

Royal Gazette

Prince Edward Island

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Charlottetown, Prince Edward Island, March 6, 2021

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

TAKE NOTICE that 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
DOIRON, Wanda Elaine Charlottetown Queens Co., PE March 6, 2021 (10-23)*	Debbie MacRae (EX.)	HBC Law Corp. 25 Queen Street Charlottetown, PE
EGAN, Paul Raymond (also known as Rev. Paul Raymond Egan) Maplewood Queens Co., PE March 6, 2021 (10-23)*	Michael Dwayne Egan (EX.)	Key Murray Law 494 Granville Street Summerside, PE
GRAHAM, Kenneth Wallace Alberton Prince Co., PE March 6, 2021 (10-23)*	Layton Graham (EX.) Lorna Collicutt (EX.)	Key Murray Law 494 Granville Street Summerside, PE
HUESTIS, Frances Doreen Summerside Prince Co., PE March 6, 2021 (10-23)*	Lowleen Read (formerly known as Lowleen Coles) (EX.) Holly Martin (EX.) Ronald Huestis (EX.)	Donald Schurman 155A Arcona Street Summerside, PE
JELLEY, Calvin Harvey O'Leary Prince Co., PE March 6, 2021 (10-23)*	Linda Jelley (EX.)	Key Murray Law 446 Main Street O'Leary, PE

*Indicates date of first publication in the Royal Gazette.

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LeCLAIR, Eric Eloi Charlottetown Queens Co., PE March 6, 2021 (10-23)*	Yvonne LeClair (EX.)	Campbell Stewart 137 Queen Street Charlottetown, PE
MARTIN, Gerald "Gerry" Joseph Tignish Prince Co., PE March 6, 2021 (10-23)*	Randy Martin (EX.)	Cox & Palmer 347 Church Street Alberton, PE
MOASE, Catherine C. (also known as Katherine C. Moase and Catherine Caroline Moase) Charlottetown, PE March 6, 2021 (10-23)*	Rachael M. Moase (EX.), Brittany C. Mitchell (formerly known as Brittany C. Moase) (EX.), Danielle M. Moase (EX.)	Campbell Stewart 137 Queen Street Charlottetown, PE
PINEAU, James Edwin Charlottetown Queens Co., PE March 6, 2021 (10-23)*	Jacqueline Shirley Pineau (EX.) Kevin Joseph Pineau (EX.)	Campbell Stewart 137 Queen Street Charlottetown, PE
TUCK, Catherine Elizabeth Charlottetown Queens Co., PE March 6, 2021 (10-23)*	Gertrude Elizabeth Eayrs (EX.)	Ian Bailey 513B North River Road Charlottetown, PE
WAITE, Clark Joseph Grahams Road Queens Co., PE March 6, 2021 (10-23)*	Bianca Lorraine Mugford (AD.)	Cox & Palmer 250 Water Street Summerside, PE
BLANCHARD, Bertha Mary (also known as Mary Bertha Blanchard) Charlottetown Queens Co., PE February 27, 2021 (9-22)	Nicole Rhea Blanchard (EX.) (formerly known as Nicole Rhea Boutilier) Michelle Thérèse Blanchard (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
BRYANTON, Dorothy Anne Lorraine (also known as Dorothy Ann Bryanton) O'Leary, Prince Co., PE February 27, 2021 (9-22)	Harry Claude Bryanton (EX.)	Cox & Palmer 347 Church Street Alberton, PE

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CAIRNS, Helen Ann Freetown Prince Co., PE February 27, 2021 (9-22)	William C. Cairns (EX.) John S. Cairns (EX.) James E. Cairns (EX.)	Key Murray Law 494 Granville Street Summerside, PE
CLOW, Earl Vincent Belfast Queens Co., PE February 27, 2021 (9-22)	Faye Lena Grace Clow (EX.)	Campbell, Stewart 137 Queen Street Charlottetown, PE
COLLETT, Allan (also known as Allan Claire Collett) Summerside Prince Co., PE February 27, 2021 (9-22)	Wayne Collett (EX.) Shawn Barlow (EX.)	Key Murray Law 494 Granville Street Summerside, PE
LAM, Helen Wei-Yu Charlottetown Queens Co., PE February 27, 2021 (9-22)	Meryl A. Cook (EX.) John C. Y. Lam (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
LAMBE, John Arthur Albany Prince Co., PE February 27, 2021 (9-22)	Dorothy P. Young (EX.)	Key Murray Law 494 Granville Street Summerside, PE
MacDONALD, John James Souris Kings Co., PE February 27, 2021 (9-22)	Stephen MacDonald (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE
HAMBLY, Rodney Ernest MacFadyen (also known as Rodney E. M. Hambly) Stratford, Queens Co., PE February 27, 2021 (9-22)	Lana Hambly (EX.) (also known as Lana Darlene Hambly)	T. Daniel Tweel 105 Kent Street Charlottetown, PE
LUTZ, Eldon Montague Kings Co., PE February 27, 2021 (9-22)	Office of the Public Trustee and Guardian (AD.)	E.W. Scott Dickieson Law Office 10 Pownall Street Charlottetown, PE

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HICKEY, Arnold James St. Johns Newfoundland February 20, 2021 (8-21)	Carolyn Humber (EX.)	McCabe Law 193 Arnett Avenue Summerside, PE
KNUDSON, Terence Michael Charlottetown Queens Co., PE February 20, 2021 (8-21)	Robert Thomas Knudson (EX.)	Lecky Quinn 129 Water Street Charlottetown, PE
SCALES, Patricia K. (also known as Patricia Kathleen Scales) Charlottetown Queens Co., PE February 20, 2021 (8-21)	Alan K. Scales (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
WARE, Anthony George Newman Charlottetown Queens Co., PE February 20, 2021 (8-21)	Beverley Lynne (Ware) Kays (EX.) (also known as Beverley Lynne Ware)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
GAUDET, Daniel Kensington Prince Co., PE February 20, 2021 (8-21)	Judy Gaudet (AD.)	Judy Gaudet 11-181 Carvell Street Summerside, PE
HOUSTON, Janet Eleanor Charlottetown Queens Co., PE February 20, 2021 (8-21)	Judy Sherry (AD.)	Campbell Lea 65 Water Street Charlottetown, PE
CAMPBELL, Donna Lynn (also known as Donna Lynne Campbell) Scotchfort Queens Co., PE February 13, 2021 (7-20)	Gerard Holland (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
CLARK, Larry R. (also known as Larry Robert Clark) Charlottetown Queens Co., PE February 13, 2021 (7-20)	John R. Bentley (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE

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DRYSDALE, Elizabeth Joan Charlottetown Queens Co., PE February 13, 2021 (7-20)	Robert L. Sear (EX.) Thomas A. Sear (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
M' CLOUD, Alexander Larter Montague Kings Co., PE February 13, 2021 (7-20)	Phoenix Horrocks (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE
MORRIS, Margaret Bernadette Clyde River Queens Co., PE February 13, 2021 (7-20)	D'Arcy Joseph Morris (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
RYAN, Elmer John Morell Kings County, PE February 13, 2021 (7-20)	Mary Sheila Ryan (AD.)	Boardwalk Law Office 20 Great George Street Charlottetown, PE
BIRT, Harold James "Jim" Charlottetown Queens Co., PE February 6, 2021 (6-19)	David Alan Birt (EX.)	Birt & McNeill 138 St. Peters Road Charlottetown, PE
COOK, Roberta (also known as Roberta Longard Cook) Belle River Queens Co., PE February 6, 2021 (6-19)	James Robert Cook (EX.) Francis Charles Cook (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE
DOUCETTE, David Walter Charlottetown Queens Co., PE February 6, 2021 (6-19)	Katherine Margaret Cudmore (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
McIVER, Donna Margaret Charlottetown Queens Co., PE February 6, 2021 (6-19)	Jonathan Greenan (EX.) (also known as Jonathan Bruce Greenan)	Key Murray Law 494 Granville Street Summerside, PE

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MacISAAC, Neil William Souris Kings Co., PE February 6, 2021 (6-19)	Mary Catherine Gille (nee MacIsaac) (AD.)	Key Murray Law 106 Main Street Souris, PE
COBB, Thomas Ronald Hamilton Prince Co., PE January 30, 2021 (5-18)	Ronda Marie Baltzer (EX.) (also known as Ronda Marie Cobb)	Key Murray Law 494 Granville Street Summerside, PE
COFFIN, Helen Mary Mount Stewart Queens Co., PE January 30, 2021 (5-18)	Velma Affleck (EX.), Bonnie Coffin (EX.) (also known as Bonnie Biggar), Allan Coffin (EX.) (also known as Alan D. Coffin)	Cox & Palmer 97 Queen Street Charlottetown, PE
COURT, John Henry Charlottetown Queens Co., PE January 30, 2021 (5-18)	John Andrew Court (EX.)	Campbell Lea 65 Water Street, Suite 400 Charlottetown, PE
McKINLEY, Lane George Pinette Bridge Queens Co., PE January 30, 2021 (5-18)	Jackie Dawn Gillis (EX.)	Boardwalk Law 20 Great George Street Charlottetown, PE
MURPHY, Vernon Carl Sea View Queens Co., PE January 30, 2021 (5-18)	Janet Hazel Murphy (EX.)	McCabe Law 193 Arnett Avenue Summerside, PE
PERRY, Herbert John Darrell (also known as Herbie Darrell John Perry) Tignish, Prince Co., PE January 30, 2021 (5-18)	Harley Perry (EX.)	Cox & Palmer 347 Church Street Alberton, PE
PROSSER, James (also known as James Alan Prosser) Virginia Beach Virginia, USA January 30, 2021 (5-18)	Donna Marie Prosser (EX.)	Cox & Palmer 250 Water Street Summerside, PE

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RAFUSE, Mary E. D. Belfast Queens Co., PE January 30, 2021 (5-18)	J. Charles O'Brien (EX.)	Campbell Stewart 137 Queen Street Charlottetown, PE
SAVIDANT, Mary Mildred Summerside Prince Co., PE January 30, 2021 (5-18)	Allan Savidant (EX.)	Cox & Palmer 250 Water Street Summerside, PE
THOMAS, Grace (also known as Grace Christine Thomas) Alberton Prince Co., PE January 30, 2021 (5-18)	Linda Cheryl McGill (EX.) (also known as Linda Cheryl Thomas)	J. Andrew D. Campbell 347 Church Street Alberton, PE
BOELHOUWER, Elaine Helen Tyne Valley Prince Co., PE January 30, 2021 (5-18)	Glenna Truman (AD.)	Scott Dickieson Law Office 10 Pownal Street Charlottetown, PE
HICKEN, Jordan Steven Lee Lower Montague Kings Co., PE January 30, 2021 (5-18)	Trevor Hicken (AD.)	Karen MacLeod 4A Riverside Drive Montague, PE
MATTHEWS, Nancy Joan Charlottetown Queens Co., PE January 30, 2021 (5-18)	William Edgar Matthews (AD.)	William Edgar Matthews 19 Cohen Court Charlottetown, PE
MacEACHERN, Vera L. Charlottetown Queens Co., PE January 23, 2021 (4-17)	Isabel Deroche (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE
REEVES, Constance Joan Clinton Queens Co., PE January 23, 2021 (4-17)	Ronald Melvin Reeves (EX.) Rayna Megan LaPierre (EX.)	Ronald Reeves 4 Andrews Drive Kensington, PE

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SEXTON, Baden Joseph Doaktown New Brunswick January 23, 2021 (4-17)	Dorothy Catherine Sexton (EX.)	Cox & Palmer 250 Water Street Summerside, PE
TRAINOR, Frances Joyce Charlottetown Queens Co., PE January 23, 2021 (4-17)	Virginia Catherine Trainor (EX.)	Lecky Quinn 129 Water Street Charlottetown, PE
COOK, Charles Edgar Wood Islands Queens Co., PE January 23, 2021 (4-17)	Janice Gamble (AD.) Charlotte Acorn (AD.)	Cox & Palmer 4A Riverside Drive Montague, PE
BILLA, Aime Rene Ernest Saint-Laurent Quebec January 16, 2021 (3-16)	Agnes Billa (EX.)	T. Daniel Tweel Law Corp. 105 Kent Street Charlottetown, PE
CARPENTER, Joseph Louis Rollo Bay Kings Co., PE January 16, 2021 (3-16)	Kenneth Joseph Carpenter (EX.)	Atlantic Fusion 208 Queen Street Charlottetown, PE
DAVIDGE, William James Nepean Ontario January 16, 2021 (3-16)	Dorothy June Davidge (EX.)	McLellan Brennan 37 Central Street Summerside, PE
DOUCETTE, Donald Vincent North Rustico Queens Co., PE January 16, 2021 (3-16)	Leslie Jordan (EX.)	E.W. Scott Dickieson Law Office 10 Pownal Street Charlottetown, PE
GAY, Earl Gladstone Eldon Queens Co., PE January 16, 2021 (3-16)	Robert Gay (EX.) Gordon Gay (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE

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MacKINNON, Arthur John St. Peters Bay Kings Co., PE January 16, 2021 (3-16)	Kimberley Anne Gill (EX.) (also known as Kimberly Ann Gill)	Cox & Palmer 97 Queen Street Charlottetown, PE
MENNIE, Sarah May (also known as Sarah Mae "Sally" Mennie) Charlottetown, Queens Co., PE January 16, 2021 (3-16)	Kenneth Hyde Mayhew (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
NICOLLE, Jeremiah John (also known as Jeremiah (Jerry) Nicolle) Beach Point, Kings Co., PE January 16, 2021 (3-16)	Helen J. Nicolle (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE
MOODY, Kevin George Montague Kings Co., PE January 16, 2021 (3-16)	Kelly Lynn Moody (AD.) Mitchell Joseph Moody (AD.)	Campbell Lea 65 Water Street Charlottetown, PE
HARRELL, Peter Percy Fernwood Prince Co., PE January 2, 2021 (1-14)	Donald Burns (EX.)	Key Murray Law 494 Granville Street Summerside, PE
LYONS, Ethel Joyce (Jenkins) Murray Harbour Kings Co., PE January 2, 2021 (1-14)	Katherine Jill Harris (EX.)	Angela R. Jordan Law Office 10 Anne Crescent Stratford, PE
POIRIER, Joseph Alphonse Milton Station Queens Co., PE January 2, 2021 (1-14)	Marie Butler (EX.) Michael Butler (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
TSAI, Pi Chi Taichung City (formerly, Stratford, Queens Co., PE) Taiwan (ROC) January 2, 2021 (1-14)	Cheng, Hung-Chun (EX.)	McInnes Cooper 141 Kent Street Charlottetown, PE

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MacPHERSON, Krista Erwin Charlottetown Queens Co., PE January 2, 2021 (1-14)	Ralph Allison Brody Josey (AD.)	Lecky Quinn 129 Water Street Charlottetown, PE
CAMPBELL, Sadie Irene Charlottetown Queens Co., PE December 26, 2020 (52-13)	Michael Campbell (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
CORCORAN, Gerarda Mary Summerside Prince Co., PE December 26, 2020 (52-13)	Cheryl Bradley (EX.) The Bank of Nova Scotia Trust Company (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
CREAMER, Claude Emmanuel Cornwall Queens Co., PE December 26, 2020 (52-13)	Freda Genevieve Creamer (EX.)	E.W. Scott Dickieson Law Office 10 Pownal Street Charlottetown, PE
LLEWELLYN, E. Jean (also known as Ella Jean Llewellyn) Gaspereaux Kings Co., PE December 26, 2020 (52-13)	David Llewellyn (EX.) Kevin Llewellyn (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE
MacLEAN, Olive Romaine (also known as Romaine Olive MacLean) Coleman, Prince Co., PE December 26, 2020 (52-13)	Shirley Poulton (EX.)	Cox & Palmer 347 Church Street Alberton, PE
O'BRIEN, Irene Charlottetown Queens Co., PE December 26, 2020 (52-13)	John O'Brien (EX.) (also known as John Robert O'Brien)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
SAMPSON, James Gary Charlottetown Queens Co., PE December 26, 2020 (52-13)	Barbara Ann Sampson (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE

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SHEIDOW, Douglas Gordon Stratford (formerly of Mount Mellick) Queens Co., PE December 26, 2020 (52-13)	Lori P. Sheidow (EX.) Donald Douglas Sheidow (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
GREGORY, Donald Edmund Parsonsfield State of Maine, U.S.A. December 26, 2020 (52-13)	Margaret Graffam (AD.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
CARRAGHER, Laurentia (also known as Laurentia Helena Carragher) North Wiltshire Queens Co., PE December 19, 2020 (51-12)	Vivian Carragher (EX.)	Carr Stevenson & MacKay 65 Queen Street Charlottetown, PE
CURRIE, Frederick W. (also known as Fredrick Wendell Currie) Rice Point, Queens Co., PE December 19, 2020 (51-12)	Lowell Oakes (EX.)	Philip Mullally Law Office 151 Great George Street Charlottetown, PE
MOORE, David Paul Montague Kings Co., PE December 19, 2020 (51-12)	Lora Jeanna Kemp (EX.)	Birt & McNeill 138 St. Peters Road Charlottetown, PE
RONAN, James Robert Summerside Prince Co., PE December 19, 2020 (51-12)	John Ronan (EX.)	Cox & Palmer 250 Water Street Summerside, PE
TAYLOR, Eric Scott Charlottetown Queens Co., PE December 19, 2020 (51-12)	Ivan Taylor (EX.)	E.W. Scott Dickieson Law Office 10 Pownal Street Charlottetown, PE
WALSH, Rose Mary Morell East Kings Co., PE December 19, 2020 (51-12)	Francis Walsh (AD.)	Cox & Palmer 4A Riverside Drive Montague, PE

