



## **PLEASE NOTE**

This document, prepared by the [Legislative Counsel Office](#), is an office consolidation of this regulation, current to December 31, 2005. It is intended for information and reference purposes only.

This document is *not* the official version of these regulations. The regulations and the amendments printed in the [Royal Gazette](#) should be consulted to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the [Table of Regulations](#).

If you find any errors or omissions in this consolidation, please contact:

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## CHAPTER R-12.1

### RENEWABLE ENERGY ACT

#### RENEWABLE ENERGY DESIGNATED AREAS REGULATIONS

Pursuant to section 18 of the *Renewable Energy Act* R.S.P.E.I. 1988, Cap. R-12.1, Council made the following regulations:

1. In these Regulations Definitions
  - (a) “Act” means the *Renewable Energy Act* R.S.P.E.I. 1988, Cap. R-12.1; Act
  - (b) “zone of inclusion” means a zone of inclusion described in the Schedule. (EC766/05) zone of inclusion
2. These regulations apply to renewable energy generation facilities that utilize wind power and have a name plate capacity greater than 100kW. (EC766/05) Application
3. (1) No person shall operate a renewable energy generation facility in any area of the province unless Operation of renewable energy generation
  - (a) the facility is located in a zone of inclusion; or
  - (b) if the facility is located outside a zone of inclusion, the person has an authorization issued by the Minister under subsection (2).
- (2) The Minister may, on application, issue an authorization to an applicant for the development of a renewable energy generation facility outside of a zone of inclusion, if Exception
  - (a) the Minister is satisfied that the site of the proposed facility has an average annual wind speed of 7.5 metres per second or greater at a height of 50 metres; and
  - (b) the proposed facility meets all other requirements of any applicable Acts, regulations and bylaws. (EC766/05)
4. Where any boundary of a zone of inclusion crosses a property line, the entire area of that property shall be deemed to be in the zone of inclusion. (EC766/05) Boundary of zone of inclusion
5. Nothing in these regulations enables the development of any renewable energy generation facility that would otherwise be in contravention of any Other enactments prevail over these regulations
  - (a) law or regulation; or
  - (b) existing bylaw or covenant in a deed. (EC766/05)

**SCHEDULE**  
**Zones of Inclusion in the Province**

The zones of inclusion in the province shall be as determined using the topographic coordinates below together with the descriptions and maps found in the Appendix to this Schedule.

**1. Zone of Inclusion No. 1 - Western Prince County**

An area northerly of the boundary described by a line connecting the following points:

	<b>X-Coordinate</b>	<b>Y-coordinate</b>
Point 1	291923	737122
Point 2	306513	753068
Point 3	315359	765072
Point 4	320121	766839
Point 5	322866	756299

**2. Zone of Inclusion No. 2 - Acadian Peninsula**

An area westerly of the boundary described by a line connecting the following points:

	<b>X-Coordinate</b>	<b>Y-coordinate</b>
Point 1	317392	722974
Point 2	315973	709254
Point 3	319933	705289

**3. Zone of Inclusion No. 3 - Lennox Island**

All of the land mass of Lennox Island in Prince County

**4. Zone of Inclusion No. 4 - Slemon Park**

An area northerly of the boundary described by a line connecting the following points:

	<b>X-Coordinate</b>	<b>Y-coordinate</b>
Point 1	339255	710318
Point 2	341333	708447

Point 3	343938	709818
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### **5. Zone of Inclusion No. 5 - Borden-Carleton**

An area southwesterly of the boundary described by a line connecting the following points:

	<b>X-Coordinate</b>	<b>Y-coordinate</b>
Point 1	342166	699785
Point 2	355221	685121

### **6. Zone of Inclusion No. 6 - North Shore**

An area northerly of the boundary described by a line connecting the following points:

	<b>X-Coordinate</b>	<b>Y-coordinate</b>
Point 1	345520	710768
Point 2	346655	712154
Point 3	348734	715603
Point 4	354238	715918
Point 5	360591	713220
Point 6	372250	704519
Point 7	377612	705919
Point 8	387389	700928
Point 9	404318	701190
Point 10	417350	706506
Point 11	427130	705523
Point 12	441515	712280
Point 13	446659	711371
Point 14	456167	711631
Point 15	465448	711981
Point 16	469744	709199
Point 17	471114	705717

