Council appointed Lou Anne Wolfe of Southwest Lot 16 (vice John MacDonald, resigned) as a special commissioner to carry on the administration of the fire district on an interim basis and arrange for the election of a new committee pursuant to section 12 of the *Fire Prevention Act* Fire District Regulations (EC487/89).

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 Deborah Bender of Southampton, New York to acquire a land holding of approximately seven (7) acres of land in Lot 61, Kings County, Province of Prince Edward Island, being acquired from Beverley MacBeth of Montague, 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 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 Catherine Anne Cameron of Whitby, Ontario to acquire a land holding of approximately
fifty (50) acres of land in Lot 3, Prince County, Province of Prince Edward Island, being acquired from the Estate of Irma McInnis, formerly of Vancouver, British Columbia 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.

EC2005-103
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WILFRED WAITE
(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 Wilfred Waite of Fredericton, New Brunswick to acquire an interest in a land holding of approximately one hundred and fifty (150) acres of land in Lot 19, Prince County, Province of Prince Edward Island, being acquired from Ralph William Waite of Summerside, Prince Edward Island.

EC2005-104
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
RICHARD ZALOGA
(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 Richard Zaloga of Southampton, New York to acquire a land holding of approximately twenty decimal six six (20.66) acres of land in Lot 61, Kings County, Province of Prince Edward Island, being acquired from Beverley MacBeth of Montague, 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.

EC2005-105
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100544 P.E.I. INC.
(APPROVAL)

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 100544 P.E.I. Inc. of Summerside, Prince Edward Island to acquire a land holding of approximately one hundred and ten (110) acres of land in Lot 19, Prince County, Province of Prince Edward Island, being acquired from Ralph William Waite of Summerside, Prince Edward Island.
EXECUTIVE COUNCIL _______________________________ 1 MARCH 2005

EC2005-106
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100544 P.E.I. INC.  
(APPROVAL)

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 100544 P.E.I. Inc. of Summerside, Prince Edward Island to acquire a land holding of approximately forty (40) acres of land in Lot 19, Prince County, Province of Prince Edward Island, being acquired from Ralph William Waite of Summerside, 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.

EC2005-107
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
GREENWICH INVESTMENTS LTD.  
(APPROVAL)

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 Greenwich Investments Ltd. of Charlottetown, Prince Edward Island to acquire a land holding of approximately zero decimal seven seven (0.77) acres of land in Lot 35, Queens County, Province of Prince Edward Island, being acquired from Francis Watts of Grand Tracadie, Prince Edward Island.

EC2005-108
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
HARMONY FARMS LTD.  
(APPROVAL)

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 Harmony Farms Ltd. of Miscouche, Prince Edward Island to acquire a land holding of approximately seventy-nine decimal five two (79.52) acres of land in Lot 15, Prince County, Province of Prince Edward Island, being acquired from Arlington Transport Ltd. of Tyne Valley, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 264192, was previously identified for non-development use in accordance with section 2 of the Land Identification Regulations (EC606/95) made under the said Act. Identification continues to apply.
EC2005-109

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
KILLAM INVESTMENTS (P.E.I.) INC.
(APPROVAL)

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 Killam Investments (P.E.I.) Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately three decimal three five (3.35) acres of land in Lot 17, Prince County, Province of Prince Edward Island, being acquired from E & M Holdings Ltd. of Stratford, Prince Edward Island.

EC2005-110

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
KILLAM INVESTMENTS (P.E.I.) INC.
(APPROVAL)

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 Killam Investments (P.E.I.) Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately four decimal zero five (4.05) acres of land in Lot 33, Queens County, Province of Prince Edward Island, being acquired from Place Royale Inc. of Stratford, Prince Edward Island.

EC2005-111

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PAN-AMERICAN TRUST COMPANY
(APPROVAL)

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 Pan-American Trust Company of Charlottetown, Prince Edward Island to acquire a land holding of approximately zero decimal two two (0.22) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Tim Banks of Charlottetown, Prince Edward Island.
EC2005-112

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SMALLKEN FARMS LTD.
(APPROVAL)

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 Smallken Farms Ltd. of Alma, Prince Edward Island to acquire a land holding of approximately one hundred and thirty-one decimal six six (131.66) acres of land in Lot 2, Prince County, Province of Prince Edward Island, being acquired from Allison Clark of Alma, 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.

