EXECUTIVE COUNCIL __________________________________ 26 SEPTEMBER 2017

**EC2017-549**

ADVISORY COUNCIL ON THE STATUS OF WOMEN ACT
ADVISORY COUNCIL ON THE STATUS OF WOMEN
APPOINTMENT

Pursuant to section 5 of the *Advisory Council on the Status of Women Act* R.S.P.E.I. 1988, Cap. A-6 Council made the following appointment:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM OF APPOINTMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yvonne Deagle</td>
<td>9 September 2017</td>
</tr>
<tr>
<td>Miminegash (reappointed)</td>
<td>to 9 September 2019</td>
</tr>
</tbody>
</table>

Further and in accordance with section 7 of the Act, Council reappointed Yvonne Deagle as vice-chairperson of the Advisory Council.

**EC2017-550**

ARCHIVES AND RECORDS ACT
PUBLIC RECORDS COMMITTEE
APPOINTMENT

Pursuant to clause 13(1)(e) of the *Archives and Records Act* R.S.P.E.I. 1988, Cap. A-19.1 Council made the following appointment:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM OF APPOINTMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Simon Lloyd</td>
<td>29 March 2017</td>
</tr>
<tr>
<td>Charlottetown (reappointed)</td>
<td>to 29 March 2020</td>
</tr>
</tbody>
</table>

**EC2017-551**

CREDIT UNIONS ACT
CREDIT UNION DEPOSIT INSURANCE CORPORATION
BOARD OF DIRECTORS
APPOINTMENT

Pursuant to clause 162(1)(b) of the *Credit Unions Act* R.S.P.E.I. 1988, Cap. C-29.1, Council made the following appointment:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM OF APPOINTMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ellen Locke Doiron</td>
<td>24 July 2016</td>
</tr>
<tr>
<td>Charlottetown (reappointed)</td>
<td>to 31 July 2019</td>
</tr>
</tbody>
</table>
**EC2017-552**

EMPLOYMENT DEVELOPMENT AGENCY ACT
PRINCE EDWARD ISLAND
EMPLOYMENT DEVELOPMENT AGENCY
BOARD OF DIRECTORS

APPOINTMENTS

Pursuant to subsection 3(1) of the Employment Development Agency Act R.S.P.E.I. 1988, Cap. E-6.02, Council made the following appointments:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM OF APPOINTMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Deputy Minister Family and Human Services</td>
<td>26 September 2017 to 26 September 2020</td>
</tr>
<tr>
<td>Deputy Minister Rural and Regional Development</td>
<td>26 September 2017 to 26 September 2020</td>
</tr>
<tr>
<td>Deputy Minister Workforce and Advanced Learning</td>
<td>26 September 2017 to 26 September 2020</td>
</tr>
</tbody>
</table>

Further, Council designated the Deputy Minister of Rural and Regional Development as chairperson of the Board for the duration of his term in accordance with subsection 3(2) of the Act and appointed the Director of Rural and Regional Development to serve at pleasure as Executive Director of the Agency in accordance with section 8 of the Act.


**EC2017-553**

EXECUTIVE COUNCIL ACT
MINISTER OF COMMUNITIES, LAND AND ENVIRONMENT

AUTHORITY TO ENTER INTO AN AGREEMENT
(CONTRIBUTION AGREEMENT
RE: HABITAT STEWARDSHIP PROGRAM
FOR SPECIES AT RISK)
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 Communities, Land and Environment to enter into an agreement with the Government of Canada, as represented by the Minister of the Environment and Climate Change, for funding towards a project to protect important bat habitat on Prince Edward Island, for the period from the date of signing to March 31, 2019, such as more particularly described in the draft agreement.
EC2017-554

FATHERS OF CONFEDERATION BUILDINGS ACT
FATHERS OF CONFEDERATION BUILDINGS TRUST
APPOINTMENTS

Pursuant to section 3 of the Fathers of Confederation Buildings Act R.S.P.E.I. 1988, Cap. F-6 Council made the following appointments:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM OF APPOINTMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alex MacBeath</td>
<td>26 September 2017 to 30 September 2020</td>
</tr>
<tr>
<td>Pamela Williams, Q.C.</td>
<td>26 September 2017 to 30 September 2020</td>
</tr>
</tbody>
</table>

EC2017-555

AN ACT TO AMEND THE HIGHWAY TRAFFIC ACT (NO. 3)
DECLARATION RE


EC2017-556

HIGHWAY TRAFFIC ACT
DEMERIT POINT SYSTEM REGULATIONS
AMENDMENT

Pursuant to section 284 of the Highway Traffic Act R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

1. The Schedule to the Highway Traffic Act Demerit Point System Regulations (EC1216/80) is amended by the addition of the following after item 10:

| 10.1 | Section 155.1(1) of the Highway Traffic Act | 3 | Passing bicycle without leaving required distance |

2. These regulations come into force on October 7, 2017.

EXPLANATORY NOTES

SECTION 1 assigns 3 demerit points to the offence of passing a bicycle without leaving the distance required by subsection 155.1(1) of the Highway Traffic Act.

SECTION 2 provides for the commencement of these regulations.
Pursuant to subsection 10(3) of the Housing Corporation Act R.S.P.E.I. 1988, Cap. H-11.1 Council made the following appointments:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM OF APPOINTMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Michael King</td>
<td>21 June 2016 to 21 June 2021</td>
</tr>
<tr>
<td>as member and chair</td>
<td></td>
</tr>
<tr>
<td>Leslye Albert</td>
<td>21 June 2017 to 21 June 2021</td>
</tr>
<tr>
<td>as member and vice-chairperson</td>
<td></td>
</tr>
<tr>
<td>Kramer Gallant</td>
<td>26 September 2017 to 26 September 2020</td>
</tr>
<tr>
<td>Grant Milligan</td>
<td>26 September 2017 to 26 September 2020</td>
</tr>
<tr>
<td>John Perry</td>
<td>21 June 2017 to 21 June 2021</td>
</tr>
<tr>
<td>Sherri Pridham</td>
<td>26 September 2017 to 26 September 2020</td>
</tr>
</tbody>
</table>

