

Royal Gazette

Prince Edward Island

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Charlottetown, Prince Edward Island, February 4, 2006

**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
JOHNSTON, Barbara Charlottetown Queens Co., PE February 4th, 2006 (05-18)*	Allan Arthur Johnston (EX.)	E. W. Scott Dickieson Law Office PO Box 1453 Charlottetown, PE
McGAUGHEY, Alfred RR#1 Bonshaw Queens Co., PE February 4th, 2006 (05-18)*	Mary B. McGaughey (EX.)	Foster Hennessey MacKenzie PO Box 38 Charlottetown, PE
ROBINS-JEFFERY, Ruth Crapaud Queens Co., PE February 4th, 2006 (05-18)*	Connie MacKinnon (EX.)	Paul J. D. Mullin, QC 14 Great George Street Charlottetown, PE
WILSON, Helen J. Stratford Queens Co., PE February 4th, 2006 (05-18)*	Heather G. Hale Michael E. Wilson (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
GRAHAM, Clarence Arthur O'Leary Prince Co., PE February 4th, 2006 (05-18)*	Blair Michael Graham (AD.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
MacMILLAN, Maria Hayden Charlottetown Queens Co., PE	N. Douglas Ross (AD.)	Patterson Palmer PO Box 486 Charlottetown, PE

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

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February 4th, 2006 (05-18)*		
ARSENAULT, Louis Joachim Miscouche Prince Co., PE January 28th, 2006 (04-17)	David Arsenault Elsie Grant (EX.)	Patterson Palmer 82 Summer Street Summerside, PE
BREEDON, Virginia Georgetown Royalty Kings Co., PE January 28th, 2006 (04-17)	M. Jeannette Scully Donald P. Large (EX.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
DOYLE, Edwina Mary Charlottetown Queens Co., PE January 28th, 2006 (04-17)	Leonard Doyle (EX.)	Foster Hennessey MacKenzie PO Box 38 Charlottetown, PE
FORTUNE, William Joseph Eldon, Belfast PO Queens Co., PE January 28th, 2006 (04-17)	David John Fortune Stephen William Fortune (EX.)	Reagh & Reagh 17 West Street Charlottetown, PE
MacLEOD, Norman Erskine Summerside Prince Co., PE January 28th, 2006 (04-17)	Joyce Ferrish (EX.)	David R. Hammond, QC 740A Water Street East Summerside, PE
OGG, Muriel Elaine Charlottetown Queens Co., PE January 28th, 2006 (04-17)	Christopher Ian Ogg Neil Graham Ogg (EX.)	T. Daniel Tweel PO Box 3160 Charlottetown, PE
THOMSON, Glenelda Beryl Clinton Queens Co., PE January 28th, 2006 (04-17)	Carol Rayner Linda Smith June Pare (EX.)	Patterson Palmer 82 Summer Street Summerside, PE
DORRIAN, Myra Telford McGowan Borden-Carleton Prince Co., PE January 28th, 2006 (04-17)	Michael Kowalski (AD.)	Key McKnight & Maynard PO Box 1570 Summerside, PE

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CROZIER, Hartwell Keir Baltic Prince Co., PE January 21st, 2006 (03-16)	Philip Crozier (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
DONAHUE, Mercedes Cornwall Queens Co., PE January 21st, 2006 (03-16)	Brenda Donahue (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
FORD, Lloyd Bernard Summerside Prince Co., PE January 21st, 2006 (03-16)	Judy Arsenault (EX.)	Patterson Palmer 82 Summer Street Summerside, PE
INCE, Edith Viola Charlottetown Queens Co., PE January 21st, 2006 (03-16)	Leith Ford (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
MacAULAY, Stirling Vincent Cardigan Kings Co., PE January 21st, 2006 (03-16)	Inez Greenwood (EX.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
MORRISSEY, Colman Alberton Prince Co., PE January 21st, 2006 (03-16)	Coleman A. Morrissey (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
NICHOLSON, Everett H. Charlottetown Queens Co., PE January 21st, 2006 (03-16)	Eldred B. Nicholson Gordon Nicholson (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
SHERRY, Ralph O'Leary Hamilton Prince Co., PE January 21st, 2006 (03-16)	Clara Sherry (EX.)	Patterson Palmer 82 Summer Street Summerside, PE
MILLER, Lois Saint Lambert	Clifford Stewart (AD.)	Catherine M. Parkman Law Office PO Box 1056

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Quebec January 21st, 2006 (03-16) WILLIS, William Milton Kitchener Ontario January 21st, 2006 (03-16)	E. Susan Willis (AD.)	Charlottetown, PE Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
CASELEY, Errol Chris Kelvin Grove Prince Co., PE January 14th, 2006 (02-15)	Heather Caseley George M. Caseley (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
MacKINLEY, Adelia (also known as M. Adelia McKinley) Sandy Point Shelburne Co., NS January 14th, 2006 (02-15)	Margo Murley (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
MacLEOD, Lorine Margaret Charlottetown Queens Co., PE January 14th, 2006 (02-15)	Samuel MacLeod (EX.)	Cox Hanson O'Reilly Matheson PO Box 875 Charlottetown, PE
MATTHEWS, Norman Kenneth Montrose Prince Co., PE January 14th, 2006 (02-15)	Linda Martin (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
O'MEARA, Leo Raymond Alberton Prince Co., PE January 14th, 2006 (02-15)	Leonard O'Meara (EX.)	Key McKnight & Maynard PO Box 177 O'Leary, PE
WALKER, Joseph Pius Launching Kings Co., PE January 14th, 2006 (02-15)	John T. MacIntyre Felix Walker (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
GIROUX, Ginelle St-Nicolas Quebec January 14th, 2006 (02-15)	Stephanie LaLonde (AD.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE

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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:

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MacLEOD, Daniel Vernon Heath Albany Prince Co., PE January 14th, 2006 (02-15)	Alastair MacLeod Ferne MacLeod (AD.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
TAKIMOTO, Kimiko (Kimi) Charlottetown Queens Co., PE January 14th, 2006 (02-15)	Frances (Takimoto) Yoshida Sachiko (Takimoto) Oue (AD.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
KEY, George Alexander North Granville Queens Co., PE January 7th, 2006 (01-14)	Derek D. Key Deborah J. Brown (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
YEO, Charles Horace Summerside Prince Co., PE January 7th, 2006 (01-14)	Ralph Milton Yeo Arnold Bruce Yeo (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
BLANCHARD, Yvonne M. Charlottetown Queens Co., PE December 31st, 2005 (53-13)	The Canada Trust Company (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
DILLON, James Richmond New York, USA December 31st, 2005 (53-13)	Lydia Dillon (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
DODDRIDGE, Robert (Bob) Frederick Charlottetown Queens Co., PE December 31st, 2005 (53-13)	Allan Ford (EX.)	E. W. Scott Dickieson PO Box 1453 Charlottetown, PE
HEAD, Doreen Elizabeth Toronto Ontario December 31st, 2005 (53-13)	Jennifer Duchesne Willard Thurston (EX.)	Foster Hennessey MacKenzie PO Box 38 Charlottetown, PE
HILTON, Violet Alberton Prince Co., PE	Linda Elaine Blanchard Gloria Rose "Diane" Reid (EX.)	Key McKnight & Maynard PO Box 177 O'Leary, PE

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December 31st, 2005 (53-13) HOLLAND, Anna G. East Point Kings Co., PE December 31st, 2005 (53-13)	Gladys Holland (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
LIVINGSTONE, Donald Hopefield Kings Co., PE December 31st, 2005 (53-13)	Dawn "Lynn" Livingston (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
MacFARLANE, Horace Richard Summerside Prince Co., PE December 31st, 2005 (53-13)	Richard Garth MacFarlane Janet Elizabeth MacFarlane (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
O'NEILL, John Newsom Charlottetown Queens Co., PE December 31st, 2005 (53-13)	Philip Gordon O'Neill (EX.)	Reagh & Reagh 17 West Street Charlottetown, PE
SHEA, Reverend Howard J. Tignish Prince Co., PE December 31st, 2005 (53-13)	Leonard Shea (EX.)	Patterson Palmer PO Box 429 Charlottetown, PE
STEWART, Charles Everett Crapaud Queens Co., PE December 31st, 2005 (53-13)	Rodney Hickey Beverly McCormick (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
WEDGE, Julien Joseph (also known as Joseph Julien Wedge; Julien Wedge and Julien J. Wedge) Victoria, BC December 31st, 2005 (53-13)	Royal Trust Corporation of Canada (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
ACORN, Frederick Merrill Murray River Kings Co., PE December 31st, 2005 (53-13)	Donald Johnston (AD.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE

