

# Royal Gazette

Prince Edward Island

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VOL. CXXXIII - NO. 45

Charlottetown, Prince Edward Island, November 10, 2007

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
CRASWELL, M. Florence Hunter River Queens Co., PE November 3, 2007 (44-05)	Anne Boswall Debra Parkman (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
HAYES, George Tyne Valley Prince Co., PE November 3, 2007 (44-05)	Arlene Hayes (EX.)	David R. Hammond, QC 740A Water Street East Summerside, PE
KENNY, Sean Joseph Stratford Queens Co., PE November 3, 2007 (44-05)	Maureen Kenny-Morrison (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
LEWIS, Mildred York Queens Co., PE November 3, 2007 (44-05)	James B. Lewis (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
LEWIS, W. Claude York Queens Co., PE November 3, 2007 (44-05)	James B. Lewis (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
McLAINE, Helen Jean Springvale Queens Co., PE November 3, 2007 (44-05)	Carol Connick John Ronald McLaine (EX.)	Matheson & Murray PO Box 875 Charlottetown, PE
McNICHOLAS, Catherine B. Suffolk Massachusetts, USA November 3, 2007 (44-05)	James Fleming Edwin J. Lund (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE

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Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
GALLANT, Francis Joseph Charlottetown Queens Co., PE November 3, 2007 (44-05)	Frances Williams (AD.)	Philip Mullally Law Office PO Box 2560 Charlottetown, PE
GALLANT, Karen Ruth Charlottetown Queens Co., PE November 3, 2007 (44-05)	Frances Williams (AD.)	Philip Mullally Law Office PO Box 2560 Charlottetown, PE
HORGAN, Joyce Winnifred Charlottetown Queens Co., PE November 3, 2007 (44-05)	John Michael Horgan (AD.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
SHAW, Lindsay Hector Union Road Kings Co., PE November 3, 2007 (44-05)	Margaret Welin (AD.)	Cox & Palmer PO Box 516 Montague, PE
ARSENAULT, Gerard R. Souris Kings Co., PE October 27, 2007 (43-04)	Michelle (Arsenault) MacDonald (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
CARTER, Eric C. Little Harbour Kings Co., PE October 27, 2007 (43-04)	Boneta Carter (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
SPEKHARDT, Michael S. Bangor, Maine USA October 27, 2007 (43-04)	Michele E. Spekhardt Cheryl A. Spekhardt (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
CLARKIN, Mary Madelyn Charlottetown Queens Co., PE October 27, 2007 (43-04)	Stephen Clarkin (AD.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
GALLANT, Vincent Joseph Elmsdale Prince Co., PE October 20, 2007 (42-03)	Christine Ellsworth (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE

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MacDONALD, Mary E. Brudenell Montague RR#5 Kings Co., PE October 20, 2007 (42-03)	Neil S. MacDonald (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
WEST, Allison Amos Charlottetown Queens Co., PE October 20, 2007 (42-03)	Verna E. Bruce (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
BRYANT, William N. (Jr.) North Enmore Prince Co., PE October 20, 2007 (42-03)	Barbara Waite (AD.)	Cox & Palmer 82 Summer Street Summerside, PE
COLES, Laurie Ambrose Summerside Prince Co., PE October 13, 2007 (41-02)	Norma Pauline (Paula) MacDonald Sarah Alexandra (Cindy) Coles Walker L. Alexander Coles (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
FORTUNE, Audrey Eleanor Eileen Eldon Queens Co., PE October 13, 2007 (41-02)	Robert Paul Fortune David John Fortune (EX.)	Reagh & Reagh 17 West Street Charlottetown, PE
LANGER, Harald Paul Vancouver British Columbia October 13, 2007 (41-02)	Andre Langer (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
PEAKE, Margaret Ruth Hillman Charlottetown Queens Co., PE October 13, 2007 (41-02)	John M. Mulligan David Edmonds (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
EGAN, Leo Francis Elmwood Queens Co., PE October 13, 2007 (41-02)	Elizabeth "Louise" Egan (AD.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
DOUGLAS, Irwin Paul Head of Hillsborough Mount Stewart Queens Co., PE October 6, 2007 (40-01)	Anita Douglas (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE

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KEOUGH, Helen Loretta Borden-Carleton Prince Co., PE October 6, 2007 (40-01)	John W. Keough (EX.)	Ramsay & Clark PO Box 96 Charlottetown, PE
KILLORN, Helen Gertrude Charlottetown Queens Co., PE October 6, 2007 (40-01)	James Grant Killorn Michael O'Brien, C.A. (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
MacKINNON, Francis William (also known as W. Francis MacKinnon) Morell Kings Co., PE October 6, 2007 (40-01)	Donna McCarthy (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
BULGER, Gladys Mary Cape Wolfe Prince Co., PE October 6, 2007 (40-01)	Brent Bulger Leith Bulger (AD.)	Regena Kaye Russell Law Corp. PO Box 383 O'Leary, PE
MacNEILL, Henry Elmira Kings Co., PE October 6, 2007 (40-01)	Joseph MacNeill (AD.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
NEWTON, Anna Margaret Hunter River RR#1 Queens Co., PE October 6, 2007 (40-01)	Joanna Butterfield (AD.)	Crane & Hornby 220 Water St. Parkway Charlottetown, PE
CARVER, Mary Jill Charlottetown (Formerly of Stratford) Queens Co., PE September 29, 2007 (39-52)	N. Gail Carver Peter D. Carver (EX.)	Cox & Palmer PO Box 486 Charlottetown, PE
JARVIS, Louis James Toronto Ontario September 29, 2007 (39-52)	Patrick Noble Jarvis (EX.)	Macnutt & Dumont PO Box 965 Charlottetown, PE

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LECKY, Wilfred Claude North Bedeque Prince Co., PE September 29, 2007 (39-52)	Virginia Hall Lecky (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
MacKENZIE, Marjorie I. Wellesley, Norfolk Co., Massachusetts, USA September 29, 2007 (39-52)	Elizabeth H. Lindsey (EX.)	Cox & Palmer PO Box 516 Montague, PE
OAKES, Blois Melvin Tofino British Columbia September 29, 2007 (39-52)	Lowell Currie Oakes Leslie Kelvin Oakes (EX.)	McLellan Brennan PO Box 35 Summerside, PE
RAFFERTY, John Arthur Huntley Prince Co., PE September 29, 2007 (39-52)	Mary Jean Rafferty (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
CLOW, Roslyn Georgina Grand Tracadie Queens Co., PE September 29, 2007 (39-52)	Marvin Clow (AD.)	T. Daniel Tweel PO Box 3160 Charlottetown, PE
BROWN, Annie Phyllis RR#1 York Queens Co., PE September 22, 2007 (38-51)	Arthur E. S. Brown (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
CRANE, Clifford Reuben Vernon Bridge Queens Co., PE September 22, 2007 (38-51)	Trent Crane (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
DeCHELLIS, Penzie E. Brockton Massachusetts, USA September 22, 2007 (38-51)	Vincent DeChellis (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
KENNEDY, Bedford Murdock Charlottetown Queens Co., PE September 22, 2007 (38-51)	Wilma Kennedy (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE

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Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
MARTIN, Peggy J. Davidsonville Maryland, USA September 22, 2007 (38-51)	Linda A. Austin (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
PAGE, Orville Thomas Summerside Prince Co., PE September 22, 2007 (38-51)	Michael Sullivan (EX.)	McLellan Brennan PO Box 35 Summerside, PE
PITRE, Augustine Joseph Tignish Shore Prince Co., PE September 22, 2007 (38-51)	Helene Pitre (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
RAMSAY, Ervin Lorne Brooklyn Prince Co., PE September 22, 2007 (38-51)	Angela Levina Ramsay (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
RUSH, Mary Emma Charlottetown Queens Co., PE September 22, 2007 (38-51)	Darlene Rush (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
SMITH, James Lorne Central Bedeque Prince Co., PE September 22, 2007 (38-51)	Patrick Earl Smith Arnold Johnston (EX.)	David R. Hammond, QC 740A Water Street East Summerside, PE
BALLEM, Cedric Peter St. Nicholas, Miscouche RR#2 Prince Co., PE September 22, 2007 (38-51)	Nicholas Roy Ballem (AD.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
KING, John Ernest Charlottetown Queens Co., PE September 22, 2007 (38-51)	Lena C. Bell Donald J. King (AD.)	Cox & Palmer PO Box 486 Charlottetown, PE
STEELE, Frederick J. (also known as John Frederick Steele) Charlottetown Queens Co., PE September 22, 2007 (38-51)	Paul F. Steele (AD.)	Matheson & Murray PO Box 875 Charlottetown, PE

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Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
GALLANT, Fred Gilbert Woodstock Prince Co., PE September 15, 2007 (37-50)	Gerald Gallant Ronald Gallant (EX.)	Regena Kaye Russell Law Corp. PO Box 383 O'Leary, PE
SKERRY, Clifford Donald Alberton Prince Co., PE September 15, 2007 (37-50)	Ann Marie Skerry (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
CLARKE, Georgia B. Cambridge, Massachusetts USA September 15, 2007 (37-50)	Susan Hughes (AD.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
HUME, Betty Louise Pembroke Kings Co., PE September 15, 2007 (37-50)	Christopher Hume (AD.)	Cox & Palmer PO Box 516 Montague, PE
AYMAR, Lillian Johanna Charlottetown Queens Co., PE September 8, 2007 (36-49)	Patrick J. O'Connor (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
COULSON, Lena Anne Kensington (Formerly of Summerside) Prince Co., PE September 8, 2007 (36-49)	Sharon Condon Niall Coulson (EX.)	Lyle & McCabe PO Box 300 Summerside, PE
GALLANT, Mary Olive Howlan, O'Leary Prince Co., PE September 8, 2007 (36-49)	Alice Jean MacDougall Frederick Albert Gallant (EX.)	McLellan Brennan PO Box 35 Summerside, PE
GILMORE, John Charlottetown Queens Co., PE September 8, 2007 (36-49)	Sandra Sanderson (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
LAVERS, Fenwick James <i>http://www.gov.pe.ca/royalgazette</i>	Lynn Llewellyn-	Cox & Palmer

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Georgetown Kings Co., PE September 8, 2007 (36-49)	MacLellan (EX.)	PO Box 516 Montague, PE
LEWIS, Clifford Earl Union Prince Co., PE September 8, 2007 (36-49)	Carl Lewis Kathy Bridges (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
MacLAUHLAN, Catherine Charlottetown Queens Co., PE September 8, 2007 (36-49)	Cecil A. MacLauchlan (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
SCHRAGE, John W. Chester, Morris County New Jersey, USA September 8, 2007 (36-49)	Anne E. Sargent (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
WOOD, Colston Clark West Cape Prince Co., PE September 8, 2007 (36-49)	Helen Ella Wood (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
MacLEOD, Heath Blair Forest Hill Kings Co., PE September 8, 2007 (36-49)	Muriel MacLeod (AD.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
FERGUSON, Richard Edwin Hampton, Crapaud Queens Co., PE September 1, 2007 (35-48)	Mary E. Ferguson (EX.)	McLellan Brennan PO Box 35 Summerside, PE
GAUDETTE, William Blair (also known as Blair William Gaudette) Alberton Prince Co., PE September 1, 2007 (35-48)	Nora Dorgan Cora Shea (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE



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GILLIS, Gerald James Keppoch (now Stratford) Queens Co., PE September 1, 2007 (35-48)	Stella C. Gillis (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
PARKER, Theresa Elizabeth Summerside Prince Co., PE September 1, 2007 (35-48)	Derek Parker (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
RILEY, Edith Joan Ottawa Ontario September 1, 2007 (35-48)	Karen Elizabeth Johnson (EX.)	Macnutt & Dumont PO Box 965 Charlottetown, PE
SHARAM, Edwin Bruce Charlottetown Queens Co., PE September 1, 2007 (35-48)	Milton E. Sharam (EX.)	Philip Mullally Law Office PO Box 2560 Charlottetown, PE
STEWART, Garth Charlottetown Queens Co., PE September 1, 2007 (35-48)	G. Barry Beers (EX.)	Ian W. H. Bailey 513B North River Road Charlottetown, PE
THOMSON, Joan M. Charlottetown Queens Co., PE September 1, 2007 (35-48)	Gary H. Thomson (EX.)	Regena Kaye Russell Law Corp. PO Box 383 O'Leary, PE
BLACQUIERE, Wayne Anthony Mayfield Queens Co., PE September 1, 2007 (35-48)	Tammy Wedge (AD.)	E. W. Scott Dickieson Law Office PO Box 1453 Charlottetown, PE
CASELEY, Mary Lorraine Summerside Prince Co., PE September 1, 2007 (35-48)	Mary MacDonald (AD.)	Cox & Palmer PO Box 486 Charlottetown, PE
GILLIES, Charles Joseph	Margaret Gillies (AD.)	Macnutt & Dumont

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Montreal Quebec September 1, 2007 (35-48)		PO Box 965 Charlottetown, PE
MacLURE, Evelyn J. Montague Kings Co., PE September 1, 2007 (35-48)	Elizabeth (Betty) MacLure David MacLure (AD.)	Cox & Palmer PO Box 516 Montague, PE
WHITE, Sadie G. Murray Harbour Kings Co., PE September 1, 2007 (35-48)	Flora Gillies (AD.)	Macnutt & Dumont PO Box 965 Charlottetown, PE
BATT, George Henry Charlottetown Queens Co., PE August 25, 2007 (34-47)	Christie Pearl Batt (EX.)	J. Allan Shaw Law Corporation PO Box 40 Alberton, PE
PATTON, Leon Winter Belle River Queens Co., PE August 25, 2007 (34-47)	Trudy Lynn Patton (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
FORD, Roger Carl Toronto Ontario August 25, 2007 (34-47)	Charlene M. Ford (AD.)	Lyle & McCabe PO Box 300 Summerside, PE
CHAPMAN, Charles Beaconsfield Quebec August 18, 2007 (33-46)	Arthur Chapman (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
MacKENZIE, Louis Augustine (also known as Louis Augustine McKenzie) Charlottetown Queens Co., PE August 18, 2007 (33-46)	Laurena Wooldridge Kenneth McKenzie (EX.)	Cox & Palmer PO Box 486 Charlottetown, PE

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SIMMONDS, Percival M. Charlottetown (Formerly of Stratford) Queens Co., PE August 18, 2007 (33-46)	Sandra J. Crosby Percival Simmonds, Jr. (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
STAVERT, John Stanley Charlottetown Queens Co., PE August 18, 2007 (33-46)	James W. Stavert William S. Stavert (EX.)	Cox & Palmer PO Box 486 Charlottetown, PE
TRAINOR, Anne Jane Charlottetown Queens Co., PE August 18, 2007 (33-46)	Austin Patrick Trainor (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
WILSON, Yvonne Charlottetown Queens Co., PE August 18, 2007 (33-46)	Pauline Peters Jeanette Pirky (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
FRANCIS, Daniel Gordon Oxford Nova Scotia August 18, 2007 (33-46)	Carolyn Joy Francis (AD.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
ARSENAULT, Mary Anita Summerside Prince Co., PE August 11, 2007 (32-45)	Junior Adrian Arsenault (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
COLES, Ernest Keith North Milton Queens Co., PE August 11, 2007 (32-45)	David Coles Brenda Gill (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
CUNNINGHAM, Diana Denise Summerside Prince Co., PE August 11, 2007 (32-45)	John Michael Cunningham (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
DOYLE, Terrance Joseph	Kimberly Cooligan-	Cox & Palmer

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Arnprior Ontario August 11, 2007 (32-45)	Knoefel (EX.)	PO Box 516 Montague, PE
LAWTON, Sylvia Eva Erma Dartmouth Nova Scotia August 11, 2007 (32-45)	Manley James Lawton Judith Gass (EX.)	J. Gass & Associates The Cobblestone House 24 Wentworth Street Dartmouth, NS
POPE, Peter MacArthur Summerside Prince Co., PE August 11, 2007 (32-45)	Nancy Pope (EX.)	David R. Hammond, QC 740A Water Street East Summerside, PE
SUDBURY, Lillyan Rose Summerside Prince Co., PE August 11, 2007 (32-45)	Laurence Sudbury, Jr. (AD.)	Lyle & McCabe PO Box 300 Summerside, PE

The following order was approved by the Administrator in Council dated 30 October 2007.