Pursuant to subsection 10(3) of the Housing Corporation Act R.S.P.E.I. 1988, Cap. H-11.1 Council made the following appointments:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM OF APPOINTMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Don MacRae</td>
<td>21 June 2015 to 21 June 2021</td>
</tr>
<tr>
<td>as member and chairperson</td>
<td></td>
</tr>
<tr>
<td>Charlottetown</td>
<td></td>
</tr>
</tbody>
</table>
EXECUTIVE COUNCIL __________________________ 26 SEPTEMBER 2017

as member and vice-chairperson

<table>
<thead>
<tr>
<th>Name</th>
<th>Term of Appointment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gail MacDonald</td>
<td>21 June 2017 to 21 June 2020</td>
</tr>
<tr>
<td>Dorothy Arsenault</td>
<td>21 June 2016 to 21 June 2019</td>
</tr>
<tr>
<td>Carl Lafford</td>
<td>21 June 2017 to 21 June 2019</td>
</tr>
<tr>
<td>Maurice McCabe</td>
<td>21 June 2013 to 21 June 2019</td>
</tr>
<tr>
<td>Hubert McIsaac</td>
<td>21 June 2013 to 21 June 2019</td>
</tr>
<tr>
<td>Roberta Smith</td>
<td>21 June 2016 to 21 June 2019</td>
</tr>
<tr>
<td>Kathleen Trainor</td>
<td>21 June 2016 to 21 June 2019</td>
</tr>
</tbody>
</table>

Pursuant to subsection 10(3) of the Housing Corporation Act R.S.P.E.I. 1988, Cap. H-11.1 Council made the following appointments:

<table>
<thead>
<tr>
<th>Name</th>
<th>Term of Appointment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Darlene MacSwain</td>
<td>21 June 2016 to 21 June 2019</td>
</tr>
<tr>
<td>Paul Collins</td>
<td>21 June 2017 to 21 June 2020</td>
</tr>
</tbody>
</table>
as members

Heather Kemp  Montague  21 June 2017
(reappointed)  to  21 June 2020

Niall MacKay  Montague  26 September 2017
(vice Hughie Graham, deceased)  to  26 September 2020

Wayne Spin  Montague  21 June 2013
(reappointed)  to  21 June 2019

Nathalie Vendrys  Montague  26 September 2017
(vice Flora Martin, term expired)  to  26 September 2020

**EC2017-560**

**HOUSING CORPORATION ACT**

**TIGNISH HOUSING AUTHORITY**

**APPOINTMENT**

Pursuant to subsection 10(3) of the *Housing Corporation Act* R.S.P.E.I. 1988, Cap. H-11.1 Council made the following appointment:

**NAME**

**TERM OF APPOINTMENT**

as member

Neil LeClair  Tignish  26 September 2017
(vice Paul Gerard Gaudet, term expired)  to  26 September 2020

**EC2017-561**

**PRINCE EDWARD ISLAND LANDS PROTECTION ACT**

**FORMS REGULATIONS**

**AMENDMENT**

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

1. (1) Forms 1 and 2 of the Forms Regulations (EC219/96) are revoked and Forms 1 and 2 as set out in the Schedule to these regulations are substituted.

   (2) Form 8A of the regulations is revoked and Form 8A as set out in the Schedule to these regulations is substituted.

2. These regulations come into force on October 7, 2017.
### SCHEDULE

**FORM 1**

APPLICATION BY OR ON BEHALF OF A NON-RESIDENT PURSUANT TO SECTION 4 OF THE PRINCE EDWARD ISLAND LANDS PROTECTION ACT (the "ACT")

Note: Multiple parcels may be included on a single application form provided the transaction is between the same purchaser(s) and vendor(s). However, questions #11-18 must be answered for each parcel individually (attach a schedule if necessary).

1. Applicant’s name: .............................................................................................................

2. Applicant’s permanent address: ........................................................................................

   Number and Street Name (PO Box not acceptable)

   City/Town/Community Province Postal Code Telephone Email Address

3. Present land owner’s name: .............................................................................................

4. Present land owner’s permanent address: ........................................................................

5. Vendor’s name, if different than present land owner: .......................................................

6. Vendor’s permanent address: ..........................................................................................

7. Approximate date of acquisition by the present land owner: ...........................................

8. Type of transaction (check one):
   (a) purchase …… (b) transfer …… (c) gift …… (d) bequest …… (e) lease ........................
   (f) other (specify) ......................................................................................................................

9. Agreed purchase price: ......................................................................................................

10. If the interest is being acquired by lease: Total value of the lease $................................

    Lease term: .....................................years

<table>
<thead>
<tr>
<th>Parcel Number</th>
<th>Acreage</th>
<th>Arable Land</th>
<th>Non-Arable Land</th>
<th>Total Community</th>
<th>Township or Lot Number</th>
<th>County</th>
<th>Shore frontage (feet)</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a)</td>
<td></td>
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<td></td>
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<td></td>
<td></td>
</tr>
</tbody>
</table>

11. Are there buildings located on the parcel? …………. if yes, describe the buildings or other structures: ………….

12. State the present non-arable land acreage breakdown of each parcel separately:
   (a) pasture .......  (b) woodland .........  (c) marsh .........  (d) vacant/clear ...........
   (e) other (specify) ..................................................................................................................

13. State the intended use of each parcel separately:
   (a) principal residence ..........  (b) seasonal residence ........................
   (c) agriculture ...........  (d) forestry .............  (e) commercial ..........
   (f) industrial ...........  (g) subdivision of lots ......(h) other (specify) ............................

14. If the applicant intends to become a resident person as defined in the Act, complete a statutory declaration (Appendix 1) signed by each applicant stating the date the applicant will commence to maintain his principal residence, as defined in the Act, and stating unequivocally that the applicant will become a permanent resident of the Province of Prince Edward Island no later than a date, which must be specified in the declaration.

15. If the intended use is ‘subdivision of lots’, indicate whether a subdivision application has been filed and/or approved by the Department of Communities, Land and Environment. If so, provide a copy of the letter granting preliminary approval and a sketch showing the proposed subdivision or the approved subdivision plan.

16. Has each parcel been used for agriculture in the last five years? ……………………

17. In accordance with subsection 9(1) of the Act, the Lieutenant Governor in Council may impose such conditions on a permit issued under section 4 or 5 of the Act as the Lieutenant Governor in Council may consider expedient, including a condition that the land not be subdivided or that the land be identified for non-development use pursuant to the Land Identification Regulations made under the Act. Land identified for non-development use cannot be further subdivided or used for commercial or industrial purposes. (Refer to subsection 9(1) of the Act.) Land cannot be identified for non-development use if:
(a) the parcel is located in a community that has an official plan;
(b) the parcel is less than five (5) acres in size and has less than 165 feet of shore frontage;
(c) planning approval has been granted for development of the entire parcel.

If Executive Council imposes one or more conditions pursuant to subsection 9(1) of the Act, are you prepared to complete the transaction? If no, state reasons: ............................................................................

20. State the parcel number, arable land acreage and non-arable land acreage of each parcel of land in the province in which the applicant and his minor children hold an interest, including land held by way of lease. (Attach separate sheet if necessary):

2 The Act excludes any parcel of land of one acre or less that is situated within the boundaries of a municipality with an official plan approved by the Minister under the Planning Act R.S.P.E.I. 1988, Cap. P-8.

