

EC2023-1000

EXECUTIVE COUNCIL ACT
MINISTER OF ENVIRONMENT, ENERGY AND CLIMATE ACTION
AUTHORITY TO ENTER INTO AN AGREEMENT
(MEMORANDUM OF UNDERSTANDING
AMENDMENT - 1)
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 Environment, Energy and Climate Action to enter into an amended agreement with the Government of Canada, as represented by the Minister of Public Works and Government Services Canada, on behalf of the Minister of Natural Resources Canada acting through the Canada Centre for Mapping and Earth Observation, for the development of a Province-Wide Flood Hazard Maps and Products project, effective upon signing to March 31, 2024, such as more particularly described in the draft agreement.

EC2023-1001

EXECUTIVE COUNCIL ACT
MINISTER OF FINANCE
AUTHORITY TO ENTER INTO AN AGREEMENT
(AMENDMENT # 5 - COMPUTERS FOR SCHOOLS PLUS AND
COMPUTERS FOR SCHOOLS INTERN PROGRAMS)
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 Finance, as Minister responsible for Treasury Board Secretariat, to enter into Amendment #5 to the contribution agreement with the Government of Canada, as represented by the Minister of Industry, for the Computers for Schools Plus and Computers for Schools Intern Programs, for the period October 1, 2018 to March 31, 2025, such as more particularly described in the draft agreement.

EC2023-1002

EXECUTIVE COUNCIL ACT
 MINISTER OF FINANCE
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (AMENDMENT - RECIPROCAL TAXATION 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 Finance to enter into an amended Reciprocal Taxation Agreement with the Government of Canada, as represented by the Minister of Finance, for the period 1 January 2017 to 31 December 2024, whereby each party will bear or pay the taxes and fees imposed by the other party, such as more particularly described in the draft agreement.

EC2023-1003

EXECUTIVE COUNCIL ACT
 MINISTER OF FINANCE
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (COORDINATED VAPING PRODUCT TAXATION 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 Finance to enter into an agreement with the Government of Canada, as represented by the Minister of Finance of Canada to administer a coordinated taxation regime on vaping periods, effective upon signing, such as more particularly described in the draft agreement.

EC2023-1004

EXECUTIVE COUNCIL ACT
 MINISTER OF FISHERIES, TOURISM, SPORT AND CULTURE
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (MEMORANDUM OF UNDERSTANDING)
 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 Fisheries, Tourism, Sport and Culture to enter into a memorandum of understanding with the Government of Canada, as represented by the Minister of Fisheries and Oceans, on behalf of Fisheries and Oceans Canada, for administration of the PEI Shellfish Aquaculture Leasing Program, for the period April 1, 2023 to March 31, 2025, such as more particularly described in the draft agreement.

EC2023-1005

EXECUTIVE COUNCIL ACT
 MINISTER OF FISHERIES, TOURISM, SPORT AND CULTURE
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (RURAL GROWTH FUNDING AGREEMENT)
 WITH
 THE RURAL MUNICIPALITY OF ALEXANDRA

Pursuant to clause 10(c) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Fisheries, Tourism, Sport and Culture to enter into an agreement with the Rural Municipality of Alexandra, for the purchase and installation of two heat pumps in the Community Centre under the Rural Growth Initiative program, effective upon signing to December 31, 2023, such as more particularly described in the draft agreement.

EC2023-1006

EXECUTIVE COUNCIL ACT
 MINISTER OF FISHERIES, TOURISM, SPORT AND CULTURE
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (RURAL GROWTH FUNDING AGREEMENT)
 WITH
 THE TOWN OF THREE RIVERS

Pursuant to clause 10(c) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Fisheries, Tourism, Sport and Culture to enter into an agreement with the Town of Three Rivers, for the purchase of new equipment for the Cardigan Fire Hall under the Rural Growth Initiative program, effective upon signing to March 31, 2024, such as more particularly described in the draft agreement.

EC2023-1007

EXECUTIVE COUNCIL ACT
 MINISTER OF FISHERIES, TOURISM, SPORT AND CULTURE
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (RURAL GROWTH FUNDING AGREEMENT)
 WITH
 THE TOWN OF THREE RIVERS

Pursuant to clause 10(c) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Fisheries, Tourism, Sport and Culture to enter into an agreement with the Town of Three Rivers, for the purchase and installation of a generator for the Kings Playhouse Reception Centre under the Rural Growth Initiative program, effective upon signing to March 15, 2024, such as more particularly described in the draft agreement.

EC2023-1008FINANCIAL ADMINISTRATION ACT
AUTHORIZATION FOR
TEMPORARY BORROWING

Pursuant to section 46 of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9 Council authorized the Minister of Finance to borrow a maximum of twenty million dollars (\$20,000,000.00) from the Royal Bank of Canada, Charlottetown, by way of an overdraft on the government general account for the period January 1, 2024 through December 31, 2024.

