Province of Prince Edward Island, being acquired from Brian Graham of Charlottetown, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2004-650

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
ANTONIUS JOHANNES MARIA WAGEMAKERS AND CORNELIA DIRKJE SCHOORL WAGEMAKERS
(APPROVAL)

Pursuant to section 4 of the Prince Edward Island Lands Protection Act R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Antonius Johannes Maria Wagemakers and Cornelia Dirkje Schoorl Wagemakers, both of Bonaire, Dutch Antilles to acquire a land holding of approximately ten decimal eight three (10.83) acres of land in Lot 29, Queens County, Province of Prince Edward Island, being acquired from Allyson Hughes Handley of Midway, Kentucky; Catherine Dolan and Brian M. Hughes, both of Toronto, Ontario; Sheilah M. Rogers and Stephen N. Baird, both of Redwood Valley, California; and Leslie R. Hasskarl and Paul L. Hasskarl, both of Skokie, Illinois.
Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Canadian Mussels Ltd. of Montague, Prince Edward Island to acquire a land holding of approximately six (6) acres of land in Lot 63, Kings County, Province of Prince Edward Island, being acquired from Atlantic Mussel Growers Corp. Ltd. of Murray River, Prince Edward Island SUBJECT TO (i) the condition that the said real property not be subdivided; and (ii) the Government of Prince Edward Island, as represented by the Minister of Transportation and Public Works, being granted the right of first refusal to purchase the land holding should Canadian Mussels Ltd. desire to dispose of the said lands. The condition preventing subdivision and the right of first refusal to purchase by the Government of Prince Edward Island shall be binding on the said Canadian Mussels Ltd. and on all successors in title.

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Cavendish Maples Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately zero decimal three (0.3) acres of land in Lot 23, Queens County, Province of Prince Edward Island, being acquired from Gordon MacInnis and Winnifred MacInnis, both of Charlottetown, Prince Edward Island.

Council, having under consideration Order-in-Council EC2002-85 of 19 February 2002, rescinded the said Order forthwith, thus rescinding permission for Compton Bros. Inc. to acquire, by lease, an interest in up to one thousand (1,000) acres of land.
Pursuant to section 5 and clause 5.3(1)(b) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Compton Bros. Inc. of Morell, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to eight hundred (800) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Compton Bros. Inc. files a statement with the Island Regulatory and Appeals Commission within one year of the date of this Order and prior to 31 December in every subsequent year disclosing the parcel number, the acreage and the term of lease for each parcel leased during the reporting period covered by the statement.

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Compton Bros. Inc. of Bangor, Prince Edward Island to acquire a land holding of approximately ninety-nine decimal three (99.3) acres of land in Lot 40, Kings County, Province of Prince Edward Island, being acquired from George Compton of Charlottetown, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Spring Valley Farms Ltd. of Spring Valley, Prince Edward Island to acquire a land holding of approximately zero decimal two eight (0.28) acres of land in Lot 18, Prince County, Province of Prince Edward Island, being acquired from Doris R. Devereau of Walpole Massachusetts.
Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to the Community of Murray Harbour, Prince Edward Island to acquire a land holding of approximately three (3) acres of land in Lot 64, Kings County, Province of Prince Edward Island, being acquired from the Government of Prince Edward Island of Charlottetown, Prince Edward Island.

Further, Council noted that upon conveyance, the said land holding, being Provincial Property No. 254318, will be identified for non-development use in accordance with section 21 of the said Act.

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to South Lake Farms Ltd. of Souris, Prince Edward Island to acquire a land holding of approximately six decimal six (6.6) acres of land in Lot 47, Kings County, Province of Prince Edward Island, being acquired from Farm Credit Canada of Kanata, Ontario.

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Southport Motel and Cottages Ltd. of Stratford, Prince Edward Island to acquire a land holding of approximately two decimal six five (2.65) acres of land in Lot 48, Queens County, Province of Prince Edward Island, being acquired from Jacob (Jaap) Hiemstra of St. Annaparochie, Holland.
Pursuant to subsection 9(2) of the Prince Edward Island Lands Protection Act R.S.P.E.I. 1988, Cap. L-5, Council amended the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately twenty-six decimal seven three (26.73) acres of land, being Provincial Property No. 228197 located in Lot 31, Queens County, Prince Edward Island and currently owned by Clyde River Golf Club Inc. of Clyde River, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately two (2) acres, SUBJECT TO the proposed subdivision meeting all requirements of the Planning Act and Regulations. Further, Council determined that following subdivision, identification for non-development use shall continue to apply to the remaining land.