21. For any corporation owning or leasing land within the province in which the applicant or his minor children hold more than 5% of the shares as defined in clause 1(1)(i) of the Act (see below), provide on a separate sheet and attach:

(a) the name and permanent address of the corporation;
(b) the total number of shares held by the corporation;
(c) the total number of shares held by the applicant and the applicant’s minor children; and
(d) the parcel number, arable land acreage and non-arable land acreage of each parcel of land in the province now owned, leased in or leased out by the corporation.

22. With respect to trusts, provide on a separate sheet and attach:

(a) the names and land holdings, including parcel numbers and acreages of the trustee(s) of the trust;
(b) if the trust is non-discretionary, the names and land holdings, including parcel numbers and acreages, of the beneficiaries of the trust; or
(c) if the trust is discretionary, file:
   (i) a copy of the trust agreement,
   (ii) an affidavit which contains, or has attached as a schedule, the sections of the trust agreement that grants the discretion to the trustee(s), or
   (iii) a legal opinion signed by a solicitor licensed to practice law in Prince Edward Island confirming the trust indiscretionary.

23. Details of advertising of the land on the local real estate market may be required. Refer to the Administrative Guidelines for Advertising Land for more information. Where applicable, provide the response to one of the following:

(a) If the parcel was listed through a local real estate company, state the following:
   (i) real estate company:
   (ii) Was a for sale sign displayed on each parcel? If not, provide reason: ........................................
   (iii) date the listing agreement began: .........................................................................................
   (iv) date the listing agreement expires or expired: ........................................................................
   (v) list price: .................................................................................................................................

(b) If the parcel was not listed with a local real estate company, explain how the parcel was suitably advertised as outlined in the Administrative Guidelines for Advertising Land. Also, provide details of any interest expressed by residents of the province, including offers that were made and the reasons that those offers were not accepted: ............................................................................

(c) If the parcel was not suitably advertised, provide a submission explaining why the advertising requirements should be waived: ............................................................................

24. State any other circumstances that are relevant:

DECLARATION

25. I hereby certify that this application is complete and that the information herein, and attached hereto, is true and correct in all respects. I further certify that I am authorized to sign this application.

26. Upon request, I undertake to provide such further information as may be reasonably required by the Commission or Executive Council in the processing of this application.

.................................................................  .................................................................
Signature of applicant or attorney Date

.................................................................  .................................................................
Name of signatory (please print) Address

.................................................................  .................................................................
Title - Indicate if acting as attorney Email Address

.................................................................
Telephone

ATTACH: (a) a legal description of the parcel(s) to be acquired;
(b) a GeoLine map showing the parcel(s) to be acquired outlined in red;
(c) a statutory declaration [Appendix I] when applicable; and
EXECUTIVE COUNCIL __________________________ 26 SEPTEMBER 2017

(d) a cheque made payable to the Island Regulatory and Appeals Commission when applicable.

Refer to the Fees Regulations or contact the Island Regulatory and Appeals Commission to determine the applicable fee.

RETURN COMPLETED FORM TO:
The Island Regulatory and Appeals Commission
Suite 501 - 134 Kent Street
P.O. Box 577 Charlottetown PE  C1A 7L1
Telephone: (902) 892-3501 or 1-800-501-6268 (Toll Free in PEI and NS)
Fax: (902) 566-4076
Website: www.irac.pe.ca

Appendix 1

STATUTORY DECLARATION OF A PERSON WHO INTENDS TO BECOME A RESIDENT PERSON OF PRINCE EDWARD ISLAND

This statutory declaration must be completed as part of an application filed by a non-resident who has indicated he intends to relocate to the province (Question 14).

Subsection 1(1.01) of the Act states:
(1.01) For the purposes of this Act, a person is a resident person if the person
(a) is
(i) a Canadian citizen, or
(ii) a permanent resident within the meaning of the Immigration and Refugee Protection Act (Canada); and
(b) has resided and maintained the person’s principal residence in the province for not less than three hundred and sixty-five days during the twenty-four month period immediately preceding the date of acquisition of a land holding.

Clause 1(1)(k) of the Act defines “principal residence” as “the usual place where a person makes his or her home”.

C A N A D A
PROVINCE OF PRINCE EDWARD ISLAND
IN THE MATTER of the purchase of a parcel(s) at
…………………………, in …………County, Province of Prince Edward Island

STATUTORY DECLARATION

I, …………………………………. of …………………………......, ..................................
(Applicant’s name)                            (City/Town/Community)              (Province/State)
do solemnly declare:
1. TH A T I have entered into an Agreement of Purchase and Sale with …………………
   (Vendor’s name)
to purchase a parcel(s) of land in …………………………….. in ……………….County, Province of Prince Edward Island.
2. TH A T our scheduled closing date for the purchase of the parcel(s)
is……………………………………………………………………………………………………;
   (Date of closing)
3. A. TH A T I will be relocating to become a permanent resident of the Province of
   Prince Edward Island on or before………………………………………..; or
   (Date of arrival)
B. TH A T I have already relocated to become a permanent resident of the Province
   of Prince Edward Island on……………………………………………………………………
4. TH A T I make this solemn declaration conscientiously believing it to be true, and
   knowing that it is of the same force and effect as if made under oath by virtue of the
   Canada Evidence Act.

DECLARE before me at …………………………………
   (City/Town)
……………………………………………………………………, this
   (Province/State)
……………………………………………………………………, day of …………. in the year 20…..
   (APPLICANT’S
   SIGNATURE)
……………………………………………………………………,
   (Province/State)
A NOTARY PUBLIC IN AND FOR
……………………………………………………………………;

Information on this Form is collected pursuant to the Lands Protection Act and will be used by the Commission in the administration of the said Act. For additional information, contact the Commission at (902) 892-3501 or by email at info@irac.pe.ca.
FORM 2
APPLICATION BY OR ON BEHALF OF A CORPORATION PURSUANT TO
SECTION 5 OF THE PRINCE EDWARD ISLAND LANDS PROTECTION ACT (the
"ACT")

NOTE: Multiple parcels may be included on a single application form provided
the transaction is between the same purchaser(s) and vendor(s). However, questions
#13-19 must be answered for each parcel individually (attach a schedule if necessary).

1. Applicant corporation’s name: ..........................................................................................

2. Place of incorporation: .................................................................................................

3. Applicant corporation’s registered permanent address: ...................................................

4. Number and Street Name: ............................................................................................

5. City/Town/Community: ...............................................................................................,
Province: ....................................................... Postal Code: ........................................ Telephone: ................................ Email Address: ...........................................

6. Type of business in which corporation is engaged: .........................................................

7. Present land owner’s name: ..........................................................................................

8. Present land owner’s permanent address: ......................................................................

9. Vendor’s name, if different than present landowner: ....................................................

10. Vendor’s permanent address: ......................................................................................

11. Approximate date of acquisition by the present landowner: ____________________________

12. Type of transaction (check one):
(a) purchase ........................ (b) transfer ........................ (c) gift ........................ (d) purchase of shares ........................ (e) lease ........................
(f) other (specify) ......................................................................................................................

