

EC2007-244**ELECTION ACT
APPOINTMENT OF RETURNING OFFICER**

Pursuant to subsection 9(1) and clause 9(3)(b) of the *Election Act* R.S.P.E.I. 1988, Cap. E-1.1, Council rescinded the appointment of Debbie Good as Returning Officer for Electoral District No. 15, West Royalty-Springvale and made the following appointment:

| No. | Electoral District | Returning Officer |
|------------|---------------------------|---------------------------------|
| 15. | West Royalty-Springvale | Preston Wotton Charlottetown |

This Order-in-Council comes into force upon the passing of an Order of the Lieutenant Governor in Council fixing the date of the issue of the Writ and ordinary polling day of the next General Election.

EC2007-245**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. Section 1 of the *Electrical Inspection Act* Regulations (Aug. 1/40) is amended

(a) in clause (d), by the deletion of the word “journeyman” and the substitution of the words “certified electrician”;

(b) by the revocation of clause (g) and the substitution of the following:

(g) “certified electrician” means a person who certified electrician
 (i) holds a valid Trades Qualification Certificate, issued under the *Apprenticeship and Trades Qualification Act*, and
 (ii) works for a contractor installing, renewing, extending or changing an electrical installation;

(c) by the revocation of clauses (h) and (m).

2. Section 5 of the regulations is amended

(a) by the revocation of subsection (1) and the substitution of the following:

(1) No contractor shall contract for, or engage in, the work of License required
 installing, extending, changing or repairing electrical installations in the province unless the person holds a contractor’s license issued under subsection (1.1).

(1.1) A Senior Electrical Inspector may issue a contractor’s license to a License issued
 contractor who meets the requirements of this section.

(b) by the revocation of subsections (2) to (5) and the substitution of the following:

(2) In order to qualify for a contractor’s license, the applicant must be Qualifications
 a certified electrician and have served a minimum of two years in

electrical construction wiring with a satisfactory performance record with the Electrical Inspection Section.

- (3) A contractor's license License
- (a) is not transferable to any other person;
 - (b) expires on the date shown on the license; and
 - (c) may be renewed on the payment of the required fee to the Department.
- (c) in subsection (9), by the deletion of the words "duly licensed journeyman or an apprentice duly licensed and" and the substitution of the words "certified electrician or an apprentice".**

3. Section 7 of the regulations is revoked and the following substituted:

7. (1) Subject to subsections (2) and (3), no person shall work at any electrical installation or perform electrical work in the province unless the person is a certified electrician or an apprentice employed by a licensed contractor. Electrical work

(2) A person who Qualifications on
December 31, 2006

- (a) held a valid journeyman license on December 31, 2006; and
- (b) did not hold a Trades Qualification Certificate on December 31, 2006,

may continue to work as a licensed contractor or to work on electrical installations under the supervision of a contractor.

(3) A person who holds a Certificate of Proficiency issued on December 31, 2006 under the *Apprenticeship and Trades Qualification Act* may work on electrical installations under the supervision of a contractor. Certificate of
proficiency

4. Section 8 of the regulations is revoked.

5. Sections 9, 10 and 11 of the regulations are amended by the deletion of the words "6.1, 6.2, 7 and 8" and the substitution of the words "6.1 and 6.2".

6. Section 12 of the regulations is revoked.

7. Subsection 13(2) of the regulations is amended

- (a) by the deletion of the word "licensed" before the word "apprentice"; and**
- (b) by the deletion of the words "licensed journeyman" and the substitution of the words "certified electrician".**

8. Section 15 of the regulations is amended

(a) in subsection (3), by the deletion of the words "obtaining the license" and the substitution of the words "holding the license, certificate";

(b) by the addition of the following after subsection (3):

(4) Every person who works on an electrical installation shall produce their license, certificate or permit to a Senior Electrical Inspector, at the request of such inspector. Produce license,
certificate, permit

(5) A person who fails to comply with subsection (4) commits an offence under these regulations and the person's license, certificate or permit may be suspended or cancelled as outlined in section 10. Offence

9. Schedule 2 of the regulations is amended by the revocation of items 2.4 and 2.5 and the substitution of the following:

