

Royal Gazette

Prince Edward Island

Postage paid in cash at First Class Rates

PUBLISHED BY AUTHORITY

VOL. CXXX - NO. 43

Charlottetown, Prince Edward Island, October 23, 2004

**CANADA
PROVINCE OF PRINCE EDWARD ISLAND
IN THE SUPREME COURT - ESTATES DIVISION**

TAKE NOTICE that at all persons indebted to the following estates must make payment to the personal representative of the estates noted below, and that all persons having any demands upon the following estates must present such demands to the representative within six months of the date of the advertisement:

Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
AYERS, Anne Marguerite Charlottetown Queens Co., PE October 23rd, 2004 (43-04)*	Catherine A. Horne (EX.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
BELL, Barbara Thelma Abney Kings Co., PE October 23rd, 2004 (43-04)*	Clayton James Bell (EX.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
BOWNESS, Helen Margaret Summerside Prince Co., PE October 23rd, 2004 (43-04)*	Gordon Bowness Kyler Bowness (EX.)	Donald Schurman 155A Arcona Street Summerside, PE
GAUDET, Mary Marguerite, also known as Marguerite Mary Gaudet Summerside Prince Co., PE October 23rd, 2004 (43-04)*	Mary Elizabeth (Betty) Bertrand (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
BIRD, Muriel Pearl Charlottetown Queens Co., PE October 23rd, 2004 (43-04)*	Rev. Doreen Daley Dorothy Drewett (AD.)	Patterson Palmer PO Box 486 Charlottetown, PE

**Indicates date of first publication in the Royal Gazette.*

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**CANADA
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GILLIS, Francis (Frank) Bernard Charlottetown Queens Co., PE October 16th, 2004 (42-03)	Charles MacDonald Blaine Cheverie (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
HOWARD, Robert Thomas Benjamin Charlottetown Queens Co., PE October 16th, 2004 (42-03)	Brenda L. Howard (EX.)	Carr, Stevenson & MacKay PO Box 522 Charlottetown, PE
MacNEILL, Charles Wayne Alma Prince Co., PE October 16th, 2004 (42-03)	Betty Mary MacNeill (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
McKOWN, H. Merrill Annandale, Township of Clinton Hunterdon County New Jersey, USA October 16th, 2004 (42-03)	Gilbert R. McKown (AD.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
BROWN, Rhoda B. Charlottetown and New Glasgow Queens Co., PE October 9th, 2004 (41-02)	Ian M. MacLeod, Q.C. William R. MacLeod (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
GALLANT, James Deric North Rustico Queens Co., PE October 9th, 2004 (41-02)	Joan Carolyn Gallant (EX.)	E. W. Scott Dickieson Law Office PO Box 1453 Charlottetown, PE
MacKENZIE, Cuyler Hartsville Queens Co., PE October 9th, 2004 (41-02)	Robert MacKenzie Bruce MacKenzie (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
McKEARNEY, Reverend Garth F. Summerside Prince Co., PE October 9th, 2004 (41-02)	Reverend Douglas MacDonald Reverend Albin Arsenault (EX.)	Taylor McLellan PO Box 35 Summerside, PE

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SAVIDANT, Leonard Joseph Summerside Prince Co., PE October 9th, 2004 (41-02)	Carol MacDonald (EX.)	David R. Hammond, QC 740A Water Street East Summerside, PE
SULLIVAN, J. William Cardigan Kings Co., PE October 9th, 2004 (41-02)	Geraldine Sullivan (EX.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
YOUNKER, Harold Richard Jewell Road, Warren Grove Queens Co., PE October 9th, 2004 (41-02)	Harold Lloyd Younker (EX.)	Robert R. MacArthur PO Box 127 Cornwall, PE
BANKS, Janet Mary Florence Conway Prince Co., PE October 9th, 2004 (41-02)	Inez Elizabeth Campbell (AD.)	Donald Schurman 155A Arcona Street Summerside, PE
CAMPBELL, Mary Flora DeGros Marsh Kings Co., PE October 9th, 2004 (41-02)	Alfred K. Fraser (AD.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
BRUCE, Clive Elmira Kings Co., PE October 2nd, 2004 (40-01)	Walter Bruce David Bruce Fern Keus (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
BRYENTON, William Delmar Indian River Prince Co., PE October 2nd, 2004 (40-01)	Thurza Nicholson (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
BURGE, Catherine Edna Charlottetown Queens Co., PE October 2nd, 2004 (40-01)	Ann Elaine MacDonald Ian Keith Burge (EX.)	Paul J. D. Mullin, QC PO Box 604 Charlottetown, PE
BURGE, John Louis Francis Charlottetown Queens Co., PE October 2nd, 2004 (40-01)	Ann Elaine MacDonald Ian Keith Burge (EX.)	Paul J. D. Mullin, QC PO Box 604 Charlottetown, PE

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CRAIG, Elsie Daisy (nee Nutley) Baie-D'Urfe Quebec October 2nd, 2004 (40-01)	Patrick Steven W. Craig (EX.)	Lyle & McCabe PO Box 300 Summerside, PE
NEWSON, Reta Belle Charlottetown Queens Co., PE October 2nd, 2004 (40-01)	Freda White Rees Newson (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
REEVES, James Joseph Freetown Prince Co., PE October 2nd, 2004 (40-01)	Melvin Reeves (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
RILEY, Bruce Clinton Queens Co., PE October 2nd, 2004 (40-01)	David Bruce Riley (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
BENEDICT, Marian Jean Calgary Alberta September 25th, 2004 (39-52)	Andrea Lee Wilson (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
GALLANT, George Orleans Ontario September 25th, 2004 (39-52)	Liana J. Gallant (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
MacKINNON, Reginald Joseph Monticello Kings Co., PE September 25th, 2004 (39-52)	Brenda MacKinnon Elizabeth (Betty) Crossman (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
MATTHEWS, Benny Robert Elmsdale Prince Co., PE September 25th, 2004 (39-52)	Christine E. Matthews (EX.)	Taylor McLellan PO Box 35 Summerside, PE
ROBERTSON, Arthur Weston Kingsboro Kings Co., PE September 25th, 2004 (39-52)	Lillian Robertson (AD.)	Patterson Palmer PO Box 486 Charlottetown, PE

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CASELEY, Doris Beatrice Summerside Prince Co., PE September 18th, 2004 (38-51)	George Caseley Errol Caseley Sheila Caseley (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
DINGMAN, Doris Allen Mount Buchanan Queens Co., PE September 18th, 2004 (38-51)	Richard Dingman (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
LeCLAIR, Margaret Bella Summerside Prince Co., PE September 18th, 2004 (38-51)	Henry LeClair (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
MITCHELL, Frederick George Albany Prince Co., PE September 18th, 2004 (38-51)	Robert George Mitchell William Kenneth Mitchell Joanne Maxine Carruthers (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
WOOLNER, Evelyn Flora North Rustico Queens Co., PE September 18th, 2004 (38-51)	Dr. Lewis B. Woolner (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
FULLER, James Charles Mississauga Ontario September 11th, 2004 (37-50)	Eleanor Joan Fuller (EX.)	Patterson Palmer PO Box 486 Charlottetown, PE
GALLANT, Nelida (also known as Nellie Gallant) Summerside Prince Co., PE September 11th, 2004 (37-50)	Armand Gallant Sr. Norma Gallant (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
HOWATT, Stella Ethel Charlottetown Queens Co., PE September 11th, 2004 (37-50)	Eugene P. Rossiter (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE

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HOWLETT, Annie Ruth Charlottetown Queens Co., PE September 11th, 2004 (37-50)	Stephen McQuaid Evelyn McQuaid Betty Howlett (EX.)	Macnutt & Dumont PO Box 965 Charlottetown, PE
JONES, Charles Arthur Pownal Queens Co., PE September 11th, 2004 (37-50)	Phyllis Lowther Dianne E. Wood (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
MacINNIS, Helen D. Summerside Prince Co., PE September 11th, 2004 (37-50)	Ronald MacInnis Mary MacDonald (EX.)	Taylor McLellan PO Box 35 Summerside, PE
MacKENZIE, Edna Jean Kensington Prince Co., PE September 11th, 2004 (37-50)	Charles Dean Dennis (EX.)	David R. Hammond, QC 740A Water Street East Summerside, PE
MacNEILL, Thelma Mary Kensington Prince Co., PE September 11th, 2004 (37-50)	Larry Arsenault (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
MASON, Glen Isabel Stratford Queens Co., PE September 11th, 2004 (37-50)	Donald Herbert Mason (EX.)	Patterson Palmer PO Box 486 Charlottetown, PE
NEWSON, Naomi Laura Winsloe Queens Co., PE September 11th, 2004 (37-50)	Beryl Gregory Henning Dean Gregory (EX.)	T. Daniel Tweel 105 Kent Street Charlottetown, PE
RICHARD, John Nellas Charlottetown Queens Co., PE September 11th, 2004 (37-50)	John Edward Richard (EX.)	Patterson Palmer PO Box 486 Charlottetown, PE
TRAINOR, Louis Vincent Charlottetown Queens Co., PE September 11th, 2004 (37-50)	Deborah Marie Trainor Donna D. L. Dingwell Louis David Trainor Cheryl Anne Ford (AD.)	Robert R. MacArthur PO Box 127 Cornwall, PE

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McEACHERN, Roland Joseph Brantford Ontario September 4th, 2004 <small>(36-49)</small>	Randall John McEachern Simone Christine McEachern (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
McKENNA, Stephen Alberry Plains Vernon PO Queens Co., PE September 4th, 2004 <small>(36-49)</small>	Jennifer McKenna Vivian MacAulay (EX.)	Jennifer McKenna 12 Goodwill Avenue Charlottetown, PE &/or Vivian MacAulay RR#3 Souris, PE
MILLIGAN, Leona Bertha Summerside Prince Co., PE September 4th, 2004 <small>(36-49)</small>	Deborah Broad Patricia Larabee (EX.)	David R. Hammond, QC 740A Water Street East Summerside, PE
PHEMISTER, Hildred MacMurdo Beaconsfield Quebec September 4th, 2004 <small>(36-49)</small>	Robert Phemister Bruce Phemister William Phemister (EX.)	David R. Hammond, QC 740A Water Street East Summerside, PE
WARD, John Deighan Breadalbane Queens Co., PE September 4th, 2004 <small>(36-49)</small>	Vera Caroline Ward (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
WARREN, Nancy Dorcas Simpson Charlottetown Queens Co., PE September 4th, 2004 <small>(36-49)</small>	Hugh H. Simpson (EX.)	Macnutt & Dumont PO Box 965 Charlottetown, PE
WINCHESTER, Robert (Sr.) Summerside Prince Co., PE September 4th, 2004 <small>(36-49)</small>	Sarah (Sadie) Dolan Doreen Ellis (EX.)	Taylor McLellan PO Box 35 Summerside, PE
ZAKEM, Joseph Albert Charlottetown Queens Co., PE September 4th, 2004 <small>(36-49)</small>	Edith Joann Zakem (EX.)	Cox Hanson O'Reilly Matheson PO Box 875 Charlottetown, PE

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MacNALLY (McNALLY), Francis Leigh Charlottetown Queens Co., PE September 4th, 2004 <small>(36-49)</small>	John Thomas MacNally (McNally)(AD.)	Reagh & Reagh 17 West Street Charlottetown, PE
GALLANT, Henry "Edwin" Summerside Prince Co., PE August 28th, 2004 <small>(35-48)</small>	Robert Powers (EX.)	Patterson Palmer 82 Summer Street Summerside, PE
GILES, Edwin Glennie (Jr.) Riverview Westmorland Co., NB August 28th, 2004 <small>(35-48)</small>	Douglas Arthur Campbell (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
HOWARD, George Chester Charlottetown Queens Co., PE August 28th, 2004 <small>(35-48)</small>	John W. Howard Melanie Taylor (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
MacMILLAN, William H. Williston Vermont, USA August 28th, 2004 <small>(35-48)</small>	Leslie Jean MacMillan (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
TROWSDALE, Walter Nathaniel Victoria Queens Co., PE August 28th, 2004 <small>(35-48)</small>	Constance (Connie) Jean Trowsdale (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
WILLIAMS, Orville Phillip Tyne Valley Prince Co., PE August 28th, 2004 <small>(35-48)</small>	Vernon Williams Keith Milligan (EX.)	Key McKnight & Maynard PO Box 177 O'Leary, PE
BECK, Gordon L. Machon Point Kings Co., PE August 28th, 2004 <small>(35-48)</small>	Sandra King Mary Lou MacLeod George Beck (AD.)	Patterson Palmer PO Box 486 Charlottetown, PE

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ANDROS, M. Kathleen Souris Kings Co., PE August 21st, 2004 (34-47)	Allen J. MacPhee, QC (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
CONDON, J. Everett Bonshaw Queens Co., PE August 21st, 2004 (34-47)	Joseph Condon (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
GALLANT, Marcella Summerside Prince Co., PE August 21st, 2004 (34-47)	Patrick Gallant (EX.)	Patterson Palmer 82 Summer Street Summerside, PE
GARDINER, William Prowse Summerside Prince Co., PE August 21st, 2004 (34-47)	Lloyd Reeves (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
MacLEAN, Edison Claremont Orwell Cove Queens Co., PE August 21st, 2004 (34-47)	Lucille T. MacLean David MacLean Floyd MacLean (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
MacLEAN, Russell Leigh Cole Harbour Nova Scotia August 21st, 2004 (34-47)	Kathleen MacLean (EX.)	Patterson Palmer 82 Summer Street Summerside, PE
MOASE, Kenneth E. Charlottetown Queens Co., PE August 21st, 2004 (34-47)	Brian K. Moase Leigh E. Moase (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
WEBSTER, Marjorie Fremont California, USA August 21st, 2004 (34-47)	Frances Stenehjem (EX.)	Campbell, Lea PO Box 429 Charlottetown, PE
WHITLOCK, Laura Hunter River Queens Co., PE August 21st, 2004 (34-47)	Clara Whitlock (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE

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ROSE, Mabel Louise Lakeville Kings Co., PE August 21st, 2004 (34-47)	Robin W. Rose (AD.)	Birt & McNeill PO Box 20063 Sherwood, PE
WESTAWAY, Nathaniel Albion Kings Co., PE August 21st, 2004 (34-47)	Sandra O'Connor (AD.)	Campbell Lea PO Box 429 Charlottetown, PE
BOYCE, W. Rogerson New Argyle RR#1 Bonshaw Queens Co., PE August 7th, 2004 (32-45)	Frances A. Dowling (EX.)	T. Daniel Tweel PO Box 3160 Charlottetown, PE
CAMERON, Joseph "Dale" Summerside Prince Co., PE August 7th, 2004 (32-45)	Barry Cameron David Cameron (EX.)	Patterson Palmer 82 Summer Street Summerside, PE
MacEWEN, Lola Margaret Charlottetown Queens Co., PE August 7th, 2004 (32-45)	Douglas MacEwen Dorothy Kitson Katheryn Jones (EX.)	Cox Hanson O'Reilly Matheson PO Box 875 Charlottetown, PE
MacMILLAN, Emma Olivia Charlottetown Queens Co., PE August 7th, 2004 (32-45)	Charles Carr (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
MALONEY, Marguerite A. Charlottetown Queens Co., PE August 7th, 2004 (32-45)	M. Valerie MacRae M. Tara Lea (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
MAYNE, George Allan Emerald Queens Co., PE August 7th, 2004 (32-45)	Marlene Mayne (EX.)	T. Daniel Tweel PO Box 3160 Charlottetown, PE
O'REILLY, Ralph Carlyle White Sands Kings Co., PE August 7th, 2004 (32-45)	Dolores Jean O'Reilly (EX.)	T. Daniel Tweel PO Box 3160 Charlottetown, PE