13. Agreed purchase price: ..............................................................................................

14. If the interest is being acquired by lease: Total value of the lease $..........................

15. Lease term: years............................................

16. Acreage

<table>
<thead>
<tr>
<th>Parcel Number</th>
<th>Arable Land</th>
<th>Non-Arable Land</th>
<th>Total</th>
<th>Township or Lot Number</th>
<th>County</th>
<th>Shore frontage (feet)</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a)</td>
<td></td>
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<tr>
<td>(b)</td>
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</tr>
</tbody>
</table>

17. Are there buildings located on the parcel? …………. if yes, describe the buildings or
other structures ................................................................................................................

18. State the present non-arable land acreage breakdown of each parcel separately:
(a) pasture ...........  (b) woodland ...........  (c) marsh ...........  (d) vacant/clear ...........
(e) other (specify) ..................................................................................................................

19. State the intended use of each parcel separately:
(a) principal residence ...........  (b) seasonal residence ...........
(c) agriculture ...........  (d) forestry ...........  (e) commercial ...........
(f) industrial ...........  (g) subdivision of lots ...........  (h) other (specify) ...........

20. If the intended use is ‘subdivision of lots’, indicate whether a subdivision application
has been filed and/or approved by the Department of Communities, Land and
Environment. If so, provide a copy of the letter granting preliminary approval and a
sketch showing the proposed subdivision or the approved subdivision plan.

21. Has each parcel been used for agriculture in the last five years? .........................

22. In accordance with subsection 9(1) of the Act, the Lieutenant Governor in Council
may impose such conditions on a permit issued under section 4 or 5 of the Act as the
Lieutenant Governor in Council may consider expedient, including a condition that
the land not be subdivided or that the land be identified for non-development use
pursuant to the Land Identification Regulations made under the Act. Land identified
for non-development use cannot be further subdivided or used for commercial or
industrial purposes. (Refer to subsection 9(1) of the Act.)

Land cannot be identified for non-development use if:
(a) the parcel is located in a community that has an official plan;
If any shareholder is a trust, provide on a separate sheet and attach:

- (a) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out by the corporation (including global leases);
- (b) the names and permanent address of each officer and director of the corporation;
- (c) the total number of shares\(^2\) issued by the applicant corporation;
- (d) the names, addresses and number of shares held by shareholders, both corporate and individual, who hold more than 5% of the issued shares of the applicant corporation;
- (e) for each of the shareholders listed in clause (d) above provide:
  - (i) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out by each shareholder (including holdings of minor children); and
  - (ii) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out by any other corporation in which each shareholder owns more than 5% of the shares, total number of shares issued by that corporation and number of shares held by that shareholder;
- (f) if any of the shareholders listed in clause (d) above are corporations, provide for each corporation:
  - (i) the names and permanent address of each officer and director;
  - (ii) the names, addresses and number of shares held by shareholders, both corporate and individual, who hold more than 5% of the issued shares;
  - (iii) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out by each shareholder (including holdings of minor children); and
  - (iv) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out by any other corporation in which each shareholder owns more than 5% of the shares, total number of shares issued by that corporation and number of shares held by that shareholder;
- (g) if the applicant corporation holds more than 5% of the shares in any other corporation(s), provide the following for each corporation:
  - (i) the percentage of shares held by the applicant corporation; and
  - (ii) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out.

\(^1\)The Act excludes any parcel of land of one acre or less that is situated within the boundaries of a municipality with an official plan approved by the Minister under the Planning Act R.S.P.E.I. 1988, Cap P-8.

\(^2\)“share” means
  - (i) in relationship to a partnership or co-operative association, a unit representing a proportion of the ownership of the partnership or association;
  - (ii) in relation to a corporation, an issued share carrying voting rights under all circumstances or by reason of the occurrence of an event that has occurred and that is continuing, and includes (A) a security currently convertible into such a share, and (B) currently exercisable options and rights to acquire such a share or such a convertible security.

20. For the applicant corporation, provide on a separate sheet and attach:

- (a) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out by the corporation (including global leases);
- (b) the names and permanent address of each officer and director of the corporation;
- (c) the total number of shares\(^2\) issued by the applicant corporation;
- (d) the names, addresses and number of shares held by shareholders, both corporate and individual, who hold more than 5% of the issued shares of the applicant corporation;
- (e) for each of the shareholders listed in clause (d) above provide:
  - (i) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out by each shareholder (including holdings of minor children); and
  - (ii) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out by any other corporation in which each shareholder owns more than 5% of the shares, total number of shares issued by that corporation and number of shares held by that shareholder;
- (f) if any of the shareholders listed in clause (d) above are corporations, provide for each corporation:
  - (i) the names and permanent address of each officer and director;
  - (ii) the names, addresses and number of shares held by shareholders, both corporate and individual, who hold more than 5% of the issued shares;
  - (iii) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out by each shareholder (including holdings of minor children); and
  - (iv) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out by any other corporation in which each shareholder owns more than 5% of the shares, total number of shares issued by that corporation and number of shares held by that shareholder;
- (g) if the applicant corporation holds more than 5% of the shares in any other corporation(s), provide the following for each corporation:
  - (i) the percentage of shares held by the applicant corporation; and
  - (ii) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out.

21. Are each of the shareholders listed in 20(d) and (f) a resident person as defined by subsection 1(1.01) of the Act?

If not, a Form 1 application may be required, pursuant to section 4 of the Act, and application fee (when applicable) for any shareholder who is not a residentperson.

22. If any shareholder is a trust, provide on a separate sheet and attach:

- (a) the names and land holdings, including parcel numbers and acreages of the trustee(s) of the trust;
- (b) if the trust is non-discretionary, the names and land holdings, including parcel numbers and acreages, of the beneficiaries of the trust; or
- (c) if the trust is discretionary, file (i) a copy of the trust agreement,
(ii) an affidavit with an attached copy of the sections of the trust agreement that grants the discretion to the trustee(s); or
(iii) a legal opinion signed by a solicitor licensed to practice law in Prince Edward Island confirming the trust is discretionary.

23. Details of advertising of the land on the local real estate market may be required. Refer to the Administrative Guidelines for Advertising Land for more information. Where applicable, provide the response to one of the following:

- (a) If the parcel was listed through a local real estate company, state the following:
  - (i) real estate company:
  - (ii) Was a for sale sign displayed on each parcel? .... If not, provide reason __________________________ 
  - (iii) date the listing agreement began: __________________________
  - (iv) date the listing agreement expires or expired: __________________________
  - (v) list price: __________________________
  - (vi) details of interest expressed by residents of the province, including offers that were made and the reasons that those offers were not accepted: ............................................................

