

Royal Gazette

Prince Edward Island

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Charlottetown, Prince Edward Island, September 1st, 2001

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

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

Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
LARTER, Constance Maude Stratford Queens Co., PE August 25th, 2001 (34-47)	Roger Clair (EX.)	Curley Larter Sanderson Howard 91 Water Street Charlottetown, PE
MacFARLANE, Kenneth Bruce White Sands, Murray River RR#1 Kings Co., PE August 25th, 2001 (34-47)	Kenneth K. MacFarlane (EX.)	McInnes Cooper BDC Place 119 Kent Street, Suite 620 Charlottetown, PE
MacKINNON, Rosella "Rose" Margaret Montague Kings Co., PE August 25th, 2001 (34-47)	Ronald "Ron" Basil MacKinnon (EX.)	Alfred K. Fraser, QC PO Box 516 Montague, PE
MacLEOD, Gordon Neil Punta Gorda, Florida USA August 25th, 2001 (34-47)	Allison MacEwen Gerry Johnston (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
ROSS, Mary Grace Flat River Queens Co., PE August 25th, 2001 (34-47)	Margaret Charlotte MacKinnon (EX.)	Cox Hanson O'Reilly Matheson PO Box 875 Charlottetown, PE

**Indicates date of first publication in ROYAL GAZETTE*

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MacCORMACK, James Borden Prince Co., PE August 25th, 2001 (34-47)	Edith C. MacCormack (AD.)	David R. Hammond, QC PO Box 95 Summerside, PE
MacINNIS, Charlotte Phyllis Charlottetown Queens Co., PE August 25th, 2001 (34-47)	Jeanne Cairns (AD.)	Peter C. Ghiz 120 Prince Street Charlottetown, PE
NICHOLSON, Angus John Montague Kings Co., PE August 25th, 2001 (34-47)	David MacLure (AD.)	Alfred K. Fraser, QC PO Box 516 Montague, PE
FRASER, Dolores Sheldon Summerside Prince Co., PE August 18th, 2001 (33-46)	Christine Arsenault (EX.)	Patterson Palmer Hunt Murphy 82 Summer Street Summerside, PE
MacKAY, John Lyman Travellers Rest Prince Co., PE August 18th, 2001 (33-46)	Shirley Juanita Paynter (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
MacKAY, Thomas Vernon Ellerslie Prince Co., PE August 18th, 2001 (33-46)	Marilyn McQuaid William MacKay (EX.)	Key McKnight & Peacock PO Box 177 O'Leary, PE
McKENZIE, Eugene Charlottetown Queens Co., PE August 18th, 2001 (33-46)	John MacKenzie (EX.)	Diamond & Associates PO Box 39 Charlottetown, PE
PITRE, Julia Mary Tignish Shore Prince Co., PE August 18th, 2001 (33-46)	Denis Pitre (EX.)	Key McKnight & Peacock PO Box 177 O'Leary, PE
ROOME, Arthur Lawson Belle River Queens Co., PE August 18th, 2001 (33-46)	Roger Philip Roome (EX.)	Alfred K. Fraser, QC PO Box 516 Montague, PE
MacDONALD, William (Bill) Laughlin Victoria Queens Co., PE August 18th, 2001 (33-46)	Kathleen (Kay) MacVittie Blair MacDonald (AD.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE

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Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (EX) Administrator/Administratrix (Ad)	Place of Payment
YOUNKER, Hammond Kingston Queens Co., PE August 18th, 2001 (33-46)	Fulton Younker (AD.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
CHEVERIE, Albert M. Charlottetown Queens Co., PE August 11th, 2001 (32-45)	Jessie Williams (EX.)	Patterson Palmer Hunt Murphy PO Box 486 Charlottetown, PE
MORRISON, James D. Charlottetown Queens Co., PE August 11th, 2001 (32-45)	George Morrison James A. Morrison (EX.)	Farmer & MacLeod National Bank Tower Suite 205, 134 Kent Street Charlottetown, PE
COFFIN, W. Keith Mount Stewart Queens Co., PE August 11th, 2001 (32-45)	Lynn Ouwehand Isabel Paynter (AD.)	Macnutt & Dumont PO Box 965 Charlottetown, PE
GALLANT, Joseph Edward Summerside Prince Co., PE August 4th, 2001 (31-44)	Alice Gallant Elmer Gallant (EX.)	Patterson Palmer Hunt Murphy 82 Summer Street Summerside, PE
BLANCHARD, Mary Emilie Summerside Prince Co., PE August 4th, 2001 (31-44)	Joseph Isadore Blanchard (AD.)	Donald Schurman 21 Harvard Street Summerside, PE
GALLANT, Eloi Joseph Kinkora Prince Co., PE August 4th, 2001 (31-44)	J. Gordon Gallant (AD.)	Key McKnight & Peacock PO Box 1570 Summerside, PE
ANDERSON, Alton W. Morell Kings Co., PE July 28th, 2001 (30-43)	Noreen Anderson (EX.)	Evans MacCallum PO Box 714 Charlottetown, PE
DOUCETTE, Elsie J. St. Louis RR Prince Co., PE July 28th, 2001 (30-43)	Susan Paver (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
GAMBLE, Terrance John Southwest Lot 16, Miscouche RR Prince Co., PE July 28th, 2001 (30-43)	Mary Darlene Gamble (EX.)	Lyle & McCabe PO Box 300 Summerside, PE

