

**EC2012-162**

CRIMINAL CODE OF CANADA  
 PRINCE EDWARD ISLAND REVIEW BOARD  
 APPOINTMENTS  
 (TO RESCIND)

Council rescinded the following Orders-in-Council:

EC267/92 of 28 May 1992,  
 EC624/96 of 3 October 1996,  
 EC2000-91 of 15 February 2000,  
 EC2003-211 of 29 April 2003, and  
 EC2004-392 of 13 July 2004.

**EC2012-163**

CRIMINAL CODE OF CANADA  
 PRINCE EDWARD ISLAND REVIEW BOARD  
 APPOINTMENTS

Pursuant to section 672.38 of the *Criminal Code of Canada*, R.S.C. 1985, Chap. C-46, Council made the following appointments:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
as chairperson	
Michelle Dorsey Charlottetown	3 April 2012 to 3 April 2017
as members	
Cheryl Cannon Stratford (reappointed)	3 April 2012 to 3 April 2015
Bernard McCabe, Q.C. Summerside (reappointed)	3 April 2012 to 3 April 2015

Donna M. McNeill	3 April 2012
Charlottetown	to
(reappointed)	3 April 2015

Elizabeth Reagh, Q.C.	3 April 2012
Charlottetown	to
	3 April 2015

Dr. Mark Triantafillou	3 April 2012
Charlottetown	to
	3 April 2015

**EC2012-164**

EXECUTIVE COUNCIL ACT  
MINISTER OF HEALTH AND WELLNESS  
AUTHORITY TO ENTER INTO AN AGREEMENT  
(HEALTH FUNDING 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 Health and Wellness, as Minister Responsible for Health PEI, to enter into an agreement with the Government of Canada, as represented by the Minister of Health, to set out terms and conditions for funding projects in Prince Edward Island pursuant to the Health Services Integration Fund during the period December 28, 2011 to March 31, 2013.

**EC2012-165**

EXECUTIVE COUNCIL ACT  
MINISTER OF HEALTH AND WELLNESS  
AUTHORITY TO ENTER INTO AN AGREEMENT  
(CANADIAN NOSOCOMIAL INFECTION SURVEILLANCE 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 Health and Wellness, as Minister Responsible for Health PEI, to enter into an agreement with the Government of Canada, as represented by the Minister of Health acting through the Public Health Agency of Canada, to set out terms and conditions for Prince Edward Island's participation in the Canadian Nosocomial Infection Surveillance Program during the period February 15, 2012 to September 30, 2012, such as more particularly described in the draft agreement.

**EC2012-166**

EXECUTIVE COUNCIL ACT  
 MINISTER OF INNOVATION AND ADVANCED LEARNING  
 AUTHORITY TO ENTER INTO AN AGREEMENT  
 (AMENDING AGREEMENT NO. 3 –  
 TARGETED INITIATIVE FOR OLDER WORKERS)  
 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 Innovation and Advanced Learning to enter into an agreement with the Government of Canada, as represented by the Minister of Human Resources and Skills Development, to amend the Canada-Prince Edward Island Targeted Initiative for Older Workers Agreement dated June 4, 2008, as amended on March 30, 2009 and on June 10, 2009, to extend the term of the agreement to March 31, 2014, to provide for financial contributions in fiscal years 2012/2013 and 2013/2014, and to make certain technical amendments, such as more particularly described in the draft agreement.

**EC2012-167**

FINANCIAL ADMINISTRATION ACT  
 AUTHORITY TO WRITE-OFF  
 CERTAIN ACCOUNTS RECEIVABLE  
 OF THE  
 DEPARTMENT OF TRANSPORTATION AND  
 INFRASTRUCTURE RENEWAL

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 accounts receivable of the Department of Transportation and Infrastructure Renewal for Jerry Laird, operating under the firm name and style of Laird Gardeners Inc. in the amount of \$754.00.

**EC2012-168**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 DENNIS BRUNER  
 (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 Dennis Bruner of Harrow, Ontario to acquire a land holding of approximately one (1) acre of land in Lot 2, Prince County, Province of Prince Edward Island, being acquired from Canada Mortgage and Housing Corporation of Halifax, Nova Scotia.

**EC2012-169**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 RIJK (JACOB) VAN GELDER AND CHRISTA VAN GELDER  
 (DENIAL)

Council, having under consideration an application (#N5053) 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 Rijk (Jacob) van Gelder and Christa van Gelder, both of Cornerbook, Newfoundland to acquire a land holding of approximately fifty-one decimal three two (51.32) acres of land in Lot 58, Queens County, currently owned by the Estate of Donald Buchanan – Clarence MacLean of Eldon, Prince Edward Island.

