

EC2011-155

PROVINCE OF PRINCE EDWARD ISLAND
ESTIMATE OF CURRENT EXPENDITURE
FISCAL YEAR 2011-2012

This Council in Committee, having under consideration the Estimates of Current Expenditure required to carry on the Public Service of the Province for the Fiscal Year ending March 31, 2012, and amounting in all to the sum of One Billion, Four Hundred and Ninety-Seven Million, Five Hundred and Eighty-Two Thousand, Four Hundred Dollars (\$1,497,582,400) together with a sum sufficient for similar expenditure, to carry on the Public Service of the Province from the expiration of the Fiscal Year ending March 31, 2012 up to and until the final passage of the Current Estimates for the Fiscal Year ending March 31, 2013, it was and is hereby recommended that the Current Estimates be approved by Her Honour, the Lieutenant Governor of the Province of Prince Edward Island, and be presented to the Legislative Assembly during the present session thereof.

EC2011-156

AN ACT TO AMEND
THE CANADIAN JUDGMENTS (ENFORCEMENT) ACT
DECLARATION RE

Under authority of section 3 of "*An Act to Amend the Canadian Judgments (Enforcement) Act* Stats. P.E.I. 2010, c. 4, Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Canadian Judgments (Enforcement) Act" to come into force effective 5 April 2011.

EC2011-157

FIRE PREVENTION ACT
FIRE DISTRICT REGULATIONS
SOURIS RURAL FIRE DISTRICT
BOUNDARY EXTENSION
APPROVED

Having under consideration the recommendation of the Minister of Justice and Public Safety and Attorney General, presented pursuant to section 4 of the *Fire Prevention Act* Fire District Regulations (EC487/89), Council under authority of section 5 of the said regulations, authorized the Souris Rural Fire District to extend its boundaries, effective 5 April 2011, to include the following properties, which are part of an unincorporated area and are not currently served by another fire district:

113589, 113605, 113613, 113654, 113670, 113688, 116321,
426536, 598565, 662783, 682757, 682872, 688341, 693481,
696088, 696096, 799007, 875526, 1022144

The new boundaries of the Souris Rural Fire District will be as illustrated on a revised boundary plan which will be filed in the Registry Office for Kings County.

EC2011-158

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BLACK POND 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 Black Pond Farms Ltd. of Souris, Prince Edward Island to acquire a land holding of approximately one hundred and seventeen decimal two five (117.25) acres of land in Lots 43 and 44, Kings County, Province of Prince Edward Island, being acquired from Nathan Ching of Souris, 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.

EC2011-159

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
D.G.S. 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 D.G.S. Farms Ltd. of O'Leary, Prince Edward Island to acquire a land holding of approximately fifteen (15) acres of land in Lot 8, Prince County, Province of Prince Edward Island, being acquired from Donald Stewart and Susan Stewart, both of O'Leary, 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.

EC2011-160

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
H.P. HOLDINGS 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 H.P. Holdings Ltd. of Tignish, Prince Edward Island to acquire a land holding of approximately zero decimal three six (0.36) acres of land in Lot 1, Prince County, Province of Prince Edward Island, being acquired from Tignish Initiatives Corporation of Tignish, Prince Edward Island.

EC2011-161

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 KIRK W. FOLEY
 (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 Kirk W. Foley of Toronto, Ontario to acquire a land holding of approximately ten decimal seven (10.7) acres of land in Lot 17, Prince County, Province of Prince Edward Island, being acquired from the Summerside Regional Development Corporation Ltd. of Summerside, Prince Edward Island.

EC2011-162

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 CHARLES DANIEL HARRIS AND MARY ELIZABETH HARRIS
 (DENIAL)

Council, having under consideration an application (#N4968) for acquisition of a land holding under authority of section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap L-5, denied permission to Charles Daniel Harris and Mary Elizabeth Harris, both of Trenton, Ontario to acquire a land holding of approximately twenty-eight (28) acres of land in Lot 26, Prince County, currently owned by John Francis McIver and Kay McIver, both of Miramichi, New Brunswick.

EC2011-163

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 CHRISTOPHER MACDONALD AND ERIC HO
 (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 Christopher MacDonald and Eric Ho, both of London, England to acquire a land holding of approximately eight (8) acres of land at Georgetown Royalty, Kings County, Province of Prince Edward Island, being acquired from the Town of Georgetown, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 463315, 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.

EC2011-164

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CHRISTOPHER MACDONALD AND ERIC HO
(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 Christopher MacDonald and Eric Ho, both of London, England to acquire a land holding of approximately nine decimal three eight (9.38) acres of land at Georgetown Royalty, Kings County, Province of Prince Edward Island, being acquired from the Town 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.