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CONNOLLY, Agnes Gertrude Charlottetown (Formerly of Iona) Queens Co., PE December 31st, 2005 (53-13)	Joyce M. C. Oulton Donna K. MacLauchlan (AD.)	Patterson Plamer PO Box 486 Charlottetown, PE
CONNOLLY, John Francis Montague Kings Co., PE December 31st, 2005 (53-13)	Joyce M. C. Oulton Donna K. MacLauchlan (AD.)	Patterson Palmer PO Box 486 Charlottetown, PE
DOUCETTE, Winnifred St. Louis Prince Co., PE December 31st, 2005 (53-13)	Wanda Doucette (AD.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
ROBERTS, Robert Orville Pleasant Grove Queens Co., PE December 31st, 2005 (53-13)	Hugh Genge (AD.)	Paul J. D. Mullin, QC 14 Great George Street Charlottetown, PE
BERTRAM, Waldon A. Hazel Grove Queens Co., PE December 24th, 2005 (52-12)	E. Irene Bertram (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
DOUCETTE, Ronald (Ron) Eugene Cornwall Queens Co., PE December 24th, 2005 (52-12)	Sarah Frances(Fran) M. Doucette (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
MacDOUGALL, Neil F. Argyle Shore Queens Co., PE December 24th, 2005 (52-12)	Roma N. MacDougall Fraser MacDougall (EX.)	The Law Office of Kathleen Loo Craig PO Box 11 Summerside, PE
TREMBLAY, Ann G. Charlottetown Queens Co., PE December 24th, 2005 (52-12)	Roger Tremblay (EX.)	T. Daniel Tweel PO Box 3160 Charlottetown, PE

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GETSON, James Erskine Kildare Capes Prince Co., PE December 24th, 2005 (52-12)	Isabel Mae Getson (AD.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
BUCHANAN, Angus Preston Mount Buchanan Queens Co., PE December 17th, 2005 (51-11)	Sandra MacPhail (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
DUNN, Shirley Marie Charlottetown Queens Co., PE December 17th, 2005 (51-11)	John R. Dunn (EX.)	Patterson Palmer PO Box 486 Charlottetown, PE
MOSSEY, Kenneth Hamilton Ontario December 17th, 2005 (51-11)	Caroline (Carolyn) Matilda Mossey (EX.)	Allen J. MacPhee Law Corporation PO Box 40 Alberton, PE
PETERS, Norbert North Rustico Queens Co., PE December 17th, 2005 (51-11)	Millie Doucette Geraldine Doucette (EX.)	E. W. Scott Dickieson PO Box 1453 Charlottetown, PE
READY, Catherine Elaine Charlottetown Queens Co., PE December 17th, 2005 (51-11)	Thomas Hum (EX.)	Birt & McNeill 138 St. Peters Road Charlottetown, PE
STEAD, Evelyn Mae Stratford Queens Co., PE December 17th, 2005 (51-11)	Donald C. Nichol (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
STEVENSON, Priscilla R. Winsloe Queens Co., PE December 17th, 2005 (51-11)	Byron R. Stevenson (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
GAUDET, Albina Summerside Prince Co., PE December 17th, 2005 (51-11)	Teresa Arsenault (AD.)	Key McKnight & Maynard PO Box 1570 Summerside, PE

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WILSON, Leo Bernard Hermitage Queens Co., PE December 17th, 2005 (51-11)	John Andrew Wilson Robert Justin Wilson (AD.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
ANDREW, William Benjamin Summerside Prince Co., PE December 10th, 2005 (50-10)	James Bennett Andrew Diane Karen Conrad (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
JELKS, Frank W. Charlottetown Queens Co., PE December 10th, 2005 (50-10)	Michael Roy Jelks Janet Hurry (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
MacRAE, Blair A. Montague Kings Co., PE December 10th, 2005 (50-10)	Donald MacRae Kirk MacRae (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
POIRIER, Mary Doris Josephine Miscouche Prince Co., PE December 10th, 2005 (50-10)	Joseph Melvin Poirier (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
TURNER, Lona I. Charlottetown Queens Co., PE December 10th, 2005 (50-10)	Orville R. Turner (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
CROCKETT, William L. York Queens Co., PE December 10th, 2005 (50-10)	Lenore A. Andrew (AD.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
ANDERSON, Mary Theresa Farmington Kings Co., PE December 3rd, 2005 (49-09)	Frederick Paul Anderson William Anderson (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
COUGHLIN, Mary Helena Charlottetown Queens Co., PE December 3rd, 2005 (49-09)	Kathleen Kearney (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE

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GILLIS, Bessie Lorne Point Pleasant Kings Co., PE December 3rd, 2005 (49-09)	Margaret Murphy Verna Osborne (EX.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
HAGGERTY, Theresa M. Montague Kings Co., PE December 3rd, 2005 (49-09)	Rita Donahoe Richard H. Campbell (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
MacDONALD, J. J. O'Leary Little Pond Kings Co., PE December 3rd, 2005 (49-09)	Arthur J. MacDonald (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
MacMILLAN, Marion I. Charlottetown Queens Co., PE December 3rd, 2005 (49-09)	Wayne Gillis (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
MILLER, James Meadowbank Queens Co., PE December 3rd, 2005 (49-09)	Wendell Feener (EX.)	Foster Hennessey MacKenzie PO Box 38 Charlottetown, PE
PERRY, Charles A. Alberton Prince Co., PE December 3rd, 2005 (49-09)	Mary Graham (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
ACORN, John Dan Mount Vernon Queens Co., PE November 26th, 2005 (48-08)	Lauretta May Acorn (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
HAWKINS, Edna Mary Stratford Queens Co., PE November 26th, 2005 (48-08)	Anne MacLeod (EX.)	Patterson Palmer PO Box 486 Charlottetown, PE
HEMPHILL, Esther Nellie Whitby Ontario November 26th, 2005 (48-08)	Lorne John Hemphill (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE

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JAY, Ethel May Summerside Prince Co., PE November 26th, 2005 (48-08)	Roland Blair Jay (EX.)	Patterson Palmer 82 Summer Street Summerside, PE
STURMEY, Anne Noreen Charlottetown Queens Co., PE November 19th, 2005 (47-07)	Jean Irene Doyle (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
WILLIAMS, Constance M. Charlottetown Queens Co., PE November 19th, 2005 (47-07)	Janet Dawson-Brock (EX.)	Cox Hanson O'Reilly Matheson PO Box 875 Charlottetown, PE
DOYLE, Allan McCormac Charlottetown Queens Co., PE November 19th, 2005 (47-07)	Jean Irene Doyle (AD.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
MAEDER, Alice McKenna Hyattsville District of Columbia, USA November 19th, 2005 (47-07)	David Russell Percy (AD.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
RAYNER, Douglas Grand Tracadie Queens Co., PE November 19th, 2005 (47-07)	Lloyd Rayner (AD.)	Regena Kaye Russell Law Corp. PO Box 383 O'Leary, PE
ADAMS, Louis J. Seaview Prince Co., PE November 12th, 2005 (46-06)	Brian Adams (EX.)	McLellan Brennan PO Box 35 Summerside, PE
CLAY, Henry Jones Greenwich Connecticut, USA November 12th, 2005 (46-06)	Marcia Clay Hamilton (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
MacLEAN, Florence Dianne Quispamsis New Brunswick November 12th, 2005 (46-06)	Lorna MacLean-Quinn William Roy (Billy) MacLean (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE

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MATTHEWS, Thelma Summerside Prince Co., PE November 12th, 2005 (46-06)	Diane Carol Irving George Elmer MacCaul (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
SHELFOON, Helen Catherine Charlottetown Queens Co., PE November 12th, 2005 (46-06)	V. Allan (Bud) MacDonald Robin McGuigan (EX.)	Patterson Palmer PO Box 486 Charlottetown, PE
YEARWOOD, Felix Ronald Stratford Queens Co., PE November 12th, 2005 (46-06)	E. Graham Yearwood (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
LAYBOLT, Jason Alfred Morell Kings Co., PE November 12th, 2005 (46-06)	George Alfred Laybolt (AD.)	Foster Hennessey MacKenzie PO Box 38 Charlottetown, PE
MAEDER, Harold Cecil Reed Washington District of Columbia, USA November 12th, 2005 (46-06)	David Russell Percy (AD.)	Law Office of Alfred K. Fraser, QC PO Box 516 Montague, PE
VILLETT, Gordon Hampton Queens Co., PE November 5th, 2005 (45-05)	George H. Villett (AD.)	Cox Hanson O'Reilly Matheson PO Box 875 Charlottetown, PE

**NOTICE OF INTENTION TO
DESIGNATE HERITAGE PLACE**

Heritage Places Protection Act
R.S.P.E.I. 1988, Cap. H-3.1, s.5.(2)

Public Notice is hereby given that the Minister of Community and Cultural Affairs for the Province of Prince Edward Island intends to designate the following places as heritage places under the *Heritage Places Protection Act*.