EC2005-113

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 334631, LOT 57, QUEENS COUNTY
IDENTIFICATION FOR NON-DEVELOPMENT USE
AMENDMENT

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 forty-four (44) acres of land, being Provincial Property No. 334631 located in Lot 57, Queens County, Prince Edward Island and currently owned by Daniel R. Ross Inc. of Belfast, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately two decimal seven (2.7) acres and is SUBJECT TO the subdivided parcel being consolidated with the adjacent Provincial Property No. 830059. 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 1 March 2005.

EC2005-114

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 122093, LOT 41, KINGS COUNTY
IDENTIFICATION FOR NON-DEVELOPMENT USE
AMENDMENT

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 nine decimal one seven (9.17) acres of land, being Provincial Property No. 122093 located in Lot 41, Kings County, Prince Edward Island and currently owned by Susan MacKinnon and Christopher Weidmark, both of Perkins, Quebec and David O’Malley of Ottawa, Ontario.
Council noted that this amendment will enable subdivision of a parcel of land of approximately one decimal five (1.5) acres and is SUBJECT TO the subdivided parcel having at least one hundred and sixty-five (165) feet of shore frontage. Further, Council determined that following subdivision, identification for non-development use shall continue to apply to the new parcel as well as to the remaining land.

This Order-in-Council comes into force on 1 March 2005.

**EC2005-115**

LENDING AGENCY ACT
RIVER RESORTS LTD.
AUTHORIZATION

Pursuant to subsection 2(2) of the Lending Agency Act Regulations (EC1999-406) Council authorized the Agency to advance a loan in the amount of $9,100,000.00 to River Resorts Ltd.

**EC2005-116**

PLANNING ACT
SUBDIVISION AND DEVELOPMENT REGULATIONS
AMENDMENT

Pursuant to sections 8 and 8.1 of the Planning Act R.S.P.E.I. 1988, Cap. P-8, Council made the following regulations:

1. Clauses 63(10)(d), (e) and (f) of the Planning Act Subdivision and Development Regulations (EC693/00) are revoked and the following substituted:

   (d) with the exception of the community of Miscouche, limit the number of lots in a subdivision for residential use pursuant to clause (c) to no more than five lots per existing parcel of land, unless
   (i) central water service, central sewerage service, or both of them, by a municipal water utility, municipal sewerage utility, or both of them, is available, and
   (ii) an irrevocable agreement has been signed between the developer and the municipal water utility, municipal sewerage utility, or both of them, to provide central water service, central sewerage service, or both of them, to all lots prior to the conveyance of any lot from the approved subdivision; and
   (e) require the municipality to report to the Minister, on or before April 30 of each year, the number of lots approved and development permits issued in the previous fiscal year, by type of intended use.

2. These regulations come into force on March 12, 2005.

**EXPLANATORY NOTES**

The amendment corrects a typographical error included in the subsection by amendments made in 2000.
EC2005-117
PUBLIC DEPARTMENTS ACT
ACTING MINISTER
APPOINTMENT

Under authority of subsection 4(2) of the Public Departments Act, R.S.P.E.I. 1988, Cap. P–29 the following appointment was made:

Honourable Chester Gillan to be Acting Attorney General and Acting Minister of Education commencing on the 6th day of March 2005, and continuing for the duration of the absence from the Province of Honourable Mildred Dover.

EC2005-118
AN ACT TO AMEND THE REAL ESTATE TRADING ACT
DECLARATION RE


EC2005-119
REAL ESTATE TRADING ACT
REGULATIONS
AMENDMENT

Pursuant to section 47 of the Real Estate Trading Act R.S.P.E.I. 1988, Cap. R-2, Council made the following regulations:

1. Section 1 of the Real Estate Trading Act Regulations (EC516/68) is revoked.

2. Subsection 4(1) of the regulations is amended

(a) by the deletion of the words “by him may, if he feels” and the substitution of the words “by the Registrar may, if there are reasonable grounds to believe”; and

(b) the deletion of the words “he may” and the substitution of the words “the Registrar may”.

3. Section 5 of the regulations is revoked.

4. Section 6 of the regulations is amended

(a) in subsection (1), by the deletion of the words “or salesperson” after the words “an agent”;

(b) by the revocation of subsection (2) and the substitution of the following:

(2) An applicant for a license as a salesperson shall be required to pass a written examination as prescribed and administered by the Prince Edward Island Real Estate Association.
5. Sections 7 and 8 of the regulations are revoked.

