

EC2016-384

**CANADA PENSION PLAN ACT
CONFIRMATION ORDER
CONSENTING TO THE AGREEMENT IN PRINCIPLE
TO A CANADA PENSION PLAN ENHANCEMENT**

WHEREAS on June 20, 2016, Canada's Ministers of Finance agreed in principle to a Canada Pension Plan CPP enhancement;

NOW THEREFORE the Lieutenant Governor in Council of the Province of Prince Edward Island, on the recommendation of the Minister of Finance, is pleased to hereby signify the approval of the Province of Prince Edward Island to the agreement in principle to a Canada Pension Plan enhancement dated the 20th day of June, 2016 at Vancouver, British Columbia.

EC2016-385

**EXECUTIVE COUNCIL ACT
MINISTER OF ECONOMIC DEVELOPMENT AND TOURISM
TO ENTER INTO AN AGREEMENT
(CANADA/ATLANTIC PROVINCES AGREEMENT
ON INTERNATIONAL BUSINESS DEVELOPMENT
2016 AGREEMENT)
WITH THE
GOVERNMENT OF CANADA
AND GOVERNMENTS OF
THE OTHER ATLANTIC PROVINCES**

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 Economic Development and Tourism to enter into an agreement with the Government of Canada, as represented by the Minister for the purposes of the *Atlantic Canada Opportunities Agency Act* and Minister of Industry, and the Minister of Foreign Affairs, and with the Governments of Newfoundland and Labrador, New Brunswick, and Nova Scotia, as represented by their respective Ministers responsible for international business development, to amend the Agreement on International Business Development dated April 1, 2011 to extend the agreement for a one (1) year period and amend the payment procedures, financial provisions, and Schedules, such as more particularly described in the draft agreement.

EC2016-386

**EXECUTIVE COUNCIL ACT
MINISTER OF JUSTICE AND PUBLIC SAFETY
AND ATTORNEY GENERAL
AUTHORITY TO ENTER INTO AN AGREEMENT
(EXCHANGE OF SERVICE 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 Justice and Public Safety and Attorney General to enter into an agreement with the Government of Canada, as represented by the Minister of Public Safety and Emergency Preparedness, to provide for enhanced crime prevention and public safety through cooperation between federal and provincial governments via an exchange of service agreement for the period April 1, 2016 to March 31, 2021, such as more particularly described in the draft agreement.

EC2016-387

**EXECUTIVE COUNCIL ACT
MINISTER OF JUSTICE AND PUBLIC SAFETY
AND ATTORNEY GENERAL
AUTHORITY TO ENTER INTO AN AGREEMENT
(MEMORANDUM OF UNDERSTANDING)
RE: INDEPENDENT EXTERNAL INVESTIGATION BY THE
PROVINCE OF NOVA SCOTIA
SERIOUS INCIDENT RESPONSE TEAM)
WITH
PROVINCE OF NOVA SCOTIA**

Pursuant to clause 10(b) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Justice and Public Safety and Attorney General to enter into an agreement dated February 23, 2016 with the Province of Nova Scotia, as represented by its Minister of Justice to set out terms and conditions for conduct by the Director of the Serious Incident Response Team, Nova Scotia, of an independent external investigation of a serious incident involving a regular member of the Royal Canadian Mounted Police, such as more particularly described in the draft agreement.

EC2016-388

**EXECUTIVE COUNCIL ACT
MINISTER OF JUSTICE AND PUBLIC SAFETY
AND ATTORNEY GENERAL
AUTHORITY TO ENTER INTO AN AGREEMENT
(MEMORANDUM OF UNDERSTANDING)
RE: INDEPENDENT EXTERNAL INVESTIGATION BY THE
PROVINCE OF NOVA SCOTIA
SERIOUS INCIDENT RESPONSE TEAM)
WITH
PROVINCE OF NOVA SCOTIA**

Pursuant to clause 10(b) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Justice and Public Safety and Attorney General to enter into an agreement dated March 11, 2016 with the Province of Nova Scotia, as represented by its Minister of Justice to set out terms and conditions for conduct by the Director of the Serious Incident Response Team, Nova Scotia, of an independent external investigation of a serious incident involving a regular member of the Royal Canadian Mounted Police “L” Division, such as more particularly described in the draft agreement.

EC2016-389

**EXECUTIVE COUNCIL ACT
MINISTER OF JUSTICE AND PUBLIC SAFETY
AND ATTORNEY GENERAL
AUTHORITY TO ENTER INTO AN AGREEMENT
(MEMORANDUM OF UNDERSTANDING)
RE: INDEPENDENT EXTERNAL INVESTIGATION BY THE
PROVINCE OF NOVA SCOTIA
SERIOUS INCIDENT RESPONSE TEAM)
WITH
PROVINCE OF NOVA SCOTIA**

Pursuant to clause 10(b) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Justice and Public Safety and Attorney General to enter into an agreement dated November 9, 2015 with the Province of Nova Scotia, as represented by its Minister of Justice to set out terms and conditions for conduct by the Director of the Serious Incident Response Team, Nova Scotia, of an independent external investigation of a serious incident involving a regular member of the Royal Canadian Mounted Police, such as more particularly described in the draft agreement.