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PICKSTON, Elizabeth Fort Walton Beach Florida, USA August 7th, 2004 (32-45)	Synovus Trust Company, N.A. (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
STEAD, Orville Alexander Wheatley River Hunter River RR#2 Queens Co., PE August 7th, 2004 (32-45)	Brian Stead (EX.)	Lyle & McCabe PO Box 300 Summerside, PE
THOMPSON, William Roy Kensington Prince Co., PE August 7th, 2004 (32-45)	Edith Thompson Carl Thompson (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
ALLEN, Alva Brenton Murray River Kings Co., PE August 7th, 2004 (32-45)	Alva Allen Shirley Allen (AD.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
CLARKIN, Adelia Catherine Charlottetown Queens Co., PE August 7th, 2004 (32-45)	Richard Clarkin Wilfred Clarkin (AD.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
GOLDMAN, Miriam Lexington, Middlesex Co., Massachusetts, USA August 7th, 2004 (32-45)	Albert L. Goldman (AD.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
GOLDMAN, Sylvia Edith Malden, Middlesex Co., Massachusetts, USA August 7th, 2004 (32-45)	Albert L. Goldman (AD.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
HAGEN, Daniel E. Salem Massachusetts, USA August 7th, 2004 (32-45)	Frederick Hagen Mary Hagen (AD.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
MOKLER, Colleen Marie Charlottetown Queens Co., PE August 7th, 2004 (32-45)	Michael Mokler (AD.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE

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PETERS, Joseph Martin Stratford Queens Co., PE August 7th, 2004 (32-45)	Margaret Creed (AD.)	Peter C. Ghiz Law Corporation 120 Prince Street Charlottetown, PE
SILVERMAN, Clara Labes Lexington, Middlesex Co., Massachusetts, USA August 7th, 2004 (32-45)	Albert L. Goldman (AD.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
SILVERMAN, Harry A. Lexington Massachusetts, USA August 7th, 2004 (32-45)	Albert L. Goldman (AD.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
STEMMERMAN, Eleanor Hallandale Florida, USA August 7th, 2004 (32-45)	Jane Stemmerman (AD.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
STEMMERMAN, Jay Francis Hallandale Florida, USA August 7th, 2004 (32-45)	Jane Stemmerman (AD.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
GALLANT, M. Margaret Summerside Prince Co., PE July 31st, 2004 (31-44)	Lloyd Gallant Donald Gallant (EX.)	Patterson Palmer 82 Summer Street Summerside, PE
HARDY, Helen Forsythe Alberton Prince Co., PE July 31st, 2004 (31-44)	Ronald W. Allan (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
MacLEOD, Frances Christine Charlottetown Queens Co., PE July 31st, 2004 (31-44)	Donald Ernest Gorveatt (EX.)	Macnutt & Dumont PO Box 965 Charlottetown, PE
MacWILLIAMS, Joseph Owen Grant St. Eleanors Prince Co., PE July 31st, 2004 (31-44)	Susan Louise MacWilliams (EX.)	Taylor McLellan PO Box 35 Summerside, PE

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WEATHERBIE, Mary Faustina (Tena) Charlottetown Queens Co., PE July 31st, 2004 (31-44)	John Ambrose (Ambie) Weatherbie (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
CAIRNS, Alvin Willard Quincy Norfolk County Massachusetts, USA July 31st, 2004 (31-44)	Ernest Cairns (AD.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
GALLANT, Joseph Adrien "Gerald" Hamilton Ontario July 31st, 2004 (31-44)	Pamela Christine Gallant (AD.)	Patterson Palmer 82 Summer Street Summerside, PE
MILLAR, Neil (also known as MILLER, Neil) Murray Harbour North Kings Co., PE July 31st, 2004 (31-44)	Garth Millar (AD.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
ROGERS, Earl Vincent Chelton Prince Co., PE July 31st, 2004 (31-44)	Valerie Rogers (AD.)	Patterson Palmer 82 Summer Street Summerside, PE

The following orders were approved by His Honour the Lieutenant Governor in Council dated 12 October 2004.

EC2004-573

**EMPLOYMENT DEVELOPMENT AGENCY ACT
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:

NAME	TERM OF APPOINTMENT
Deputy Minister Development and Technology (reappointed)	17 July 2004 to 17 July 2007
Deputy Minister Health and Social Services (reappointed)	17 July 2004 to 17 July 2007
Deputy Minister Transportation and Public Works (reappointed)	17 July 2004 to 17 July 2007
Deputy Provincial Treasurer (reappointed)	17 July 2004 to 17 July 2007
Secretary to the Cabinet Committees on Strategic Planning (reappointed)	17 July 2004 to 17 July 2007

Further, Council designated the Deputy Minister of Development and Technology as chairperson of the Board, in accordance with subsection 3(2) of the said Act.

EC2004-574

**ENVIRONMENTAL PROTECTION ACT
ISLAND WASTE MANAGEMENT CORPORATION ORDER
ISLAND WASTE MANAGEMENT CORPORATION
CHIEF EXECUTIVE OFFICER - APPOINTMENT
GERRY L. MOORE
(APPROVED)**

Pursuant to subsection 11(1) of the Island Waste Management Corporation Order EC1999-262 of 25 May 1999, Council appointed Gerry L. Moore of Charlottetown to serve as Chief Executive Officer of the Island Waste Management Corporation under terms and conditions as determined by the Minister.

<http://www.gov.pe.ca/royalgazette>

EC2004-593

**WORKERS COMPENSATION ACT
WORKER ADVISOR
TO APPOINT**

Pursuant to section 85 of the *Workers Compensation Act* R.S.P.E.I. 1988, Cap. W-7.1 Council appointed Shawn Shea as a Worker Advisor effective 25 October 2004.

Signed,
W. Alexander (Sandy) Stewart
Clerk of the Executive Council

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Call for Bids Nos. 04-05, 04-06, 04-07 and 04-08 Oil and Natural Gas Permit

The Minister of the Prince Edward Island Department of Environment, Energy and Forestry, Honourable Jamie Ballem, has issued a Call for Bids under the *Oil and Natural Gas Act*. The call includes a solicitation for bids on four separate parcels for oil and natural gas permits onshore Prince Edward Island. Lands encompass 55,536 ha., 8,900 ha., 8,925 ha. and 1,424 ha., respectively.

Bids must be submitted prior to 2 p.m. (ADT) on November 26, 2004, to the Energy and Minerals Section of the department at the address provided below.

Interested parties may obtain a copy of the call and related documents by contacting Dawn Larter of the department's Energy and Minerals Section:

Energy and Minerals Section
Department of Environment, Energy and Forestry
4th Floor Jones Building
11 Kent Street, PO Box 2000
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Environment,
Energy and Forestry

93096

www.gov.pe.ca

NOTICE OF DISSOLUTION

Partnership Act
R.S.P.E.I. 1988, Cap. P-1

Public Notice is hereby given that a Notice of Dissolution has been filed under the *Partnership Act* for each of the following:

Name: DYSTAR
Owner: BAYER INC.
Registration Date: October 04, 2004

Name: ING WESTERN UNION
Owner: ING Insurance Company of Canada
Registration Date: October 08, 2004

Name: LE MAGASIN DU COIN
Owner: Simone Arsenault
Henri Arsenault
Registration Date: October 13, 2004

Name: MATTHEW HOUSE INN
Owner: Kimberly S. Elder Oliveri
Registration Date: October 08, 2004

Name: NATURALLY FIT
CHARLOTTETOWN
Owner: Darren Weatherbie
Glenn Gallant
Registration Date: October 08, 2004

Name: ST. JEROME'S BOOK STORE
Owner: Tracy Jones Ult
Marcia Arsenault
Registration Date: October 12, 2004

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**NOTICE OF GRANTING
LETTERS PATENT**

Companies Act
R.S.P.E.I. 1988, Cap. C-14, s.11,

Public Notice is hereby given that under the *Companies Act* Letters Patent have been issued by the Minister to the following:

Name: 100540 P.E.I. INC.
446 Main Street
O'Leary, PE C0B 1V0
Incorporation Date: October 14, 2004

Name: DESIGN-BUILD INC.
22 England Circle
West Royalty, PE C1E 1W6
Incorporation Date: October 08, 2004

Name: FRIENDS OF THE BASILICA
RESIDENCE LTD.
Palmer Road Parish
St. Louis, PE C0B 1Z0
Incorporation Date: October 08, 2004

Name: OCEANA HOME DECOR &
FLORAL INC.
505 Granville Street
Summerside, PE C1N 5J4
Incorporation Date: October 14, 2004

Name: TARR CO. INVESTMENTS LTD.
535 North River Road
Box 2586
Charlottetown, PE C1A 8C3
Incorporation Date: October 12, 2004

43

NOTICE OF REGISTRATION

Partnership Act
R.S.P.E.I. 1988, Cap. P-1, s.52 and s.54(1)

Public Notice is hereby given that the following Declarations have been filed under the *Partnership Act*:

Name: DYSTAR
Owner: LANXESS INC.
1265 Vidal Street
Sarnia, ON N7T 7M2
Registration Date: October 04, 2004

Name: IOS FINANCIAL SERVICES
Owner: GE VFS CANADA LIMITED
PARTNERSHIP
2300 Meadowvale Boulevard
Mississauga, ON L5N 5P9
Registration Date: October 08, 2004

Name: PEI SUMMER SHIRTS
Owner: COWS INC.
101 Watts Avenue
Charlottetown, PE C1E 2B7
Registration Date: October 12, 2004

Name: AC CARGO
Owner: AC CARGO GENERAL PARTNER
INC. - Commandité AC Cargo inc.
5100 de Maisonneuve Blvd, West
Montreal, PQ H3A 3T2
Registration Date: October 08, 2004

Name: AIR CANADA CARGO
 Owner: AC CARGO GENERAL PARTNER
 INC. - Commandité AC Cargo inc.
 5100 de Maisonneuve Blvd, West
 Montreal, PQ H3A 3T2
 Registration Date: October 08, 2004

Name: BIO SPA DISTRIBUTING
 Owner: Sharon Lynn Quann
 4 Birch Crescent, R R # 2
 Summerside, PE C1N 4J8
 Registration Date: October 12, 2004

Name: C. MCKENNA HEATING, OIL
 TANKS, INSTALLATION &
 INSPECTIONS
 Owner: Clayton McKenna
 2471 Selkirk Road, R R # 3
 Belfast, PE C0A 1A0
 Registration Date: October 14, 2004

Name: COOL DOG DELI
 Owner: Cindy Burton
 430 Kentyre Road
 Harrington, PE C1E 1Z3
 Registration Date: October 14, 2004

Name: DAVE'S OIL HEAT PROS
 Owner: David Cantelo
 85 Kenwood Circle
 Charlottetown, PE C1E 1Z8
 Registration Date: October 12, 2004

Name: MATTHEW HOUSE INN BY THE
 OCEAN
 Owner: Kimberly S. Elder-Olivieri
 15 Breakwater Street
 Souris, PE C0A 2B0
 Registration Date: October 08, 2004

Name: ST. JEROME'S BOOKSTORE
 Owner: Marcia Arsenault
 351 St. Nicholas Road
 Miscouche, PE C0B 1T0
 Registration Date: October 12, 2004

Name: SUPREME KITCHENS
 Owner: Tony Lutz
 1094 Peakes Road
 Mt. Stewart, PE C0A 1T0
 Registration Date: October 14, 2004

Name: TAYLOR, MCLELLAN
 Owner: Benjamin B. Taylor, Q.C.
 37 Central Street, Box 35
 Summerside, PE C1N 4P6
 Bloyce V. McLellan Law Corporation
 37 Central Street, Box 35
 Summerside, PE C1N 4P6
 Registration Date: October 13, 2004

Name: WHITE DOOR PROPERTIES
 Owner: Midway Custom Construction Inc.
 R R # 2, Albany, PE C0B 1A0
 Phillip Grubbe
 Suite 186, 3437 - 42nd Street
 Calgary NW, AB T2P 2M7
 Deborah Grubbe
 Suite 186, 3437 - 42nd Street
 Calgary NW, AB T2P 2M7
 Registration Date: October 08, 2004

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NOTICE OF PETITION FOR PRIVATE BILL

TAKE NOTICE that at the next sitting of the Legislative Assembly a Petition will be presented by David Le Gallant de M.-C. of Mont-Carmel, on behalf of l' Association du Musée acadien inc. in Miscouche, for a private bill to repeal the ASSOCIATION MUSÉE ACADIEN INC. ACT assented to on March 24th, 1964.

The scope of the petition is to repeal the present Act in order that the directors may re-incorporate as a Part II company, to be designated *L'Association du Musée acadien de l'Île-du-Prince-Édouard inc.* under the *Companies Act* R.S.P.E.I. 1988, Cap. C-14.

DATED this 12th of October, 2004.

David Le Gallant de M.-C.
 Chairman of the Board of Directors of
 l' Association du Musée acadien inc.

42-43

CHARLOTTETOWN TRUST COMPANY

NOTICE is hereby given that CHARLOTTETOWN TRUST COMPANY has applied to the Director under the *Companies Act*, Prince Edward Island to surrender its charter, effective October 31, 2004.

DATED October 19, 2004

Pamela Wilson
Secretary

43

**NOTICE
CHANGE OF NAME**

Be advised that a name change under the *Change of Name Act* S.P.E.I. 1997, C-59 was granted as follows:

Former Name: **Elaine Marie Curley**
Address: 94 Oak Dr.
Charlottetown, PE C1A 7Z1
Present Name: **Elaine Marie Johnstone**

October 18, 2004

T.A. Johnston
Director of Vital Statistics

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**NOTICE
MARRIAGE ACT**
Prince Edward Island
[Subsection 8(1) of the Act]

Notice is hereby published that, under the authority of the *Marriage Act*, the following clergy has been temporarily registered from **November 6, 2004 to November 20, 2004** for the purpose of solemnizing marriage in the province of Prince Edward Island:

Rev. Kent Burdett
101 Dutch Pt. Rd.
Hampton, NB E5N 5Z2

T.A. Johnston
Director of Vital Statistics

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**NOTICE
MARRIAGE ACT**

Prince Edward Island
[Subsection 8(1) of the Act]

Notice is hereby published that, under the authority of the *Marriage Act*, the following clergy has been temporarily registered from **December 24, 2004 to January 7, 2005** for the purpose of solemnizing marriage in the province of Prince Edward Island:

Rev. John M. Raymer
PO Box 7105, Station V
Ottawa, ON K1L 8E2

T.A. Johnston
Director of Vital Statistics

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The ROYAL GAZETTE is issued every Saturday from the office of Beryl J. Bujosevich, Queen's Printer, PO Box 2000, Charlottetown, PEI C1A 7N8. All copy must be received by the Tuesday preceding day of publication. The subscription rate is \$45.00 per annum, postpaid.

PART II
REGULATIONS

EC2004-572

CIVIL SERVICE SUPERANNUATION ACT
CONTRIBUTIONS FOR ELIGIBLE PRIOR EMPLOYMENT
REGULATIONS

(Approved by His Honour the Lieutenant Governor in Council dated 12 October 2004.)