2.4 OUTLETS/FIXTURES

| | |
|--|---------------------|
| Basic schedule (wiring only) including fixtures..... | \$ 1.35 |
| | (minimum fee) \$ 10 |

10. Schedule 4 of the regulations is amended

(a) in clause 4.1(b), by the deletion of the word “80” and the substitution of the words “200”;

(b) by the revocation of clauses 4.1(d) and (g); and

(c) in section 4.3,

(i) by the deletion of the words “duly licensed journeymen” and the substitution of the word “certified”, and

(ii) by the deletion of the words “Where the journeyman installs” and the substitution of the words “Where the certified electrician installs”.

11. These regulations come into force on May 5, 2007.

EXPLANATORY NOTES

SECTION 1 revokes the definitions of “Class One Electrician” and “journeyman”. A definition of “certified electrician” is added.

SECTION 2 changes the qualifications for a contractor’s license whereby an examination is no longer needed but the person must have at least two years experience as a certified technician.

SECTION 3 prohibits a person from performing electrical work unless the person is a certified electrician or an apprentice working for a licensed contractor. Exceptions are made for a person who holds a Certificate of Proficiency and a person who was a journeyman under the old provisions of the regulations.

SECTIONS 4 and 6 revoke sections 8 and 12 which are no longer necessary when these amendments are made to the regulations.

SECTION 5 deletes references to section 8.

SECTION 7 changes references to a journeyman to a certified electrician.

SECTION 8 requires a person holding a licence, certificate or permit to produce it to an inspector on request. Failure to comply is an offence.

SECTION 9 combines the fee for outlets and fixtures and provides for a minimum fee of \$10.

SECTION 10 removes references to journeyman and changes the licence fee for a temporary contractor to match the licence fee for a restricted contractor.

SECTION 11 provides for the commencement of these regulations.

EC2007-246

EXECUTIVE COUNCIL ACT
 MINISTER OF AGRICULTURE, FISHERIES AND AQUACULTURE
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (CANADA-PRINCE EDWARD ISLAND AGREEMENT
 ESTABLISHING THE FACILITATION OF THE DISPOSAL
 OF SPECIFIED RISK MATERIALS (SRM) PROGRAM)
 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 Agriculture, Fisheries and Aquaculture to enter into an agreement with the Government of Canada, as represented by the Minister of Agriculture and Agri-Food, to set out terms and conditions for a cost-shared contribution for fiscal years 2006-2007, 2007-2008 and 2008-2009, to provide assistance to the industry in Prince Edward Island in adapting to new regulations for Specified Risk Materials requiring containment or destruction and preventing their use in animal feed, pet food and fertilizer, such as more particularly described in the draft agreement.

EC2007-247

EXECUTIVE COUNCIL ACT
 MINISTER OF EDUCATION
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (PAN-CANADIAN INNOVATIONS INITIATIVE CONTRIBUTION)
 WITH
 CANADA EMPLOYMENT INSURANCE COMMISSION

Pursuant to clause 10(a) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Education to enter into an agreement with the Canada Employment Insurance Commission to set out terms and conditions for project funding under the Pan-Canadian Innovations Initiative for the period April 2, 2007 to March 31, 2010, to implement the Path to Success Project to increase opportunities for uncertified trade workers in Prince Edward Island to become licensed journeypersons, such as more particularly described in the draft agreement.

EC2007-248

EXECUTIVE COUNCIL ACT
 MINISTER OF EDUCATION
 AND THE
 PROVINCIAL TREASURER
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (AGREEMENT REGARDING FUNDING AND DELIVERY
 OF THE P.E.I. STUDENT LOAN PROGRAM)
 WITH
 CREDIT UNION CENTRAL OF
 PRINCE EDWARD ISLAND

Pursuant to clause 10(d) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Education and the Provincial Treasurer to enter into an agreement with the Credit Union Central of Prince Edward Island to make loans under the Prince Edward Island Student Loan Program to eligible students, subject to terms and conditions described in the agreement.