EC2016-390

**EXECUTIVE COUNCIL ACT
MINISTER OF TRANSPORTATION, INFRASTRUCTURE AND
ENERGY
AUTHORITY TO ENTER INTO AN AGREEMENT
(GREEN INFRASTRUCTURE FUND
AGREEMENT FOR THE
NORTHUMBERLAND STRAIT SUBMARINE
TRANSMISSION SYSTEM PROJECT)
WITH
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, Infrastructure and Energy as Minister Responsible for the Prince Edward Island Energy Corporation, to enter into an agreement with the Government of Canada as represented by the Minister Infrastructure, Communities and Intergovernmental Affairs, to set out terms and conditions for funding Prince Edward Island's Northumberland Strait Submarine Transmission System Project pursuant to the Green Infrastructure Fund, such as more particularly described in the draft agreement.

EC2016-391

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

Having under consideration the recommendation of Treasury Board (reference Minute TB134/16 of June 23, 2016), 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 Prince Edward Island Grain Elevators Corporation (hereinafter referred to as "the borrower") in an amount not exceeding eight million dollars (\$8,000,000.00) (hereinafter referred to as the "guaranteed indebtedness") together with interest thereon at prime minus zero decimal two five (0.25) percent on direct advances or banker's acceptance fee of one decimal three (1.3) percent per annum to the Bank of Nova Scotia of Charlottetown, Prince Edward Island (hereinafter referred to as "the lender"), from the 28th day of June, 2016 through to and including 1700 hours on the 31st day of July, 2017, 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 July, 2017.
2. Any advances made by the lender after the 31st day of July, 2017 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 July, 2017 regardless of any advances that may have been made by the lender to the borrower unless on or before the 31st day of July, 2017, notice has been given to the Government of Prince Edward Island, as represented by the Minister of Finance that the borrower has defaulted in repayment of the guaranteed indebtedness to the lender, and calling upon the Minister of Finance 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 Minister of Finance 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 Minister of Finance 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 Minister of Finance.
7. Order-in-Council EC2015-386 of 23rd June 2015 is hereby rescinded.

EC2016-392

ISLAND INVESTMENT DEVELOPMENT ACT FINANCIAL ASSISTANCE REGULATIONS P.E.I. MUSSEL KING (1994) INC. AUTHORIZATION

Pursuant to subsection 2(3) of the *Island Investment Development Act* Financial Assistance Regulations (EC2005-686), Council authorized Island Investment Development Inc. to advance a consolidation term loan in the amount of eight million, seven hundred and fifty-one thousand, two hundred and eighteen dollars (\$8,751,218.00) to P.E.I. Mussel King (1994) Inc. on terms and conditions satisfactory to the Board of Directors of Island Investment Development Inc.

Orders-in-Council EC2011-273 dated June 14, 2011; EC2013-113 dated February 19, 2013; and EC2014-554 dated September 23, 2014 are hereby rescinded.

EC2016-393

PRINCE EDWARD ISLAND LANDS PROTECTION ACT PETITION TO ACQUIRE A LAND HOLDING 101975 P.E.I. 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 101975 P.E.I. Inc. of Stratford, Prince Edward Island to acquire a land holding of approximately eighteen (18) acres of land at Georgetown Royalty, Lot 53, Kings County, Province of Prince Edward Island, being acquired from Marwood Properties Inc. of Georgetown, 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 101975 P.E.I. Inc. and on all successors in title.

EC2016-394

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
101977 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 101977 P.E.I. Inc. of Summerside, Prince Edward Island to acquire a land holding of approximately two decimal two seven (2.27) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from 100823 P.E.I. Inc. of Charlottetown, Prince Edward Island.

EC2016-395

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BELL MOBILITY 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 Bell Mobility Inc. of Mississauga, Ontario to acquire, by lease, an interest in a land holding of approximately eight (8) acres of land at Baltic, Lot 18, Prince County, Province of Prince Edward Island, being acquired from William Cousins of Kensington, Prince Edward Island.

EC2016-396

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BROOKFIELD GARDENS 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 Brookfield Gardens Inc. of North Wiltshire, Prince Edward Island to acquire a land holding of approximately twenty-four decimal three three (24.33) acres of land at Brookfield, Lot 24, Queens County, Province of Prince Edward Island, being acquired from Robert Webster and Nina Webster both of Brookfield, 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.

EC2016-397**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BROOKFIELD GARDENS 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 Brookfield Gardens Inc. of North Wiltshire, Prince Edward Island to acquire a land holding of approximately eighteen decimal one seven (18.17) acres of land at Brookfield, Lot 24, Queens County, Province of Prince Edward Island, being acquired from Fountain Farms Inc. of North Wiltshire, 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.

EC2016-398**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CASTLE CAMERON 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 Castle Cameron Holdings Inc. of New Haven, Prince Edward Island to acquire a land holding of approximately five decimal seven seven (5.77) acres of land at New Haven, Lot 31, Queens County, Province of Prince Edward Island, being acquired from Melbourne Gass of Charlottetown, Prince Edward Island.