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CAMPBELL, John Patrick Charlottetown Queens Co., PE December 12, 2020 (50-11)	Sister Joan Cecelia Campbell, CSM (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
GALLANT, Clarence Joseph "Kye", Sr. Summerside Prince Co., PE December 12, 2020 (50-11)	Linda Landry (EX.)	Cox & Palmer 250 Water Street Summerside, PE
HEANEY, Kenneth Ralph Clinton Queens Co., PE December 12, 2020 (50-11)	Nancy Wanda Heaney (EX.)	Cox & Palmer 250 Water Street Summerside, PE
LEA, William Gordon Charlottetown Queens Co., PE December 12, 2020 (50-11)	James Lea (EX.)	Campbell Lea 65 Water Street Charlottetown, PE
MURRAY, Marie Therese Belfast Queens Co., PE December 12, 2020 (50-11)	David Forsythe (EX.)	Campbell Lea 65 Water Street Charlottetown, PE
READ, Nelson Verne Stratford Queens Co., PE December 12, 2020 (50-11)	Carolyn Murphy (EX.) Paul Read (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
ROBERTSON, Paul Athol Montague Kings Co., PE December 12, 2020 (50-11)	Marjorie Robertson (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE
SCALES, David Austin Charlottetown Queens Co., PE December 12, 2020 (50-11)	John D. Scales (EX.) R. Kent Scales (EX.) Brian E. Scales (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE

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DIMPSEY, Phyllis E. Groton Connecticut, USA December 12, 2020 (50-11)	Margo E. Lewis (AD.)	McCabe Law 193 Arnett Avenue Summerside, PE
COOKE, Margaret Sarah Summerside Prince Co., PE December 5, 2020 (49-10)	BMO Trust Company (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
GALLANT, Dorothy Phyllis (also known as Phyllis D. Gallant) Wellington Prince Co., PE December 5, 2020 (49-10)	Joseph Gerard Donald Arsenault (EX.) Boyd Ross (EX.)	Key Murray Law 494 Granville Street Summerside, PE
GILLESPIE, John "Jack" (also known as John Daniel Gillespie) Summerside Prince Co., PE December 5, 2020 (49-10)	Juliette A. Dugay (EX.)	Robert McNeill 251 Water Street Summerside, PE
MacLEAN, Lorne Harold Clyde River Queens Co., PE December 5, 2020 (49-10)	Donald H. MacLean (EX.) Robert A. MacLean (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
McKENNA, Mary Agnes Charlottetown Queens Co., PE December 5, 2020 (49-10)	Gerard Peters (EX.)	Philip Mullally, Q.C. 151 Great George Street Charlottetown, PE
WATTS, Norman "Harold" Charlottetown Queens Co., PE December 5, 2020 (49-10)	Grant Watts (EX.)	Birt & McNeill 138 St. Peters Road Charlottetown, PE
WESTAWAY, Enola Lorraine Fort Augustus Queens Co., PE December 5, 2020 (49-10)	Scott Westaway (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE

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ARSENAULT, Joey Marc Charlottetown Queens Co., PE December 5, 2020 (49-10)	Sally McKinley (AD.)	Cox & Palmer 250 Water Street Summerside, PE
MARTIN, Archibald Willard Summerside Prince Co., PE December 5, 2020 (49-10)	Margaret Louise Martin (AD.)	Key Murray Law 494 Granville Street Summerside, PE
SELLICK, Roger Raymond Albany Prince Co., PE December 5, 2020 (49-10)	Phyllis June Sellick (AD.)	Cox & Palmer 250 Water Street Summerside, PE
SHEA, Walter G. Waterford Prince Co., PE December 5, 2020 (49-10)	Sarah Brown (AD.)	Sarah Brown 19 Newlands Avenue Hamilton, ON

The following order was approved by Her Honour the Lieutenant Governor in Council dated February 23, 2021.

EC2021-127

**PROVINCIAL COURT ACT
BILINGUAL JUDGES
APPOINTMENTS**

Pursuant to section 2.1 of the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25 Council appointed the following persons, bilingual Judges of the Provincial Court of New Brunswick, to preside over proceedings in the Provincial Court of Prince Edward Island when an accused has requested that the proceedings be conducted in French, effective February 23, 2021:

Judge Nicole Angers
Judge Suzanne Bernard
Judge Marco Cloutier
Judge Joanne Durette
Judge Natalie H. LeBlanc
Judge Johanne Marguerite Landry
Judge Brigitte Sivret
Judge Brigitte Volpé

Signed,

Paul T. Ledwell
Clerk of the Executive Council and Secretary to Cabinet

PROCLAMATION

CANADA
PROVINCE OF PRINCE EDWARD ISLAND

(Great Seal)
ELIZABETH THE SECOND, by the
Grace of God of the United Kingdom,
Canada and Her other Realms and
Territories, QUEEN, Head of the
Commonwealth, Defender of the Faith.

HON. ANTOINETTE PERRY
Lieutenant Governor

TO ALL TO WHOM these presents shall come or whom the same may in any wise concern:

GREETING
A PROCLAMATION

WHEREAS in and by section 14 of Chapter 37 of the Acts passed by the Legislature of Prince Edward Island in the 1st Session thereof held in the year 2019 and in the sixty-eighth year of Our Reign intituled “An Act to Amend the Vital Statistics Act” it is enacted as follows:

“This Act comes into force on a date that may be fixed by proclamation of the Lieutenant Governor in Council.”,

AND WHEREAS it is deemed expedient that section 6(1)(a) of the said Act, Stats. P.E.I. 2019, c. 37 should come into force on the 6th day of March, 2021,

NOW KNOW YE that We, by and with the advice and consent of our Executive Council for Prince Edward Island, do by this Our Proclamation ORDER AND DECLARE that section 6(1)(a) of the said Act being the “An Act to Amend the Vital Statistics Act” passed in the sixty-eighth year of Our Reign shall come into force on the sixth day of March, two thousand and twenty-one of which all persons concerned are to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made Patent and the Great Seal of Prince Edward Island to be hereunto affixed.

WITNESS the Honourable Antoinette Perry, Lieutenant Governor of the Province of Prince Edward Island, at Charlottetown this twenty-third day of February in the year of Our Lord two thousand and twenty-one and in the seventieth year of Our Reign.

By Command,

PAUL T. LEDWELL
Clerk of the Executive Council and Secretary to Cabinet

PROCLAMATION

CANADA
PROVINCE OF PRINCE EDWARD ISLAND

(Great Seal)
ELIZABETH THE SECOND, by the
Grace of God of the United Kingdom,
Canada and Her other Realms and
Territories, QUEEN, Head of the
Commonwealth, Defender of the Faith.

HON. ANTOINETTE PERRY
Lieutenant Governor

TO ALL TO WHOM these presents shall come or whom the same may in any wise concern:

GREETING
A PROCLAMATION

WHEREAS in and by section 84 of Chapter 17 of the Acts passed by the Legislature of Prince Edward Island in the Third Session thereof held in the year 2017 and in the sixty-sixth year of Our Reign intituled “Water Act” it is enacted as follows:

“This Act comes into force on a date that may be fixed by proclamation of the Lieutenant Governor in Council.”,

AND WHEREAS it is deemed expedient that the said Act, Stats. P.E.I. 2017, c. 17 should come into force on the 16th day of June, 2021,

NOW KNOW YE that We, by and with the advice and consent of our Executive Council for Prince Edward Island, do by this Our Proclamation ORDER AND DECLARE that the said Act being the “Water Act” passed in the sixty-sixth year of Our Reign shall come into force on the sixteenth day of June, two thousand and twenty-one of which all persons concerned are to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made Patent and the Great Seal of Prince Edward Island to be hereunto affixed.

WITNESS the Honourable Antoinette Perry, Lieutenant Governor of the Province of Prince Edward Island, at Charlottetown this twenty-third day of February in the year of Our Lord two thousand and twenty-one and in the seventieth year of Our Reign.

By Command,

PAUL T. LEDWELL
Clerk of the Executive Council and Secretary to Cabinet

The following order was approved by Her Honour the Lieutenant Governor in Council dated March 2, 2021.

EC2021-138

**PUBLIC HEALTH ACT
CONTINUATION OF
DECLARATION
STATE OF PUBLIC HEALTH EMERGENCY**

WHEREAS a state of public health emergency was declared in Prince Edward Island on March 16, 2020, pursuant to Order-in-Council EC2020-174; and continued on April 15, 2020 by Order-in-Council EC2020-254; on May 15, 2020 by Order-in-Council EC2020-305; and on June 15, 2020 by Order-in-Council EC2020-350; on July 15, 2020 by Order-in-Council EC2020-435; on August 14, 2020 by Order-in-Council EC2020-488; on September 13, 2020 by Order-in-Council EC2020-542; on October 13, 2020 by Order-in-Council EC2020-603; on November 12, 2020 by Order-in-Council EC2020-649; on December 12, 2020 by Order-in-Council EC2020-724; on January 11, 2021 by Order-in-Council EC2021-1; and on February 10, 2021 by Order-in-Council EC2021-71;

WHEREAS Council has determined, on the advice of the Chief Public Health Officer, that a public health emergency continues to exist as a result of COVID-19 (coronavirus);

AND WHEREAS continued coordination of action or special measures are required in order to protect the public health of the population;

THEREFORE, Council continues Order-in-Council EC2020-174 pursuant to subsection 49(5) of the *Public Health Act*, R.S.P.E.I. Cap. P-30.1 effective March 12, 2021 for a period of thirty (30) days, unless it is sooner terminated or continued by Council.

Signed,

Paul T. Ledwell
Clerk of the Executive Council and Secretary to Cabinet

IN THE MATTER OF the *Public Health Act*, RSPEI 1988, c P-30.1 (the “Act”)

COVID-19 PREVENTION AND SELF-ISOLATION ORDER

TO: All persons residing in or present in Prince Edward Island; and

All businesses, services and organizations operating or carrying on business in Prince Edward Island

WHEREAS a state of public health emergency was declared in Prince Edward Island on March 16, 2020 as a result of the COVID-19 pandemic pursuant to Order in Council EC2020-174, and continued on April 15, 2020 by Order in Council EC2020-254, on May 15, 2020 by Order in Council EC2020-305, on June 15, 2020 by Order in Council EC2020-350, on July 14, 2020 by Order in Council EC2020-435, on August 14, 2020 by Order in Council EC2020-488, on September 13, 2020 by Order in Council EC2020-542, on October 13, 2020 by Order in Council EC2020-603, on November 12, 2020 by Order in Council EC2020-649, on December 12, 2020 by Order in Council EC2020-724, on January 11, 2021 by Order in Council EC2021-1 and on February 10, 2021 by EC2021-71;

AND WHEREAS in consultation with the Lieutenant Governor in Council, I believe it is reasonably necessary to impose special measures in the Province in order to protect the health of the population;

AND WHEREAS I, as the Chief Public Health Officer, pursuant to subsection 39(2) of the Act, believe on reasonable and probable grounds that:

- (a) a communicable disease, COVID-19, including any new variants of the virus causing COVID-19, exists or may exist in the Province;
- (b) the communicable disease presents a risk to the health of persons in the Province; and
- (c) the requirements specified in this Order are necessary to prevent, decrease or eliminate the risk to health presented by the communicable disease;

AND WHEREAS pursuant to subsection 39(1) of the Act, I, as the Chief Public Health Officer, may require a person to take or refrain from taking any action that is specified in this Order in respect of a communicable disease;

AND WHEREAS pursuant to clauses 49(2)(c.1) and (d) of the Act, I, as the Chief Public Health Officer, may order persons to refrain from entering or attending a public place or premises; to refrain from assembling in a public gathering in a specified area; limit the number of persons who will be permitted to attend a public gathering; or limit the purpose for a public gathering;

AND WHEREAS pursuant to clause 49(2)(g) of the Act, I, as the Chief Public Health Officer, may order any other measure that is reasonably believed to be necessary for the protection of the health of the population during the public health emergency;

AND WHEREAS the reasons for this Order are the global COVID-19 pandemic, the health risks posed by the pandemic, including health risks posed by new variants of the virus causing COVID-19, and the necessity to prevent, decrease or eliminate those health risks;

AND WHEREAS pursuant to subsection 56(1) of the Act, I, as the Chief Public Health Officer, may require any person to provide information that the Chief Public Health Officer reasonably considers necessary to:

- (a) assess the threat that a disease presents to public health and plan for and address the threat; or
- (b) evaluate and monitor the health and safety of the general public.

NOW THEREFORE, pursuant to my authority under subsections 39(1), 49(2), 49(3), and 56(1) of the Act, I hereby order as follows:

Definitions

1. In this Order:

- (a) “allowable services” means services that are not essential services and are appropriate to open to the public, as determined by the Chief Public Health Officer, with certain public health measures in place.
- (b) “close contact” means:
 - (i) A person who provides care for or has close physical contact with a person who is confirmed or suspected to be infected with COVID-19;
 - (ii) A person who has close physical contact with a person who is self-isolating as a result of potential exposure to COVID-19 (history of travel or a close contact with a positive case); or
 - (iii) A person who comes into direct contact with the infectious body fluids of a person who is confirmed or suspected to be infected with COVID-19;but does not include
 - A) a person who consistently and appropriately uses personal protective equipment while caring for a person who is confirmed or suspected to be infected with COVID-19; or
 - B) effective September 1, 2020, a person who is a member of the household of a person who is suspected to be infected with COVID-19 and is awaiting a COVID-19 test result.
- (c) “COVID-19 molecular test” means a COVID-19 screening or diagnostic test carried out by an accredited laboratory, including a test performed using the method of polymerase chain reaction (PCR) or reverse transcription loop-mediated isothermal amplification (RT-LAMP).
- (d) “essential services” means services that, if interrupted, would endanger the life, health, or personal safety of the whole or part of the population.
- (e) “household” means persons who normally reside together at a residence.
- (f) “mask” means a commercial medical or non-medical mask or home-made mask made in accordance with the Public Health Agency of Canada instructions located at: <https://www.canada.ca/en/public-health/services/diseases/2019-novel-coronavirus-infection/prevention-risks/sew-no-sew-instructions-non-medical-masks-face-coverings.html>, that covers the nose and mouth.
- (g) “public place” means any part of the following places accessible to the public, insofar as it is enclosed:
 - (i) a retail business, a shopping centre, or a building or room of a business where services are provided;

- (ii) a restaurant or a liquor licensed establishment;
 - (iii) a place of worship or faith gathering;
 - (iv) a place where activities or services of a cultural or entertainment nature are offered;
 - (v) a place where sports are played or recreational activities are carried on;
 - (vi) a rental hall or other place used to hold events, including conventions and conferences, or to hold receptions;
 - (vii) a place where Government services are available to the public;
 - (viii) a common area, including an elevator, in a tourism establishment, as defined under the *Tourism Industry Act* R.S.P.E.I. 1988, Cap. T-3.3;
 - (ix) a lobby, reception area, stairwell or elevator in an office building other than an apartment building;
 - (x) a common area or public space on a university or college campus; and
 - (xi) a train or bus station, a ferry terminal, or an airport.
- (h) “self-isolate” means compliance with the following measures:
- (i) A person must remain in their residence or residence grounds, except to seek medical care or due to extraordinary circumstances including reasons of personal safety. A person who resides in an apartment building, condominium, rental accommodation, rooming house, or other attached housing must remain on the residence’s property and maintain a two-metre distance from other persons at all times while in common areas, corridors, stairwells, elevators, other shared spaces, and outdoors;
 - (ii) If a person must leave their residence or the residence’s property for a reason outlined in clause (i) above, the person must maintain a two-metre distance from other persons at all times, other than during treatment by a health care worker; and
 - (iii) all additional self-isolation requirements published at:

<https://www.princeedwardisland.ca/en/information/health-and-wellness/covid-19-self-isolation>

Points of Entry

2. Every person arriving on Prince Edward Island at any and all points of entry shall:
- (a) stop when instructed to do so by a peace officer or public health official;
 - (b) answer any questions posed and provide all information requested by a peace officer, public health official, or health practitioner, including but not limited to: name, place of ordinary residence, license plate number, contact information, travel details, reason for travelling into the Province, occupation, employer, employer contact, work location and symptom information;
 - (c) if requested by a public health official or health practitioner, submit to such tests, including a COVID-19 molecular test, and examinations as may be required by the Chief Public Health Officer;

- (d) declare if they are experiencing symptoms of COVID-19 including coughing, difficulty breathing, or fever; and
- (e) provide complete details of their self-isolation plan.

Mandatory Self-Isolation

3. Unless exempted by the Self-Isolation Exemption Order, persons travelling into, residing in or present in Prince Edward Island who fall under any of the categories below shall self-isolate for the period of time specified:

- (a) Persons diagnosed with COVID-19 shall self-isolate for a period of at least 14 days after the onset of symptoms and such additional time until the person is cleared by a public health official.
- (b) Persons who are symptomatic and awaiting the results of a test for COVID-19 shall self-isolate as follows:
 - (i) Persons who are symptomatic with exposure criteria (history of travel or a close contact with a positive case) shall self-isolate for 14 days from the last potential exposure (date of return from travel or last contact with a positive case), regardless of whether a negative test result is received during that period;
 - (ii) Persons who are symptomatic without exposure criteria (no history of travel, no known contact with a positive case) are not required to self-isolate after receipt of a negative COVID-19 test result, unless otherwise instructed by a public health official.
- (c) Persons identified as a close contact of
 - (i) a confirmed case of COVID-19, or
 - (ii) a suspected case of COVID-19

shall self-isolate for a period of 14 days from the last day of being a close contact, regardless of whether a negative test result for COVID-19 is received during that period, unless otherwise instructed by a public health official. For greater certainty, a person is no longer considered a suspected case if they fall under clause 3(b)(ii) and have received a negative COVID-19 test result.

- (d) Household members of a person who is self-isolating as a result of potential exposure to COVID-19 (history of travel or a close contact with a positive case) shall self-isolate for a period of 14 days (or such further time as instructed by a public health official) from the last day of contact with the person who is self-isolating unless the person who is self-isolating, while staying in the same residence:
 - (i) has their own separate room in the residence;
 - (ii) sanitizes their hands before leaving the separate room;
 - (iii) wears a non-medical mask when outside the separate room;
 - (iv) avoids being in the same space as other household members;

- (v) has their own bathroom, or if sharing a bathroom in the residence, cleans high-touch surfaces (e.g. doorknob, tap, toilet handle, sink, tub) after each use;
 - (vi) has food and beverages prepared by others and accesses them in a non-contact manner;
 - (vii) does not share dishes, drinking glasses, cups, eating utensils, towels, bedding or other household items with others in the residence;
 - (viii) keeps their personal items (e.g. toothbrush, cups, cell phones, tablets, laptops) separate from those belonging to other household members; and
 - (ix) does not share food, drinks, cigarettes or any other orally-consumed items with household members.
- (e) Persons travelling into the Province from outside Canada on and after March 8, 2020 shall self-isolate for 14 days from the date of their entry to Canada or for the duration of their stay in the Province (if shorter than 14 days), regardless of whether a negative test result for COVID-19 is received during that period.
- (f) Persons travelling into the Province from within Canada on and after March 21, 2020 shall self-isolate for 14 days or for the duration of their stay in the Province (if shorter than 14 days), regardless of whether a negative test result for COVID-19 is received during that period.

