

**EC2005-66**

EXECUTIVE COUNCIL ACT  
ATTORNEY GENERAL  
AUTHORITY TO ENTER INTO AN AGREEMENT  
(A PROVINCIAL/TERRITORIAL MEMORANDUM OF UNDERSTANDING  
REGARDING SECURITIES REGULATIONS)  
WITH THE  
GOVERNMENTS OF OTHER PARTICIPATING  
PROVINCES AND TERRITORIES

Pursuant to clause 10(b) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Attorney General to enter into an agreement with the governments of the other participating provinces and territories, as represented by their Ministers responsible for securities regulation, to improve Canada's securities regulatory framework by participating in the Provincial/Territorial Council of Ministers of Securities Regulation, working toward implementation of harmonized securities legislation including a passport system, and exploring options to consolidate and/or strengthen coordination and consistency of securities laws among provinces and territories, such as more particularly described in the draft agreement.

**EC2005-67**

EXECUTIVE COUNCIL ACT  
ATTORNEY GENERAL  
AUTHORITY TO ENTER INTO AN AGREEMENT  
(STANDARDS OF PROFESSIONAL RESPONSIBILITY AND  
STATEMENT OF THE ESSENTIAL DUTIES AND  
RIGHTS OF PROSECUTORS)  
WITH THE  
INTERNATIONAL ASSOCIATION OF PROSECUTORS

Pursuant to clause 10(d) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12, Council authorized the Attorney General to execute a Certificate of Compliance to adopt for use within the Province of Prince Edward Island, the Standards of Professional Responsibility and Statement of the Essential Duties and Rights of Prosecutors dated 23 April 1999 and approved by the International Association of Prosecutors.

**EC2005-68**

EXECUTIVE COUNCIL ACT  
 MINISTER OF HEALTH AND SOCIAL SERVICES  
 AUTHORITY TO ENTER INTO AN AGREEMENT  
 (CANADA-PRINCE EDWARD ISLAND  
 LABOUR MARKET AGREEMENT  
 FOR PERSONS WITH DISABILITIES)  
 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 the Canada-Prince Edward Island Labour Market Agreement for Persons with Disabilities dated April 7, 2004 and an amending agreement dated February 1, 2005, with the Government of Canada, as represented by the Minister responsible for human resources development, to set out terms and conditions of funding for the period April 1, 2004 to March 31, 2006 of programs and services to support people with disabilities in their efforts to participate successfully in the labour market, such as more particularly described in the draft agreements.

**EC2005-69**

EXECUTIVE COUNCIL ACT  
 PROVINCIAL TREASURER  
 AUTHORITY TO ENTER INTO AN AGREEMENT  
 (TAX COLLECTION 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 Provincial Treasurer to enter into an agreement with the Government of Canada, as represented by the Minister of Finance, to set out the terms and conditions whereby the Government of Canada will collect and administer personal and corporate income tax on behalf of the Province of Prince Edward Island, such as more particularly described in the draft agreement.

**EC2005-70**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 WILLIAM CROLLEY  
 (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 William Crolley of Jasper, Georgia to acquire an interest in a land holding of approximately zero decimal two (0.2) acres of land in Lot 52, Kings County, Province of Prince Edward Island, being acquired from Barry MacLeod and Karen MacLeod, both of Cardigan, Prince Edward Island.

**EC2005-71**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
HOWARD QUINN AND JOAN QUINN  
(DENIAL)

Council, having under consideration an application (#N4351) 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 Howard Quinn and Joan Quinn, both of Parrsboro, Nova Scotia to acquire an interest in a land holding of approximately one hundred and forty-six (146) acres of land in Lot 37, Queens County, currently owned by Edwin W. Walsh of Pisquid, Prince Edward Island.

**EC2005-72**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
ROBERT S. STALLINGS AND JOY F. STALLINGS  
(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 Robert S. Stallings and Joy F. Stallings, both of Atlanta, Georgia to acquire a land holding of approximately four decimal zero one (4.01) acres of land in Lot 33, Queens County, Province of Prince Edward Island, being acquired from Joseph H. Coffin and Rita E. Coffin, both of Little York, Prince Edward Island.

**EC2005-73**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
ROBERT K. IRVING  
(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 Robert K. Irving of St. John, New Brunswick to acquire an interest, by lease, in a land holding or land holdings of up to nine hundred and ninety-nine (999) acres.