Sir Andrew Macphail Homestead
Location: Orwell, Queens County
Property Identifier Number: 176834
Owner: Province of Prince Edward Island

Woodlands or Goff House
Location: 5147 Launching Road, Woodville Mills, Kings County
Property Identifier Number: 525295
Owner: Mary Cameron

Where a site is designated as a heritage place, no person shall build on or undertake works that may affect any site designated under the Act without a heritage permit.

No person shall change, alter, move or demolish the facade or exterior appearance of any building, structure, site or area on the said property for a period of 120 days from the date of service of this Notice, unless this Notice is otherwise cancelled under the Act or regulations.

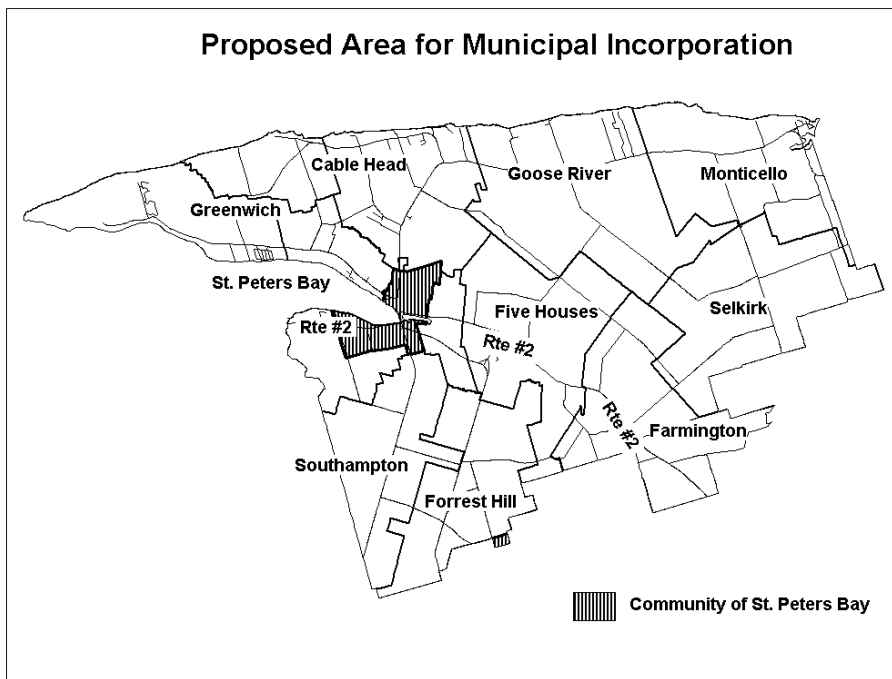
An owner, municipality, person served or a person, group or organization interested in, or likely to be affected by the intended designation may object to the intended designation by serving a Notice of Objection to Heritage Designation within 30 days of the date of the publication of this Notice. Service of a Notice of Objection must be made on the Minister of Community and Cultural Affairs, in care of the Heritage Officer. A Notice of Objection form may be obtained from: Division of Culture, Heritage, and Libraries; Department of Community and Cultural Affairs; P.O. Box 2000, Charlottetown, PEI C1A 7N8

Hon. Elmer MacFadyen
Minister

**PUBLIC MEETING
ST. PETERS BAY AREA RESIDENTS**

Please take note that pursuant to the *Municipalities Act* a petition has been presented to the Minister of Community and Cultural Affairs requesting that an area generally following the boundaries of the former school districts of Monticello, Goose River, Five Houses, Cable Head East, Cable Head West, Greenwich, St. Peters Bay, South Hampton, Forrest Hill, Selkirk, and Farmington be incorporated as a community.

Please note this does not include the area within the incorporated Community of St. Peters Bay.



Minister Elmer MacFadyen has scheduled a public meeting for 7:00 p.m. on Monday, February 13, 2006, in the auditorium of the St. Peter's Consolidated School, 1986 Cardigan Road, Rte #313. In case of inclement weather the meeting will be held on Tuesday, February 14, 2006 at 7:00 p.m. Residents are invited to attend and discuss the matter of municipal incorporation. For residents who cannot attend the meeting, open houses will be scheduled for 2:00 p.m. until 4:00 p.m. and 7:00 p.m. until 9:00 p.m. on February 15 and 16, 2006 at the Dr. Roddie- Community Centre, 5599 St. Peters Rd. , Rte #2.

Community and Culture Affairs
Elmer McFadyen, Minister

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: HICKOX SERVICE CENTER
Owner: Arthur S. Hickox
Registration Date: January 24, 2006

Name: IMAGE FACTORY
Owner: Richard Christopher
Alanna Jankov
Registration Date: January 25, 2006

Name: M & M AUTOMOTIVE WORKS
Owner: Shane MacLean
Bernadette MacCormack
Registration Date: January 25, 2006⁰⁵

NOTICE OF GRANTING LETTERS PATENT

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

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

Name: 100742 P.E.I. INC.
4 Gower Street
Charlottetown, PE C1A 5V2
Incorporation Date: January 26, 2006

Name: 100743 P.E.I. INC.
626 South Drive
Summerside, PE C1N 3Z7
Incorporation Date: January 27, 2006

Name: B.E.F. INC.
Ten Mile House
R R # 1, Mount Stewart, PE C0A 1T0
Incorporation Date: January 25, 2006

Name: CALLAGHAN FARMS INC.
Miminegash, PE C0B 1S0
Incorporation Date: January 24, 2006

Name: CALLAGHAN HOLSTEINS LTD.
R R # 4, Tignish, PE C0B 2B0
Incorporation Date: January 27, 2006

Name: FOUR NEIGHBOURHOODS
COMMUNITY HEALTH CENTRE
ADVISORY COUNCIL INC.
152 St. Peters Road
Box 2000, Charlottetown, PE C1A 7N8
Incorporation Date: January 19, 2006

Name: IMAGE FACTORY INC.
45 Admiral Street
Charlottetown, PE C1A 2C5
Incorporation Date: January 25, 2006

Name: STARLING INC.
728 Starling Street
Summerside, PE C1N 4Z8
Incorporation Date: January 25, 2006

Name: TOURISM CHARLOTTETOWN
AND THE PRINCE EDWARD
ISLAND CONVENTION
PARTNERSHIP INC.
35 Greenfield Avenue
Charlottetown, PE C1A 3N3
Incorporation Date: January 23, 2006

Name: WILTSHIRE DAIRYING COMPANY
LTD.
C/o Blaine MacPherson
North Wiltshire, PE C0A 1Y0
Incorporation Date: January 26, 2006⁰⁵

NOTICE OF GRANTING SUPPLEMENTARY LETTERS PATENT

Companies Act
R.S.P.E.I. 1988, Cap. C-14, s.18, s.3

Public Notice is hereby given that under the *Companies Act* supplementary letters patent have been issued by the Minister to the following:

Name: CELLAR DOOR PRODUCTIONS INC.
Purpose To amend the authorized capital.
Effective Date: January 26, 2006

Name: NORTHUMBERLAND
RECREATION ASSOCIATION INC.
Purpose To revise the objects and purposes.
Effective Date: January 10, 2006

Name: REUBEN'S FISH MART LTD.
Purpose To increase the authorized capital of the company.
Effective Date: January 24, 2006⁰⁵