Mandatory Self-Isolation – Temporary Foreign Workers

4. Subject to section 5, effective April 17, 2020 at 8:00 a.m., all temporary foreign workers travelling into the Province shall self-isolate for 14 days at a quarantine facility designated by the Minister of Health and Wellness, regardless of whether a negative test result for COVID-19 is received during that period.
5. The following temporary foreign workers are exempt from the requirements in section 4:
- (a) temporary foreign workers employed by an employer that has submitted a transition plan which addresses self-isolation requirements, and which plan has been approved by the Chief Public Health Officer; and
 - (b) such other temporary foreign workers as may be otherwise exempted by the Chief Public Health Officer under exceptional circumstances, provided satisfactory arrangements have been made for the temporary foreign worker to comply with self-isolation requirements.
6. Temporary foreign workers exempted from the requirements of section 4 who travel into the Province shall remain subject to the requirement to self-isolate in accordance with this Order, an applicable transition plan, and applicable directions of the Chief Public Health Officer.

Testing Requirements

7. Every person present in Prince Edward Island shall submit to such tests, including a COVID-19 molecular test, and examinations as may be required by the Chief Public Health Officer.

Masking Requirements

8. Effective 12:01 a.m. November 20, 2020, all persons must wear a mask while present in a public place.

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9. Notwithstanding section 8, a person is exempt from the requirement to wear a mask while present in a public place if the person:
- (a) is less than 2 years of age;
 - (b) is age 2 to 5 years and will not wear a mask;
 - (c) is a person for whom the wearing of the mask is not possible because of the person's medical condition;
 - (d) cannot remove their mask without assistance;
 - (e) is reasonably accommodated by not wearing a mask in accordance with the *Human Rights Act*, R.S.P.E.I. 1988, Cap. H-12;
 - (f) is in the public place receiving care or being provided a service or while participating in a physical or other activity requiring the mask be removed, in which case the person may remove the mask for the duration of the care, service or activity;
 - (g) removes the mask momentarily for identification or ceremonial purposes;
 - (h) is in a courtroom, jury room or secured area in a courthouse, or room where a proceeding or meeting of an administrative tribunal established by legislation is being held;
 - (i) is consuming food or a beverage in a public place;
 - (j) is a performer, performers in a small group or an officiant in the course of performing activities requiring the playing of a wind instrument, or vocalization such as talking or singing at the following events or activities:
 - (i) conventions, conferences or speaking engagements;
 - (ii) social events;
 - (iii) arts and culture events;
 - (iv) sports and physical activity; or
 - (v) weddings, funerals and other faith gatherings.
10. Effective 12:01 a.m. November 20, 2020, all persons must wear a mask while travelling on vehicles providing transportation to the public, including:
- (a) any public transit, including municipally-operated buses;
 - (b) any public passenger vehicle, including community transit vehicles, commercial vehicles (shuttle vans), and vehicles providing charters or tours or both;
 - (c) any school buses operated by an education authority under the *Education Act*, R.S.P.E.I. 1988, Cap. E-.02, and any vehicles of any capacity operated by private schools registered under the *Private Schools Act*, R.S.P.E.I. 1988, Cap. P-20.01;

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- (d) commuter vehicles, courtesy vehicles, vans, mini-buses, or buses of any passenger capacity providing services to the public;
 - (e) taxicabs, as defined in the *Highway Traffic Act*, R.S.P.E.I. 1988, Cap. H-5, operating in Prince Edward Island.
11. Notwithstanding section 10, the following persons are exempt from the requirement to wear a mask while travelling on vehicles providing transportation to the public:
- (a) a person who is less than 2 years of age;
 - (b) a person who is age 2 to 5 years and will not wear a mask;
 - (c) a person for whom the wearing of a mask is not possible because of the person's medical condition;
 - (d) a person who cannot remove their mask without assistance; and
 - (e) a person who is reasonably accommodated by not wearing a mask in accordance with the *Human Rights Act*, supra.
12. A person may remove the mask momentarily for identification purposes when boarding any public transit set out in section 10.
13. The requirements to wear a mask as set out in this Order do not apply to persons in public places that are in compliance with the following, as applicable:
- (a) Directive on Visitation to Long-Term Care Facilities and Nursing Homes;
 - (b) Directive on Schools;
 - (c) Directive on Licensed Child Care Centres;
 - (d) Guidance for Unlicensed Child Care Centres; and
 - (e) Private Community Care Facilities Visitation Guidance.
14. For greater certainty, the requirements to wear a mask as set out in this Order are the minimum standards that persons, businesses, services and organizations must adhere to, and where the business, service or organization's operational plan required in accordance with this Order imposes a greater standard, then that standard applies.
15. For greater certainty, the requirements to wear a mask as set out in this Order do not replace the importance of compliance with all other public health preventative measures required such as physical distancing and hand hygiene.
16. For greater certainty, nothing in this Order affects in any way the masking requirements set out in the Self-Isolation Exemption Order.

Businesses, Services and Organizations

17. Effective March 17, 2020, businesses, services and organizations that are not an essential service or an allowable service shall not offer or provide services to the public at a location that is accessible to the public.

18. Effective February 28, 2021, businesses, services and organizations outlined here must comply at all times with the preventative measures described in this section, in addition to following all applicable public health measures:
 - (a) Operators of businesses, services and organizations that offer food and beverage services, including all *Liquor Control Act*, R.S.P.E.I. 1988, Cap. L-14-licensed facilities, must close their in-person premises to the public.
 - (b) Operators of businesses, services and organizations that operate recreation facilities, including museums, libraries and casinos, may open the business, service or organization to the public, but must ensure the standard operating capacity of the facility is restricted to a maximum of 50% of the usual capacity of that facility and that any group activities operated by the business, service or organization are organized in accordance with the Organized Gatherings section of this Order;
 - (c) Operators of businesses, services and organizations that operate fitness facilities and gyms may open the fitness facility or gym to the public, but must ensure the fitness facility or gym is supervised, that enhanced cleaning and disinfection of the fitness facility or gym is implemented, that standard operating capacity of the fitness facility or gym is restricted to a maximum of 50% of the usual capacity of the fitness facility or gym, that physical distancing of two metres is maintained between patrons and that any group activities operated by the business, service or organization are organized in accordance with the Organized Gatherings section of this Order;
 - (d) Operators of businesses, services or organizations that offer organized recreation or team sports may offer rehearsals or practices for those activities, in accordance with the Organized Gatherings section of this Order, but must ensure that there are no games, tournaments and competitions for those activities;
 - (e) Operators of businesses, services and organizations that offer retail services, such as retail stores, markets and craft fairs, must ensure the standard operating capacity of the retail space is restricted to a maximum of 50% of the usual capacity of that space, and that entrances and exits are monitored to ensure this capacity is not exceeded;
 - (f) Operators of businesses, services and organizations that offer personal services, such as hair and nail services, massage services, tattoo services and acupuncture services, must ensure these services are only offered by appointment and that a non-medical mask is worn at all times by employees and patrons;
 - (g) Operators of businesses, services or organizations that offer worship services or that operate movie theatres, concert halls and bingo halls may remain open to the public, in accordance with the Organized Gatherings section of this Order.
19. Businesses, services and organizations that are closed to the public under this Order may continue to operate serving the public by means of telephone, virtual services, delivery, and pick-up, provided that owners and operators of those services comply at all times with the preventative measures described under this Order.
20. Owners and operators of businesses, services and organizations that are permitted to operate under this Order shall take the following preventative measures:
 - (a) take every reasonable step to ensure minimal interaction of people (including employees and patrons) within two metres of each other;
 - (b) take every reasonable step necessary to prevent employees who are required to self-isolate, as provided above, from entering workplaces;

- (c) develop and follow an exclusion policy that ensures symptomatic employees are immediately excluded from work activities;
 - (d) develop and follow an operational plan detailing how risk of transmission of COVID-19 will be mitigated;
 - (e) ensure enhanced cleaning and disinfection of shared areas and surfaces;
 - (f) ensure hand washing stations are available;
 - (g) ensure compliance with masking requirements set out in this Order;
 - (h) follow any direction issued to a specific class of businesses, services or organizations, as referenced in Appendix A, as may be amended from time to time; and
 - (i) follow any other direction issued to the business, service or organization by the Chief Public Health Officer.
21. Effective May 22, 2020, all child care facilities, including licensed and unlicensed centres, are permitted to re-open to the public. Licensed centres must comply with the Chief Public Health Officer's Directive on Licensed Child Care Centres, as may be amended from time to time. Unlicensed centres must comply with the Chief Public Health Officer's Guidance for Unlicensed Child Care Centres, as may be amended from time to time.
22. Effective September 23, 2020, all public and private schools in the Province must comply with the Chief Public Health Officer's Directive on Schools, as may be amended from time to time.

Personal Gatherings

23. Except as outlined in section 24, all persons are prohibited from attending a personal gathering with persons outside their household at an indoor location or at an outdoor location. A personal gathering includes a gathering at a private residence, public space or public place and which includes members from different households.
24. Section 23 does not apply to:
- (a) organized gatherings which are conducted in accordance with the Organized Gathering section of this Order;
 - (b) businesses, services or organizations (including child care facilities) which are permitted to operate under the Businesses, Services and Organizations section of this Order or any specific direction of the Chief Public Health Officer;
 - (c) facilities where health care or social services are provided;
 - (d) a service provider who enters a residence to perform work at the residence; and
 - (e) an individual or household who gathers at an indoor location or at an outdoor location where:
 - (i) members of one household gather with no more than ten individuals, from one or more other households, at one time;
 - (ii) each individual at the gathering takes every reasonable step to maintain a distance of two metres or more from persons who do not reside in their household; and

- (iii) all members of a household take every reasonable step to limit contact with other persons outside their household to the same ten individuals from other households.

Organized Gatherings

- 25. Except as permitted under section 26, no person shall hold an organized gathering at an indoor location or at an outdoor location.
- 26. Organized gatherings, including worship services, of up to 50 persons, in addition to staff and officials necessary for the gathering, are permitted to be held at an indoor location or at an outdoor location provided the organizer:
 - (a) develops, follows and makes available for inspection, an operational plan detailing how risk of transmission of COVID-19 will be mitigated at the gathering;
 - (b) takes every reasonable step to ensure minimal interaction of people within two metres of each other;
 - (c) maintains, in written or electronic format, an accurate and legible contact-tracing record of all people, including their contact information, present at the gathering for the purpose of providing the record to the Chief Public Health Officer to facilitate contact tracing, if necessary, which contact-tracing record must be available to the Chief Public Health Officer within six (6) hours after a request to the organizer for the record and which contact-tracing record must be stored in a safe, secure location for one month after creation of the contact-tracing record and then disposed of using a secure destruction method to maintain the confidentiality of personal information collected under this section; and
 - (d) does not hold the gathering inside a private residence.
- 27. In addition to the requirements above, a business, service or organization holding an organized gathering must comply with the Businesses, Services and Organizations section of this Order.
- 28. The operator of a business or facility must not knowingly rent, reserve or allow the business or facility to be used for an organized gathering that would contravene the Organized Gatherings section of this Order.
- 29. Any person attending an organized gathering shall take every reasonable step to maintain a distance of two metres or more from persons who do not reside in their household.

Long-Term Care Facilities and Nursing Homes Visitation

- 30. Visitation to long-term care facilities and nursing homes is permitted provided the facility complies with the Chief Public Health Officer's Directive on Visitation to Long-Term Care Facilities and Nursing Homes, as may be amended from time to time.

General

- 31. Notwithstanding anything in this Order, the Chief Public Health Officer may exempt a person or class of persons from the application of any section of this Order under exceptional circumstances or on reasonable grounds.
- 32. For greater certainty, nothing in this Order limits the operation of the Act or its regulations or restricts the ability of the Chief Public Health Officer to issue public health orders or other orders or directives, as necessary.

33. This Order:

- (a) revokes and replaces my order of February 16, 2021;
- (b) is effective on February 28, 2021 at 8:01 a.m., except where stated in this Order to have retroactive effect; and
- (c) shall remain in effect for the duration of the public health emergency in the Province, unless earlier amended or revoked.

TAKE NOTICE that failure to comply with this Order is an offence for which you may be liable on summary conviction in accordance with section 66 of the Act.

DATED at Charlottetown, Queens County, Prince Edward Island this 28th day of February, 2021.

Dr. Heather Morrison
Chief Public Health Officer

Appendix A
Specific Requirements for Businesses, Services and Organizations

1. In addition to the requirements in clauses 20(a) to (i) of this Order, limitations are imposed on certain businesses, services and organizations as may be indicated in the following documents:
 - (a) Restaurants and bars in accordance with the Chief Public Health Officer's "Food Premises Guidance".
 - (b) Personal services in accordance with the Chief Public Health Officer's "Personal Services Guidance".
 - (c) Funeral homes in accordance with the Chief Public Health Officer's "Funeral Homes Guidance".
 - (d) Golf Courses, private and public, in accordance with the Chief Public Health Officer's "Golf Course Guidance".
 - (e) Employers of Temporary Foreign Workers in accordance with the Chief Public Health Officer's "Employers of Temporary Foreign Workers Guidance".
 - (f) Accommodations in accordance with the Chief Public Health Officer's "Fixed Roof Tourism Establishment Accommodation Guidelines".

10

IN THE MATTER OF the *Public Health Act*, RSPEI 1988, c P-30.1 (the “Act”)

COVID-19 PREVENTION AND SELF-ISOLATION ORDER

TO: All persons residing in or present in Prince Edward Island; and

All businesses, services and organizations operating or carrying on business in Prince Edward Island

WHEREAS a state of public health emergency was declared in Prince Edward Island on March 16, 2020 as a result of the COVID-19 pandemic pursuant to Order in Council EC2020-174, and continued on April 15, 2020 by Order in Council EC2020-254, on May 15, 2020 by Order in Council EC2020-305, on June 15, 2020 by Order in Council EC2020-350, on July 14, 2020 by Order in Council EC2020-435, on August 14, 2020 by Order in Council EC2020-488, on September 13, 2020 by Order in Council EC2020-542, on October 13, 2020 by Order in Council EC2020-603, on November 12, 2020 by Order in Council EC2020-649, on December 12, 2020 by Order in Council EC2020-724, on January 11, 2021 by Order in Council EC2021-1 and on February 10, 2021 by EC2021-71;

AND WHEREAS in consultation with the Lieutenant Governor in Council, I believe it is reasonably necessary to impose special measures in the Province in order to protect the health of the population;

AND WHEREAS I, as the Chief Public Health Officer, pursuant to subsection 39(2) of the Act, believe on reasonable and probable grounds that:

- (a) a communicable disease, COVID-19, including any new variants of the virus causing COVID-19, exists or may exist in the Province;
- (b) the communicable disease presents a risk to the health of persons in the Province; and
- (c) the requirements specified in this Order are necessary to prevent, decrease or eliminate the risk to health presented by the communicable disease;

AND WHEREAS pursuant to subsection 39(1) of the Act, I, as the Chief Public Health Officer, may require a person to take or refrain from taking any action that is specified in this Order in respect of a communicable disease;

AND WHEREAS pursuant to clauses 49(2)(c.1) and (d) of the Act, I, as the Chief Public Health Officer, may order persons to refrain from entering or attending a public place or premises; to refrain from assembling in a public gathering in a specified area; limit the number of persons who will be permitted to attend a public gathering; or limit the purpose for a public gathering;

AND WHEREAS pursuant to clause 49(2)(g) of the Act, I, as the Chief Public Health Officer, may order any other measure that is reasonably believed to be necessary for the protection of the health of the population during the public health emergency;

AND WHEREAS the reasons for this Order are the global COVID-19 pandemic, the health risks posed by the pandemic, including health risks posed by new variants of the virus causing COVID-19, and the necessity to prevent, decrease or eliminate those health risks;

AND WHEREAS pursuant to subsection 56(1) of the Act, I, as the Chief Public Health Officer, may require any person to provide information that the Chief Public Health Officer reasonably considers necessary to:

- (a) assess the threat that a disease presents to public health and plan for and address the threat; or

- (b) evaluate and monitor the health and safety of the general public.

NOW THEREFORE, pursuant to my authority under subsections 39(1), 49(2), 49(3), and 56(1) of the Act, I hereby order as follows:

Definitions

1. In this Order:

- (a) “allowable services” means services that are not essential services and are appropriate to open to the public, as determined by the Chief Public Health Officer, with certain public health measures in place.
- (b) “close contact” means:
- (i) A person who provides care for or has close physical contact with a person who is confirmed or suspected to be infected with COVID-19;
 - (ii) A person who has close physical contact with a person who is self-isolating as a result of potential exposure to COVID-19 (history of travel or a close contact with a positive case); or
 - (iii) A person who comes into direct contact with the infectious body fluids of a person who is confirmed or suspected to be infected with COVID-19;

but does not include

- A) a person who consistently and appropriately uses personal protective equipment while caring for a person who is confirmed or suspected to be infected with COVID-19; or
 - B) effective September 1, 2020, a person who is a member of the household of a person who is suspected to be infected with COVID-19 and is awaiting a COVID-19 test result.
- (c) “COVID-19 molecular test” means a COVID-19 screening or diagnostic test carried out by an accredited laboratory, including a test performed using the method of polymerase chain reaction (PCR) or reverse transcription loop-mediated isothermal amplification (RT-LAMP).
- (d) “essential services” means services that, if interrupted, would endanger the life, health, or personal safety of whole or part of the population, including essential services listed at <https://www.princeedwardisland.ca/en/information/health-and-wellness/essential-and-non-essential-services> (PEI list) and, where not specified on the PEI list as essential or non-essential services, such additional services listed at <https://www.publicsafety.gc.ca/cnt/ntnl-scrtr/crtcl-nfrstrctr/esfsfe-en.aspx>
- (e) “household” means persons who normally reside together at a residence, and on mutual agreement with the additional consistent members, a maximum of two additional consistent members who reside elsewhere.
- (f) “mask” means a commercial medical or non-medical mask or home-made mask made in accordance with the Public Health Agency of Canada instructions located at: <https://www.canada.ca/en/public-health/services/diseases/2019-novel-coronavirus-infection/prevention-risks/sew-no-sew-instructions-non-medical-masks-face-coverings.html>, that covers the nose and mouth.

