

EC2004-674

**ENVIRONMENTAL PROTECTION ACT
PETROLEUM STORAGE TANKS REGULATIONS
AMENDMENT**

Pursuant to subsection 25(1) of the *Environmental Protection Act* R.S.P.E.I. 1988, Cap. E-9, Council made the following regulations:

1. Subsection 1(1) of the *Environmental Protection Act* Petroleum Storage Tanks Regulations (EC322/01) is amended by the addition of the following after clause (v):

(v.1) “product line protector” means a device attached to a small capacity storage tank that helps protect the shut-off valve and fuel filter assembly from accidental breakage;

product line
protector

2. The regulations are amended by the addition of the following after section 3:

3.1 (1) No person shall, after February 3, 2005, deliver petroleum to an outside small capacity storage tank that is not equipped with a product line protector where the tank has

Delivery to tank
without a product
line protector

- (a) a shut-off valve; or
- (b) a fuel filter assembly,

that is not installed directly under the tank.

(2) No person shall, after July 31, 2005, deliver petroleum to an outside small capacity storage tank that has a combustible tank stand.

Delivery to tank
with a combustible
tank stand

3. The regulations are amended by the addition of the following after section 12:

12.1 (1) No person shall, after July 31, 2005, sell, or offer to sell, a small capacity storage tank to any other person unless the other person holds a valid HHI license.

Sale of small
capacity storage
tank

(2) Subsection (1) does not apply to small capacity storage tanks used as part of a valid installation pursuant to these regulations.

Exception

4. Subsection 12(8) of the regulations is amended by the deletion of the words “Form 6” and the substitution of the words “Form 6A”.

5. Subsection 14(1) of the regulations is amended by the addition of the words “or a valid HHI license” after the words “HHIp license”.

6. Subsection 14(3) of the regulations is amended by the deletion of the words “Form 6” and the substitution of the words “Form 6B”.

7. Form 6 of the Schedule to the regulations is revoked and the Forms as set out in the Schedule to these regulations are substituted.

8. These regulations come into force on December 4, 2004.

SCHEDULE

FORM 6A HOME HEAT TANK INSTALLATION LICENSE	
<p align="center">Prince Edward Island Environment, Energy and Forestry</p> <p align="center">Home Heat Tank Installation and Inspection License</p> <p align="center">Pursuant to subsection 12(1) of the <i>Environmental Protection Act</i> Petroleum Storage Tanks Regulations</p>	<p align="center">LICENSEE</p> <p>Name: _____ Company: _____</p> <p>Issue Date: _____ Expiry Date: _____</p> <p>The person named herein is licensed to install, alter and remove small capacity storage tanks pursuant to the <i>Environmental Protection Act</i> Petroleum Storage Tanks Regulations.</p>
License Number:	Authorized Signature:

FORM 6B HOME HEAT TANK INSPECTION LICENSE	
<p align="center">Prince Edward Island Environment, Energy and Forestry</p> <p align="center">Home Heat Tank Inspection License</p> <p align="center">Pursuant to subsection 14(1) of the <i>Environmental Protection Act</i> Petroleum Storage Tanks Regulations</p>	<p align="center">LICENSEE</p> <p>Name: _____ Company: _____</p> <p>Issue Date: _____ Expiry Date: _____</p> <p>The person named herein is licensed to inspect and affix tags to small capacity storage tanks pursuant to the <i>Environmental Protection Act</i> Petroleum Storage Tanks Regulations.</p>
License Number:	Authorized Signature:

EXPLANATORY NOTES

These amendments prohibit the delivering of petroleum to outside small capacity storage tanks that are not equipped with a product line protector or that have a combustible tank stand. In addition, these amendments prohibit the sale of a small capacity storage tank to a person who does not hold an HHI license. These amendments also prescribe two forms that are required under the regulations.

EC2004-675

ISLAND INVESTMENT DEVELOPMENT ACT
 ISLAND INVESTMENT DEVELOPMENT INC.
 EXECUTIVE DIRECTOR - APPOINTMENT
 KENT SCALES
 (TO RESCIND)

Council, having under consideration Order-in-Council EC2003-202 of 15 April 2003, rescinded the said Order, thus rescinding the appointment of Kent Scales as Executive Director of Island Investment Development Inc. effective 12 October 2004.