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Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
MacDOUGALL, Arlene Rosalind Fairview, Cornwall RR#2 Queens Co., PE July 28th, 2001 (30-43)	Kristopher MacDougall (EX.)	MacLeod Crane & Parkman PO Box 1056 Charlottetown, PE
MURPHY, Catherine Blanche Charlottetown Queens Co., PE July 28th, 2001 (30-43)	Gregory G. Murphy (EX.)	Foster Hennessey MacKenzie PO Box 38 Charlottetown, PE
PERCIVAL, Elizabeth Fox Charlottetown Queens Co., PE July 28th, 2001 (30-43)	Daphne E. Dumont (EX.)	Macnutt & Dumont PO Box 965 Charlottetown, PE
SHAW, Keith Summerside Prince Co., PE July 28th, 2001 (30-43)	Gloria MacArthur (EX.)	Patterson Palmer Hunt Murphy 82 Summer Street Summerside, PE
STEELE, Mary Eileen Lower Montague Kings Co., PE July 28th, 2001 (30-43)	Corena Gairns (EX.)	Patterson Palmer Hunt Murphy PO Box 486 Charlottetown, PE
WEBSTER, Kenneth Bradford Charlottetown Queens Co., PE July 28th, 2001 (30-43)	Donald Sterns Webster (EX.)	Birt & McNeill PO Box 20063 Sherwood, PE
FAGEL, Mary Ann Caroline Toronto Ontario July 28th, 2001 (30-43)	Peggy Arsenault (AD.)	David R. Hammond, QC 293 Water Street Summerside, PE
MacDONALD, Joseph Gordon Crapaud Queens Co., PE July 28th, 2001 (30-43)	Alistair Roderick MacDonald (AD.)	Ramsay & Clark PO Box 96 Summerside, PE
CULLEN, Josephine Alvina Bedford Queens Co., PE July 14th, 2001 (28-41)	Deborah Ann Cullen (EX.)	Philip Mullally, QC PO Box 2560 Charlottetown, PE
GALLE, John Noel Edmund Charlottetown Queens Co., PE July 14th, 2001 (28-41)	John Anthony Galle Carol Anne Galle (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE

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MITCHELL, Lorne Preston Long Creek Queens Co., PE July 14th, 2001 (28-41)	Ann Mitchell (EX.)	Patterson Palmer Hunt Murphy PO Box 486 Charlottetown, PE
BROWN, Beatrice Mae Charlottetown Queens Co., PE July 14th, 2001 (28-41)	Jean Matthews (AD.)	Key McKnight & Peacock PO Box 177 O'Leary, PE
ROUT, Janet Deborah Cornwall Queens Co., PE July 14th, 2001 (28-41)	Francis Gallant Betty Doucette (AD.)	Diamond & Associates PO Box 39 Charlottetown, PE
CAMPBELL, Laura Elizabeth Souris Kings Co., PE July 7th, 2001 (27-40)	Peter Ford David Perry (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
CHODOREK, Celena (Lena) Theresa Charlottetown Queens Co., PE July 7th, 2001 (27-40)	Laura Burke (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
CLINTON, Eleanor Elaine Souris Kings Co., PE July 7th, 2001 (27-40)	Mary Ryan (EX.)	Mary Ryan 904 Aviation Road Mississauga, ON
DIXON, William Arthur Fortune Kings Co., PE July 7th, 2001 (27-40)	David Kassner Alfred K. Fraser (EX.)	Alfred K. Fraser, QC PO Box 516 Montague, PE
GALLANT, J. Christopher Charlottetown Queens Co., PE July 7th, 2001 (27-40)	Christopher A. Gallant (EX.)	Campbell, Stewart PO Box 485 Charlottetown, PE
GETSON, Katherine Carleton Prince Co., PE July 7th, 2001 (27-40)	James Getson (EX.)	Regena Kaye Russell PO Box 383 O'Leary, PE
MacDONALD, William James Summerside Prince Co., PE July 7th, 2001 (27-40)	Gary R. MacDonald (EX.)	Patterson Palmer Hunt Murphy 82 Summer Street Summerside, PE