EC2016-399**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CLARK'S LIFE GUARD SERVICES 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 Clark's Lifeguard Services Limited of Covehead, Prince Edward Island to acquire a land holding of approximately eight decimal zero nine (8.09) acres of land at West Covehead, Lot 34, Queens County, Province of Prince Edward Island, being acquired from Kimberly Watson of Calgary, Alberta.

EC2016-400**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
EASTERN FARMS 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 Eastern Farms Ltd. of Vernon Bridge, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to two hundred and sixty (260) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Eastern Farms 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.

EC2016-401**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EASTERN 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 Eastern Farms Ltd. of Vernon Bridge, Prince Edward Island to acquire a land holding of approximately five hundred and nine decimal three seven (509.37) acres of land at Mount Mellick and Vernon River, Lot 49; Lyndale, Lot 57; and Bellevue, Lot 58, Queens County, Province of Prince Edward Island, being acquired from Hayden Produce Inc. of Vernon Bridge, 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.

EC2016-402**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EASTERN 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 Eastern Farms Ltd. of Vernon Bridge, Prince Edward Island to acquire a land holding of approximately seventy-four (74) acres of land at Mount Mellick, Lot 49, Queens County, Province of Prince Edward Island, being acquired from Phyllis Hayden and Amy Hayden, both of Vernon Bridge, 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.

EC2016-403**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EASTERN 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 Eastern Farms Ltd. of Vernon Bridge, Prince Edward Island to acquire a land holding of approximately one hundred and fifty (150) acres of land at Bellevue, Lot 58, Queens County, Province of Prince Edward Island, being acquired from Phyllis Hayden, of Vernon Bridge, 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.

EC2016-404**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EASTERN 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 Eastern Farms Ltd. of Vernon Bridge, Prince Edward Island to acquire a land holding of approximately seventy decimal two four (70.24) acres of land at Mount Mellick, Lots 49 and 50, Queens County, Province of Prince Edward Island, being acquired from Dean Hayden of Vernon Bridge, Prince Edward Island PROVIDED THAT the portion of the said real property that has not received planning approval, being approximately fifty-two (52) acres, is identified for non-development use, pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2016-405**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EASTERN 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 Eastern Farms Ltd. of Vernon Bridge, Prince Edward Island to acquire a land holding of approximately one hundred and forty-nine (149) acres of land at Valleyfield and Head of Montague, Lot 57, Queens County, Province of Prince Edward Island, being acquired from John Hayden of Vernon Bridge, 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.

EC2016-406

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
GORRILL PRODUCE 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 Gorrill Produce Ltd. of O'Leary, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to ninety-five (95) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Gorrill Produce 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.

EC2016-407

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
HICKEY FARMS LIMITED
(TO RESCIND)**

Council, having under consideration Order-in-Council EC2013-399 of May 28, 2013, rescinded the said Order forthwith, thus rescinding permission for Hickey Farms Limited of Darnley, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to nine hundred (900) acres of land as part of the said corporation's aggregate land holdings.

EC2016-408

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
HICKEY FARMS LIMITED
(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 Hickey Farms Limited of Kensington, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to one thousand six hundred (1,600) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Hickey Farms Limited 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.

EC2016-409**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
RED SOIL ORGANICS
(TO RESCIND)**

Council, having under consideration Order-in-Council EC2012-302 of May 29, 2012, rescinded the said Order forthwith, thus rescinding permission for Red Soil Organics of North Wiltshire, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to four hundred and thirty-eight (438) acres of land as part of the said corporation's aggregate land holdings.

EC2016-410**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
RED SOIL ORGANICS INC.
(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 Red Soil Organics Inc. of North Wiltshire, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to four hundred and thirty-eight (438) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Red Soil Organics Inc. 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.

EC2016-411**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
RED SOIL ORGANICS 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 Red Soil Organics Inc. of North Wiltshire, Prince Edward Island to acquire a land holding of approximately fourteen decimal four five (14.45) acres of land at Greenvale, Lot 23, Queens County, Province of Prince Edward Island, being acquired from Eddy Dykerman, of North Milton, 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 Red Soil Organics Inc. and on all successors in title.

EC2016-412

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SPRING VALLEY 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 Spring Valley Farms Ltd. of Kensington, Prince Edward Island to acquire a land holding of approximately twenty-six decimal six five (26.65) acres of land at Burlington, Lot 20, Queens County, Province of Prince Edward Island, being acquired from Gerald J.A. Morneau and Mary G. Cameron Morneau, 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.

EC2016-413

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SUNBREEZE 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 Sunbreeze Inc. of Winsloe, Prince Edward Island to acquire a land holding of approximately one decimal eight (1.8) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Double Green Enterprises Inc. of South Winsloe, Prince Edward Island.

EC2016-414

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SUNBREEZE 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 Sunbreeze Inc. of Winsloe, Prince Edward Island to acquire a land holding of approximately three decimal two three (3.23) acres of land at Fortune Bridge, Lot 43, Kings County, Province of Prince Edward Island, being acquired from Gregg Francis of Charlottetown, Prince Edward Island.

EC2016-415

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SUNBREEZE 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 Sunbreeze Inc. of Winsloe, Prince Edward Island to acquire a land holding of approximately two decimal six seven (2.67) acres of land at Elliotvale, Lot 49, Queens County, Province of Prince Edward Island, being acquired from Richard R. Gill and Elizabeth A. Gill, both of Mount Stewart, Prince Edward Island.