EC2004-676

ISLAND INVESTMENT DEVELOPMENT ACT
 ISLAND INVESTMENT DEVELOPMENT INC.
 EXECUTIVE DIRECTOR - APPOINTMENT
 ALLAN SMITH
 (APPROVED)

Pursuant to subsection 6(1) of the *Island Investment Development Act* R.S.P.E.I. 1988, Cap. I-10.1 Council appointed Allan Smith to serve at pleasure as Executive Director of Island Investment Development Inc. effective 12 October 2004 (vice Kent Scales, resigned).

EC2004-677

ISLAND INVESTMENT DEVELOPMENT ACT
 ISLAND INVESTMENT DEVELOPMENT INC.
 BOARD OF DIRECTORS
 APPOINTMENTS

Pursuant to section 3 of the *Island Investment Development Act* R.S.P.E.I. 1988, Cap. I-10.1 Council made the following appointments:

NAME	TERM OF APPOINTMENT
as chairperson	
Michael L. O'Brien Deputy Minister Department of Development and Technology (vice Paul Jelley)	12 October 2004 at pleasure
as vice-chairperson	
Paul Jelley Deputy Provincial Treasurer (vice Michael L. O'Brien)	12 October 2004 at pleasure

as secretary-treasurer

Kent Scales	12 October 2004
Deputy Minister	at pleasure
Department of Tourism	
(vice Lewis Creed, retired)	

as member

Allan Smith	12 October 2004
Executive Director	at pleasure
Island Investment Development Inc.	

EC2004-678

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PAULETTE BARKE
(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 Paulette Barke of Calgary, Alberta to acquire an interest in a land holding of approximately zero decimal seven seven (0.77) acres of land in Lot 26, Prince County, Province of Prince Edward Island, being acquired from Stanley J. Murray and Norma Murray, both of Bedeque, Prince Edward Island.

EC2004-679

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
NICHOLAS DOUDOUMOPOULOS, ELIZABETH W. DOUDOUMOPOULOS,
ALEXANDER DOUDOUMOPOULOS (TRUSTEE),
JOHN S. CLAPP JR. (TRUSTEE), SARAH D. BEECHLER,
ELIZABETH W. LANE, WARREN WILKINSON,
THOMAS WILKINSON AND JOHN WILKINSON
(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 Nicholas Doudoumopoulos of Garrett Park, Maryland; Elizabeth W. Doudoumopoulos and Alexander Doudoumopoulos (Trustee), both of Chevy Chase, Maryland; John S. Clapp Jr. (Trustee) of Wellesley, Massachusetts; Sarah D. Beechler of Keedysville, Maryland; Elizabeth W. Lane of Eliot, Maine; Warren Wilkinson of Vero Beach, Florida; Thomas Wilkinson of Hudson, Massachusetts; and John Wilkinson of Millis, Massachusetts to acquire an interest in a land holding of approximately forty-eight decimal five (48.5) acres of land in Lot 63, Kings County, Province of Prince Edward Island, being acquired from Kenneth Paul of Montague, Prince Edward Island.

EC2004-680

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 GEORGE GLEMET AND CURTIS LANCASTER
 (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 George Glemet of Luskville, Quebec and Curtis Lancaster of Gananoque, Ontario to acquire an interest in a land holding of approximately thirty-one (31) acres of land in Lot 24, Queens County, Province of Prince Edward Island, being acquired from THC Holdings Inc. of Hunter River, Prince Edward Island.

EC2004-681

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 WILLIAM H. HARRINGTON AND ANN M. HARRINGTON
 (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 William H. Harrington and Ann M. Harrington, both of Beechville, Nova Scotia to acquire a land holding of approximately sixty-four (64) acres of land in Lot 38, Kings County, Province of Prince Edward Island, being acquired from Bryan O'Connor and Elaine (McCormick) O'Connor, both of Canavoy, 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.

EC2004-682

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 KARL KENNY, IRIS PETTEN, CHESLEY PENNEY,
 AND MARTIN SULLIVAN
 (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 Karl Kenny, Iris Petten, and Chesley Penney, all of Conception Bay South, Newfoundland and Labrador and Martin Sullivan of St. John's, Newfoundland and Labrador to acquire an interest in a land holding of approximately two decimal seven four (2.74) acres of land in Lot 63, Kings County, Province of Prince Edward Island, being acquired from Ocean Choice PEI Inc. of Souris, Prince Edward Island.

EC2004-683

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 CHARLTON LOCKE
 (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 Charlton Locke of Scarborough, Ontario to acquire an interest in a land holding of approximately fourteen decimal eight two (14.82) acres of land in Lot 53, Kings County, Province of Prince Edward Island, being acquired from Marwood Properties Inc. of Georgetown, Prince Edward Island.