This Order-in-Council comes into force on November 9, 2004.

Pursuant to subsection 9(2) of the Prince Edward Island Lands Protection Act R.S.P.E.I. 1988, Cap. L-5, Council amended the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately ten decimal one five (10.15) acres of land, being Provincial Property No. 833327 located in Lot 64, Kings County, Prince Edward Island and currently owned by Alexander Kerr and Terrilyn A. Kerr, both of Murray Harbour, Prince Edward Island.

Council noted that this amendment will enable subdivision of three lots, each approximately two (2) acres in size and with shore frontage of at least one hundred and sixty-five (165) feet. Further, Council determined that following subdivision, identification for non-development use shall continue to apply to the three new parcels as well as to the remaining land.

This Order-in-Council comes into force on November 9, 2004.
EC2004-662
POWER ENGINEERS ACT
REGULATIONS
AMENDMENT

Pursuant to section 18 of the Power Engineers Act R.S.P.E.I. 1988, Cap. P-15, Council made the following regulations:

1. The Schedule of the Power Engineers Act Regulations (EC22/80) is revoked and the Schedule as set out in the Schedule to these regulations is substituted.

2. These regulations come into force on December 1, 2004.

SCHEDULE

TABLE OF FEES

1. On application for examination for a power engineer’s license:
   - First Class ................................................................. $160
   - Second Class .......................................................... 120
   - Third Class .......................................................... 80
   - Fourth Class ....................................................... 40
   - Refrigeration A ..................................................... 80
   - Refrigeration B ..................................................... 40

2. On application for transfer of a license, for each 12-month period issued in another province: ................................................. $20

3. On application for renewal of a license, for each 12-month period: .......................................................... $20

4. On application for registration of a plant:
   - First Class ................................................................. $160
   - Second Class .......................................................... 120
   - Third Class .......................................................... 80
   - Fourth Class ....................................................... 40
   - Refrigeration A ..................................................... 80
   - Refrigeration B ..................................................... 40

5. On application for re-registration of a plant: ......................................................... $20

EXPLANATORY NOTES

The amendments change the fees payable in respect of a power engineer’s license and an application for the registration of a plant.

EC2004-663
WILDLIFE CONSERVATION ACT
FUR HARVESTING REGULATIONS

Pursuant to section 28 of the Wildlife Conservation Act R.S.P.E.I. 1988, Cap. W-4.1, Council made the following regulations:

1. (1) In these regulations


   (b) “body-gripping trap” means any device designed to catch and hold an animal by the body rather than by the foot, but does not include a snare;

Definitions
(c) “box trap” means any box-shaped trap designed to capture an animal alive by constraining the animal only by means of the walls of the trap, which may be made in any shape or size and of any material such as wood, metal, wire, netting or other material; 

(d) “certificate” means a trapper education certificate issued under subsection 3(4); 

(e) “Department” means the Department of Environment, Energy and Forestry; 

(f) “former Act” means the Fish and Game Protection Act R.S.P.E.I. 1988, Cap. F-12; 

(g) “green hide” means a raw or untanned hide or pelt of a fur-bearing animal; 

(h) “running pole set” means a pole that is secured to a tree at an incline and that has a trap attached to it; 

(i) “spring pole set” means a device intended to raise into the air an animal caught in a live-holding device; 

(j) “submarine trap” means a trap made of any material of box-like construction designed to be set underwater and capable of taking more than one fur-bearing animal at a time.

(2) Animals listed in Schedule A are designated as fur-bearing animals for the purposes of the Act and these regulations.

TRAPPING LICENSES

2. (1) The Minister may issue a trapping license to an applicant who 

(a) either 
   (i) was the holder of a trapping license under the former Act and who was issued a registration number prior to 1987, or 
   (ii) is at least 16 years of age and has successfully completed a trapper education program approved by the Minister; 

(b) pays the prescribed fee set out in Schedule B; and 

(c) is not precluded from making an application under subsection (3). 

(2) The Minister may issue a junior trapping license to an applicant who 

(a) is under 16 years of age; 

(b) has successfully completed a trapper education program approved by the Minister; and 

(c) pays the prescribed fee set out in Schedule B. 

(3) A person whose license was suspended under subsection 31(2) of the Act may not make an application for a trapping license unless 

(a) the suspension has expired; and 

(b) the applicant holds a trapper education certificate issued after the applicant’s license was suspended. 