**EC2007-646**

**ENVIRONMENTAL PROTECTION ACT  
ISLAND WASTE MANAGEMENT CORPORATION  
APPOINTMENTS**

Pursuant to section 7 of Order-in-Council EC1999-262 of 25 May 1999, as amended by Orders-in-Council EC2003-397 of 22 July 2003 and EC2007-578 of 25 September 2007, Council made the following appointments:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
Eddie Power Stratford (vice Charlene Duffy, term expired)	30 October 2007 to 30 October 2010
Robert White Central Kildare (vice Sharon Horne, term expired)	30 October 2007 to 30 October 2010

Signed,

Robert Allan Rankin  
Clerk of the Executive Council



## Notice


**TO: OWNERS AND LESSEES OF LAND ON  
PRINCE EDWARD ISLAND WHOSE AGGREGATE  
LAND HOLDINGS ARE MORE THAN 750 ACRES (FOR  
A PERSON) OR 2,250 ACRES (FOR A CORPORATION)**

Pursuant to the provisions of subsection 10(2) of the *P.E.I. Lands Protection Act*, where a person has an aggregate land holding of more than 750 acres, or where a corporation has an aggregate land holding of more than 2,250 acres, the person or corporation shall, not later than December 31 of each year, file a disclosure statement with the Island Regulatory and Appeals Commission.

To request a Land Holding Disclosure Statement form or to obtain additional information regarding the procedure for filing, please contact:

Sandy Foy, Senior Land Officer  
The Island Regulatory and Appeals Commission  
5th floor, National Bank Tower, 134 Kent Street,  
P.O. Box 577, Charlottetown PE C1A 7L1  
Telephone (902) 892-3501  
Toll Free 1-800-501-6268  
Fax (902) 566-4076  
e-mail [irac@irac.pe.ca](mailto:irac@irac.pe.ca)  
website [www.irac.pe.ca](http://www.irac.pe.ca)

**YOU MUST FILE A LAND HOLDING  
DISCLOSURE STATEMENT  
NOT LATER THAN DECEMBER 31, 2007**




COMMISSION DE RÉGLEMENTATION ET D'APPELS DE L'ÎLE  
THE ISLAND REGULATORY AND APPEALS COMMISSION  
Prince Edward Island  
Île-du-Prince-Édouard  
CANADA

## Public Hearing

**LB07004**  
**MUNICIPAL BOUNDARY EXTENSION**  
**APPLICATION**  
**Community of Miscouche**

Pursuant to Subsection 12(1) of the Municipalities Act R.S.P.E.I. 1988, Cap M-13, the Community of Miscouche has applied to the Minister of Communities, Cultural Affairs and Labour to extend the Community's municipal boundary to include the remaining portions of property numbers 474957 and 789438 and the northern portions of property numbers 376491 and 64428 as outlined below:



The Community's reasons for the boundary extension application are summarized below:

The owners of property numbers 474957 and 789438 have requested that the remaining portions of these properties be brought within the Community boundaries for a proposed residential subdivision.

The owner of properties 376491 and 64428 has agreed to have the northern portions of these properties included within the Community boundaries to maintain a more uniform boundary line for the Community.

**PUBLIC HEARING**

In accordance with Section 13 of the Municipalities Act, the Island Regulatory and Appeals Commission has been directed by the Minister of Communities, Cultural Affairs and Labour to conduct a public hearing in or near the area to be annexed for the purpose of reviewing the application.

The public hearing will be held at the Miscouche Fire Hall commencing at 7:00 p.m. on Thursday, November 22, 2007. Residents of the Community of Miscouche, the area proposed to be annexed and any persons affected by the application are invited to attend and make representation concerning the application.

Inquiries concerning this application can be directed to:

Philip J. Rafuse, Land and Appeals Officer, The Island Regulatory and Appeals Commission  
P. O. Box 577, Charlottetown PE C1A 7L1 Telephone 902-892-3501  
Toll-free 1-800-501-6268 Fax 902-566-4076

**NOTICE OF COMPANY  
AMALGAMATIONS**

*Companies Act*  
R.S.P.E.I. 1988, Cap. C-14, s.77

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

DAWSON PRODUCE LTD.  
D-PRO LTD.  
GORDON DAWSON LTD.  
3-D FARMS LTD.  
Amalgamating companies  
DAWSON PRODUCE LTD.  
Amalgamated company  
Date of Letters Patent: November 01, 2007  
<sup>45</sup>

**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: CAVENDISH SHOPPING CENTRE  
Owner: FISHERMAN'S WHARF (1979) INC.  
Registration Date: October 31, 2007

Name: FRIENDLY FISHERMAN  
Owner: FISHERMAN'S WHARF (1979) INC.  
Registration Date: October 31, 2007

Name: CHILD DEVELOPMENT CENTRE  
Owner: Kim Watts  
Holly Moses  
Registration Date: October 31, 2007

Name: GET 'ER DONE AUTOBODY  
Owner: Ian MacDonald  
Registration Date: October 29, 2007

Name: LEMON TREE HOUSE  
Owner: Larry J. Donat  
Registration Date: October 30, 2007

Name: MAGGIE'S FAMILY RESTAURANT  
Owner: Laura Murray  
Registration Date: October 30, 2007

Name: WINDSOR MOTEL & LODGE  
Owner: Karen E. White  
Lloyd D. White  
Registration Date: October 30, 2007  
<sup>45</sup>

**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: 100913 P.E.I. INC.  
27 Goodwill Avenue  
P.O. Box 1631  
Charlottetown, PE C1A 7N3  
Incorporation Date: October 25, 2007

Name: 100949 P.E.I. INC.  
337 Ponds Road  
South Pinette  
Belfast RR 3, PE C0A 1B0  
Incorporation Date: October 25, 2007

Name: 100971 P.E.I. INC.  
84 Queen Elizabeth Drive  
P.O. Box 3146  
Charlottetown, PE C1A 7N9  
Incorporation Date: October 26, 2007

Name: BLACK & WHITE RESTAURANT  
INC.  
19 Lower Hillsborough Street  
Charlottetown, PE C1A 4V7  
Incorporation Date: October 17, 2007

Name: BOB COUGHLIN HEATING  
SERVICE INC.  
12 Rockcliffe Avenue  
Charlottetown, PE C1A 6P3  
Incorporation Date: October 25, 2007

Name: CAVENDISH SHOPPING CENTRE  
INC.  
P.O. Box 100  
North Rustico, PE C0A 1X0  
Incorporation Date: October 31, 2007

Name: CAVENDISH SWEATER INC.  
P.O. Box 100  
North Rustico, PE C0A 1X0  
Incorporation Date: October 31, 2007



Name: CHILD DEVELOPMENT CENTRE  
INC.  
21 Penny Lane  
Charlottetown, PE C1E 1V5  
Incorporation Date: October 31, 2007

Name: CRYSTAL WATERS LTD.  
c/o P.O. Box 486  
Charlottetown, PE C1A 7L1  
Incorporation Date: October 30, 2007

Name: DAWSON PRODUCE LTD.  
Augustine Cove  
Borden RR, PE C0B 1X0  
Incorporation Date: November 01, 2007

Name: DR. PETER MIDGLEY  
PROFESSIONAL CORPORATION  
220 Water Street Parkway  
Charlottetown, PE C1A 9M5  
Incorporation Date: October 25, 2007

Name: FRIENDLY FISHERMAN INC.  
P.O. Box 100  
North Rustico, PE C0A 1X0  
Incorporation Date: October 31, 2007

Name: ISLAND RETAIL GROUP LIMITED  
Suite 650, 119 Kent Street  
Charlottetown, PE C1A 1N3  
Incorporation Date: October 29, 2007

Name: L & K WHITE HOLDINGS INC.  
107 Colville Road  
New Haven  
Bonshaw, PE C0A 1C0  
Incorporation Date: October 30, 2007

Name: SANDCLIFFE PROPERTIES LTD.  
1942 Colville Road  
R R # 3, Cornwall, PE C0A 1H0  
Incorporation Date: October 23, 2007

Name: THE SOAP DRAWER INC.  
125 Georgetown Road  
Stratford, PE C1B 2S7  
Incorporation Date: October 25, 2007

Name: WINDSOR MOTEL & LODGE INC.  
107 Colville Road  
New Haven  
Bonshaw, PE C0A 1C0  
Incorporation Date: October 30, 2007

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**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: HARMONY TRAINING CENTER  
LTD.  
Purpose To increase the authorized capital.  
Effective Date: October 26, 2007

Name: HIGHLAND ENTERPRISES  
LIMITED  
Purpose To increase the authorized capital.  
Effective Date: October 26, 2007

Name: MCGOWAN TRACTOR AND  
EQUIPMENT LTD.  
Purpose To increase the authorized capital.  
Effective Date: October 30, 2007

Name: SILVERWOOD MOTEL INC.  
Purpose To increase the authorized capital.  
Effective Date: November 01, 2007

Name: THE TWO SISTERS INC.  
Purpose To increase the authorized capital.  
Effective Date: October 25, 2007

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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 Declarations have been filed under the *Partnership Act*:

Name: THE DATA GROUP OF  
COMPANIES  
Owner: THE DATA GROUP LIMITED  
PARTNERSHIP  
9195 Torbram Road  
Brampton, ON L6S 6H2  
Registration Date: October 24, 2007

Name: INVESTMENT PLANNING  
COUNSEL  
Owner: IPC SECURITIES CORPORATION  
2680 Skymark Avenue, Suite 700  
Mississauga, ON L4W 5L6  
Registration Date: October 23, 2007

Name: HSBC INSURANCE  
 Owner: HOUSEHOLD LIFE INSURANCE  
 COMPANY  
 200 Somerset Corporate Blvd, #100  
 Bridgewater, NJ 08807  
 Registration Date: October 25, 2007

Name: HSBC ASSURANCES  
 Owner: HOUSEHOLD LIFE INSURANCE  
 COMPANY  
 200 Somerset Corporate Blvd., #100  
 Bridgewater, NJ 08807  
 Registration Date: October 25, 2007

Name: HSBC INSURANCE SERVICES  
 Owner: HOUSEHOLD LIFE INSURANCE  
 COMPANY  
 200 Somerset Corporate Blvd., #100  
 Bridgewater, NJ 08807  
 Registration Date: October 25, 2007

Name: WEST-END TAVERN  
 Owner: GOLDSMITH ENTERPRISES INC.  
 377 First St.  
 Summerside, PE C1N 1G7  
 Registration Date: October 26, 2007

Name: MAGGIE'S FAMILY  
 RESTAURANT  
 Owner: 100948 P.E.I. INC.  
 11 York Point Road  
 Cornwall, PE C0A 1H0  
 Registration Date: October 30, 2007

Name: CENTENNIAL CAR SALES  
 Owner: CENTENNIAL AUTO BODY LTD.  
 610 South Drive  
 Summerside, PE C1N 3Z7  
 Registration Date: October 26, 2007

Name: BROWN'S CREEK KENNEL  
 Owner: Bonita Rayner  
 84 Macrea Road  
 Heatherdale  
 Montague, PE C0A 1R0  
 Registration Date: October 31, 2007

Name: GET 'ER DONE AUTOBODY  
 Owner: Frederick H. Chaisson  
 812 St. Charles Road  
 Souris, PE C0A 2B0  
 Registration Date: October 29, 2007

Name: JKF & PARTNERS  
 Owner: Just K F Investors Inc.  
 41 Baglole Wharf Road  
 R R # 1  
 Miscouche, PE C0B 1T0  
 Registration Date: October 30, 2007

Name: OLD GOAT AND DOG  
 Owner: John O. Langenbach  
 1092 Kingston Road  
 R R # 4  
 Kingston, PE C0A 1H0  
 Owner: Mary E. Foster  
 1092 Kingston Road  
 R R # 4  
 Kingston, PE C0A 1H0  
 Registration Date: October 31, 2007

Name: RAINBOW GOLD  
 Owner: Tyler Gallant  
 110A MacQuarrie Drive  
 Summerside, PE C1N 5C7  
 Registration Date: October 31, 2007

Name: ROMA PENNEY, MT  
 Owner: Roma Penney  
 338 Jennifer Street  
 Summerside, PE C1N 6V8  
 Registration Date: October 30, 2007

Name: THE LEMON TREE  
 Owner: Roderick Delmar Hamm  
 267 Stead Road  
 Wheatley River  
 Hunter River RR 3, PE C0A 1N0  
 Owner: Roxanne Gertrude Hamm  
 267 Stead Road  
 Wheatley River  
 Hunter River RR 3, PE C0A 1N0  
 Registration Date: October 30, 2007

Name: THE P.E.I. TRUEBLUE MUSSEL  
 COMPANY  
 Owner: Ralph MacPherson  
 Orwell, PE C0A 1R0  
 Owner: John Sullivan  
 77 Nautical Lane  
 Lower Montague, PE C0A 1R0  
 Registration Date: October 26, 2007

**NOTICE OF  
REVIVED COMPANIES**

*Companies Act*  
R.S.P.E.I. 1988, Cap. C-14 s.73

Public Notice is hereby given that under the *Companies Act* the following companies have been revived:

Name: GOLDSMITH ENTERPRISES INC.  
Effective Date: October 26, 2007  
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**NOTICE OF INTENTION TO REMOVE  
BUSINESS NAME REGISTRATIONS**

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

**PUBLIC NOTICE** is hereby given that the following business name registrations filed under the *Partnership Act* have expired. It is the intention of the Director of Consumer, Corporate & Insurance Services to remove these business name registrations on the expiration of ninety days after publication of this notice if said business name registrations have not been renewed. Please see the end of this list for information on filing a renewal.