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: ISLAND EXTRUSION
Owner: 100740 P.E.I. INC.
52 Kennedy Road
R R # 1, Charlottetown, PE C1B 2T6
Registration Date: January 25, 2006
- Name: LOU'S LIQUIDATION & BUILDING SUPPLIES
Owner: STARLING INC.
728 Starling Street
Summerside, PE C1N 4Z8
Registration Date: January 27, 2006
- Name: HARCOURT ASSESSMENT
Owner: HARCOURT CANADA LTD.
55 Horner Avenue
Etobicoke, ON M8Z 4X6
Registration Date: January 30, 2006
- Name: OLYMPUS CANADA
Owner: OLYMPUS CANADA INC.
100 King Street West
1 First Canadian Place
Toronto, ON M5X 1B8
Registration Date: January 30, 2006
- Name: WILD GOOSE LODGE
Owner: LEISURE SERVICES INCORPORATED
R R # 2, Kensington, PE COB 1M0
Registration Date: January 30, 2006
- Name: ACADIAN ROOFING
Owner: Robert Poirier
St. Raphael, PE C0B 2E0
Registration Date: January 27, 2006
- Name: ADA-BEN WEEKS HOUSE
Owner: Sherry L. Casertano
21250 Malpeque Road
R R # 4, Hunter River, PE C0A 1N0
Neil J. Casertano
21250 Malpeque Road
R R # 4, Hunter River, PE C0A 1N0
Registration Date: January 27, 2006
- Name: B.W. QUALITY SAVE 'N SEAL GUARANTEED
Owner: Blair Jeffery
Albany
R R # 1, North Tryon, PE C0B 1A0
Wilfred F. MacKenzie
Box 346, Cornwall, PE C0A 1H0
Registration Date: January 25, 2006
- Name: CANADIAN HOMECARE PRODUCTS
Owner: Jean LeBlanc
303 Nash Road North
Hamilton, ON L8H 7P4
Registration Date: January 25, 2006
- Name: CASP/MACARTHUR GROUP
Owner: MacArthur Group Inc.
276 North River Road
Charlottetown, PE C1A 3L8
Canadian Agro Sustainability Partnership Inc.
#204 - 75 Fitzroy Street
Charlottetown, PE C1A 1R6
Registration Date: January 25, 2006
- Name: DARLENE'S CLEANING
Owner: Darlene M. Arsenault
388 North Market Street
Summerside, PE C1N 1L8
Registration Date: January 27, 2006
- Name: LITTLE ANGELS DAYCARE
Owner: Barbara Campbell
R R # 2, Miscouche, PE C0B 1T0
Registration Date: January 26, 2006
- Name: LIVINGSTON ERECTORS
Owner: 6507972 Canada Inc.
15 Queen Street
Box 429, Charlottetown, PE C1A 7K7
Registration Date: January 26, 2006
- Name: LUCAS INTERNATIONAL
Owner: Robert Kaufman
19 Welsh's Lane
Mount Stewart, PE C0A 1T0
Registration Date: January 27, 2006
- Name: M & M AUTOMOTIVE WORKS
Owner: Shane MacLean
234 Mason Road
Stratford, PE C1B 2E9
Registration Date: January 25, 2006

Name: SOUTH SHORE BIKE RENTALS
 Owner: Eldon Gallant
 1997 Rte. 10R R # 1
 Borden - Carleton, PE C0B 1X0
 Registration Date: January 30, 2006

Name: STELLA MARIS COTTAGES
 Owner: H. Thomas Jensen
 49 Blueberry Lane, Shelton, CT 06484
 Janet M. Jensen
 49 Blueberry Lane, Shelton, CT 06484
 Registration Date: January 25, 2006

Name: TCS COMPUTER
 Owner: Stephen H. Hughes
 33 Advana Avenue
 Charlottetown, PE C1E 1L9
 Registration Date: January 30, 2006

Name: THE ENCHANTED TURTLE
 Owner: Noa Dos Santos
 942 Rattenbury Road
 North Granville, PE C0A 1E0
 Registration Date: January 30, 2006

05

**NOTICE
 CHANGE OF NAME**

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

Former Name: **Zachary James Norring**
 Address: 226 Main St.
 Borden-Carleton, PE C0B 1X0
 Present Name: **Zachary James DesRoche**
 January 26, 2006

T.A. Johnston
 Director of Vital Statistics

05

**NOTICE
 CHANGE OF NAME**

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

Former Name: **Olivia Klaira Maria Collicutt**
 Address: 1476 Howlan Rd.
 Forestview, PE C0B 1V0
 Present Name: **Olivia Klaira Maria Gray**
 January 24, 2006

T.A. Johnston
 Director of Vital Statistics

05

**NOTICE
 CHANGE OF NAME**

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

Former Name: **Kelsie Jordan Judson**
 Address: St. Charles RR 5
 Souris, PE C0A 2B0
 Present Name: **Kelsie Jordan Judson-
 Jamieson**

January 24, 2006

T.A. Johnston
 Director of Vital Statistics

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The ROYAL GAZETTE is issued every Saturday from the office of Michael Fagan, Acting 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 \$55.00 per annum, postpaid.

PART II
REGULATIONS

EC2006-43

OCCUPATIONAL HEALTH AND SAFETY ACT
GENERAL REGULATIONS
AMENDMENT

(Approved by His Honour the Lieutenant Governor in Council dated 24 January 2006.)

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 1.1 of the *Occupational Health and Safety Act* General Regulations (EC180/87) is amended by the deletion of the words “Cap. O-1” and the substitution of the words “Cap. O-1.01”.

2. Section 1.4 of the regulations is amended

(a) in clause (b), by the deletion of the words “Cap. O-1” and the substitution of the words “Cap. O-1.01”; and

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

(f) “competent person” means a person who competent person

(i) is qualified because of that person’s knowledge, training and experience to do the assigned work in a manner that will ensure the health and safety of persons in the workplace, and

(ii) is knowledgeable about the provisions of the Act and the regulations that apply to the assigned work, and about potential or actual danger to health or safety associated with the assigned work.

3. Section 34.1 of the regulations is revoked and the following substituted:

34.1 In this Part, “hoisting apparatus” includes an automotive lift, a mobile crane, a tower crane, an electric overhead travelling crane, a winch, a block and other similar apparatus but does not include an elevator or a dumbwaiter. hoisting apparatus,
defined

4. Subsection 34.2(2) of the regulations is revoked and the following substituted:

(2) The employer shall ensure that hoisting apparatus provided by an employer for the use of a worker is designed, installed, erected, Hoisting apparatus
standards

examined, inspected, operated and maintained in accordance with the applicable provisions of the following standards:

(a) CSA Standards:

(i) B167 – General Purpose Electrical Overhead Travelling Cranes,

(ii) C22.2, No. 33 – Electrical Cranes and Hoists,

(iii) Z150 – Safety Code for Mobile Cranes,

(iv) Z150S1 – Supplement No. 1 to Z150,

(v) Z248 – Code for Tower Cranes;

(b) ANSI/ALI ALOIM-2000 Standard for Automotive Lifts – Safety Requirements for Operation, Inspection and Maintenance.

5. The regulations are amended by the addition of the following after Part 51:

PART 52

VIOLENCE IN THE WORKPLACE

“violence”, defined	52.1 In this Part, “violence” means the threatened, attempted or actual exercise of any physical force by a person other than a worker that can cause, or that causes, injury to a worker, and includes any threatening statement or behaviour that gives a worker reasonable cause to believe that he or she is at risk of injury.
Risk assessment of workplace	52.2 (1) An employer shall conduct a risk assessment of the workplace to determine whether or not a risk of injury to workers from violence arising out of their employment may be present.
<i>Idem</i>	(2) A risk assessment under subsection (1) shall include a consideration of <ul style="list-style-type: none"> (a) previous experience of violence in that workplace; (b) occupational experience of violence in similar workplaces; and (c) the location and circumstances in which the work will take place.
Risk identified	52.3 If a risk of injury to a worker from violence in a workplace is identified by an assessment under section 52.2, the employer shall establish procedures, policies and work environment arrangements <ul style="list-style-type: none"> (a) to either <ul style="list-style-type: none"> (i) eliminate the risk of violence to workers in that workplace, or (ii) if elimination of the risk is not possible, minimize the risk of violence to workers in that workplace; and (b) to provide for reporting, investigating and documenting incidents of violence in that workplace.
Inform workers of risk	52.4 (1) An employer shall inform workers who may be exposed to the risk of violence in the workplace of the nature and extent of the risk.
Information re history of violent behaviour	(2) Unless otherwise prohibited by law, the duty to inform workers under subsection (1) includes a duty to provide information related to the risk of violence from persons who have a history of violent behaviour

and who may be encountered by a worker in the course of his or her work.

- (3) An employer shall instruct workers who may be exposed to the risk of violence in
- (a) the means of recognition of the potential for violence;
 - (b) the procedures, policies and work environment arrangements developed under section 52.3; and
 - (c) the appropriate response to incidents of violence in the workplace, including how to obtain assistance.

Instruction in recognition, procedures, response

52.5 An employer shall ensure that a worker who reports an injury or adverse symptom resulting from workplace violence is advised to consult a physician of the worker's choice for treatment or a referral.

Consult physician

PART 53 WORKING ALONE

53.1 In this Part, "working alone" means a worker working at a workplace who is the only worker of the employer at that workplace, in circumstances where assistance is not readily available to the worker in the event of injury, ill health or emergency.

