

**EC2005-191**

EXECUTIVE COUNCIL ACT  
ATTORNEY GENERAL  
AUTHORITY TO ENTER INTO AN AGREEMENT  
(PROJECT FUNDING AGREEMENT  
CHILD-CENTRED FAMILY JUSTICE FUND)  
WITH THE  
GOVERNMENT OF CANADA

Pursuant to clause 10(a) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Attorney General to enter into an agreement with the Government of Canada, as represented by the Minister of Justice and the Attorney General, to set out terms and conditions of funding some of the costs associated with Prince Edward Island's family justice activities for the fiscal year 2004-2005, such as more particularly described in the draft agreement.

**EC2005-192**

EXECUTIVE COUNCIL ACT  
MINISTER OF TRANSPORTATION AND PUBLIC WORKS  
AUTHORITY TO ENTER INTO AN AGREEMENT  
(NATIONAL SAFETY CODE CONTRIBUTION AGREEMENT)  
WITH  
THE GOVERNMENT OF CANADA

Pursuant to clause 10(a) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Transportation and Public Works to enter into an agreement with the Government of Canada, as represented by the Minister of Transport, to establish terms and conditions of funding for the administration, application and enforcement of National Safety Council standards to motor carriers in Prince Edward Island, such as more particularly described in the draft agreement.

**EC2005-193****HIGHWAY TRAFFIC ACT  
FEES REGULATIONS  
AMENDMENT**

Pursuant to section 65 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

**1. Table 4 of the *Highway Traffic Act Fees Regulations* (EC309/93) is amended in respect of the entry in column 1 relating to Abstract of driver record, by the deletion of the words “\$15” and the substitution of the words “\$20”.**

**2. These regulations come into force on April 11, 2005.**

**EXPLANATORY NOTES**

This amendment increases the fee for an abstract of driver record from \$15 to \$20.

**EC2005-194****PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
WILLIAM CROLLEY  
(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 William Crolley of Jasper, Georgia to acquire an interest in a land holding of approximately fifty-eight decimal four six (58.46) acres of land in Lot 51, Kings County, Province of Prince Edward Island, being acquired from Allan Smith and Jacqueline Smith, both of Mount Stewart, Prince Edward Island.

**EC2005-195****PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
GARY MALIKOWSKI  
(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 Gary Malikowski of West Greenwich, Rhode Island to acquire a land holding of approximately sixty-five (65) acres of land in Lot 10, Prince County, Province of Prince Edward Island, being acquired from John Murphy and Mary J.L. Murphy, both 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.

**EC2005-196**

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

Council, having under consideration Order-in-Council EC2005-106 of 1 March 2005, rescinded the said Order forthwith, thus rescinding permission for 100544 P.E.I. Inc. of Summerside, Prince Edward Island to acquire forty (40) acres of land at Travellers Rest, Lot 19, Prince County from Ralph William Waite of Summerside, Prince Edward Island.

**EC2005-197**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 BARTOW BUSINESS PARTNERS LLC  
 (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 Bartow Business Partners LLC of Jasper, Georgia to acquire a land holding of approximately zero decimal four six (0.46) acres of land in Lot 51, Kings County, Province of Prince Edward Island, being acquired from Allan Smith and Jacqueline Smith, both of Mount Stewart, Prince Edward Island.

**EC2005-198**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 BARTOW BUSINESS PARTNERS LLC  
 (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 Bartow Business Partners LLC of Jasper, Georgia to acquire a land holding of approximately fifty-eight (58) acres of land in Lot 51, Kings County, Province of Prince Edward Island, being acquired from Allan Smith and Jacqueline Smith, both of Mount Stewart, 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 AND PROVIDED THAT Bartow Business Partners LLC acknowledges the angling public's right to access the pond from the publicly owned dam site and will not restrict fishing by the public in and over Leard's Pond, which condition shall be binding on the said Bartow Business Partners LLC and on all successors in title.

Council noted that these lands are part of the Morell River Conservation Zone designated pursuant to the Planning Act Subdivision and Development Regulations (EC693/00) and that the relevant provisions of the said Act and regulations apply.

**EC2005-199**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 COLLINGS CONSTRUCTION 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 Collings Construction Ltd. of Mount Stewart, Prince Edward Island to acquire a land holding of approximately three decimal six (3.6) acres of land in Lot 38, Kings County, Province of Prince Edward Island, being acquired from Albert MacDonald and Wendy MacDonald, both of Charlottetown, Prince Edward Island.

**EC2005-200**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 CMAC HOLDINGS 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 CMAC Holdings Inc. of Covehead Road, Prince Edward Island to acquire a land holding of approximately zero decimal seven eight (0.78) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Sherwood Development Limited of Charlottetown, Prince Edward Island.