**BUSINESS NAME**

“And Pardon My Garden”  
1A Classic Collectibles  
24/7 English  
2SIS  
A & G 2000 Rental  
A & I Sanitation  
AK Towing & Recovery  
A & W Auto Sales  
A.D.J. Enterprises  
Aberfoyle Springs Co.  
AC Tech  
Action Automobiles Sales and Services  
Adecco Canada  
Admiral Travel  
Advanced Farm Services  
Aerus  
Aerus Canada  
Aging Edge  
Agrevo  
Agrevo, A Company of Hoechst and Nor-Am  
Agri-Star Produce  
AGS Computers  
Albion Street Inn  
Allen Street Autobody

Alpha - Omega Electric  
Alpha & Omega Resort (2000)  
Alpha Imaging  
Al’s Oyster Bed Auto Service  
Amusing Solutions  
Anam Cara Cottage  
Andrews Alarms and Independence Lines  
Anglo - Tignish Division  
Anistics  
Annanview Tourist Apt.  
Anne of Green Gables Store and Gift Shop  
Anne of the Island  
Anne’s Whispering Pines Campground & Cottages  
Antiques ‘N Things  
Antiques North  
Apple Tree Park Cottages  
AquaterraArc Applied Research Consultants  
Architectural Hardware Agencies  
Arrowhead Lodge and South Lake Tree Nursery  
Astral Television Networks  
AT&T  
AT&T Canada  
AT&T Canada Cross Border Services  
AT&T Canada Electronic Commerce Services  
AT&T Canada Long Distance Services  
AT&T Solutions Canada  
AT&T Solutions Canada Consultation  
AT&T Solutions Canada Consulting  
AT&T Solutions Canada Impartition  
AT&T Solutions Canada Outsourcing  
Atlantic Acadian Enterprises  
Atlantic Digital Imaging and Signs  
Atlantic Marine Seed  
Atlantic Promotions & Entertainment  
Atlantic Specialty Products  
Atlas Wine Merchants Wine Company  
Atticworks  
Autorox  
Avondale Golf Course  
Avonlea Chewie  
Avonlea Tours - Vacations, Travel Agency, Bus & Limousine Service  
Away From It All  
Ayerst Veterinary Laboratories  
B & H Used Cars  
B.E.B. Enterprises  
Bailey’s Family Restaurant  
Baseline Data Products  
Bayberry Cliff Lodge  
Bayside Auto Sales  
Bayview Auto Sales  
BC Auto Sales  
BDO Dunwoody

Beach Point Division  
Beanz  
Beau Marine Consulting  
Beauticontrol Cosmetics  
Bed and Breakfast By The Sea  
Beech Hill Farms  
Bell Buoy Farm  
Bella Portraits  
Ben and Alice Vanderzwaag Farms  
Ben's Thrift Store  
Ben's, The Bakers' Best  
Best Friends  
Better Built Homes  
Bideford Oyster Company  
Bimini  
Bizsmart  
Black Bart's  
Bloomfield Parts & Supplies  
Blue Note Hair Studio  
Blue Water Dairy Bar  
Bobby Lawn Spray  
Bogart's  
Borden-Carleton Pharmacy  
Bouquets and Baskets 1993  
Brackley Drive-In Theatre & Fun Park  
Breakers Billiards  
Brennan's Pub & Eatery  
Brookfield Cottages  
Brothers Three Blueberries  
Bruce's Home & Gardens  
Brushes  
Buggy Wheel Junction  
Bureau 51  
Burke International Research  
Burlington Ocean Services  
Buy-Rite  
Buying Club of Canada  
C. D. Holdings  
Café Diem  
Calgarytoday Company  
Canadian Cellular  
Canadian Facts  
Canadian Holiday  
Canadian Tower  
Canadian Towers  
Canbrands Products  
Canconnectonline  
Canpar  
Cape Side  
Cap'n Bart's Adventure Park  
Carolina Christmas Tree Company  
Carter.Colpitts Office Products  
Case Canada  
Caseley Developments  
Caseley Enterprises  
Catelli  
Cavendish Cannery  
Cavendish Meadows Inn, Cottages/Suites  
Cedar Log Enterprises  
Central Island Boiler  
CGM Music  
Chalin Designs  
Chameleon Clothing  
Channoine  
Charles E. Frosst  
Charlottetown Farmers' Market  
Chem-Dry of P.E.I.  
Child Cybersearch  
Chiswick  
Choice Movies & Games  
Christopher's Beach Club  
CIBC Securities  
Clarke Printing  
Classic Managed Care and Rehabilitation Services  
Clearnet Company  
Clements Allied Auto Glass  
Clements Auto Glass  
Club 1864  
CNS Technologies  
Coaches Corner  
Coastal Destination  
Coastal Gas Marketing Canada  
Colours Party Planners  
Come From Away  
Commercial Equipment  
Compton's Steam Magic  
Computer Renaissance Charlottetown  
Comstock Canada  
Concepto  
Confederation Foundation  
Conner Farms  
Conway Agency  
Cool Solutions  
Cooper's Freight Co.  
Cormier's Country Cottage  
Cornwall Community Enhancement Park  
Cornwall Convenience Store  
Couch Potato.Ca Internet Marketing  
Court Judgment Report  
Courtyard Restaurant  
Cowlicks Ice Cream Parlour & Gift Shop  
Cox's Dunesview Cottage  
Cranberry Village  
Creative Reprographics Services (CRS)  
Crown Building Centre  
Crown Limousine  
Cudmore Business Equipment  
Cuppa Coffee Shop and Drive Thru  
Curley Produce

Curley Sanderson Howard  
Custom Catering  
Custom Craft  
Customrack By Matt  
Cyberdeck Café (CDC)  
Cyberdyne Web Services  
D & S Livestock  
D. & C. Fisheries  
Dalmys  
Danone Water Canada  
D'Arcy McGee's  
Dave's Restaurant & Lounge  
Dayday's Towing  
DDC-MTU Financial Services/Services  
Financiers DDC-MTU  
Delaney's Store  
Deloitte Consulting  
Delta Surveys  
Departure From Sanity Productions  
Dermal Decor  
Dermatologie Spectropharm  
DFS Business Forms  
Digitalpostcards.com  
Distinctive Designs  
DLS  
Doiron Roofing  
Doyle Brothers  
Dragonmaille Fashions  
Duffer's Handy Captions  
Duffy's Ultramar  
Duke's Mobile Small Engine Repair  
Dunhill Cigarettes/Les Cigarettes Dunhill  
DWNA  
Dynergy  
Dynergy Canada Marketing and Trade  
Dynergy Crude Gathering and Marketing  
Dynergy Liquids Marketing and Trade  
Dynergy Midstream Services  
Dynergy Power  
E & H All Purpose Contractor  
E & L Renovations  
Eagle's Nest Sports Club  
East Coast Bingo  
East Coast General Store  
East Coast Holdings  
East Coast Living  
East Island Woodworking  
East Isle Shipyard  
East/West Ventures  
Eastern Home & Auto  
Eating in Publications  
ECMA 2001  
Econoline RV Rentals  
Edmontontoday Company  
Electrolux  
Electrolux Canada  
Elm Crest Lodge  
Emaritimes  
Encounter Creek  
EnjoyPEI.com  
Enviro-Tech International, Canada  
Esso Branded Fuels  
Est. Of Ernest MacMillan  
ETI  
ETI Energy Transportation, A Division of  
Superior Propane Inc.  
Express Airborne  
Factory to You  
Fairway Auto Sales  
Fast Financial Statements  
Fast Forward  
FCX Specialty Valves  
Fedex Ground  
Fermentor's Corner  
Festival Mondial De Danse De L'Ile-Du Prince  
Edouard  
First Response First Aid Services  
Fixture Mart 2000  
Flavour Productions  
Forte: Creative Events Management  
Founders Hall Market & Marketplace  
Founders' Hall Pub Restaurant & Grill  
Four Seasons Maintenance  
Four Winds Enterprise  
Fox Meadow Bed and Breakfast  
Foxley River Farms  
Fraser Farms  
Fred's Lawnmower Service  
Fresh Pick Brand Prince Edward Island  
Strawberries  
Friendly's First Bar and Lounge  
Friendly's First Bingo  
Friends & Flowers  
Gage Distribution Company  
Gallery of Suits  
Gasgas Atlantic  
Gaspereaux Division  
Gateway Health & Variety  
Gateway Pharmacy  
Gaudet Dorsey & MacLeod  
GE Capital  
GE Capital Canada  
GE Capital Canada  
GE Capital Canada  
GE Capital Canada Equipment Financing  
GE Capital Interactive Services/Services  
Interactifs GE Capital  
GE Capital IT Solutions  
GE Card Services  
GE Global Exchange Services

Gillette Stationery Products  
Global Press  
Globalstar Canada  
Glydons Sunset Cove Cottage  
Golden Bay Farms  
Golden Pride International  
Good Humor-Breyers  
Good Humor-Dickie Dee  
Gordon's Quick Mart  
GoToPEI.com  
Gourmet At Home  
Grainhouse Mills  
Granny's Trunk  
Great Brands of Europe  
Greatwest Financial Group/Groupe Financier  
Greatwest  
Green Acres Farm  
Green Isle Landscaping  
Greenwich Village  
Greenwich Village (North)  
Greenwood Bed & Breakfast  
Growing Concern  
GSW Thermoplastics Division  
GTA Commercial Risk Services  
GTS Networking  
Happy Red's  
Harbourside Farm  
Harper's Automotive  
Harris, Harding & Bickers  
Hearthstone Homes  
Heartz Godkin One On One Video Services  
Heatherberry Farms  
Heatherdale Antiques  
Hemphill GM  
HFC Retail Services  
Hicken's Service Centre  
High Point Lodge  
Highland Heart  
Hire My Husband  
Historem  
Hogan's Homestyle  
Holland's Cranberry Grower Services  
Howard's Cove Division  
IAO CRS  
ICS Courier Services  
ILD Telecom  
ILX Systems Canada  
Ideal Roofing  
Imbex  
Indian Head Lighthouse  
ING Commerce Group  
ING Wellington  
Inter-Ag, Division of Agrevo  
Interior Design Nutritionals  
Investment Solutions  
Investment Solutions Team  
Irish Canadian Homes  
Irwin Printing  
Island Air Supply  
Island Alive Ministries  
Island Appraisal Services  
Island Evergreens  
Island Home Health Centre  
Island Hydraulics and Machining  
Island Masonry  
Island Optical West  
Island Sunrise Deluxe Housekeeping  
Accommodations  
Island Telecom  
Island Web Creations  
Island Wide Service  
Island Woodchuck Wood Products  
Islandwide Plan  
ISRM  
Isobel's Flower Farm  
IT Week on PEI  
J & B Canteen  
J B R C Holdings  
J.R. Capone's Pizza  
J & S Fisheries  
J and A Vegetables  
J and R Quality Painting  
JDJ Real Estate Services  
Jackson Lawn and Cottage Care  
Jac's Home Style Bakery  
Jemco Holdings  
Jerry's Satellite Service  
Jerry's Used Appliances  
JNR Vail Company  
Jodun  
John and Patsy Larsen  
K & K Woodworking  
Kays Enterprises of P.E.I.  
KC Innovations  
Kemper Canada  
Kenneth MacDonald Liquid Waste Removal  
Kerrytown Realty  
Kettle Cooked P.E.I. Chips  
Kid City Daycare  
Kindle  
King Wok  
Kingfisher Cove Cottage  
Kings Building Centre  
Kitco Care Products  
Knitting Nook  
KPMG Consulting  
KPMG Consulting LP  
KPMG Groupe Conseil  
KPMG Groupe Conseil S.E.C.  
KT Mussel Sales

Kyle's Kottage  
L.D. Auto Sales  
L & S Telecommunication  
La Cuisine A Meme  
La Village De L'Acadie  
Labatt-Interbrew North America  
Lane's Bakeries Division  
Lazy Daisy Farms  
Leaver Mushrooms  
Legal Management Partnership  
Lennox Nursing Home  
Les Produits Canbrands  
Les Produits Petall  
Lexis Cattle Company  
Lexis Holsteins  
Lifetime Reminder Service  
Lincoln Green  
Linda's Fashion Cuts  
Lingdale Farms  
Links-Box  
Lipton  
Liquid Systems  
Livingston  
Lobster Shanty  
Lobster Trap Bed & Breakfast  
Logidec/Moore  
Lomond Group  
Loomis Courier Service  
Lords Seaside Cottages  
Lou-Mar Mouldings  
M & M Meat Shops  
M & R Herb Farm  
M3 Design House  
MacDonald - Flemming Agencies  
MacDonald Payroll Services  
MacGregor's Garage  
MacInnis' Place  
MacKinnon Properties  
MacLellan Homestead  
MacMillan Canada  
MacMillan of Canada  
MacNaughton & Associates  
MacPherson Aquaculture Farm  
MacQueen's Bike Shop  
Maggie's Country Cottage  
Magic Creations  
Maison Du Café London & National  
Mak Mussel Farms  
Makin' It Pound Car Audio Installation  
Maloney Farm  
Mane Connection  
Marengo Consulting and Testing  
Margaret's Home Cottages & Crafts  
Mariner's Feast  
Maritime Memories  
Maritime Web Consulting  
Martec Teachnology  
Mary's Pet Emporium  
Matheson Construction Group  
Mayne Logistics Loomis  
Mayne Logistique Loomis  
McGuinness Distillers Company  
Meadowlea Associates  
Meineke Discount Muffler Shop # 5018  
Memory Lane Antiques  
Mentor Marketing  
Merchantman's Pub & Restaurant  
Mermaid Enterprises  
Merrill Lynch HSBC  
Metro Distributing  
Midtown Plaza  
Milestone Maps  
Millworks Canada  
Milwin Blueberries  
Mint Hardwood Floors  
Mirage Putting Greens of Atlantic Canada  
Mobile Mechanix  
Mondex Canada  
Mondex Canada Global Founder  
Montague Recreation Park  
Monticello Botanical Seascape  
Moore-Logidec  
Moosehead Country Store  
Morrison Realty Services  
Motorola Semiconductor Products  
Motors Unlimited  
Mr. Jackets  
Mrs. Pete's Place  
Mt. Albion Auto, Truck & Trailer Sales  
Muddy Creek Sheep Farm  
Murphy Brewing Company  
Mussel Master  
N & A Enterprises  
N.Rich N.terprises  
Nasys  
National Business Association  
National Direct  
Nature's Way Grocer  
Nautical Winds  
Navigator Home Products  
Neat Stuff Gift Shop  
Neon Products  
Nestle Waters North America  
New Annan Trucking  
New London Irving  
New Wave Botanicals  
Nick's Food Market  
NJK Distributing  
North River Auto Sales  
North River Convenience