EC2007-249**FINANCIAL ADMINISTRATION ACT
STUDENT LOAN PROGRAM
GUARANTEE OF LOAN**

Having under consideration the recommendation of Treasury Board (reference Minute TB#32/07 of 18 April 2007), pursuant to subsection 32(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9 Council agreed to guarantee payment of any loan to an eligible student (borrower) made under the Prince Edward Island Student Loan Program in an amount not exceeding the amount stated in the certificate of eligibility to a maximum of eight thousand, five hundred and eighty dollars (\$8,580.00) per year of study (hereinafter referred to as the “guaranteed indebtedness) per eligible student together with interest thereon at the rate prescribed in the Agreement Regarding Funding and Delivery of P.E.I. Student Loan Program (the Agreement) with the Credit Union Central of Prince Edward Island (CUCPEI) (hereinafter referred to as “the lender”), from the 1st day of February, 2007 through the life of the loan.

1. All loan guarantees and interest herein are based on the provisions of the Agreement between the Government of Prince Edward Island and Credit Union Central of Prince Edward Island (CUCPEI); where the Agreement and this Order conflict, this Order shall prevail.
2. The guaranteed indebtedness of a student, including interest, shall be due and payable in full by the borrower no later than the day that is ten years from entering repayment unless the student exercises the Provincial Interest Relief Program. The Provincial Interest Relief Program provides for repayment to be extended up to five years.
3. The Guarantee shall absolutely expire and be null and void without notice to the lender at 1700 hours on the day that is no later than ten years plus one month from consolidation and entering repayment unless the Provincial Interest Relief Program is applicable which extends the repayment a maximum of 5 years. Loans not meeting gross write off criteria, but still in repayment, continue to be covered by the guarantee until repaid.
4. Government of Prince Edward Island shall be entitled at any time to terminate the Guarantee by paying to the lender such an amount of the guaranteed indebtedness including interest as may be owing by the borrower(s) to the lender and the lender shall assign to the government all security the lender holds in connection with the guaranteed indebtedness.
5. The Provincial Treasurer may add such mutually agreed further terms and conditions to the Guarantee as he considers appropriate prior to the execution of the Agreement.
6. Any advances made by the lender after termination/expiry of the Agreement or the 31st of July 2011, whichever is earlier, shall not form part of the guaranteed indebtedness, subject to mutually agreed upon extensions.
7. The provisions of the Agreement, a copy of which is attached to the file copy of this Order in the Office of the Clerk of the Executive Council, form an integral part of this Guarantee.

8. The Guarantee shall not become effective until the lender has agreed in writing to the terms and conditions herein contained and those imposed by the Provincial Treasurer pursuant to paragraph 5 above. The guaranteed indebtedness shall not include any advances made by the lender prior to the term of this Agreement.

EC2007-250

FINANCIAL ADMINISTRATION ACT
AUTHORITY TO WRITE-OFF
CERTAIN ACCOUNTS RECEIVABLE
OF THE PRINCE EDWARD ISLAND
AGRICULTURAL INSURANCE CORPORATION

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 of the Prince Edward Island Agricultural Insurance Corporation totalling \$35,494.51.

EC2007-251

FINANCIAL ADMINISTRATION ACT
CERTAIN ACCOUNTS RECEIVABLE
UNDER THE
SOCIAL ASSISTANCE ACT
AUTHORITY TO CANCEL

Pursuant to subsection 26(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9, Council authorized cancellation of certain accounts receivable under the *Social Assistance Act* totalling \$579,957.06 as follows:

SCHEDULE
(SOCIAL ASSISTANCE ACT, CANCELLATIONS)

| ACCOUNT OF | AMOUNT CANCELLED |
|-----------------------|---------------------|
| West Prince Region | \$ 18,894.25 |
| East Prince Region | 109,170.09 |
| Queens Region | 359,609.82 |
| Kings-Montague Region | 54,319.90 |
| Kings-Souris Region | <u>37,963.00</u> |
| | <u>\$579,957.06</u> |

EC2007-252

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DEBORAH ANNE MAYNARD AND HAROLD MAYNARD
(TO RESCIND)

Council, having under consideration Order-in-Council EC2007-53 of 30 January 2007, rescinded the said Order forthwith, thus rescinding permission for Deborah Anne Maynard and Harold Maynard to acquire approximately ninety-one (91) acres of land at Lot 30, Queens County from William Curley of Truro, Nova Scotia.