EC2011-165

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PAUL ROBERT SCHWEYER
(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 Paul Robert Schweyer of Calgary, Alberta to acquire a land holding of approximately thirty-two (32) acres of land at Georgetown, Kings County, Province of Prince Edward Island, being acquired from Shane William Perry and Susanna Claire Perry, both of Cedar Park, Texas 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.

EC2011-166

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DUNCAN ARTHUR SHAW AND MARY JACQUELINE GOODWIN
(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 Duncan Arthur Shaw and Mary Jacqueline Goodwin, both of Hammonds Plains, Nova Scotia to acquire a land holding of approximately zero decimal five (0.5) acres of land in Lot 32, Queens County, Province of Prince Edward Island, being acquired from Carl J. MacKinnon of Cornwall, Prince Edward Island.

EC2011-167

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 151316, LOT 43, 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 forty-one (41) acres of land, being Provincial Property No. 151316 located in Lot 43, Kings County, Prince Edward Island and currently owned by Crystal Burke of Fortune, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately three decimal zero two (3.02) 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 5 April 2011.

EC2011-168

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 262204, LOT 16, 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 nineteen decimal four seven (19.47) acres of land, being Provincial Property No. 262204 located in Lot 16, Prince County, Prince Edward Island and currently owned by Evangeline Community Pastures Inc. of Wellington, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately zero decimal five seven (0.57) acres, SUBJECT TO the subdivided parcel being consolidated with the adjacent Provincial Property No. 472795. Further, Council determined that following subdivision, identification for non-development use and conditions imposed via Order-in-Council EC2001-329 dated 12 June 2001 shall continue to apply to the remaining land.

This Order-in-Council comes into force on 5 April 2011.

EC2011-169

LIQUOR CONTROL ACT

REGULATIONS

AMENDMENT

Pursuant to section 8 of the *Liquor Control Act* R.S.P.E.I. 1988, Cap. L-14, the Prince Edward Island Liquor Control Commission, with the approval of the Lieutenant Governor in Council, made the following regulations:

1. Section 50.3 of the *Liquor Control Act* Regulations (EC704/75) is amended by the addition of the following after subsection (11):

(12) The holder of a winery license may operate one retail outlet at a place other than on the premises of the winery for the display, sale, tasting and storage of wine produced and bottled at the winery, subject to the terms and conditions of the license and the policies established by the Commission in respect of the operation of the retail outlet. Off-site retail outlet

2. Section 50.5 of the regulations is amended by the addition of the following after subsection (5):

(6) The holder of a distiller's license may operate one retail outlet at a place other than on the premises of the distillery for the display, sale, tasting and storage of spirits produced and bottled at the distillery, subject to the terms and conditions of the license and the policies established by the Commission in respect of the operation of the retail outlet. Off-site retail outlet

3. Section 50.7 of the regulations is amended by the addition of the following after subsection (10):

(11) The holder of a micro-brewery license may operate one brewery retail outlet at a place other than on the premises of the micro-brewery for the display, sale, tasting and storage of beer produced and bottled at the micro-brewery, subject to the terms and conditions of the license and the policies established by the Commission in respect of the operation of the retail outlet. Off-site retail outlet

4. These regulations come into force on April 16, 2011

EXPLANATORY NOTES

SECTION 1 authorizes the holder of a winery license to operate one retail outlet for wine produced at the winery at a place other than the premises of the winery.

SECTION 2 authorizes the holder of a distiller's license to operate one retail outlet for spirits produced at the distillery at a place other than the premises of the distillery.

SECTION 3 authorizes the holder of a micro-brewery license to operate a brewery retail outlet for beer produced at the micro-brewery at a place other than the premises of the micro-brewery.

SECTION 4 provides for the commencement of these regulations.

EC2011-170

MUNICIPALITIES ACT
COMMUNITY OF RICHMOND
DISSOLUTION OF THE MUNICIPALITY
AND
APPOINTMENT OF A SPECIAL COMMISSIONER

Under authority of clause 9(1)(c) of the *Municipalities Act*, R.S.P.E.I. 1988, Cap. M-13, Council dissolves the Community of Richmond, effective April 29, 2011.

Further, pursuant to clauses 9(3)(a), (b) and (c) of the *Municipalities Act*, The Lieutenant Governor in Council hereby orders:

- (a) that the area of the Community of Richmond revert to unincorporated status effective the date of this order;
- (b) that all assets and liabilities of the former Community of Richmond, however so arising, vest with the Province of Prince Edward Island and be dealt with in the name of the Province; and
- (c) that a Special Commissioner, Edison Shea of Charlottetown, be appointed by the Minister to:
 - (i) engage a separate auditor to conclude the financial affairs of the former Community of Richmond;
 - (ii) ensure that all assets and liabilities (including any real property) are dealt with according to law;
 - (iii) ensure continuing fire protection for the area of the former Community of Richmond; and
 - (iv) carry out any other actions necessary and incidental to the dissolution, as directed by the Minister.