Pursuant to section 28 of the *Civil Service Superannuation Act* R.S.P.E.I. 1988, Cap. C-9, Council made the following regulations:

1. In these regulations

Definitions

- (a) “break in employment” means, in respect of the employment of an individual, break in employment
- (i) for any period of employment prior to October 1, 1990, any pay period during which an individual worked less than full-time hours, or
 - (ii) for any period of employment from October 1, 1990 to April 30, 1999, any two consecutive pay periods during which an individual worked less than full-time hours,
- but does not include any period of absence by the individual that is
- (iii) due to an approved leave under a collective agreement,
 - (iv) in the absence of an approved leave under a collective agreement, a period of absence for which the employer can provide historical documentation showing its intention to re-employ the individual immediately after the absence, or
 - (v) due to unpaid statutory holidays;
- (b) “eligible prior employment” means, in respect of the prior employment of an individual with a participating employer for whom no contributions have been made, eligible prior employment
- (i) for any period of time prior to May 1, 1999, continuous full-time employment with a participating employer prior to the individual’s entry into the Fund, and
 - (ii) for any period of time on or after May 1, 1999, continuous full-time or part-time employment with a participating employer prior to the individual’s entry into the Fund if,
 - (A) in the first calendar year of such employment, the hours of service are greater than or equal to the total number of months worked divided by 12 and multiplied by 600, and
 - (B) for each calendar year thereafter, the hours of service in each calendar year are equal to or greater than 600,

but in no case shall the maximum period of time exceed the number of actual work days or portion of a work day calculated from the start date of the period to the end date of the period;

former regulations	(c) "former regulations" means the <i>Civil Service Superannuation Act Contributions for Service Prior to Permanent Appointment Regulations</i> (EC554/64).
Election of member	2. (1) Any member who is contributing to the Fund may, prior to retirement or termination, elect, in writing, to purchase that eligible prior employment which occurred since the member's most recent break in employment.
Contributions	(2) Where an election is made, contributions for the purchase of eligible prior employment shall be made to the Fund prior to the member's retirement or termination.
Exception	(3) Notwithstanding subsection (2), a member who (a) was a member of the Fund immediately prior to retirement or termination; and (b) has retired or has been terminated due to ill health, the member may, within 12 months from the date of the member's retirement or termination, elect to purchase eligible prior employment.
<i>Idem</i>	(4) Where a member makes the election referred to in subsection (3), the member shall make the required contributions to the Fund within the same 12-month period.
Penalty	(5) Where a member makes the election referred to under subsection (3) but fails to make the required contributions to the Fund within the period required under subsection (4), the member (a) may not purchase eligible prior employment from the Fund; and (b) shall be repaid any contributions he or she has paid in respect of the election.
Considerations	(6) For greater certainty, employment that is prior to the date a participating employer began participating in the Fund shall not be considered as eligible prior employment.
<i>Idem</i>	(7) Employment rendered under a contract arrangement with a participating employer where the employee elects not to participate in the Fund shall not be considered as eligible prior employment.
Contributions in respect of past elections	3. (1) Any member who has elected to purchase eligible prior employment prior to the coming into force of these regulations is not precluded after these regulations come into force from continuing to pay for that period of service, in accordance with the former regulations.

(2) No adjustment shall be made under these regulations for those members who are currently paying, or who have completed payment, for eligible prior employment. *Idem*

(3) Where a member makes an application or an election to purchase eligible prior employment prior to the date these regulations come into force, the application or the election shall be governed under the former regulations. Transitional

(4) Where a member has received information from the Minister in respect of the cost to purchase eligible prior employment pursuant to subsection (3) and the member elects to purchase eligible prior employment, the member shall, within three months of receiving the information, either make payment in full or commence payroll deductions. Payment

4. (1) The purchase of eligible prior employment under these regulations shall be at the full actuarial equivalent to the Fund in respect of the cost of the purchased eligible prior employment. Purchase at full actuarial cost

(2) Payment for the purchase of eligible prior employment shall, unless the Minister determines otherwise, be made by a single lump sum payment and in no case shall payment exceed four lump sum payments. Payment

(3) Where the lump sum payment is sufficient to cover the cost payable under subsection (1), the entire period of eligible prior employment shall be credited to the member as pensionable service. Lump sum sufficient

(4) Where the lump sum payment is insufficient to cover all of the cost payable under subsection (1), only that portion of the eligible prior employment paid for shall be credited to the member as pensionable service, as determined by applying the ratio of the payment received divided by the total contributions required to the total period of eligible prior employment. Lump sum insufficient

5. (1) Contributions for the purchase of eligible prior employment are in addition to the regular deductions made by a member for current service. Contributions

(2) Contributions for the purchase of eligible prior employment shall not be deducted from retiring payments. *Idem*

(3) The receipt of retiring pay shall not affect a member's superannuation service entitlement. Entitlement

6. The *Civil Service Superannuation Act* Contributions for Service Prior to Permanent Appointment Regulations (EC554/64) are revoked. Revocation

7. These regulations come into force on October 23, 2004. Commencement

EXPLANATORY NOTES

These regulations provide that the cost to purchase eligible prior employment is consistent, regardless of the time period being purchased, and remove a previous prior service purchase option that was beneficial to a group of members who were hired prior to May 31, 1983. The removal of this option will ensure that the cost to purchase eligible prior employment is calculated consistently, regardless of the member's actual date of employment. These regulations allow for the purchase of part-time employment after May 1, 1999. Prior to these regulations coming into force, only full-time continuous service was eligible for purchase. These regulations also eliminate the practice of using payroll deductions to purchase eligible prior employment.

Certified a true copy,

W. Alexander (Sandy) Stewart
Clerk of the Executive Council

EC2004-575**ENVIRONMENTAL PROTECTION ACT
OZONE DEPLETING SUBSTANCES AND REPLACEMENT
REGULATIONS
AMENDMENT**

(Approved by His Honour the Lieutenant Governor in Council dated 12 October 2004.)

Pursuant to section 25 of the *Environmental Protection Act* R.S.P.E.I. 1988, Cap. E-9, Council made the following regulations:

1. The title of the *Environmental Protection Act Ozone Depleting Substances and Replacement Regulations (EC619/94)* is amended by the deletion of the words "DEPLETING SUBSTANCES AND REPLACEMENT" and the substitution of the words "LAYER PROTECTION".

2. Section 1 of the regulations is amended

(a) in clause (c), by the deletion of the word "pressurized";

(b) by the revocation of clause (e) and the substitution of the following:

(e) “Category I substance” means a substance that is listed in Schedule A as a Category I substance; Category I
substance

(e.1) “Category II substance” means a substance that is listed in Schedule A as a Category II substance; Category II
substance

(e.2) “Category III substance” means a substance that is listed in Schedule A as a Category III substance; Category III
substance

(e.3) “Category IV substance” means a substance that is listed in Schedule A as a Category IV substance; Category IV
substance

(e.4) “chiller” means air conditioning or refrigeration equipment that has a compressor, an evaporator and a secondary refrigerant; chiller

(e.5) “Code of Practice” means the publication produced by Environment Canada entitled “Environmental Code of Practice for the Elimination of Fluorocarbon Emissions from Refrigeration and Air Conditioning Systems” as amended from time to time; Code of Practice

(c) by the revocation of clauses (f) and (g);

(d) by the addition of the following after clause (h):

(h.1) “owner” in respect of air conditioning or refrigeration equipment, or fire extinguishing equipment, includes a person who has care, control or management of such equipment; owner

(e) by the revocation of clause (m) and the substitution of the following:

(m) “recycle” means, with respect to a recovered regulated substance, to purify the substance so that it may be reused and to restore it to air conditioning or refrigeration equipment or fire extinguishing equipment for reuse; recycle

(f) by the revocation of clause (n) and the substitution of the following:

(n) “regulated substance” means any substance that is or contains regulated substance
 (i) a Category I substance,
 (ii) a Category II substance,
 (iii) a Category III substance, or
 (iv) a Category IV substance;

(g) by the addition of the following after clause (p):

(p.1) “ULC” means the Underwriters Laboratories of Canada; ULC

3. Section 2 of the regulations is revoked.

4. Subsections 3(2) and (3) of the regulations are revoked and the following substituted:

Chillers

(2) No person shall bring into the province, sell, offer for sale, lease, purchase, install or service a chiller unless it has a chiller system purge unit designed to expel no more than 0.1 grams of a Category I substance for every gram of air that is purged.