- (b) If the parcel was not listed with a local real estate company, explain how the parcel was suitably advertised as outlined in the Administrative Guidelines for Advertising Land. Also, provide details of any interest expressed by residents of the province, including offers that were made and the reasons that those offers were not accepted: ............................................................

- (c) If the parcel was not suitably advertised, provide a submission explaining why the advertising requirements should be waived: ............................................................

24. State any other circumstances that are relevant: ............................................................

EXECUTIVE COUNCIL

26 SEPTEMBER 2017
DECLARATION

25. I hereby certify that this application is complete and that the information herein, and attached hereto, is true and correct in all respects. I further certify that I am authorized to sign this application.

26. Upon request, I undertake to provide such further information as may be reasonably required by the Commission or Executive Council in the processing of this application.

Signature of applicant or attorney

Name of signatory (please print)

Title - Indicate if acting as attorney

Date

Address

Email Address

Telephone

ATTACH: (a) a legal description of the parcel(s) to be acquired; (b) a GeoLinc map showing the parcel(s) to be acquired outlined in red; and (c) a cheque made payable to the Island Regulatory and Appeals Commission when applicable.

Refer to the Fees Regulations or contact the Island Regulatory and Appeals Commission to determine the applicable fee.

NOTICE:

Section 14 of the Act states:

"Where a corporation has committed an offence against this Act, every officer, director or agent of the corporation who directed, authorized, assented to or acquiesced in the commission of the offence is guilty of an offence and liable on summary conviction to a fine of not more than $250,000 or to imprisonment for a term of not more than two years, or to both such fine and imprisonment, whether or not the corporation has been prosecuted or convicted."

RETURN COMPLETED FORM TO:

The Island Regulatory and Appeals Commission
Suite 501 - 134 Kent Street
P.O. Box 577 Charlottetown PE C1A 7L1
Telephone: (902) 892-3501 or 1-800-501-6268 (Toll Free in PEI and NS)
Fax: (902) 566-4076
Website: www.irac.pe.ca

FORM 8A

"GLOBAL LEASE PERMIT"

APPLICATION BY OR ON BEHALF OF A NON-RESIDENT OR CORPORATION PURSUANT TO CLAUSE 5.3(1)(b) OF THE PRINCE EDWARD ISLAND LANDS PROTECTION ACT (the “Act”)

1. Applicant’s name: .............................................................................................................

2. Place of incorporation (for applicant corporation) ...........................................................

3. Type of business in which applicant corporation is engaged:..........................................

4. Applicant’s permanent address:........................................................................................

..................................... ................... ....................... ..................... .....................

City/Town/Community Province Postal Code Telephone Email Address

5. Total acreage proposed to be leased:

6. Intended use of proposed land:

IF THE APPLICANT IS A PERSON:

7. State the parcel number, arable land acreage and non-arable land acreage of each parcel of land in the province in which the applicant and his minor children hold an interest, including land held by way of lease. (Attach separate sheet if necessary):

............... .......................................................

IF THE APPLICANT IS A CORPORATION:

8. For any corporation owning or leasing land within the province in which the applicant or his minor children hold more than 5% of the shares as defined in clause 1(1)(y) of the Act (see below), provide on a separate sheet and attach:

(a) the name and permanent address of the corporation;
(b) the total number of shares issued by the corporation;
(c) the total number of shares held by the applicant and the applicant’s minor children; and
(d) the parcel number, arable land acreage and non-arable land acreage of each parcel of land in the province now owned, leased in or leased out by the corporation.

IF THE APPLICANT IS A CORPORATION:

9. For the applicant corporation, provide on a separate sheet and attach:
(a) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^1\) in the province now owned, leased in or leased out by the corporation (including global leases);
(b) the names and permanent address of each officer and director of the corporation;
(c) the total number of shares\(^2\) issued by the applicant corporation;
(d) the names, addresses and number of shares held by shareholders, both corporate and individual, who hold more than 5% of the issued shares of the applicant corporation;
(e) for each of the shareholders listed in clause (d) above provide:
   (i) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^2\) in the province now owned, leased in or leased out by each shareholder (including holdings of minor children); and
   (ii) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^2\) in the province now owned, leased in or leased out by any other corporation in which each shareholder owns more than 5% of the shares, total number of shares issued by that corporation and number of shares held by that shareholder;
(f) if any of the shareholders listed in clause (d) above are corporations, provide for each shareholder corporation:
   (i) the names and permanent address of each officer and director;
   (ii) the names, addresses and number of shares held by shareholders, both corporate and individual, who hold more than 5% of the issued shares;
   (iii) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^2\) in the province now owned or leased by each shareholder that owns more than 5% of the shares, total number of shares issued by that corporation and number of shares held by that shareholder;
(g) if the applicant corporation holds more than 5% of the shares in any other corporation\(s\), provide the following for each corporation:
   (i) the percentage of shares held by the applicant corporation, and
   (ii) the parcel number, arable land acreage and non-arable land acreage of each parcel of land\(^2\) in the province now owned, leased in or leased out.

\(^1\) The Act excludes any parcel of land of one acre or less that is situated within the boundaries of a municipality with an official plan approved by the Minister under the Planning Act R.S.P.E.I. 1988, Cap P-8.

\(^2\) "share" means
   (i) in relationship to a partnership or co-operative association, a unit representing a proportion of the ownership of the partnership or association;
   (ii) in relation to a corporation, an issued share carrying voting rights under all circumstances or by reason of the occurrence of an event that has occurred and that is continuing, and includes
      (A) a security currently convertible into such a share, and
      (B) currently exercisable options and rights to acquire such a share or such a convertible security.

10. Are each of the shareholders listed in 9(d) and (f) a resident person?

11. If any shareholder is a trust, provide on a separate sheet and attach:
   (a) the names and land holdings, including parcel numbers and acreages of the trustee(s) of the trust;
   (b) if the trust is non-discretionary, the names and land holdings, including parcel numbers and acreages, of the beneficiaries of the trust; or
   (c) if the trust is discretionary, file
      (i) a copy of the trust agreement,
      (ii) an affidavit with an attached copy of the sections of the trust agreement that grants the discretion to the trustee(s), or
      (iii) a legal opinion signed by a solicitor licensed to practice law in Prince Edward Island confirming the trust is discretionary.

---

**FOR APPLICANT PERSONS AND CORPORATIONS:**

12. State any other circumstances that are relevant: .................................................................

---

**DECLARATION**

13. I hereby certify that this application is complete and that the information herein, and attached hereto, is true and correct in all respects. I further certify that I am authorized to sign this application.

14. Upon request, I undertake to provide such further information as may be reasonably required by the Commission or Executive Council in the processing of this application.

