

EC2003-511

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CHARLES FLEISHMANN III, ERIC B. YEISER, CHARLES F. YEISER
AND PAUL SELZER
(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 Charles Fleishmann III, Eric B. Yeiser, Charles F. Yeiser and Paul Selzer, all of Cincinnati, Ohio to acquire an interest in a land holding of approximately seventy-one (71) acres of land in Lot 42, Kings County, Province of Prince Edward Island, being acquired from Eugene Croken and Suzanne Croken, both of Goose River, Prince Edward Island.

EC2003-512

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
YVONNE HART AND ROGER KELLY
(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 Yvonne Hart and Roger Kelly, both of Oshawa, Ontario to acquire a land holding of approximately forty-two decimal three nine (42.39) acres of land in Lot 64, Kings County, Province of Prince Edward Island, being acquired from Marshall Buell and Catherine Foley Buell, both of Murray River, 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.

EC2003-513

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 a land holding of approximately four decimal eight five (4.85) 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.

EC2003-514

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 CHRISTOPHER JOHN NORRIS AND HEATHER CAMPBELL
 (DENIAL)

Council, having under consideration an application (#N4182) for acquisition of a land holding under authority of section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap L-5, denied permission to Christopher John Norris and Heather Campbell, both of Toronto, Ontario to acquire a land holding of approximately thirty-two (32) acres of land in Lot 29, Queens County, currently owned by Ian Carter and Beth Carter, both of Springbrook, Prince Edward Island.

EC2003-515

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ROBERTO RADICE AND DINA BRUNA PASSONI
 (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 Roberto Radice and Dina Bruna Passoni, both of Milan, Italy to acquire a land holding of approximately eighteen decimal eight (18.8) acres of land in Lot 49, Queens County, Province of Prince Edward Island, being acquired from Roy Chellis and Jeanne Chellis, both of Alexandra, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 279661, 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.

EC2003-516

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
ARTHUR MOONEY & SONS 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 Arthur Mooney & Sons Ltd. of St. Catherines, Prince Edward Island to acquire a land holding of approximately six hundred and thirteen decimal four three (613.43) acres of land in Lots 44, 45 and 46, Kings County, Province of Prince Edward Island, being acquired from Arthur Mooney of St. Catherines, 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.

EC2003-517

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
ARTHUR MOONEY & SONS 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 Arthur Mooney & Sons Ltd. of St. Catherines, Prince Edward Island to acquire a land holding of approximately forty-three (43) acres of land in Lot 45, Kings County, Province of Prince Edward Island, being acquired from Bernard Hennessey and Lauretta Hennessey, both of Souris, 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.

EC2003-518

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
ARTHUR MOONEY & SONS 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 Arthur Mooney & Sons Ltd. of St. Catherines, Prince Edward Island to acquire a land holding of approximately thirty-five (35) acres of land in Lot 45, Kings County, Province of Prince Edward Island, being acquired from Alexander Francis Leslie of Souris, 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.

EC2003-519

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ARTHUR MOONEY & SONS 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 Arthur Mooney & Sons Ltd. of St. Catherines, Prince Edward Island to acquire a land holding of approximately thirty-two decimal nine eight (32.98) acres of land in Lot 45, Kings County, Province of Prince Edward Island, being acquired from Andrew M. MacInnis of Souris, 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.

EC2003-520

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 BLOIS RENNIE 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 Blois Rennie Farms Ltd. of Dock Road, Prince Edward Island to acquire a land holding of approximately sixty-nine (69) acres of land in Lot 5, Prince County, Province of Prince Edward Island, being acquired from Blair Horne and Sharon Horne, both of Bloomfield, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 791228, 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.

EC2003-521

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 BLOIS RENNIE 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 Blois Rennie Farms Ltd. of Dock Road, Prince Edward Island to acquire a land holding of approximately forty (40) acres of land in Lot 5, Prince County, Province of Prince Edward Island, being acquired from Harold Gard of Mill River, 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.

EC2003-522

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 BLOIS RENNIE 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 Blois Rennie Farms Ltd. of Dock Road, Prince Edward Island to acquire a land holding of approximately thirty-five decimal six one (35.61) acres of land in Lot 5, Prince County, Province of Prince Edward Island, being acquired from Harold Gard of Mill River, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 554196, 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.