EC2004-684

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 JAMES F. MITCHELL
 (DENIAL)

Council, having under consideration an application (#N4318) 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 James F. Mitchell of Calgary, Alberta to acquire a land holding of approximately two hundred and seventy-two (272) acres of land in Lot 17, Prince County, currently owned by Etienne H. Burrus of Calgary, Alberta.

EC2004-685

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 LYNDA C. MORGAN AND STEPHEN E. STEWART
 (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 Lynda C. Morgan and Stephen E. Stewart, both of Oshawa, Ontario to acquire a land holding of approximately seventeen (17) acres of land in Lot 38, Queens County, Province of Prince Edward Island, being acquired from Bernard Feehan of Mount Stewart, 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.

EC2004-686

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ANTONIO PIRAINO AND GILDA PIRAINO
 (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 Antonio Piraino and Gilda Piraino, both of Mattituck, New York to acquire a land holding of approximately forty-seven (47) acres of land in Lot 63, Kings County, Province of Prince Edward Island, being acquired from Scott Johnston and Eileen Johnston, 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.

EC2004-687

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 MERVYN C. RUSSELL, DALE GODSOE AND ROBERT L. PACE
 (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 Mervyn C. Russell, Dale Godsoe and Robert L. Pace, all of Halifax, Nova Scotia to acquire an interest in a land holding of approximately seven decimal nine five (7.95) acres of land in Lot 22, Queens County, Province of Prince Edward Island, being acquired from Sterling MacLeod Bryenton or the Estate of Sterling MacLeod Bryenton, late of Hartsville, Prince Edward Island.

EC2004-688

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 FRAZER L. SMITH AND HELEN E. SMITH
 (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 Frazer L. Smith and Helen E. Smith, both of Wembley, Alberta to acquire a land holding of approximately ninety (90) acres of land in Lot 22, Queens County, Province of Prince Edward Island, being acquired from Dale McIsaac and Ann-Marie McIsaac, both of Donagh, Prince Edward Island; Guy McIsaac and Natalie McIsaac, both of Moncton, New Brunswick; and Paul McIsaac and Shirley McIsaac, both of Calgary, Alberta 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.

EC2004-689

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 BERNADETTE R. SULLIVAN
 (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 Bernadette R. Sullivan of Halifax, Nova Scotia to acquire a land holding of approximately fifty (50) acres of land in Lot 61, Kings County, Province of Prince Edward Island, being acquired from Susan Lori Frederick of Belfast, 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.

EC2004-690

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 C.L. HEALTH BUILDINGS 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 C.L. Health Building Inc. of Scarborough, Ontario to acquire a land holding of approximately fourteen decimal eight two (14.82) acres of land in Lot 53, Kings County, Province of Prince Edward Island, being acquired from Marwood Properties Inc. of Georgetown, Prince Edward Island.

EC2004-691

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 CANADIAN MUSSELS 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 Canadian Mussels Ltd. of Montague, Prince Edward Island to acquire a land holding of approximately two decimal seven four (2.74) acres of land in Lot 63, Kings County, Province of Prince Edward Island, being acquired from Ocean Choice PEI Inc. of Souris, Prince Edward Island SUBJECT TO the condition that the said real property not be subdivided. The condition preventing subdivision shall be binding on the said Canadian Mussels Ltd. and on all successors in title.

EC2004-692

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 FRANK J. FORESTRY 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 Frank J. Forestry Ltd. of St. Chrysostome, Prince Edward Island to acquire a land holding of approximately three hundred and thirty-seven decimal five six (337.56) acres of land in Lots 9 and 13, Prince County, Province of Prince Edward Island, being acquired from Arsenault Sawmill Ltd. of St. Chrysostome, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property Nos. 057943, 058727, 881102 and 881110, 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.

EC2004-693

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 FRANK J. FORESTRY 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 Frank J. Forestry Ltd. of St. Chrysostome, Prince Edward Island to acquire a land holding of approximately one hundred and fourteen (114) acres of land in Lots 9 and 15, Prince County, Province of Prince Edward Island, being acquired from Leonce Arsenault of St. Chrysostome, 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.

EC2004-694

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 G & J 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 G & J Holdings Inc. of Searletown, Prince Edward Island to acquire a land holding of approximately zero decimal seven seven (0.77) acres of land in Lot 26, Prince County, Province of Prince Edward Island, being acquired from Stanley J. Murray and Norma Murray, both of Bedeque, Prince Edward Island.