6. Section 10 of the regulations and the forms that follow are revoked.

7. These regulations come into force on April 1, 2005.

EXPLANATORY NOTES

The amendment removes requirements that are no longer relevant. The amendment also requires that investigations of an agent or a salesperson be made on reasonable grounds. The amendment also transfers the responsibility for salesperson license examinations from the Registrar to the Prince Edward Island Real Estate Association.

EC2005-120

REAL ESTATE TRADING ACT
FEES REGULATIONS
AMENDMENT

Pursuant to section 47 of the Real Estate Trading Act R.S.P.E.I. 1988, Cap. R-2, Council made the following regulations:

1. Section 1 of the Real Estate Trading Act Fees Regulations (EC481/95) is revoked and the following substituted:

1. The following fees are prescribed: Fees
   (a) agent’s license or renewal for a two-year term.......................$300
   (b) salesperson’s license or renewal for a two-year term...........200
   (c) agent’s examination..............................................................25

2. These regulations come into force on April 1, 2005.

EXPLANATORY NOTES

The amendment updates the fees payable by an agent or a salesperson for a license or renewal of a license and for an agent’s examination. The license transfer fee has been removed.

EC2005-121

REAL PROPERTY ASSESSMENT ACT
REGULATIONS
AMENDMENT

Pursuant to section 35 of the Real Property Assessment Act R.S.P.E.I. 1988, Cap. R-4, Council made the following regulations:

1. Form 1 of Schedule A of the Real Property Assessment Act Regulations (EC490/72) is revoked and the Form set out in the Schedule to these regulations is substituted:

2. These regulations come into force on March 12, 2005.
The amendment provides for the revised “Affidavit of Purchaser” to be substituted in the regulations. The Form has been developed in conformity with a new format established by the Taxation and Property Tax Division. The amendment brings Form 1 of Schedule A into conformity with the new format.
EC2005-122
ROADS ACT
APPROVED WEIGHING DEVICES
DESIGNATION

Under authority of subsection 52(1) of the Roads Act R.S.P.E.I. 1988, Cap. R-15 Council designated the following weighing devices as approved weighing devices for the purpose of weighing commercial vehicles:

1. Haenni Portable Wheel Weigher
   Model WL-101
   Serial #27176

2. Haenni Portable Wheel Weigher
   Model WL-101
   Serial #27177

3. Haenni Portable Wheel Weigher
   Model WL-101
   Serial #27178

These designations are effective March 12, 2005.
EXECUTIVE COUNCIL _______________________________ 1 MARCH 2005

CANADA

PROVINCE OF PRINCE EDWARD ISLAND

ELIZABETH THE SECOND, by the Grace of God of the United Kingdom, Canada and Her other Realms and Territories, QUEEN, Head of the Commonwealth, Defender of the Faith.

Lieutenant Governor

TO ALL TO WHOM these presents shall come or whom the same may in any wise concern:

GREETING

A PROCLAMATION

WHEREAS in and by section 8 of Chapter 14 of the Acts passed by the Legislature of Prince Edward Island in the 2nd Session thereof held in the year 2004 and in the fifty-third year of Our Reign intituled "An Act to Amend the Real Estate Trading Act" it is enacted as follows:

“This Act comes into force on a date that may be fixed by proclamation of the Lieutenant Governor in Council.”,

AND WHEREAS it is deemed expedient that the said Act, Stats. P.E.I. 2004, 2nd Session, c. 14 should come into force on the 1st day of April, 2005,

NOW KNOW YE that We, by and with the advice and consent of our Executive Council for Prince Edward Island, do by this Our Proclamation ORDER AND DECLARE that the said Act being "An Act to Amend the Real Estate Trading Act" passed in the fifty-third year of Our Reign shall come into force on the first day of April, two thousand and five of which all persons concerned are to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made Patent and the Great Seal of Prince Edward Island to be hereunto affixed.

WITNESS the Honourable J. Léonce Bernard, Lieutenant Governor of the Province of Prince Edward Island, at Charlottetown this first day of March in the year of Our Lord two thousand and five and in the fifty-fourth year of Our Reign.

By Command,

Clerk of the Executive Council