- (g) “public place” means any part of the following places accessible to the public, insofar as it is enclosed:
- (i) a retail business, a shopping centre, or a building or room of a business where services are provided;
 - (ii) a restaurant or a liquor licensed establishment;
 - (iii) a place of worship or faith gathering;
 - (iv) a place where activities or services of a cultural or entertainment nature are offered;
 - (v) a place where sports are played or recreational activities are carried on;
 - (vi) a rental hall or other place used to hold events, including conventions and conferences, or to hold receptions;
 - (vii) a place where Government services are available to the public;
 - (viii) a common area, including an elevator, in a tourism establishment, as defined under the *Tourism Industry Act* R.S.P.E.I. 1988, Cap. T-3.3;
 - (ix) a lobby, reception area, stairwell or elevator in an office building other than an apartment building;
 - (x) a common area or public space on a university or college campus; and
 - (xi) a train or bus station, a ferry terminal, or an airport.
- (h) “self-isolate” means compliance with the following measures:
- (i) A person must remain in their residence or residence grounds, except to seek medical care or due to extraordinary circumstances including reasons of personal safety. A person who resides in an apartment building, condominium, rental accommodation, rooming house, or other attached housing must remain on the residence’s property and maintain a two-metre distance from other persons at all times while in common areas, corridors, stairwells, elevators, other shared spaces, and outdoors;
 - (ii) If a person must leave their residence or the residence’s property for a reason outlined in clause (i) above, the person must maintain a two-metre distance from other persons at all times, other than during treatment by a health care worker; and
 - (iii) all additional self-isolation requirements published at:

<https://www.princeedwardisland.ca/en/information/health-and-wellness/covid-19-self-isolation>.

Points of Entry

2. Every person arriving on Prince Edward Island at any and all points of entry shall:
- (a) stop when instructed to do so by a peace officer or public health official;

- (b) answer any questions posed and provide all information requested by a peace officer, public health official, or health practitioner, including but not limited to: name, place of ordinary residence, license plate number, contact information, travel details, reason for travelling into the Province, occupation, employer, employer contact, work location and symptom information;
- (c) if requested by a public health official or health practitioner, submit to such tests, including a COVID-19 molecular test, and examinations as may be required by the Chief Public Health Officer;
- (d) declare if they are experiencing symptoms of COVID-19 including coughing, difficulty breathing, or fever; and
- (e) provide complete details of their self-isolation plan.

Mandatory Self-Isolation

3. Unless exempted by the Self-Isolation Exemption Order, persons travelling into, residing in or present in Prince Edward Island who fall under any of the categories below shall self-isolate for the period of time specified:

- (a) Persons diagnosed with COVID-19 shall self-isolate for a period of at least 14 days after the onset of symptoms and such additional time until the person is cleared by a public health official.
- (b) Persons who are symptomatic and awaiting the results of a test for COVID-19 shall self-isolate as follows:
 - (i) Persons who are symptomatic with exposure criteria (history of travel or a close contact with a positive case) shall self-isolate for 14 days from the last potential exposure (date of return from travel or last contact with a positive case), regardless of whether a negative test result is received during that period;
 - (ii) Persons who are symptomatic without exposure criteria (no history of travel, no known contact with a positive case) are not required to self-isolate after receipt of a negative COVID-19 test result, unless otherwise instructed by a public health official.
- (c) Persons identified as a close contact of
 - (i) a confirmed case of COVID-19, or
 - (ii) a suspected case of COVID-19

shall self-isolate for a period of 14 days from the last day of being a close contact, regardless of whether a negative test result for COVID-19 is received during that period, unless otherwise instructed by a public health official. For greater certainty, a person is no longer considered a suspected case if they fall under clause 3(b)(ii) and have received a negative COVID-19 test result.

- (d) Household members of a person who is self-isolating as a result of potential exposure to COVID-19 (history of travel or a close contact with a positive case) shall self-isolate for a period of 14 days (or such further time as instructed by a public health official) from the last day of contact with the person who is self-isolating unless the person who is self-isolating, while staying in the same residence:
 - (i) has their own separate room in the residence;

- (ii) sanitizes their hands before leaving the separate room;
 - (iii) wears a non-medical mask when outside the separate room;
 - (iv) avoids being in the same space as other household members;
 - (v) has their own bathroom, or if sharing a bathroom in the residence, cleans high-touch surfaces (e.g. doorknob, tap, toilet handle, sink, tub) after each use;
 - (vi) has food and beverages prepared by others and accesses them in a non-contact manner;
 - (vii) does not share dishes, drinking glasses, cups, eating utensils, towels, bedding or other household items with others in the residence;
 - (viii) keeps their personal items (e.g. toothbrush, cups, cell phones, tablets, laptops) separate from those belonging to other household members; and
 - (ix) does not share food, drinks, cigarettes or any other orally-consumed items with household members.
- (e) Persons travelling into the Province from outside Canada on and after March 8, 2020 shall self-isolate for 14 days from the date of their entry to Canada or for the duration of their stay in the Province (if shorter than 14 days), regardless of whether a negative test result for COVID-19 is received during that period.
- (f) Persons travelling into the Province from within Canada on and after March 21, 2020 shall self-isolate for 14 days or for the duration of their stay in the Province (if shorter than 14 days), regardless of whether a negative test result for COVID-19 is received during that period.

Mandatory Self-Isolation – Temporary Foreign Workers

4. Subject to section 5, effective April 17, 2020 at 8:00 a.m., all temporary foreign workers travelling into the Province shall self-isolate for 14 days at a quarantine facility designated by the Minister of Health and Wellness, regardless of whether a negative test result for COVID-19 is received during that period.
5. The following temporary foreign workers are exempt from the requirements in section 4:
 - (a) temporary foreign workers employed by an employer that has submitted a transition plan which addresses self-isolation requirements, and which plan has been approved by the Chief Public Health Officer; and
 - (b) such other temporary foreign workers as may be otherwise exempted by the Chief Public Health Officer under exceptional circumstances, provided satisfactory arrangements have been made for the temporary foreign worker to comply with self-isolation requirements.
6. Temporary foreign workers exempted from the requirements of section 4 who travel into the Province shall remain subject to the requirement to self-isolate in accordance with this Order, an applicable transition plan, and applicable directions of the Chief Public Health Officer.

Testing Requirements

7. Every person present in Prince Edward Island shall submit to such tests, including a COVID-19 molecular test, and examinations as may be required by the Chief Public Health Officer.

Masking Requirements

8. Effective 12:01 a.m. November 20, 2020, all persons must wear a mask while present in a public place.
9. Notwithstanding section 8, a person is exempt from the requirement to wear a mask while present in a public place if the person:
 - (a) is less than 2 years of age;
 - (b) is age 2 to 5 years and will not wear a mask;
 - (c) is a person for whom the wearing of the mask is not possible because of the person's medical condition;
 - (d) cannot remove their mask without assistance;
 - (e) is reasonably accommodated by not wearing a mask in accordance with the *Human Rights Act*, R.S.P.E.I 1988, Cap. H-12;
 - (f) is in the public place receiving care or being provided a service or while participating in a physical or other activity requiring the mask be removed, in which case the person may remove the mask for the duration of the care, service or activity;
 - (g) removes the mask momentarily for identification or ceremonial purposes;
 - (h) is in a courtroom, jury room or secured area in a courthouse, or room where a proceeding or meeting of an administrative tribunal established by legislation is being held;
 - (i) is consuming food or a beverage in a public place;
 - (j) is a performer, performers in a small group or an officiant in the course of performing activities requiring the playing of a wind instrument, or vocalization such as talking or singing at the following events or activities:
 - (i) conventions, conferences or speaking engagements;
 - (ii) social events;
 - (iii) arts and culture events;
 - (iv) sports and physical activity; or
 - (v) weddings, funerals and other faith gatherings.
10. Effective 12:01 a.m. November 20, 2020, all persons must wear a mask while travelling on vehicles providing transportation to the public, including:
 - (a) any public transit, including municipally-operated buses;

-
- (b) any public passenger vehicle, including community transit vehicles, commercial vehicles (shuttle vans), and vehicles providing charters or tours or both;
 - (c) any school buses operated by an education authority under the *Education Act*, R.S.P.E.I. 1988, Cap. E-.02, and any vehicles of any capacity operated by private schools registered under the *Private Schools Act*, R.S.P.E.I. 1988, Cap. P-20.01;
 - (d) commuter vehicles, courtesy vehicles, vans, mini-buses, or buses of any passenger capacity providing services to the public;
 - (e) taxicabs, as defined in the *Highway Traffic Act*, R.S.P.E.I. 1988, Cap. H-5, operating in Prince Edward Island.
11. Notwithstanding section 10, the following persons are exempt from the requirement to wear a mask while travelling on vehicles providing transportation to the public:
- (a) a person who is less than 2 years of age;
 - (b) a person who is age 2 to 5 years and will not wear a mask;
 - (c) a person for whom the wearing of a mask is not possible because of the person's medical condition;
 - (d) a person who cannot remove their mask without assistance; and
 - (e) a person who is reasonably accommodated by not wearing a mask in accordance with the *Human Rights Act*, supra.
12. A person may remove the mask momentarily for identification purposes when boarding any public transit set out in section 10.
13. The requirements to wear a mask as set out in this Order do not apply to persons in public places that are in compliance with the following, as applicable:
- (a) Directive on Visitation to Long-Term Care Facilities and Nursing Homes;
 - (b) Directive on Schools;
 - (c) Directive on Licensed Child Care Centres;
 - (d) Guidance for Unlicensed Child Care Centres; and
 - (e) Private Community Care Facilities Visitation Guidance.
14. For greater certainty, the requirements to wear a mask as set out in this Order are the minimum standards that persons, businesses, services and organizations must adhere to, and where the business, service or organization's operational plan required in accordance with this Order imposes a greater standard, then that standard applies.
15. For greater certainty, the requirements to wear a mask as set out in this Order do not replace the importance of compliance with all other public health preventative measures required such as physical distancing and hand hygiene.

16. For greater certainty, nothing in this Order affects in any way the masking requirements set out in the Self-Isolation Exemption Order.

Businesses, Services and Organizations

17. Effective March 1, 2021, businesses, services and organizations that are not an essential service must close the business, service or organization to the public.
18. Effective March 1, 2021, businesses, services and organizations outlined here must comply at all times with the preventative measures described in this section, in addition to following all applicable public health measures:
- (a) Operators of businesses, services and organizations that offer food and beverage services, including all *Liquor Control Act*, R.S.P.E.I. 1988, Cap. L-14-licensed facilities, must close their in-person premises to the public and ensure no food or beverages are consumed by the public on the premises.
 - (b) Operators of businesses, services and organizations that operate recreation facilities, including museums, libraries, bingo halls and casinos, must close the business, service or organization to the public.
 - (c) Operators of businesses, services and organizations that operate fitness facilities and gyms must close the fitness facility or gym to the public.
 - (d) Operators of businesses, services or organizations that offer organized recreation or team sports must cease those activities.
 - (e) Operators of businesses, services and organizations that offer essential retail services may open their retail services to the public but must ensure the standard operating capacity of the retail space is restricted to a maximum of 50% of the usual capacity of that space, and that entrances and exits are monitored to ensure this capacity is not exceeded.
19. Businesses, services and organizations that are closed to the public under this Order may continue to operate serving the public by means of telephone, virtual services, delivery, and pick-up, provided that owners and operators of those services comply at all times with the preventative measures described under this Order.
20. Owners and operators of businesses, services and organizations that are permitted to operate under this Order shall take the following preventative measures:
- (a) take every reasonable step to ensure minimal interaction of people (including employees and patrons) within two metres of each other;
 - (b) take every reasonable step necessary to prevent employees who are required to self-isolate, as provided above, from entering workplaces;
 - (c) develop and follow an exclusion policy that ensures symptomatic employees are immediately excluded from work activities;
 - (d) develop and follow an operational plan detailing how risk of transmission of COVID-19 will be mitigated;
 - (e) ensure enhanced cleaning and disinfection of shared areas and surfaces;

- (f) ensure hand washing stations are available;
 - (g) ensure compliance with masking requirements set out in this Order;
 - (h) follow any direction issued to a specific class of businesses, services or organizations, as referenced in Appendix A, as may be amended from time to time; and
 - (i) follow any other direction issued to the business, service or organization by the Chief Public Health Officer.
21. Effective May 22, 2020, all child care facilities, including licensed and unlicensed centres, are permitted to re-open to the public. Licensed centres must comply with the Chief Public Health Officer's Directive on Licensed Child Care Centres, as may be amended from time to time. Unlicensed centres must comply with the Chief Public Health Officer's Guidance for Unlicensed Child Care Centres, as may be amended from time to time.
22. Effective March 1, 2021, all Kindergarten – grade 12 public and private schools in the Province must close to in-person learning, but may operate by remote learning.
23. Effective March 1, 2021, all post-secondary education and training institutions in the Province must close to in-person learning, but may operate by remote learning.

Personal Gatherings

24. Except as outlined in section 25, all persons are prohibited from attending a personal gathering with persons outside their household at an indoor location or at an outdoor location. A personal gathering includes a gathering at a private residence, public space or public place and which includes members from different households. For greater certainty, as outlined in the definition of household, a household may add, by mutual agreement, two additional consistent persons who reside elsewhere to their household.
25. Section 24 does not apply to:
- (a) non-contact recreational activities, including walking, cycling, hiking, skiing, and snowshoeing, with members of a person's household;
 - (b) organized gatherings which are conducted in accordance with the Organized Gathering section of this Order;
 - (c) businesses, services or organizations (including child care facilities) which are permitted to operate under the Businesses, Services and Organizations section of this Order or any specific direction of the Chief Public Health Officer;
 - (d) facilities where health care or social services are provided;
 - (e) persons from different households who carpool or share drives in an automobile where all persons wear a non-medical mask and take every reasonable step to ensure as much distance as possible between themselves and persons from other households; and
 - (f) a service provider who enters a residence to perform a service at the residence necessary for the life, health, or personal safety of the persons at the residence.

Organized Gatherings

26. Except as permitted under section 27, no person shall hold an organized gathering at an indoor location or at an outdoor location.
27. Organized gatherings, for the purposes of a funeral service of up to 10 persons, in addition to staff and officiants necessary for the gathering, are permitted to be held at an indoor location or at an outdoor location provided the organizer:
 - (a) develops, follows and makes available for inspection, an operational plan detailing how risk of transmission of COVID-19 will be mitigated at the gathering;
 - (b) takes every reasonable step to ensure minimal interaction of people within two metres of each other;
 - (c) maintains, in written or electronic format, an accurate and legible contact-tracing record of all people, including their contact information, present at the gathering for the purpose of providing the record to the Chief Public Health Officer to facilitate contact tracing, if necessary, which contact-tracing record must be available to the Chief Public Health Officer within six (6) hours after a request to the organizer for the record and which contact-tracing record must be stored in a safe, secure location for one month after creation of the contact-tracing record and then disposed of using a secure destruction method to maintain the confidentiality of personal information collected under this section; and
 - (d) does not hold the gathering inside a private residence.
28. In addition to the requirements above, a business, service or organization holding an organized gathering must comply with the Businesses, Services and Organizations section of this Order.
29. The operator of a business or facility must not knowingly rent, reserve or allow the business or facility to be used for an organized gathering that would contravene the Organized Gatherings section of this Order.
30. Any person attending an organized gathering shall take every reasonable step to maintain a distance of two metres or more from persons who do not reside in their household.

Long-Term Care Facilities and Nursing Homes Visitation

31. Visitation to long-term care facilities and nursing homes is permitted provided the facility complies with the Chief Public Health Officer's Directive on Visitation to Long-Term Care Facilities and Nursing Homes, as may be amended from time to time.

General

32. Notwithstanding anything in this Order, the Chief Public Health Officer may exempt a person or class of persons from the application of any section of this Order under exceptional circumstances or on reasonable grounds.
33. For greater certainty, nothing in this Order limits the operation of the Act or its regulations or restricts the ability of the Chief Public Health Officer to issue public health orders or other orders or directives, as necessary.

34. This Order:

- (a) revokes and replaces my order of February 28, 2021;
- (b) is effective on March 1, 2021 at 12:01 a.m., except where stated in this Order to have retroactive effect; and
- (c) shall remain in effect for the duration of the public health emergency in the Province, unless earlier amended or revoked.

TAKE NOTICE that failure to comply with this Order is an offence for which you may be liable on summary conviction in accordance with section 66 of the Act.

DATED at Charlottetown, Queens County, Prince Edward Island this 28th day of February, 2021.

Dr. Heather Morrison
Chief Public Health Officer

Appendix A
Specific Requirements for Businesses, Services and Organizations

1. In addition to the requirements in clauses 20(a) to (i) of this Order, limitations are imposed on certain businesses, services and organizations as may be indicated in the following documents:
 - (a) Restaurants and bars in accordance with the Chief Public Health Officer's "Food Premises Guidance".
 - (b) Personal services in accordance with the Chief Public Health Officer's "Personal Services Guidance".
 - (c) Funeral homes in accordance with the Chief Public Health Officer's "Funeral Homes Guidance".
 - (d) Employers of Temporary Foreign Workers in accordance with the Chief Public Health Officer's "A Guidance Document for Seafood Processors Employing Temporary Foreign Workers" and "A Guidance Document for Farms Employing Temporary Foreign Workers", as applicable.
 - (e) Accommodations in accordance with the Chief Public Health Officer's "Fixed Roof Tourism Establishment Accommodation Guidelines".

