

EC2003-124

AN ACT TO AMEND THE CIVIL SERVICE ACT
DECLARATION RE

Under authority of section 2 of *An Act to Amend the Civil Service Act* Stats. P.E.I. 2002, 4th Session, c. 3 Council ordered that a Proclamation do issue proclaiming "An Act to Amend the Civil Service Act" to come into force effective 1 April 2003.

EC2003-125

EXECUTIVE COUNCIL ACT
MINISTER OF HEALTH AND SOCIAL SERVICES
AUTHORITY TO ENTER INTO AN AGREEMENT
(PRIMARY HEALTH CARE TRANSITION FUND
CONTRIBUTION AGREEMENT)
WITH
THE GOVERNMENT OF CANADA

Pursuant to clause 10(a) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Health and Social Services to enter into an agreement with the Government of Canada, as represented by the Minister of Health, in respect of funding responsibilities and procedures associated with the Prince Edward Island Primary Health Care Redesign Initiative, such as more particularly described in the draft agreement.

EC2003-126

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2002/2003)
OFFICE OF THE ATTORNEY GENERAL

Pursuant to subsection 37(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9, Council ordered that a Special Warrant do issue authorizing a supplementary payment out of the Operating Fund for the Office of the Attorney General as follows:

Account Class	Account Name	Amount
	ADMINISTRATION Administration	
	Materials, Supplies and Services	
0245-02916	Books, Periodicals and Subscriptions	\$ 21,000.00

LEGAL AND JUDICIAL SERVICES**Judicial Services**

0246-02916	Materials, Supplies and Services Books Periodicals and Subscriptions	\$ 55,000.00
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SHERIFF'S OFFICE

0247-03125	Salaries Wages (casual payroll)	\$ 27,500.00
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RCMP

0251-03009	Professional and Contract Services RCMP - Contract Services	\$267,000.00
0251-03009	RCMP - Contract Services	81,900.00
0251-03009	RCMP - Contract Services	<u>187,400.00</u>
	Sub-total	\$536,300.00

CROWN ATTORNEY**Administration**

0255-02916	Materials, Supplies and Services Books, Periodicals and Subscriptions	\$ 7,500.00
0255-03003	Legal	<u>48,500.00</u>
	Sub-total	\$ 56,000.00
	Total	<u>\$695,800.00</u>

EC2003-127

FINANCIAL ADMINISTRATION ACT

SPECIAL WARRANT

(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2002/2003)

DEPARTMENT OF EDUCATION

Pursuant to subsection 37(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9, Council ordered that a Special Warrant do issue authorizing a supplementary payment out of the Operating Fund for the Department of Education as follows:

Account Class	Account Name	Amount
	CORPORATE SERVICES AND SCHOOL BOARD OPERATIONS Grants to School Boards	
	Salaries	
0068-03121	School Units Instructional	\$ 837,000.00
0068-04175	School Construction and Capital Repair	<u>1,330,000.00</u>
	Total	<u>\$2,167,000.00</u>

EC2003-128

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2002/2003)
GENERAL GOVERNMENT

Pursuant to subsection 37(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9, Council ordered that a Special Warrant do issue authorizing a supplementary payment out of the Operating Fund for General Government as follows:

Account Class	Account Name	Amount
SALARY NEGOTIATIONS		
0412-03119	Salaries	<u>\$1,879,000.00</u>

EC2003-129

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CHES NADEAU
(APPROVAL)

Pursuant to section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Ches Nadeau of Kirkland, Quebec to acquire an interest in a land holding of approximately six decimal seven one (6.71) acres of land in Lot 53, Kings County, Province of Prince Edward Island, being acquired from Neil MacDonald and Mary MacDonald, both of Brudenell, Prince Edward Island.

EC2003-130

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
JEAN-PAUL PENDERGAST AND TANIA LOUISE PENDERGAST
(APPROVAL)

Pursuant to section 4 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Jean-Paul Pendergast and Tania Louise Pendergast, both of Wainwright, Alberta to acquire a land holding of approximately thirty-five (35) acres of land in Lot 43, Kings County, Province of Prince Edward Island, being acquired from Jerome F. Chaisson of New Perth, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2003-131

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ARTHUR TRAINOR
 (APPROVAL)

Pursuant to section 4 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Arthur Trainor of Dracut, Massachusetts to acquire a land holding of approximately fifty (50) acres of land in Lot 21, Queens County, Province of Prince Edward Island, being acquired from Douglas Fraser of Toronto, Ontario PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2003-132

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 A.E. MACPHEE COMPANY LTD.
 (APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to A.E. MacPhee Company Ltd. of Souris, Prince Edward Island to acquire a land holding of approximately zero decimal four seven (0.47) acres of land in Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Rainbow Developments Ltd. of Charlottetown, Prince Edward Island.