<table>
<thead>
<tr>
<th>Signature of applicant or attorney</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name of signatory (please print)</td>
<td>Address</td>
</tr>
<tr>
<td>Title - Indicate if acting as attorney</td>
<td>Email Address</td>
</tr>
</tbody>
</table>

Telephone

Refer to the Prince Edward Island Lands Protection Act Fees Regulations or contact the Island Regulatory and Appeals Commission to determine if a fee is applicable. If applicable, please attach a cheque made payable to The Island Regulatory and Appeals Commission.
NOTE:

In accordance with subsection 5.3(2) of the Act, where permission has been granted by the Lieutenant Governor in Council for a lease of land, the person or corporation, shall within one year of receiving permission and in every subsequent year, prior to December 31, file a statement disclosing information prescribed by subsection (3). (Form 8B – Global Lease Permit Report)

Subsections 5.3(2) and (3) of the Act state:

(2) Where permission has been granted by the Lieutenant Governor in Council for a lease of land pursuant to an application made under clause (1)(b), the person or corporation shall

(a) within one year of receiving permission; and

(b) in every subsequent year, prior to December 31,

file a statement disclosing information prescribed by subsection (3).

(3) The statement required by subsection (2) shall disclose

(a) the parcel number;

(b) the acreage leased; and

(c) the term of the lease or leases,

for each parcel leased during the reporting period covered by the statement.

EXPLANATORY NOTES

SECTION 1 revokes Forms 1, 2 and 8A of the Prince Edward Island Lands Protection Act Forms Regulations (EC219/96) and substitutes new Forms 1, 2 and 8A as set out in the Schedule to these regulations.

SECTION 2 provides for the commencement of the regulations.

EC2017-562

PRINCE EDWARD ISLAND LANDS PROTECTION ACT

PETITION TO ACQUIRE A LAND HOLDING

ISLAND NATURE TRUST

(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 Island Nature Trust of Charlottetown, Prince Edward Island to acquire a land holding of approximately fourteen decimal five six (14.56) acres of land at Blooming Point, Lot 36, Queens County, Province of Prince Edward Island, being acquired from Mary Elizabeth MacDonald of Blooming Point, 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.
EXECUTIVE COUNCIL __________________________ 26 SEPTEMBER 2017

EC2017-563
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PERRY’S CONSTRUCTION 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 Perry’s Construction Ltd. of Tignish, Prince Edward Island to acquire a land holding of approximately zero decimal seven nine (0.79) of an acre of land at Campbellton, Lot 4, Prince County, Province of Prince Edward Island, being acquired from Dr. David LeBlanc of Charlottetown, Prince Edward Island.

EC2017-564
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
THOMAS E. CARMODY
(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 Thomas E. Carmody of Island Lake, Alberta to acquire a land holding of approximately sixty-seven (67) acres of land at Tracadie Cross, Lot 36, Queens County, Province of Prince Edward Island, being acquired from Henry P. Cotter of Dartmouth, Nova Scotia 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.

EC2017-565
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MARVIN B. WEBER AND RHODA G. WEBER
(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 Marvin B. Weber and Rhoda G. Weber, both of St. Jacobs, Ontario to acquire a land holding of approximately zero decimal three (0.3) of an acre of land at South Melville, Lot 29, Queens County, Province of Prince Edward Island, being acquired from Wayne McQuaid of South Melville, Prince Edward Island; Kathleen McQuaid of Hampton, Prince Edward Island; and Louanne McQuaid of Rocky Point, Prince Edward Island.
EC2017-566
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MARVIN B. WEBER AND RHODA G. WEBER
(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 Marvin B. Weber and Rhoda G. Weber, both of St. Jacobs, Ontario to acquire a land holding of approximately one decimal three four (1.34) acres of land at South Melville, Lot 29, Queens County, Province of Prince Edward Island, being acquired from Wayne McQuaid of South Melville, Prince Edward Island.

EC2017-567
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MARVIN B. WEBER AND RHODA G. WEBER
(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 Marvin B. Weber and Rhoda G. Weber, both of St. Jacobs, Ontario to acquire a land holding of approximately two hundred and fifty-five decimal two six (255.26) acres of land at Kellys Cross and South Melville, both in Lot 29, Queens County, Province of Prince Edward Island, being acquired from Wayne McQuaid of South Melville, Prince Edward Island; Kathleen McQuaid of Hampton, Prince Edward Island; and Louanne McQuaid of Rocky Point, 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.

EC2017-568
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 240903, LOT 24, 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 ninety-three decimal seven (93.7) acres of land, being Provincial Property No. 240903 located at Ebenezer, Lot 24, Queens County, Prince Edward Island and currently owned by Meulen Holdings Inc. and Koster Holdings Inc. of Arthur, Ontario.

Council noted that this amendment will enable subdivision of a parcel of land of approximately thirty-nine (39) acres to create thirteen (13), 3-acre mini-farms that are to be part of a hybrid Equestrian Residential Community development. Further, Council 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 September 26, 2017.
EC2017-569

MUSEUM ACT
PRINCE EDWARD ISLAND MUSEUM AND HERITAGE FOUNDATION
BOARD OF GOVERNORS
APPOINTMENTS

Pursuant to section 5 of the Museum Act R.S.P.E.I. 1988, Cap. M-14, Council made the following appointments:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM OF APPOINTMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Carolyn McKillop</td>
<td>30 July 2017 to 30 July 2020 (reappointed)</td>
</tr>
<tr>
<td>Anne Richard</td>
<td>30 July 2017 to 30 July 2020 (reappointed)</td>
</tr>
</tbody>
</table>

Further, Council designated Carolyn McKillop as chairperson of the Board pursuant to subsection 5(1) of the Act.

EC2017-570

SUMMARY PROCEEDINGS ACT
TICKET REGULATIONS AMENDMENT

Pursuant to section 10 of the Summary Proceedings Act R.S.P.E.I. 1988, Cap. S-9, Council made the following regulations:

1. Part 30 of Schedule 2 of the Summary Proceedings Act Ticket Regulations (EC58/08) is amended

   (a) by the addition of the following after item 130:
   
   130.1 Driver of a motor vehicle passing a bicycle without leaving not less than one metre of distance, or as near to that as possible, between the motor vehicle and the bicycle…………………………………………………….. 155.1(1) 200

   (b) by the addition of the following after item 181:
   
   181.1 Creating a hazard to traffic by opening vehicle door …….. 175.1 200

2. These regulations come into force on October 7, 2017.

EXPLANATORY NOTES

SECTION 1 amends the Summary Offence Ticket Schedule for the Highway Traffic Act to add new offences for
(a) a driver of a motor vehicle passing a bicycle without leaving not less than one metre of distance, or as near to that as possible, between the motor vehicle and the bicycle; and
(b) creating a hazard to traffic by opening a vehicle door.

