

EC2005-683

ENERGY CORPORATION ACT
PRINCE EDWARD ISLAND ENERGY CORPORATION
AUTHORITY TO BORROW

Pursuant to subsection 8(2) of the *Energy Corporation Act* R.S.P.E.I. 1988, Cap. E-7 Council authorized the Prince Edward Island Energy Corporation to borrow up to five million, eight hundred thousand dollars (\$5,800,000.00) from the Provincial Treasurer to serve as capital financing for the East Point Wind Farm.

EC2005-684

PROVINCE OF PRINCE EDWARD ISLAND
ESTIMATES OF CAPITAL EXPENDITURE
FISCAL YEAR 2006-2007

This Council in Committee, having under consideration the Estimates of Capital Expenditure required to carry on the public services of the Province for the fiscal year ending March 31, 2007, and amounting in all to the sum of fifty-four million and two hundred and eighty-one thousand, seven hundred dollars (\$54,281,700.00), together with a sum sufficient for similar capital expenditure, to carry on the public services of the Province from the expiration of the fiscal year ending March 31, 2007 up to and until the final passage of the Capital Estimates for the year ending March 31, 2008, it was and is hereby recommended that the Capital Estimates be approved by His Honour, the Lieutenant Governor of the Province of Prince Edward Island, and be presented to the Legislative Assembly during the present session thereof.

EC2005-685

EXECUTIVE COUNCIL ACT
MINISTER OF SOCIAL SERVICES AND SENIORS
AUTHORITY TO ENTER INTO AN AGREEMENT
(MOVING FORWARD ON EARLY LEARNING AND CHILD CARE
AGREEMENT-IN-PRINCIPLE)
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 Social Services and Seniors to enter into an agreement with the Government of Canada, as represented by the Minister of Social Development, supporting the development of quality early learning and child care in Prince Edward Island based on specific principles, objectives and investments, such as more particularly described in the draft agreement.

EC2005-686

ISLAND INVESTMENT DEVELOPMENT ACT
FINANCIAL ASSISTANCE REGULATIONS

Pursuant to section 12 of the *Island Investment Development Act* R.S.P.E.I. 1988, Cap. I-10.1, Council made the following regulations:

1. In these regulations

(a) "affiliate" means any person

Definitions

affiliate

- (i) directly or indirectly controlling, or controlled by, or
(ii) under direct, indirect, or common control with,
a person making an application pursuant to the Act and these regulations;
- (b) “application” means a request for a loan or a loan guarantee by a person to the Corporation; *application*
- (c) “person” includes any partnership, corporation, cooperative, or syndicate formed or existing for the purpose of jointly acquiring or administering assets. *person*
2. (1) On the application of a person, the Corporation may, with the approval of the board, advance a loan or a loan guarantee to a person if the total indebtedness of the person to the Corporation, including guarantees provided by the Corporation on behalf of that person, or an affiliate of that person, does not exceed \$1,000,000 in the aggregate. *Advance*
- (2) On the application of a person, the Corporation may, with the approval of Treasury Board, advance a loan or a loan guarantee to a person if the total indebtedness of the person to the Corporation, including guarantees provided by the Corporation on behalf of that person or an affiliate of that person, exceeds \$1,000,000, but does not exceed \$2,500,000, in the aggregate. *Idem*
- (3) On the application of a person, the Corporation may, with the approval of the Lieutenant Governor in Council, advance a loan or a loan guarantee to a person if the total indebtedness of the person to the Corporation, including guarantees provided by the Corporation on behalf of that person or an affiliate of that person, exceeds \$2,500,000 in the aggregate. *Idem*
- (4) Where a person makes an application to the Corporation, the total indebtedness of a person to the Corporation shall be determined under this section by including the amount of the loan or loan guarantee requested by the person in the application. *Total indebtedness*
3. These regulations come into force on December 17, 2005. *Commencement*

EXPLANATORY NOTES

The regulations establish approval requirements for the Corporation to advance a loan or a loan guarantee to a person, in certain situations. The approval of the Lieutenant Governor in Council or Treasury Board is required if the amount of indebtedness of the person to the Corporation exceeds respectively \$2,500,000 and \$1,000,000. These regulations also specify that the total indebtedness of a person who makes an application includes the amount of the loan or loan guarantee being requested.

EC2005-687

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
JOANNE T. MAROSI
(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 Joanne T. Marosi of North Hartley, Quebec to acquire a land holding of approximately fifty-three decimal six (53.6) acres of land in Lot 39, Kings County, Province of Prince Edward Island, being acquired from Larry G. Hawbolt and Wendy E. Hawbolt, both of St. Peters Harbour, 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.

EC2005-688

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
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 Iris Petten and Chesley Penney, both 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 zero decimal two four (0.24) acres of land in Lot 64, Kings County, Province of Prince Edward Island, being acquired from Beach Point Specialty Foods Ltd. of Murray Harbour, Prince Edward Island.

EC2005-689

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
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 Iris Petten and Chesley Penney, both 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 eight two (2.82) acres of land in Lot 45, Kings County, Province of Prince Edward Island, being acquired from Prince Edward Island Business Development Inc. of Charlottetown, Prince Edward Island.