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PB21-1

PRINCE EDWARD ISLAND
POTATO BOARD

Board Order: PB21-1
Effective: February 18, 2021

UNDER the *Natural Products Marketing Act*, R.S.P.E.I. 1988, Cap. N-3, the Prince Edward Island Potato Marketing Plan Regulations, and the *Agricultural Products Marketing Act* (Canada), the Prince Edward Island Potato Board makes the following order:

Amendment to Potato Processing Contract Negotiation Order

Application 1. This Order amends Board Order PB09-5, respecting dealings between potato producers and potato processors to arrive upon the form and content of contracts for the supply of potatoes for processing by processors.

Contract 2. Subsection 10.(4) of Board Order PB09-5 is repealed and the following substituted therefor:

“10.(4) All contracts between the Processor and Persons who wish to sell potatoes for processing to the Processor shall be signed within ten (10) business days of the receipt by the Processor of the master contract signed by the Board. In all cases, the Processor will provide, in writing, a commitment of the volume of potatoes the Processor wishes to buy from Persons within the first five (5) business days of receipt by the Processors of the master contracts signed by the Board.”

Effective Date 3. This order comes into force on the 18th of February, 2021.

DATED at Charlottetown, Prince Edward Island this 18th day of February, 2021.

Wayne Townshend, Chairman
John Griffin, Secretary

CANADA

PROVINCE OF PRINCE EDWARD ISLAND

**MONTHLY NOTICE PURSUANT TO THE JUDICATURE ACT,
RSPEI 1988, CAP J-2.1**

TAKE NOTICE THAT pursuant to Section 30 of the *Judicature Act*, the Finance Committee has fixed the annual rate of interest to be paid on money paid into the Supreme Court of Prince Edward Island for the month of March, 2021 as follows:

1. The annual interest rate for March, 2021 is 0%.
2. All money paid into court in trust in which a beneficiary is named or designated earns interest at the annual interest rate.
3. Subject to section 6, all other monies paid into court shall earn interest at the annual interest rate provided that:
 - (a) the amount paid into court is \$20,000.00 or more; and
 - (b) the amount on deposit is for a period of not less than six months.
4. The amount of interest payable shall be calculated by multiplying one-half of the annual interest rate by the minimum balance on the ledger card or computer facsimile in the preceding six months.
5. Interest payable shall be calculated every six months, for the period from April 1 to September 30 and from October 1 to March 31.
6. Monies paid into court for bail, fines, jury fees and restitution or any other like purpose shall not earn interest.

DATED at Charlottetown, this 2nd day of March, 2021.

Karen A. Rose
Registrar

**NOTICE OF CHANGE
OF CORPORATE NAME**
Business Corporations Act
R.S.P.E.I. 1988, Cap. B-6.01

PUBLIC NOTICE is hereby given that under the *Business Corporations Act*, a certificate of amendment which includes a change in name has been issued to:

Former Name: DR. JOHN MCMANAMAN
(PRINCE EDWARD ISLAND)
PROFESSIONAL
CORPORATION
New Name: MCMANAMAN PEI COP
HOLDINGS INC.
Effective Date: March 01, 2021

Former Name: 102558 P.E.I. INC.
New Name: THREE B TRANSPORT LTD.
Effective Date: March 01, 2021
10

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: BILL GOSLING OUTSOURCING
Owner: Bill Gosling Outsourcing Corp.
16635 Yonge Street, Unit 26
New Market, ON L3X 1V6
Registration Date: February 28, 2021

Name: SYNGENTA CROP PROTECTION
Owner: Syngenta Canada Inc.
140 Research Lane, Research Park
University of Guelph
Guelph, ON N1G 4Z3
Registration Date: March 01, 2021
10

NOTICE OF INCORPORATION
Business Corporations Act
R.S.P.E.I. 1988, Cap. B-6.01

PUBLIC NOTICE is hereby given that under the *Business Corporations Act*, a certificate of Incorporation has been issued to:

Name: 102583 P.E.I. INC.
508 Wynn Rd
Elmwood, PE C0A 1H3
Incorporation Date: February 12, 2021

Name: 102585 P.E.I. INC.
99 Wight Birch Cr
Lower Montague, PE C0A 1R0
Incorporation Date: March 01, 2021

Name: BACK BEACH HOLDINGS INC.
1448 Pleasant Grove Rd - Rte 220
Pleasant Grove, PE C0A 1P0
Incorporation Date: February 24, 2021

Name: BRIARWOOD FISHERIES LTD.
15974 Rte 14
Christopher Cross, PE C0B 2B0
Incorporation Date: February 23, 2021

Name: CHIC NOVELTY & GENERAL
TRADING LTD.
80 Grafton St
Charlottetown, PE C1A 1K7
Incorporation Date: February 24, 2021

Name: DEDICATED ROOFING
INCORPORATED
5514 Fort Augustus Rd - Rte 21
Fanning Brook, PE C0A 1T0
Incorporation Date: February 23, 2021

Name: GREEN RIVER MULCHING
SERVICES INC.
802 Christopher Rd
Tignish Shore, PE C0B 2B0
Incorporation Date: February 26, 2021

Name: LIGHTHOUSE HOLDINGS LTD.
97 Queen St
Charlottetown, PE C1A 4A9
Incorporation Date: February 26, 2021

Name: LUKE'S FISHERIES LTD.
21325 Rte 12
Seacow Pond, PE C0B 2B0
Incorporation Date: March 01, 2021

Name: MIGHTY OAKS ACADEMY
INCORPORATED
16 Harbour Rd
Grand Tracadie, PE C0A 1P0
Incorporation Date: February 23, 2021

Name: MILO MUSIC INC.
97 Queen St
Charlottetown, PE C1A 4A9
Incorporation Date: February 24, 2021

Name: MOUNT EDWARD HOLDINGS INC.
97 Queen St
Charlottetown, PE C1A 4A9
Incorporation Date: February 26, 2021

Name: RETREATS FOR YOU INC.
250 Brackley Point Rd
Charlottetown, PE C1A 6Y9
Incorporation Date: February 23, 2021

Name: RICE POINT HOLDINGS INC.
4 Hope Dr
Charlottetown, PE C1A 8T3
Incorporation Date: February 26, 2021

Name: RSM HOLDINGS INC.
1906 Friston Rd - Rte 222
Pleasant Grove, PE C0A 1P0
Incorporation Date: February 26, 2021

Name: SJ FISHERIES LTD.
117 Poplar St
Alberton, PE C0B 1B0
Incorporation Date: February 26, 2021

Name: THE REAL US COMPLETE
SERVICES INC.
127 Ottawa St
Summerside, PE C1N 1W4
Incorporation Date: February 24, 2021

10

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: VILLAREZ CUSTOMIZE PRINTING
Owner: Randhe Yanoc Villarez
706 Seventh St
Summerside, PE C0B 2A0
Registration Date: February 02, 2021

Name: W. E. ADAMS FARM
Owner: Eric Adams
2767 Rte 20
Darnley, PE C0B 1M0
Owner: Janie Adams
111 Walter Adams Rd
Sea View, PE C0B 1M0
Owner: Vernon Adams
111 Walter Adams Rd
Sea View, PE C0B 1M0
Registration Date: February 26, 2021

Name: IRC BUILDING SCIENCES GROUP
Owner: Rimkus Consulting Group Canada Inc.
Suite 2300, Bentall 5
550 Burrard Street
Vancouver, BC V6C 2B5
Registration Date: February 17, 2021

Name: ABF INSURANCE BROKERS
Owner: Paul Trainor
26 Westcomb Cr
Charlottetown, PE C1C 1B3
Registration Date: February 22, 2021

Name: NANCY GAUDET PLUMBING &
MAINTENANCE
Owner: Nancy M Gaudet
30 Heritage Dr
Cornwall, PE C0A 1H5
Registration Date: February 22, 2021

Name: MAID IN PEI CLEANING SERVICES
Owner: Jessica Joy Shand
4316 Fort Augustus Rd - Rte 21
Fort Augustus, PE C1B 2Z4
Registration Date: February 23, 2021

Name: FAT CAT BAKERY
 Owner: Shana Chantalle Thornhill
 15 Woodlawn Dr
 Charlottetown, PE C1A 6K8
 Registration Date: February 23, 2021

Name: EAST COAST INFERNO STORE
 Owner: Chanelle Fontaine
 74 Harrison Ln
 Johnstons River, PE C1B 3A3
 Owner: Patrick Denis Levesque Theriault
 74 Harrison Ln
 Johnstons River, PE C1B 3A3
 Registration Date: February 23, 2021

Name: SPRUCE CLEANING SERVICES
 Owner: Kyle M Yasvinski
 295 Valleyfield Rd - Rte 326
 Lower Montague, PE C0A 1R0
 Registration Date: February 24, 2021

Name: KNEAD A BRAKE, BAKERY &
 BIKE SHOP
 Owner: Kirsten Marsh
 1611 Barbara Weit Rd - Rte 180
 New Annan, PE C1N 4J8
 Registration Date: February 24, 2021

Name: MRS. M HANDMADE SEWING
 SUPPLIES
 Owner: Melissa J Bailey
 4378 Rte 17
 Montague, PE C0A 1R0
 Registration Date: February 24, 2021

Name: HUSBAND 4 HIRE HOME SERVICES
 Owner: Dwayne McLean
 2287 Rte 19
 Fairview, PE C0A 1H2
 Registration Date: February 24, 2021

Name: HANDCRAFTED HOUSE, GIFTS
 AND DECOR
 Owner: Brenda McLean
 233 Walker Av
 Summerside, PE C1N 5N9
 Owner: Melissa C Paxton
 3216 Kerrytown Rd - Rte 107
 Clinton, PE C0B 1M0
 Registration Date: February 25, 2021

Name: CHIC NOVELTY
 Owner: Chic Novelty & General Trading Ltd.
 80 Grafton St, Suite 200
 Charlottetown, PE C1A 1K7
 Registration Date: February 25, 2021

Name: DNRRECORDS
 Owner: Damian Pursey
 828 Brackley Point Rd - Rte 15
 Brackley, PE C1E 1H5
 Owner: Dylan Lenentine
 101 Beach Grove Rd
 Charlottetown, PE C1E 1J2
 Registration Date: February 25, 2021

Name: FUTURE OF CHARLOTTETOWN
 DIALOGUE
 Owner: Douglas MacArthur
 276 North River Rd
 Charlottetown, PE C1A 3L8
 Registration Date: February 25, 2021

Name: ABF REAL ESTATE SERVICES
 Owner: Paul Trainor
 26 Westcomb Cr
 Charlottetown, PE C1C 1B3
 Registration Date: February 25, 2021

Name: RED ISLE AUDIO
 Owner: Jesse Bartkiewicz
 2248 Rte 225
 Hartsville, PE C0A 1Y0
 Registration Date: February 26, 2021

Name: REXEL UTILITY
 Owner: Rexel Canada Electrical Inc.
 65 Grafton St
 P.O. Box 2140
 Charlottetown, PE C1A 8B9
 Registration Date: February 26, 2021

Name: KATHLEEN GRACE FITNESS
 Owner: Kathleen Grace MacPhee
 1963 Iona Rd - Rte 206
 Iona, PE C0A 1A0
 Registration Date: February 26, 2021

Name: ELSA ANTONIA ENERGY HEALING
 Owner: Elsa Antonia
 275 King St
 Charlottetown, PE C1A 1C4
 Registration Date: February 26, 2021

Name: LAL DEVELOPMENTS
 Owner: Paul Daniels
 155 Fitzroy St
 Summerside, PE C1N 1H2
 Registration Date: February 27, 2021

Name: 1832 INVESTMENT COUNSEL
 Owner: 1832 Asset Management L.P./Gestion
 d'Actifs 1832 S.E.C.
 2800 - 1 Adelaide Street East
 Toronto, ON M5C 2V9
 Registration Date: March 01, 2021

Name: CONSEIL EN PLACEMENTS 1832
 Owner: 1832 Asset Management L.P./Gestion
 d'Actifs 1832 S.E.C.
 2800 - 1 Adelaide Street East
 Toronto, ON M5C 2V9
 Registration Date: March 01, 2021

Name: SCOTT KENNEDY TREE SERVICE
 Owner: Scott William Kennedy
 828 New Glasgow Rd - Rte 224
 Ebenezer, PE C1E 0T1
 Registration Date: March 01, 2021

Name: ICE OYSTERS
 Owner: Atlantic Shellfish Products Inc.
 P.O. Box 210
 Morell, PE C0A1S0
 Registration Date: February 22, 2021

Name: THE WAREHOUSE APARTMENTS
 Owner: 102296 P.E.I. Inc.
 24 Water St.
 Charlottetown, PE C1A1A1
 Registration Date: February 23, 2021

Name: CHARLOTTETOWN ROTARY
 RADIO BINGO
 Owner: Rotary Club of Charlottetown Inc.
 P.O. Box 608
 Charlottetown, PE C1A 7L3
 Registration Date: February 26, 2021

Name: ROTARY RADIO BINGO PEI
 Owner: Rotary Club of Charlottetown Inc.
 P.O. Box 608
 Charlottetown, PE C1A 7L3
 Registration Date: February 26, 2021

10

AMENDMENT OF TRADE NAME

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

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

Name: EUROPUMP
 Owner: Halliburton Canada ULC
 400 3rd Avenue SW, Suite 3700
 Calgary, AB, T2P 4H2
 Registration Date: February 02, 2015

Name: EUROPUMP SYSTEMS
 Owner: Halliburton Canada ULC
 400 3rd Avenue SW, Suite 3700
 Calgary, AB, T2P 4H2
 Registration Date: February 02, 2015

Name: INTERVERA
 Owner: Halliburton Canada ULC
 400 3rd Avenue SW, Suite 3700
 Calgary, AB, T2P 4H2
 Registration Date: February 02, 2015

Name: INTERVERA DATA SOLUTIONS
 Owner: Halliburton Canada ULC
 400 3rd Avenue SW, Suite 3700
 Calgary, AB, T2P 4H2
 Registration Date: February 02, 2015

Name: PETRIS TECHNOLOGY
 Owner: Halliburton Canada ULC
 400 3rd Avenue SW, Suite 3700
 Calgary, AB, T2P 4H2
 Registration Date: February 02, 2015

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**NOTICE OF INTENTION TO REMOVE
 BUSINESS NAME REGISTRATIONS**

Partnership Act
 R.S.P.E.I. 1988, Cap. P 1, s.54.1(4)

PUBLIC NOTICE is hereby given that the following business name registrations filed under the Partnership Act have expired. It is the intention of the Director of Consumer, Corporate and Insurance Services to remove these business name registrations on the expiration of ninety

days after publication of this notice if said business name registrations have not been renewed. Please see the end of this list for information on filing a renewal.

BUSINESS NAME

Sanford Canada
 Sharp’s Audio Visual
 Sharp’s AV

10

**NOTICE OF INTENTION
 TO DISCONTINUE**

PUBLIC NOTICE is hereby given that **102005 P.E.I. INC.**, a body corporate, duly incorporated under the laws of the Province of Prince Edward Island, intends to make application to continue as a company under the laws of Canada as if it had been incorporated under the laws of that jurisdiction and to discontinue as a company pursuant to the provisions of the *Companies Act* of Prince Edward Island.

DATED this 2nd day of March, 2021.

William F. Dow
 Solicitor for the Applicant
 Carr Stevenson & MacKay
 Barristers & Solicitors

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The ROYAL GAZETTE is issued every Saturday from the office of Andrea MacRae, Acting Queen's Printer, PO Box 2000, Charlottetown, PEI C1A 7N8. All copy must be received by the Tuesday preceding the day of publication. The subscription rate is \$75.00 per annum, postpaid; single copies are \$2.00 each, postpaid or \$1.25 each, over the counter.

PART II
REGULATIONS

EC2021-125

OCCUPATIONAL HEALTH AND SAFETY ACT
FALL PROTECTION REGULATIONS
AMENDMENT

(Approved by Her Honour the Lieutenant Governor in Council dated February 23, 2021.)

Pursuant to section 46 of the *Occupational Health and Safety Act* R.S.P.E.I. 1988, Cap. O-1.01, Council made the following regulations:

1. The *Occupational Health and Safety Act* Fall Protection Regulations (EC633/04) are amended by the addition of the following heading immediately before section 1:

PART 1 - DEFINITIONS AND APPLICATION

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

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

(d.1) “ASSP” means the American Society of Safety Professionals; ASSP

(d.2) “body belt” means a body support device that encircles the body at or about the waist; body belt

(b) by the revocation of clause (e);

(c) in clause (f), by the addition of the words “(CSA Group)” after the words “Canadian Standards Association”;

(d) in clause (i), by the deletion of the words “a system of physical components attached to a worker that stops a worker during a fall” and the substitution of the words “a collection of equipment components configured to arrest a fall”;

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

(j) “full-body harness” means a body-holding device that includes shoulder, chest, sub-pelvic, and thigh straps; full-body harness

(f) in clause (l), by the deletion of the words “line used to secure a worker to a lifeline, a static line or a fixed anchor point” and the

substitution of the words “tether used to secure a worker to a lifeline, anchorage, or anchorage connector”;

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

lifejacket

(l.1) “lifejacket” means a device that
 (i) provides a specified buoyancy that will turn the wearer face-up on entry to water and keep the wearer in that position, and
 (ii) is approved by Transport Canada, or an agency permitted by Transport Canada to approve lifejackets, and bears a mark or label indicating that approval;

(h) in clause (n), by the deletion of the words “safety belt,”;

(i) by the addition of the following after clause (n):

personal flotation device

(n.1) “personal flotation device” means a device that
 (i) provides a specified buoyancy that will support a conscious person in an upright or backward-leaning position in water, and
 (ii) is approved by Transport Canada, or an agency permitted by Transport Canada to approve personal flotation devices, and bears a mark or label indicating that approval;

(j) in clause (r), by the deletion of the words “fall-arrest” **and the substitution of the words** “fall arrest”;

(k) by the revocation of clause (u); and

(l) in clause (y), by the deletion of the words “an worker” **and the substitution of the words** “a worker”.

(2) Section 1 of the regulations is amended by the addition of the following after subsection (3):

Waiver

(3.1) The Director may waive the application of these regulations to a particular workplace or work area if the Director is satisfied that acceptable safety standards will be observed at that workplace or work area.