### **7. Zone of Inclusion No. 7 - Hillsborough Bay**

An area southerly of the boundary described by a line connecting the following points:

	<b>X-Coordinate</b>	<b>Y-coordinate</b>
Point 1	394389	683249

Point 2	403022	685103
Point 3	405262	675096
Point 4	404253	670239
Point 5	405330	667573
(EC766/05)		

**APPENDIX**  
**Descriptions and Maps of Zones of Inclusion in the Province**

**ZONE 1 -Western Prince County**

All that tract, piece or parcel of land situate, lying and being North of the boundary line described as follows:

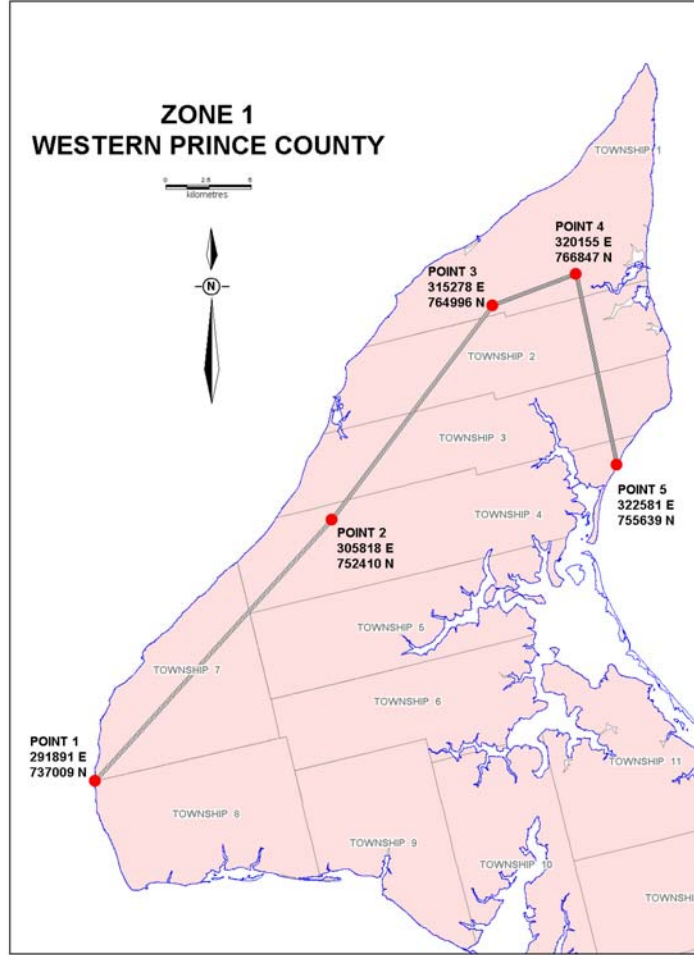
Commencing at a point on the shore of the Gulf of St. Lawrence at West Cape, at the division line between Township Number Seven and Township Number Eight, in Prince County, Province of Prince Edward Island, said point having coordinates 291981E and 737009N (Point 1);

Thence in a Northeasterly direction to a point having coordinates 305818E and 752410N (Point 2);

Thence continuing in a Northeasterly direction to a point having coordinates 315278E and 764996N (Point 3);

Thence in a Northeasterly direction to a point having coordinates 320155E and 766847N (Point 4);

Thence in a Southeasterly direction to a point having coordinates 322581E and 755639N (Point 5) on the shore of the Gulf of St. Lawrence in Township Number Four, Prince County.



(EC766/05)