EC2004-695

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 JASPER WYMAN & SON CANADA INC.
 (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 Jasper Wyman & Son Canada Inc. of Canavoy, Prince Edward Island to acquire a land holding of approximately forty-eight decimal five (48.5) acres of land in Lot 63, Kings County, Province of Prince Edward Island, being acquired from Kenneth Paul of Montague, 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.

EC2004-696

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 MBS REALTY LIMITED/GREEN RADIO 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 MBS Realty Limited/Green Radio Limited of Halifax, Nova Scotia to acquire a land holding of approximately seven decimal nine five (7.95) acres of land in Lot 22, Queens County, Province of Prince Edward Island, being acquired from Sterling MacLeod Bryenton or the Estate of Sterling MacLeod Bryenton, late of Hartsville, Prince Edward Island SUBJECT TO the condition that the said real property not be subdivided. The condition preventing subdivision shall be binding on the said MBS Realty Limited/Green Radio Limited and on all successors in title.

EC2004-697

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 MACLEAN 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 MacLean Farms Ltd. of Coleman, Prince Edward Island to acquire a land holding of approximately sixty-one (61) acres of land in Lot 7, Prince County, Province of Prince Edward Island, being acquired from Ernest O'Connor of Crapaud, 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.

EC2004-698

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 WALLACE FAMILY FARM 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 Wallace Family Farm Ltd. of Cascumpec, Prince Edward Island to acquire a land holding of approximately one hundred and twenty-three decimal two one (123.21) acres of land in Lot 5, Prince County, Province of Prince Edward Island, being acquired from Daryl Wallace and Kent Wallace, both of Cascumpec, 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.

EC2004-699

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 KINKORA HOLDINGS INC.
 (TO RESCIND)

Council, having under consideration Order-in-Council EC2004-613 of 26 October 2004, rescinded the said Order forthwith, thus rescinding permission for Kinkora Holdings Inc. to acquire one hundred and thirty-six (136) acres of land in Lot 27, Prince County, Prince Edward Island from the P.E.I. Lending Agency of Charlottetown, Prince Edward Island.

EC2004-700

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 KINKORA 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 Kinkora Holdings Inc. of Kinkora, Prince Edward Island to acquire a land holding of approximately fifty-three (53) acres of land in Lot 27, Prince County, Province of Prince Edward Island, being acquired from Lorne Roberts and Austin Roberts, both of Kinkora, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 273201, 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.

EC2004-701

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
KINKORA HOLDINGS INC. AND NEWTON 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 Kinkora Holdings Inc. and Newton Holdings Inc., both of Kinkora, Prince Edward Island to acquire a land holding of approximately eighty-three (83) acres of land in Lot 27, Prince County, Province of Prince Edward Island, being acquired from Lorne Roberts of Kinkora, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 273250, 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.

EC2004-702

PLANNING ACT
SUBDIVISION AND DEVELOPMENT REGULATIONS
AMENDMENT

Pursuant to sections 8 and 8.1 of the *Planning Act* R.S.P.E.I. 1988, Cap. P-8, Council made the following regulations:

1. Subsection 63(4) of the *Planning Act* Subdivision and Development Regulations (EC693/00) is amended by the deletion of the words “Subdivisions of one lot per existing parcel of land may be approved for the following purposes:” and the substitution of the words “An existing parcel of land may, on approval, be subdivided into not more than one lot for each of the following purposes:”.

2. These regulations come into force on December 4, 2004.

EXPLANATORY NOTES

The amendment clarifies that an existing parcel of land may be approved for subdivision into not more than one lot for each of the purposes listed in subsection 63(4).

EC2004-703

PRINCE EDWARD ISLAND BUSINESS DEVELOPMENT INC. ACT
PRINCE EDWARD ISLAND BUSINESS DEVELOPMENT INC.
CHIEF EXECUTIVE OFFICER - APPOINTMENT
ALLAN SMITH
(APPROVED)

Pursuant to subsection 3(2) of the Prince Edward Island Business Development Inc. Act R.S.P.E.I. 1988, Cap. B-6.2 Council appointed Allan Smith to serve at pleasure as Chief Executive Officer of Prince Edward Island Business Development Inc. effective 12 October 2004.