SECTION 2 provides for the commencement of these regulations.
EXECUTIVE COUNCIL

EC2017-571
SUMMARY PROCEEDINGS ACT
TICKET REGULATIONS
AMENDMENT

Pursuant to section 10 of the Summary Proceedings Act R.S.P.E.I. 1988, Cap. S-9, Council made the following regulations:

1. (1) Parts 2 to 5 of Schedule 2 of the Summary Proceedings Act Ticket Regulations (EC58/08) are amended by the deletion of the words “ANIMAL HEALTH AND PROTECTION ACT” and the substitution of the words “ANIMAL HEALTH ACT”.

(2) Part 2 of Schedule 2 of the regulations is amended by the revocation of items 6 to 10.

(3) Schedule 2 of the regulations is amended by the addition of the following after Part 5:

PART 5.1
ANIMAL WELFARE ACT

<table>
<thead>
<tr>
<th>Item Number</th>
<th>Column I</th>
<th>Column II</th>
<th>Column III Penalty for out of court settlement</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Failure of owner to provide animal with adequate food and water………………………………………... 3(1)(a)</td>
<td>$500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>Failure of owner to provide animal with adequate veterinary care ……………………………………... 3(1)(b)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>Failure of owner to provide animal with adequate shelter and protection ……………………………... 3(1)(c)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>Failure of owner to provide animal with reasonable opportunity for exercise ……………………....... 3(1)(d)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>5</td>
<td>Failure of owner to transport animal safely …………... 3(1)(e)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>Owner confining animal in a manner that significantly impairs the animal’s health or well-being … 3(2)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>7</td>
<td>Training or permitting animals to fight ………………………………………………………………………….. 5(1)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>8</td>
<td>Owning or possessing equipment or structures that are used in animal fights or in training animals to fight animal that works with peace officers …………………... 5(2)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>9</td>
<td>Harming or causing harm to a dog, horse or other animal that works with peace officers …………………... 5(3)</td>
<td>1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>10</td>
<td>Performing, or permitting to be performed, cosmetic surgery on an animal ………………………………………... 6(1)</td>
<td>1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>11</td>
<td>Veterinarian failing to report to the Director any event that the veterinarian believes on reasonable grounds is a contravention of sections 3 to 6 of the Act ……………... 8(1)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>12</td>
<td>Operating a companion animal retail store without a license ………………………………………………….. 9</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>13</td>
<td>Failure of license holder to maintain required records or provide access to these records ………… 12(1)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>14</td>
<td>Failure of license holder to produce requested records to Director …………………………………………. 12(3)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>15</td>
<td>Failure of owner to comply with an order issued under section 19 …………………………………………. 19(5)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>16</td>
<td>Failure to produce an animal or thing for inspection …………………………………………………………….. 31(3)(b)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>17</td>
<td>Knowingly making a false or misleading statement while an animal protection officer or other person is exercising powers or carrying out duties or functions under the Act …………………………………………………………….. 35(a)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>18</td>
<td>Obstructing or hindering an animal protection officer or other person while the officer or person is exercising powers or carrying out duties or functions under the Act ………………………………………………………………………………….. 35(b)</td>
<td>500 (individual) 1,000 (corporation)</td>
<td></td>
</tr>
<tr>
<td>Item</td>
<td>Column I</td>
<td>Column II</td>
<td>Column III</td>
</tr>
<tr>
<td>------</td>
<td>----------</td>
<td>-----------</td>
<td>------------</td>
</tr>
<tr>
<td>1</td>
<td>Failure to comply with standards for tethering a horse or dog</td>
<td>5</td>
<td>$500 (individual)</td>
</tr>
<tr>
<td>2</td>
<td>Transporting a companion animal in the open back of a pickup truck in a manner or circumstance that exposes the animal to a high risk of injury</td>
<td>6(1)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>3</td>
<td>Transporting a companion animal in the open back of a pickup truck on a highway without the required enclosure or restraint</td>
<td>6(2)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>4</td>
<td>Altering or modifying the premises or operation of a licensed companion animal retail store without the prior written approval of the Director</td>
<td>16(1)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>5</td>
<td>Failure to ensure that the sales staff of companion animal retail stores gives a buyer the required documents</td>
<td>18</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>6</td>
<td>Failure to keep records for a companion animal retail store for at least two years</td>
<td>19(2)(a)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>7</td>
<td>Failure to provide records to the Director or an animal protection officer upon request</td>
<td>19(2)(b)</td>
<td>500 (individual)</td>
</tr>
<tr>
<td>8</td>
<td>Failure to comply with codes or standards in respect of a companion animal retail store or boarding facility or the animals in the store or facility</td>
<td>20(1)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>9</td>
<td>Premises for dogs not constructed in accordance with the standards in the <strong>Kennel Code</strong></td>
<td>20(2)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>10</td>
<td>Premises for cats not constructed in accordance with the standards in the <strong>Cattery Code</strong></td>
<td>20(3)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>11</td>
<td>Premises for exotic companion animals not constructed in accordance with the standards in the <strong>Cattery Code</strong></td>
<td>20(4)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>12</td>
<td>Premises for mixed species do not comply with the standards for mixed species</td>
<td>20(5)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>13</td>
<td>Failure to comply with codes or standards in respect of a companion animal retail store or boarding facility or the animals in the store or facility</td>
<td>21(1)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>14</td>
<td>Failure to provide required litter or bedding material</td>
<td>21(2)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>15</td>
<td>Failure to clean enclosure or remove excreta</td>
<td>21(3)</td>
<td>500 (individual)</td>
</tr>
<tr>
<td>16</td>
<td>Placing an animal in an enclosure that was not cleaned and disinfected</td>
<td>21(4)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>17</td>
<td>Walls, floors or holding enclosures not constructed to prevent wastes from contaminating adjacent rooms or enclosures</td>
<td>21(5)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>18</td>
<td>Failure to construct or maintain device used to supply drinking water to animals as required</td>
<td>21(6)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>19</td>
<td>Failure to provide for each species a nutritionally adequate diet that is palatable and free from contamination</td>
<td>21(7)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>20</td>
<td>Depriving an animal of food for longer than the lesser of 24 hours or the period recommended by the applicable code or standard</td>
<td>21(8)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>21</td>
<td>Failure to provide a dog with required immunization and health care</td>
<td>21(9)</td>
<td>500 (individual)</td>
</tr>
<tr>
<td>22</td>
<td>Failure to provide a cat with required immunization and health care</td>
<td>21(10)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>23</td>
<td>Operating without a health management program approved by a veterinarian</td>
<td>21(11)</td>
<td>500 (individual)</td>
</tr>
<tr>
<td>24</td>
<td>Failure to present an ill animal to a veterinarian for timely diagnosis and treatment</td>
<td>21(12)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>25</td>
<td>Failure to comply with codes or standards for an exotic companion animal in a companion animal retail store or boarding facility</td>
<td>22</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>26</td>
<td>Failure to comply with the <strong>Sled Dog Code of Practice</strong></td>
<td>23</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>27</td>
<td>Failure to operate a boarding facility for dogs in compliance with the <strong>Kennel Code</strong></td>
<td>24(1)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>28</td>
<td>Failure to operate a boarding facility for cats in compliance with the <strong>Cattery Code</strong></td>
<td>24(2)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>29</td>
<td>Failure to keep, handle or display a dog in accordance with the standards in the <strong>Kennel Code</strong></td>
<td>25(2)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>30</td>
<td>Failure to keep, handle or display a cat in accordance with the standards in the <strong>Cattery Code</strong></td>
<td>25(3)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>31</td>
<td>Failure to keep, handle or display a bird in accordance with the required bird standards</td>
<td>25(4)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>32</td>
<td>Failure to keep, handle or display a small animal in accordance with the required space standards</td>
<td>25(5)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>33</td>
<td>Failure to comply with the codes of practice listed in Schedule B for a commercial animal</td>
<td>26</td>
<td>1,000 (corporation)</td>
</tr>
</tbody>
</table>
### EXECUTIVE COUNCIL