3. The regulations are amended

(a) by the deletion of the heading immediately before section 2 and the substitution of the following:

PART 2 - GENERAL REQUIREMENTS

(b) by the deletion of the heading immediately before section 3 and the substitution of the following:

PART 3 - FALL ARREST SYSTEMS

(c) by the deletion of the heading immediately before section 4 and the substitution of the following:

PART 4 - GUARDRAILS

(d) by the deletion of the heading immediately before section 6 and the substitution of the following:

PART 5 - SAFETY NETS

(e) by the deletion of the heading immediately before section 8 and the substitution of the following:

PART 6 - BODY BELTS

(f) by the deletion of the heading immediately before section 9 and the substitution of the following:

PART 7 - TEMPORARY FLOORING

(g) by the deletion of the heading immediately before section 10 and the substitution of the following:

PART 8 - MEASURES REQUIRED WHERE RISK OF DROWNING

4. Subsection 2(2) of the regulations is amended by the deletion of the words “, safety belt”.

5. (1) Subsection 3(1) of the regulations is amended

(a) in clause (b), by the deletion of the words “CSA Standard Z259.1-95 Safety Belts and Lanyards” and the substitution of the words “CSA Standard Z259.11-17 Personal Energy Absorbers and Lanyards”;

(b) in clause (c), by the deletion of the words “CSA Standard Z259.11-M92 Shock Absorbers for Personal Fall-Arrest Systems” and the substitution of the words “CSA Standard Z259.11-17 Personal Energy Absorbers and Lanyards”; and

(c) in clause (d), by the deletion of the words “CSA Standard Z259.10-M90 Full Body Harnesses” and the substitution of the words “CSA Standard Z259.10-18, Full Body Harness”.

(2) Clause 3(2)(a) of the regulations is amended by the deletion of the words “CSA Standard Z259.2.1-98 Fall Arresters, Vertical Lifelines and Rails” and the substitution of the words “CSA Standard

Z259.2.4-15, Fall Arresters and Vertical Rigid Rails or CSA Standard Z259.2.5-17, Fall Arresters and Vertical Lifelines, as applicable”.

(3) Subsection 3(4) of the regulations is amended by the deletion of the words “CSA Standard Z259.2.1- 98 Fall Arresters, Vertical Lifelines and Rails” and the substitution of the words “CSA Standard Z259.2.5-17, Fall Arresters and Vertical Lifelines”.

(4) Section 3 of the regulations is amended by the addition of the following after subsection (4):

Self-retracting
device

(4.1) Where a self-retracting device is used as a component of a fall arrest system, the device shall comply with CSA Standard Z259.2.2-17, Self-Retracting Devices.

Connecting
components

(4.2) The employer shall ensure the components of a fall arrest system provided to a worker comply with CSA Standard Z259.12-16, Connecting Components for Personal Fall-Arrest Systems (PFAS).

(5) Clause 3(9)(h) of the regulations is amended by the deletion of the words “CSA Standard Z259.13-04 Flexible Horizontal Lifeline Systems and CSA Standard Z259.16-04 Design of Active Fall Protection Systems” and the substitution of the words “CSA Standard Z259.13-16, Manufactured Horizontal Lifeline Systems and CSA Standard Z259.16-15, Design of Active Fall Protection Systems”.

6. (1) Clause 6(1)(e) of the regulations is revoked and the following substituted:

(e) where two or more personnel safety nets are connected to form a larger unit, they shall be laced with a lacing material equal in strength to the mesh rope or webbing.

(2) Subsection 6(2) of the regulations is amended

(a) by the deletion of the words “shall insure” and the substitution of the words “shall ensure”; and

(b) by the deletion of the words “ANSI Standard A10.11-1989 Safety Nets Used During Construction, Repair and Demolition Operations” and the substitution of the words “ANSI/ASSP Standard A10.11-2010 Safety Requirements for Personnel Nets”.

7. Clause 7(2)(a) of the regulations is amended by the deletion of the words “ANSI Standard A10.11-1989 Safety Nets Used During Construction, Repair and Demolition Operations” and the substitution of the words “ANSI/ASSP Standard A10.37-2016 Debris Nets Systems Used During Construction and Demolition Operations”.

8. Section 8 of the regulations is revoked and the following substituted:

8. Where an employer provides a body belt to a worker, the employer shall ensure that the body belt complies with CSA Standard Z259.1-05, Body Belts and Saddles for Work Positioning and Travel Restraint. Body belt standards

9. (1) Section 10 of the regulations is amended in the following provisions by the deletion of the words “personal flotation device” wherever they occur and the substitution of the words “lifejacket or personal flotation device”:

(a) clause (1)(a);

(b) subsection (2);

(c) subsection (5).

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

(3) Where inflatable lifejackets or personal flotation devices are used, the employer shall ensure that Maintenance

(a) the lifejackets and devices are inspected and maintained in accordance with the manufacturer’s instructions and recommendations; and

(b) records of all inspections and maintenance are maintained for the life of the lifejacket or device.

(3) Subsection 10(4) of the regulations is amended by the deletion of the word “floatation” and the substitution of the word “flotation”.

10. These regulations come into force on March 6, 2021.

EXPLANATORY NOTES

SECTION 1 adds a heading immediately before section 1 of the regulations, PART 1 - DEFINITIONS AND APPLICATION.

SECTION 2 amends the definition section, subsection 1(1), of the regulations. The section revokes a definition that is no longer required; adds three new definitions for “fall body harness”, “lifejacket” and “personal flotation device” and corrects a grammatical error. A new subsection 1(3.1) is added to the provision to authorize the Director to waive the application of the regulations to a particular workplace or work area if the Director is satisfied that acceptable safety standards will be observed at that workplace or work area.

SECTION 3 adds new headings to the regulations that are divided into Parts, for ease of reference.

SECTION 4 amends subsection 2(2) of the regulations to remove a term that is no longer a part of a fall arrest system.

SECTION 5 amends section 3 of the regulations to update the references to the relevant CSA Standards. The section adds two new provisions in respect of self-retracting devices and connecting components.

SECTION 6 corrects a grammatical error and updates the reference to the relevant CSA Standard.

SECTIONS 7 and 8 update the references to the relevant CSA Standards.

SECTION 9 amends section 10 of the regulations which specifies the measures to be taken where there is a risk of drowning. The term “lifejacket” is added wherever the term “personal flotation device” is used, either of which is to be provided to a worker working in a hazardous work area.

Subsection 10(3) of the regulations is revoked and a new subsection 10(3) is substituted to require an employer to ensure that

- (1) lifejackets and personal flotation devices are inspected and adequately maintained; and
- (2) records of inspections and maintenance are kept by the employer for the life of the lifejacket or device.

The section also corrects a grammatical error.

SECTION 10 provides for the commencement of the regulations.

Certified a true copy,

Paul T. Ledwell

Clerk of the Executive Council and Secretary to Cabinet

EC2021-126

**OCCUPATIONAL HEALTH AND SAFETY ACT
GENERAL REGULATIONS
AMENDMENT**

(Approved by Her Honour the Lieutenant Governor in Council dated February 23, 2021.)

Pursuant to section 46 of the *Occupational Health and Safety Act* R.S.P.E.I. 1988, Cap. O-1.01, Council made the following regulations:

1. Section 1.4 of the *Occupational Health and Safety Act* General Regulations (EC180/87) is amended

(a) in clause (e), by the addition of the words “(CSA Group)” after the words “Canadian Standards Association”;

(b) in clause (f), by the deletion of the period and the substitution of a semicolon; and

(c) by the addition of the following after clause (f):

(g) “ISEA” means the International Safety Equipment Association. ISEA

2. Section 1.5 of the regulations is amended by the deletion of the words “Employer Services Division” and the substitution of the words “Occupational Health and Safety Division”.

3. (1) The regulations are amended in the following provisions by the deletion of the word “employees” and the substitution of the word “workers”:

(a) section 2.1 and subsection 2.6(2);

(b) sections 3.1 and 3.3;

(c) subclause 4.1(d)(iii);

(d) clause 5.1(c) and section 5.2;

(e) section 6.1;

(f) clause 7.2(e) and section 7.5;

(g) sections 11.1 and 11.3;

(h) subsection 12.1(3), clause 12.2(1)(d), subsection 12.2(2), section 12.8 and subsection 12.11(1);

(i) clause 13.3(l) and section 13.6;

(j) section 14.3;

(k) subsections 23.1(1) and 23.7(2) and (4);

(l) sections 26.58 and 26.61;

(m) section 27.5 and subsection 27.18(3);

(n) subsections 30.3(4), 30.5(1), 30.8(1) and 30.9(5) and section 30.14;

(o) clauses 32.1(a), (c) and (f);

(p) subsections 34.6(2) and 34.8(3);

(q) sections 35.1 and 35.2;

(r) subsections 36.5(1) and 36.6(1), (2), (3), (4) and (7), clause 36.9(a) and sections 36.12, 36.13, 36.15, 36.19, 36.34, 36.37, 36.38, 36.39 and 36.43 and subsections 36.33(1) and (2);

(s) clause 37.15(b);

(t) section 40.1 and clauses 40.4(b) and 40.11(c);

(u) sections 41.3, 41.24, 41.28, 41.29, 41.56, 41.65 and 41.67;

(v) sections 43.7, 43.32 and 43.33;

(w) sections 45.6, 45.14 and 45.19 and subsections 45.17(1) and 45.20(1);

(x) clause 50.2(a).

(2) The regulations are amended in the following provisions by the deletion of the word “employees” wherever it occurs and the substitution of the word “workers”:

(a) subsection 2.6(3);

(b) subsection 10.2(2) and section 10.3;

(c) section 12.3;

(d) section 13.2;

(e) section 29.3;

(f) section 30.1 and subsection 30.4(4);

(g) subsection 34.6(3);

(h) sections 36.3, 36.10 and 36.17;

(i) section 37.9;

(j) section 40.10;

(k) sections 41.4 and 41.57;

(l) section 43.8;

(m) subsection 45.20(2).

(3) The regulations are amended in the following provisions by the deletion of the words “an employee” and the substitution of the words “a worker”:

(a) clause 5.1(h) and section 5.3;

(b) clause 11.11(d);

(c) subsection 12.4(1) and section 12.8;

(d) sections 13.2 and 13.5;

(e) section 15.3;

(f) section 27.2 and subsection 27.18(4);

(g) subsections 30.4(5) and (6), 30.6(3), 30.8(2), 30.9(1) and (3), 30.16(2), 30.17(2), 30.18(1) and (2) and 30.19(1);

(h) sections 36.2, 36.7, 36.8, 36.11 and 36.20;

(i) clauses 41.2(b) and 41.4(e);

(j) sections 41.7, 41.10, 41.11, 41.13, 41.17, 41.23, 41.36, 41.40, 41.42, 41.44, 41.56, 41.61, 41.63;

(k) sections 45.1, 45.5, 45.7, 45.8, 45.9, 45.15 and subsection 45.20(3);

(l) section 50.5.

(4) Subsection 30.9(2) of the regulations is amended by the deletion of the words “an employee” wherever they occur and the substitution of the words “a worker”.

(5) The regulations are amended in the following provisions by the deletion of the words “An employee” and the substitution of the words “A worker”:

(a) subsection 12.4(2);

(b) section 13.7;

(c) sections 26.52, 26.53, 26.57 and 26.58;

(d) subsections 30.11(3) and 30.19(2);

(e) section 36.21;

(f) sections 41.6, 41.15, 41.16, 41.21, 41.25, 41.26, 41.41, 41.46, 41.47, 41.48 and 41.59;

(g) sections 45.4 and 45.11.

(6) The regulations are amended in the following provisions by the deletion of the word “employee” and the substitution of the word “worker”:

(a) section 4.3;

(b) section 5.3;

(c) section 11.6;

(d) subsection 12.12(3);

(e) clause 13.2(f)

(f) sections 26.51, 26.53 and 26.54;

(g) sections 27.10 and 27.13 and subsection 27.18(4);

(h) clauses 29.1(a) and 29.3(j) and sections 29.7 and 29.8;

(i) subsections 30.4(5) and (6), 30.6(4), 30.7(2) and (4), 30.8(2), 30.9(4), 30.11(2) and (7) and 30.17(1) and section 30.12;

(j) subsections 36.5(2) and (3), 36.6(1) and (5) and sections 36.7, 36.8, 36.9, 36.11, 36.37 and 36.39;

(k) subsections 37.11(1) and (3), 37.12(1) and (2) and 37.16(1) and (2);

(l) section 40.3 and clause 40.4(a);

(m) sections 41.5, 41.7, 41.12, 41.18, 41.20, 41.23, 41.24, 41.30, 41.31, 41.32, 41.33, 41.35, 41.37, 41.38, 41.48, 41.52, 41.58 and subsections 41.9(1) and (2);

(n) clause 43.8(b);

(o) sections 44.2, 44.3 and 44.4;

(p) section 45.1 and subsection 45.17(2);

(q) clause 50.3(a) and section 50.5.

(7) The regulations are amended in the following provisions by the deletion of the word “employee” wherever it occurs and the substitution of the word “worker”:

- (a) sections 13.3 and 13.5;
- (b) clause 29.5(k);
- (c) subsections 30.7(1) and (3) and 30.10(3);
- (d) section 36.38;
- (e) sections 41.2, 41.4, 41.8, 41.22 and 41.56;
- (f) section 43.33;
- (g) sections 45.3 and 45.10 and subsection 45.20(3).

(8) The regulations are amended in the following provisions by the deletion of the word “Employees” and the substitution of the word “Workers”:

- (a) section 12.9;
- (b) section 14.2;
- (c) subsection 23.7(3);
- (d) sections 26.8, 26.34 and 26.48;
- (e) subsection 34.8(4);
- (f) section 43.34.

(9) The regulations are amended in the following provisions by the deletion of the word “employee’s” and the substitution of the word “worker’s”:

- (a) subclause 30.7(1)(c)(ii) and subsection 30.8(2);
- (b) subsection 36.5(6);
- (c) section 41.46.

(10) Section 30.12 of the regulations is amended by the deletion of the words “an employee’s” and the substitution of the words “a worker’s”.

4. Sections 2.4 and 2.5 of the regulations are amended by the deletion of the word “ten” and the substitution of the word “10”.

5. Subsection 2.6(3) of the regulations is revoked and the following substituted:

Shower facilities (3) Where there is a high risk of contamination of workers by the presence of hazardous substances, infectious or offensive materials that are part of the regular work processes at a workplace, an employer shall, where reasonably practicable, supply and maintain adequate changing and showering facilities.

Requirements (4) Where changing and shower facilities referred to in subsection (3) are provided, an employer shall

- (a) provide separate shower rooms for male and female employees except where there are fewer than six persons employed at a workplace;
- (b) ensure that where there are fewer than six persons employed at a workplace a shower room with a door that has a locking device on the inside is provided;
- (c) ensure that the floors of shower rooms have a non-slip surface; and
- (d) ensure that at every workplace the water supply, used for washing and showering,
 - (i) can be manually adjusted to within a range of 35°C and 45°C, and
 - (ii) is not heated by the injection of steam.

6. The regulations are amended by the addition of the following after section 2.8:

Emergency
eyewash and
shower equipment

2.9 An employer shall ensure that

- (a) appropriate emergency washing facilities are provided in a work area where a worker's eyes or skin may be exposed to harmful or corrosive materials or other materials which may burn or irritate the worker's eyes or skin;
- (b) only a potable water supply is used in a plumbed emergency eyewash facility and that only potable water or an isotonic saline flushing solution is used in a potable (non-plumbed) eyewash unit;
- (c) access to emergency eyewash and shower facilities is not blocked by material or equipment;
- (d) the selection of emergency washing facilities is based upon an assessment of risks present in the workplace; and
- (e) where the assessment of risks referred to in clause (d) determines that an emergency shower or eyewash fountain is required, the shower or fountain, as the case may be, is installed, tested, and maintained in accordance with the ANSI Standard Z358.1-14, American National Standard for Emergency Eyewash and Shower Equipment.

7. (1) Clause 8.1(2)(a) of the regulations is amended by the deletion of the words "CSA Standard Z107.56-06, Procedures for the Measurement of Occupational Noise Exposure," and the substitution of the words "CSA Standard Z107.56-18, Measurement of Noise Exposure,".

(2) Clauses 8.1(2)(a) and (b) of the regulations are amended by the deletion of the words “, as amended from time to time”.

8. Subsection 8.4(3) of the regulations is amended

(a) in clause (a), by the deletion of the words “CSA Standard Z107.56-06, Procedures for the Measurement of Occupational Noise Exposure, as amended from time to time” and the substitution of the words “CSA Standard Z107.56-18, Measurement of Noise Exposure”; and

(b) in clause (b), by the deletion of the words “ANSI Standard S1.25-1991, Specification for Personal Noise Dosimeters, as amended from time to time” and the substitution of the words “ANSI Standard S1.25-1991, Specification for Personal Noise Dosimeters”.

9. Clause 8.7(1)(d) of the regulations is amended by the deletion of the words “CSA Standard Z94.2-02, Hearing Protection Devices – Performance, Selection, Care, and Use, as amended from time to time” and the substitution of the words “CSA Standard Z94.2-14, Hearing Protection Devices – Performance, Selection, Care, and Use”.

10. (1) Subsection 9.1(1) of the regulations is amended

(a) by the addition of the following after clause (c):

(c.1) “Emergency Medical Services” means a network of services coordinated to provide aid and medical assistance, from primary response to definitive care, involving personnel trained in the rescue, stabilization, transportation, and treatment of persons experiencing traumatic or medical emergencies; Emergency medical Services

(b) by the revocation of clause (f);

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

(i) “low risk work” means work of an administrative, professional or clerical nature that does not require substantial physical exertion or exposure to work processes, substances or other conditions that are potentially hazardous; low risk work

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

(j.1) “risk” means a combination of the likelihood of the occurrence of harm and the severity of that harm; risk

(e) in clause (k) by the deletion of the period and the substitution of a semicolon; and

(f) by the addition of the following after clause (k):

working alone	(l) “working alone” means the worker is the only worker of the employer at that workplace and the worker is working in circumstances where assistance is not readily available to the worker in the event of injury, illness or an emergency;
workplace first aider	(m) “workplace first aider” means a worker with a first aid certificate that is current and recognized as defined by the legal requirements;
workplace first aid risk assessment	(n) “workplace first aid risk assessment” means a process used to determine the risk level in a workplace as it relates to the provision of workplace first aid services, first aid kits and supplies.