Northern Getaway  
Northumberland Strait Cottage  
Nova Communications  
Novartis Canada Corporate Office  
Nutrition For Life International  
O'Farren's Pub and Big Meal Restaurant  
Ocean Pure Aqua Farms  
Off Island Islander  
O'Hara's Gifts & Things  
Oland's Barber Shop  
Old MacDonald's Antiques Gifts and Refreshments  
Old Stanley School House  
On My Way Technologies  
One Ear Up Productions  
One Stop Info Shop  
One to One Esthetics  
Only Deals  
Open Invitation  
Oriental Wok Restaurant  
Origin Medsystems  
Oyster Bay Farms  
PA Express  
P.J.'s Terrace Heights Restaurant  
Paddy O'Malley's  
Pafco Insurance  
Palmer Seafood  
Panton and MacKinnon Clean-Up Services  
Park Insurance  
Parkdale Convenience  
Parkroad Enterprises  
Party's Galore  
Paupit Farms  
Peake's Mercantile  
Peakes Tee  
Peg's Cradle Crafts  
PEI Cottage Construction  
PEIland.com  
PEI Potato Co. Handcut Fries  
Performance Sport Canada  
Petall Products  
Phase II Productions  
Phoenix Freight Systems  
PKB Scania  
Poly-cello  
Pownal House  
Precision G. & T. Engineering  
Premium Auto Sales  
Pride of the Island Goats Milk  
Prince Edward Island Auto Transport & Sales  
Prince Edward Island Dream Crafts  
Prince Edward Island Folklore Museum  
Principal Marques Meat Company  
Printing Express  
Private Institute of Hair Design and Aesthetics  
Procure  
Property Recovery Services  
Pro-Tec Products  
Provincial Arm Wrestling Championship  
Provincial Guard Force  
Purr-Fect Pals Pet Center  
Quality Pro Seal  
Quebecor World Insight Services/Services  
D'Integration Quebecor World  
Queens Arms Convenience  
Queens Gardens  
Quik Print Atlantic  
Quinn's Convenience Store  
QW-CAPS Quebecor World Catalog  
Publishing System/QW-CAPS Systemes de  
Publication de Catalog Quebecor World  
R. Campbell Construction & Renovations  
R & W Distributors  
Ralph & Johns Auto Sales  
Rasco of Canada  
Razor's Edge Lawn Care  
Razor's Inn  
Real Action Wrestling - R.A.W.  
Really Mexican Arts  
Realty World Country  
Rebecca's Café  
Red Dirt Shirt  
Red Isle Guesthouse  
Red Line Performance  
Red Rock Beer and Ale  
Red Rock Lobster Shop and Café  
Redcliffe Beach House  
Reddin Golf & Turf  
Redisletechnology.com  
Redstone Bottling  
Reel Video  
Reliable Fasteners/Attaches Reliable  
Reliable Grass Cutters  
Renée's  
Reservenet Systems  
Responsive Dispute Resolution  
Rev-Tek  
Reynolds Extrusion Company  
Rice Point Electronics  
Ridgewood Estates  
Riocan Property Services  
River Meadows  
Roadrunner Auto Sales  
Robbins' Catering Company  
Rollo Bay Crafts  
Rory's  
Royal Star Seafood Market & Eatery  
Roytown & Co.  
Rustic Dreams  
Rye's Deli & Pub



Rynco Sales  
Salad Shop  
Salon Beaute Labs  
Sameday Optical  
Sam's Family Restaurant  
Sand Dollar Technologies  
Sandfire Specialties  
Santa Isabela Wines  
Savage Bay Fiberglass  
SBC Datacomm  
Scare Factory  
Schurman Construction  
Schurman Industries  
Schurman Steel Fabrication  
Schurman Supply  
Schwarzkopf & Dep Canada  
Scrimgers Restaurant  
SE GTA  
Seacow Head Farms  
Sears Photography  
Seaside Seafoods  
Seaspray Farms  
Serca Foodservice Atlantic Division  
Services de Cartes GE  
Services Transfrontaliers AT&T Canada  
Sherren Family Farm  
Sherwood Do-It Center  
Shore Acre Farms  
Shoreline Security Services  
Side-Line Tool Repair  
Silver Fox Inn  
Silverado Contractors  
Simmons' Fruit & Vegetable Farms  
Simple Tasks  
Simplex  
Sir John A.  
Sir John A. MacDonald  
Sir John A. Pub  
Sisterwoman  
Skylark Courier  
Smitco Holdings  
Snookums 2002 Pets  
Sobeys Retail  
Sony Music  
Sony Music Canada  
Sony Music Direct  
Sony Music Publishing  
Sony Music Special Products  
Sony Music Video Enterprises  
Sottobank  
Souris Collision Centre  
Souris Division  
Spectropharm Dermatology  
Spirited Work  
Sportlink Management  
Sportsman's Club  
Stanley Home Decor  
Star-Kist Foods Canada  
Starlite Diner & Drive In  
Strait Line Roofing  
Stratford Bargain Shoppe  
Stratford Daycare Center  
Stratford Esso  
Stratford Market  
Stratford Motors  
Stratford Shopping Centre  
Stratford Web Design  
Stuart's International Canada  
Summerside Division  
Summerside Western Capitals  
Sundance Candles  
Sunrise Farm Tourist Home  
Sunrise to Sunset Tours  
Sunsetcove Cottage  
Superpages Canada  
Surf City & Gaming World  
T & R Fisheries  
T & S Harness  
Tabi International  
Taco Bart's  
TAD Telecom Canada  
Talent Group Productions  
TAP Interactive  
Tasty's Coffee Shop  
Teleglobe Business Solutions  
Teleglobe Canada  
Temcon  
Terex Financial Services/Services Financiers  
Terex  
TH Information Technology Development  
The \$1.00 Store  
The Blue Panda  
The Boathouse  
The Cat Rental Store  
The Cavendish White Sands Hotel  
The Charlottetown Festival Shop  
The Clark Homestead Bed & Breakfast  
The Cuddy Cabin  
The Destinations Restaurant  
The Engine Experts  
The Garage Clothing Co.  
The Golden Needles Sewing Centre  
The Grass Doctor  
The Hanger  
The Harp and Thistle Pub  
The Helpful Pages Telephone Directory  
The Hidden Pearl  
The Insider  
The Jukebox - Burgers, Fries & Malts  
The Links at Stratford

The Maritime Masters  
 The Movie Network  
 The Music Room - Private Music Instruction -  
 Instrument Sales & Repair  
 The Olde Glasgow Mill  
 The Paddock Club  
 The Parish Bookstore  
 The Perrier Group of Canada  
 The Pleasure Pain Principle  
 The Rainbow Inn P.E.I.  
 The Rude Mechanicals  
 The Stratford Squire  
 The Sunshine Store  
 The Uncommon Grocer  
 The Village Emporium  
 The Wishing Well Gift Shop  
 Thornes  
 Thornes Hardware  
 Three Rivers Landing Golf Course  
 Titan Woods & Metals  
 Together, We Keep the Island Green  
 Tongue & Groove  
 Toromont Process Systems  
 Tour Canadienne  
 Tours Canadiennes  
 Transamerica Life Canada  
 Transport Clearing  
 Treasures Engraved  
 Trek Financial Services  
 Tremco Canada  
 TSC Leasing  
 TSX Markets  
 TTS  
 TTS Meridian Systems  
 TV Times  
 TV Week  
 Tweedy & Llewellyn  
 Tweekt  
 Ultra Net  
 UprintCoupons.com  
 Uunet  
 Uunet Canada  
 Valufoods  
 Vanderzwaag Farms  
 Venator Group Canada Retail Company  
 Vex Hard Beverage Co.  
 Vinny's Restaurant & Take-Out  
 Vokey's Needful Things  
 W. V. Gallant Recycling & Disposal  
 Wang Global  
 Wash-A-Way Car Wash  
 Waste Watch Solutions Group

Water Street Pub & Restaurant  
 Waterloo Cottages  
 Waterview Place  
 Waterworks Taphouse & Grill  
 Waugh's Food Centre  
 Waves on the Green  
 Weather on Demand  
 Wee Rent It  
 West Drive Trailer Park  
 West Royalty Rentals  
 Westend Traders  
 Whirlpool Canada  
 Whirlwind Groceteria, Lunch Bar and Gift  
 Shop  
 Whitaker Associates  
 White Dove Home  
 White Sands Tea Room  
 Wight's Home Sales  
 Williams & Crue  
 Windsor Motel & Lodge  
 Wood Bros.  
 Woodstock Farms  
 Woolly Wares  
 World Book Educational Products of Canada  
 Woven Together  
 Wrap It Up  
 Wyatt Centre Volunteer Company  
 Y Cooke Direct  
 Zakems, Famous For Steaks  
 Zep Manufacturing Company of Canada  
 Zurich North America Canada

Owners of business names may prevent the removal of a business name by filing the required renewal of registration form. The filing fee to renew a business name for a period of three years is \$50. Forms or information may be obtained by contacting any staff member in the Consumer, Corporate and Insurance Services Division of the Office of the Attorney General at the following address:

CONSUMER, CORPORATE & INSURANCE  
 SERVICES DIVISION  
 OFFICE OF THE ATTORNEY GENERAL  
 4th Floor, Shaw Building  
 95 Rochford Street  
 P.O. Box 2000  
 Charlottetown, PE C1A 7N8  
 Telephone: 368-4550  
 KATHARINE TUMMON  
 DIRECTOR

**NOTICE OF APPLICATION FOR  
LEAVE TO SURRENDER CHARTER**

**C.M. McLEAN LIMITED**, a body corporate, duly incorporated under the laws of the Province of Prince Edward Island, hereby gives notice pursuant to the *Companies Act* of the Province of Prince Edward Island, R.S.P.E.I. 1988, Cap. C-14, that it intends to make application to the Director of Consumer, Corporate and Insurance Services, Office of the Attorney General, for leave to surrender the Charter of the said Company.

DATED at Charlottetown in Queens County, this 2nd day of November, 2007.

Keith M. Boswell, Q.C.  
Solicitor for the Applicant  
Stewart McKelvey Stirling Scales  
Barristers and Solicitors

45

**PUBLIC NOTICE**

Notice is hereby given that in accordance with the *Planning Act, R.S.P.E.I. 1988*, the Minister of Communities, Cultural Affairs and Labour has given her approval to the **Resort Municipality 2004 Zoning and Subdivision Control Bylaw**, effective November 2, 2007.

A copy of the Resort Municipality's Zoning and Subdivision Control Bylaw will be filed with the Registrar of Deeds for Queens County, and will also be available for public inspection at the Resort Municipality's administration office.

Tracey Cutcliffe  
Deputy Minister

45

**NOTICE UNDER THE  
QUIETING TITLES ACT**

TAKE NOTICE that **Denis S. Dolan and Sarah Dolan**, of Summerside, Prince County, Prince Edward Island, claim to be the absolute owners in fee simple of the lands hereinafter described.

AND TAKE NOTICE that an Application has been made in the Supreme Court of Prince Edward Island on behalf of Denis S. Dolan and Sarah Dolan to have the title judicially

investigated and the validity thereof ascertained and declared to the lands and premises situate at 419 Water Street, Summerside, Prince County, Prince Edward Island, being **Provincial Property Numbers 301309 and 301291**, the property and residence of Denis S. Dolan and Sarah Dolan. A more complete legal description of the property claimed may be obtained from the below noted solicitor.

Any person claiming adverse title or interest in the said land is to file notice of the same with the Supreme Court in the Law Courts Building, 108 Central Street, Summerside, Prince County, aforesaid on or before the 17th day of December, 2007.

AND FURTHER TAKE NOTICE that if no claim to the said lands adverse to that of Denis S. Dolan and Sarah Dolan is filed on or before the 17th day of December, 2007, a Certificate that Denis S. Dolan and Sarah Dolan are the legal and beneficial owners in fee simple of the lands may be granted pursuant to the provisions of the *Quieting Titles Act, R.S.P.E.I. 1974, Cap. Q-2*.

DATED at Summerside, Prince County, Province of Prince Edward Island, this 5th day of November, 2007.

**MATTHEW B. MacFARLANE**

Key McKnight & Maynard  
Solicitor for Denis S. Dolan and Sarah Dolan  
Whose address for service is:  
494 Granville Street  
P.O. Box 1570, Summerside, PEI C1N 4K4

45

**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: **Alexandra Cynthia Anne Mills**  
Address: 8525 St. Peters Highway  
Morell, PE COA 1S0  
Present Name: **Alexandra Cynthia Anne Roach**

October 26, 2007

T.A. Johnston  
Director of Vital Statistics

45

**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: **Makayla Christine Perry**  
Address: 132 Back Settlement Rd.  
Tignish, PE C0B 2B0  
Present Name: **Makayla Christine  
Arsenault**

November 1, 2007

T.A. Johnston  
Director of Vital Statistics

45

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The ROYAL GAZETTE is issued every Saturday from the office of Michael Fagan, 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; single copies are \$2.00 each, postpaid or \$1.00 each, over the counter.

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**PART II**  
**REGULATIONS**

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**EC2007-645**

**ELECTION ACT**  
**TARIFF OF FEES AND EXPENSES REGULATIONS**

(Approved by the Administrator in Council dated 30 October 2007.)

Under authority of section 120 of the *Election Act* R.S.P.E.I. 1988, Cap. E-1.1, and upon the recommendation of the Chief Electoral Officer, Council made the following regulations.

1. In these regulations, “Act” means the *Election Act* R.S.P.E.I. 1988, Cap. E-1.1. Act, defined
2. The fees and expenses that may be paid to a person for his or her duties and expenses under the Act are set out in the Schedule to these regulations. Fees and expenses
3. The *Election Act* Tariff of Fees and Expenses Regulations (EC473/03) are revoked. Revocation
4. These regulations are deemed to have come into force on April 1, 2007. Commencement

**SCHEDULE**  
**TARIFF OF FEES AND EXPENSES**

1. Returning Officers:

- (a) For personal services in connection with the administration of a general confirmation of electors including any expenditures not otherwise provided for; for each ordinary polling division necessarily established .....\$120.00  
     Minimum .....\$1,900.00
- (b) For personal services in connection with the administration of an election subsequent to the issue of a Writ of Election including any expenditure not otherwise provided for; for each ordinary polling station necessarily established .....\$120.00  
     Minimum .....\$1,900.00
- (c) Allowance for the Returning Officer's headquarters, per week, period to be authorized by the Chief Electoral Officer .....\$100.00

(d) Travelling expenses as authorized by the Chief Electoral Officer, at current Treasury Board rate per kilometre

(e) Miscellaneous expenses as authorized by the Chief Electoral Officer and supported by voucher if over ..... \$200.00

(f) For attending schools of instruction prior to the issue of a Writ of Election, the sum of..... \$100.00

(g) For duties assigned by the Chief Electoral Officer including the review and revision of polling division boundaries in each year, an amount as authorized by the Chief Electoral Officer.

2. Election Clerks:

(a) For personal services in assisting the Returning Officer in the administration of his or her duties for each polling division

(i) during the general confirmation of electors, the sum of..... \$100.00

(ii) during the period after the issue of the Writ of Election, the sum of ..... \$100.00

(b) Travelling expenses as authorized by the Chief Electoral Officer, at the current Treasury Board rate per kilometre.