EC2005-690

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 100566 P.E.I. 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 100566 P.E.I. Inc. of Souris, Prince Edward Island to acquire a land holding of approximately zero decimal two four (0.24) acres of land in Lot 64, Kings County, Province of Prince Edward Island, being acquired from Beach Point Specialty Foods Ltd. of Murray Harbour, Prince Edward Island.

EC2005-691

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 1598404 ONTARIO 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 1598404 Ontario Ltd. of Toronto, Ontario to acquire a land holding of approximately one hundred and nine decimal four nine (109.49) acres of land in Lot 30, Queens County, Province of Prince Edward Island, being acquired from Ronald Wilfred MacDonald of Toronto, Ontario.

Further, Council noted that the said land holding, being Provincial Property Nos. 218644 and 402891, 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.

EC2005-692

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ALIANT TELECOM 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 Aliant Telecom Inc. of Charlottetown, Prince Edward Island to acquire, by lease, a land holding of approximately zero decimal zero one (0.01) acres of land in Lot 18, Prince County, Province of Prince Edward Island, being acquired from the Trustees of the United Church of Canada in Princetown of Malpeque, Prince Edward Island.

EC2005-693

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
ALIAN T TELECOM 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 Aliant Telecom Inc. of Charlottetown, Prince Edward Island to acquire, by lease, a land holding of approximately zero decimal zero two (0.02) acres of land in Lot 18, Prince County, Province of Prince Edward Island, being acquired from Fred Hillier and Beverley (Simmons) Hillier, both of Kensington, Prince Edward Island.

EC2005-694

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
NEW HOMES PLUS 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 New Homes Plus Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately twenty-seven decimal three (27.3) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Darrell Adams and Warren Doiron, both of Charlottetown, Prince Edward Island.

EC2005-695

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
OCEAN CHOICE PEI 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 Ocean Choice PEI Inc. of Souris, Prince Edward Island to acquire a land holding of approximately two decimal eight two (2.82) acres of land in Lot 45, Kings County, Province of Prince Edward Island, being acquired from Prince Edward Island Business Development Inc. of Charlottetown, Prince Edward Island.

EC2005-696

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 PAN-AMERICAN TRUST COMPANY
 (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 Pan-American Trust Company of Charlottetown, Prince Edward Island to acquire a land holding of approximately one decimal four four (1.44) acres of land in Lot 6, Prince County, Province of Prince Edward Island, being acquired from D.P. Murphy Inc. of Charlottetown, Prince Edward Island.

EC2005-697

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 TMTR ENTERPRISES 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 TMTR Enterprises Inc. of Sherwood, Prince Edward Island to acquire a land holding of approximately seventy-four (74) acres of land in Lot 34, Queens County, Province of Prince Edward Island, being acquired from the Estate of Peter Kozak, late of York, 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.

EC2005-698

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PROPERTY NO. 293720, LOTS 29 AND 67, 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 two hundred (200) acres of land, being Provincial Property No. 293720 located in Lots 29 and 67, Queens County, Prince Edward Island and currently owned by Judy Peconi and Nick Peconi, both of Stanchel, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately five (5) acres, and determined that following subdivision, identification for non-development use shall continue to apply to the new parcel as well as to the remaining land.

This Order-in-Council comes into force on 6 December 2005.

EC2005-699AN ACT TO AMEND THE LEGAL PROFESSION ACT
DECLARATION RE

Under authority of section 3 of *An Act to Amend the Legal Profession Act* Stats. P.E.I. 2004, 2nd Session, c. 6 Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Legal Profession Act" to come into force effective 6 December 2005.

EC2005-700PROVINCIAL 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 Tanya M. Tynski of Summerside in Prince 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 6 December 2005.

Further, Council ordered that should the said Tanya M. Tynski cease to be employed by the Province of Prince Edward Island as an employee of the Office of the Attorney General, her appointment as a Justice of the Peace shall terminate coincident with the date her employment with the Office of the Attorney General terminates.

EC2005-701SUPREME COURT ACT
FINANCE COMMITTEE
APPOINTMENT

Pursuant to subsection 21(1) of the *Supreme Court Act* R.S.P.E.I. 1988, Cap. S-10 Council made the following appointment:

NAME	TERM OF APPOINTMENT
Tanya M. Tynski Summerside	6 December 2005 at pleasure

Council ordered that, should the said Tanya M. Tynski cease to be employed with the Office of the Attorney General, her appointment to the aforementioned position shall terminate coincident with the date of termination of her employment.

Further, Council noted the pending retirement of Dorothy Kitson and revoked her appointment to the Finance Committee effective December 6, 2005.

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 3 of Chapter 6 of the Acts passed by the
Legislature of Prince Edward Island in the 2nd Session thereof held in the year
2004 and in the fifty-third year of Our Reign intituled "An Act to Amend the
Legal Profession 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. 2004,
2nd Session, c. 6 should come into force on the 6th day of December, 2005,

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 Legal
Profession Act" passed in the fifty-third year of Our Reign shall come into force
on the sixth day of December, two thousand and five 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 sixth day of December in
the year of Our Lord two thousand and five and in the fifty-fourth year of Our
Reign.

By Command,

Clerk of the Executive Council