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MacEWEN, Mary Jane Elizabeth Charlottetown Queens Co., PE July 7th, 2001 (27-40)	William H. MacEwen (EX.)	Diamond & Associates PO Box 39 Charlottetown, PE
MYERS, Bertha Lois Charlottetown Queens Co., PE July 7th, 2001 (27-40)	Colin Alvin Myers (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
MYERS, John Alvin Cardigan Kings Co., PE July 7th, 2001 (27-40)	Hannah Marina Myers (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
NEWSON, Hammond Nelson Crapaud Queens Co., PE July 7th, 2001 (27-40)	Stephen Newson (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
SMITH, Father Jacques Antonio Charlottetown Queens Co., PE July 7th, 2001 (27-40)	Helene Smith (EX.)	MacLeod Crane & Parkman PO Box 1056 Charlottetown, PE
STONE, Patricia Holford Duncan British Columbia July 7th, 2001 (27-40)	Peter Howard Stone (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
GRANT, Ernest J. Charlottetown Queens Co., PE July 7th, 2001 (27-40)	Elizabeth Grant (AD.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
CARDIFF, Mary Agnes Charlottetown Queens Co., PE June 30th, 2001 (26-39)	Thelma Devine John G. Malone (EX.)	MacLeod Crane & Parkman PO Box 1056 Charlottetown, PE
HUNT, Marion Disa Charlottetown Queens Co., PE June 30th, 2001 (26-39)	Royal Trust Corporation of Canada Mary Jennifer Cameron (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
MacDONALD, Blair Daniel Cornwall Queens Co., PE June 30th, 2001 (26-39)	Darlene Jenkins (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE

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ROBERTSON, Marion Francis Charlottetown Queens Co., PE June 30th, 2001 (26-39)	Jean I. Jones John A. McMillan (EX.)	Foster Hennessey MacKenzie PO Box 38 Charlottetown, PE
CROZIER, Lloyd William Summerside Prince Co., PE June 23rd, 2001 (25-38)	Gertrude Catherine Crozier (EX.)	Farmer & MacLeod National Bank Tower Suite 205, 134 Kent Street Charlottetown, PE
GALLANT, Robert William Summerside Prince Co., PE June 23rd, 2001 (25-38)	Nancy Gallant (EX.)	Taylor, McLellan PO Box 35 Summerside, PE
MacGREGOR, Kenneth A. Souris (Formerly of Kingsboro) Kings Co., PE June 23rd, 2001 (25-38)	Carol Ching Sharon Ching (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
BOULTER, George Henry Coleman Prince Co., PE June 23rd, 2001 (25-38)	Ralph Cornish (AD.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
BUSHELL, Raymond Mayfield Queens Co., PE June 16th, 2001 (24-37)	Sharon Bulger Chris Bushell (EX.)	Curley Larter Sanderson Howard 91 Water Street Charlottetown, PE
CARR, Eldred Benjamin Charlottetown Queens Co., PE June 16th, 2001 (24-37)	Margaret Bernard Mary Carr-Chaisson (EX.)	Birt & McNeill PO Box 20063 Sherwood, PE
CONWAY, Ethel Adelaide Souris (formerly of Rollo Bay) Kings Co., PE June 16th, 2001 (24-37)	Kevin Conway (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
COOKSON, Beatrice Straight Beverly Hills California, USA June 16th, 2001 (24-37)	Arthur J. Mahon Fidelity Trust Company of Canada, Ltd. (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE

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GRANT, Michael Gerard Orwell, Vernon Bridge RR#2 Queens Co., PE June 16th, 2001 (24-37)	Bonnie MacKinnon (EX.)	Evans MacCallum PO Box 714 Charlottetown, PE
HARRINGTON, Margaret Georgina Summerside Prince Co., PE June 16th, 2001 (24-37)	Peter David Young (EX.)	Key McKnight & Peacock PO Box 1570 Summerside, PE
MacLEAN (MacLAIN), William Murray River Kings Co., PE June 16th, 2001 (24-37)	Lloyd MacInnis (EX.)	Alfred K. Fraser, QC PO Box 516 Montague, PE
MILLAR, Cyril Robert Lower Sackville Nova Scotia June 16th, 2001 (24-37)	Blanche Lillian Millar (EX.)	Key McKnight & Peacock PO Box 177 O'Leary, PE
STORDY, Edwin Peter Charlottetown Queens Co., PE June 16th, 2001 (24-37)	Emily Maude Elizabeth Stordy (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
THOMPSON, James William Lake Verde Queens Co., PE June 16th, 2001 (24-37)	Leo Cannon Ronald Woodgate (EX.)	Philip Mullally, QC PO Box 2560 Charlottetown, PE
WAKIM, Sleiman Charlottetown Queens Co., PE June 16th, 2001 (24-37)	Gada Wakim (EX.)	Carr, Stevenson & MacKay PO Box 522 Charlottetown, PE
WORTH, Margaret Anne Charlottetown Queens Co., PE June 16th, 2001 (24-37)	Barbara Katherine MacNevin David Windsor MacNevin (EX.)	Patterson Palmer Hunt Murphy PO Box 486 Charlottetown, PE
MacCABE, Ernest A. Alexandra Queens Co., PE June 16th, 2001 (24-37)	Lucile MacCabe (AD.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
MacLENNAN, E. Mary Wood Islands Queens Co., PE June 16th, 2001 (24-37)	Edith Campbell (AD.)	Curley Larter Sanderson Howard 91 Water Street Charlottetown, PE