3. Deputy Returning Officers:

(a) Ordinary Polls

(i) attending school of instruction ..... \$50.00

(ii) basic fee..... \$120.00

(b) Advance Polls

(i) attending school of instruction ..... \$50.00

(ii) basic fee, per day..... \$135.00

4. Poll Clerks:

(a) Ordinary Polls

(i) attending school of instruction ..... \$50.00

(ii) basic fee..... \$100.00

## (b) Advance Polls

- (i) attending school of instruction .....\$50.00
- (ii) basic fee, per day .....\$110.00

## 5. Constables:

## (a) Ordinary Polls

- (i) attending school of instruction .....\$50.00
- (ii) basic fee, per day .....\$90.00

## (b) Advance Polls

- (i) attending school of instruction .....\$50.00
- (ii) basic fee, per day .....\$90.00

## 6. Confirmation Officers:

## (a) Electoral District

- No. 10 – Charlottetown-Sherwood
- No. 11 – Charlottetown-Parkdale
- No. 12 - Charlottetown-Victoria Park
- No. 13 - Charlottetown-Brighton
- No. 14 - Charlottetown-Lewis Point
- No. 21 – Summerside-Wilmot
- No. 22 – Summerside-St. Eleanors

the sum of

- (i) for attending school of instruction .....\$50.00
- (ii) a basic amount of .....\$85.00
  - (A) for each elector confirmed .....\$0.35
  - (B) for obtaining signature of elector on the Confirmation Record - for each elector confirmed .....\$0.20

## (b) All other Electoral Districts

the sum of

- (i) for attending school of instruction .....\$50.00



- (ii) a basic amount of ..... \$85.00
  - (A) for each elector confirmed..... \$0.40
  - (B) for obtaining signature of elector on the Confirmation Record - for each elector confirmed ..... \$0.20

7. Rentals:

(a) Ordinary Polling Stations

- (i) Single Poll ..... \$150.00
- (ii) for each addition poll if held in the same place, per poll ..... \$75.00

(b) Advance Polling Stations

- (i) for each electoral district, per day\$150.00
- (ii) for each additional electoral district if held in the same place ..... \$75.00

The foregoing includes all expenses.

8. Printing:

Ballots, including perforating, numbering and stitching, etc. - as per a schedule agreed to by the printer and the Chief Electoral Officer.

9. Postage:

To be supplied by the Chief Electoral Officer when required.

10. Travelling:

The Chief Electoral Officer will authorize all travel for election officials at the current Treasury Board rate per kilometre.

11. Miscellaneous:

The Chief Electoral Officer is authorized to engage such staff and incur such expenses as, in his or her opinion may be required to perform the duties of his or her office.

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**EXPLANATORY NOTES**

**Section 1** defines the word “Act”.

**Section 2** indicates that the fees and expenses that may be paid to a person for his or her duties and expenses under the Act are those that are set out in the Schedule to these regulations.

**Section 3** revokes the current Tariff of Fees and Expenses Regulations.

**Section 4** provides for the commencement of these regulations.

**The Schedule** sets out the fees and expenses referred to in section 2. The fees and expenses in the current regulations that were payable to the Chief Electoral Officer and Deputy Chief Electoral Officer have been dropped. The references to the names of the electoral districts have been updated.

Certified a true copy,  
Robert Allan Rankin  
Clerk of the Executive Council

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**EC2007-647**

**ENVIRONMENTAL PROTECTION ACT  
SEWAGE DISPOSAL SYSTEMS REGULATIONS  
AMENDMENT**

(Approved by the Administrator in Council dated 30 October 2007.)

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

**1. Section 1 of the *Environmental Protection Act* Sewage Disposal Systems Regulations (EC403/03) is amended by the addition of the following after clause (mm):**

(mm.01) “professional engineer” means a professional engineer as defined in the *Engineering Profession Act* R.S.P.E.I. 1988, Cap. E-8.1; professional engineer

**2. Section 4.1 of the regulations is amended by the deletion of the words “A licensed contractor” and the substitution of the words “A professional engineer or a licensed contractor”.**

**3. These regulations come into force on November 10, 2007.**

---

**EXPLANATORY NOTES**

The amendment exempts a professional engineer as well as a licensed contractor from the requirement to obtain a permit to construct, install or modify a sewage disposal system and from the requirement to construct, install or modify a sewage disposal system in accordance with certain provisions of the regulations.

Certified a true copy,

Robert Allan Rankin

Clerk of the Executive Council

---

**EC2007-651**

**LABOUR ACT  
REGULATIONS  
AMENDMENT**

(Approved by the Administrator in Council dated 30 October 2007.)

Pursuant to section 49 of the *Labour Act* R.S.P.E.I. 1988, Cap. L-1, Council made the following regulations:

**1. Clause 1(d) of the *Labour Act* Regulations (EC521/71) is revoked and the following substituted:**

unfair labour  
practice

(d) “unfair labour practice” means any labour practice or act prohibited by the Act or these regulations.

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

**(a) in clause (a), by the deletion of the word “himself”; and**

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

(d) by a trade union or employers’ organization

(i) by any two officers of the trade union or employers’ organization, or

(ii) by any person authorized for such purpose by a resolution duly passed at a meeting of the trade union or employers’ organization.

**3. Section 3 of the regulations is amended**

**(a) in subsection (2), by the deletion of the word “Concurrently” and the substitution of the words “Subject to subsection (2.1), concurrently”;**

**(b) by the addition of the following after subsection (2):**

(2.1) The Board may waive compliance by an applicant trade union with clause (2)(c) where the applicant trade union, by statutory declaration, declares that current copies of the union constitution or other documents required by clause (2)(c) have been filed with the Board. Exception

**(c) by the revocation of subsection (3) and the substitution of the following:**

- (3) The material filed by an applicant trade union pursuant to (a) clauses (2)(a) and (b), shall be for the information of the Board only and shall not be available to or open for inspection by any other party to the proceedings; Confidentiality, availability of information
- (b) clause (2)(c), or material on file with the Board pursuant to subsection (2.1), shall be available to and open for inspection by any other party to the proceedings; or
- (c) clause (2)(d), shall be available to and open for inspection by any other party to the proceedings only with the approval of the Board.

**(d) in subsection (4),**

- (i) **by the deletion of the words “wish that the applicant trade union be certified” and the substitution of the words “agree to the applicant trade union being certified”,**
- (ii) **by the deletion of the word “his” wherever it appears and the substitution of the words “the person’s”, and**
- (iii) **by the deletion of the word “he” wherever it appears and the substitution of the words “the person”.**

**4. Section 9 of the regulations is amended by the deletion of the words “his or their opposition” and the substitution of the words “opposing the application”.**

**5. Subsection 13(2) of the regulations is amended by the addition of the words “in Form 2” after the word “notice”.**

**6. Section 20 of the regulations is amended by the deletion of the word “him” and the substitution of the words “ the Chief Executive Officer”.**

**7. Subsection 22(2) is amended by the deletion of the words “his case in this regard” and the substitution of the words “the party’s case”.**

**8. Section 23 of the regulations is revoked and the following substituted:**

**23. Decisions of the Board may be communicated in the form of an order signed** Decisions of the Board

- (a) by the chief executive officer; or
- (b) by each member of the panel having jurisdiction in the matter.

### 9. Section 24 of the regulations is amended

**(a) by the revocation of subsection (1) and the substitution of the following:**

Service of documents

**24.** (1) A document may be served or delivered for the purposes of these regulations by personal service or by registered mail.

**(b) by the addition of the following after subsection (1):**

Deemed receipt after 3 days

(1.1) For the purposes of these regulations, any notice or communication sent by registered mail is presumed, unless the contrary is proved, to have been received by the addressee three days after the date of the mailing.

**(c) in subsection (3), by the deletion of the word “he” and the substitution of the words “the person”.**

### 10. Section 28 of the regulations is amended

**(a) in clause (3)(f), by the deletion of the words “in his possession and upon which he proposes to rely in support of his claim for relief or his” and the substitution of the words “in the applicant’s possession and upon which the applicant intends to rely for the claim for relief or the”; and**

**(b) by the addition of the following after subsection (3):**

Exception

(3.1) The Board may waive compliance by an applicant trade union with any clause of subsection (3) where the Board is satisfied that it has a current copy of

- (a) the union constitution;
- (b) the collective agreement; or
- (c) any other document related to the matter before the Board.

**11. Subsection 30(1) of the regulations is amended by the deletion of the words “Form 15” and the substitution of the words “Form 2”.**

### 12. Section 32 of the regulations is amended

**(a) in subsection (1), by the deletion of the words “it may be deemed by the Board to have abandoned any claim to have any interest in the application” and the substitution of the words “it may be deemed by the Board to have abandoned any claim for intervention in the matter”;**

**(b) in subsection (2), by the deletion of the words “he shall give” and the substitution of the words “the submission shall include”; and**

**(c) by the revocation of subsection (3) and the substitution of the following:**

(3) Any person, trade union, council of trade unions, employer or employers' organization that has an interest in an application for accreditation which it believes should be considered the Board may file with the Board a notice of intervention on Form 18 which shall state the interest in the application and include documentary evidence in support of the interest. Notice of intervention

**13. Section 33 of the regulations is amended by the deletion of the words “the chief executive officer, under the direction of the Board, may instruct the parties with regard to the documents to be filed with the Board” and the substitution of the words “the Board may instruct the parties to file additional documents to enable the Board to consider the requirements of clause 55(3)(b) of the Act”.**

**14. Subsection 36(2) the regulations is amended by the deletion of the words “who believes that he has an interest” and the substitution of the words “that believes that there is an interest”.**

**15. Section 37 of the regulations is amended**

**(a) in subsection (1), by the deletion of the word “he” and the substitution of the words “the employer”; and**

**(b) by the revocation of subsection (3) and the substitution of the following:**

(3) The chief executive officer of the Board shall forthwith send a copy of the complaint to the respondent against whom the complaint is made. Copy of complaint to respondent

(4) The respondent, within seven days of receipt of the copy of the complaint, shall file with the Board a reply to the complaint admitting or denying the statements contained in the complaint. Reply

**16. The Schedule is revoked and the Schedule to these regulations is substituted.**

**17. These regulations come into force on November 10, 2007.**

SCHEDULE

FORM 1  
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)  
APPLICATION FOR CERTIFICATION

- 1. Name of Applicant Union .....
- 2. Address .....
- 3. Is there on file with the Board a current copy of your constitution, rules and bylaws, or other instruments or documents containing a complete statement of the Applicant Union's objects and purposes? Yes ..... No .....

If no, please file concurrently with this application.

- 4. If the applicant is a member of a council of trade unions, please state the name and address of each union that is a member of the council of trade unions:  
.....  
.....  
.....

- 5. Name of Respondent (Employer) .....
- Address .....

- 6. Nature of Employer's Business .....
- .....

- 7. Is this application filed under section 54 of the Act? Yes ..... No .....
- 8. If yes, is there a collective agreement in place of which the proposed unit will become a part? If yes, state commencement date ..... expiry date .....

- 9. Detailed description of unit of employees of the respondent and geographic area that the applicant claims to be appropriate for collective bargaining:  
.....  
.....  
.....

- 10. Total number of employees of the respondent in respect of which the application for certification has been made .....
- (use approximate number, if exact number is not known)

- 11. Name of any trade union or employee organization known to the applicant as claiming to be the bargaining agent of, or to represent, any employees affected by this application.  
.....  
.....  
.....

- 12. Is there a collective agreement affecting employees in the proposed unit?  
If so, state commencement date ..... expiry date .....

- 13. The applicant does..... does not..... request a pre-hearing representation vote\* among employees in such voting constituency as the Board determines.

- 14. The applicant requests that the Board certify the applicant as bargaining agent of the employees in the unit set forth as appropriate for collective bargaining.

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the *Evidence Act* R.S.P.E.I. 1988, Cap E-11.

DECLARED by the ..... )  
before me at ..... )  
in the County of ..... )  
Province of ..... )  
this ..... day of ..... )  
20....

.....  
Applicant Union Name

.....  
A Commissioner for taking affidavits  
in the Supreme Court

.....  
Authorized signature

.....  
Title

.....  
A Commissioner for taking affidavits  
in the Supreme Court

.....  
Authorized signature

.....  
Title

\*Note: This application will be processed without a pre-hearing vote unless the applicant indicates that it does require a pre-hearing vote.  
[Attach completed Exhibit "A" and "B".]



**EXHIBIT "A" to Form 1**

The following is a list of the duty elected officers of

---

President	_____
	(name)
	_____
	(address)
	_____
	(phone) (fax)
Vice President	_____
	(name)
	_____
	(address)
	_____
	(phone) (fax)
Recording Secretary	_____
	(name)
	_____
	(address)
	_____
	(phone) (fax)
Financial Secretary	_____
	(name)
	_____
	(address)
	_____
	(phone) (fax)
Treasurer	_____
	(name)
	_____
	(address)
	_____
	(phone) (fax)

Date: \_\_\_\_\_

\_\_\_\_\_  
 Initials of person making  
 statutory declaration

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---

**EXHIBIT "B" to Form 1**

Names of members in good standing	Date of payment -initiation fee	Day of payment -monthly dues	Detail of payment -equivalent to monthly dues
--------------------------------------	------------------------------------	---------------------------------	---

Date: \_\_\_\_\_

\_\_\_\_\_  
Initials of person making  
statutory declaration

**FORM 2  
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)  
NOTICE OF FIXING TERMINAL DATE**

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

TO: .....

TAKE NOTICE that ..... the ..... day of ....., 20.....  
has been fixed as the terminal date of this application.

DATED at Charlottetown, Prince Edward Island, this ..... day of ....., 20.....

.....  
Chief Executive Officer of the Board

**FORM 3  
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)  
NOTICE OF APPLICATION**

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

TO: .....

TAKE NOTICE that on ..... the ..... day of ....., 20.....  
the applicant filed with the Board an application for certification as bargaining agent of a  
unit of employees described in the attached copy of the application.

AND TAKE NOTICE FURTHER THAT the ..... day of .....,  
20..... has been fixed as the terminal date of the application.

You are required to post the enclosed Notice of Application to Employees (Form 4)  
immediately in conspicuous places where it is most likely to come to the attention of all  
employees who may be affected by the application. You shall keep the notices posted until  
the close of business on the terminal date and report to the chief executive officer of the  
Board the date and time at which, and the places at which the postings have been made.

You shall file a reply in form 5 with the Board not later than the terminal date.

DATED at Charlottetown, Prince Edward Island, this ..... day of ....., 20....

.....  
Chief Executive Officer of the Board

**FORM 4  
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)  
NOTICE TO EMPLOYEES OF APPLICATION**

BETWEEN:

..... APPLICANT

AND:

.....RESPONDENT

TO THE EMPLOYEES OF: .....

1. TAKE NOTICE that on ....., 20....., the applicant made an application to the Board for certification as bargaining agent of employees in the following bargaining unit:

.....

2. The terminal date fixed for this application is the .....day of ....., 20.....

3. Any employee or group of employees affected by the application and intending to make representations to the Board in relation to this application shall send to the Board a statement of intent, which shall

- (a) contain the return mailing address of the employee or representative of a group of employees;
- (b) contain the name of the employer concerned;
- (c) be signed by the employee or each member of a group of employees described above; and
- (d) state whether or not the employee or group of employees intend to give evidence at a Board hearing.

4. The statement of intent shall be

- (a) received by the Board not later than the terminal date shown in paragraph 2; or
- (b) mailed by registered mail to the Board not later than the terminal date shown in paragraph 2.