EC2003-133

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 BLUE BAY FARMS LTD.
 (APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Blue Bay Farms Ltd. of Hunter River, Prince Edward Island to acquire a land holding of approximately eighty (80) acres of land in Lot 23, Queens County, Province of Prince Edward Island, being acquired from Thomas Ripley and Nancy Ripley, both of Hunter River, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 782599, was previously identified for non-development use in accordance with section 2 of the Land Identification Regulations (EC606/95) made under the said Act. Identification continues to apply.

EC2003-134

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 MALPEQUE AQUA LIMITED
 (APPROVAL)

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Malpeque Aqua Limited of Darnley, Prince Edward Island to acquire a land holding of approximately twenty-five (25) acres of land in Lot 18, Prince County, Province of Prince Edward Island, being acquired from Alfred Wall and Phyllis Wall, both of Baltic, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2003-135

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 NASCOPI CORPORATION
 (APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Nascopi Corporation of Pointe Claire, Quebec to acquire a land holding of approximately six decimal seven one (6.71) acres of land in Lot 53, Kings County, Province of Prince Edward Island, being acquired from Neil MacDonald and Mary MacDonald, both of Brudenell, Prince Edward Island.

EC2003-136

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 OLIVER FARMS LTD.
 (APPROVAL)

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Oliver Farms Ltd. of Greenmount, Prince Edward Island to acquire a land holding of approximately one hundred and sixty-nine (169) acres of land in Lot 2, Prince County, Province of Prince Edward Island, being acquired from Clarence Powers of Greenmount, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2003-137

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 SUNRIVER FARMS LTD.
 (APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Sunriver Farms Ltd. of Cornwall, Prince Edward Island to acquire a land holding of approximately seventy-six (76) acres of land in Lot 31, Queens County, Province of Prince Edward Island, being acquired from Everett J. Boyle and Mildred Boyle both of Cornwall, Prince Edward Island.

EC2003-138

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 SUNSET DUNES AT BELL'S POINT INC.
 (APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Sunset Dunes at Bell's Point Inc. of Cornwall, Prince Edward Island to acquire a land holding of approximately eighty-four (84) acres of land in Lot 28, Prince County, Province of Prince Edward Island, being acquired from Shaun MacIsaac and Heather MacIsaac, both of Cornwall, Prince Edward Island.

EC2003-139

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 WILMOT VALLEY FARMS LTD.
 (APPROVAL)

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Wilmot Valley Farms Ltd. of Wilmot Valley, Prince Edward Island to acquire a land holding of approximately ninety-eight (98) acres of land in Lot 19, Prince County, Province of Prince Edward Island, being acquired from David Hogg of Wilmot Valley, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2003-140

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 244756, LOT 59, KINGS COUNTY
IDENTIFICATION FOR NON-DEVELOPMENT USE
AMENDMENT

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council amended the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately eighty-six (86) acres of land, being Provincial Property No. 244756 located in Lot 59, Kings County, Prince Edward Island and currently owned by Harry Loane of Montague, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately one decimal three five (1.35) acres, and determined that following subdivision, identification for non-development use shall continue to apply to the remaining land.

This Order-in-Council comes into force on 18 March 2003.

EC2003-141

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NOS. 175760 AND 569707, LOT 57, QUEENS COUNTY
IDENTIFICATION FOR NON-DEVELOPMENT USE
AMENDMENT

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council amended the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately ninety-six (96) acres of land, being Provincial Property No. 175760 and 569707 located in Lot 57, Queens County, Prince Edward Island and currently owned by Cyril VanColen of Grandview, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately five decimal eight seven (5.87) acres, and determined that following subdivision, identification for non-development use shall continue to apply to the remaining land.

This Order-in-Council comes into force on 18 March 2003.