**ZONE 2 - Acadian Peninsula**

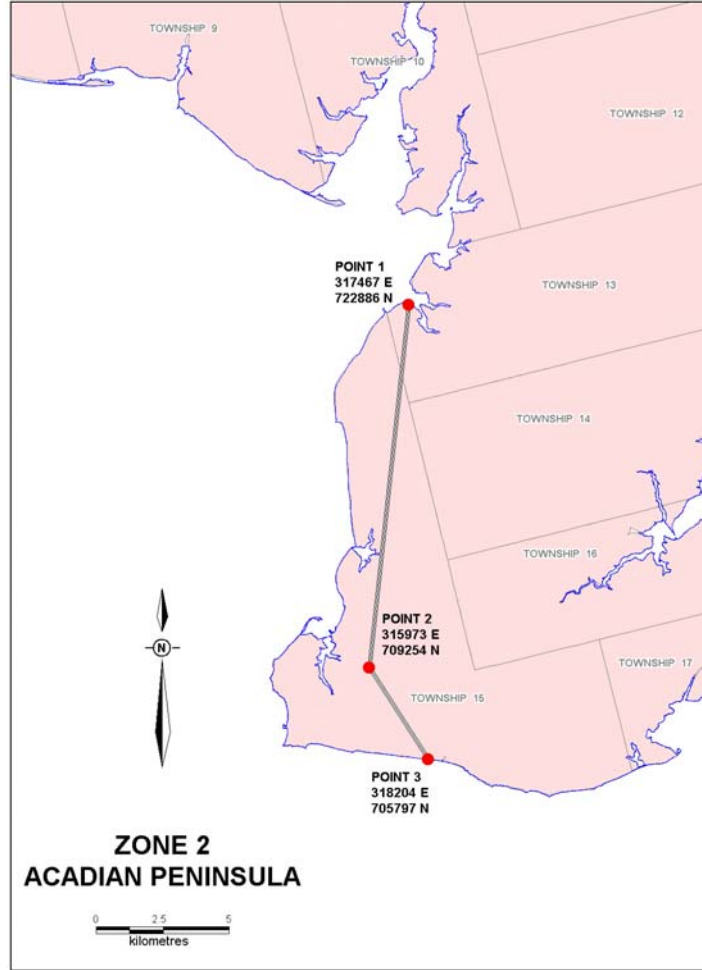
All that tract, piece or parcel of land situate, lying and being West of the boundary line described as follows:

Commencing at a point on the shore of Egmont Bay in Victoria West, Township Number Thirteen, Prince County, Province of Prince Edward Island, said point having coordinates 317467E and 722886N (Point 1);

Thence in a Southerly direction to a point having coordinates 315973E and 709254N (Point 2);

Thence in a Southeasterly direction to a point having coordinates 318204E and 705797N (Point 3) on the shore of Bedeque Bay in Mont-Carmel, Township Number Fifteen, Prince County.

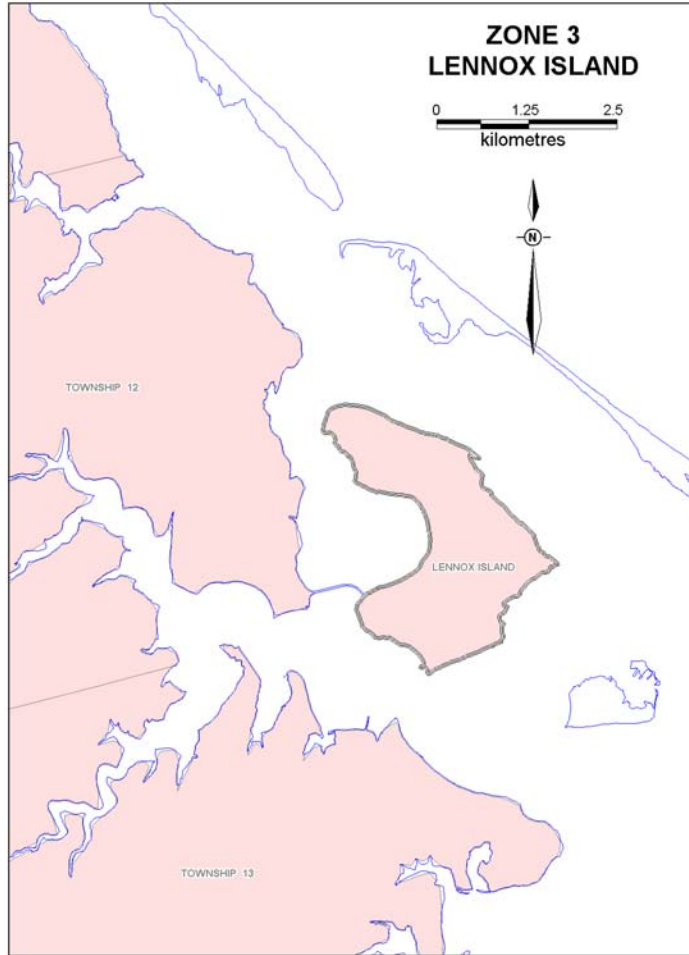




(EC766/05)

**ZONE 3 - Lennox Island**

All that tract, piece or parcel of land situate, lying and being in Township Number Twelve, Prince County, Province of Prince Edward Island being and intended to be the land mass of Lennox Island.