5. The Board will not accept a statement of intent that does not comply with paragraphs 3 and 4.

6. If the Board conducts a hearing to receive further evidence, a notice of hearing shall be duly posted at the workplace.

DATED at Charlottetown, Prince Edward Island, this..... day of ....., 20.....

.....  
Chief Executive Officer of the Board

**FORM 5**  
**LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)**  
**REPLY TO APPLICATION FOR CERTIFICATION**

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

1. Name of Respondent .....
- Address of Respondent .....
2. Nature of Respondent's Business .....
3. Total number of employees of the respondent on the payroll of the plant(s) or establishment(s) in respect of which the application for certification has been made:.....
4. Number of employees in the unit described by the applicant as being appropriate for collective bargaining as of the date the application was made:.....
5. Detailed description of the unit claimed by the respondent to be appropriate for collective bargaining, including the municipality or other geographic area affected.....
6. Number of employees in the unit claimed by the respondent to be appropriate for collective bargaining as of the date the application was made:.....
7. The name, job description and status (full-time or part-time) of each employee on the payroll at the time the application for certification was made are as set out in Exhibit "A" annexed to this Form.
8. The name and address of any trade union known to the respondent as claiming to be the bargaining agent of or to represent any employees who may be affected by the application: .....
9. The date of any certification of a bargaining agent of any employees who may be affected by the application: .....
10. The respondent is or was a party to or bound by a collective agreement, a copy of which is enclosed, with a trade union or council of trade unions that
  - (a) was signed on the..... day of ....., 20.....;
  - (b) became effective on the..... day of ....., 20.....;
  - and
  - (c) contains the following provision relating to its termination or renewal: .....
11. Other relevant statements (use additional pages if necessary): .....

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the *Evidence Act* R.S.P.E.I. 1988 Cap. E-11.

DECLARED by ..... )  
before me at ..... )  
in the County of ..... )  
and Province of ..... )  
this ..... day of ..... )  
20...

..... )  
A Commissioner for taking affidavits in the ..... Respondent  
Supreme Court  
..... )  
Title

**EXHIBIT "A" to Form 5**

The following is a list of employees on the payroll of \_\_\_\_\_  
as of \_\_\_\_\_ (Date of application for certification)  
(date)

Name	Job Description	Hours of Work (full-time, part-time, etc.)
------	-----------------	---

\_\_\_\_\_  
date

\_\_\_\_\_  
Initials of Respondent

**FORM 6**  
**LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)**  
**APPLICATION FOR AMENDMENT OF CERTIFICATION ORDER**

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

- 1. Name of Applicant .....
- Address .....
- 2. Name of Respondent .....
- Address .....
- 3. The applicant requests an amendment to certification order number .....  
issued by the Board on the ..... day of ....., 20.....
- 4. Description of requested amendment: .....
- .....
- 5. Name of any trade union or employee organization known to the applicant as claiming to  
be the bargaining agent of, or as claiming to represent, any employees affected by this  
application.  
.....
- 6. Reasons for requesting amendment: .....
- .....
- .....

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the *Evidence Act* R.S.P.E.I. 1988 Cap. E-11.

DECLARED by .....)  
before me at .....)  
in the County of .....)  
and Province of .....)  
this ..... day of .....)  
20....

.....  
A Commissioner for taking affidavits in the  
Supreme Court

.....  
Applicant

.....  
Title

**FORM 7  
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)  
APPLICATION FOR REVOCATION OF CERTIFICATION ORDER**

BETWEEN:

..... APPLICANT

AND:

..... RESPONDENT

1. The applicant applies to the Board for revocation of certification order number .....  
issued on the ..... day of ....., 20.....

2. The bargaining unit in the said certification order is described as follows: .....  
.....  
.....

3. Is there a collective agreement affecting employees in the bargaining unit? If so, state  
commencement date and expiry date.  
.....  
.....

4. Does the respondent union represent a majority of the employees in the unit for which it  
was certified?  
.....

State particulars:  
.....

5. Is this application accompanied by an application for certification of another trade union  
in place of the respondent union?  
If so, state name of such union .....

I hereby declare that the statements made and information given herein are true in substance  
and in fact and I make this solemn declaration conscientiously believing it to be true, and  
knowing that it is of the same force and effect as if made under oath and by virtue of the  
*Evidence Act R.S.P.E.I. 1988 Cap. E-11.*

DECLARED by ..... )  
before me at ..... )  
in the County of ..... )  
and Province of ..... )  
this ..... day of ..... )  
20....

.....  
A Commissioner for taking affidavits in the  
Supreme Court

.....  
Applicant

.....  
Title



**FORM 8**  
**LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)**  
**NOTICE OF APPLICATION FOR REVOCATION OF CERTIFICATION ORDER**

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

TO: .....

1. TAKE NOTICE that the applicant on the ..... day of ....., 20..... made an application to the Board for the revocation of certification order number ..... on the ground that a majority of the employees of ..... in the bargaining unit described in the attached copy of the application no longer wish the respondent to act as the bargaining agent on their behalf.
2. The terminal date for the application is the.....day of ....., 20.....
3. The respondent is required to file a reply in Form 10 not later than the terminal date. Failure to file a reply and appear on the hearing of this application may result in the Board disposing of the application on the evidence and representations placed before it by the applicant without further notice to you.
4. TAKE FURTHER NOTICE that if a hearing is required, the parties shall be given notice of the hearing by the Board.

DATED at Charlottetown, Prince Edward Island, this..... day of ....., 20.....

.....  
 Chief Executive Officer of the Board

**FORM 9**  
**LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)**  
**NOTICE TO EMPLOYEES OF APPLICATION FOR REVOCATION OF**  
**CERTIFICATION ORDER**

BETWEEN:

..... APPLICANT

AND:

RESPONDENT

TO THE EMPLOYEES OF .....

1. TAKE NOTICE that the applicant on the ..... day of ....., 20..... made an application to the Board for the revocation of certification order number ..... on the ground that a majority of the employees of ..... in the bargaining unit described in the attached copy of the application no longer wish the respondent to act as bargaining agent on their behalf.
2. The terminal date for the application is the..... day of ....., 20....
3. TAKE FURTHER NOTICE of the hearing of the application at ..... on the ..... day of ....., 20..... at ..... o'clock in the ..... noon.
4. Any employee or group of employees affected by the application or intending to make representations to the Board shall send to the Board a statement in writing of such intent which shall
  - (a) contain the return mailing address of the employee or representative of a group of employees;
  - (b) be signed by the employee or each member of a group of employees and shall be received by the Board not later than the terminal date set out in paragraph 2.
5. TAKE FURTHER NOTICE that if a hearing is required, the parties shall be given notice of the hearing by the Board.

DATED at Charlottetown, Prince Edward Island, this..... day of ....., 20.....

.....  
Chief Executive Officer of the Board

**FORM 10**  
**LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)**  
**REPLY TO APPLICATION FOR REVOCATION OF CERTIFICATION**

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

1. Name of respondent .....  
Address .....

2. Name of employer of the employees affected by this application  
.....  
Address of employer .....

3. The respondent is or was a party to or bound by a collective agreement, a copy of which  
is enclosed herewith, with .....  
name of employer

that,

- (a) was signed on the ..... day of ....., 20.....;
- (b) became effective on the ..... day of ....., 20; and
- (c) contains the following provision for termination or renewal:

4. State grounds for opposition to application: .....  
.....  
.....

I hereby declare that the statements made and information given herein are true in substance  
and in fact and I make this solemn declaration conscientiously believing it to be true,  
knowing that it is of the same force and effect as if made under oath and by virtue of the  
*Evidence Act R.S.P.E.I. 1988 Cap. E-11.*

DECLARED by .....)  
before me at .....)  
in the County of .....)  
and Province of .....)  
this ..... day of .....)  
20....

.....  
A Commissioner for taking affidavits in the ..... Respondent  
Supreme Court  
.....  
Title

FORM 11
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)
UNFAIR LABOUR PRACTICE COMPLAINT

BETWEEN:

..... APPLICANT

AND:

..... RESPONDENT

- 1. The Complainant complains to the Board that the Respondent has violated section ..... of the Labour Act as follows: .....
2. The persons or parties alleged to be aggrieved are as follows: .....
3. Name of Complainant ..... Address of Complainant for service ..... Name of Respondent ..... Address of Respondent .....
4. The following is a concise statement of the nature of each act or omission complained of: .....
5. State measures taken for resolution of the matters giving rise to the complaint: .....
6. State remedy requested:

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the Evidence Act R.S.P.E.I. 1988 Cap. E-11.

DECLARED by ..... )
before me at ..... )
in the County of ..... )
and Province of ..... )
this ..... day of ..... )
20....

..... )
A Commissioner for taking affidavits in the ..... )
Supreme Court Complainant

**FORM 12  
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)  
NOTICE OF HEARING**

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

TO:

TAKE NOTICE of the hearing by the Board in the matter of ..... at  
..... at  
..... on the ..... day of ....., 20..... at ..... o'clock in the  
..... noon.

DATED at Charlottetown, Prince Edward Island, this..... day of ....., 20.....

.....  
Chief Executive Officer of the Board

**FORM 13  
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)  
JURISDICTIONAL DISPUTE COMPLAINT**

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

The Complainant is a party to a jurisdictional dispute and has been unable to effect a settlement of the dispute.

The Complainant requests the Board to issue an interim order under subsection 38(4) of the *Labour Act* with respect to the assignment of work hereafter set forth.

The Complainant states:

1.(a) Address and Telephone Number of Complainant .....

(b) Address and Telephone Number of each of the Respondents .....

2. Name, address, and telephone number of any person, trade union, council of trade union, or employers' organization that may be affected by the complaint

.....  
.....  
.....

3. The dates upon which the act or work assignment complained of occurred .....

4 Detailed description of the work in dispute .....

5. The work has been assigned to .....

6. The material facts upon which the Complainant proposes to rely at the hearing .....

7. The relief to which the Complainant claims to be entitled by reason of such facts .....

8. The submissions the Complainant proposes to make in support of a claim for relief (copies of which are attached) .....

9. The following steps have been taken by or on behalf of the Complainant for the adjustment of the matters giving rise to the complaint .....

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the *Evidence Act* R.S.P.E.I. 1988 Cap. E-11.

DECLARED by ..... )  
before me at ..... )  
in the County of ..... )  
and Province of ..... )  
this ..... day of ..... )  
20....

.....  
A Commissioner for taking affidavits in the  
Supreme Court

.....  
Complainant

**FORM 14**  
**LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)**  
**APPLICATION FOR ACCREDITATION**

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

(Each trade union that bargains)  
 (with any employer for whom)  
 (accreditation is sought)

The Applicant applies to the Board for accreditation as the bargaining agent for the employers whose employees are bargained for by the Respondents in a unit of employers that the applicant claims is appropriate for accreditation.

The Applicant states:

1. Address of Applicant .....

Address of each of the trade unions named as respondent

.....

2. Detailed description of the unit of unionized employers that the applicant claims to be appropriate for accreditation (refer to the sector(s) of the construction industry claimed and to the geographic area affected)

.....

3. Representations as to the appropriateness of the unit described in paragraph 2, including the history of collective bargaining, if any, of the applicant and the respondent. (use additional sheets as required)

.....

4. Approximate number of unionized employers described in paragraph 2.

.....

5. The name and address of any other employer's organization, trade union or council of trade unions which may have an interest in this application .....

.....

6. Approximate number of employees affected by this application .....

7. The nature of the authority relied upon by the applicant to act as bargaining agent for employers in the unit of employers (For example, authority to act as bargaining agent may in the case of memberships in the applicant, stem from the applicant's constitution or bylaws; or, in the case of members or non-members from a specific authorization by an employer) .....

.....

.....

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the *Evidence Act* R.S.P.E.I. 1988 Cap. E-11.

DECLARED by ..... )  
 before me at ..... )  
 in the County of ..... )  
 and Province of ..... )  
 this ..... day of ..... )  
 20....

.....  
 A Commissioner for taking affidavits in the  
 Supreme Court

.....  
 Applicant

.....  
 Title



**FORM 15  
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)  
NOTICE OF APPLICATION FOR ACCREDITATION**

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

TO THE RESPONDENTS:

1. TAKE NOTICE that on ....., 20..... the Applicant filed with the Board an Application for Accreditation as bargaining agent for employers whose employees are represented by you in a unit of employers described in the attached copy of the application.

2. TAKE FURTHER NOTICE that the ..... day of ....., 20..... has been fixed as the terminal date for this application.

3. You shall send to the Board your reply as well as the material listed below so that  
(a) it is received by the Board not later than the terminal date or  
(b) if it is mailed by registered mail addressed to the Board at its office, .....  
..... mailed not later than the terminal date.

4. TAKE FURTHER NOTICE that if a hearing is required, the parties will be given notice of the hearing by the Board.

5. This Form serves as notice of application to employers or employers' organizations named in the application, as well as notice to the respondent trade unions.

6. The following shall be completed by any trade union or group of employees affected by the application and not by the employers or employers' organization:

(a) a list verified by statutory declaration arranged as in the attached Schedule A and B of all employers described in the application as to the date when the applicant's application was made.

(b) for each employer listed in the attached Schedules, the address and, if known, the telephone number.

(c) for each of the employers listed in the attached Schedules a reference to the type of document upon which you base your claim to represent employees of each of the employers, whether collective agreement, recognition agreement or certificate together with a copy of any existing or recently expired collective agreement that is or was recently binding upon any employer in the sector and area applied for.

(d) if, in your reply, you propose a unit of employers different from the one proposed by the applicant, you should indicate on the list of employers referred to in paragraph 3 the name of any employer you propose should be excluded from, as well as the name of any employer you propose should be added to the unit of employers proposed by the applicant.

DATED at Charlottetown, Prince Edward Island, this..... day of ....., 20.....

.....  
Chief Executive Officer of the Board

FORM 16
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)
REPLY TO APPLICATION FOR ACCREDITATION

BETWEEN:

..... APPLICANT

AND:

..... RESPONDENT

1. Name of Respondent .....
Address of Respondent .....

2. Detailed description of unit of employers claimed by the respondent to be appropriate for accreditation (reference shall be made to sectors of the construction industry and to the geographic area affected):

3. Representations as to the appropriateness of the unit of employers described in paragraph 2, including the history of any applicant and respondent. (Use additional pages, if necessary)

4. The number of employers in the unit described by the applicant as being appropriate for accreditation as of the date the application was made:

5. The number of employers of the respondent working in the area and sector described in the unit of employers claimed by the applicant, as of the date the application was made:

6. Approximate number of members of the respondent working the area and sector described in the unit of employers claimed by the applicant, as of the date the application was made:

7. The names and addresses of any employers' organization, trade union or council of trade unions which may have interest in this application:

8. All existing or recently expired collective agreements have been filed with this Reply.

9. Schedules A and B are annexed and form part of this Reply.

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the Evidence Act R.S.P.E.I. 1988 Cap. E-11.

DECLARED by ..... )
before me at ..... )
in the County of ..... )
and Province of ..... )
this ..... day of ..... )
20....