EC2023-1009FINANCIAL ADMINISTRATION ACT
COMMUNITY SENIORS CO-OPERATIVE LIMITED
GUARANTEE OF LOAN

Having under consideration the recommendation of Treasury Board (reference Minute TB#475/23 of November 29, 2023), 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 term loan by Community Seniors Co-operative Limited (hereinafter referred to as "the borrower") in an amount not exceeding six million, eight hundred thousand dollars (\$6.8M) (hereinafter referred to as the "guaranteed indebtedness") together with interest thereon at the rate up to 3.86% to Canada Mortgage and Housing Corporation of Ottawa, Ontario (hereinafter referred to as "the lender"), from the 5th day of December, 2023 through to and including 1700 hours on the day that is ten years after the date of advance of funds, 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 day that is ten years after the date of advance of funds.
2. Any advances made by the lender after the day that is ten years after the date of advance of funds 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 day that is ten years after the date of advance of funds regardless of any advances that may have been made by the lender to the borrower unless on or before that date, 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 the Minister 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 EC2021-870 of October 26, 2021 is hereby rescinded.

EC2023-1010

FOREST MANAGEMENT ACT
STATE OF THE FOREST REPORT 2020
RECEIVED

Pursuant to section 6 of the *Forest Management Act* R.S.P.E.I. 1988, Cap. F-14, Council received the State of the Forest Report 2020 provided by the Minister of Environment, Energy and Climate Action.

EC2023-1011

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
HEATHER MALLARD
(DENIAL)

Council, having under consideration an application (#N6574) for acquisition of a land holding under authority of section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap L-5, denied permission to Heather Mallard of Cold Water, Ontario to acquire a land holding of approximately four decimal three (4.3) acres of land at Baie-Egmont, Lot 15, Prince County, currently owned by Jason Michael Vokey, Jeremy Christopher Vokey, Maxine Eileen Vokey and Cyril Raymond Vokey, all of Forthill, Ontario.

EC2023-1012

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
IAN CUMMING ROBERTSON AND MELINDA ROBERTSON
(DENIAL)

Council, having under consideration an application (#N6575) for acquisition of a land holding under authority of section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap L-5, denied permission to Ian Cumming Robertson and Melinda Robertson, both of Minden, Ontario to acquire a land holding of approximately eighteen decimal nine (18.9) acres of land at Little Sands, Lot 64, Kings County, currently owned by Robert P. Nimtz and Lynn E. Nimtz, both of Benton, Illinois.

EC2023-1013

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
102344 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 102344 P.E.I. Inc. of Elmsdale, Prince Edward Island to acquire an interest in a land holding of approximately two hundred and seventy decimal seven four (270.74) acres of land at Elmsdale, Lot 4, Prince County, Province of Prince Edward Island, being acquired from Raebern Henry Dunn and Gary Dunn doing business as Dunwell Holsteins, of Elmsdale, 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.

EC2023-1014

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BEAU VIEW ENTERPRISES 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 Beau View Enterprises Inc. of Marshfield, Prince Edward Island to acquire a land holding of approximately two (2) acres of land at Marshfield, Lot 34, Queens County, Province of Prince Edward Island, being acquired from Nicholas Peconi and Catherine Peconi, both of Marshfield, Prince Edward Island.

EC2023-1015

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
GEORGETOWN ROAD DEVELOPMENT CORPORATION
(APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Georgetown Road Development Corporation of Charlottetown, Prince Edward Island to acquire a land holding of approximately fifty-nine (59) acres of land at Stratford, Lot 48, Queens County, Province of Prince Edward Island, being acquired from John (Jack) Keenan, Louise Keenan (a.k.a. Louise Griffith), Marie Keenan Doyle, Kathy Keenan-Arp and Bob Keenan, all of Stratford, Prince Edward Island.

EC2023-1016

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 six hundred and eighty-two decimal one two (682.12) acres of land at East Bideford, Lot 12, Prince County, Province of Prince Edward Island, being acquired from Marilyn Sark of Lennox Island, 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.

EC2023-1017

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
KEMBER MANAGEMENT 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 Kember Management Inc. of Summerside, Prince Edward Island to acquire a land holding of approximately ninety-four decimal six one (94.61) acres of land at Hazel Grove, Lot 22, Queens County, Province of Prince Edward Island, being acquired from James A. Kelly and Lee A. Barnes-Kelly, both of Hazel Grove, 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.

EC2023-1018

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
NORTH SHORE OYSTER CO. 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 North Shore Oyster Co. Inc. of Fortune Cove, Prince Edward Island to acquire a land holding of approximately zero decimal six eight (0.68) of an acre of land at Cascumpec, Lot 5, Prince County, Province of Prince Edward Island, being acquired from Jason Handrahan, of Fortune Cove, Prince Edward Island.