(2) Clause 9.1(2)(c) of the regulations is revoked and the following substituted:

- (c) an organization or person approved to provide first aid courses by another jurisdiction in Canada; or
- (d) any other organization or person that provides first aid courses that are approved by the Director.

11. (1) Subsection 9.3(1) of the regulations is amended by the deletion of the words “Subject to subsection (2), every” and the substitution of the word “An”.**(2) Section 9.3 of the regulations is amended by the addition of the following after subsection (1):**

Accessibility of workplace first aid supplies and services	(1.1) Workplace first aid supplies and services shall be readily available and accessible during working hours.
	(3) Subsection 9.3(2) of the regulations is revoked and the following substituted:
Employer to assess risks	(2) An employer shall assess the risks that workers are likely to encounter at the workplace and ensure that there are adequate first aid supplies and services at the workplace.
Workplace first aid risk assessment	(3) The workplace first aid risk assessment shall be conducted by a competent person at the workplace in consultation with the occupational health and safety committee, safety representative, or workers, as applicable.
Components of workplace first aid risk assessment	(4) The workplace first aid risk assessment shall include <ul style="list-style-type: none"> (a) the identification of hazards that could result in work-related injury or illness; (b) an assessment of the type, potential severity, likelihood, and resulting risk of injuries and illnesses which could occur in the workplace taking into consideration

- (i) the characteristics of the workplace,
 - (ii) the number of workers at the workplace per shift,
 - (iii) industry sector trends,
 - (iv) the organization's history of workplace first aid incidents,
 - (v) the proximity of trained workplace first aiders to provide first aid,
 - (vi) accessibility to emergency medical services,
 - (vii) work patterns, such as shift work, workers on shared sites, multi-occupied sites, and planned and unplanned leave of workplace first aiders,
 - (viii) modes of transportation for transporting injured or ill persons to a medical facility, and
 - (ix) any special needs including, but not limited to, workers with disabilities or known medical conditions; and
- (c) the identification of the appropriate first aid supplies and services to respond to the types of injury or illness that could occur in the workplace.

(5) An employer shall, at least annually and more frequently if required by a change in work conditions, review the workplace first aid risk assessment in consultation with the occupational health and safety committee, safety representative or workers, as applicable.

Review of
workplace first aid
risk assessment

(6) Where an officer determines that the workplace first aid risk assessment conducted under this Part is not adequate given the particular risks associated within a workplace, the officer may specify additional first aid supplies or services to be provided by the employer.

Additional first aid
supplies or services

12. (1) Subsection 9.5(1) of the regulations is amended

(a) in clause (a), by the deletion of the words “first aid providers” and the substitution of the words “first aiders”; and

(b) in clause (b), by the deletion of the words “first aid provider” and the substitution of the words “first aider”.

(2) Subsection 9.5(2) of the regulations is amended by the deletion of the words “first aid providers” and the substitution of the words “first aiders”.

(3) Subsection 9.5(3) of the regulations is amended by the deletion of the words “identity and phone number of the first aid providers” and the substitution of the words “name and phone number of the first aiders”.

13. Section 9.6 of the regulations is amended by the deletion of the words “first aid provider” and the substitution of the words “first aider”.

14. Section 9.7 of the regulations is revoked and the following substituted:

Low-risk work **9.7** (1) Where the only work conducted at a workplace is low-risk work, the employer shall ensure that at least one workplace first aider who holds a valid Emergency First Aid Certificate is available at the workplace while the work is conducted.

Work other than low-risk work (2) Where
 (a) the only work conducted at a workplace of an employer is work other than low-risk work; or
 (b) both low-risk work and work other than low-risk work are conducted at a workplace of an employer,
 the employer shall ensure,
 (c) if there are more than one and less than 20 workers regularly employed on any one shift at the workplace, that at least one workplace first aider is available on that shift who holds a valid Emergency First Aid Certificate;
 (d) if there are 20 or more and less than 100 workers regularly employed on any one shift at the workplace, that at least one workplace first aider is available on that shift who holds a valid Standard First Aid Certificate; and
 (e) if there are 100 or more workers regularly employed on any one shift at the workplace, that at least one workplace first aider is available on that shift who holds a valid Advanced First Aid Certificate.

Working alone (3) Where a worker is working alone at a workplace as required by the employer, the employer shall, if it is reasonable to do so or if required to do so by an officer, ensure that the worker holds a valid Emergency First Aid Certificate.

15. Section 9.8 of the regulations is revoked and the following substituted:

Vehicles and boats **9.8** A vehicle or boat used by or under the control of the employer for transporting workers to and from a workplace shall be equipped with an Intermediate First Aid Kit, the size of which shall be determined based on the legal seating capacity of the vehicle or vessel in question, pursuant to the requirements set out in CSA Standard Z1220-17, First Aid Kits for the Workplace.

16. Subsection 9.10(1) of the regulations is amended

(a) in the words immediately preceding clause (a), by the deletion of the words “first aid provider” wherever they occur and the substitution of the words “first aider”; and

(b) in subclause (a)(vii), by the deletion of the words “first aid provider” and the substitution of the words “workplace first aider”.

17. Section 9.11 of the regulations is revoked and the following substituted:

9.11 (1) The employer shall determine the classification of the first aid kit and any additional supplies required, pursuant to the findings of the first aid risk assessment conducted under this Part. Employer shall determine classification of first aid kits

(2) Where low risk work and work other than low risk work exist simultaneously in a single workplace, the employer shall use the higher risk level when determining the appropriate workplace first aid kit. Higher risk level

(3) The minimum requirements for the contents of workplace first aid kits and the type, number and size of workplace first aid kits shall meet the requirements set out in CSA Standard Z1220-17, First Aid Kits for the Workplace. Minimum requirements

(4) Workplace first aid kits shall be classified as follows: Classification of workplace first aid kits
 (a) Type 1: Personal First Aid Kit;
 (b) Type 2: Basic First Aid Kit, further classified as
 (i) small,
 (ii) medium, and
 (iii) large;
 (c) Type 3: Intermediate First Aid Kit, further classified as
 (i) small,
 (ii) medium, and
 (iii) large.

(5) To ensure first aid kits are readily accessible to all workers and that the particular configurations of workplaces can be accommodated, first aid kits of different sizes (small, medium and large) may be used in various combinations in accordance with workplace requirements, pursuant to subsection (4). First aid kits combinations

(6) For workplaces with more than 100 workers, first aid kits shall be proportionately distributed in the workplace. Proportionate distribution

(7) An employer may increase the minimum requirements in respect of the contents of workplace first aid kits in the workplace to account for any specific workplace hazards or risks or to address other site-specific conditions. Increase in maximum requirements

18. Section 9.14 of the regulations is revoked and the following substituted:

9.14 (1) Where First aid room
 (a) either

- (i) the only work conducted at a workplace is work other than low risk work, or
 - (ii) both low risk work and work other than low risk work are conducted at a workplace; and
- (b) there are more than 100 workers regularly employed on any one shift at the workplace,
the employer shall provide a first aid room at the workplace.

Idem

- (2) An employer who is required under subsection (1) to provide a first aid room at a workplace shall ensure that the first aid room
- (a) has adequate lighting, ventilation and heating;
 - (b) is kept clean and in a sanitary condition;
 - (c) is of adequate size to accommodate a stretcher;
 - (d) has posted emergency telephone numbers;
 - (e) is used only for the purpose of administering first aid;
 - (f) is accessible by the workers at all times during their shift; and
 - (g) is equipped with
 - (i) a telephone or other means of communication between the first aid room and the emergency medical services that will be transporting the worker, if applicable,
 - (ii) instructions on how and where to access a workplace first aider,
 - (iii) a permanently installed sink with hot and cold running water,
 - (iv) a bed or cot with a moisture-protected mattress and two pillows,
 - (v) a treatment chair with arm rests,
 - (vi) a flashlight,
 - (vii) a wash basin made from stainless steel or polypropylene,
 - (viii) a nail brush,
 - (ix) a package of paper towels,
 - (x) hand soap,
 - (xi) a package of disposable paper cups,
 - (xii) a kidney basin made of stainless steel or polypropylene, and
 - (xiii) a large Type 3 Intermediate First Aid Kit, that meets the requirements specified in subsection 9.11(4).

Transition period

9.15 During the 12 months immediately following the coming into force of this Part, an employer who is in compliance with Part 9, as those provisions read immediately before the coming into force of this Part, is deemed to be in compliance with the requirements of this Part.

19. Section 10.1 of the regulations is amended by the deletion of the words “when laser beams are used the operation that use is in accordance with the American National Standard for the Safe Use of Lasers endorsed standard number 21361, 19/9 ANSI (R1), and amendments thereto” and the substitution of the words “a laser or laser device is installed, operated, labelled and maintained in accordance with ANSI Standard Z136.1-2014, American National Standard For Safe Use of Lasers”.

20 Clause 12.3(b) of the regulations is revoked and the following substituted:

(b) CSA approved safety headwear and footwear are provided and worn by the workers, as specified in sections 45.5 or 45.15, as the case may be;

21. Section 13.3 of the regulations is amended

(a) in clause (c), by the deletion of the words “sections 13.2 and 13.5(a)” and the substitution of the words “section 13.2 and clause 13.5(a)”; and

(b) in clause (j), by the addition of the words “, as specified in section 45.18” after the words “approved breathing apparatus”.

22. Section 14.1 of the regulations is revoked.

23. Section 14.2 of the regulations is amended by the deletion of the words “life line” and the substitution of the words “a lifeline”.

24. Section 14.3 of the regulations is amended by the deletion of the semicolon.

25. Section 14.4 of the regulations is revoked and the following substituted:

14.4 (1) Where a worker is required to work in a bin, hopper, chamber or vessel where there is a danger of being overcome by contaminated air or lack of oxygen or where there is a danger of being buried by movement of material, another worker shall be stationed in a position where he or she can readily effect the rescue of the worker exposed to the hazardous condition. Sentinel

(2) The employer shall ensure that ropes for lifelines meet the requirements specified in subsection 3(2) of the Fall Protection Regulations (EC633/04) made under the Act. Standard

(3) Lifelines shall be connected for use by a worker to ensure there will be the least practicable amount of slack line in order to limit the free fall of the worker. Lifelines

(4) No more than one worker shall be attached to one lifeline. Prohibition

26. Section 14.5 of the regulations is revoked.

27. Section 25.7 of the regulations is amended by the deletion of the words “Fire Prevention Act R.S.P.E.I. 1974, Cap. F-7.1” and the substitution of the words “Fire Prevention Act R.S.P.E.I. 1988, Cap. F-11”.

28. Section 28.1 of the regulations is revoked and the following substituted:

Minimum safety requirements

28.1 The employer shall ensure that a powder-actuated fastening system, consisting of the tool, power loads and fasteners, meets the minimum safety requirements of ANSI Standard A10.3-2020, Safety Requirements for Powder-Actuated Fastening Systems.

29. Part 33 of the regulations is revoked and the following substituted:

PART 33 - POWERED MOBILE EQUIPMENT

powered mobile equipment, defined

33.1 In this Part, “powered mobile equipment” means self-propelled machinery designed to carry, push, pull, dig, compact, lift, stack, tier or move materials or to provide a working platform for workers and includes trucks.

Responsibilities of employer

33.2 The employer shall ensure that powered mobile equipment:

- (a) is maintained in a safe operating condition and that the operation, inspection, repair and maintenance of the equipment, and any necessary modifications to the equipment, are carried out in accordance with the manufacturer’s instructions or, in the absence of those instructions, as approved by a professional engineer;
- (b) is used exclusively for the purposes for which the equipment is designed and equipped;
- (c) is operated only by competent persons.

Responsibilities of operators

33.3 Every operator of powered mobile equipment shall:

- (a) inspect the powered mobile equipment before the start of operation of each shift to ensure the equipment is in safe operating condition;
- (b) ensure that passengers do not ride on any part of the equipment not designed to carry passengers;
- (c) not set equipment in motion until all air and hydraulic pressures are fully built up to the specified operating pressures;
- (d) when leaving equipment unattended,
 - (i) park it on level ground,
 - (ii) set the brake,
 - (iii) lower the blades and bucket or safely block them,
 - (iv) disengage the master clutch,
 - (v) stop the engine,
 - (vi) remove the key; and
 - (vii) where necessary, adequately chock the wheels to prevent inadvertent movement;
- (e) follow a safe refuelling procedure;
- (f) not store containers of gasoline, diesel oil or other substances that may constitute a hazard in the cab;

- (g) not carry on or in the equipment, loose articles or equipment that might create a hazard;
- (h) ensure the load is adequately secured.

33.4 The employer shall ensure that agricultural, construction, earthmoving, forestry, and industrial machines are equipped with protective structures that meet the CSA Standard B352.0-16 Rollover Protective Structures (ROPS), Falling Object Protective Structures (FOPS), Operator Protective Structures (OPS), and Tip-Over Protective Structures (TOPS) for Mobile Machinery - General Canadian requirements.

Protective structures

33.5 (1) The employer shall ensure that all modifications or repairs to existing Rollover Protective Structures (ROPS)

- (a) meet the requirements of this Part; and
- (b) are certified by the modification design agency, the installing agency or a professional engineer, as the case may be.

Modifications or repairs

(2) The employer shall ensure that certification information is made available to an officer, on request.

Certification information

33.6 (1) The employer shall ensure that powered mobile equipment which has been fitted with Rollover Protective Structures (ROPS) is equipped with seat belts for the operator and passengers which comply with or exceed the recommended practices of the Society of Automotive Engineers.

Restraint equipment

(2) Where the nature or type of work renders the wearing of seat belts impracticable, the employer shall ensure that powered mobile equipment is equipped with shoulder belts, bars, gates, screens or other restraining devices designed to prevent the operator and passengers from being thrown outside the rollover protective structures.

Restraining devices

(3) Every operator of and passenger on powered mobile equipment shall use the seat belts and restraining devices provided while the equipment is in motion.

Use of restraint equipment

33.7 The employer shall ensure that powered mobile equipment:

- (a) has an adequate and fully operative braking system;
- (b) has a manually operated audible warning device;
- (c) has an adequate rear view mirror or other means of ensuring that the equipment can be safely backed up;
- (d) has an audible automatic back-up alarm;
- (e) has adequate headlights and backing lights when used after dark or in dimly lit areas;
- (f) has gears and moving parts that are adequately guarded;
- (g) has controls which cannot be operated from outside the cab unless the controls are designed to be operated from outside the cab;

Equipment requirements

- (h) has air and hydraulic lines, hoses and components maintained in safe operating condition;
- (i) has wire ropes, drums and sheaves that are inspected daily;
- (j) is lubricated only when the machine is at rest or as the manufacturer has expressly directed;
- (k) has safe and easy access to the operator's station by means of a ladder or steps and a handrail.

Signals	33.8 (1) The employer shall designate a worker to give signals to an operator who is operating powered mobile equipment when the operator's vision is obstructed and the operator shall use the equipment only on mutually agreed signals between the operator and the designated worker.
Safe to proceed on signal	(2) The designated worker referred to in subsection (1) shall ensure that it is safe to proceed with a movement before the worker signals the operator for the movement to proceed.
Pedestrian traffic	33.9 (1) Where practicable, designated walkways shall be used to separate pedestrian traffic from areas of operation of powered mobile equipment.
Safe work procedures	(2) Where it is impracticable to provide designated walkways for pedestrian traffic, the employer shall ensure that safe work procedures are used to minimize the possibility of a collision in hazardous work areas, including <ul style="list-style-type: none"> (a) use of a traffic control system; (b) enforcement of speed limits for powered mobile equipment; (c) a requirement for the pedestrian and the operator of the powered mobile equipment to acknowledge each other's presence before the pedestrian proceeds through a hazardous work area; or (d) other effective means.
Dust	33.10 Where work is carried out in an area where dust may create a hazard to the health of workers, the employer shall take adequate measures to minimize the release of dust to protect workers from the risk of damage to their health.
Load handling attachments	33.11 Buckets, forks, booms, hoists and other load handling attachments shall only be installed on powered mobile equipment as specified by the equipment manufacturer or where certified by a professional engineer for use on the equipment.
Raised equipment	33.12 The employer shall ensure that <ul style="list-style-type: none"> (a) powered mobile equipment which is raised from the ground by means of jacks or hoists is adequately blocked; and (b) mats or heavy planking are used to distribute the load on soft ground.

33.13 The employer shall ensure that any person or worker does not work under or go under the raised parts of any powered mobile equipment unless the raised parts of the equipment are adequately blocked. *Idem*

33.14 Where repair or maintenance work is carried out at the point of articulation on front end loaders or similar powered mobile equipment, the employer shall ensure that lock bars are used to prevent movement of either end of the loader or similar equipment. *Repair work*

33.15 Where powered mobile equipment is used on a slope or bank which may give way, the employer shall ensure that adequate precautions are taken to stabilize the slope or bank, as the case may be, and to distribute the load of the equipment. *Precautions on slope, bank*

33.16 The operator of powered mobile equipment shall keep the equipment in gear when going downhill. *Use of gears*

33.17 (1) When initially inflating a tire, a worker shall ensure that the tire pressure does not exceed the manufacturer's rated capacity. *Tire pressure*

(2) A worker shall initially inflate a tire mounted on a split-rim or locking ring wheel only after the wheel assembly has been placed in a tire cage or has been otherwise restrained to contain flying parts in the event of split-rim or locking ring failure or tire rupture. *Tire inflation*

(3) The employer shall ensure that a clamp-on type connector is used to inflate split-rim and locking ring wheels. *Connector*

(4) Where a clamp-on type connector is used to inflate a tire, *Idem*

- (a) the employer shall ensure that the worker uses an in-line pressure gauge and positive pressure control and inflates the tire from a safe position out of the immediate danger area; and
- (b) the worker shall inflate the tire from the safe position.