(4) The Department shall, in respect of each person who is issued a trapping license, 

(a) assign to the person a permanent trapper registration number, which shall be a letter and number combination or a combination of letters that is unique to each such person; and 

(b) issue to the person metal dies containing the person’s permanent trapper registration number for stamping traps or snares in accordance with subsection (5). 

(5) No person shall set a trap or a snare for a fur-bearing animal unless the trap or snare is clearly stamped with the person’s permanent trapper registration number using the metal dies issued to the person by the Department under subsection (4).
(6) A trapping license issued under these regulations authorizes the holder, during the term of the license, to trap fur-bearing animals listed in Schedule A, subject to the Act and these regulations.

(7) For greater certainty, a snowshoe hare is not a fur-bearing animal for the purposes of the Act and these regulations.

(8) A trapping license issued under these regulations expires on March 31st following the date of issue.

TRAPPER EDUCATION PROGRAM

3. (1) A trapper education program, approved by the Minister, shall be offered by or on behalf of the Department at least once annually for the purpose of training people in internationally accepted standards for trapping fur-bearing animals.

(2) A fee, approved by the Minister, may be charged for the program.

(3) An application for the program shall be made on the form approved by the Minister.

(4) A trapper education certificate shall be issued by the Minister to persons who have successfully completed the program.

(5) No person under the age of 12 years may take the program, unless permitted by the Minister to do so.

SNARES

4. (1) No person shall place in wildlife habitat any snare constructed of wire having a gauge larger than single strand brass wire of 20 gauge except during the open season for snaring red fox or coyote.

(2) All snares constructed of wire having a gauge larger than single strand brass wire of 20 gauge shall be equipped with a self-locking device.

(3) Subsections (1) and (2) do not apply to snares set under water during the open season for beaver.

(4) No person, while in wildlife habitat, shall be in possession of snares that are not clearly marked with the person’s permanent trapper registration number.

(5) No person shall set a snare for coyote or red fox within 50 metres of a bait unless

(a) the bait is camouflaged or concealed in a manner that renders the bait undetectable from the air; or
(b) the bait is placed in an open field.

BODY-GRIPPING TRAPS

5. (1) For the purposes of this section, “dog-proof enclosure” means a special trap-holding device that is designed to keep a dog away from a trap by creating a barrier to the trap allowing entry only to fur-bearing animals through certain openings.

(2) No person shall set a body-gripping trap having a jaw spread greater than 16 cm (6.3 inches) except

(a) in or over water;
(b) in a dog-proof enclosure that meets the requirements of subsections (3) to (5); or
(c) where the trap is set at least 1.5 m (5 feet) off the ground.

(3) A dog-proof enclosure used for a body-gripping trap shall be placed so that no part of the opening of the enclosure is more than 12.7 cm (5 inches) off the ground.
(4) A dog-proof enclosure used for a baited or scented set using a body-gripping trap not greater than 17.78 cm by 17.78 cm (7 inches by 7 inches) shall not have
(a) any opening greater than 322.6 cm² (50 inches²) in area unless the trap trigger is set back at least 17.78 cm (7 inches) from any opening; or
(b) any opening greater than 20.32 cm (8 inches) in height and greater than 25.4 cm (10 inches) in width unless the trap trigger is set back at least 25.4 cm (10 inches) from any opening.

(5) A dog-proof enclosure used for an unbaited or unscented set using a body-gripping trap not greater than 17.78 cm by 17.78 cm (7 inches by 7 inches) shall not have any opening greater than 25.4 cm by 25.4 cm (10 inches by 10 inches) unless the trap trigger is set back at least 38.1 cm (15 inches) from any opening.

FOOT-HOLD TRAPS

6. (1) No person shall set a foot-hold trap
(a) for beaver, mink or muskrat unless the trap is attached to a device that is designed to submerge the animal under water and prevent the animal from resurfacing;
(b) for mink or muskrat unless the trap is sufficiently heavy to submerge the animal under water and prevent the animal from resurfacing;
(c) for weasel or red squirrel unless the trap is set in such a manner as to kill the animal immediately upon the springing of the trap;
(d) for raccoon unless the trap has jaws which are padded with a rubber compound specifically designed to minimize injury to the animal; or
(e) for coyote or red fox unless the trap has
   (i) laminated jaws,
   (ii) off-set jaws,
   (iii) padded jaws, or
   (iv) other similarly effective means of improving the humaneness of the trap.

(2) No person shall set a foot-hold trap for a fur-bearing animal not referred to in subsection (1).