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PERRY, Joseph Earl (Sr.) Summerside Prince Co., PE June 16th, 2001 (24-37)	Ronald Perry (AD.)	Patterson Palmer Hunt Murphy 82 Summer Street Summerside, PE
PERRY, Mary Alvina Summerside Prince Co., PE June 16th, 2001 (24-37)	Ronald Perry (AD.)	Patterson Palmer Hunt Murphy 82 Summer Street Summerside, PE
WEBSTER, John "Gordon" Covehead Road Queens Co., PE June 16th, 2001 (24-37)	Thane MacEachern Alvin (Allie) Webster (AD.)	MacLeod Crane & Parkman PO Box 1056 Charlottetown, PE
ARSENAULT, Camilla Rita Charlottetown Queens Co., PE June 9th, 2001 (23-36)	Joseph Blair Arsenault (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
MacPHAIL, Elizabeth Ann Pictou Nova Scotia June 9th, 2001 (23-36)	Ada Hogan (EX.)	Alfred K. Fraser, QC PO Box 516 Montague, PE
READ, Charles Stewart Charlottetown Queens Co., PE June 9th, 2001 (23-36)	Brian Charles Read Ruth Ann MacDonald (EX.)	Foster Hennessey MacKenzie PO Box 38 Charlottetown, PE
SHARBELL, J. Edward (Sr.) Portage Prince Co., PE June 9th, 2001 (23-36)	N. Blake Sharbell Dale E. Sharbell (EX.)	Patterson Palmer Hunt Murphy 82 Summer Street Summerside, PE
WOODSIDE, Keith B. Clinton, Kensington RR#6 Queens Co., PE June 9th, 2001 (23-36)	Janet Cotton (EX.)	Lyle & McCabe PO Box 300 Summerside, PE
MacKINNON, Joseph Charles Plaistow New Hampshire, USA June 9th, 2001 (23-36)	Rose Marie MacKinnon (AD.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
BAGLOLE, Keith John Miscouche Prince Co., PE June 2nd, 2001 (22-35)	Elvira Ruth Baglole (EX.)	David R. Hammond, QC 293 Water Street Summerside, PE

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KENDALL, John D. Long River Queens Co., PE June 2nd, 2001 (22-35)	Marcia H. Kendall (EX.)	Key McKnight & Peacock PO Box 1570 Summerside, PE
LAWLOR, Inez Clinton Prince Co., PE June 2nd, 2001 (22-35)	Rev. George Gilliland (EX.)	Farmer & MacLeod National Bank Tower Suite 205, 134 Kent Street Charlottetown, PE
MacPHEE, M. Anne Souris Kings Co., PE June 2nd, 2001 (22-35)	Edna MacDonald (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE

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:

JUST JUICIN'

Owner: Karen Rennie
Wayne Legere
Registration Date: August 16, 2001

KADEY'S ACCOUNTING SERVICES

Owner: Kevin Kadey
Registration Date: August 21, 2001

PROPER KLEEN PRESSURE WASHING SERVICES

Owner: James Patterson
Registration Date: August 16, 2001

THE RASPBERRY INN

Owner: Susan Marchbank
F. Paul Marchbank
Registration Date: August 20, 2001

SALON BEAUTE LABS

Owner: Schwarzkopf & Dep Canada Limited
Registration Date: August 21, 2001

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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 Statutory Declarations have been filed under the Partnership Act:

ABED IN ARGYLE

Owner: Joanne L. Purdie
RR 1
Bonshaw, PE C0A 1C0
Registration Date: August 23, 2001

ADANAC INDUSTRIAL WATER TREATMENT

Owner: James F. Cake
14 John Hamilton Drive
Stratford, PE C1A 8N7
Registration Date: August 23, 2001

CELTIC CAPE BEACH HOUSE

Owner: Ronald MacLeod
Jacqueline M. Doran-MacLeod
P.O. Box 165, 13 Stockman Drive
Winsloe, PE C1E 1Z2
Registration Date: August 24, 2001

D & B CONTRACTING

Owner: David Lewis
Angus Coutts
Lennox Island, PE C0B 1P0
Registration Date: August 22, 2001

EMERALD CONSTRUCTION

Owner: Stephen C. Felker
9 Parkview Drive
Charlottetown, PE C1A 5X1
Registration Date: August 21, 2001

ISLAND ACCOUNTING SERVICES

Owner: Kevin Kadey
Tyne Valley, PE C0B 2C0
Registration Date: August 21, 2001

J.A.R. - TECH, HERBAL & MEDICINAL PROCESSING FACILITY

Owner: Randy Kacsmarik
Glenwilliam, RR 1
Montague, PE C0A 1R0
Adam Mermuys
Box 534
Montague, PE C0A 1R0
Registration Date: August 21, 2001

JUST JUICIN'

Owner: Rachel Bruce
79 Mariner Drive
Charlottetown, PE C1C 1M3
Registration Date: August 16, 2001

K & J SALES

Owner: Proper Kleen Pressure Washing Services Inc.
RR 6
Cardigan, PE C0A 1G0
Registration Date: August 21, 2001

MALLETT'S CONSTRUCTION

Owner: Ruth Mallett
Travellers Rest, PE C1N 4J8
Registration Date: August 20, 2001