EC2003-142**PERSONAL PROPERTY SECURITY ACT
REGULATIONS
AMENDMENT**

Pursuant to subsection 71(1) of the *Personal Property Security Act* R.S.P.E.I. 1988, Cap. P-3.1, Council made the following regulations:

1. Section 23 of the *Personal Property Security Act* Regulations (EC270/98) is amended by the addition of the following after subsection (3):

(4) For greater certainty, where a description of collateral is a statement referred to in clause (1)(b) or (c), that description

Adequate
description of
collateral

(a) is adequate for the purposes of subsection (1); and

(b) includes any collateral referred to in clauses 22(1)(b) to (e), other than anything specifically excepted by the statement in accordance with clause (1)(c) of this section.

2. Clause 24(1)(b) of the regulations is amended by the addition of the words “, under the heading “Serial Numbered Collateral Information”,” after the words “shall enter”.

3. These regulations come into force on March 29, 2003.

EXPLANATORY NOTES

SECTION 1 clarifies that certain general statements as to the scope of a security interest are adequate descriptions of the collateral subject to the security interest. The section also clarifies that such general statements include certain types of collateral.

SECTION 2 clarifies where a registrant is to enter the serial number for collateral that is to be described by a serial number.

SECTION 3 provides for the commencement of these regulations.

EC2003-143

**PROVINCIAL DEBENTURE ISSUES TO CANADA PENSION PLAN
VARIOUS, MONTHLY
TOTALLING \$11,135,000.00**

The Executive Council having under consideration the matter of issuing Provincial Debentures:

WHEREAS by virtue of the *Loan Act* 2002, Stats., P.E.I. 2002, c. 33 (the “*Loan Act* 2002”), and the *Financial Administration Act*, R.S.P.E.I. 1988, Cap. F-9, as amended (the “*Financial Administration Act*”), the Lieutenant Governor in Council is authorized to raise from time to time by way of loan such sum or sums of money as may be deemed expedient for any or all of the purposes mentioned in the said Acts, inter alia, for discharging the cost of carrying on public works authorized by the Legislature and the payment of any indebtedness of the Province, provided that the principal amount of any securities issued and the amount of any temporary loans raised under the authority of these Acts, including any securities issued for the retirement of the said securities or temporary loans, at any time outstanding, shall not exceed in the whole the sum of *Loan Act* 2002 - one hundred million dollars (\$100,000,000.00); and

WHEREAS an amount of twenty-two million, seven hundred and seventy-two thousand, five hundred dollars (\$22,772,500.00) authorized by Order-in-Council No. EC2002-482 has been borrowed under the Authority of *Loan Act 2002* and it is deemed expedient to borrow under the said authority, by the rollover and reissue of new twenty (20) year debentures on a monthly basis, in varying amounts, and at various rates of interest to the Canada Pension Plan for the purpose of discharging the cost of carrying on public works authorized by the Legislature and the payment, in part, of certain indebtedness of the Province;

THE EXECUTIVE COUNCIL THEREFORE ADVISES THAT under the authority of and pursuant to the provisions of *Loan Act 2002* and the *Financial Administration Act*, the Province may borrow by the issue and sale of Debentures of the Province in the principal amount of eleven million one hundred and thirty-five thousand dollars (\$11,135,000.00) over the twelve months commencing April 1, 2003 until March 31, 2004 in various amounts, at various interest rates, with interest payments being payable every six months from the date of issuance.

THE EXECUTIVE COUNCIL FURTHER ADVISES THAT the Debentures will be represented by certificates issued directly to the Canada Pension Plan on a monthly basis.

THE EXECUTIVE COUNCIL FURTHER ADVISES THAT the principal amounts totalling eleven million, one hundred and thirty-five thousand dollars (\$11,135,000.00) of the Debentures, the issued whereof is hereby provided for, is and is declared to be necessary to realize the net sum required to be raised by way of loan pursuant to the said *Loan Act 2002* and the *Financial Administration Act*.

THE EXECUTIVE COUNCIL FURTHER ADVISES THAT the said interest shall be payable on the new debentures semi-annually on the issue dates and six months later for each individual debenture and that both the principal and interest payments on each individual debenture shall be payable in lawful money of Canada, in the manner provided in the conditions thereon. The first such interest payment shall be made six months from the date of initial issue.