(3) No person shall set
(a) a running pole set; or
(b) a spring pole set,
in combination with a foot-hold trap.

GENERAL RESTRICTIONS AND DUTIES

7. No person shall set a toothed trap, a deadfall or a hook.

8. (1) No person shall, with respect to a particular species of fur-bearing animal,
   (a) place a trap in wildlife habitat, either set or unset, before the first day of the open season for that species; or
   (b) leave a trap in wildlife habitat, either set or unset, after the close of the trapping season for that species.

(2) No person shall, while in wildlife habitat, possess or set a trapping device during open season for fur-bearing animals, unless the trapping device is
   (a) a box trap;
   (b) a body-gripping trap that is designed to kill quickly;
   (c) a submarine trap;
   (d) a non-powered snare; or
   (e) a steel-jawed trap that has a jaw spread of less than 19 cm (7.5 inches).

(3) Subsection (2) does not apply to a person who possesses or sets a trap not listed in subsection (1) under the authority of a license or permit from the Minister.
9. (1) No person shall
(a) cut, spear, break, destroy or otherwise interfere with the den or burrow of a red fox or coyote;
(b) cut, spear, break, destroy or interfere with any beaver house or dam, a mink den, a muskrat house or den, or set a trap within 3 metres (10 feet) of the house or den of a beaver;
(c) except during the open season for mink or muskrat, set a trap for, or attempt to trap, raccoon in places frequented by mink or muskrat, or attempt to trap raccoon by the use of traps set in or over water;
(d) take or attempt to take any beaver, mink or muskrat by any means other than trapping;
(e) set a trap designed to hold an animal alive without examining each trap at least once a day;
(f) set a trap designed to kill an animal without examining each trap at least once every 48 hours;
(g) break, interfere with, destroy, remove or otherwise disturb any trap not registered to that person;
(h) set a snare within 200 m (656 feet) of an occupied dwelling without the permission of the homeowner or occupier;
(i) set a baited snare within 300 m (984 feet) of an occupied dwelling without the permission of the homeowner or occupier; or
(j) set a snare for red fox or coyote unless the snare is constructed of wire having a minimum size of 1.98 mm (5/64 inches).

(2) Subsection (1) does not apply to any person responsible for the enforcement of this Act while in the discharge of the person’s duty.

10. (1) No person shall, without a permit issued by the Minister under section 10 of the Act, be in possession of the green hide, carcass or any portion of a fur-bearing animal during the period between 10 days after the close of a season and the first day of the next open season for that fur-bearing animal.

(2) Every person in possession of a green hide, carcass or any portion of a fur-bearing animal shall, when required by a conservation officer,
(a) provide information on the trapping of the fur-bearing animal; and
(b) turn over to the conservation officer or other employee of the Department the green hide, carcass or any portion of the fur-bearing animal.

(3) No person shall buy, acquire or deal in the pelts or hides of any fur-bearing animal, skinned or unskinned, unless the person holds a valid fur dealer’s license issued under these regulations.

11. (1) The Minister may, on application, issue a fur dealer’s license to an applicant if the applicant files the following information with the Minister:
(a) the name and address of the applicant and, if applicable, the partners and the head office or chief place of business in the province;
(b) the names and addresses of all agents in the province employed in buying or selling furs;
(c) the location of the warehouses, shops or other buildings in which skins or furs will be stored;
(d) the location from which skins or furs will be shipped out of the province by the applicant.

(2) Where a change occurs in the information provided under subsection (1), the holder of the fur dealer’s license shall immediately file with the Minister the necessary changes to the information previously filed.

(3) The Minister may, at any time, cancel or suspend a fur dealer’s license where the Minister has reason to believe that
(a) the information provided by the fur dealer is inaccurate or outdated; or
(b) the holder of the fur dealer’s license has contravened the Act or these regulations.

(4) A fur dealer’s license authorizes its holder to buy, sell, barter, or offer for sale or barter the skins and furs of any fur-bearing animal, and generally to carry on the business of a fur dealer in the province.

12. (1) No person shall carry on the business of a fur dealer, or buy, sell, barter or offer for sale any fur-bearing animal, or the skin, fur, green hide or part of any fur-bearing animal, without a fur dealer’s license issued under these regulations.

(2) Notwithstanding subsection (1), a person holding a valid trapping license may sell the skin, fur, green hide or part of any fur-bearing animal to a licensed fur dealer.

