

**EC2008-776****CIVIL SERVICE SUPERANNUATION ACT  
PARTICIPATING EMPLOYER REGULATIONS  
AMENDMENT**

Pursuant to section 28 of the *Civil Service Superannuation Act* R.S.P.E.I. 1988, Cap. C-9, Council made the following regulations:

**1. (1) Subsection 1(2) of the *Civil Service Superannuation Act* Participating Employer Regulations (EC414/01) is amended by the addition of the following after clause (j):**

- (j.1) persons holding permanent positions with the Department of Health under each person's terms of employment;
- (j.2) certain persons employed pursuant to the Terms and Conditions of Employment for Excluded Supervisory and Confidential Employees of School Boards, as designated by the Minister of Education and Early Childhood Development;

**(2) Subsection 1(2) of the regulations is amended by the addition of the following after clause (n):**

- (n.1) the School Board Allied Professional Employees Group, as designated by the Minister of Education and Early Childhood Development;

**(3) Clause 1(2)(r) of the regulations is revoked and the following substituted:**

- (r) the Island Waste Management Corporation.

**2. (1) Subject to subsections (2) and (3) these regulations come into force on January 1, 2009.**

**(2) Subsection 1(1) of these regulations is deemed to have come into force on January 1, 2006.**

**(3) Subsection 1(2) of these regulations is deemed to have come into force on September 1, 2008.**

**EXPLANATORY NOTES**

**SECTION 1** adds employers to the list of employers who participate in the Civil Service Superannuation Fund.

**SECTION 2** provides for the commencement of these regulations.

**EC2008-777****ENERGY CORPORATION ACT  
PRINCE EDWARD ISLAND ENERGY CORPORATION  
AUTHORITY TO BORROW**

Pursuant to subsection 8(2) of the *Energy Corporation Act* R.S.P.E.I. 1988, Cap. E-7, Council authorized the Prince Edward Island Energy Corporation to borrow up to six million eight hundred thousand dollars (\$6,800,000.00) for construction of a 200 megawatt transmission line in the West Prince area.

**EC2008-778**

EXECUTIVE COUNCIL ACT  
 MINISTER OF INNOVATION AND ADVANCED LEARNING  
 AUTHORITY TO ENTER INTO AN AGREEMENT  
 (NINTH PROTOCOL OF AMENDMENT  
 AGREEMENT ON INTERNAL TRADE)  
 WITH THE  
 GOVERNMENTS OF CANADA, THE OTHER PROVINCES  
 AND THE TERRITORIES

Pursuant to clauses 10(a) and (b) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Innovation and Advanced Learning to enter into an agreement with the Governments of Canada, the other Provinces and the Territories, as represented by their respective Ministers Responsible for Internal Trade, to revise Chapter 7 of the Agreement on Internal Trade to amend provisions for labour mobility, such as more particularly described in the draft agreement.

**EC2008-779**

EXECUTIVE COUNCIL ACT  
 MINISTER OF TOURISM  
 AUTHORITY TO ENTER INTO AN AGREEMENT  
 (MEMORANDUM OF UNDERSTANDING)  
 WITH  
 IMPERIAL OIL AND IMPERIAL OIL LIMITED  
 THE CITY OF CHARLOTTETOWN  
 AND  
 THE CHARLOTTETOWN AREA DEVELOPMENT CORPORATION

Pursuant to clauses 10(c) and (d) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12, Council authorized the Minister of Tourism to enter into an agreement with Imperial Oil, a partnership of McColl-Frontenac Petroleum Inc. and Imperial Oil Limited, the City of Charlottetown, and the Charlottetown Area Development Corporation to establish terms for ongoing negotiation of an agreement of purchase and sale of property owned by Imperial Oil and located in the City of Charlottetown, Prince Edward Island, such as more particularly described in the draft agreement.