THE EXECUTIVE COUNCIL FURTHER ADVISES that the said debenture be in substantially the following form:

No CPP-174-PE03	\$1,381,000.00
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Province of Prince Edward Island

THE PROVINCE OF PRINCE EDWARD ISLAND will pay to the Receiver General for Canada to the credit of the Canada Pension Plan Investment Fund provided for in the *Canada Pension Plan, R.S.C., c. C-8*, as amended, on the 5th day of April 2023 (subject to prior redemption in whole or in part in accordance with the provisions hereinafter contained), on presentation and surrender of this Debenture, the principal sum of One Million and Three Hundred and Eighty-One Thousand Dollars (\$1,381,000.00) in lawful money of Canada, and will pay interest on the said principal sum, or such part thereof as shall from time to time remain outstanding, in like money from the date of this Debenture until the day of maturity or earlier day of redemption hereof at the rate of Six and Twenty-Five Hundredths per cent (6.25%) per annum payable semi-annually on the 5th day of April and on the 5th day of October in each year. Such principal and interest are payable in the City of Ottawa.

At the option of the Minister of Finance of Canada, the Debentures of this issue are redeemable and shall be redeemed and paid by the Province, in whole or in part, from time to time prior to the day of maturity thereof, but only (a) whenever the said Minister of Finance deems it necessary in order to meet any payments that will be required to be made under S.108(3) of the *Canada Pension Plan* and only after notice in writing by the said Minister of Finance to the Provincial Treasurer, on behalf of the Province of Prince Edward Island given not less than six months before the day of such redemption, and (b) after the redemption in full of all securities of or guaranteed by the Province that were issued pursuant to the provisions of the *Canada Pension Plan* before the month of issue of the Debenture or Debentures to be redeemed and on the basis that the amount that shall be realized at any time by the way of redemption in whole or in part of securities of or guaranteed by the Province held to the credit of the Canada Pension Plan Investment Fund is that proportion of the total amount to be realized at that time by way of redemption of securities so held that (i) the aggregate amount then outstanding of the securities of or guaranteed by the Province held to the credit of the Canada Pension Plan Investment Fund is of (ii) the aggregate amount then outstanding of all securities held to credit of the said Fund. In the event of the redemption of a part only of this Debenture, the part to be redeemed will be paid by the Province without surrender or presentation of the Debenture to the Province provided that the Receiver General for Canada will cause a notation of such partial payment to be made on the Debenture and will issue to the Province a certificate confirming such partial payment. Any sum so paid on redemption in whole or part shall include accrued interest to the day of such redemption.

The principal monies secured by this Debenture are raised upon the credit of the Operating Fund of Prince Edward Island and the said principal monies and the interest thereon are hereby charged on and shall be paid out of the said Fund.

This Debenture is not negotiable, transferable, or assignable.

This Debenture is issued under authority of the *Financial Administration Act*, R.S.P.E.I. 1988, Cap. F-9, as amended, and of an Order of the Lieutenant Governor in Council.

DATED AT Charlottetown in the Province of Prince Edward Island this 5th day of April, 2003.

SIGNED AND SEALED on behalf of the
Province of Prince Edward Island

Michael L. O'Brien, F.C.A.
Deputy Provincial Treasurer

Doug Clow, C.A.
Director of Fiscal Management

EC2003-144

ROLLOVER OF PROVINCIAL DEBENTURE ISSUES

Further to the immediately preceding Order-in-Council No. EC2003-143 dated this date and entitled "Provincial Debenture Issues to Canada Pension Plan" in the matter of the issuance of eleven million, one hundred and thirty-five thousand dollars (\$11,135,000.00) in the form of ten Province of Prince Edward Island Debentures in the amounts and at the rates (only insofar as they are now known) listed below, Council agreed to reissue/rollover said debentures.