**ZONE 4 - Sherbrooke**

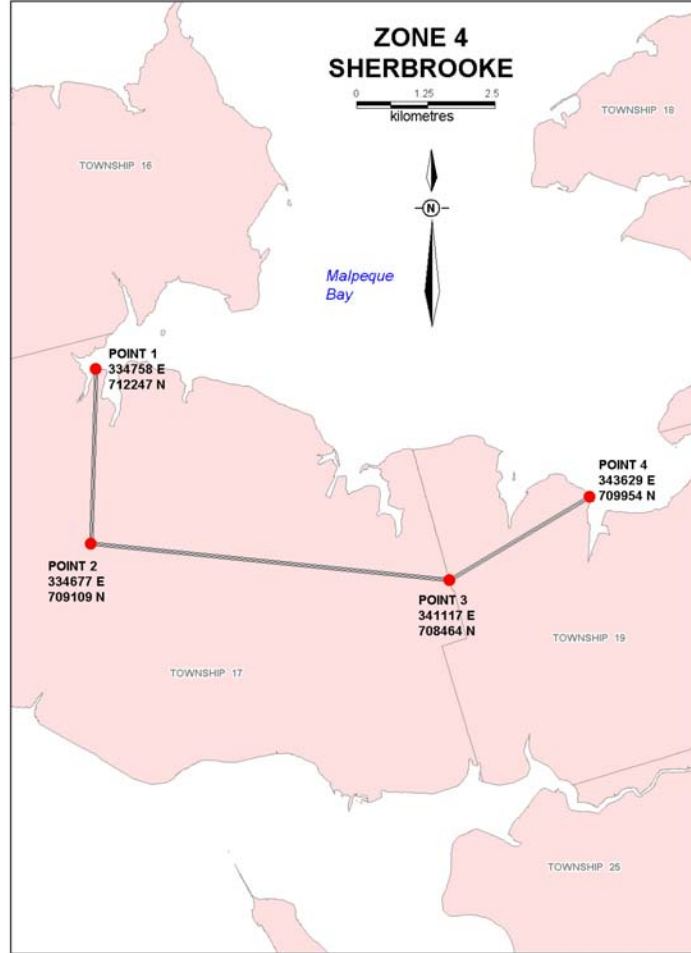
All that tract, piece or parcel of land situate, lying and being North of the boundary line described as follows:

Commencing at a point on the shore of Malpeque Bay in Sherbrooke, Township Number Seventeen, Prince County, Province of Prince Edward Island, said point having coordinates 334758E and 712247N (Point 1);

Thence in a Southerly direction to a point having coordinates 334677E and 709109N (Point 2);

Thence in an Easterly direction to a point having coordinates 341117E and 708464N (Point 3);

Thence in a Northeasterly direction to a point having coordinates 343629E and 709954N (Point 4) on the shore of Webber Cove in Lower New Annan, Township Number Nineteen, Prince County.



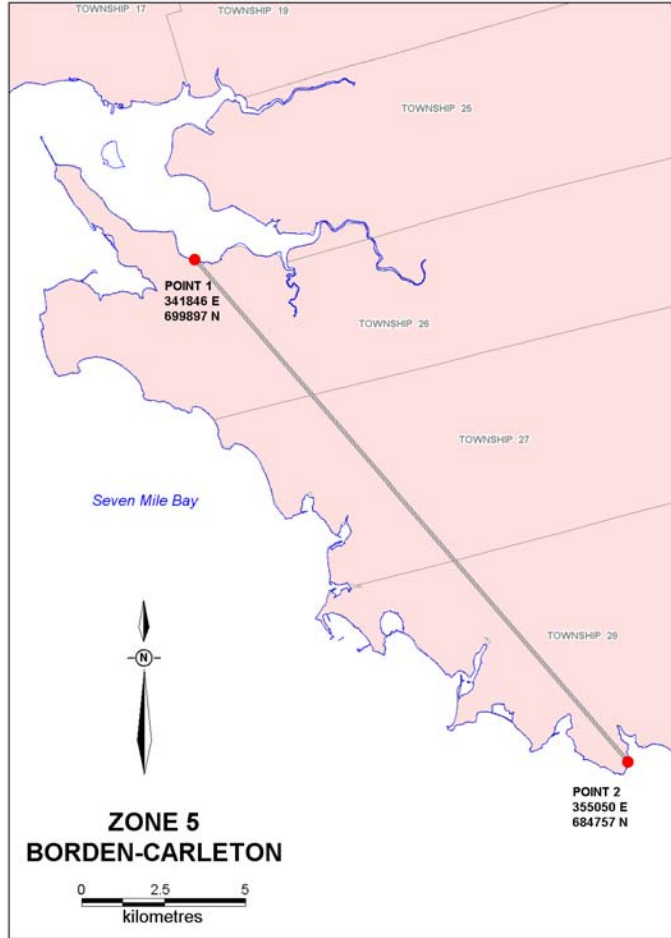
(EC766/05)