EC2007-253

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
HAROLD I. MAYNARD AND DEBORAH A. MAYNARD
(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 Harold I. Maynard and Deborah A. Maynard, both of Slemmon Park, Prince Edward Island to acquire a land holding of approximately fifty (50) acres of land in Lot 54, Kings County, Province of Prince Edward Island, being acquired from Marwood Properties Inc. of Georgetown, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 157503, 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.

EC2007-254

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
RITA (PENDERGAST) CROSBY, KEVIN PENDERGAST,
NOEL PENDERGAST, AND PAUL PENDERGAST
(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 Rita (Pendergast) Crosby of Halifax, Nova Scotia; Kevin Pendergast of Dartmouth, Nova Scotia; Noel Pendergast of Doha, Qatar; and Paul Pendergast of Victoria, British Columbia to acquire an interest in a land holding of approximately forty-two (42) acres of land in Lot 18, Prince County, Province of Prince Edward Island, being acquired from Ethel Pendergast and Austin Pendergast, both of Kensington, Prince Edward Island.

EC2007-255

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WILLIAM ROBINSON AND LISA MINEI
(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 William Robinson and Lisa Minei, both of Quincy, Massachusetts to acquire a land holding of approximately thirty-six decimal seven five (36.75) acres of land in Lot 45, Kings County, Province of Prince Edward Island, being acquired from Wade Bruce and Blythe Bruce, both of Souris, Prince Edward Island PROVIDED THAT the part of the real property that has not received subdivision approval is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2007-256

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WILLIAM ROBINSON AND LISA MINEI
(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 Robinson and Lisa Minei, both of Quincy, Massachusetts to acquire a land holding of approximately twenty (20) acres of land in Lot 45, Kings County, Province of Prince Edward Island, being acquired from South Lake Farms Ltd. of Souris, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 920397, 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.

EC2007-257

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100103 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 100103 P.E.I. Inc. of Tignish, Prince Edward Island to acquire a land holding of approximately zero decimal six (0.6) acres of land in Lot 1, Prince County, Province of Prince Edward Island, being acquired from Blair Gaudette of Tignish, Prince Edward Island.

EC2007-258

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CASSIALANE HOLSTEINS 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 Cassialane Holsteins Ltd. of Freetown, Prince Edward Island to acquire a land holding of approximately one hundred and twenty-three decimal eight seven (123.87) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from Blanche Clow, Sole Executrix and Trustee of the Estate of Colbourne Clow, and Derwin Clow DBA Cassialane Farms, both of Freetown, 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.

EC2007-259

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CASSIALANE HOLSTEINS 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 Cassialane Holsteins Ltd. of Freetown, Prince Edward Island to acquire a land holding of approximately forty-six decimal three nine (46.39) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from Blanche Clow and Derwin Clow DBA Cassialane Farms, both of Freetown, 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.

EC2007-260

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DYKSTRA 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 Dykstra Farms Inc. of Oyster Bed Bridge, Prince Edward Island to acquire a land holding of approximately forty (40) acres of land in Lot 24, Queens County, Province of Prince Edward Island, being acquired from Lloyd Ross and Lynn Ross, both of Hunter 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.

EC2007-261

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
ISLAND NATURE TRUST
(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 Island Nature Trust of Charlottetown, Prince Edward Island to acquire a land holding of approximately ninety-two decimal four two (92.42) acres of land in Lot 10, Prince County, Province of Prince Edward Island, being acquired from Provincial Enterprises Incorporated of Ellerslie, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 51383, 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.

EC2007-262

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ISLAND TRUSTEES LIMITED
 (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 Island Trustees Limited of Montague, Prince Edward Island to acquire a land holding of approximately three decimal two four (3.24) acres of land in Lot 21, Queens County, Province of Prince Edward Island, being acquired from Granville on the Water Inc. of Summerside, Prince Edward Island.

EC2007-263

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 NORTHUMBERLAND COMMUNITY DEVELOPMENT CORPORATION
 (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 Northumberland Community Development Corporation of Murray River, Prince Edward Island to acquire a land holding of approximately zero decimal one (0.1) acres of land in Lot 63, Kings County, Province of Prince Edward Island, being acquired from the Community of Murray River, Prince Edward Island.