**EC2005-201**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 HOWMAC 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 Howmac Farms Ltd. of North Wiltshire, Prince Edward Island to acquire a land holding of approximately ninety-five (95) acres of land in Lots 23 and 24, Queens County, Province of Prince Edward Island, being acquired from Robert Rackham and Edith Adele Rackham, both of Wheatley River, 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.

**EC2005-202**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
HOWMAC 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 Howmac Farms Ltd. of North Wiltshire, Prince Edward Island to acquire a land holding of approximately thirty-two (32) acres of land in Lot 24, Queens County, Province of Prince Edward Island, being acquired from Robert Rackham of Wheatley River, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 665612, 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.

**EC2005-203**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
ISLAND NATURE TRUST  
(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 Island Nature Trust of Charlottetown, Prince Edward Island to acquire a land holding of approximately fifty (50) acres of land in Lot 45, Kings County, Province of Prince Edward Island, being acquired from James Conohan and Shelly MacInnis Conohan, both of Fortune, 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.

**EC2005-204**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
MARWOOD PROPERTIES 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 Marwood Properties Inc. of Georgetown, Prince Edward Island to acquire a land holding of approximately forty-four (44) acres of land in Lot 73, Kings County, Province of Prince Edward Island, being acquired from Constance M. Ings and George S. Mair, both of Montague, Prince Edward Island.

**EC2005-205**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
S & J POTATO FARMS 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 S & J Potato Farms Inc. of West Cape, Prince Edward Island to acquire a land holding of approximately eighty-four (84) acres of land in Lot 7, Prince County, Province of Prince Edward Island, being acquired from Keith MacMillan of Haliburton, 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.

**EC2005-206**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
WALSH 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 Walsh Farms Ltd. of Georgetown, Prince Edward Island to acquire a land holding of approximately sixty-four decimal four two (64.42) acres of land at Georgetown, Kings County, Province of Prince Edward Island, being acquired from Constance M. Ings and George S. Mair, both 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.

**EC2005-207**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PROPERTY NO. 879510, LOT 30, 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 made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately seventy (70) acres of land, being Provincial Property No. 879510 located in Lot 30, Queens County, Prince Edward Island and currently owned by Mark Butcher and Margaret Butcher, both of Crapaud, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately five (5) acres, and 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 12 April 2005.

**EC2005-208****PRINCE EDWARD ISLAND LANDS PROTECTION ACT  
LAND IDENTIFICATION REGULATIONS  
AMENDMENT**

Pursuant to clause 17(1)(d) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council made the following regulations:

**1. Section 4 of the *Prince Edward Island Lands Protection Act* Land Identification Regulations (EC606/95) is revoked and the following substituted:**

- 4.** The land identification program does not apply where Program does not apply
- (a) the land is within the boundaries of a municipality that has an official plan approved by the Minister under the *Planning Act* R.S.P.E.I. 1988, Cap. P-8; or
  - (b) the land is not located within the boundaries of a municipality referred to in clause (a), and
    - (i) the land consists of a parcel of less than 5 acres or having a shore frontage of less than 165 feet, or
    - (ii) approval has been granted for the development of the entire parcel of land.

**2. Section 8 of the regulations is amended by the addition of the following after subsection (2):**

(3) Notwithstanding subsection (1), any land identification agreement Exception that identifies any land in a municipality as referred to in clause 4(a) ceases to apply in respect of such land.

**3. These regulations come into force on April 23, 2005.**

**EXPLANATORY NOTES**

**SECTION 1** deals with exclusions from the land identification program.

**SECTION 2** provides that a land identification agreement in a municipality with an official plan ceases to apply in respect of land subject to an official plan.

**SECTION 3** is the commencement of these regulations.

**EC2005-209****YOUTH CRIMINAL JUSTICE ACT  
OPEN CUSTODY FACILITY  
DESIGNATION**

Under authority of subsection 85(2) of the *Youth Criminal Justice Act* S.C. 2002, c. 1, Council designated Unit A of the Prince Edward Island Youth Centre, 159 Greenwood Drive, Summerside, Prince Edward Island as a place of open custody for the purposes of the Act, effective April 12, 2005.

**EC2005-210****YOUTH CRIMINAL JUSTICE ACT  
TEMPORARY DETENTION AND SECURE CUSTODY FACILITY  
DESIGNATION**

Under authority of subsection 85(2) of the *Youth Criminal Justice Act* S.C. 2002, c. 1, Council designated Unit B of the Prince Edward Island Youth Centre, 159 Greenwood Drive, Summerside, Prince Edward Island as a place of temporary detention and secure custody for the purposes of the Act, effective April 12, 2005.