5. Section 4 of the regulations is amended

(a) by renumbering it as subsection 4(1);

(b) by the revocation of clause (1)(a) and the substitution of the following:

(a) if the release or discharge is 10 kg or more, immediately notify

- (i) the Department at telephone number 1-800-565-1633, and
- (ii) the owner of the air conditioning or refrigeration equipment or fire extinguishing equipment from which the regulated substance was released or discharged; and

(c) by the addition of the following:

Owner to notify
Department

(2) Any person who

(a) is the owner of air conditioning or refrigeration equipment or fire extinguishing equipment; and

(b) is given notice under subsection (1) that a regulated substance was released or discharged from the air conditioning or refrigeration equipment or fire extinguishing equipment, as the case may be, shall immediately notify the Department, at telephone number 1-800-565-1633, of the release or discharge.

6. Section 5 of the regulations is amended

(a) by the revocation of clause (a) and the substitution of the following:

registered handler

(a) “registered handler” means a person who holds a valid registration as a registered handler under section 6;

(b) in clause (b), by the deletion of the words “indicated in clause (a)” and the substitution of the words “indicated in clause 6(1)(b)”.

7. (1) Subsection 6(1) of the regulations is revoked and the following substituted:

Registration

6. (1) The Minister may, on application, register a person as a registered handler where the person

(a) submits a completed application in a form approved by the Minister;

(b) provides proof satisfactory to the Minister that the person has successfully completed an environmental awareness training

program with respect to the proper procedures for the handling and use of regulated substances, approved by the Minister; and
 (c) submits a \$50 registration fee, made payable to the Provincial Treasurer, together with the application.

(2) Subsection 6(3) of the regulations is amended by the deletion of the words “\$25.00” and the substitution of the words “\$50”.

8. (1) Subsection 7(1) of the regulations is amended

(a) by the deletion of the word “may” and the substitution of the word “shall”;

(b) by the addition of the words “or fire extinguishing equipment” after the words “air conditioning or refrigeration equipment”; and

(c) by the addition of the words “recharge,” before the words “recover, recycle,”.

(2) Subsection 7(3) of the regulations is revoked and the following substituted:

(3) No person other than a registered handler who is employed with a service company certified by the ULC shall install, service, dismantle, charge, recharge or in any other manner work with fire extinguishing equipment that contains halon.

Work on fire extinguishing equipment

(3) Subsection 7(4) of the regulations is amended

(a) by the deletion of the words “An individual” and the substitution of the words “Every person”; and

(b) by the addition of the words “or fire extinguishing equipment” after the words “refrigeration equipment”.

9. (1) Subsections 8 (1) and (2) of the regulations are revoked and the following substituted:

8. (1) Every person who, in the course of installing, servicing or discarding air conditioning or refrigeration equipment or fire extinguishing equipment, releases or discharges any regulated substance from that equipment shall

Regulated substances — recovery, labelling, recycling and destruction

(a) recover and store in an approved cylinder any of the regulated substance released or discharged;

(b) attach to the equipment the green certification number label outlined in Schedule B, if the equipment no longer contains any regulated substance; and

(c) either

(i) recycle or reclaim any regulated substance recovered, or

- (ii) deliver, or cause the delivery of, the recovered regulated substance to a wholesaler if the recovered regulated substance is
- (A) a Category I substance, other than a halon, or
 - (B) a Category II substance.

(2) Subsections 8(6) and (7) of the regulations are revoked.

10. The regulations are amended by the addition of the following after section 8:

- | | |
|--|---|
| Category I substance - halons excluded | 8.1 (1) In this section, a reference to a Category I substance does not include any substance that is or contains a halon. |
| Disposal of equipment | (2) No person shall discard or dispose of any air conditioning or refrigeration equipment or fire extinguishing equipment unless the equipment displays the green certification number label outlined in Schedule B. |
| Wholesaler of regulated substances | (3) On or after February 1, 2005, a wholesaler of a Category I or Category II substance shall <ul style="list-style-type: none"> (a) subject to subsections (4) and (5), accept without charge the delivery of a Category I or Category II substance from any person who before, on or after February 1, 2005 purchased an amount of such a substance from the wholesaler; and (b) store, in approved cylinders, any Category I or Category II substance delivered under clause (a) until the wholesaler causes it to be redelivered to a person who can reclaim or destroy it. |
| Approved cylinders and proof of purchase | (4) A wholesaler is not required under subsection (3) to accept the delivery of a Category I or II substance unless <ul style="list-style-type: none"> (a) the substance is delivered in an approved cylinder; and (b) the person making the delivery is able to provide proof that the person has purchased such a substance from the wholesaler. |
| Amount required to be accepted | (5) A wholesaler is not required under subsection (3) to accept the delivery of an amount of a Category I or II substance that is in excess of the total amount of such substance that has been purchased from the wholesaler by the purchaser making the delivery. |
| Restriction on use of Category I substance | 8.2 (1) Where, on or after January 1, 2006, a chiller containing a Category I substance is given a major overhaul, the owner of the chiller shall ensure that the Category I substance in the chiller <ul style="list-style-type: none"> (a) is recovered before the major overhaul is finished; and (b) is replaced, after the major overhaul, with a Category II substance. |
| Major overhaul | (2) For the purposes of subsection (1), a chiller is deemed to have been given a major overhaul on |

- (a) the replacement or modification of an internal sealing device in the chiller;
- (b) the replacement or modification of an internal mechanical part, other than
 - (i) an oil heater,
 - (ii) an oil pump,
 - (iii) a float assembly, and
 - (iv) a valve assembly, in the case of a chiller with a single-stage compressor; or
- (c) the replacement or modification of an evaporator or condenser heat-exchange tube in the chiller.

(3) On or after January 2, 2015, no person shall charge or recharge a chiller with a Category I substance. Restriction on use of Category I substance in chiller

(4) On or after February 1, 2005, no person shall charge or recharge mobile refrigeration equipment with a Category I substance. Restrictions on use of Category I substance in mobile refrigeration equipment

11. Clause 9(1)(b) of the regulations is amended by the deletion of the words “with a flammable or ignitable substance or mixture or a Category I substance” and the substitution of the words “with a Category I, Category II or Category IV substance”.

12. (1) Subsection 10(1) of the regulations is amended by the deletion of the words “Servicing of Halon Systems” and the substitution of the words “The Servicing of Halon Extinguishing Systems, and with the Environment Canada’s Environmental Code of Practice on Halons”.

(2) Subsection 10(3) of the regulations is revoked and the following substituted:

(3) During the period from January 1, 2005 to December 31, 2009, no owner of a fixed fire extinguishing system shall cause it to be charged or recharged more than once with a Category I substance unless the owner of the system holds a valid written exemption issued under subsection (5). Fixed fire extinguishing system

(4) On or after January 1, 2010, no person shall charge or recharge a fixed fire extinguishing system with a Category I substance unless the owner of the system holds a valid written exemption issued under subsection (5). *Idem*

(5) The Minister may, on application by the owner of a fixed fire extinguishing system, issue a written exemption to the owner that exempts the owner from a restriction in subsection (3) or (4), for the number of charges or recharges specified in the exemption, if the Minister is satisfied that charging or recharging the fixed fire extinguishing system with a substance other than a Category I substance Exemption

	(a) is not a technically possible alternative; or (b) is not a financially feasible alternative.
Application for exemption	(6) An application for an exemption under subsection (5) must (a) be made in writing in a form approved by the Minister; and (b) contain the information required by the Minister.
Expiry of exemption	(7) A written exemption issued under subsection (5) expires after the number of charges or recharges specified in the permit have been completed.
Aircraft and military vehicles	(8) No person shall use a Category I substance, or cause a Category I substance to be used, to charge or recharge a portable fire extinguisher or a fire suppression system, unless the Category I substance is used for fire protection in an aircraft or in a military vehicle.
	13. (1) Subsection 11(1) of the regulations is revoked and the following substituted:
Charge maintained	11. (1) The owner of air conditioning or refrigeration equipment that has a motor rating of 3 horsepower or more shall have a registered handler conduct a leak test, on an annual basis, in a manner consistent with the Code of Practice.
Report of result of inspection	(1.1) After a registered handler completes a leak test referred to in subsection (1), the registered handler shall make a written report of the results of the leak test and provide a copy of the report to the owner of the equipment tested.
Retention of reports	(1.2) An owner shall retain a copy of a report provided under subsection (1.1) for at least three years and shall make it available to the Minister or an employee of the Department on request.
	(2) Subsection 11(4) of the regulations is revoked and the following substituted:
Notice	(4) In the event that a person recovers a regulated substance in accordance with subsection (3) and the leak is from an air conditioning or refrigeration equipment that has a motor rating of 3 horsepower or more, that person shall (a) notify the Department immediately at telephone number 368-5000 or by facsimile at 368-5830; and (b) mail a copy of the Record of Service to the Department within five calendar days.
	(3) Subsection 11(5) of the regulations is revoked and the following substituted:

(5) No person shall use regulated substance with an ozone depleting potential less than 0.10 to perform a leak test on an air conditioning or refrigeration system, unless

Regulated substance that may be used for test

- (a) the equipment cannot be adequately tested for leaks in the manner specified by the Code of Practice; and
- (b) the person recovers the regulated substance from the equipment after conducting the leak test.