Present Maturity	Present CPP Principal	Present Interest Rate	Rollover Maturity	Rolled Over Principal	Forecast Interest Rate	Annual Interest Savings
05-Apr-2003	\$1,381,000	11.590%	05-Apr-2023	\$1,381,000	6.250%	\$73,745.40
02-May-2003	\$1,777,000	11.530%	02-May-2023	\$1,777,000	6.250%	\$93,825.60
01-Jun-2003	\$1,787,000	10.920%	01-Jun-2023	\$1,787,000	6.250%	\$83,452.90
04-Jul-2003	\$1,191,000	11.370%	04-Jul-2023	\$1,191,000	6.500%	\$58,001.70
02-Aug-2003	\$856,000	11.510%	02-Aug-2023	\$856,000	6.500%	\$42,885.60
01-Sep-2003	\$785,000	12.080%	01-Sep-2023	\$785,000	6.500%	\$43,803.00
03-Oct-2003	\$726,000	12.140%	03-Oct-2023	\$726,000	6.750%	\$39,131.40
01-Nov-2003	\$832,000	11.650%	01-Nov-2023	\$832,000	6.750%	\$40,768.00
01-Dec-2003	\$332,000	11.790%	01-Dec-2023	\$332,000	6.750%	\$16,732.80
01-Jan-2004	\$0	0.000%	01-Jan-2024	\$0	7.000%	\$0.00
01-Feb-2004	\$0	0.000%	01-Feb-2024	\$0	7.000%	\$0.00
01-Mar-2004	<u>\$1,468,000</u>	12.130%	01-Mar-2024	<u>\$1,468,000</u>	7.000%	<u>\$75,308.40</u>
	\$11,135,000			\$11,135,000		\$567,654.80

Delivery of the above-noted debentures will be against delivery of the maturing debentures by the Canada Pension Plan in Ottawa. All future payments of principal and interest will be made at the Canada Pension Plan offices in Ottawa either electronically or in the form of cheques in lawful money of Canada.

EC2003-145

ROADS ACT HIGHWAY ACCESS REGULATIONS AMENDMENT

Pursuant to section 29 of the *Roads Act* R.S.P.E.I. 1988, Cap. R-15, Council made the following regulations:

1. Schedule C-1, Local (Class 1) Highways, of the *Roads Act* Highway Access Regulations (EC580/95) is amended by the revocation of subsection 1(136).

2. Schedule C-2, Local (Class 2) Highways, of the regulations is amended by the revocation of subsection 1(31) and the substitution of the following:

(31) **Route 246:** The paved portion of Route 246 commencing at the intersection of Route 1 in the settlement of Desable to the intersection of Route 254 in the settlement of Emerald.

3. These regulations come into force on March 29, 2003.

EXPLANATORY NOTES

The amendments will reclassify 12 km of the paved portion of Route 246 in the settlement of South Melville from a Class C-1, local paved road, to a Class C-2, local paved road, enabling entrance ways to be approved under a lesser standard and lowering the posted speed limit from 80 km/hr to 70 km/hr.

EC2003-146**YOUTH CRIMINAL JUSTICE ACT
DESIGNATION OF MINISTER
FOR
ESTABLISHMENT OF CONFERENCE RULES**

Pursuant to the provisions of subsection 19(3) of the *Youth Criminal Justice Act*, S.C. 2002, c. 1, Council designated the Attorney General to be the Minister who may establish rules for the convening and conducting of conferences other than conferences convened or caused to be convened by a youth justice court judge or a justice of the peace. This designation comes into force effective 1 April 2003.

EC2003-147**YOUTH CRIMINAL JUSTICE ACT
FIXED PERCENTAGE OF FINE
ORDERED**

Pursuant to the provisions of subsection 53(1) of the *Youth Criminal Justice Act*, S.C. 2002, c. 1, Council ordered that, in respect of any fine imposed in the province under paragraph 42(2)(d) of the said Act, fifteen percent (15%) of the fine be used to provide such assistance to victims of offences as Council may from time to time direct. This Order comes into force effective 1 April 2003.

EC2003-148**YOUTH CRIMINAL JUSTICE ACT
LEVEL OF CUSTODY DETERMINATION
ORDERED**

Pursuant to the provisions of section 88 of the *Youth Criminal Justice Act*, S.C. 2002, c. 1, Council ordered that the power to make determinations of the level of custody for young persons and to review those determinations, be exercised in accordance with the *Young Offenders Act*, chapter Y-1 of the Revised Statutes of Canada 1985. The following provisions of that Act apply, with any modifications that the circumstances may require, to the exercise of those powers:

- (a) the definitions “review board” and “progress report” in subsection 2(1);
- (b) section 11;
- (c) sections 24.1 to 24.3; and
- (d) sections 28 to 31.

This Order comes into force effective 1 April 2003.