**EC2012-170**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 COUNTRYVIEW GOLF CLUB 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 Countryview Golf Club Inc. of Fairview, Prince Edward Island to acquire a land holding of approximately forty-eight decimal six five (48.65) acres of land in Lot 65, Queens County, Province of Prince Edward Island, being acquired from Carl Currie of Fairview, Prince Edward Island SUBJECT TO the condition that the said real property not be subdivided. The condition preventing subdivision shall be binding on the said Countryview Golf Club Inc. and on all successors in title.

**EC2012-171**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 DUCKS UNLIMITED CANADA  
 (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 Ducks Unlimited Canada of Charlottetown, Prince Edward Island to acquire a land holding of approximately fifty-six decimal seven one (56.71) acres of land in Lot 9, Prince County, Province of Prince Edward Island, being acquired from Justin Rogers of Coleman, 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.

**EC2012-172**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 DUCKS UNLIMITED CANADA  
 (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 Ducks Unlimited Canada of Charlottetown, Prince Edward Island to acquire a land holding of approximately fifty-three decimal seven three (53.73) acres of land in Lot 11, Prince County, Province of Prince Edward Island, being acquired from Shirley McFadyen of Coleman, 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.

**EC2012-173**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 DUCKS UNLIMITED CANADA  
 (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 Ducks Unlimited Canada of Charlottetown, Prince Edward Island to acquire a land holding of approximately fifty-four (54) acres of land in Lot 11, Prince County, Province of Prince Edward Island, being acquired from the Estate of Jessie Doris Dundas, late of Coombs, British Columbia, also known as Jessie Doris Cox; and Beryl Jessie Barnes of Black Creek, British Columbia; Weston John Cox of Nanaimo, British Columbia; Maxine Gale Heppell of Surrey, British Columbia; Sharon Faye Cox-Gustavson of Coombs, British Columbia; Norma Dale Griffith of Nanaimo, British Columbia; and Donna Judy Cox of Nanaimo, British Columbia in their own right 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.

**EC2012-174**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 GEORGETOWN PORT 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 Georgetown Port Inc. of Georgetown, Prince Edward Island to acquire a land holding of approximately thirty-five decimal eight seven (35.87) hectares (approximately 88.64 acres) of land at Georgetown, Kings County, Province of Prince Edward Island, being acquired from the Government of Canada of Charlottetown, Prince Edward Island.

**EC2012-175**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
GREAT WISDOM BUDDHIST INSTITUTE 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 Great Wisdom Buddhist Institute Inc. of Montague, Prince Edward Island to acquire a land holding of approximately one hundred and eight-three decimal two one (183.21) acres of land in Lot 50, Queens County, Province of Prince Edward Island, being acquired from Rosemond Jane Beattie, Wilbert Hugh Beattie and Alexander George Beattie (Trustees of the Beattie Family Trust), all of Vernon, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 185595, was previously subject to a condition preventing subdivision in accordance with section 9 of the said Act. This subdivision restriction continues to apply.

**EC2012-176**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
ISLAND MARKET 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 Market Limited of Charlottetown, Prince Edward Island to acquire a land holding of approximately zero decimal seven one (0.71) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from PEI Factory Shops Inc. of Charlottetown, Prince Edward Island.

**EC2012-177**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
APPLICATION TO LEASE LAND  
MACLENNAN PROPERTIES LTD.  
(APPROVAL)

Pursuant to section 5 and clause 5.3(1)(b) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to MacLennan Properties Ltd. of O'Leary, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to two hundred and fifty (250) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said MacLennan Properties Ltd. files a statement with the Island Regulatory and Appeals Commission within one year of the date of this Order and prior to 31 December in every subsequent year disclosing the parcel number, the acreage and the term of lease for each parcel leased during the reporting period covered by the statement.

**EC2012-178**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
MACLENNAN PROPERTIES 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 MacLennan Properties Ltd. of O'Leary, Prince Edward Island to acquire a land holding of approximately zero decimal zero nine (0.09) acres of land in Lot 7, Prince County, Province of Prince Edward Island, being acquired from Leita Addie Cain of Springfield West, Prince Edward Island.

**EC2012-179**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
MONAGHAN 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 Monaghan Farms Ltd. of Grahams Road, Prince Edward Island to acquire a land holding of approximately thirty-nine decimal zero eight (39.08) acres of land in Lot 20, Queens County, Province of Prince Edward Island, being acquired from Todd Christopher Murphy and Matthew Glenn MacKay, 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.