**26 SEPTEMBER 2017**

34 Loading a commercial animal into an area of a vehicle not adequately cleaned or maintained in a clean state.

Loading a commercial animal into an area of a vehicle deck surface consists of a suitable non-slip flooring or covering…………………………………….....

27(7)(a) 500 (individual) 1,000 (corporation)

35 Allowing an unauthorized animal to be present at a commercial market …………………………………….

29(2) 1,000 (corporation)

36 Allowing an unauthorized animal to remain at a commercial market or assembly yard for a period exceeding 144 hours, without authority …………..

30(1) 1,000 (corporation)

37 Failure to keep an unauthorized animal separate from other commercial animals ……………………..

29(3)(a) 1,000 (corporation)

38 Failure to notify the person who delivered the unauthorized animal as required …………………

29(3)(b) 1,000 (corporation)

39 Failure to immediately remove an unauthorized animal from a commercial market ………………….

29(4) 1,000 (corporation)

40 Allowing a commercial animal to remain at a commercial market or assembly yard for a period exceeding 144 hours, without authority …………..

30(1) 1,000 (corporation)

41 Allowing an experienced handler to be within eye contact of an animal when it is in the presence of the public at an exhibition or fair ………………..

33(1)(c) 500 (individual) 1,000 (corporation)

### PART 5.3

**ANIMAL WELFARE ACT**

**Circus Animal Regulations (EC195/17)**

<table>
<thead>
<tr>
<th>Item Number</th>
<th>Column I</th>
<th>Column II</th>
<th>Column III</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Failure to provide in writing to the police a list of firearms, ammunition and drugs held at venue……..</td>
<td>5(3)(a)</td>
<td>$500 (individual) 1,000 (corporation)</td>
</tr>
<tr>
<td>2</td>
<td>Failure to provide to provide the police with a signed undertaking that the firearms, ammunition and drugs will remain under the control of the circus at all times………………………………………...</td>
<td>5(3)(b)</td>
<td>500 (individual) 1,000 (corporation)</td>
</tr>
<tr>
<td>3</td>
<td>Failure to ensure the compliance with the standards adopted or required by the Schedule …………..</td>
<td>7(1)</td>
<td>1,000 (corporation)</td>
</tr>
<tr>
<td>4</td>
<td>Failure to ensure the compliance with a Code of Practice for Canadian Cattery Operations, published by the Canadian Veterinary Medical Association, 2009 …………………………………...</td>
<td>7(2)(a)</td>
<td>500 (individual) 1,000 (corporation)</td>
</tr>
<tr>
<td>5</td>
<td>Failure to ensure the compliance with a Code of Practice for Canadian Kennel Operations, published by the Canadian Veterinary Medical Association, 2007 …………………………………...</td>
<td>7(2)(b)</td>
<td>500 (individual) 1,000 (corporation)</td>
</tr>
<tr>
<td>6</td>
<td>Failure to ensure the compliance with the Code of Practice for the Care and Handling of Equines, published by the National Farm Animal Care Council, 2013 …………………………………...</td>
<td>7(2)(c)</td>
<td>500 (individual) 1,000 (corporation)</td>
</tr>
</tbody>
</table>

### 3. Parts 9 and 10 of the regulations are revoked.

4. These regulations come into force on October 7, 2017.

### EXPLANATORY NOTES

**SECTION 1** amends Parts 2 to 5 of Schedule 2 to the **Summary Proceedings Act Ticket Regulations (EC58/08)** in consequence of the coming into force of the **Animal Welfare Act**. The section also adds a new Part 5.1 to Schedule 2 to provide for the offences and specified penalties established in the **Animal Welfare Act**. The section adds a new Part 5.2 to provide for the offences and specified penalties established in the Animal Welfare Regulations under the **Animal Welfare Act**. Finally, the section adds a new Part 5.3 to provide for the offences and specified penalties established in the Circus Animal Regulations under the **Animal Welfare Act**.

**SECTION 2** revokes Parts 9 and 10 of the regulations. These Parts listed offences and specified penalties established in regulations made under the **Companion Animal Protection Act**, which has been repealed by the **Animal Welfare Act**.

**SECTION 3** provides for the commencement of the regulations.
Pursuant to clause 8(1)(a) of the *University Act* R.S.P.E.I. 1988, Cap. U-4 Council made the following appointments:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM OF APPOINTMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dr. Janice Gillis</td>
<td>26 September 2017 to 31 May 2020</td>
</tr>
<tr>
<td>Summerside</td>
<td>(vice John Buchanan, term expired)</td>
</tr>
<tr>
<td>Dr. Geraldine Johnston</td>
<td>26 September 2017 to 31 May 2020</td>
</tr>
<tr>
<td>Montague</td>
<td>(vice Dr. Linnel Edwards, term expired)</td>
</tr>
<tr>
<td>Shauna Sullivan Curley, Q.C.</td>
<td>31 May 2017 to 31 May 2020</td>
</tr>
<tr>
<td>Charlottetown</td>
<td>(reappointed)</td>
</tr>
</tbody>
</table>

Under authority of subsection 4(2) of the *Public Departments Act*, R.S.P.E.I. 1988, Cap. P–29 the following appointments were made:

Honourable Heath MacDonald to be Acting Minister of Workforce and Advanced Learning commencing on the 1st day of October 2017, and continuing for the duration of the absence from the Province of Honourable Sonny Gallant.

Honourable Alan McIsaac to be Acting Premier and President of the Executive Council, Acting Attorney General and Acting Minister of Justice and Public Safety from the 5th day of October 2017 through to the 10th day of October, 2017, in the absence from the Province of Honourable H. Wade MacLauchlan.

Honourable Paula Biggar to be Acting Premier and President of the Executive Council Acting Attorney General and Acting Minister of Justice and Public Safety commencing on the 11th day of October 2017 and continuing for the duration of the absence from the Province of Honourable H. Wade MacLauchlan.