A Commissioner for taking affidavits in the Supreme Court

Respondent

Title

**EXHIBIT "A" to FORM 16  
LIST OF EMPLOYERS -- ACCREDITATION**

Alphabetical list of all employers in the following unit of employers:

.....  
.....  
.....

on behalf of whose employees .....  
is entitled to bargain as of the ..... day of ....., 20.....

Name, Address & Phone Number of Employer	Source of Bargaining Rights	Relevant Date
1. ....	.....	.....
2. ....	.....	.....
3. ....	.....	.....
4. ....	.....	.....

**INSTRUCTIONS**

1. Under "Source of Bargaining Rights" indicate whether respondent is entitled to bargain as a result of a collective agreement, a recognition agreement or a certificate of the Labour Relations Board that has not yet resulted in a collective agreement.
2. Under "Relevant Date" give the date of the collective agreement, recognition agreement or certificate, as the case may be.
3. Do not include employers listed in Schedule B.

**EXHIBIT "B" to FORM 16  
LIST OF EMPLOYERS - ACCREDITATION**

Alphabetical list of all employers in the following unit of employers:

.....  
.....  
.....

on behalf of whose employees .....  
is entitled to bargain as of the ..... day of ....., 20..... but  
who have not, to the respondent's knowledge, had employees performing any work in the  
geographic area set out in the above unit of employers or sector (e.g., industrial,  
commercial and institutional, residential, etc.) within the period of one year to the date of  
making of this application.

Name, Address & Phone Number of Employer	Source of Bargaining Rights	Last Day Known to Have Had Employees
1. ....	.....	.....
2. ....	.....	.....
3. ....	.....	.....
4. ....	.....	.....

**INSTRUCTIONS**

1. Under "Source of Bargaining Rights" indicate whether respondent is entitled to bargain as a result of a collective agreement, a recognition agreement or a certificate of the Labour Relations Board that has not yet resulted in a collective agreement.
2. Under "Relevant Date" give the date of the collective agreement, recognition agreement or certificate, as the case may be.
3. Do not include employers listed in Schedule A.

FORM 17

LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)
INTERVENTION REGARDING ACCREDITATION OR
REVOCATION OF ACCREDITATION

BETWEEN:

..... APPLICANT

AND:

..... RESPONDENT

AND:

..... INTERVENER

(Name of Intervener)

- 1. The intervener is a:
\_\_\_ Trade Union
\_\_\_ An Employer
\_\_\_ A Council of Trade Unions
\_\_\_ An Employers' Organization

(check one)

that claims an interest in this application for the following reason(s):

.....

2. The Intervener contests the accreditation/revocation on the following ground(s):

.....

3. The Intervener submits with this intervention the following documentary evidence in support of its claim to an interest in this proceeding:

.....

4. The intervener state(s):

(a) Address of intervener .....

(b) Address of intervener for Service .....

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the Evidence Act R.S.P.E.I. 1988 Cap. E-11.

DECLARED by the said ..... )
before me at ..... )
in the County of ..... )
and Province of ..... )
this ..... day of ..... )
20....

A Commissioner for taking affidavits in the
Supreme Court

Intervener

Title

FORM 18

LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)
APPLICATION FOR REVOCATION OF ACCREDITATION ORDER

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

- 1. The applicant applies to the Board for the revocation of accreditation order, number ..... issued on the .....day of ....., 20.....
2. The applicant states:
(a) Address of Applicant: .....
(b) Address of Respondent: .....
3. The names and addresses of all unions and councils of trade unions affected by or likely to be affected by the accreditation order or its revocation:
.....
4. Detailed description of the unit of unionized employers for which the respondent is the bargaining agent:
.....
5. Approximate number of unionized employers in the unit described in paragraph 3:
.....
6. Approximate number of employees employed by the employers in the unit described in paragraph 3:
.....
7. Where
(a) the application is made under clause 59(1)(a) of the Act, date of the respondent's accreditation order:
.....
(b) the application is made under clause 58(1)(b) of the Act, expiry date of the collective agreement between respondent and the trade union or council of trade unions:
.....
(c) the application is made under clause 58(1)(c) of the Act, date of the respondent's accreditation order:
.....
8. The applicant submits with the application the document or documents by which employers in the unit of employers have voluntarily signified in writing that they no longer wish to be represented by the respondent:
.....
9. Approximate number of employees employed by the employers who have voluntarily signified in writing that they no longer wish to be represented by the respondent:
.....
10. This Application is made under clause 59(1)(a) of the Act and the Respondent is not a party to any collective agreement. (Delete if this Application is made under other provisions of the Act.)

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the *Evidence Act* R.S.P.E.I. 1988 Cap. E-11.

DECLARED by ..... )  
before me at ..... )  
in the County of ..... )  
and Province of ..... )  
this ..... day of ..... )  
20....

.....  
A Commissioner for taking affidavits in the  
Supreme Court

.....  
Applicant

.....  
Title

**FORM 19**  
**LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)**  
**NOTICE OF APPLICATION FOR REVOCATION OF ACCREDITATION ORDER**

BETWEEN:

..... APPLICANT

AND:

..... RESPONDENT

To: .....

1. TAKE NOTICE that the Applicant on the ..... day of ..... 20..... made an application to the Board for the revocation of accreditation order, number ..... , on the grounds that the Respondent no longer represents the employers in the unit of employers described in the attached copy of the application.
2. The terminal date for the application is the .....day of ....., 20.....
3. You shall send to the Board your reply not later than the terminal date as shown in paragraph 2.
4. Failure to file a reply and appear on the hearing of this application may result in the Board disposing of the application on the evidence and representations placed before it by the Applicant without further notice to you.

DATED at Charlottetown, Prince Edward Island, this..... day of ....., 20.....

.....  
Chief Executive Officer of the Board

**FORM 20**  
**LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)**  
**REPLY TO NOTICE OF APPLICATION FOR REVOCATION OF**  
**ACCREDITATION ORDER**

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

To:.....

This form serves as a reply to employers or employers' organizations named in the application and to any other person including any trade union or council of trade unions that the Board believes has an interest that should be considered by the Board in connection with this application for revocation of accreditation. Part A shall be completed by the employers. If any person, trade union or council of trade unions that has received notice of the application for revocation of accreditation from the Board believes that it has an interest that should be considered by the Board, it shall complete Part B.

PART A

1. A list arranged as in the attached Exhibit "A" of all employers in the unit of employers described in the application as at .....  
the date that the Applicant's application was made.

2. For each employer listed in the attached Schedule, the address and, if known, telephone number .....

3. Name of trade union or council of trade unions affected by the application:  
.....

4. Address of trade union or council of trade unions .....

5. Detailed description including geographic area and sector of the construction industry of the unit of employers for which the Respondent is the accredited bargaining agent.  
.....  
.....

6. The date of accreditation of the Respondent as bargaining agent of the employers in the unit:  
.....

7. The Respondent is or was a party to a collective agreement, a copy of which is enclosed herewith, with

.....  
(name of trade union or council of trade unions)

that

- (a) was signed on the ..... day of ....., 20.....
- (b) became effective on the ..... day of ....., 20.....
- (c) contains the following provision relating to its termination

.....

8. State grounds for opposition to application  
.....  
.....

9. Schedule A forms part of this Reply.

PART B

- 1. Name of person, trade union or council of trade unions  
.....
- 2. Address of person, trade union or council of trade unions  
.....
- 3. State grounds for opposition to application  
.....

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the *Evidence Act* R.S.P.E.I. 1988 Cap. E-11.

DECLARED by ..... )  
before me at ..... )  
in the County of ..... )  
and Province of ..... )  
this ..... day of ..... )  
20....

A Commissioner for taking affidavits in the Supreme Court	..... Respondent ..... Title
--	---------------------------------------

**EXHIBIT "A" to FORM 20  
LIST OF EMPLOYERS - ACCREDITATION**

Alphabetical list of all employers in the following unit of employers:  
As of the ..... day of ....., 20.....

Name of Employer	Address of Employer	Phone Number
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....



**FORM 21**  
**LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)**  
**COMPLAINT UNDER SUBSECTION 57(1) OF THE ACT**

BETWEEN:

.....COMPLAINANT

AND:

.....RESPONDENT

1. The complainant complains that the respondent has violated subsection 57(1) of the *Labour Act*.

2. The person or parties alleged to be aggrieved are as follows:

3. (a) Name of Complainant .....
- (b) Address of Complainant for service .....
- (c) Name of Respondents .....
- (d) Addresses of Respondents .....

4. The dates upon which the acts complained of occurred .....

5. The following is a concise statement of the nature of each act complained of: .....

6. As of the date of filing of this Complaint the act(s) complained of in paragraph 5

    \* is

    \* are continuing.

    \* Strike out if not applicable.

7. State remedy requested .....

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the *Evidence Act R.S.P.E.I. 1988 Cap. E-11*.

DECLARED by .....

before me at .....

in the County of .....

and Province of .....

this ..... day of .....

20....

.....  
A Commissioner for taking affidavits in the  
Supreme Court

.....  
Complainant

**FORM 22  
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)  
NOTICE OF COMPLAINT UNDER SECTION 57 OF THE Act**

BETWEEN:

.....COMPLAINANT

AND:

.....RESPONDENT

TO: .....

1. TAKE NOTICE that on ....., 20....., the applicant filed a complaint with the Board under section 57 of the Act. A copy of the Complaint is attached.
2. TAKE FURTHER NOTICE that the..... day of ....., 20..... has been fixed as the terminal date of the application.
3. You shall send to the Board your reply so that
  - (a) it is received by the Board not later than the terminal date or
  - (b) if it is mailed, by registered mail addressed to the Board at its office  
.....  
mailed not later than the terminal date.
4. If a hearing is required, the Board shall give notice of the hearing to the parties.

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the *Evidence Act* R.S.P.E.I. 1988 Cap. E-11.

DECLARED )  
before me at .....)  
in the County of .....)  
and Province of .....)  
this ..... day of .....)  
20....

.....  
A Commissioner for taking affidavits in the  
Supreme Court

.....  
Chief Executive Officer  
of the Board

**FORM 23  
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)  
REPLY TO COMPLAINT UNDER SECTION 57 OF THE ACT**

BETWEEN:

.....APPLICANT

AND:

.....RESPONDENT

The Respondent states in reply to the complaint of the Applicant as follows:

- 1. (a) Correct Name of Respondent(s) .....
- .....
- (b) Address of Respondent(s) .....
- .....
- 2. The Respondent(s) reply to the Complaint as follows: .....
- .....
- .....
- 3. The Respondent confirms/denies the statements contained in the complaint as follows: ....
- .....
- .....

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath and by virtue of the *Evidence Act R.S.P.E.I. 1988 Cap. E-11.*

DECLARED by .....)  
before me at .....)  
in the County of .....)  
and Province of .....)  
this ..... day of .....)  
20....

.....  
A Commissioner for taking affidavits in the  
Supreme Court

.....  
Respondent

.....  
Title

FORM 24
APPLICATION UNDER SECTION 39 OF THE ACT
(SUCCESSOR RIGHTS) BEFORE THE LABOUR RELATIONS BOARD
(PRINCE EDWARD ISLAND)

BETWEEN:

..... APPLICANT

AND:

..... RESPONDENT

The Applicant applies to the Board under section 39 of the Act with respect to the bargaining rights of

..... (trade union)

as a result of an alleged

\* (a) lease or transfer or an agreement to sell, lease or transfer a business or the operation of a business by ..... (predecessor employer)

to ..... alleged to have taken place on or about the..... day of ....., 20...

OR

\* (b) annexation, attachment or adding all or part of one municipality to another or an amalgamation, union or other joining of two or more municipalities involving

..... (successor municipality)

alleged to have taken place on or about the..... day of ....., 20...

\*strike out where not applicable

The Applicant states:

1.(a) Name of applicant: .....

(b) Address: .....

\* 2.(a) Name of trade union claiming bargaining rights:

(b) Address of trade union claiming bargaining rights: .....

\* 3.(a) Full name of successor employer: .....

(b) Address of successor employer: .....

\* 4.(a) Full name of predecessor employer: .....

(b) Address of predecessor employer: .....

\* 5.(a) Full name of any other trade union, employer or other person known to have an interest in this application:

(b) Address of any other trade union, employer or other person known to have an interest in this application: .....

6.(1) A sale of business did/did not take place.

(2) An amalgamation of one or more municipalities into another municipality, union or other joining of two or more municipalities did/did not take place.

7. As a result,  
 (a)..... is/is not bound by a collective  
 agreement entered into by .....  
 .....  
 (trade union)

and .....

OR

(b) ..... is/is not required to bargain with  
 ..... with a view to  
 (trade union)  
 making a collective agreement.

8. A change in the character of the business so that it is substantially different from the  
 business of the predecessor employer has/has not taken place.

9. An intermingling of employees of one business with employees of another business  
 represented by a trade union has/has not taken place.

10. The applicant makes the following request (state nature of relief claimed):  
 .....  
 .....

11. The applicant submits with this application the following documents:  
 .....  
 .....

12. Other relevant statements, including a statement of events which led to this application  
 (attach additional pages if necessary):  
 .....  
 .....  
 .....

I hereby declare that the statement made and information given herein are true in substance  
 and in fact and I make this solemn declaration conscientiously believing it to be true,  
 knowing that it is of the same force and effect as if made under oath, and by virtue of the  
*Evidence Act R.S.P.E.I. 1988 Cap. E-11.*

DECLARED by .....  
 before me at .....  
 in the County of .....  
 and Province of .....  
 this ..... day of .....  
 20....

.....  
 A Commissioner for taking affidavits in the .....  
 Supreme Court .....  
 .....  
 Applicant  
 .....  
 Title

FORM 25
APPLICATION FOR ORDER CONCERNING STATUS OF
SUCCESSOR TRADE UNION BEFORE THE LABOUR RELATIONS BOARD
(PRINCE EDWARD ISLAND)

BETWEEN:

..... APPLICANT

AND:

..... RESPONDENT

The applicant applies to the Board under section 40 of the Act for a declaration that

(name of trade union claiming to be the successor)

has/has not acquired the rights, privileges and duties of its predecessor

(name of predecessor trade union)

by reason of a merger, amalgamation or a transfer of jurisdiction.

The applicant states:

1. (a) Address of applicant: .....

(b)Address of respondent: .....

2. Last known address of predecessor trade union:

3. (a) Name of employer of employees affected by the application:

(b) Address of employer: .....

4. Detailed description of the unit of employees for which the predecessor was the bargaining agent: .....

5. Approximate number of employees in the unit described in paragraph 4:.....

\* 6. The predecessor trade union and the employer are or were parties to or bound by a collective agreement, a copy of which is attached, that,

(a) was signed on the ..... day of ....., 20..... ;

(b) became effective on the..... day of ....., 20..... ;

(c) contains the following provision relating to its termination or renewal:

7. The material facts upon which the applicant intends to rely to establish its request for a declaration (use additional pages if necessary):

8. Other relevant statements (use additional pages if necessary):

I hereby declare that the statements made and information given herein are true in substance and in fact and I make this solemn declaration conscientiously believing it to be true, knowing that it is of the same force and effect as if made under oath, and by virtue of the Evidence Act R.S.P.E.I. 1988 Cap. E-11.