**EC2012-180**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
PRINCE EDWARD ISLAND OYSTER COMPANY 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 Prince Edward Island Oyster Company Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately two (2) acres of land in Lot 23, Queens County, Province of Prince Edward Island, being acquired from John Dale Simpson and Lynn Carol Simpson, both of New Maryland, New Brunswick.

**EC2012-181**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 TRIPLE 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 Triple S. Farms Ltd. of O'Leary, Prince Edward Island to acquire a land holding of approximately fifty-seven decimal one four (57.14) acres of land in Lot 9, Prince County, Province of Prince Edward Island, being acquired from Powell Associates Ltd. of Charlottetown, Prince Edward Island, Receiver appointed by Bank of Nova Scotia, Mortgagee, 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.

**EC2012-182**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 TRIUS TRANSIT (2007) 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 Trius Transit (2007) Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately three (3) acres of land in Lot 48, Queens County, Province of Prince Edward Island, being acquired from Island Packaging Co. Ltd. of Cardigan, Prince Edward Island.

**EC2012-183**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PROPERTY NO. 630509, LOT 38, 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 seventeen decimal five (17.5) acres of land, being Provincial Property No. 630509 located in Lot 38, Kings County, Prince Edward Island and currently owned by Don Carlos Mink Farm Inc. of Mount Stewart, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately zero decimal nine five (0.95) 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 3 April 2012.



**EC2012-184**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PROPERTY NO. 280339, LOT 31, 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 seventy-four decimal one one (74.11) acres of land, being Provincial Property No. 280339 located in Lot 31, Queens County, Prince Edward Island and currently owned by JSR MacLean Ltd. of North Wiltshire, Prince Edward Island.

Council noted that this amendment will enable subdivision of three lots of approximately one (1) acre each, 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 3 April 2012.

**EC2012-185**

MENTAL HEALTH ACT  
MENTAL HEALTH REVIEW BOARD  
TEMPORARY APPOINTMENT

Having under consideration clause 20(3) of the *Interpretation Act* R.S.P.E.I. 1988, Cap. I-8 and under authority of subsection 27(4) of the *Mental Health Act* R.S.P.E.I. 1988, Cap. M-6.1, Council appointed Dr. Susan Stewart of Charlottetown to serve as alternate psychiatrist member of the Mental Health Review Board on a temporary basis for the period April 2, 2012 to April 9, 2012 and in regard to the client request for hearing filed on March 23, 2012.

**EC2012-186**

PROVINCIAL COURT ACT  
AND  
VICTIMS OF FAMILY VIOLENCE ACT  
JUSTICES OF THE PEACE  
APPOINTMENTS AND DESIGNATIONS

Under authority of section 14 of the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25 Council appointed the following persons as justices of the peace, each for a term of three years, effective 26 March 2012, and designated them pursuant to section 14 of the *Victims of Family Violence Act*, R.S.P.E.I. 1988, Cap. V-3.2 as justices of the peace to hear and determine applications within the Province of Prince Edward Island:

Emil Anton Halvorson, Charlottetown  
Hank Spierenburg, Charlottetown

**EC2012-187**

PROVINCIAL COURT ACT  
AND  
VICTIMS OF FAMILY VIOLENCE ACT  
JUSTICE OF THE PEACE  
APPOINTMENT AND DESIGNATION

Under authority of section 14 of the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25 Council appointed R. Lee Forbes of Charlottetown as a justice of the peace for the period 26 March 2012 to 30 April 2012 and designated him pursuant to section 14 of the *Victims of Family Violence Act*, R.S.P.E.I. 1988, Cap. V-3.2 as a justice of the peace to hear and determine applications within the Province of Prince Edward Island.

**EC2012-188**

PROVINCIAL COURT ACT  
AND  
VICTIMS OF FAMILY VIOLENCE ACT  
JUSTICES OF THE PEACE  
APPOINTMENTS AND DESIGNATIONS

Under authority of section 14 of the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25 Council appointed the following persons as justices of the peace, each for a term of three years, effective 3 April 2012, and designated them pursuant to section 14 of the *Victims of Family Violence Act*, R.S.P.E.I. 1988, Cap. V-3.2 as justices of the peace to hear and determine applications within the Province of Prince Edward Island:

Terri Hall, Bay Fortune  
James Hatton, Montague  
Keith MacLean, Stratford  
Sylvia Profitt, Summerside  
Tom White, Stratford

**EC2012-189**

AN ACT TO AMEND THE TOBACCO TAX ACT  
DECLARATION RE

Under authority of section 5 of *An Act to Amend the Tobacco Tax Act*, Stats. P.E.I. 2010, (1<sup>st</sup> Sitting, 4<sup>th</sup> Session), c. 29 Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Tobacco Tax Act" to come into force effective 14 April 2012.