"working alone", defined

53.2 (1) Where a worker is working alone, the employer shall develop and implement written procedures to ensure, as far as is reasonably practicable, the health and safety of the worker from risks arising out of, or in connection with, the work assigned.

Procedure where employee is working alone

(2) Written procedures developed under subsection (1) shall include the following information:

Information to be included

- (a) the name, address, location and telephone number of the workplace;
 - (b) the name, address, location and telephone number of the employer;
 - (c) the nature of the business conducted at the workplace;
 - (d) identification of the possible risks to each worker working alone that arise from or in connection with the work assigned;
 - (e) the steps to be followed to minimize the risks identified in clause (d);
 - (f) details of the means by which a worker who is working alone can secure, and the employer can provide, assistance in the event of injury or other circumstances that may endanger the health or safety of the worker.
- (3) The steps referred to in clause (2)(e) shall
- (a) specify the time intervals for checking on the worker;
 - (b) specify the person responsible for contacting the worker and recording the results of the contact;
 - (c) outline the process to be followed if the worker cannot be contacted, including provisions for an emergency rescue; and

Specified information

(d) provide for checking with the worker at the end of the worker's shift.

Employer, worker to comply **53.3** The employer and the worker who is working alone shall comply with the procedures developed under section 53.2.

Training program **53.4** The employer shall implement a training program in respect of the procedures established under section 53.2 for each worker who is working alone and for each supervisor who is responsible for a worker working alone.

Copy of procedures available to officer **53.5** The employer shall ensure that a copy of the procedures established under section 53.2 is available to an officer on request.

6. The heading before section 24.1 and sections 24.1 to 24.34 of the regulations are revoked.

7. These regulations come into force on May 1, 2006.

EXPLANATORY NOTES

SECTION 1 corrects a citation.

SECTION 2 corrects a citation and replaces a definition.

SECTION 3 and 4 deal with the definition of, and standards for, a hoisting apparatus.

SECTION 5 adds provisions dealing with violence in the workplace and working alone.

SECTION 6 revokes the scaffolding provisions.

SECTION 7 is the commencement of these regulations.

Certified a true copy,

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

EC2006-44

**OCCUPATIONAL HEALTH AND SAFETY ACT
SCAFFOLDING REGULATIONS**

(Approved by His Honour the Lieutenant Governor in Council dated 24 January 2006.)

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

- | | |
|---|--|
| 1. (1) In these regulations | Definitions |
| (a) “Act” means the <i>Occupational Health and Safety Act</i> ; | Act |
| (b) “boatswain’s chair” means a seat attached to a suspended rope, designed to accommodate one person in a sitting position; | boatswain's chair |
| (c) “bracket scaffold” means a scaffold consisting of a work platform supported by brackets attached to a structural wall; | bracket scaffold |
| (d) “cantilevered scaffold” means a scaffold consisting of a work platform attached to components that extend out from a building or a structure; | cantilevered scaffold |
| (e) “competent person” means a person who is | competent person |
| (i) qualified because of that person’s knowledge, training and experience to do the assigned work in a manner that will ensure the health and safety of persons in the workplace, and | |
| (ii) knowledgeable about the provisions of the Act and the regulations that apply to the assigned work, and about potential or actual danger to health or safety associated with the assigned work; | |
| (f) “crane supported work platform” means a work platform suspended from the cable of a hoist or crane; | crane supported work platform |
| (g) “fork-lift platform” means a work platform supported by an industrial lift truck; | fork-lift platform |
| (h) “ladderjack scaffold” means a scaffold consisting of a work platform supported by one or more brackets that are attached to one or more ladders; | ladderjack scaffold |
| (i) “light duty scaffold” means a scaffold designed to support a uniformly distributed load of not more than 366 kg/m ² ; | light duty scaffold |
| (j) “power operated elevating work platform” means a work platform elevated and lowered by means of a mechanical, hydraulic, pneumatic or other powered mechanism; | power operated elevating work platform |
| (k) “professional engineer” means a person who may, under the <i>Engineering Profession Act</i> R.S.P.E.I. Cap. E-8.1, engage in the practice of engineering; | professional engineer |

pumpjack scaffold	(l) “pumpjack scaffold” means a scaffold consisting of a work platform supported by vertical poles and adjustable support brackets;
rated capacity	(m) “rated capacity” means, in respect of a scaffold, the maximum safe working load for the scaffold (i) as determined by the manufacturer of the scaffold, if the scaffold is a manufactured scaffold, or (ii) as certified by a professional engineer;
rolling scaffold	(n) “rolling scaffold” means a scaffold consisting of a work platform that is (i) supported by wheels, and (ii) designed to be moved manually;
roofing bracket	(o) “roofing bracket” means a bracket (i) that is secured to a sloped roof, and (ii) to which a work platform is secured;
safe surface	(p) “safe surface” means a surface at a workplace that (i) has sufficient size and strength to adequately support a worker who falls on to the surface, and (ii) is sufficiently horizontal to prevent a further fall from the surface by a worker who has fallen on to the surface;
scaffold	(q) “scaffold” means any temporary work platform and its supporting structure that is used to support workers and materials;
suspended scaffold	(r) “suspended scaffold” means a scaffold with a work platform suspended from and supported by components cantilevered out from a building or other structure, and includes a swingstage, a boatswain’s chair and a multi-point suspended scaffold;
swingstage	(s) “swingstage” means a scaffold with a work platform supported by suspension ropes that are parallel;
wooden carpenter’s portable bracket scaffold	(t) “wooden carpenter’s portable bracket scaffold” means a scaffold consisting of a work platform supported by a triangular wooden bracket attached to a structural wall which does not normally have another means of support;
work area	(u) “work area” means a location at the workplace at which a worker is, or may be required or permitted to be, stationed and includes a work platform;
work platform	(v) “work platform” means a temporary horizontal working surface that provides access to a work area and support to a worker at the work area.
Inconsistencies with incorporated standards	(2) Where there is an inconsistency between a provision of these regulations and a standard or a manufacturer’s specification incorporated by reference in these regulations, the provision of these regulations prevails to the extent of the inconsistency.

- (3) A duty or requirement that is imposed on an employer or a worker under these regulations applies to a self-employed person, with such modifications as the circumstances require. Self-employed person
- 2.** (1) An employer shall ensure that a scaffold provided to a worker by the employer for the use of a worker Scaffold requirements
- (a) is not loaded in excess of its rated capacity;
 - (b) is not erected, operated, used, dismantled or supplied at a workplace unless the employer has available for inspection at the workplace, the design specifications for the scaffold
 - (i) provided by its manufacturer, if the scaffold is a manufactured scaffold, or
 - (ii) certified by the professional engineer who certified the design of the scaffold pursuant to section 8; and
 - (c) is not used to support a ladder or other structure or device for the purpose of increasing the working height of the ladder, or other structure or device.
- (2) No employer shall provide for the use of a worker, and no worker shall use, a ladderjack scaffold or a wooden carpenter's portable bracket scaffold. Scaffold restrictions
- 3.** (1) An employer shall ensure that any work platform of a scaffold provided by the employer for the use of a worker meets the requirements of this section. Work platform requirements
- (2) A work platform shall Design and construction
- (a) be designed, constructed and maintained to support four times the maximum load likely to be imposed on the work platform;
 - (b) be at least 458 mm in width; and
 - (c) be securely fastened in place by cleating or wiring or such other means of fastening as provides an equivalent level of safety so as to prevent movement.
- (3) Where the surface area of a work platform is made of wooden planks, the wooden planks shall Surface area - wooden planks
- (a) be No. 2 grade or better spruce that are 51 mm thick rough and 254 mm wide rough;
 - (b) be free of decay, large knots, splits, warps or other defects;
 - (c) not be painted;
 - (d) extend at least 152 mm and not more than 305 mm beyond the supporting members of the scaffold;
 - (e) be laid flat with an overlap at each end of 305 mm with a plank in any adjoining work platform, with the centre of the overlap directly over a supporting member; and
 - (f) be of the same length, if practical, where the work platform is linked with one or more other work platforms.
- (4) Where the surface area of a work platform is made of materials other than wooden planks, the work platform shall have strength as is Surface area - other materials

equivalent to that of a work platform made of wooden planks that meet the requirements of subsection (3).