EC2016-416

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SUNBREEZE 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 Sunbreeze Inc. of Winsloe, Prince Edward Island to acquire a land holding of approximately two decimal three one (2.31) acres of land at New Haven, Lot 31, Queens County, Province of Prince Edward Island, being acquired from Ronald W. MacKinley and James J. MacKinley, both of Cornwall, Prince Edward Island.

EC2016-417

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
SPRING VALLEY FARMS LTD.
(TO RESCIND)**

Council, having under consideration Order-in-Council EC2015-164 of March 18, 2015, rescinded the said Order forthwith, thus rescinding permission for Spring Valley Farms Ltd. of Spring Valley, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to one thousand, seven hundred and eighty (1,780) acres of land as part of the said corporation's aggregate land holdings.

EC2016-418**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
SPRING VALLEY FARMS 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 Spring Valley Farms Ltd. of Spring Valley, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to one thousand, seven hundred and sixty-one (1,761) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Spring Valley Farms 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.

EC2016-419**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 399931, LOT 48, 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 twenty-nine (29) acres of land, being Provincial Property No. 399931 located at Bethel, Lot 48, Queens County, Prince Edward Island and currently owned by 8295794 Canada Inc. of Charlottetown, Prince Edward Island.

Council noted that this amendment will enable subdivision of three (3) lots, each approximately two (2) acres in size, 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 June 28, 2016.

EC2016-420

**PLANNING ACT
SUBDIVISION AND DEVELOPMENT REGULATIONS
AMENDMENT**

Pursuant to sections 8 and 8.1 of the *Planning Act* R.S.P.E.I. 1988, Cap. P-8, Council made the following regulations:

1. Section 68 of the *Planning Act* Subdivision and Development Regulations (EC693/00) is amended by the revocation of Table 12 – Fees and the substitution of the following:

TABLE 12 - FEES	
Type of Use/Application	Fee
RESIDENTIAL DEVELOPMENT	
New/Additions/Moving/Accessory	\$0.20 per sq. ft./ 0.09 sq. m. (Min. \$50)
INDUSTRIAL-COMMERCIAL-INSTITUTIONAL and RECREATIONAL DEVELOPMENT	
Less than 250 sq. ft./0.09 sq. m.	\$50
250 sq. ft./23.2 sq. m. or greater but less than 10,000 sq. ft./ 929 sq. m.	\$0.25 per sq. ft./ 0.09 sq. m.
10,000 sq. ft./929 sq. m. or greater	\$2,500
AGRICULTURAL DEVELOPMENT	
New/Additions/Renovations	\$0.20 per sq. ft./ 0.09 sq. m. (\$500 Max.)
SUBDIVISION OF LAND	
One or more lots or changes of use	\$110 for the first lot plus \$55 for each additional lot
Preliminary approval extensions	\$30
WIND ENERGY SYSTEMS	
Capacity of 1-20kw	\$100
Capacity of greater than 20kw but less than 50kw	\$200
Capacity of 50kw or greater but less than 100kw	\$300
Capacity of 100kw or greater	\$1,100
GENERAL	
Campground/Mobile Home Park	\$220
Travel Trailer as Primary/Accessory Use on a Lot	\$220
Permit/Approval After-the-Fact	Double the Fee (Min. \$100)

2. These regulations come into force on July 9, 2016.

EXPLANATORY NOTES

SECTION 1 revokes and replaces Table 12 – Fees in section 68 of the regulations to increase application and development permit fees related to the *Planning Act*. It also revises the Table to be easier to use and understand, by classifying developments and permits for fee purposes under headings such as “Residential Development”, “Agricultural Development” and “Subdivision of Land”, including matching the wording used in the *National Building Code* by using “Industrial-Commercial-Institutional Development” in the heading for those types of developments.

Specifically the changes to the fees are:

- The fee for residential development is being changed from \$0.15 per sq. ft./0.09 sq. m. to \$0.20, per sq. ft./0.09 sq. m., and the minimum fee increased from \$30 to \$50;
- The fees for industrial/commercial/institutional/recreational development are being changed as follows:
 - less than 250 sq. ft./23.2 sq. m. - changed from \$30 to \$50,
 - 250 sq. ft./23.2 sq. m. or greater but less than 10,000 sq. ft./929 sq. m. - changed from \$0.15 per sq. ft. (0.09 sq. m.) to \$0.25 per sq. ft. (0.09 sq. m.),
 - 10,000 sq. ft./929 sq. m. or greater – changed from \$1,100 to \$2,500.
- The fee for a travel trailer as a primary or accessory use on a lot is being changed from \$110 to \$220.
- A new fee for a permit or approval after-the-fact is added. It will be double the original fee, and be a minimum of \$100.
- Fees for agricultural development, wind energy systems, campgrounds and mobile home parks have not been changed.

SECTION 2 provides for the commencement of these regulations.