**EC2005-74**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 APPLICATION TO LEASE LAND  
 ISLAND OAK FARMS LIMITED  
 (APPROVAL)

Pursuant to section 5 and clause 5.3(1)(b) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Island Oak Farms Limited of Dieppe, New Brunswick to acquire, by lease, an interest in a land holding or land holdings of up to nine hundred and ninety-nine (999) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Island Oak Farms Limited files a statement with the Island Regulatory and Appeals Commission within one year of the date of this Order and prior to 31 December in every subsequent year disclosing the parcel number, the acreage and the term of lease for each parcel leased during the reporting period covered by the statement.

**EC2005-75**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 3-D 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 3-D Farms Ltd. of Augustine Cove, Prince Edward Island to acquire a land holding of approximately twenty-nine decimal eight nine (29.89) acres of land in Lot 28, Prince County, Province of Prince Edward Island, being acquired from Auldon Gardiner of Cape Traverse, 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.

**EC2005-76**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 B & B PRODUCE 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 B & B Produce Ltd. of Richmond, Prince Edward Island to acquire a land holding of approximately twelve decimal nine three (12.93) acres of land in Lot 14, Prince County, Province of Prince Edward Island, being acquired from Blair Colwill of Tyne Valley and Robert Paugh of Harmony, both in Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 835942, 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.

**EC2005-77**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
B & B PRODUCE 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 B & B Produce Ltd. of Richmond, Prince Edward Island to acquire a land holding of approximately forty-eight decimal eight seven (48.87) acres of land in Lot 12, Prince County, Province of Prince Edward Island, being acquired from Blair Colwill of Tyne Valley and Robert Paugh of Harmony, both in 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..

**EC2005-78**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
BARTOW BUSINESS PARTNERS LLC  
(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 Bartow Business Partners LLC of Jasper, Georgia to acquire a land holding of approximately zero decimal two (0.2) acres of land in Lot 52, Kings County, Province of Prince Edward Island, being acquired from Barry MacLeod and Karen MacLeod, both of Cardigan, Prince Edward Island.

**EC2005-79**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
BGB 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 BGB Holdings Ltd. of Hunter River, Prince Edward Island to acquire a land holding of approximately four decimal six six (4.66) acres of land in Lot 24, Queens County, Province of Prince Edward Island, being acquired from Ronald Toombs of Hunter River, Prince Edward Island.

**EC2005-80**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
BGB 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 BGB Holdings Ltd. of Hunter River, Prince Edward Island to acquire a land holding of approximately zero decimal five one (0.51) acres of land in Lot 24, Queens County, Province of Prince Edward Island, being acquired from Barry Toombs of Hunter River, Prince Edward Island.

**EC2005-81**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
G & P TRUCKING & CONSTRUCTION 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 G & P Trucking & Construction Ltd. of St. Peters Bay, Prince Edward Island to acquire a land holding of approximately five decimal zero three (5.03) acres of land in Lot 41, Kings County, Province of Prince Edward Island, being acquired from Stan Hawkins Holding Inc. of Toronto, Ontario.

**EC2005-82**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
ISLAND COMMONWEALTH CORPORATION LIMITED  
(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 Island Commonwealth Corporation Limited of Charlottetown, Prince Edward Island to acquire a land holding of approximately five decimal eight three (5.83) acres of land in Lot 23, Queens County, Province of Prince Edward Island, being acquired from Philip Wood and Marilyn Wood, both of Charlottetown, Prince Edward Island.

**EC2005-83**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 NABUURS GARDENS 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 Nabuurs Gardens Ltd. of Lower Montague, Prince Edward Island to acquire a land holding of approximately seven decimal seven five (7.75) acres of land in Lot 52, Kings County, Province of Prince Edward Island, being acquired from Arnold Nabuurs and Mary Nabuurs, both of Lower Montague, Prince Edward Island.

**EC2005-84**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 QUINN'S CONTRACTING LTD.  
 (DENIAL)

Council, having under consideration an application (#C3807) for acquisition of a land holding under authority of section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap L-5, denied permission to Quinn's Contracting Ltd. of Parrsboro, Nova Scotia to acquire a land holding of approximately one hundred and forty-six (146) acres of land in Lot 37, Queens County, currently owned by Edwin W. Walsh of Pisquid, Prince Edward Island.

**EC2005-85**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 S & J POTATO FARMS 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 S & J Potato Farms Inc. of West Cape, Prince Edward Island to acquire a land holding of approximately seventy-two (72) acres of land in Lot 7, Prince County, Province of Prince Edward Island, being acquired from Steven Ellis of West Cape, 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.

**EC2005-86**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
S & J POTATO FARMS 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 S & J Potato Farms Inc. of West Cape, Prince Edward Island to acquire a land holding of approximately two decimal zero six (2.06) acres of land in Lots 6 and 8, Prince County, Province of Prince Edward Island, being acquired from Steven Ellis of West Cape, Prince Edward Island.