PREMIER PLANNING SOLUTIONS

Owner: Kelly Cantelo
144 Maypoint Road, #1
Charlottetown, PE C1E 1X9
Registration Date: August 21, 2001

SALON BEAUTE LABS

Owner: Schwarzkopf Professional Ltd.
5045 Orbitor Drive
Mississauga, ON L4W 4Y4
Registration Date: August 21, 2001

SCHWARZKOPF PROFESSIONAL

Owner: Schwarzkopf Professional Ltd.
5045 Orbitor Drive
Mississauga, ON L4W 4Y4
Registration Date: August 21, 2001

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**NOTICE OF GRANTING
LETTERS PATENT**

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

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

100340 P.E.I. INC.
1 Great George Street
Charlottetown, PE C1A 4J5
Incorporation Date: August 16, 2001

GARLO ENTERPRISES LTD.
7 Ferndale Drive
Charlottetown, PE C1A 9A1
Incorporation Date: August 22, 2001

PROPER KLEEN PRESSURE WASHING
SERVICES INC.
RR 6
Cardigan, PE C0A 1G0
Incorporation Date: August 16, 2001
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**NOTICE OF
CHANGE OF NAME**

FS-5429

SUPREME COURT OF
PRINCE EDWARD ISLAND
(TRIAL DIVISION -
FAMILY SECTION)

IN THE MATTER of an application under the *Change of Name Act*, R.S.P.E.I. 1988, Cap. C-3;

- and -

IN THE MATTER of an application by Kedda Docherty for a change of name for her infant daughter from Alysia Victoria MacKenzie to Alysia Victoria Docherty

I, KEDDA DOCHERTY, of Pinette, in Queens County, Province of Prince Edward Island, for and on behalf of my daughter, formerly called and known as Alysia Victoria MacKenzie, HEREBY GIVE NOTICE, pursuant to the provisions of the *Change of Name Act*, R.S.P.E.I. 1988, Cap. C-3, that on the 21st day of August, A.D. 2001, I, on behalf of my said daughter as her natural mother, renounced and abandoned the use of the name of "ALYSIA VICTORIA MacKENZIE" and assumed in lieu thereof the name of "ALYSIA VICTORIA DOCHERTY".

AND FURTHER that such change of name is evidenced by a Deed Poll dated the 21st day of August, A.D. 2001, duly executed by me, and attested and filed with the Director of Vital Statistics as defined in the *Vital Statistics Act*, R.S.P.E.I. 1988, Cap. V-4, and amendments thereto, and the Supreme Court of Prince Edward Island has consented to the change of name by Order dated the 21st day of August, A.D. 2001, in cause number FS-5429.

DATED at Charlottetown, in Queens County, Prince Edward Island, this 21st day of August, A.D. 2001.

SIGNED, SEALED AND DELIVERED
in the presence of:

Karolyn M. Godfrey
A Commissioner for Taking Oaths and
Affidavits in the Supreme Court

KEDDA DOCHERTY
on behalf of

Alysia Victoria Docherty
(adopted name)

Alysia Victoria MacKenzie
(former name)

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**NOTICE
QUIETING TITLES ACT**

SUPREME COURT OF
PRINCE EDWARD ISLAND
(TRIAL DIVISION)

IN THE MATTER of the Petition of John H. MacInnis, of Cable Head East, Kings County, Province of Prince Edward Island, to quiet the title to a parcel of land situate at Cable Head East in Lot or Township No.41 in Kings County, Province of Prince Edward Island

- and -

IN THE MATTER of the *Quieting Titles Act*, R.S.P.E.I. 1988, Cap. Q-2.

TAKE NOTICE that JOHN H. MacINNIS of Cable Head East, in Kings County, in the Province of Prince Edward Island, claims to be the absolute owner in fee simple of the lands hereinafter described.

AND FURTHER TAKE NOTICE that an application has been made to the Supreme Court

of Prince Edward Island on behalf of the said JOHN H. MacINNIS to have the title judicially investigated and the validity thereof ascertained and declared to the lands and premises described as: PEI Provincial Property # **122077** located at Cable Head East, in Kings County, in the Province of Prince Edward Island.

ANY PERSONS CLAIMING ADVERSE TITLE OR INTEREST in said lands are to file notice of the same with the Prothonotary of the Supreme Court of Prince Edward Island, at the Court House in Charlottetown, in Queens County, Province of Prince Edward Island, on or before the 17th day of September, A.D. 2001.

AND FURTHER TAKE NOTICE that if no claim to the said lands adverse to that of JOHN H. MacINNIS is filed on or before the last mentioned date, a certificate certifying that JOHN H. MacINNIS is the legal and beneficial owner in fee simple of the lands described aforesaid may be granted pursuant to the provisions of the *Quieting Titles Act*, R.S.P.E.I. 1988, Cap. Q-2.

AND TAKE FURTHER NOTICE that the legal description for the said lands, being provincial parcel number **122077** are more particularly described in the Petition and supporting documentation filed with the Registrar of the Supreme Court, 42 Water Street, Charlottetown, Prince Edward Island.

DATED at Charlottetown, in Queens County, Province of Prince Edward Island, this 15th day of August, A.D. 2001.