EC2003-523

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 HIGH BANK HOLDINGS 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 High Bank Holdings Ltd. of Stratford, Prince Edward Island to acquire a land holding of approximately ten (10) acres of land in Lot 64, Kings County, Province of Prince Edward Island, being acquired from Craig Jenkins of Stratford and Robert C. Jenkins of Souris West, both in Prince Edward Island.

EC2003-524

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 J.A.R. HOLDINGS 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 J.A.R. Holdings Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately three decimal seven eight (3.78) acres of land in Lot 18, Prince County, Province of Prince Edward Island, being acquired from 3712958 Canada Inc. of Miscouche, Prince Edward Island.

Further, Council noted that pursuant to section 9 of the said Act the land holding, being Provincial Property No. 793562, was previously subject to the condition that it not be subdivided. This condition is binding on J.A.R. Holdings Inc. and on all successors in title.

EC2003-525

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
RIVERSIDE CORPORATION
(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 Riverside Corporation of Cincinatti, Ohio to acquire a land holding of approximately seventy-one (71) acres of land in Lot 42, Kings County, Province of Prince Edward Island, being acquired from Eugene Croken and Suzanne Croken, both of Goose River, 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.

EC2003-526

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WILLARD WAUGH & SONS 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 Willard Waugh & Sons Ltd. of Lower Bedeque, Prince Edward Island to acquire a land holding of approximately three decimal zero one (3.01) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from Gordon Waugh of Lower Bedeque, 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.

EC2003-527

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROVINCIALY OWNED LAND
AT CHARLOTTETOWN, QUEENS COUNTY
EXEMPTION FROM
IDENTIFICATION FOR NON-DEVELOPMENT USE

Pursuant to section 21 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council determined that upon transfer to the City of Charlottetown, land or land covered by water located at Charlottetown, Queens County, Prince Edward Island, being approximately three decimal five eight (3.58) acres of land to be appended to Provincial Property No. 880401 at Riverside Drive on the western shore of the Hillsborough River, being subject to the official plan and zoning bylaws of an incorporated municipality and being intended for industrial use, and currently owned by the Government of Prince Edward Island, as represented by the Minister of Transportation and Public Works, NOT be identified for non-development use under the Land Identification Program established by the *Prince Edward Island Lands Protection Act* Land Identification Regulations (EC606/95).

EC2003-528
PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROVINCIALY OWNED LAND
AT BRAE HARBOUR, PRINCE COUNTY
EXEMPTION FROM
IDENTIFICATION FOR NON-DEVELOPMENT USE

Pursuant to section 21 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council determined that, upon transfer of administration and control to Her Majesty the Queen in Right of Canada, land and land covered by water located at Brae Harbour in Lot 9, Prince County, Prince Edward Island, totalling approximately two decimal four zero (2.40) acres and currently owned by the Government of Prince Edward Island, as represented by the Minister of Transportation and Public Works, NOT be identified for non-development use under the Land Identification Program established by the *Prince Edward Island Lands Protection Act* Land Identification Regulations (EC606/95).

A copy of the legal description of the said land and land covered by water is attached to the file copy of this Order in the Office of the Clerk of the Executive Council.

EC2003-529

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. Subsection 23(4) of the *Personal Property Security Act* Regulations (EC270/98) is revoked and the following substituted:

- (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. These regulations are deemed to have come into force on April 27, 1998 and are retroactive to the extent necessary to give them effect on and after that date.

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 provides for the retroactive commencement and effect of these regulations.

EC2003-530

REVENUE TAX ACT
REGULATIONS
AMENDMENT

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

1. Section 12 of the *Revenue Tax Act Regulations* (EC262/60) is amended by the addition of the following after subsection (13):

(14) The Minister may refund the tax paid on goods purchased by AVC Inc. for its own use if the goods would be exempt, or if the tax paid on them would be refundable, under these regulations if purchased or paid by a farmer or aquaculturist. AVC Inc. refund

2. These regulations are deemed to have come into force on July 1, 1998.

EXPLANATORY NOTES

The regulations allow a tax refund for farm or aquaculture goods purchased by AVC Inc. since July 1, 1998.