13. (1) Every licensed fur dealer shall keep a record of
   (a) all skins, furs, green hides and parts of any fur-bearing animal bought or acquired,
   (b) the names and addresses of the persons from whom they were bought or acquired, and
   (c) the date of purchase or acquisition; and
   (b) make records kept under this section available for inspection by a conservation officer or other employee of the Department at all reasonable times.

(2) Subject to subsection (3), every licensed fur dealer shall, on or before the tenth day of each month during any open season and within 30 days following the closing of any season, make a report to the Director of Wildlife, stating
   (a) the number and species of furs bought by the licensed fur dealer during the preceding month;
   (b) the names and addresses of the persons from whom they were bought and to whom sold; and
   (c) the number and species of skins or furs taken by hunting or otherwise captured by such holder during the preceding month.

(3) Where a licensed dealer has not bought or otherwise acquired skins or furs during the preceding month, the licensed dealer shall make a report to the Director of Wildlife stating that no skins or furs have been bought or acquired.

(4) No licensed fur dealer shall make a false statement in a report, or refuse to produce records for inspection by a conservation officer or other employee of the Department.

14. Every person who contravenes any provision of these regulations is guilty of an offence and is liable, on summary conviction, to a fine not less than $200 and not more than $10,000.

15. (1) The Fish and Game Protection Act General Regulations (EC818/66) are amended
   (a) in section 9, by the revocation of Division 4; and
   (b) by the revocation of
      (i) the heading preceding subsection 38(1),
      (ii) subsections 38(1), 39(1) and sections 40 to 46,
      (iii) sections 48 to 50, and
      (iv) sections 52 to 56.

(2) The Wildlife Conservation Act Regulations (EC676/98) are amended by the revocation of sections 3 and 5.
These regulations come into force on November 20, 2004.

SCHEDULE

SCHEDULE A

FUR-BEARING ANIMALS

beaver
bobcat
coyote
eastern chipmunk
fisher
lynx
marten
mink
muskrat
northern flying squirrel
river otter
raccoon
red fox
red squirrel
striped skunk
weasel (ermine)
wolverine

SCHEDULE B

FEES

(All fees include G.S.T.)

1. Trapping License .................................................. $10
2. Junior Trapping License ....................................... $5

EXPLANATORY NOTES

SECTION 1 defines terms used in these regulations.

SECTION 2 provides for trapping licenses, permanent trapper registration numbers and tagging of traps and snares for fur-bearing animals.

SECTION 3 provides for a trapper education program.

SECTIONS 4 to 6 deal with snares, body-gripping traps and foot-hold traps.

SECTION 7 deals with restrictions on certain trapping devices.

SECTION 8 prohibits placing or leaving traps before and after open seasons and lists the permitted trapping devices.

SECTION 9 details the restrictions and duties respecting trapping.

SECTION 10 deals with the possession of the green hide, carcass or any portion of a fur-bearing animal to which these regulations apply.

SECTIONS 11 to 14 deal with possession, sale and export of furs.

SECTION 15 revokes provisions dealing with fur-bearing animals in the Fish and Game Protection Act General Regulations and in the Wildlife Conservation Act Regulations.
SECTION 16 provides for the commencement of these regulations.

SCHEDULE A designates fur-bearing animals for the purposes of the Act and these regulations.

SCHEDULE B adds the fees.

EC2004-664

HOLLAND COLLEGE ACT
BOARD OF GOVERNORS OF HOLLAND COLLEGE
APPOINTMENT

Pursuant to clause 6(1)(c) and subsection 9(2) of the Holland College Act R.S.P.E.I. 1988, Cap. H-6 Council made the following appointment:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM OF APPOINTMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jeffrey H. Leard</td>
<td>9 November 2004</td>
</tr>
<tr>
<td>Summerside</td>
<td>to</td>
</tr>
<tr>
<td>(vice Jim Ferguson, resigned)</td>
<td>8 April 2006</td>
</tr>
</tbody>
</table>
Number: SW04/05 - 3

SPECIAL

WARRANT

pursuant to the

FINANCIAL ADMINISTRATION ACT

Lieutenant Governor

On recommendation of the Lieutenant Governor in Council by its Order-in-Council EC2004-640,

and pursuant to subsection 37(1) of the Financial Administration Act R.S.P.E.I. 1988, Cap. F-9 the following supplementary payment is authorized out of the Operating Fund for the Fiscal Year 2004/05:

Executive Council.................................$192,000.00
(Acadian and Francophone Affairs)

Clerk of the Executive Council