DAVID R. SANDERSON
Curley Larter Sanderson Howard
Solicitor for the Petitioner, John H. MacInnis
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The ROYAL GAZETTE is issued every Saturday from the office of Beryl J. Bujosevich, Queen's Printer, PO Box 2000, Charlottetown, PEI C1A 7N8. All copy must be received by the Tuesday preceding day of publication. The subscription rate is \$45.00 per annum, postpaid; single copies \$1.00 each, postpaid or \$.75 each, over the counter.

PART II
REGULATIONS

EC2001-474

AGRICULTURAL PRODUCTS STANDARDS ACT
POTATOES AND RUTABAGAS REGULATIONS

(Approved by His Honour the Lieutenant Governor in Council dated 21 August 2001.)

Pursuant to section 4 of the *Agricultural Products Standards Act* R.S.P.E.I. 1988, Cap. A-9, Council made the following regulations:

1. Potatoes and rutabagas are designated products to which the standards specified in section 3 of the Act apply. Designated products

2. (1) Subject to subsection (2), potatoes and rutabagas sold by a producer directly to a consumer are exempt from this Act if the produce is grown by the producer, sold on the premises on which it was produced, and is for consumption by the consumer and not for resale. Exemption

(2) No producer shall sell potatoes or rutabagas directly to a consumer pursuant to subsection (1) in a container that specifies a grade name or variety name unless the potatoes or rutabagas in the container meet the standards for the grade name or variety as specified on the container pursuant to the Canada Act or these regulations. Standards - containers

3. The *Agricultural Products Standards Act* Potatoes and Rutabagas Regulations (EC1212/75) are revoked. Revocation

4. These regulations come into force on September 1, 2001.

EXPLANATORY NOTE

The existing potatoes and rutabagas regulations are revoked. This regulation specifies labelling standards required for containers of potatoes and rutabagas to be sold directly to consumers.

Certified a true copy,
Lynn E. Ellsworth
Clerk of the Executive Council

EC2001-496

**REVENUE TAX ACT
REGULATIONS
AMENDMENT**

(Approved by His Honour the Lieutenant Governor in Council dated 21 August 2001.)

Pursuant to section 57 of the *Revenue Tax Act* R.S.P.E.I. 1988, Cap. R-14, Council made the following regulations:

1. The *Revenue Tax Act* Regulations (EC260/60) are amended

(a) in subsection 1(1) by the revocation of clause (p.01) and the substitution of the following:

member of his
family

(p.01) “member of his family” in relation to a person means the father, mother, spouse, common-law spouse, grandfather, grandmother, son, daughter, brother, sister, grandson, granddaughter, son-in-law, daughter-in-law, father-in-law, mother-in-law, step-father, step-mother, step-son or step-daughter of that person;

(b) by the revocation of subsection 1(2) and the substitution of the following:

Valuation of motor
vehicles

- (2) For the purpose of subclause 1(d)(iii) of the Act
- (a) the following trade valuation books are prescribed:
 - (i) Canadian Red Book (average wholesale value), and
 - (ii) Canadian Sport Vehicle Blue Book (average resale value);
 - (b) the following persons are authorized to make a written appraisal of the value of a motor vehicle:
 - (i) a motor vehicle dealer who has a Class A license under the Dealer’s Trade License Regulations (EC317/92), and
 - (ii) an appraiser licensed under the *Insurance Act* R.S.P.E.I. 1988, Cap. I-4.

(c) by the addition of the following:

Transfers of motor
vehicles between
family members

- (2.1) For the purpose of subclause 1(d)(iv) of the Act, certain private transfers of motor vehicles between a person and members of his family are those transfers in which

(a) the motor vehicle has not, within the immediately preceding twelve months of the current transfer, been transferred between a person and a member of his family, and tax applied on the purchase price rather than the greater of the purchase price and the value as set out in the Canadian Red Book or Canadian Sport Vehicle Blue Book; and

(b) the tax was paid by the transferor when he acquired the motor vehicle, or the transferor owned the motor vehicle for a minimum of twelve months prior to the date of this transfer.

2. The regulations are amended by the addition of the following:

42. For the purpose of clause 4.3(k) of the Act, the International Registration Plan is a prescribed reciprocal agreement.

Reciprocal
agreement

43. For the purpose of subsection 4.5(2) of the Act, a person who is required to pay the prorate tax shall pay the prorate tax to the vehicle licensing authority in the jurisdiction in which the interjurisdictional vehicle is licensed.

Payment of prorate
tax to vehicle
licensing authority

44. (1) The amount of the refund or credit authorized to be provided pursuant to clause 4.8(1)(b) of the Act is the amount determined by the formula

Refund or credit on
transfer between
interjurisdictional
fleets

$$PT \times M / Y$$

where

PT is the prorate tax paid for the last vehicle licence period of the interjurisdictional vehicle referred to in subsection 4.8(1) of the Act while it was part of the old fleet (which, for this section, has the same meaning given it for the purpose of section 4.8 of the Act);

M is the number of whole calendar months remaining in that last vehicle licence period on the date of transfer to the different fleet; and

Y is the number of whole or partial calendar months in that last vehicle licence period.