33.18 (1) The employer shall ensure that a truck used for the transportation of workers has seats and is enclosed on all sides. *Truck seats*

(2) No person shall get on or off trucks, or be permitted to get on or off trucks, which are in motion. *Trucks in motion*

33.19 A worker shall not remain in or on the cab of powered mobile equipment while the equipment is being loaded by a crane or power shovel. *Loading*

30. Subsection 34.2(2) of the regulations is amended

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

(a) CSA Standards:

- (i) B167-16, Overhead Cranes, Gentry Cranes, Monorails, Hoists, and Jib Cranes,
- (ii) C22.2 No.33-19, Electrical Safety Requirements for Cranes and Hoists,
- (iii) Z150-20, Safety Code on Mobile Cranes,
- (iv) Z248-17, Code for Tower Cranes,
- (v) Z150.3-17, Safety Code on Articulating Boom Cranes;

(b) in clause (b), by the deletion of the words “ANSI/ALI ALOIM-2000” and the substitution of the words “ANSI/ALI ALOIM”.

31. Section 35.3 of the regulations is amended

(a) by the deletion of the words “The Canadian Standards Association Z-185 Safety Code for Workers’ Hoists, and subsequent amendments” and the substitution of the words “CSA Standard Z185-M87, Safety Code for Personnel Hoists”; and

(b) by the deletion of the words “the officers” and the substitution of the word “officers”.

32. Section 35.5 of the regulations is amended by the deletion of the words “The Canadian Standards Association Z-256” and the substitution of the words “CSA Standard Z256-M87,”.

33. Subsection 36.4(2) of the regulations is amended by the deletion of the words “the CSA Standard CAN3-C22.3 No.1 for “Overhead Systems and Underground Systems” CAN3-C22.3 No.7, as amended” and the substitution of the words “CSA Standard C22.3 No.1-15, Overhead Systems, and CSA Standard C22.3 No.7-20, Underground Systems”.

34. The heading immediately before section 38.1 and section 38.1 of the regulations are revoked.

35. Section 41.1 of the regulations is amended

(a) by the revocation of clause (a);

(b) by the revocation of clause (d);

(c) in clause (h), by the deletion of the word “transporation” and the substitution of the word “transportation”;

(d) by the revocation of clause (i); and

(e) by the revocation of clauses (p), (q) and (r).

36. Section 41.4 of the regulations is amended

(a) in clause (f), by the deletion of the word “used” and the substitution of the words “that is suitable”; and

(b) in clause (h), by the deletion of the words “Material Safety Data Sheets” and the substitution of the words “safety data sheets”.

37. Clause 41.6(a) of the regulations is amended by the deletion of the words “an approved safety hat” and the substitution of the words “approved safety headwear”.

38. Clause 44.1(2)(g) of the regulations is amended by the deletion of the words “the CSA Standard C22.1 Canadian Electrical Code, Part 1,” and the substitution of the words “CSA Standard C22.1-18, Canadian Electrical Code, Part 1 (24th Edition), Safety Standard for Electrical Installation.”.

39. The regulations are amended by the addition of the following immediately before section 45.1:

45.01 In this Part,

(a) “lifejacket” means a device that

- (i) provides a specified buoyancy that will turn the wearer face-up on entry to water and keep the wearer in that position, and
- (ii) is approved by Transport Canada, or an agency permitted by Transport Canada to approve lifejackets, and bears a mark or label indicating that approval;

Definitions

lifejacket

(b) “personal flotation device” means a device that

- (i) provides a specified buoyancy that will support a conscious person in an upright or backward-leaning position in water, and
- (ii) is approved by Transport Canada, or an agency permitted by Transport Canada to approve personal flotation devices, and bears a mark or label indicating that approval.

personal flotation device

40. The regulations are amended by the addition of the following after section 45.4:

LIFEJACKET - PERSONAL FLOTATION DEVICE

45.4.1 (1) An employer shall ensure that a worker who is employed under conditions that involve a risk of drowning is provided with and wears at all times a lifejacket or personal flotation device that is

Flotation device, when required

- (a) suitable to the conditions in the workplace; and
- (b) of the correct size and appropriate for the weight of the worker who will wear it.

(2) Subsection (1) does not apply if

Exception

- (a) other sufficient safety measures are in place to protect a worker from falling into water, including but not limited to a guardrail or safety net installed and used in accordance with the relevant requirements of Part 2 of the Fall Protection Regulations (EC633/04) made under the Act;
- (b) the worker is a lifeguard on duty; or
- (c) the worker is performing occupational diving tasks.

Maintenance

45.4.2 Where inflatable lifejackets or personal flotation devices are used, the employer shall ensure that

- (a) the lifejackets and devices are inspected and maintained in accordance with the manufacturer's instructions and recommendations; and
- (b) records of all inspections and maintenance are maintained for the life of the lifejacket or device.

41. Section 45.5 of the regulations is amended

(a) **by the deletion of the words** “ protection* appropriate to the hazard and which meets the standards and specifications of CSA Standard Z94.1 “Industrial Protective Headwear” or the equivalent” **and the substitution of the words** “protection appropriate to the hazard and which meets the requirements of CSA Standard Z94.1-15, Industrial Protective Headwear - Performance, Selection, Care and Use”; **and**

(b) **by the deletion of the words** “* The replacement of headgear every five years and headgear suspension annually is a recommended safe practice.”.

42. Section 45.7 of the regulations is amended by the deletion of the words “the CSA Standard Z94.3 “Industrial Eye and Face Protectors”” **and the substitution of the words** “CSA Standard Z94.3-15, Eye and Face Protectors,”.

43. Section 45.15 of the regulations is amended

(a) **by the deletion of the words** “project site” **and the substitution of the word** “worksite”; **and**

(b) **by the deletion of the words** “CSA Standard Z195 “Protective Footwear”” **and the substitution of the words** “CSA Standard Z195-14, Protective Footwear,”.

44. Subsection 45.18(2) of the regulations is amended by the deletion of the words “the CSA Standard Z180.1 “Compressed Breathing Air”” **and the substitution of the words** “CSA Standard Z180.1-19, Compressed Breathing Air and Systems”.

45. The heading immediately before section 47.1 of the regulations is amended by the deletion of the word “CONSTRUCTION”.

46. Section 47.1 of the regulations is amended by the deletion of the words “construction work in a compressed air environment meets the CSA Standard Z275.3 “Occupational Safety Code for Construction Work in Compressed Air”” and the substitution of the words “that work in a compressed air environment is conducted in accordance with CSA Standard Z275.3-09, Occupational Safety Code for Work in Compressed Air Environments”.

47. Section 48.1 of the regulations is amended by the deletion of the words “CSA Standard Z275.2,” and the substitution of the words “CSA Standard Z275.2-20,”.

48. These regulations come into force on March 6, 2021.

EXPLANATORY NOTES

SECTION 1 amends the definition section, section 1.4, of the regulations.

SECTION 2 updates the reference to the Workers Compensation Board’s Occupational Health and Safety Division in section 1.5 of the regulations.

SECTION 3 changes the reference from “employees” to “workers” wherever it occurs in the specified provisions to be consistent with the terminology used in the *Occupational Health and Safety Act*.

SECTION 4 makes a minor amendment to wording in sections 2.4 and 2.5 of the regulations.

SECTION 5 revokes subsection 2.6(3) of the regulations and substitutes a new subsection 2.6(3) which places an obligation on an employer to supply and maintain adequate changing and showering facilities where it is practicable to do so.

SECTION 6 adds a new provision to the regulations, section 2.9, which places an obligation on an employer to provide emergency washing facilities in a work area where a worker’s eyes or skin may be exposed to harmful or corrosive materials that may burn or irritate the eyes or skin. The provision specifies that where an assessment of risks determines that an emergency shower or eyewash fountain is required, the shower or fountain must be installed, tested and maintained in accordance with the relevant ANSI Standard for emergency eyewash and shower equipment.

SECTION 7 amends clause 8.1(2)(a) of the regulations to update the relevant CSA Standard for the measurement of noise exposure.

SECTION 8 amends subsection 8.4(3) of the regulations to update the relevant CSA Standard in respect of the measurement of noise exposure and relevant ANSI Standard in respect of the specification for personal noise dosimeters.

SECTION 9 amends clause 8.7(1)(d) of the regulations to update the relevant CSA Standard in respect of hearing protection devices and their performance, selection, care and use.

SECTION 10 amends subsection 9.1(1) of the regulations, the definition section in respect of the first aid provisions under Part 9. New definitions are added and others that are no longer needed are revoked. Clause 9.1(2)(c) of the regulations is revoked and a new clause 9.1(2)(c) is substituted to authorize an organization or person to provide first aid courses.

SECTION 11 makes a minor adjustment to wording in subsection 9.3(1) of the regulations, adds a new subsection 9.3(1.1) in respect of workplace first aid supplies and services, revokes subsection 9.3(2) of the regulations and substitutes a new subsection 9.3(2) which places an obligation on an employer to assess the risks that workers are likely to encounter at a workplace and ensure there are adequate first aid supplies and services at the workplace. Provisions are added to section 9.3 that pertain to the requirements and contents of a workplace first aid risk assessment.

SECTIONS 12 and 13 amend sections 9.5 and 9.6 of the regulations respectively to replace the wording “first aid provider” with “first aider.”

SECTION 14 revokes section 9.7 of the regulations and substitutes a new section 9.7 that outlines first aid requirements at a workplace with low-risk work, a workplace where work is conducted other than low-risk work or a workplace where both low-risk work and work other than low-risk work are conducted. A provision is added to provide that where a worker is working alone at a workplace the employer shall ensure, where reasonable, the worker holds a valid Emergency First Aid Certificate.

SECTION 15 revokes section 9.8 of the regulations and substitutes a new section 9.8 that specifies the first aid requirements in respect of a vehicle or boat used by or under the control of an employer for transporting workers to and from a workplace.

SECTION 16 amends subsection 9.10(1) of the regulations to change the term “first aid provider” wherever it occurs to “first aider.”

SECTION 17 revokes section 9.11 of the regulations and substitutes a new section 9.11 in respect of the classification of required first aid kits and supplies, as determined by the first aid risk assessment conducted under Part 9. The minimum requirements for the contents of workplace first aid kits are to comply with the relevant CSA Standard for first aid kits for the workplace. The provision specifies that first aid kits are to be readily accessible to all workers at a workplace. Employers are authorized to increase the minimum requirements in respect of the contents of workplace first aid kits to account for any specific workplace hazards or risks.

SECTION 18 revokes section 9.14 of the regulations and substitutes a new section 9.14 that outlines the requirements for a first aid room at a workplace. A new section 9.15 is added to the regulations to authorize a transition period for an employer who is in compliance with Part 9 of the regulations as the provisions of Part 9 read immediately before the coming into force of the new Part 9.

SECTION 19 amends section 10.1 of the regulations to update the ANSI Standard in respect of the safe use of lasers.

SECTION 20 revokes clause 12.3(b) of the regulations and substitutes a new clause 12.3(b) to specify it is the obligation of an employer to ensure workers do not enter an excavation or a trench four feet or more in depth unless the requirements of shoring are met and CSA approved safety headwear and footwear are provided and worn by the workers.

SECTION 21 amends section 13.3 of the regulations to make minor adjustments to wording.

SECTION 22 revokes section 14.1 of the regulations in respect of the use of safety belts with lifelines as the requirements are outlined in section 14.2 and the new section 14.4.

SECTION 23 makes a minor adjustment to wording in section 14.2 of the regulations.

SECTION 24 corrects punctuation in section 14.3 of the regulations.

SECTION 25 revokes section 14.4 of the regulations and substitutes a new section 14.4 to specify where a worker is exposed to a hazardous condition another worker is to be stationed in a position to safely effect the rescue of the exposed worker. The provision places an obligation on an employer to ensure ropes for lifelines meet specified requirements and that lifelines are to be connected to ensure there is the least amount of slack line to limit the free fall of a worker and that one worker is to be attached to one lifeline.

SECTION 26 revokes section 14.5 of the regulations which is no longer needed.

SECTION 27 amends section 25.7 of the regulations to provide the current reference and citation for the *Fire Prevention Act*.

SECTION 28 revokes section 28.1 of the regulations and substitutes a new section 28.1 which places an obligation on an employer to ensure a powder-actuated fastening system meets the minimum requirements of the relevant ANSI Standard.

SECTION 29 revokes Part 33 of the regulations and substitutes a new Part 33 in respect of powered mobile equipment. Part 33, in sections 33.1 to 33.19, specifies the mutual obligations and safety requirements of employers, operators and workers in respect of the use, operation, maintenance and repair of powered mobile equipment.

SECTION 30 amends subsection 34.2(2) of the regulations to update the relevant CSA and ANSI Standards in respect of hoisting apparatus'.

SECTIONS 31, 32 and 33 amend sections 35.3, 35.5 and subsection 36.4(2) of the regulations respectively to update the relevant CSA Standards.

SECTION 34 revokes the heading immediately before section 38.1 of the regulations in respect of wood working and revokes section 38.1 in respect of the CSA Standard for the wood working industry which is no longer needed.

SECTION 35 revokes definitions in section 41.1 of the regulations in respect of forest operations that are no longer needed and corrects a spelling error.

SECTIONS 36 and 37 amend section 41.4 and clause 41.6(a) of the regulations respectively to make minor adjustments to wording.

SECTION 38 amends clause 44.1(2)(g) of the regulations to update the relevant CSA Standard in respect of the safety standard for electrical installation.

SECTION 39 adds a new section under Part 45 of the regulations, Personal Protective Equipment. Section 45.01 is added to the regulations to provide two new definitions, "lifejacket" and "personal flotation device."

SECTION 40 adds two new sections to the regulations, sections 45.4.1 and 45.4.2 in respect of the necessity for an employer to provide a lifejacket and personal flotation device to a worker employed under

conditions that involve the risk of drowning. An employer must ensure that lifejackets and personal flotation devices are inspected and maintained and that records of all inspections and maintenance are kept by the employer for the life of the device.

SECTION 41 amends section 45.5 of the regulations to update the relevant CSA Standard in respect of industrial protective headwear and their performance, selection, care and use.

SECTION 42 amends section 45.7 of the regulations to update the relevant CSA Standard in respect of eye and face protectors.

SECTION 43 amends section 45.15 of the regulations to make a minor adjust to wording and update the relevant CSA Standard in respect of protective footwear.

SECTION 44 amends subsection 45.18(2) of the regulations to update the relevant CSA Standard in respect of compressed breathing air and systems.

SECTION 45 removes a word from the heading immediately before section 47.1 of the regulations that is no longer needed.

SECTION 46 amends section 47.1 of the regulations to update the relevant CSA Standard in respect of the occupational safety code for work in compressed air environments.

SECTION 47 amends section 48.1 of the regulations to update the relevant CSA Standard in respect of underwater diving operations.

SECTION 48 provides for the commencement of the regulations.

Certified a true copy,

Paul T. Ledwell

Clerk of the Executive Council and Secretary to Cabinet

EC2021-129

SUMMARY PROCEEDINGS ACT

TICKET REGULATIONS
AMENDMENT

(Approved by Her Honour the Lieutenant Governor in Council dated February 23, 2021.)

Pursuant to subsection 10(3) 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 to the *Summary Proceedings Act* Ticket Regulations (EC58/08) is amended

(a) by addition of the following after item 73:

73.1 Operating a motor vehicle not equipped with required ignition interlock device	89.1(1)	1,500
73.2 Person soliciting breath sample from another person for the purpose of assisting the person to start a motor vehicle equipped with an ignition interlock device	89.1(2)(a)	1,500
73.3 Person soliciting breath sample from another person for the purpose of assisting the person to keep a motor vehicle equipped with an ignition interlock device in motion	89.1(2)(b)	1,500
73.4 Person knowingly assists a person to start a motor vehicle equipped with an ignition interlock device	89.1(3)(a)	1,500
73.5 Person knowingly assists a person to keep a motor vehicle equipped with an ignition interlock device in motion	89.1(3)(b)	1,500
73.6 Tampering with, interfering with or disabling an ignition interlock device installed in a motor vehicle	89.1(4)	1,500
73.7 Owner or person in possession or control of a motor vehicle not equipped with an ignition interlock device knowingly permits a person who is only permitted to operate a motor vehicle equipped with an ignition interlock device to operate the unequipped motor vehicle	89.1(5)	1,500

(b) in item 88, by the addition of the words “or tow truck” after the words “emergency vehicle”;

(c) in item 89, by the addition of the words “or tow truck” after the words “emergency vehicle”;

(d) in item 189, by the deletion of the words “60 km/hr over limit” and the substitution of the words “60-79 km/hr over limit”;

(e) by the addition of the following after item 189:

189.1 Speeding from 80 km/hr or more over limit.....	176(3)(b)(v)	\$50 plus \$25 per km/hr over limit
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(f) in item 193, by the deletion of the words “60 km/hr and plus over limit” and the substitution of the words “60-79 km/hr over limit”;

(g) by the addition of the following after item 193:

193.1 Construction and School Zone..... Speeding 80 km/hr or more over limit	176(3.1)(b)(v)	\$100 plus \$25 per km/hr over limit
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(h) by addition of the following after item 328:

328.1 Holder of restricted license operating a motor vehicle not equipped with required ignition interlock device	261(1.3)(a)	1,500
328.2 Holder of restricted license operating a motor vehicle contrary to the requirements of ignition interlock program	261(1.3)(b)	1,500
328.3 Holder of restricted license operating a motor vehicle equipped with an ignition interlock device that is not functioning properly, has been tampered with, interfered with or disabled	261(1.3)(c)	1,500

2. These regulations come into force on March 13, 2021.

EXPLANATORY NOTES

SECTION 1 amends Part 30 of Schedule 2 to the *Summary Proceedings Act* Ticket Regulations to update and add to the offences for which a ticket may be issued under the *Highway Traffic Act*. The offences and penalty amounts pertain to the misuse of an ignition interlock device and speeding.

SECTION 2 provides for the commencement of the regulations.

Certified a true copy,
Paul T. Ledwell
Clerk of the Executive Council and Secretary to Cabinet

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O-1.01	Occupational Health and Safety Act General Regulations	EC180/87	s.1.4(e) s.1.4(f) s.1.4(g) [added] s.1.5 s.2.1 s.2.4 s.2.5 s.2.6(2) s.2.6(3) [R&S] s.2.9 [added] s.3.1 s.3.3	EC2021-126 (23.02.2021)	50-75

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