EC2016-421

PLEBISCITES ACT PROVINCIAL PLEBISCITE RE PRINCE EDWARD ISLAND’S PROVINCIAL ELECTORAL SYSTEM

Pursuant to subsections 1(2) and 6(1) of the *Plebiscites Act* R.S.P.E.I. 1988, Cap. P-10, Council determined that an expression of opinion of the persons qualified to vote as set out below is desirable with respect to Prince Edward Island’s provincial electoral system, as set out in the recommendations of the Special Committee on Democratic Renewal (“the Committee”) in the First Report of the Second Session Sixty-fifth General Assembly entitled “Recommendations in Response to The White Paper on Democratic Renewal - A Plebiscite Question”, and hereby directs that

- a provincial plebiscite be had and taken commencing at 12 noon., Saturday, October 29, 2016, and ending at 7 p.m., Monday, November 7, 2016, of persons, including persons aged 16 and 17, who meet the qualifications and requirements to vote as prescribed by regulation;

- the question at the plebiscite be:

Rank the following electoral system options in your order of preference, 1 through 5 (with “1” being your most preferred and “5” being your least preferred):

_____ Dual Member Proportional Representation

_____ First-past-the-post (the current system)

- _____ First-past-the-post Plus Leaders
- _____ Mixed Member Proportional Representation
- _____ Preferential Voting;

- the voters at the plebiscite be free to rank as many, or as few, of the five electoral system options as they wish;
- electronic voting be utilized as recommended by the Committee in its report; and
- the Chief Electoral Officer supervise and conduct the plebiscite using the processes, procedures, technology and equipment necessary for the taking of the vote in accordance with this order and as prescribed by regulations.

EC2016-422

**PLEBISCITES ACT
PROVINCIAL ELECTORAL SYSTEM PLEBISCITE
REGULATIONS**

Pursuant to section 5 and subsection 6(2) of the *Plebiscites Act* R.S.P.E.I. 1988, Cap. P-10, Council made the following regulations:

- 1. In these regulations,**
- | | Definitions |
|--|----------------------------|
| (a) “alternative voting” means voting by Internet or telephone; | alternative voting |
| (b) “alternative voting period” means the period of time set out in subsection 7(1); | alternative voting period |
| (c) “ballot” means an Internet ballot, paper ballot or telephone ballot; | ballot |
| (d) “Chief Electoral Officer” means the Chief Electoral Officer appointed under the <i>Election Act</i> R.S.P.E.I. 1988, Cap. E 1-1; | Chief Electoral Officer |
| (e) “election officer” means an election officer within the meaning of the <i>Election Act</i> ; | election officer |
| (f) “Internet ballot” means a ballot in digital image that includes all the voting choices available to an elector at the plebiscite and the spaces in which an elector may mark a vote electronically; | Internet ballot |
| (g) “paper ballot” has the same meaning as “ballot” in the <i>Election Act</i> ; | paper ballot |
| (h) “PIN” means the personal identification number issued to an elector under subsection 5(3); | PIN |
| (i) “Register of Electors” means the Register of Electors established and maintained pursuant to the <i>Election Act</i> and revised pursuant to these regulations; | Register of Electors |
| (j) “registered elector” means an elector whose name is recorded in the Register of Electors; | registered elector |
| (k) “rejected ballot” means a paper ballot that is rejected pursuant to subsection 14(3); | rejected ballot |
| (l) “special voting opportunity” means the opportunity to vote by paper ballot; | special voting opportunity |
| (m) “system” means the technology, including software, that <ul style="list-style-type: none"> (i) confirms the eligibility of a registered elector, (ii) records and counts votes, and (iii) processes and stores the results of voting; | system |
| (n) “system election officer” means a person who <ul style="list-style-type: none"> (i) maintains, monitors or audits the system, and (ii) has access to the system beyond the access necessary to vote by alternative voting; | system election officer |

- (o) “telephone ballot” means a set of audio instructions that describes all the voting choices available to an elector at the plebiscite and includes a direction to electors to mark their ballots by depressing numbers on the touch-tone keypad of a telephone. telephone ballot
- 2.** These regulations apply to the plebiscite to be held concerning the system for election of the members of the Legislative Assembly, in accordance with order in council EC2016-421. Application
- 3.** (1) An elector shall vote at the plebiscite by answering the following question: Approval or disapproval
- Rank the following electoral system options in your order of preference, 1 through 5 (with “1” being your most preferred and “5” being your least preferred):
- _____ Dual Member Proportional Representation
 - _____ First-past-the-post (the current system)
 - _____ First-past-the-post Plus Leaders
 - _____ Mixed Member Proportional Representation
 - _____ Preferential Voting
- (2) An elector may rank as many, or as few, of the electoral system options included in the plebiscite question as the elector wishes. Ranking
- 4.** (1) The Chief Electoral Officer shall have the conduct and supervision of the plebiscite and shall have the powers and duties of the Chief Electoral Officer under the *Election Act*. Chief Electoral Officer
- (2) The Chief Electoral Officer shall appoint such election officers and system election officers as the Chief Electoral Officer considers necessary for the purposes of the plebiscite. Idem
- 5.** (1) A person is an elector in respect of the plebiscite and, subject to these regulations, is entitled to vote at the plebiscite, if the person Electors
- (a) is 16 years of age, or will attain that age, on or before the last day of the alternative voting period;
 - (b) is a Canadian citizen, or will attain Canadian citizenship, on or before the last day of the alternative voting period; and
 - (c) has been ordinarily resident in the province within the meaning of section 22 or 23 of the Election Act for the six months immediately preceding the last day of the alternative voting period.
- (2) The following persons are not electors in respect of the plebiscite and are not entitled to vote at the plebiscite: Not electors
- (a) the Chief Electoral Officer;
 - (b) the Deputy Chief Electoral Officer.
- (3) Every person who is a registered elector as of the date determined by the Chief Electoral Officer shall be issued a PIN as directed by the Chief Electoral Officer. PINs
- 6.** (1) A person may vote at the plebiscite using alternative voting only if the person Requirements to be met in order to vote
- (a) is a registered elector;
 - (b) has been issued a PIN; and
 - (c) provides any proof of identity that the Chief Electoral Officer determines is necessary.
- (2) A person may vote at a special voting opportunity only if Idem
- (a) the person is a registered elector; and
 - (b) the person provides to the election officer in charge of the mobile poll or at the polling station, as the case may be, satisfactory proof of the person’s identity and residence, as directed by the Chief Electoral Officer.
- 7.** (1) The alternative voting period shall commence at 12 noon, Saturday, October 29, 2016, and end at 7 p.m., Monday, November 7, 2016. Alternative voting period
- (2) Special voting opportunities shall be provided during the alternative voting period Special voting opportunities
- (a) using mobile polls at locations, times and dates determined by the Chief Electoral Officer; and