(2) For the purpose of subsection (1), the number of whole calendar months remaining, and the number of whole or partial calendar months, in the last vehicle licence period shall be determined as if the interjurisdictional vehicle was not transferred to the different fleet.

Number of whole or
partial calendar
months

Refund or credit on
cessation of use for
interjurisdictional
commercial purpose

45. (1) The amount of the refund or credit authorized to be provided pursuant to clause 4.8(2)(b) of the Act is the lesser of:

- (a) the tax paid pursuant to clause 4.8(2)(a) and section 4 of the Act in respect of the interjurisdictional vehicle referred to in subsection 4.8(2); and
- (b) the amount determined by the formula

$$PT \times M / Y$$

where

PT is the prorate tax paid for the last vehicle licence period of the interjurisdictional vehicle before it was licensed for use solely within Prince Edward Island or otherwise ceased to be used for an interjurisdictional commercial purpose;

M is the number of whole calendar months remaining in that last vehicle licence period on the date the interjurisdictional vehicle was licensed for use solely within Prince Edward Island or otherwise ceased to be used for an interjurisdictional commercial purpose; and

Y is the number of whole or partial calendar months in that last vehicle licence period.

Number of whole or
partial calendar
months

(2) For the purpose of subsection (1), the number of whole calendar months remaining, and the number of whole or partial calendar months, in the last vehicle licence period shall be determined as if the interjurisdictional vehicle was not licensed for use solely within Prince Edward Island or otherwise did not cease to be used for an interjurisdictional commercial purpose.

Refund or credit on
transfer to
interjurisdictional
fleet

46. (1) The amount of the refund or credit authorized to be provided pursuant to subsection 4.8(4) of the Act for each vehicle licence period that begins within five years after the acquisition date of the interjurisdictional vehicle referred to in subsection 4.8(4) of the Act is the amount determined by the formula

$$TV \times CR \times DR \times T$$

where

- TV is the vehicle taxable value of the interjurisdictional vehicle;
- CR is the tax credit rate applicable to the interjurisdictional vehicle pursuant to subsection (2);
- DR is the distance ratio for the interjurisdictional vehicle for the vehicle licence period; and
- T is the number of whole or partial calendar months in the interjurisdictional vehicle's vehicle licence period at the time that the interjurisdictional vehicle is licensed divided by 12.

(2) For the purpose of CR in the formula in subsection (1), the tax credit rate applicable to an interjurisdictional vehicle for a vehicle licence period shall, in each calendar year in which the prorated tax is payable in respect of the vehicle, be the rate shown opposite that calendar year in the column for the applicable type of vehicle in the following table:

Calendar year	Vehicle other than a Bus	Bus
the acquisition year	4.499%	2.813%
the calendar year following the acquisition year	3.510%	2.195%
the second calendar year following the acquisition year	2.793%	1.745%
the third calendar year following the acquisition year	2.274%	1.422%
the fourth calendar year following the acquisition year	1.906%	1.191%
the fifth calendar year following the acquisition year	1.769%	1.106%

- Repair parts
- 47.** For the purpose of clause 4.9(1)(c) of the Act, “repair parts” means
- (a) replacement parts purchased for an interjurisdictional vehicle licensed for an interjurisdictional commercial purpose or for a trailer used for an interjurisdictional commercial purpose with such an interjurisdictional vehicle, if they are designed and manufactured specifically for that type of interjurisdictional vehicle or trailer and are not general purpose repair materials; and
 - (b) parts purchased as part of a repair work order for an interjurisdictional vehicle licensed for an interjurisdictional commercial purpose or for a trailer used for an interjurisdictional commercial purpose with such an interjurisdictional vehicle;
- but does not include optional accessories that are not included in the purchase price of the interjurisdictional vehicle or trailer.
- Limitation on total transitional refunds or credits
- 48.** The total amount of all of the refunds or credits authorized to be provided pursuant to subsection 4.10(2) of the Act to a person for an interjurisdictional vehicle licensed outside the province for all vehicle licence periods that begin before April 2003 shall not exceed the amount of tax paid by the person pursuant to section 4 of the Act on the last acquisition of the interjurisdictional vehicle before April 2001.

3. These regulations come into force on September 1, 2001.

EXPLANATORY NOTES

SECTION 1 In clause 1(1)(p.01), the existing definition of “member of his family” is expanded to include a common-law spouse, step-father, step-mother, step-son and step-daughter. This definition is used to determine the members of a family between whom transfers of motor vehicles can take place and be taxed for provincial sales tax purposes to the recipient at the purchase or transfer price (even if the purchase price is \$0), rather than at the Red Book value. This definition is also required in reference to section 20 of the regulations on transfers of taxable goods between a corporation and a related person, or between related corporations.

The amendment to subsection 1(2) is a housekeeping change only, required due to changes to clause 1(d) of the Act, in that the reference is to subclause 1(d)(iii) of the Act, rather than to clause 1(d).