EC2004-704**SUMMARY PROCEEDINGS ACT
TICKET REGULATIONS
AMENDMENT**

Pursuant to section 10 of the *Summary Proceedings Act* R.S.P.E.I. 1988, Cap. S-9, Council made the following regulations:

1. Schedule 2 of the *Summary Proceedings Act Ticket Regulations (EC321/01)* is amended by revocation of the table entitled the “PESTICIDES CONTROL ACT REGULATIONS (EC543/84)” and the substitution of the following:

**PESTICIDES CONTROL ACT
REGULATIONS
(EC543/84)**

1 Failing to keep or store a pesticide separate from foodstuff or feed.....	4(1)	\$200
2 Failing to label containers holding seed treated with pesticide	4(4)	200
3 Transporting pesticide with commodities in a manner not sufficient to prevent contamination	5	200
4 Failing to keep pesticide application records	9(1)	200
5 Operating a business selling or supplying a regulated pesticide without a pesticide sales license.....	10(1)	200
6 Selling a regulated pesticide to an individual who does not have a valid pesticide use certificate.....	10(8)	200
7 Failing to store pesticide in an area that is designated and maintained as required.....	11	200
8 Applying pesticide without permit.....	12(1)	200
9 Applying a Schedule 2 pesticide	13.1	200
10 Applying aerial pesticide without permit.....	16(2)	200
11 Filling, discharging, washing or flushing a sprayer or other application equipment within 25 m of an open body of water	17(1)	200
12 Illegal transportation of pesticide.....	17.1	200
13 Applying a pesticide under excessive wind speed	17.2	200
14 Improper discharge of pesticide.....	17.3	200
15 Improper posting of pesticide application.....	18(1)(a), 18(2)(a)	200 200
16 Improper notification of a pesticide application.....	18(1)(c), 18(2)(c)	200 200
17 Improper signage of a pesticide application	18(3)	200
18 Purchasing a regulated pesticide without pesticide use certificate.....	19	200
19 Pesticide applied by a non-certified person	20	200

2. These regulations come into force on December 4, 2004.

EXPLANATORY NOTES

The amendments to Schedule 2 permit an out-of-court settlement penalty to be collected for violations of provisions of the *Pesticide Control Act Regulations*. These amendments are made to include violations of subsections 4(1) and (4), section 5, subsection 9(1), subsections 10(1) and (8), section 11, section 13.1, subsection 16(2), subsection 17(1), section 18.3 and section 19 of the *Pesticide Control Act Regulations*.

EC2004-705**WILDLIFE CONSERVATION ACT
SNOWSHOE HARE SNARING REGULATIONS**

Pursuant to section 28 of the *Wildlife Conservation Act* R.S.P.E.I. 1988, Cap. W-4.1, Council made the following regulations:

- 1. In these regulations** Definitions
- (a) "Act" means the *Wildlife Conservation Act* R.S.P.E.I. 1988, Cap. W-4.1; Act
- (b) "license" means a license issued under section 2. license
- 2. (1) The Minister may issue a snowshoe hare snaring license to an applicant who** Snowshoe hare snaring license
- (a) makes an application on a form approved by the Minister;
- (b) is at least 12 years of age;
- (c) pays the prescribed fee set out in subsection (6); and
- (d) is not precluded from making an application under subsection (2).
- (2) A person whose current license is suspended under subsection 31(2) of the Act may not make an application for a new license under subsection (1) until the suspension has expired. License suspended
- (3) A license expires on March 31 following the date the license was issued. Duration
- (4) A license authorizes the holder, during the term of the license, to snare snowshoe hares, subject to the Act and these regulations. Authorization to snare
- (5) No person shall snare or attempt to snare snowshoe hare unless the person holds a snowshoe hare snaring license. Prohibition
- (6) The prescribed fee payable for a license application is \$4.77. Prescribed fee
- 3. (1) No person shall set a snare for snowshoe hare unless the snare is made of a single strand of copper or brass wire, commonly known as rabbit wire, that is of between 22 and 24 gauge.** Wire gauge
- (2) No person shall set a snare for snowshoe hare with a wire loop greater than 10 cm (4 inches) in diameter. Wire loop
- 4. The open season, daily limits and possession limits in respect of the snaring of snowshoe hare are as follows:** Open season, limits, possession
- | Open Season | Daily Limit | Possession Limit |
|---------------------------|-------------|------------------|
| November 15 - February 28 | no limit | no limit |
- 5. These regulations come into force on December 4, 2004.** Commencement

EXPLANATORY NOTES

These regulations prohibit the snaring of snowshoe hares without a snowshoe hare snaring license. These regulations also set out restrictions on the construction of snares used in respect of snowshoe hares and establish the open season for snaring snowshoe hares.