Scaffolds- erected
from ground or safe
surface

4. Where an employer provides, for the use of a worker, a scaffold that is erected from the ground or other safe surface, the employer shall ensure that the scaffold

- (a) is erected plumb and level;
- (b) is constructed with vertical supports that
 - (i) rest on a firm footing that can support the maximum load of the scaffold without unsafe settlement or deformation, or
 - (ii) where there is no firm footing, rest on mud sills that prevent unsafe settlement, deformation or tipping;
- (c) is constructed of components that are secured to prevent lateral movement and
 - (i) has at least one tie for each
 - (A) 4.6 m vertical interval, and
 - (B) 6.4 m horizontal interval, and
 - (ii) has diagonal braces in both the vertical and horizontal planes of the scaffold;
- (d) is installed and constructed by a competent person to secure the scaffold against lateral movement where the scaffold is enclosed; and
- (e) is constructed of vertical supports and bearers that are no greater than 3 m apart.

Metal scaffolds

5. An employer shall ensure that a metal scaffold provided by the employer for the use of a worker

- (a) is erected, used, maintained and dismantled in accordance with the manufacturer's specifications, or in accordance with a professional engineer's design that includes instructions on erection, use, maintenance and dismantlement;
- (b) notwithstanding clause 4(c), is braced diagonally in the vertical plane, at every level and on each side, and in the horizontal plane, at every 4.6 m;
- (c) has components that are securely fastened with locking mechanisms, as designed by the manufacturer or a professional engineer, both during erection and otherwise; and
- (d) is equipped with screwjacks where necessary to ensure that the scaffold is plumb and level.

6. An employer shall ensure that every scaffold provided by the employer for the use of a worker

- (a) is capable of supporting at least four times the maximum load likely to be imposed;
- (b) has a safe means of access and egress; and
- (c) is provided with fittings and gear that comply with the manufacturer's specifications or a professional engineer's certification.

7. (1) An employer shall ensure that every scaffold provided by the employer for the use of a worker is inspected by a competent person each day prior to use, and after any modification, for any defect, damage, deterioration or loosening that may affect its strength. Inspection by competent person

(2) A person who inspects a scaffold pursuant to subsection (1) and who finds any defect, damage, deterioration or loosening referred to in that subsection shall report the finding to the employer for whom the inspection is made. Report

(3) On receipt of a report concerning a scaffold made pursuant to subsection (2), an employer shall ensure that the scaffold is not used until it is repaired. Repair

(4) An employer shall ensure the erection and dismantling of every scaffold provided by the employer for the use of a worker is supervised by a competent person. Erection and dismantling of scaffold

8. (1) An employer shall ensure the design of a scaffold provided by the employer for the use of a worker is certified by a professional engineer, before the scaffold is used by a worker, where Requirement for professional engineer's certification

- (a) the scaffold is a pumpjack scaffold that is greater than 9.75 m in height, and has one or more supporting members that are not commercially manufactured for the purpose for which they are used;
- (b) the scaffold is a wooden scaffold that is greater than 9.75 m in height;
- (c) the scaffold is a suspended scaffold that
 - (i) has one or more supporting members that are not commercially manufactured for the purpose for which they are used, or
 - (ii) has two work platforms that are
 - (A) linked, or
 - (B) tiered on one suspended scaffold;
- (d) the scaffold is greater than 15 m above the foundation on which it is based;
- (e) the scaffold is a crane supported work platform with one or more supporting members that are not commercially manufactured for the purpose for which they are used;
- (f) the scaffold is a fork-lift platform with one or more supporting members that are not commercially manufactured for the purpose for which they are used;
- (g) an officer determines that extraordinary conditions, including, but not limited to, wind and elevation conditions, require a professional engineer's certified design to ensure the adequacy of the scaffold; or
- (h) the scaffold
 - (i) is not a commercially manufactured scaffold, and
 - (ii) is not a scaffold that an employer is otherwise required under this subsection to ensure that it has a design certified by a professional engineer.

Scaffold to comply with certified design	(2) Where the design of a scaffold is required to be certified by a professional engineer under subsection (1), the employer who provides the scaffold for the use of a worker shall ensure the scaffold is erected, used, maintained and dismantled in accordance with the certified design.
Professional engineer's certification	(3) Where the design of a scaffold is required to be certified by a professional engineer under subsection (1), an officer may request a professional engineer to certify that the scaffold has been erected and maintained in accordance with the certified design.
employer to pay for certification	(4) Where an officer makes a request under subsection (3), the employer shall be responsible to pay for the cost of the certification.
Protection from falling objects	<p>9. Where work for an employer is being performed</p> <p>(a) on a scaffold provided by the employer or by another employer; and</p> <p>(b) above a work area to which access is not restricted,</p> <p>the employer providing the scaffold shall ensure that any workers having access to the work area are protected from the hazard of objects falling from the scaffold by</p> <p>(c) providing overhead protection;</p> <p>(d) having any tool, material or equipment on the scaffold tied to the scaffold; or</p> <p>(e) employing such other means that provide an equivalent level of safety to the provision of overhead protection.</p>
Scaffold stability and movement	<p>10. (1) Where a worker is working for an employer from a scaffold provided by the employer or by another employer, the employer providing the scaffold shall ensure that the scaffold is not moved horizontally while the worker is on the scaffold, unless the worker is protected against falling by a fall arrest system that complies with the Fall Protection Regulations (EC633/04).</p>
Unsecured tools	(2) An employer who provides a scaffold for the use of a worker shall ensure that the scaffold is not moved horizontally while any unsecured tool, material or equipment is on the scaffold.
Work performed in scaffold being dismantled or erected	<p>(3) Where an employer causes a scaffold to be erected or dismantled, the employer shall ensure that, during the erection or dismantling of the scaffold, no worker works from the scaffold unless</p> <p>(a) the work platform of the scaffold is designed and constructed or erected in accordance with the requirements of these regulations; or</p> <p>(b) the worker performing the work is protected by a means of fall protection that complies with the Fall Protection Regulations (EC 633/04).</p>
Free standing scaffold	<p>(4) Where a free standing scaffold that is at least three times higher than its minimum base dimension is provided by an employer for the use of a worker, the employer shall ensure that the scaffold is equipped with</p> <p>(a) guy wires or outrigger stabilizers that prevent tipping; or</p>

(b) such other means of support that provides an equivalent level of safety.

(5) An employer shall ensure that a scaffold is not used by a worker when there is a severe weather condition which may create a hazardous situation. Prohibition - use of scaffold

11. (1) An employer who provides a scaffold for the use of a worker shall ensure that access to otherwise inaccessible work platforms of the scaffold, that are up to 9 m above the ground or other safe surface, is provided by Access to scaffolds
- up to 9 m

- (a) end frames providing a ladder-like structure having horizontal members uniformly spaced at 30 cm on centre, or
- (b) a vertical or portable ladder, or stairway, attached to the scaffold.

(2) An employer who provides a scaffold for the use of a worker shall ensure that access to otherwise inaccessible work platforms of the scaffold, that are over 9 m above the ground or other safe surface, if any, is provided by Access to scaffolds
- over 9 m

- (a) a stairway erected for the full height of the scaffold,
- (b) an attached vertical ladder, with rest platforms at least every 9 m which are fully guarded except at the ladder location, or
- (c) end frames providing a ladder-like structure having horizontal members uniformly spaced at 30 cm on centre, and rest platforms at least every 9 m which are fully guarded except at the ladder location.

(3) No employer who provides a scaffold for the use of a worker shall allow the worker to climb the outside of scaffold frames between work platforms. Climbing on scaffold

12. (1) An employer who provides a rolling scaffold for the use of a worker shall ensure that the rolling scaffold Rolling scaffolds

- (a) is equipped with
 - (i) working braking and locking devices that prevent movement of the scaffold, and
 - (ii) a mechanism that, when applied, secures the wheels of the scaffold; and
- (b) is assembled
 - (i) with diagonal bracing in the vertical plane, at every level and on each side, and in the horizontal plane, at every 4.6m, and
 - (ii) from components that
 - (A) are designed by a manufacturer or a professional engineer, and
 - (B) are securely fastened with locking devices, as designed by the manufacturer or a professional engineer for use with the components of the rolling scaffold.