**EC2005-87**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PROPERTY NO. 671255, LOT 15, PRINCE 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 forty (40) acres of land, being Provincial Property No. 671255 located in Lot 15, Prince County, Prince Edward Island and currently owned by Benoit Poirier and Melvin Gallant, both of St. Timothy, Prince Edward Island.

Council noted that this amendment will enable subdivision of two parcels of land of approximately ten (10) acres each, and determined that following subdivision, identification for non-development use shall continue to apply to the two new parcels as well as to the remaining parcel of approximately twenty (20) acres.

This Order-in-Council comes into force on 15 February 2005.

**EC2005-88**

**LICENSED PRACTICAL NURSES ACT  
GENERAL REGULATIONS  
AMENDMENT**

Pursuant to section 9 of the *Licensed Practical Nurses Act* R.S.P.E.I. 1988, Cap. L-10.1, and every other enabling power, Council approved the following regulations made by the Prince Edward Island Licensed Practical Nurses Registration Board, after consultation with the Licensed Practical Nurses Association of Prince Edward Island:

**1. Section 1 of the *Licensed Practical Nurses Act* Regulations (EC622/02) is amended**

**(a) in clause (c), by the deletion of the words “section 16” and the substitution of the words “section 17”; and**



**(b) by the repeal of clause (f) and the substitution of the following:**

(f) “equivalent training” means training that the Board, under section 17, considers equivalent to that provided by an approved training program; equivalent training

**2. (1) Subsection 17(1) of the regulations is amended by the deletion of the words “The Board” and the substitution of the words “Subject to subsection (1.1), the Board shall”.**

**(2) Section 17 of the regulations is amended by the addition of the following:**

(1.1) Where the person who wishes to act as the program instructor for a proposed practical nurse training program does not have the qualifications required by Schedule 3, the Board may approve the proposed practical nurse training program if Exception

(a) the Board is satisfied that no person who has the qualifications required by Schedule 3 for the position has come forward to act as the program instructor; and

(b) the person who wishes to act as the program instructor has such training and experience that the Board considers appropriate.

**3. These regulations come into force February 26, 2005.**

#### EXPLANATORY NOTES

**SECTION 1** corrects some section references in two definitions and makes a minor wording change.

**SECTION 2** permits the Board to approve a proposed training program notwithstanding that the person who is to act as the program instructor does not have the qualifications set out in item 2 of Schedule 3.

**SECTION 3** provides for the commencement of these regulations.

#### EC2005-89

#### PROVINCIAL COURT ACT JUSTICE OF THE PEACE APPOINTMENT

Under authority of section 14 of the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25 Council appointed Charles McNally of Borden-Carleton in Queens County, Prince Edward Island, as a Justice of the Peace in and for the Community of Borden-Carleton, in the Province of Prince Edward Island for a term of five (5) years, effective 26 February 2005.

Further, Council ordered that the appointment of Charles McNally be limited to matters relating to the Community of Borden-Carleton bylaws, and should he cease to be employed by the Community of Borden-Carleton, that his appointment as a Justice of the Peace shall terminate coincident with the date his employment terminates.

**EC2005-90****PROVINCIAL COURT ACT  
JUSTICE OF THE PEACE  
APPOINTMENT**

Under authority of section 14 of the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25 Council appointed Linda Lorraine Thompson of Cornwall, in Queens County, Prince Edward Island, as a Justice of the Peace in and for the Counties of Prince, Queens and Kings in the Province of Prince Edward Island for a term of five (5) years, effective 26 February 2005.

Further, Council ordered that should the said Linda Lorraine Thompson cease to be employed by the Province of Prince Edward Island as an employee of the Provincial Court, that her appointment as a Justice of the Peace shall terminate coincident with the date her employment with the Provincial Court terminates.

**EC2005-91****PUBLIC DEPARTMENTS ACT  
ACTING MINISTER  
APPOINTMENT**

Under authority of subsection 4(2) of the *Public Departments Act* R.S.P.E.I. 1988, Cap. P-29 the following appointment was made:

HONOURABLE Mitchell Murphy to be Acting Premier and Acting President of the Executive Council commencing on the 22nd day of February 2005, and continuing for the duration of the absence from the Province of Honourable Patrick Binns.

**EC2005-92****PUBLIC TRUSTEE ACT  
ADVISORY COMMITTEE TO THE PUBLIC TRUSTEE  
ANNUAL REPORT  
2002-2003  
RECEIVED**

Council received the Annual Report of the Advisory Council to the Public Trustee for the year ended 31 March 2003, presented pursuant to subsection 11(5) of the *Public Trustee Act*, R.S.P.E.I. 1988, Cap. P-32.2.