**ZONE 5 - Borden-Carleton**

All that tract, piece or parcel of land situate, lying and being West of the boundary line described as follows:

Commencing at a point on the shore of the Dunk River in Bedeque, Township Number Twenty-six, Prince County, Province of Prince Edward Island, said point having coordinates 341846E and 699897N (Point 1);

Thence in a Southeasterly direction to a point having coordinates 355050E and 684757N (Point 2) on the shore of Cumberland Cove in Township Number Twenty-eight, Prince County.



**ZONE 6 - North Shore**

All that tract, piece or parcel of land situate, lying and being North of the boundary line described as follows:

Commencing at a point on the shore of Webber Cove in Township Number Nineteen, Prince County, Province of Prince Edward Island, said point having coordinates 345390E and 711082N (Point 1);

Thence in a Northeasterly direction to a point having coordinates 346623E and 713045N (Point 2);

Thence continuing in a Northeasterly direction to a point having coordinates 348607E and 715972N (Point 3);

Thence in a Easterly direction to a point having coordinates 354233E and 715918N (Point 4) on the County line between Prince County and Queens County;

Thence in a Southeasterly direction to a point having coordinates 361056E and 713433N (Point 5);

Thence continuing in a Southeasterly direction to a point having coordinates 372537E and 704811N (Point 6);

Thence in an Easterly direction to a point having coordinates 377318E and 705945N (Point 7);

Thence in a Southeasterly direction to a point having coordinates 388781E and 700898N (Point 8);

Thence in an Easterly direction to a point having coordinates 404928E and 701181N (Point 9);

Thence in a Northeasterly direction, traversing the County line into Kings County to a point having coordinates 417665E and 706596N (Point 10);

Thence in an Easterly direction to a point having coordinates 426757E and 705506N (Point 11);

Thence in a Northeasterly direction to a point having coordinates 432226E and 707268N (Point 12);

Thence continuing in a Northeasterly direction to a point having coordinates 441692E and 712411N (Point 13);

Thence in an Easterly direction to a point having coordinates 447656E and 711336N (Point 14);

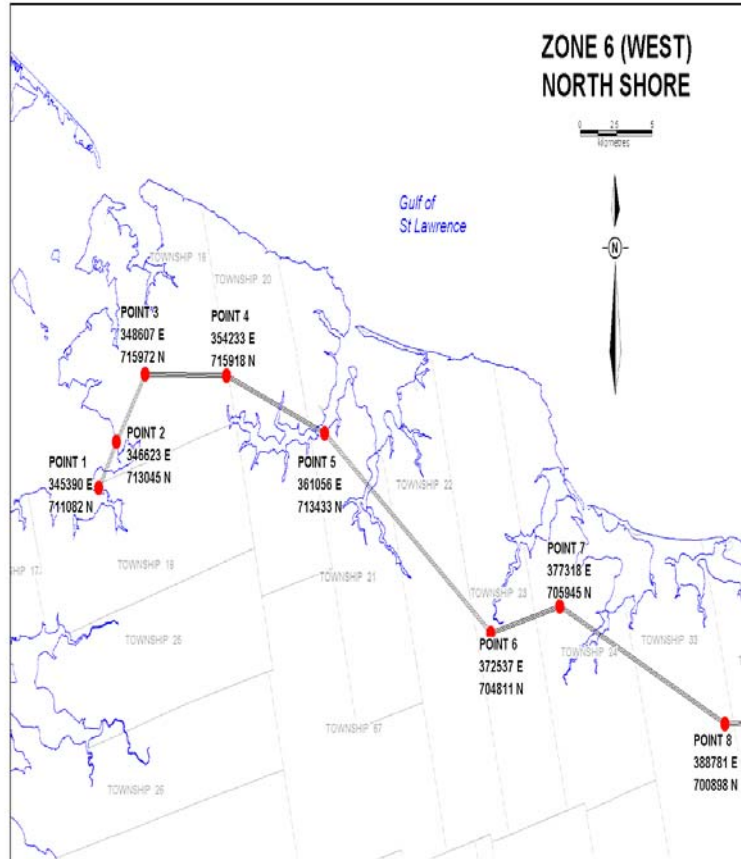
Thence continuing in an Easterly direction to a point having coordinates 455870E and 711712N (Point 15);