EC2007-264

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 PENDERGAST ENTERPRISES 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 Pendergast Enterprises Ltd. of Kensington, Prince Edward Island to acquire a land holding of approximately forty-two (42) acres of land in Lot 18, Prince County, Province of Prince Edward Island, being acquired from Ethel Pendergast and Austin Pendergast, both of Kensington, 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.

EC2007-265

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ROMAN CATHOLIC EPISCOPAL CORPORATION
 (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 the Roman Catholic Episcopal Corporation of the Diocese of Charlottetown, Prince Edward Island to acquire a land holding of approximately one decimal one seven (1.17) acres of land in Lot 36, Queens County, Province of Prince Edward Island, being acquired from the Eastern School District, successor to the Trustees of Glenaladale School, School District No. 151 and Regional Administrative School Unit No. Three of Charlottetown, Prince Edward Island.

EC2007-266

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 SKYLANE FARM 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 Skylane Farm Ltd. of Kensington, Prince Edward Island to acquire a land holding of approximately seventy-four decimal five five (74.55) acres of land in Lot 20, Queens County, Province of Prince Edward Island, being acquired from Jamie Bernard of Kensington, 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.

EC2007-267

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 SKYLANE FARM 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 Skylane Farm Ltd. of Kensington, Prince Edward Island to acquire a land holding of approximately two hundred and ninety-five decimal nine three (295.93) acres of land in Lot 20, Queens County, Province of Prince Edward Island, being acquired from Jamie Bernard and Debra Bernard, both of Kensington, 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.

EC2007-268

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WALSH FARMS LIMITED
(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 Limited of Georgetown, Prince Edward Island to acquire a land holding of approximately ninety-six (96) acres of land in Lot 51, Kings County, Province of Prince Edward Island, being acquired from Jeffery Joseph Callaghan of Cardigan, 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.

EC2007-269

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WARREN'S ENTERPRISES 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 Warren's Enterprises Ltd. of Summerside, Prince Edward Island to acquire a land holding of approximately twenty-nine decimal two eight (29.28) acres of land in Lot 21, Queens County, Province of Prince Edward Island, being acquired from Bruce Hickey of Summerside, Prince Edward Island.

EC2007-270

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 762799, LOT 27, PRINCE 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 pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately forty-seven decimal eight (47.8) acres of land, being Provincial Property No. 762799 located in Lot 27, Prince County, Prince Edward Island, previously owned by A.E. McCardle & Sons Ltd. and currently owned by Bagnall Farms Ltd of Central Bedeque (46.38 acres) and Carol McCardle of Albany (1.42 acres), both in Prince Edward Island.

Council noted that this amendment will authorize subdivision of the 1.42 acre lot, being Provincial Property No. 837575 on which a potato warehouse is currently located, from the parent parcel and 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 April 24, 2007.

EC2007-271

**PRINCE EDWARD ISLAND LANDS PROTECTION ACT
EXEMPTION REGULATIONS
AMENDMENT**

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

1. The *Prince Edward Island Lands Protection Act Exemption Regulations (EC368/88)* are amended by the addition of the following after section 1.1:

- 1.2** (1) For the purposes of this section, Definitions
- (a) “municipal and municipal utility class of corporation” means a class of corporation the members of which include municipal and municipal utility class of corporation
- (i) a municipality, and
- (ii) a municipal utility;
- (b) “municipality” means a municipality as defined in clause 1(e) of the *Municipalities Act* R.S.P.E.I. 1988, Cap. M-13; municipality
- (c) “municipal services” means services provided by a municipality, including the provision of municipal services
- (i) parklands,
- (ii) rights-of-way, and
- (iii) municipal utility systems,
- but not including services respecting commercial developments such as industrial parks;
- (d) “municipal utility” means a utility owned by a municipality for the operation, management and control of any plant or equipment municipal utility
- (i) for the production, transmission, distribution or furnishing of electrical energy, or
- (ii) for the provision of water or sewerage or water and sewerage service,
- either directly or indirectly, to or for the public.
- (2) Members of the municipal and municipal utility class of corporation are exempt from section 5 of the Act, Exempt classes
- (a) in respect of land holdings that are acquired by a municipality for the purposes of providing municipal services; and
- (b) in respect of land holdings that are acquired by a municipal utility for the purposes of providing sewer, water or electrical services.
- (3) A shareholder of a member of the municipal or municipal utility class of corporation is not required to file an application under section 4 or section 5 of the Act in respect of land holdings of the member that are exempt from section 5 of the Act under subsection (2). Shareholders exempt, when