EC2003-531

**ROADS ACT
HIGHWAY ACCESS REGULATIONS
AMENDMENT**

Pursuant to subsection 29(1) of the *Roads Act* R.S.P.E.I. 1988, Cap. R-15, Council made the following regulations:

1. Schedule C-3, LOCAL (CLASS 3) HIGHWAYS of the *Roads Act Highway Access Regulations* (EC580/95) is amended by the addition of the following after subsection 1(463):

(463.1) **Train Station Road RI41033:** The Train Station Road in the settlement of Albany commencing at the intersection of Route 1 to the intersection of Route 112, a distance of 2.1 km.

2. Schedule D, SEASONAL HIGHWAYS, of the regulations is amended by the revocation of subsection 1(421).

3. These regulations come into force on October 11, 2003.

EXPLANATORY NOTES

The amendment reclassifies the Old Cape Traverse Road/Lester Stewart Road, which has been renamed to Train Station Road, Road Index 41033, from a Seasonal Highway to a C-3, Local (Class 3) Highway.

EC2003-532

**SUPREME COURT ACT
DEPUTY REGISTRAR
SUPREME COURT OF PRINCE EDWARD ISLAND
KIM ANN RADANOVICH
APPOINTMENT**

Pursuant to section 20.2 of the *Supreme Court Act* R.S.P.E.I. 1988, Cap. S-10 Council appointed Kim Ann Radanovich of Charlottetown, in Queens County a deputy registrar of the Supreme Court from 29 October 2003 through 29 April 2004.

Further, Council ordered that, should the said Kim Ann Radanovich cease to be employed with the Supreme Court of Prince Edward Island, her appointment to the aforementioned position shall terminate coincident with the date of termination of her employment.

EXECUTIVE COUNCIL _____ 2 OCTOBER 2003

EC2003-533**AN ACT TO AMEND THE WILDLIFE CONSERVATION ACT
DECLARATION RE**

Under authority of section 10 of *An Act to Amend the Wildlife Conservation Act* Stats. P.E.I. 2003, 4th Session, c. 46 Council ordered that a Proclamation do issue proclaiming "*An Act to Amend the Wildlife Conservation Act*" to come into force effective 2 October 2003.

EC2003-534**WORKERS COMPENSATION ACT
WORKERS COMPENSATION BOARD
APPOINTMENT**

Pursuant to subsection 19(2) of the *Workers Compensation Act* R.S.P.E.I. 1988, Cap. W-7.1 Council made the following appointment:

NAME	TERM OF APPOINTMENT
Donna Butler Cornwall (reappointed)	27 June 2003 to 31 December 2003

CANADA

PROVINCE OF PRINCE EDWARD ISLAND

ELIZABETH THE SECOND, by the
Grace of God of the United Kingdom,
Canada and Her other Realms and
Territories, QUEEN, Head of the
Commonwealth, Defender of the Faith.

Lieutenant Governor

TO ALL TO WHOM these presents shall come or whom the same may in any
wise concern:

GREETING

A PROCLAMATION

WHEREAS in and by section 10 of Chapter 46 of the Acts passed by the
Legislature of Prince Edward Island in the 4th Session thereof held in the year
2003 and in the fifty-second year of Our Reign intituled "An Act to Amend the
Wildlife Conservation Act" it is enacted as follows:

“This Act comes into force on a date that may be fixed by proclamation of the
Lieutenant Governor in Council.”,

AND WHEREAS it is deemed expedient that the said Act, Stats. P.E.I. 2003,
4th Session, c. 46 should come into force on the 2nd day of October, 2003,

NOW KNOW YE that We, by and with the advice and consent of our
Executive Council for Prince Edward Island, do by this Our Proclamation
ORDER AND DECLARE that the said Act being "An Act to Amend the Wildlife
Conservaiton Act" passed in the fifty-second year of Our Reign shall come into
force on the second day of October, two thousand and three of which all persons
concerned are to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made
Patent and the Great Seal of Prince Edward Island to be hereunto affixed.

WITNESS the Honourable J. Léonce Bernard, Lieutenant Governor of the
Province of Prince Edward Island, at Charlottetown this second day of October in
the year of Our Lord two thousand and three and in the fifty-second year of Our
Reign.

By Command,

Clerk of the Executive Council