Thence continuing in an Easterly direction to a point having coordinates 465030E and 711927N (Point 16);

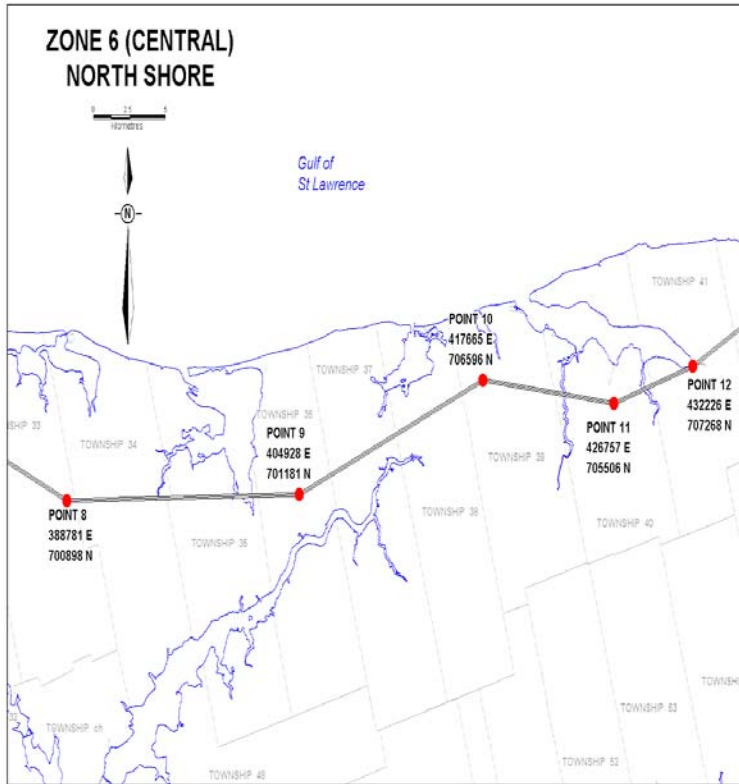
Thence in a Southeasterly direction to a point having coordinates 469522E and 709197N (Point 17);

Thence in a Southerly direction to a point having coordinates 471022E and 705601N (Point 18) on the shore of the Gulf of St. Lawrence at Bothwell, Township Number Forty-seven in Kings County.