(2) An employer who provides a rolling scaffold for the use of a worker shall ensure that the braking and locking devices and the securing mechanism referred to subsection (1) are applied prior to and while a worker is using the scaffold. Braking and locking devices

Movement of rolling scaffold	(3) An employer who provides a rolling scaffold for the use of a worker shall ensure that the rolling scaffold is not moved by a worker on an inclined surface unless adequate precautions are taken to prevent tipping, sliding, acceleration or any other dangerous or sudden movement.
Pumpjack scaffold - compliance	13. (1) An employer who provides a pumpjack scaffold for the use of a worker shall ensure that the pumpjack scaffold complies with this section.
Metal pumpjack scaffold	(2) A pumpjack scaffold made of metal <ul style="list-style-type: none"> (a) shall not be more than 13.7 m in height; and (b) shall be braced every 4.6 m, starting at the base of the scaffold.
Wood supports	(3) A pumpjack scaffold that includes one or more supports made of wood <ul style="list-style-type: none"> (a) shall not be more than 7.3 m in height; and (b) shall be braced every 3 m, starting at the base of the scaffold.
Use of pumpjack scaffold	(4) An employer who provides a pumpjack scaffold for the use of a worker shall ensure that a pumpjack scaffold <ul style="list-style-type: none"> (a) is used only as a light duty scaffold; and (b) is not used by more than two workers at one time.
Erection, use, etc. of pumpjack scaffold	(5) An employer who provides a pumpjack scaffold for the use of a worker shall ensure that a pumpjack scaffold is erected, used, maintained and dismantled <ul style="list-style-type: none"> (a) according to the manufacturer's specifications; or (b) in accordance with a professional engineer's design that includes instructions on erection, use, maintenance and dismantlement.
Suspended scaffolds - commercially manufactured	14. (1) Where a suspended scaffold that is commercially manufactured is provided by an employer for the use of a worker, the employer shall ensure it is erected, used, maintained and dismantled in accordance with the manufacturer's specifications.
Suspended scaffolds - not commercially manufactured	(2) Where a suspended scaffold that is not commercially manufactured is provided by an employer for the use of a worker, the employer shall <ul style="list-style-type: none"> (a) develop written procedures for its operation; and (b) ensure that the suspended scaffold is <ul style="list-style-type: none"> (i) operated in accordance with written operating procedures developed by the employer under clause (a); (ii) constructed, erected, used, operated, maintained and dismantled in accordance with a professional engineer's design that includes instructions on erection, use, maintenance and dismantlement; and (iii) designed, constructed, erected, used, operated, maintained, inspected, monitored and dismantled in accordance with CSA Standard Z91-02, "Health and Safety Code for suspended equipment operations", as amended from time to time.

- (3) An employer shall ensure that a suspended scaffold provided by the employer to a worker is suspended by at least two upper attachments that are placed so that the suspension ropes are parallel, unless the suspended scaffold is a boatswain's chair. Suspension
- (4) An employer shall ensure that a suspended scaffold provided to a worker is tied, during use, Scaffold to be tied
- (a) to an outrigger; or
 - (b) to a parapet clamp, where it is impractical to tie the scaffold to an outrigger.
- (5) An employer shall ensure that a suspended scaffold provided by the employer to a worker is Scaffold not in use
- (a) lowered to the ground; or
 - (b) lashed to the building or other structure to which it is attached, when the scaffold is not in use.
- (6) An employer shall ensure that a suspended scaffold provided by the employer to a worker is not moved up or down by a worker during use if the work platform of the scaffold is more than 10% out of level. Movement of scaffold
- (7) Where a powered suspended scaffold is provided by an employer to a worker and the employer does not otherwise provide a safe means of egress to the powered suspended scaffold, the employer shall ensure that the powered suspended scaffold is equipped with a controlled descent device, other than a lifeline, for use in the event of a mechanical or power failure, that can Powered suspended scaffold
- (a) be safely operated from the work platform; and
 - (b) move the scaffold to a point of safe egress.
- (8) An employer shall ensure that a suspended scaffold provided by the employer to a worker complies with subsections (9) to (19). Suspended scaffold - compliance
- (9) Power units on a suspended scaffold shall be equipped with Power units
- (a) positive pressure controls; and
 - (b) positive drives,
- for raising and lowering the work platform.
- (10) A manually operated suspended scaffold shall be equipped with a hoisting mechanism that has a secondary locking device that is securely locked in a positive drive position. Manually operated suspended scaffold
- (11) Where two work platforms are tiered on one suspended scaffold, the upper platform shall have at least two independent means of support arranged so that the failure of one support will not result in the collapse of the upper platform. Tiering of suspended work platforms
- (12) Subject to clause (19)(a), all supporting members of a suspended scaffold, including outriggers, parapet clamps, anchor points, parapet and work platforms shall be able to withstand four times the maximum load likely to be imposed on them. Suspended scaffold - supporting members

Counterweights	(13) Counterweights on a suspended scaffold shall (a) be securely attached to the outriggers; (b) consist of solid material; and (c) be of sufficient weight to counterbalance four times the rated capacity of the scaffold.
Positive stop device on outrigger	(14) Where the outrigger of a suspended scaffold does not have an eye bolt, the outer end of the outrigger shall be equipped with a positive stop device that prevents the movement of the rope.
Maximum load imposed on outrigger	(15) The maximum load that may be imposed on the components of an outrigger on a suspended scaffold shall be (a) printed on each component; or (b) otherwise accessible to the worker at the work area where the outrigger is located.
Prohibition of wood outrigger	(16) An outrigger used in a suspended scaffold shall not be made of wood or include components made of wood.
Outrigger or parapet clamp to be tied	(17) Any outrigger or parapet clamp used on a suspended scaffold shall be tied to an anchor point to prevent movement of the outrigger or parapet clamp.
Fastening of outrigger components	(18) Where an outrigger on a suspended scaffold consists of more than one component, the components shall be fastened by at least two independent fastening systems to prevent the components from separating.
Suspension rope	(19) A rope used to suspend a work platform shall (a) be able to withstand ten times the maximum load likely to be imposed on the rope; (b) where made of wire, be not less than 7.8 mm in diameter; (c) where made of polypropylene, be not less than 16 mm in diameter; and (d) in the case of a suspended scaffold that can be moved upward and downward, (i) extend to the nearest safe surface, and (ii) be secure from tangling or fouling.
Fall arrest system	(20) An employer shall ensure that a fall arrest system, including a ropegrab and an independent life line, is used by workers (a) working on or from a suspended scaffold; and (b) entering onto or leaving a suspended scaffold.
Exception	(21) Notwithstanding subsection (20), where a suspended scaffold has more than one means of support on each side of the work platform, either of which would prevent collapse of the scaffold in the event of the failure of the other, an employer may attach a fall arrest system to an adequate anchor point on the platform.
Work area below suspended scaffold	(22) Where a worker is performing work on a suspended scaffold, an employer shall ensure the work area below the work platform

- (a) is roped off, barricaded or provided with a means of overhead protection; and
- (b) has highly visible warning signs posted to notify workers of the overhead hazard.

(23) An employer shall ensure that

- (a) all suspension lines, tiebacks, lifelines and other supporting components of a suspended scaffold that are made of rope; and
- (b) the internal hoist mechanisms, are protected from abrasions, corrosive substances, other foreign materials, heat or work activities that might damage the rope or the internal hoist mechanisms.

Protection of rope components

15. An employer who provides a bracket scaffold for the use of a worker shall ensure that a bracket scaffold

Bracket scaffold

- (a) does not have brackets more than 3 m apart;
- (b) is securely attached to the structural wall to prevent dislodging; and
- (c) is erected, used, maintained and dismantled in accordance with
 - (i) the manufacturer's specifications, or
 - (ii) a professional engineer's design that includes instructions on erection, use, maintenance and dismantlement.

16. An employer who provides a roofing bracket for the use of a worker shall ensure that a roofing bracket

Roofing bracket

- (a) is erected and maintained to support four times the maximum load that is likely to be imposed on the bracket;
- (b) is securely nailed to the roof;
- (c) has a span of no more than 3 m; and
- (d) is erected, used, maintained and dismantled in accordance with
 - (i) the manufacturer's specifications, or
 - (ii) a professional engineer's design that includes instructions on erection, use, maintenance and dismantlement.

17. (1) An employer shall ensure that an industrial lift truck is not used to lift a fork-lift platform where

Use of industrial lift truck

- (a) the ground or other conditions at a workplace may affect the stability of the industrial lift truck; or
- (b) the industrial lift truck is susceptible to tipping, displacement or other destabilization.