**EC2008-780**

FINANCIAL ADMINISTRATION ACT  
 PRINCE EDWARD ISLAND GRAIN ELEVATORS CORPORATION  
 GUARANTEE OF LOAN

Having under consideration the recommendation of Treasury Board (reference Minute TB397/08 of 17 December 2008), 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 a Revolving Line of Credit loan by the Prince Edward Island Grain Elevators Corporation (hereinafter referred to as "the borrower") in an amount not exceeding three million, two hundred and fifty thousand dollars (\$3,250,000.00) (hereinafter referred to as the "guaranteed indebtedness")

together with interest thereon at the rate of prime minus one-half of one percent to the Bank of Nova Scotia in Kensington, Prince Edward Island (hereinafter referred to as "the lender"), from the 23rd day of December 2008 through to and including 1700 hours on the 31st day of December 2009, the said guarantee to be subject to and conditional upon the following terms and conditions:

1. The guaranteed indebtedness, including interest, shall be due and payable in full by the borrower no later than the 31st day of December 2009.
2. Any advances made by the lender after the 31st day of December 2009 shall not form part of the guaranteed indebtedness.
3. The guarantee shall absolutely expire and be null and void without notice to the lender at 1700 hours on the 31st day of December 2009 regardless of any advances that may have been made by the lender to the borrower unless on or before the 31st day of December 2009, notice has been given to the Government of Prince Edward Island, as represented by the Provincial Treasurer that the borrower has defaulted in repayment of the guaranteed indebtedness to the lender, and calling upon the Provincial Treasurer to pay the lender pursuant to the guarantee. The written notice shall include a copy of the written demand given by the lender to the borrower calling upon the borrower to pay the balance in full.
4. Government shall be entitled at any time to terminate the guarantee by paying to the lender such amount of the guaranteed indebtedness as may be owing by the borrower 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 further terms and conditions to the guarantee as he considers appropriate.
6. 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 agreement by the lender with the terms and conditions herein contained and those imposed by the Provincial Treasurer.

#### **EC2008-781**

#### **FINANCIAL ADMINISTRATION ACT AUTHORIZATION FOR TEMPORARY BORROWING**

Pursuant to section 46 of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9 Council authorized the Provincial Treasurer to borrow a maximum of twenty million dollars (\$20,000,000.00) from the Royal Bank of Canada, Charlottetown by way of an overdraft on the government general account for the period 31 December 2008 through 31 December 2009.

**EC2008-782**

HOUSING CORPORATION ACT  
 PRINCE EDWARD ISLAND HOUSING CORPORATION  
 AUTHORITY TO ENTER INTO AGREEMENTS  
 WITH  
 CANADA MORTGAGE AND HOUSING CORPORATION

Pursuant to clause 7(1)(b) of the *Housing Corporation Act* R.S.P.E.I. 1988, Cap. H-11.1, Council authorized the Minister of Social Services and Seniors, as Minister Responsible for the Prince Edward Island Housing Corporation, to enter into agreements with Canada Mortgage and Housing Corporation, to renew for a further five-year term at an interest rate of two decimal eight six (2.86%) percent, twenty-five loans totaling eight million, two hundred and ninety-eight thousand, one hundred and eighty-one dollars (\$8,298,181.00), such as more particularly described in the Agreement Amending and Extending Mortgage documents.

**EC2008-783**

LENDING AGENCY ACT  
 P.E.I. LENDING AGENCY  
 CHIEF EXECUTIVE OFFICER

Pursuant to section 6 of the *Lending Agency Act*, R.S.P.E.I. 1988, Cap. L-8.2 Council reappointed Peter A. Wilson to serve at pleasure as Chief Executive Officer of the P.E.I. Lending Agency effective 31 December 2008.

**EC2008-784**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 ALLEN MCCOLEMAN  
 (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 Allen McColeman of Surrey, British Columbia to acquire a land holding of approximately sixty-seven decimal seven two (67.72) acres of land in Lot 10, Prince County, Province of Prince Edward Island, being acquired from Katheryn Cooling of Enmore, 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.

**EC2008-785**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 ALAN MULHOLLAND AND GLENDA MULHOLLAND  
 (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 Alan Mulholland and Glenda Mulholland of Powell River, British Columbia to acquire a land holding of approximately twenty-five (25) acres of land in Lot 12, Prince County, Province of Prince Edward Island, being acquired from Chester Grigg of Tyne Valley, 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.

**EC2008-786**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 MARK SHEPHERD  
 (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 Mark Shepherd of Pictou, Nova Scotia to acquire a land holding of approximately fifty (50) acres of land in Lot 42, Kings County, Province of Prince Edward Island, being acquired from Vernon Myers operating under the registered name of Timberview Logging of Georgetown, 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.