DECLARED by the said .....  
before me at .....  
in the County of .....  
and Province of .....  
this ..... day of .....  
20....

A Commissioner for taking affidavits in the  
Supreme Court

Applicant

Title

**FORM 26  
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)  
NOTICE OF REPRESENTATION VOTE**

To the employees of .....  
.....  
in the Province of Prince Edward Island,  
Take notice that a vote will be conducted by secret ballot on ..... the.....  
day of ..... 20..... by the Returning Officer for the Labour Relations Board to  
determine whether a majority of the employees to whom this notice is directed wish to be  
represented by .....  
name of organization  
in their employment relations with the above named employer.

**SECRET BALLOT**

This vote will be conducted by secret ballot under the direct supervision of the Returning Officer and Voters will be able to vote without any interference whatsoever and it will be impossible for anyone to know how any individual has voted.

**HOW TO VOTE**

At the proper polling place you will be given a ballot by the Returning Officer. You will then mark your ballot in secret, fold it and deposit it in the locked ballot box which will be under the direct supervision of the Returning Officer.

**TIME and PLACE(S) of VOTING and SAMPLE BALLOT**

Those eligible to vote shall be the persons whose names appear on the "Voter's List" which is hereby also posted.

Voting Unit	TIME and PLACE(S) of VOTING		
	Polling Booth	Date	Time

.....  
Chief Executive Officer  
of the Board

BALLOT  
THE FOLLOWING IS A SAMPLE BALLOT TO BE USED IN THE VOTE:

**SECRET BALLOT**

**PLACE AN "X" IN ONE SQUARE ONLY  
ANY OTHER MARK WILL SPOIL YOUR  
BALLOT**

<b>Mark X opposite your choice IN YOUR EMPLOYMENT RELATIONS WITH</b>	
<b>DO YOU WISH TO BARGAIN COLLECTIVELY THROUGH</b>	
<input type="checkbox"/>	<input type="checkbox"/>
<b>OR</b>	
<input type="checkbox"/>	<input type="checkbox"/>

\_\_\_\_\_  
Returning Officer

Posted on \_\_\_\_\_ at \_\_\_\_\_  
Date Time

**THIS NOTICE IS POSTED BY THE LABOUR RELATIONS BOARD  
AND SHALL NOT TO BE MARRED OR ALTERED**



**FORM 27**  
**LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)**  
**VOTER'S LIST (REPRESENTATION VOTE)**

In the matter of a representation vote of the employees of .....  
 .....  
 as set out in Form A herewith posted.

NAME

OCCUPATION

This voter's list is agreed upon

\_\_\_\_\_ for employer

\_\_\_\_\_ Returning Officer

\_\_\_\_\_ for union

Date \_\_\_\_\_ 20\_\_

**FORM 28  
LABOUR RELATIONS BOARD (PRINCE EDWARD ISLAND)  
REPORT OF RETURNING OFFICER (REPRESENTATION VOTE)**

Having been directed by the Labour Relations Board to conduct a representation vote by secret ballot among the employees of \_\_\_\_\_,

Certification Order Number: \_\_\_\_\_, in their employment relations with the above named employer,

I, the undersigned Returning Officer appointed to conduct the said vote and to act as Returning Officer report that:

1. In accordance with directions issued, the said vote was conducted by me at \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_

2. The "Notice of Vote" and "Voter's List" which is attached hereto was posted in a conspicuous place or places satisfactory to all parties concerned on the time and date indicated thereon and the minimum seventy-two hours from the time of posting of the said notices had elapsed before the opening of the poll.

3. The employees who voted were in all cases identified as being eligible to vote.

4. The ballots used were in the same form as the sample ballot shown in the "Notice of Vote" attached hereto.

5. The time and place(s) of voting as shown in the "Notice of Vote" attached hereto were adhered to.

6. The vote was conducted in a fair and proper manner.

7. The result of the vote was as follows:

- No. of eligible voters
- No. of votes for Applicant
- No. of votes against Applicant
- No. of spoiled ballots
- No. of ballots cast
- No. of employees not voting
- No. of contested ballots

In witness whereof, I have hereunto set my hand at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ AD 20 \_\_\_\_.

\_\_\_\_\_  
Returning Officer for Labour Relations Board

We the undersigned hereby acknowledge that we have each received a copy of the foregoing "Report of Returning Officer" and each of us agrees that the statements made in the said report are to the best of our knowledge true in all respects.

In witness whereof, we have hereunto set out hands at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ AD 20 \_\_\_\_.

\_\_\_\_\_  
Scrutineer for Employer

\_\_\_\_\_  
Scrutineer for Union

**EXPLANATORY NOTES**

**SECTION 1** replaces the definition in clause 1(d) to include unfair labour practices under any section of the Act rather than only under section 10.

**SECTION 2** rephrases clause 2(2)(d) to eliminate duplication. It also substitutes gender neutral language.

**SECTION 3** eliminates the need to file a copy of the union constitution and other duplicate documents with each application, where that information is already on file with the Board. It also provides for inspection by parties of material listed under clause 3(2)(c), while material listed in clause 3(2)(d) is available only with consent of the Board. It also substitutes gender neutral language.

**SECTION 4** substitutes gender neutral language.

**SECTION 5** substitutes a reference to form 2.

**SECTION 6** substitutes gender neutral language.

**SECTION 7** substitutes gender neutral language.

**SECTION 8** gives the authority to sign decisions of the Board to the Chief Executive Officer or the panel having jurisdiction in the matter.

**SECTION 9** provides for service of documents. It also substitutes gender neutral language.

**SECTION 10** reduces duplication by eliminating the need to file the union constitution or collective agreement under clauses 28(3)(a) or (b) when that information is already on file with the Board. It also substitutes gender neutral language.

**SECTION 11** deletes a reference to form 15 and adds a reference to form 2.

**SECTION 12** ensures that a failure to file an intervention does not prevent a party from having a continued interest in an application. It also substitutes gender neutral language.

**SECTION 13** allows the Board to determine what documents should be filed with it.

**SECTION 14** substitutes gender neutral language.

**SECTION 15** requires the CEO of the Board to send a copy of a complaint to the respondent and gives 7 days for the respondent to reply to the complaint. It also substitutes gender neutral language.

**SECTION 16** replaces the Schedule with a new Schedule.

**SECTION 17** is the effective date of these regulations.

Certified a true copy,  
Robert Allan Rankin  
Clerk of the Executive Council

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**EC2007-652**

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

(Approved by the Administrator in Council dated 30 October 2007.)

Pursuant to section 34 of the *Occupational Health and Safety Act* R.S.P.E.I. 1988, Cap. O-1.1, Council made the following regulations:

**1. The *Occupational Health and Safety Act* General Regulations (EC 180/87) is amended by the revocation of sections 8.1 to 8.4 and Tables I and II following section 8.4, and by the substitution of the following:**

- 8.1.** (1) In this Part, Definitions
- (a) “noise exposure limit” means a noise exposure limit established under section 8.3; noise exposure limit
- (b) “practicable” means that which is reasonably capable of being done. practicable
- (2) Noise terminology and measurements used or described in this Part have the same meaning that they have in Terminology and measurements
- (a) CSA Standard Z107.56-06, Procedures for the Measurement of Occupational Noise Exposure, as amended from time to time; and
- (b) ANSI Standard S1.25-1991, Specification for Personal Noise Dosimeters, as amended from time to time.
- 8.2** An employer shall ensure that practicable means are used to reduce the noise to which workers are exposed in areas at the workplace where workers may be present. Use of practicable means to reduce noise

Noise exposure limits **8.3** An employer shall ensure that a worker's noise exposure does not exceed any of the following noise exposure limits:

Exposure level (dBA)	Exposure duration
80	24 hours
82	16 hours
85	8 hours
88	4 hours
91	2 hours
94	1 hour
97	30 minutes
100	15 minutes
103	7.50 minutes
106	3.75 minutes
109	1.88 minutes
112	0.94 minutes
115 and greater	0

Measurement of noise level **8.4** (1) Unless otherwise provided in this Part, where  
 (a) a worker of an employer is exposed to noise at the workplace of the employer in excess of any noise exposure limit; or  
 (b) an employer or worker of an employer has reason to believe that a worker of the employer may be exposed to noise at the workplace of the employer in excess of any noise exposure limit,  
 the employer shall cause the noise exposure of a worker at the workplace to be measured without delay.

Repetition of noise exposure measurement (2) Where, in accordance with subsection (1), an employer causes a noise exposure measurement to be made at a workplace of the employer, the employer shall cause the measurement to be repeated without delay after a change in equipment or process affects the exposure level, or the exposure duration, at the workplace.

Procedure (3) Where, in accordance with subsection (1) or (2), an employer causes a noise exposure measurement to be made at a workplace of the employer, the employer shall ensure that  
 (a) the noise exposure measurement is performed in accordance with *CSA Standard Z107.56-06, Procedures for the Measurement of Occupational Noise Exposure*, as amended from time to time; and  
 (b) the noise dosimeters and sound level meters used in the noise exposure measurement meet the requirements of *ANSI Standard S1.25-1991, Specification for Personal Noise Dosimeters*, as amended from time to time.

Duty to inform workers of results (4) The employer shall as soon as possible after a noise exposure measurement is conducted at a workplace of the employer inform affected workers of  
 (a) the results of the noise exposure measurement; and  
 (b) the significance of the results in terms of their risk of hearing loss at the workplace.

**8.5** Notwithstanding anything to the contrary in section 8.4, an employer is not required to measure the noise exposure of a worker of the employer at the workplace of the employer, if the employer can reasonably determine, without a noise exposure measurement, that the worker is exposed to noise at the workplace in excess of any noise exposure limit. Exception

**8.6** Where a worker of an employer is exposed to noise in the workplace in excess of any noise exposure limit, the employer shall Engineered noise control

- (a) investigate options for engineered noise control; and
- (b) if practicable, implement one or more of those options to reduce noise exposure of workers to or below the noise exposure limit.

**8.7** (1) If it is not practicable for an employer to reduce the noise exposure of a worker of the employer at the workplace to or below any noise exposure limit, the employer shall Reduction of noise exposure, signs

- (a) reduce the noise exposure of the worker to the lowest level practicable;
- (b) establish a noise control and hearing conservation program that complies with the requirements of section 8.8;
- (c) post warning signs in the noise hazard areas;
- (d) give to affected workers hearing protection that meets the requirements of *CSA Standard Z94.2-02, Hearing Protection Devices – Performance, Selection, Care, and Use*, as amended from time to time, provide training to the affected workers in the use and care of the hearing protection and maintain the hearing protection so that it continues to meet those requirements; and
- (e) ensure that hearing protection required by clause (d), is worn properly by workers of the employer in noise hazard areas.

(2) Every worker in a posted noise hazard area shall wear hearing protection. Hearing protection

**8.8** A noise control and hearing conservation program required under subsection 8.7(1) shall include provisions on Program - requirement

- (a) noise measurement;
- (b) education and training;
- (c) engineered noise control;
- (d) hearing protection;
- (e) posting of noise hazard areas;
- (f) hearing tests; and
- (g) annual program review.

**8.9** (1) An employer shall ensure that workers of the employer who are exposed to noise in the workplace that exceeds a noise exposure limit are given Hearing test

- (a) an initial hearing test without delay after employment starts, but not later than 6 months after the start of employment; and
- (b) a hearing test at least once every 12 months after the initial test if the worker continues to be employed with the employer.

Who must administer hearing tests (2) An employer shall ensure that hearing tests required under subsection (1) shall be administered by

- (a) an audiologist; or
- (b) a person who is certified to conduct audiometric testing.

Cost responsibility (3) The employer shall be responsible for paying for hearing tests administered under this section.

Records **8.10** The employer shall keep records of

- (a) the initial and annual hearing test results for each worker, which shall
  - (i) be kept as long as the worker is employed by the employer, and
  - (ii) be kept confidential and not released to anyone without the written permission of the worker, or as otherwise required by law;
- (b) the education and training provided to workers; and
- (c) the results of noise exposure measurements taken under section 8.4.

**2. Section 13.1 of the regulations is revoked and the following substituted:**

Defined, "confined space" **13.1** In this Part, "confined space" means an enclosed or partially enclosed space

- (a) not designed or intended for human occupancy;
- (b) with restricted access or exit; and
- (c) that is or may become hazardous to a person entering it because of its design, construction, location, atmosphere or the materials or substances in it or other conditions,

and includes any bin, tank, tanker, tunnel, silo, sewer, vault, chamber, pipeline, pit, vessel, vat and flue.

**3. The heading before section 45.12, and section 45.12, of the regulations are revoked.**

**4. These regulations come into force on October 31, 2008.**

**EXPLANATORY NOTES**

**SECTION 1** provides a definition of "noise exposure limit" and explains the meaning of the noise terminology and measurements used in these regulations. In addition, the section requires employers to measure the noise exposure of workers in certain situations and to inform workers of the results. It also requires employers to reduce noise levels, and workers to wear hearing protection, where the noise exposure of a worker at a workplace exceeds a noise exposure limit. Finally, this section requires an employer to ensure that workers are given hearing tests if they have a noise exposure that exceeds a noise exposure limit.

**SECTION 2** amends the definition of “confined space”.

**SECTION 3** revokes the material respecting hearing protection currently in the regulations.

**SECTION 4** provides for the commencement of these regulations.

Certified a true copy,  
Robert Allan Rankin  
Clerk of the Executive Council

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**PART II**  
**REGULATIONS INDEX**

Chapter Number	Title	Original Order Reference	Amendment	Authorizing Order and Date	Page
E-1.1	<b>Election Act</b> Tariff of Fees and Expenses Regulations	EC473/03	[rev] [eff] Apr. 1/07	EC2007-645 (30.10.07)	297
			[new] [eff] Apr. 1/07	EC2007-645 (30.10.07)	297-301
E-9	<b>Environmental Protection Act</b> Sewage Disposal Systems Regulations	EC403/03	s.1(mm.01) [added] s.4.1 [eff] Nov. 10/07	EC2007-647 (30.10.07)	301-302
L-1	<b>Labour Act</b> Regulations	EC521/71	1(d) [R&S] s.2(2)(a) s.2(2)(d) [R&S] s.3(2) s.3(2.1) [added] s.3(3) [R&S] s.3(4) s.9 s.13(2) s.20 s.22(2) s.23 [R&S] s.24(1) [R&S] s.24(1.1) [added] s.28(3)(f) s.28(3.1) [added] s.30(1) s.32(1) s.32(2) s.32(3) [R&S] s.33 s.36(2) s.37(1) S.37(3) [R&S] s.37(4) [added] Sched. [R&S] [eff] Nov. 10/07	EC2007-651 (30.10.07)	302-343

**O-1.1 Occupational Health and Safety Act**

General Regulations	EC180/87	s.8(1)-s.8(4) [R&S] s.8(5) [added] s.8(6) [added] s.8(7) [added] s.8(8) [added] s.8(9) [added] s.8(10) [added] Table I [rev] Table II [rev] s.13.1 [R&S] s. 45.12 [rev] [eff] Oct. 31/08	EC2007-652 (30.10.07)	343-347
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