(2) An employer shall ensure that a fork-lift platform is

Fork-lift platform

- (a) erected, used, maintained and dismantled in accordance with
 - (i) the manufacturer's specifications, or
 - (ii) a professional engineer's design that includes instructions on erection, use, maintenance and dismantlement;
- (b) equipped with guardrails;
- (c) securely attached to an industrial lift truck during use;

	(d) operated at all times by a competent person, who shall be continuously at the controls where the platform is in an elevated position; and (e) used only where a firm, flat surface ensures the stability of the industrial lift truck, unless otherwise specified by the manufacturer.
Fall arrest system	(3) While a worker is working on a fork-lift platform, the employer of the worker shall ensure that the worker is wearing a fall arrest system and that the fall arrest system is attached to an anchor point on the platform.
Application of CSA Standard	(4) An employer shall ensure that an industrial lift truck complies with CSA Standard B335-04, "Safety standard for lift trucks".
Horizontal movement of industrial lift truck	(5) Where (a) a fork-lift platform is in an elevated position; and (b) a worker is on the platform, the employer of the worker shall ensure the industrial lift truck supporting the work platform is not moved horizontally.
Cantilevered scaffold - outrigger requirement	18. (1) An employer who provides a cantilevered scaffold for the use of a worker shall ensure that the cantilevered scaffold is erected, used, maintained and dismantled in accordance with (a) the manufacturer's specifications, or (b) a professional engineer's design that includes instructions on erection, use, maintenance and dismantlement.
Use of cantilevered scaffold	(2) An employer shall ensure that a cantilevered scaffold is not used as a landing platform for loads deposited by a crane or hoist, unless (a) fall protection is used by a worker using the scaffold; and (b) a guardrail is placed at the entrance to the work platform when the work platform is not in use.
Requirement - fully decked work platform	(3) An employer who provides a cantilevered scaffold for the use of a worker shall ensure that the cantilevered scaffold is equipped with a fully decked work platform.
Power operated elevating work platform	19. (1) An employer who provides a power operated elevating work platform for the use of a worker shall ensure that the work platform is equipped with (a) positive pressure controls for the positioning of the work platform; (b) a power elevating mechanism equipped with positive drives for both raising and lowering the work platform; (c) an interlock device that limits lateral movement when the height of the work platform exceeds that specified by the manufacturer; and (d) an elevating mechanism that, upon failure, locks the work platform in the elevated position.
Failure of elevating mechanism	(2) Where an elevating mechanism referred to in clause (1)(b) of a power operated elevating work platform fails while a worker is working on the work platform, the employer who provided the work platform for

the use of the worker shall ensure that the worker is removed from the work platform before

- (a) the work platform is lowered; or
- (b) repairs are made to the elevating mechanism.

(3) Where the operator of a power operated elevating work platform is not the worker being raised on the work platform, the employer who provided the work platform for the use of the worker shall ensure that there is an effective and direct means of communication between the operator and the worker.

Communication

(4) The owner of a power operated elevating work platform, and an employer who provides a power operated elevating work platform for the use of a worker, shall ensure that the power operated elevating work platform is designed, constructed, erected, maintained, inspected, monitored and used in accordance with the following CSA Standards, as applicable:

Application of CSA standards

- (a) B354.1-04, "Portable Elevating Work Platforms";
- (b) B354.2-02, "Self Propelled Elevating Work Platforms";
- (c) B354.4-02, "Self Propelled Boom Supported Elevating Work Platforms";
- (d) CAN/CSA - Z271-98, "Safety Code for Suspended Elevating Platforms";
- (e) CSA C225-00, "Vehicle Mounted Aerial Device".

(5) An employer who provides a power operated elevating work platform for the use of a worker shall ensure that

Operation requirements

- (a) the worker is competent to operate the platform or that the platform is operated by another worker who is competent to do so; and
- (b) the worker operating the platform has available on the work platform
 - (i) a legible operator's manual, and
 - (ii) information on
 - (A) all of the applicable operational limitations and requirements, including those relating to the use of outriggers, stabilizers and extendable axles,
 - (B) the specific surface conditions required for safe use in the elevated position,
 - (C) such warnings as may be specified by the manufacturer;
 - (D) the name and number of the CSA Standard to which the power operated elevating work platform was designed, and
 - (E) the name and address of the owner of the work platform.

(6) An employer who provides a power operated elevating work platform for the use of a worker shall ensure that information on

Posting of information

- (a) the rated capacity of the work platform; and
- (b) other than for a boom-type elevating work platform, the direction of the machine movement for each operating control of the work platform,

is securely posted at the controls of the work platform.

Record to be kept
by owner

(7) The owner of a power operated elevating work platform shall keep a permanent record of all inspections, tests, repairs, modifications and maintenance performed on it.

Content of record

(8) The record required under subsection (7) shall include the name and signature of the person who performed the inspection, test, repair, modification or maintenance.

Instruction or
training of operator

(9) An employer who provides a power operated elevating work platform for the use of a worker shall ensure that the worker who operates the work platform has, before using it for the first time,

- (a) received oral or written instruction on the safe operation of the particular work platform; or
- (b) otherwise been adequately trained to operate the work platform.

Instruction and
training
requirements

(10) An employer shall ensure that the instruction and training required by a worker under subsection (9) is provided by a competent person and includes

- (a) instruction
 - (i) on the manufacturer's specifications,
 - (ii) on applicable load limitations,
 - (iii) on the kind of surfaces on which the power operated elevating work platform are designed to be used; and
- (b) a hands on demonstration of the proper use of all controls.

Operation
requirements

(11) An employer who provides a power operated elevating work platform for the use of a worker shall ensure that the work platform

- (a) is not loaded in excess of its rated capacity;
- (b) is used on a firm, level surface unless otherwise specified by the manufacturer;
- (c) is used only in accordance with the manufacturer's specifications;
- (d) is not loaded and used in such a manner as to create an unstable condition or cause a hazard;
- (e) is not moved vertically or horizontally unless every worker on the scaffold, while it is being moved, is protected against falling by a fall arrest system that complies with the Fall Protection Regulations (EC633/04); and
- (f) is equipped with an emergency stop button.

Requirement for fall
arrest system

(12) An employer of a worker who uses a power operated elevating work platform shall ensure that the worker is protected against falling by a fall arrest system that complies with the Fall Protection Regulations (EC633/04).

Crane or hoist
suspended work
platforms

20. (1) An employer shall not provide a crane supported work platform for the use of a worker unless the work to be performed by the worker cannot be done from a scaffold in a safe and practical manner.

- (2) An employer who provides a crane supported work platform for the use of a worker shall ensure, where a hoist is used to suspend the work platform, that the design of the hoist is certified by a professional engineer before the work platform is suspended from the hoist. Certification of hoist by professional engineer
- (3) An employer who provides a crane supported work platform for the use of a worker shall ensure that the crane or hoist used to suspend the work platform
 (a) is operational in the power up and power down positions;
 (b) is equipped with an automatic brake system that operates when the crane or hoist is not lifting or lowering;
 (c) is equipped with an anti-two block device;
 (d) is operated at a safe lifting and lowering speed; and
 (e) has at least three full wraps on the hoisting drum at all times. Crane or hoist requirements
- (4) An employer who provides a crane supported work platform for the use of a worker shall ensure that the operator of the crane or hoist used to suspend the work platform has a constant means of communication with the worker on the work platform. Means of communication
- (5) An employer who provides a crane supported work platform for the use of a worker shall ensure that the work platform has a secondary means of support that is
 (a) shackled above the ball of the crane; and
 (b) able to support the platform if the primary means of support fails. Crane supported work platform - secondary means of support
- (6) An employer who provides a commercially manufactured crane supported work platform for the use of a worker shall ensure that the work platform is erected, used, maintained and dismantled in accordance with the manufacturer's specifications. Commercially manufactured crane
- (7) An employer shall, before providing a crane supported work platform that is not commercially manufactured for the use of a worker, ensure that
 (a) the design of the work platform is certified by a professional engineer; and
 (b) the work platform is erected, used, maintained and dismantled in accordance with the certified design. Design of non-commercially manufactured platform
- (8) An employer who provides a crane supported work platform for the use of a worker shall ensure that a fall arrest system, attached to an anchor point on the work platform, is used by workers working from or otherwise present on the work platform. Use of fall arrest system
- 21.** Except as expressly permitted in these regulations or in another enactment, an employer shall ensure that workers are not lifted or held aloft in equipment, such as loader buckets or backhoes, that is not specifically designed for that purpose. Lifting in certain equipment prohibited
- 22.** These regulations come into force on May 1, 2006. Commencement

EXPLANATORY NOTES

These regulations set out the requirements and duties governing the provision of scaffolds to, and the use of scaffolds by, workers.

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

PART II
REGULATIONS INDEX

Chapter Number	Title	Original Order Reference	Amendment	Authorizing Order and Date	Page
O-1.1	Occupational Health and Safety Act				
	General Regulations	EC180/87	s.1.1 s.1.4(b) s.1.4(f) [R&S] s.24.1-s.24.34 [rev] s.34.1 [R&S] s.34.2(2) [R&S] s.52.1 – s.53.5 [added] [eff] May 1/06	EC2006-43 (24.01.06)	25-28
	Scaffolding Regulations		[new] [eff] May 1/06	EC2006-44 (24.01.06)	29-44