EC2023-1019

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
NORTH SHORE OYSTER CO. 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 North Shore Oyster Co. Inc. of Fortune Cove, Prince Edward Island to acquire a land holding of approximately seven decimal zero two (7.02) acres of land at Cascumpec and Fortune Cove, both in Lot 5, Prince County, Province of Prince Edward Island, being acquired from Jason Handrahan and Carla Handrahan, both of Fortune Cove, Prince Edward Island.

EC2023-1020

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PONDSEDGE FARMS INC.
(APPROVAL)

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Pondsedge Farms Inc. of Souris, Prince Edward Island to acquire a land holding of approximately three hundred and fifty-seven decimal nine nine (357.99) acres of land at Little Pond and Howe Bay, both in Lot 56, Kings County, Province of Prince Edward Island, being acquired from Kent MacDonald and Robert MacDonald, both of Little Pond, 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.

EC2023-1021

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SOUTH SHORE ENTERPRISES 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 South Shore Enterprises Inc. of Canoe Cove, Prince Edward Island to acquire a land holding of approximately two decimal five nine (2.59) acres of land at Canoe Cove, Lot 65, Queens County, Province of Prince Edward Island, being acquired from Chrys Jenkins, of Canoe Cove, Prince Edward Island.

EC2023-1022

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SPUD LIMITED
(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 Spud Limited of Rosebank, Prince Edward Island to acquire a land holding of approximately thirty-four (34) acres of land at Huntley, Lot 4, Prince County, Province of Prince Edward Island, being acquired from Marvin Gallant, of Huntley, 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.

EC2023-1023

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
PONDSEDGE FARMS 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 Pondsedge Farms Inc. of Little Pond, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to seven hundred and eighty-nine (789) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Pondsedge Farms 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.

EC2023-1024

PUBLIC TRUSTEE ACT
ADVISORY COMMITTEE
ANNUAL REPORT
(DECEMBER 31, 2022)
RECEIVED

Pursuant to subsection 11(5) of the *Public Trustee Act* R.S.P.E.I. 1988, Cap. P-32.2, Council received the annual report for the Advisory Committee to the Office of the Public Trustee, for the year ended December 31, 2022.

EC2023-1025

STUDENT FINANCIAL ASSISTANCE ACT
P.E.I. STUDENT FINANCIAL ASSISTANCE CORPORATION
CHIEF EXECUTIVE OFFICER

Pursuant to section 6 of the *Student Financial Assistance Act*, R.S.P.E.I. 1988, Cap. S-8.2, Council appointed Nicole Bellefleur to serve at pleasure as Chief Executive Officer of the P.E.I. Student Financial Assistance Corporation (vice Anne Partridge), effective December 5, 2023.

Further, Order-in-Council EC2019-240 of March 26, 2019 is hereby rescinded.

EC2023-1026

UNIVERSITY ACT
UNIVERSITY OF PRINCE EDWARD ISLAND
FINANCIAL STATEMENTS
(APRIL 30, 2023)
RECEIVED

Council received the University of Prince Edward Island Financial Statements for the year ended April 30, 2023 presented pursuant to subsection 19(1) of the *University Act* R.S.P.E.I. 1988, Cap. U-4.

EC2023-1027

LEGAL PROFESSION ACT
KING'S COUNSEL
APPOINTMENT
OF
PAUL M. KILEY

Council, pursuant to subsection 34(1) of the *Legal Profession Act* R.S.P.E.I. 1988, Cap. L-6.1, ordered that Letters Patent under the Great Seal of the Province be issued to appoint Paul M. Kiley of Stratford, Prince Edward Island as His Majesty's Counsel learned in the law of Prince Edward Island, effective December 5, 2023.

EC2023-1028

LEGAL PROFESSION ACT
KING'S COUNSEL
APPOINTMENT
OF
KAREN A. ROSE

Council, pursuant to subsection 34(1) of the *Legal Profession Act* R.S.P.E.I. 1988, Cap. L-6.1, ordered that Letters Patent under the Great Seal of the Province be issued to appoint Karen A. Rose of Charlottetown, Prince Edward Island as His Majesty's Counsel learned in the law of Prince Edward Island, effective December 5, 2023.

EC2023-1029LEGAL PROFESSION ACT
KING'S COUNSEL
APPOINTMENT
OF
GARY S. SCALES

Council, pursuant to subsection 34(1) of the *Legal Profession Act* R.S.P.E.I. 1988, Cap. L-6.1, ordered that Letters Patent under the Great Seal of the Province be issued to appoint Gary S. Scales of Stratford, Prince Edward Island as His Majesty's Counsel learned in the law of Prince Edward Island, effective December 5, 2023.