2. These regulations come into force on May 5, 2007.

EXPLANATORY NOTES

SECTION 1 adds a provision respecting the municipal and municipal utility class of corporation and the land holdings of that class that are exempt from section 5 of the Act. The section also provides for that exemption to extend to a shareholder of the corporation.

SECTION 2 provides for the commencement of these regulations.

EC2007-272

PRINCE EDWARD ISLAND LANDS PROTECTION ACT
STATEMENT OF REASONS
FOR AN AMENDMENT
TO
EXEMPTION REGULATIONS (EC368/88)

Pursuant to section 17(2) of the *Prince Edward Island Lands Protection Act*, R.S.P.E.I. 1988, Cap. L-5, Council authorized the following statement to be tabled in the Legislative Assembly.

STATEMENT

1. Description of the undertaking in respect of which the exemption was granted:

An amendment was made to the *Prince Edward Island Lands Protection Act* Exemption Regulations (EC368/88) to exempt municipalities and municipal utilities from the application of section 5 of the Act.

2. Reason for the exemption:

The amendment approved via Order-in-Council EC2007-271 dated 24 April 2007 removes the requirement for municipalities and municipal utilities to apply to the Lieutenant Governor in Council for permission to acquire land in order to carry out their legislative mandate to provide services, thereby eliminating delays and unproductive processing in association with land acquisitions for public purposes.

EC2007-273

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROVINCIALY OWNED LAND
AT ALBANY, PRINCE COUNTY
EXEMPTION FROM
IDENTIFICATION FOR NON-DEVELOPMENT USE

Pursuant to section 21 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council determined that upon transfer to Chapman Brothers Construction Ltd., approximately ten (10) acres of land (part of Provincial Property No. 211086) located at Albany in Lot 27, Prince County, Prince Edward Island, being intended for industrial use, and currently owned by the Government of Prince Edward Island, as represented by the Minister of Transportation and Public Works, NOT be identified for non-development use under the Land Identification Program established by the *Prince Edward Island Lands Protection Act* Land Identification Regulations (EC606/95).

EC2007-274

**MENTAL HEALTH ACT
MENTAL HEALTH REVIEW BOARD
APPOINTMENT**

Pursuant to section 27 of the *Mental Health Act* R.S.P.E.I. 1988, Cap. M-6.1 Council made the following appointment:

| | |
|-------------|----------------------------|
| NAME | TERM OF APPOINTMENT |
|-------------|----------------------------|

via clause 27(3)(a), as chairperson

| | |
|--|------------------------------------|
| Krista MacKay Summerside (reappointed) | 30 June 2007 to 30 June 2010 |
|--|------------------------------------|

EC2007-275

**WILDLIFE CONSERVATION ACT
ANGLING REGULATIONS
AMENDMENT**

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. The headings and sections 1 and 2 of the Schedule LICENSE FEES, of the *Wildlife Conservation Act* Angling Regulations (EC180/02) are revoked and the following substituted:

| LICENSE | Fee-GST Included |
|--|---------------------|
| 1. TROUT ANGLING | |
| (i) Resident | \$10.00 |
| (ii) Non-resident (season) | 20.00 |
| (iii) Non-resident (3 days) | 7.00 |
| (iv) Courtesy resident (65 years of age or older, includes spouse) | Free |
| 2. ATLANTIC SALMON ANGLING | |
| (i) Resident | \$10.00 |
| (ii) Non-resident | 10.00 |

2. These regulations come into force on May 5, 2007.

EXPLANATORY NOTES

The amendment provides for GST to be included in the license fee amounts for trout angling and Atlantic salmon angling.