Subsection 1(2.1) is required to describe which private transfers of motor vehicles between a person and members of his family will be taxed at the purchase or transfer price (even if the purchase price is \$0), rather than at the Red Book value. To qualify,

- (1) the vehicle must not have been traded between family members and tax paid on a value less than the Red Book value within the prior 12 months, and
- (2) PEI revenue (sales) tax must have been paid by the transferor when he/she originally acquired the vehicle, or, if the transferor lives outside of PEI, he/she must have owned the motor vehicle for at least 12 months prior to transferring it to the family member.

The purpose of the first condition is to prevent tax-exempt consecutive transfers between family members to achieve a tax-exempt transfer that is not intended. For example, a tax-exempt transfer between an uncle and a nephew could be achieved by transferring the vehicle from the uncle, to his brother, to the brother's son. The first condition will allow only one such transfer in a 12-month period. The purpose of the second condition is to discourage family members living in provinces with lower sales tax rates from purchasing vehicles in those provinces and then transferring them to their PEI relatives on a tax-reduced or tax-exempt basis.

SECTION 2 All of the proposed new regulations are required as a result of passing Bill 59 - *An Act to Amend the Revenue Tax Act* (No. 2). This legislation was necessary to implement the taxing portion of the International Registration Plan.

Section 42 of the regulations prescribes that the International Registration Plan (IRP) be a reciprocal agreement.

Section 43 prescribes the manner in which the person shall pay the prorated tax, i.e. to the vehicle licensing authority in the jurisdiction in which the interjurisdictional vehicle is licensed. PEI-based carriers shall pay the prorated tax to the IRP Office at Highway Safety Operations. Carriers based in other jurisdictions shall pay the tax to the vehicle licensing authority in their base jurisdiction.

Section 44 provides the formula to calculate a refund or credit of prorated tax, when a vehicle is transferred from one interjurisdictional fleet to another interjurisdictional fleet, before the end of the fleet year. The refund is calculated based on the number of months remaining in the old fleet's fleet year.

Section 45 provides the formula to calculate a refund or credit of prorate tax, when a vehicle is transferred out of an interjurisdictional fleet for use solely in PEI, before the end of the fleet year. The refund is calculated based on the number of months remaining in the old fleet's fleet year, and cannot exceed the amount of revenue tax paid on the fair value of the vehicle at the time of transfer from interjurisdictional use.

Section 46 provides the formula to calculate a refund or credit of prorate tax, when a vehicle is transferred from use solely in PEI to interjurisdictional use, within 5 years of the vehicle's acquisition. The formula applies a credit rate, resulting in the net payment of only a small portion of prorate tax (0.5 or 0.6%) until the vehicle has been owned five years. The refund formula recognizes that 10% PEI revenue tax was paid on the vehicle when it was originally acquired for use solely in PEI, and collects enough net prorate tax to cover only repairs and maintenance on the interjurisdictional vehicle until the sixth and subsequent calendar years following the acquisition year, when no refund or credit is available.

Section 47 provides a definition of "repair parts" which are exempt from revenue tax when used on an interjurisdictional vehicle or trailer.

Section 48 provides that the total transitional refunds or credits available to a carrier based in a jurisdiction other than PEI cannot exceed the amount of PEI tax paid on the vehicle when the carrier first acquired it before April 2001.

Certified a true copy,

Lynn E. Ellsworth
Clerk of the Executive Council

EC2001-497

**SUMMARY PROCEEDINGS ACT
TICKET REGULATIONS
AMENDMENT**

(Approved by His Honour the Lieutenant Governor in Council dated 21 August 2001.)

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

1. Schedule 2 of the *Summary Proceedings Act* Ticket Regulations (EC321/01) is amended by the addition, at the end of that Schedule, of the following in the appropriate columns:

AGRICULTURAL PRODUCTS STANDARDS ACT,
R.S.P.E.I. 1988, Cap. A-9

1. Marketing substandard product or product that does not meet standards on grades required by the Act or does not comply with the regulations.....	6	\$25 (1st offence) \$200 (2nd or subsequent offence)
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2. These regulations come into force on September 1, 2001.

EXPLANATORY NOTES

The amendment prescribes a penalty for an out-of-court settlement for a violation of section 6 of the *Agricultural Products Standards Act*. Section 6 creates an offence for marketing substandard product or product that does not comply with the regulations.

Certified a true copy,
Lynn E. Ellsworth
Clerk of the Executive Council

PART II
REGULATIONS INDEX

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	Potatoes and Rutabagas Regulations		[new] [eff] Sept. 1/01	EC2001-474 (21.08.01)	151
R-14	Revenue Tax Act Regulations	EC260/60	s.1(1)(p.01) [R&S] s.1(2) [R&S] s.1(2.1) [added] s.42 [added] s.43 [added] s.44 [added] s.45 [added] s.46 [added] s.47 [added] s.48 [added] [eff] Sept. 1/01	EC2001-496 (21.08.01)	152-158
S-9	Summary Proceedings Act Ticket Regulations	EC321/01	Schedule 2 [eff] Sept. 1/01	EC2001-497 (21.08.01)	158-159