- (b) at polling stations at the places, times and dates determined by the Chief Electoral Officer.
- (3) An elector may vote at the plebiscite only once. Vote one time only
- 8.** (1) Confirmation of electors shall not be carried out for the purpose of the plebiscite. No voter confirmation
- (2) The Register of Electors shall be revised for the purpose of the plebiscite. Register of Electors revised
- (3) Sections 24.1 and 24.12 of the *Election Act* apply with any necessary changes with respect to persons who may be or may become eligible to vote at the plebiscite and to the revision of the Register of Electors under subsection (2). Application of *Election Act*
- (4) The list of electors prepared for the purpose of the plebiscite shall not be made public or distributed for other purposes. List of electors not public
- 9.** (1) The Chief Electoral Officer shall cause notice of the plebiscite, the registration of electors and the voting methods to be published in one or more newspapers circulating in the province. Notice of plebiscite
- (2) The notice shall *Idem*
- (a) identify the alternative voting period by dates and times; and
- (b) inform the public
- (i) of the qualifications to be eligible to vote at the plebiscite,
- (ii) the date by which an elector is required to be registered in order to vote at the plebiscite,
- (iii) how and when a qualified person may register as an elector,
- (iv) that Internet voting and telephone voting are the methods of alternative voting available for the plebiscite,
- (v) that a person is required to be a registered elector and receive a PIN in order to vote at the plebiscite using alternative voting,
- (vi) of any proof of identity that a person is required to provide in order to vote at the plebiscite using alternative voting,
- (vii) that voting by paper ballot will be possible only at special voting opportunities,
- (viii) that proof of identity and residence will be required to vote at special voting opportunities, and
- (ix) where and when special voting opportunities at polling stations will be provided.
- (3) The notice may include any other information considered necessary by the Chief Electoral Officer. *Idem*
- 10.** The ballots shall identify the plebiscite question. Ballots
- 11.** (1) The system election officer shall ensure that the system has adequate security protocols to maintain the integrity of the alternative voting process. Security of system
- (2) The system shall permit a person who is in the process of alternative voting to complete the alternative voting process without losing the person's vote, if the person has begun the process of alternative voting prior to 7 p.m. on the last day of the alternative voting period and has completed the process within the period determined by the Chief Electoral Officer. Completion of voting process
- 12.** The Chief Electoral Officer shall cause an audit to be conducted to ensure the integrity of the alternative voting process. Audit
- 13.** No person shall have access to any voting results until after the end of the alternative voting period. Access to final results
- 14.** (1) Once the alternative voting period has ended, the system election officer shall cause the system to generate a count of the Internet ballots and the telephone ballots that were accepted during the alternative voting period. Count of ballots
- (2) The number of paper ballots, including any rejected ballots, that were accepted during special voting opportunities shall be added to the count generated under subsection (1), as directed by the Chief Electoral Officer, and the total number of ballots accepted shall be generated. *Idem*

- (3) Before the votes are counted, an election officer shall reject a paper ballot that is not marked for any of the options set out in the plebiscite question or that is so marked as to render it uncertain how the options have been ranked by the elector. Rejected ballot
- (4) Any votes shown on a rejected ballot shall not be included in the votes that are counted. *Idem*
- (5) The counting of the votes cast by alternative voting and by paper ballot and the determination and reporting of the results of the voting shall be done as directed by the Chief Electoral Officer. Vote count and results of voting
- 15.** No person shall make public or distribute any list indicating those who voted at the plebiscite. No public list of those who voted
- 16.** (1) No person shall apply to be included in the Register of Electors unless entitled to vote at the plebiscite. Offences
- (2) No person shall vote at the plebiscite unless the person's name appears on the Register of Electors. *Idem*
- (3) No person shall provide false information in order to be included in the Register of Electors or to vote at the plebiscite. *Idem*
- (4) No person shall vote more than once at the plebiscite. *Idem*
- (5) No person shall *Idem*
- (a) use another person's PIN to vote or access the system;
 - (b) take, seize or deprive an elector of his or her PIN; or
 - (c) sell, gift, transfer, assign or purchase a PIN.
- (6) No person shall *Idem*
- (a) interfere or attempt to interfere with an elector who is casting a ballot; or
 - (b) interfere or attempt to interfere with voting.
- (7) Any person who *Idem*
- (a) violates any provision of these regulations; or
 - (b) permits anything to be done in violation of any provision of these regulations,
- is guilty of an offence and is liable on summary conviction to a fine not exceeding \$2,000, imprisonment for a term not exceeding two years or to both fine and imprisonment. Penalties
- 17.** These regulations come into force on July 9, 2016. Commencement