14. Subsection 13(1) and (2) of the regulations are revoked and the following substituted:

13. (1) No person or company may purchase, offer for sale, sell or supply a regulated substance intended for the purposes of charging air conditioning or refrigeration equipment, unless the person or company has a valid license to purchase a regulated substance in accordance with subsection (3).

License requirements

(2) Any wholesaler who sells or distributes a Category I or a Category II regulated substance for the purposes specified in subsection (1) shall fill out and send to the Department, not later than March 1 of each year, a report, in the Form prescribed in Schedule D, in respect of the sales and distribution during the preceding calendar year.

Report of sales

15. Subsection 14(1) of the regulations is revoked and the following substituted:

14. (1) No person shall offer for sale or sell a regulated substance intended for the purposes of charging, air conditioning or fire extinguishing equipment or refrigeration equipment in any container other than on approved cylinder.

Approved cylinders

16. Section 16 or the regulations is revoked and the following substituted:

16. No person shall buy, sell or offer for sale

- (a) a portable fire extinguisher that contains a Category I substance;
- (b) fixed fire extinguishing equipment that contains or is designed to contain a Category I substance;
- (c) a portable or fixed fire extinguishing system or fire extinguishing equipment that contains a Category I substance, unless it is used or is intended to be used for fire protection in an aircraft or military tactical vehicle.

Sales of fire extinguishers with Category I substance

17. Schedule A of the regulations is revoked and Schedule A as set out in the Schedule to these regulations substituted:

18. Schedules C and D are amended by the deletion of the words “Depleting Substances and Replacement” wherever they occur and the substitution of the words “Layer Protection”.

19. Schedule D is amended

(a) by the deletion of the words “Fisheries, Aquaculture and Environment” wherever they occur and the substitution of the words “Environment, Energy and Forestry”; and

(b) by the deletion of the words “required under Section 1” and the substitution of the words “required under subsection 13(2)”.

20. These regulations come into force October 23, 2004.**SCHEDULE****SCHEDULE A****REGULATED SUBSTANCES****CATEGORY I SUBSTANCES**

(CHLOROFLUOROCARBONS (CFCs), HALONS AND CHLOROCARBONS)

		Ozone Depleting Potential
A. CFCs		
(1)	CFC-11 known as trichlorofluoromethane	1.0
	CFC-12 known as dichlorodifluoromethane	1.0
	CFC-113 known as trichlorotrifluoroethane	0.8
	CFC-114 known as dichlorotetrafluoroethane	1.0
	CFC-115 known as chloropentafluoroethane	0.6
(2)	All other CFCs not specifically listed.	
(3)	All isomers and mixtures containing any other substance listed in this Schedule as a CFC.	
B. BROMOFLUOROCARBONS (Halons)		
(1)	Halon-1211 known as bromochlorodifluoromethane	3.0
	Halon-1301 known as bromotrifluoromethane	10.0
	Halon-2402 known as dibromotetrafluoroethane	6.0
(2)	All other halons not specifically listed.	
(3)	All isomers and mixtures containing any other substance listed in this Schedule as a bromofluorocarbon.	
C. OTHER SUBSTANCES		
(1)	$C_2H_3Cl_3$ known as 1,1,1-trichloroethane or methyl chloroform	0.10
(2)	CCl_4 known as carbon tetrachloride	1.15

CATEGORY II SUBSTANCES

(HYDROCHLOROFLUOROCARBONS (HCFCs))

		Ozone Depleting Potential
(1)	HCFC-21 known as dichlorotrifluoroethane	0.04
	HCFC-22 known as chlorodifluoroethane	0.055
	HCFC-31 known as chlorofluoromethane	0.02
	HCFC-121 known as tetrachlorofluoroethane	0.04
	HCFC-122 known as trichlorodifluoroethane	0.08
	HCFC-123 known as dichlorotrifluoroethane	0.02
	HCFC-124 known as chlorotetrafluoroethane	0.02
	HCFC-131 known as trichlorofluoroethane	0.05
	HCFC-132 known as dichlorodifluoroethane	0.05
	HCFC-133 known as chlorotrifluoroethane	0.06
	HCFC-141 known as dichlorofluoroethane	0.07
	HCFC-142 known as chlorodifluoroethane	0.065
	HCFC-221 known as hexachlorofluoropropane	0.07
	HCFC-222 known as pentachlorodifluoropropane	0.09
	HCFC-223 known as tetrachlorotrifluoropropane	0.08
	HCFC-224 known as trichlorotetrafluoropropane	0.09
	HCFC-225 known as dichloropentafluoropropane	0.07
	HCFC-226 known as chlorohexafluoropropane	0.10
	HCFC-231 known as pentachlorofluoropropane	0.09
	HCFC-232 known as tetrachlorodifluoropropane	0.10
	HCFC-233 known as trichlorotrifluoropropane	0.23
	HCFC-234 known as dichlorotetrafluoropropane	0.28
	HCFC-235 known as chloropentafluoropropane	0.52
	HCFC-241 known as tetrachlorofluoropropane	0.09
	HCFC-242 known as trichlorodifluoropropane	0.13
	HCFC-243 known as dichlorotrifluoropropane	0.12
	HCFC-244 known as chlorotetrafluoropropane	0.14
	HCFC-251 known as trichlorofluoropropane	0.01
	HCFC-252 known as dichlorodifluoropropane	0.04
	HCFC-253 known as chlorotrifluoropropane	0.03
	HCFC-261 known as dichlorofluoropropane	0.02
	HCFC-262 known as chlorodifluoropropane	0.02
	HCFC-271 known as chlorofluoropropane	0.03
(2)	All other HCFCs not specifically listed.	
(3)	All isomers and mixtures containing any other substance listed in this Schedule or a Category II substance.	

CATEGORY III SUBSTANCES

(HYDROFLUOROCARBONS (HFCs))

			Ozone Depleting Potential
(1)	HFC-23	known as trifluoromethane	0.0
	HFC-32	known as difluoromethane	0.0
	HFC-125	known as pentafluoroethane	0.0
	HFC-134	known as tetrafluoroethane	0.0
	HFC-143	known as trifluoroethane	0.0
	HFC-152	known as difluoroethane	0.0
	HFC-161	known as monofluoroethane	0.0
	HFC-227	known as heptafluoropropane	0.0
	HFC-236	known as hexafluoropropane	0.0
	HFC-245	known as pentafluoropropane	0.0
	HFC-254	known as tetrafluoropropane	0.0
	HFC-263	known as trifluoropropane	0.0
	HFC-272	known as difluoropropane	0.0
	HFC-281	known as fluoropropane	0.0
(2)	All other HFCs not specifically listed.		
(3)	All isomers and mixtures containing any other substance listed in this Schedule as a Category III substance.		