**EC2008-787**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 100395 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 100395 P.E.I. Inc. of Coleman, Prince Edward Island to acquire a land holding of approximately zero decimal six (0.6) acres of land in Lot 6, Prince County, Province of Prince Edward Island, being acquired from Warner Buchanan and Doris Buchanan, both of Coleman, Prince Edward Island.

**EC2008-788**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 ALF'S CUSTOM CABINETS 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 Alf's Custom Cabinets Ltd. of Huntley, Prince Edward Island to acquire a land holding of approximately zero decimal six three (0.63) acres of land in Lot 4, Prince County, Province of Prince Edward Island, being acquired from Alfred Gallant and Maureen Gallant, both of Huntley, Prince Edward Island.

**EC2008-789**

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 Hunter River, Prince Edward Island to acquire a land holding of approximately twenty-five decimal eight one (25.81) acres of land in Lot 24, Queens County, Province of Prince Edward Island, being acquired from Errol J. Buntain, Dorothy Buntain, John G. Buntain and Shawn C. Buntain, all of South Rustico, 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.

**EC2008-790**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 MARITIME ELECTRIC COMPANY, 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 Maritime Electric Company, Limited of Charlottetown, Prince Edward Island to acquire a land holding of approximately three (3) acres of land in Lot 17, Prince County, Province of Prince Edward Island, being acquired from Jeanette Pauptit and Woodland Pauptit, both of Sherbrooke, Prince Edward Island.

**EC2008-791**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
TWEEN BAYS FARM 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 Tween Bays Farm Inc. of Vernon River, Prince Edward Island to acquire a land holding of approximately fifteen (15) acres of land in Lot 50, Queens County, Province of Prince Edward Island, being acquired from Eugene Doyle of Beaconsfield, Quebec 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.

**EC2008-792**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
WIND ENERGY INSTITUTE OF CANADA  
(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 Wind Energy Institute of Canada of Tignish, Prince Edward Island to acquire a land holding of approximately forty decimal two three (40.23) acres of land in Lot 1, Prince County, Province of Prince Edward Island, being acquired from the Prince Edward Island Energy Corporation of Charlottetown, Prince Edward Island.

**EC2008-793**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PROPERTY NO. 791111, LOT 19, 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 made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately twenty decimal six two (20.62) acres of land, being Provincial Property No. 791111 located in Lot 19, Prince County, Prince Edward Island and currently owned by David Subsbury and Debby Sudsbury, both of Kensington, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately zero decimal five nine (0.59) acres, 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 23 December 2008.

**EC2008-794**AN ACT TO AMEND THE PESTICIDES CONTROL ACT  
DECLARATION RE

Under authority of section 3 of *An Act to Amend the Pesticides Control Act* Stats. P.E.I. 2008, 2<sup>nd</sup> Session, c. 55, Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Pesticides Control Act" to come into force effective 23 December 2008.

**EC2008-795**AN ACT TO AMEND THE PHARMACY ACT  
DECLARATION RE

Under authority of section 6 of *An Act to Amend the Pharmacy Act* Stats. P.E.I. 2002, 4<sup>th</sup> Session, c. 19, Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Pharmacy Act" to come into force effective 23 December 2008.

**EC2008-796**POLICE ACT  
PROVINCIAL POLICE CONSTABLE  
APPOINTMENT

Pursuant to section 6 of the *Police Act* R.S.P.E.I. 1988, Cap. P-11 Council authorized the following person to exercise the powers of a provincial police constable:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
Daniel Lorne Quinn	from 1 January 2009 at pleasure

Further, Council ordered that, should the aforementioned person cease to be employed with the Kensington Police Service, his appointment as a provincial police constable shall terminate coincident with the date his employment with the Kensington Police Service is terminated.

**EC2008-797**WORKERS COMPENSATION ACT  
WORKERS COMPENSATION BOARD  
APPOINTMENT

Pursuant to section 19 of the *Workers Compensation Act* R.S.P.E.I. 1988, Cap. W-7.1 Council made the following appointment:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
as an employer representative	
Harvey Larkin New Glasgow (reappointed)	21 February 2009 to 31 December 2011