EXPLANATORY NOTES

SECTION 1 defines terms used in the regulations.

SECTION 2 provides that the regulations apply to the plebiscite respecting the system of election for members of the Legislative Assembly.

SECTION 3 sets out the plebiscite question.

SECTION 4 provides that the Chief Electoral Officer has the administrative responsibility for the plebiscite.

SECTION 5 provides the qualifications for electors for the plebiscite.

SECTION 6 sets out the requirements that must be met in order to vote at the plebiscite, either by alternative voting methods or at special voting opportunities.

SECTION 7 sets out the dates and times for the alternative voting period and how the locations, dates and times are to be determined for special voting opportunities. It also provides that an elector may vote only once.

SECTION 8 provides for the preparation of the list of electors.

SECTION 9 sets out the requirements for notice respecting the matters related to the plebiscite.

SECTION 10 concerns the content of the ballots.

SECTIONS 11 and 12 set out requirements respecting the integrity of the alternative voting process.

SECTION 13 provides that voting results are not to be available until after the end of the voting.

SECTION 14 deals with the counting of the ballots and the votes and the reporting of the results of the voting.

SECTION 15 provides that the list of those who voted is not to be made public or distributed.

SECTION 16 sets out the offences and penalties for violations of the regulations.

SECTION 17 provides for the commencement of the regulations.

EC2016-423

PUBLIC HEALTH ACT RADIATION SAFETY REGULATIONS REVOCATION

Pursuant to section 72 of the *Public Health Act* R.S.P.E.I. 1988, Cap. P-30.1, Council made the following regulations:

- 1. The *Public Health Act* Radiation Safety Regulations (EC547/84) are revoked.**
- 2. These regulations come into force on August 1, 2016.**

EXPLANATORY NOTES

SECTION 1 revokes the Radiation Safety Regulations made under the *Public Health Act*.

SECTION 2 provides for the commencement of these regulations.

EC2016-424

AN ACT TO AMEND THE REAL PROPERTY ASSESSMENT ACT DECLARATION RE

Under authority of section 3 of *An Act to Amend the Real Property Assessment Act* Stats. P.E.I. 2016, c. 22 Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Real Property Assessment Act" to come into force effective July 9, 2016.

EC2016-425

**REAL PROPERTY ASSESSMENT ACT
REGULATIONS
AMENDMENT**

Pursuant to subsection 35(1) of the *Real Property Assessment Act* R.S.P.E.I. 1988, Cap. R-4, Council made the following regulations:

1. Subsection 4(1) of the *Real Property Assessment Act* Regulations (EC490/72) is revoked and the following substituted:

4. (1) For the purposes of subsection 19(1) of the Act, a correction of an error or omission in the assessment roll of a taxation year shall be made effective January 1 of the taxation year in which the error or omission is discovered and, where the correction would result in the property being assessed at an amount that is less than the amount at which it was assessed for either or both of the two taxation years immediately preceding the taxation year in which the error or omission was discovered, the correction shall also be made to the assessment roll for one or both of those taxation years, as applicable, effective January 1 of the taxation year.

Correction of errors and omissions

2. Subsection 8(1) of the regulations is revoked and the following substituted:

8. (1) The assessment roll is open to public inspection during regular office hours at the offices of the Real Property Assessment Office of the Department of Finance in Charlottetown.

Inspection of assessment roll

3. Section 9 of the regulations is revoked and the following substituted:

9. On or before the fifth business day in May of each year the Minister shall mail a notice of assessment for the current taxation year to every person in whose name a property is assessed pursuant to the Act.

Notice of assessment

4. These regulations come into force on July 9, 2016.

EXPLANATORY NOTES

SECTION 1 amends the regulations to provide that a correction to the assessment roll that will result in a higher assessed value will be made effective the taxation year in which the error or omission is discovered while a correction that will result in a lower assessed value will be made effective for that taxation year and the two previous taxation years.

SECTION 2 amends the regulations to correct a typographical error and to update the name of the Department of which the Real Property Assessment Office is part.

SECTION 3 amends the regulations so that the date when notices of assessment are sent will coordinate with the date that the notices of taxation are sent under regulations made pursuant to the *Real Property Tax Act*, as the two notices are sent together in one document.

SECTION 4 provides for the commencement of these regulations.

EC2016-426**AN ACT TO AMEND THE REAL PROPERTY TAX ACT
DECLARATION RE**

Under authority of section 3 of *An Act to Amend the Real Property Tax Act* Stats. P.E.I. 2016, c. 23 Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Real Property Tax Act" to come into force effective July 9, 2016.