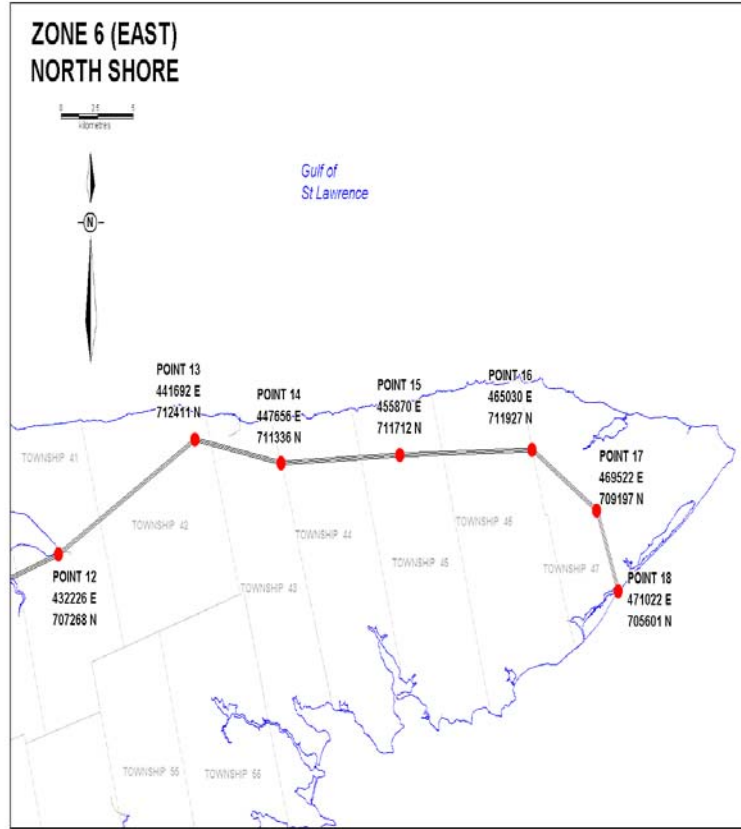




(EC766/05)



(EC766/05)



(EC766/05)

**ZONE 7- Hillsborough Bay**

All that tract, piece or parcel of land situate, lying and being South and West of the boundary line described as follows:

Commencing at a point in the Town of Stratford, Township Number Forty-eight, Prince County, Province of Prince Edward Island, said point having coordinates 391340E and 682824N (Point 1);

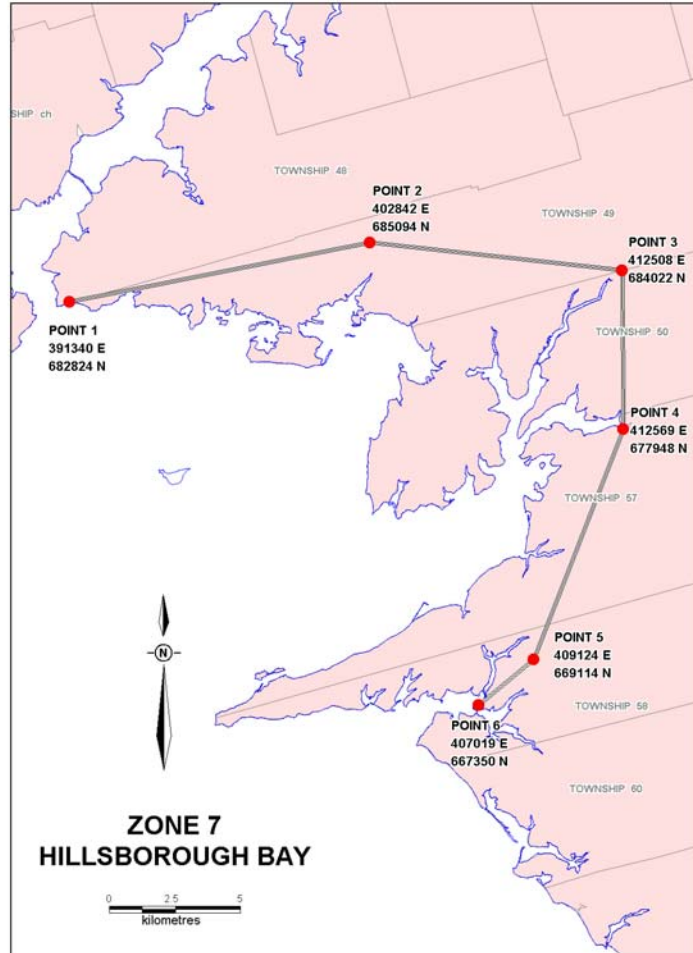
Thence in an Easterly direction to a point having coordinates 402842E and 685094N (Point 2);

Thence continuing in an Easterly direction to a point having coordinates 412508E and 684022N (Point 3);

Thence in a Southerly direction to a point having coordinates 412569E and 677948N (Point 4);

Thence in a Southwesterly direction to a point having coordinates 409124E and 669114W (Point 5);

Thence in a Southwesterly direction to a point having coordinates 407019E and 667350N (Point 6) on the shore of the Pinette Harbour in Township Number Fifty-eight, Queens County.



Points are referenced to the PEI Survey Reference System with all coordinates being expressed in metres. The projection (Double Stereographic), is referenced to the North American Datum of 1983 realized from the Canadian Spatial Reference System (NAD83(CSRS)). (EC766/05)