CATEGORY IV SUBSTANCES**(PERFLUOROCARBONS (PFCs))**

			Ozone Depleting Potential
(1)	FC-14	known as tetrafluoromethane	0.0
	FC-116	known as hexafluoroethane	0.0
	FC-218	known as octafluoropropane	0.0
	FC-3-10	known as decafluorobutane	0.0
	FC-4-1-12	known as dodecafluoropentane	0.0
	FC-5-1-14	known as tetradecafluorohexane	0.0
(2)	All other perfluorocarbons not specifically listed.		
(3)	All isomers and mixtures containing any other substance listed in this Schedule as a Category IV substance.		

EXPLANATORY NOTES

SECTION 1 amends the title of the regulations.

SECTION 2 adds definitions to clarify the meaning of terms used in the regulations.

SECTION 3 removes an application statement that is not needed.

SECTION 4 restricts the sale and servicing of chillers. Every chiller must have a purge unit designed to expel no more than 0.1 grams of a Category I substance for every gram of air purged.

SECTION 5 requires the owner of certain equipment to notify the Department of an accidental release of a regulated substance.

SECTIONS 6 and 7 clarify the process for registering a registered handler and increases the fee payable for registration.

SECTION 8 makes wording corrections to a provision regulating work on air conditioning equipment or refrigeration equipment or fire extinguishing equipment.

SECTION 9 deals with the recovery and recycling of regulated substances.

SECTION 10 restricts the disposal of air conditioning or refrigeration equipment or fire extinguishing equipment. It also sets out a schedule for the return to wholesalers of certain Category I substances and all Category II substances.

SECTIONS 11 and 12 make wording corrections and section 12 also sets out time limits on the use of Category I substances.

SECTION 13 makes improvements to a provision dealing with leak testing.

SECTION 14 deals with licensing and reporting requirements for wholesalers.

SECTION 15 requires the use of approved cylinders.

SECTION 16 prohibits the use of portable fire extinguishers containing a Category I substance.

SECTION 17 replaces Schedule A of the regulations to correct minor errors and to add Category III substances to the Schedule.

SECTION 18 amends Schedules C and D to reflect the change of title of the regulations.

SECTION 19 amends Schedule D to reflect the change of name of the Department.

SECTION 20 provides for the commencement of these regulations.

Certified a true copy,

W. Alexander (Sandy) Stewart
Clerk of the Executive Council

EC2004-576

**ENVIRONMENTAL PROTECTION ACT
WASTE RESOURCE MANAGEMENT REGULATIONS
AMENDMENT**

(Approved by His Honour the Lieutenant Governor in Council dated 12 October 2004.)

Pursuant to section 25 of the *Environmental Protection Act* R.S.P.E.I. 1988, Cap. E-9, Council made the following regulations:

1. Section 1 of the *Environmental Protection Act* Waste Resource Management Regulations (EC691/00) is amended

(a) by the addition of the following after clause 1(cc):

manifest form

(dd) “manifest form” means the manifest form as set out in Schedule D of these regulations;

(b) by the revocation of clause (hh.1).

2. (1) Subsection 2.1(1) of the regulations is amended

(a) in clause (a), by the deletion of the words “subsection (2)” and the substitution of the words “subsection (4)”; and

(b) by the revocation of clause (b) and the substitution of the following:

(b) completes a manifest form, as set out in Schedule D of these regulations, prior to transporting the hazardous waste off the site at which it was produced.

(2) Subsection 2.1(5) of the regulations is amended

(a) in clause (a), by the deletion of the words “waste manifest form on-site” and the substitution of the words “manifest form, completed pursuant to subsection (1),”;

(b) in clause (b), by the deletion of the words “waste manifest form” and the substitution of the words “original manifest form, completed pursuant to subsection (1),”; and

(c) by the revocation of clause (c) and the substitution of the following:

(c) ensure that any copies of a manifest form that are required to be retained or sent to a department under this subsection are complete and show all of the information contained in the original manifest form completed pursuant to subsection (1).

(3) Section 2.1 of the regulations is amended by the addition of the following after subsection (5):

(6) Subsection (1) does not apply to a carrier, receiver, generator or person who operates a waste-generating facility in respect of the transportation of hazardous waste off the site at which it was produced if the carrier, receiver, generator or person who operates a waste-generating facility

Application of
subsection (1)

(a) transports the hazardous waste to a destination outside the province for recycling; and

(b) holds an applicable permit of Equivalent Level of Safety issued by Environment Canada.

3. These regulations come into force on October 23, 2004.

SCHEDULE D
MANIFEST FORM

MANIFEST - MANIFESTE

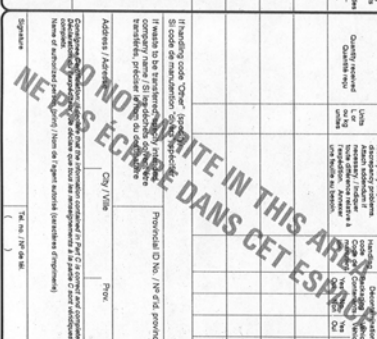
Manifester Reference No. / N° de référence du manifeste

Reference nos. of other Manifests / N°s de références des autres manifestes (Utiliser)

Form with sections A (Consigneur), B (Carrier), and C (Consignee). Includes fields for company name, address, shipping date, and vehicle details. Includes a table for item details with columns for quantity, unit, and classification.

MODE OCT-1977 (11/7/96)

Instructions for completion and distribution on reverse / Instructions pour compléter et distribuer au verso Copy/Copie 1 (white/blanche)



EXPLANATORY NOTES

These amendments add a requirement to complete and submit copies of a prescribed manifest form for shipments of hazardous waste. These amendments also exempt a carrier of hazardous waste from the obligation to complete and submit such manifest forms in respect of shipments of hazardous waste to destinations outside of the province.

Certified a true copy,
W. Alexander (Sandy) Stewart
Clerk of the Executive Council

PART II
REGULATIONS INDEX

Chapter Number	Title	Original Order Reference	Amendment	Authorizing Order and Date	Page
C-9	Civil Service Superannuation Act Contributions for Eligible Prior Employment Regulations		[new] [eff] Oct. 23/04	EC2004-572 (12.10.04)	187-190
	Contributions for Service Prior to Permanent Appointment Regulations	EC554/64	[rev] [eff] Oct. 23/04	EC2004-572 (12.10.04)	189
E-9	Environmental Protection Act Ozone Depleting Substances and Replacement Regulations Retitled: Ozone Layer Protection Regulations	EC619/94	Title Change s.1(c) s.1(e) [R&S] s.1(e.1) [added] s.1(e.2) [added] s.1(e.3) [added] s.1(e.4) [added] s.1(e.5) [added] s.1(f), (g) [rev] s.1(h.1) [added] s.1(m) [R&S] s.1(n) [R&S] s.1(p.1) [added] s.2 [rev] s.3(2) [R&S] s.3(3) [rev] s.4 [renum] 4(1) s.4(1)(a) [R&S] s.4(2) [added] s.5(a) [R&S] s.5(b) s.6(1) [R&S] s.6(3) s.7(1) s.7(3) [R&S] s.7(4) s.8(1) [R&S] s.8(2) [rev] s.8(6) [rev] s.8(7) [rev] s.8.1 [added] s.8.2 [added] s.9(1)(b) s.10(1) s.10(3) [R&S] s.10(4) [added] s.10(5) [added] s.10(6) [added] s.10(7) [added] s.10(8) [added] s.11(1) [R&S]	EC2004-575 (12.10.04)	190-202

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			s.11(1.1) [added] s.11(1.2) [added] s.11(4) [R&S] s.11(5) [R&S] s.13(1) [R&S] s.13(2) [R&S] s.14(1) [R&S] s.16 [R&S] Sched. A [R&S] Sched. C Sched. D [eff] Oct. 23/04		
	Waste Resource Management Regulations	EC691/00	s.1(dd) [added] s.1(hh.1) [rev] s.2.1(1)(a) s.2.1(1)(b) [R&S] s.2.1(5)(a) s.2.1(5)(b) s.2.1(5)(c) [R&S] s.2.1(6) [added] [eff] Oct. 23/04	EC2004-576 (12.10.04)	202-205