EC2016-427**REAL PROPERTY TAX ACT
REGULATIONS
AMENDMENT**

Pursuant to subsection 43(1) of the *Real Property Tax Act* R.S.P.E.I. 1988, Cap. R-5, Council made the following regulations:

1. Subsection 4(1) of the *Real Property Tax Act* Regulations (EC512/72) is revoked and the following substituted:

4. (1) On or before the fifth business day in May of each year the Minister shall mail a notice of taxation for the current taxation year to every person in whose name a tax is levied pursuant to the Act. Notice of taxation

2. (1) Subsection 7(1) of the regulations is revoked and the following substituted:

7. (1) For the purposes of section 13 of the Act, a correction of an error or omission in the tax roll for a taxation year shall be made effective January 1 of the taxation year in which the error or omission is discovered and, where the correction would result in a corrected amount of property taxes that is less the property taxes that were levied against the property for either or both of the two taxation years immediately preceding the taxation year in which the error or omission was discovered, the correction shall also be made to the tax roll for one or both of those taxation years, as applicable, effective January 1 of the taxation year. Correction of errors and omissions

(2) Subsection 7(2) of the regulations is amended by the deletion of the words "subsection 13(1)" and the substitution of the words "section 13".

3. Clauses 18(c) and (d) of the regulations are revoked.**4. Section 26 of the regulations is revoked and the following substituted:**

26. Where, during a taxation year, a person qualifies as a resident person under clause 24(1)(a) or a corporation qualifies as a resident corporation under clause 24(1)(b) and, as a result, the person or the corporation becomes eligible under section 24 for the tax credit under section 5 of the Act, the tax credit shall be calculated on a pro-rated basis as follows: Tax credit

(a) from the date that the person or the corporation took ownership of the property to which the tax credit relates, if that date is on or after January 1 of the taxation year;

(b) from January 1 of the taxation year, if the date that the person or the corporation took ownership of the property to which the tax credit relates is before January 1 of the taxation year and the date that the person or the corporation took up residency in the province is on or after January 1 of the taxation year;

(c) from the later of the date that the person or the corporation took ownership of the property to which the tax credit relates and the date that the person or the corporation took up residency in the province, if both dates are before January 1 of the taxation year.

5. These regulations come into force on July 9, 2016.

EXPLANATORY NOTES

SECTION 1 amends the regulations so that the date when notices of taxation are sent will coordinate with the date that notices of assessment are sent under the *Real Property Assessment Act* Regulations, as the two notices are sent together in one document.

SECTION 2 replaces a provision of the regulations to provide that a correction to the tax roll that will result in a higher amount of property taxes will be made effective for the taxation year in which the error or omission is discovered while a correction that will result in a lower amount of property taxes will be made effective for that taxation year and the two previous taxation years. Section 2 also updates a cross reference to section 13 of the Act.

SECTION 3 revokes out-of-date clauses in the section of the regulations pertaining to the order in which tax payments are allocated. These clauses reference unpaid tax levies of school districts. There are no longer any school districts and there are no unpaid tax levies of school districts still outstanding.

SECTION 4 amends the regulations with respect to the tax credit for residents to deal with confusion over the commencement date of the tax credit. The amendment provides for the tax credit to commence from the date of ownership of the property or the date of taking up residency in the province, depending on when those events occur.

SECTION 5 provides for the commencement of these regulations.

EC2016-428

REAL PROPERTY TRANSFER TAX ACT GENERAL REGULATIONS AMENDMENT

Pursuant to section 5.1 of the *Real Property Transfer Tax Act* R.S.P.E.I. 1988, Cap. R-5.1, Council made the following regulations:

1. Section 3 of the *Real Property Transfer Tax Act* General Regulations (EC21/07) is revoked.

2. These regulations come into force on October 1, 2016.

EXPLANATORY NOTES

SECTION 1 amends the regulations to remove the reference to a maximum dollar amount for the purpose of subsection 5(2) of the *Real Property Transfer Tax Act*, as subsection 5(2) of the Act has been amended, effective October 1, 2016, to no longer refer to a maximum dollar amount prescribed by the regulations.

SECTION 2 provides for the commencement of these regulations on October 1, 2016.

EC2016-429**HOSPITALS ACT
HOSPITAL MANAGEMENT REGULATIONS
AMENDMENT**

Pursuant to section 11 of the *Hospitals Act* R.S.P.E.I. 1988, Cap. H-10.1, Council made the following regulations:

1. Subsection 20(3) of the *Hospitals Act* Hospital Management Regulations (EC49/11) is amended by the addition of the following after clause (e):

(e.1) the Minister or a person authorized by the Minister for the purpose of assessing or responding to a risk of harm to the patient to whom the health record relates or another person;

2. These regulations come into force on July 9, 2016.

EXPLANATORY NOTES

SECTION 1 adds a provision that allows the Minister or a person authorized by the Minister to review, receive information from, or reproduce and retain a copy of a health record for the purpose of assessing or responding to a risk of harm to the patient to whom the health record relates or another person.

SECTION 2 provides for the commencement of these regulations.