

EC2007-166

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BARTON CAHIR
(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 Barton Cahir of Boston, Massachusetts to acquire an interest in a land holding of approximately eight decimal zero five (8.05) acres of land in Lot 37, Queens County and Lot 38, Kings County, Province of Prince Edward Island, being acquired from Patricia Cahir Thoma of Boston, Massachusetts.

EC2007-167

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DANIEL GAREAU AND SHARON GAREAU
(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 Daniel Gareau and Sharon Gareau, both of Toronto, Ontario to acquire a land holding of approximately two decimal one zero (2.10) acres of land in Lot 3, Prince County, Province of Prince Edward Island, being acquired from Hugh Crosby of Central Kildare, Prince Edward Island.

EC2007-168

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
HAN KIM, MY KYUNG CHO AND YOUNGHAN SHIN
(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 Han Kim, My Kyung Cho both of Coquitlam, British Columbia and Younghan Shin of Maple Creek, Saskatchewan to acquire an interest in a land holding of approximately twenty three decimal nine eight (23.98) acres of land in Lot 23, Queens County, Province of Prince Edward Island, being acquired from 100585 P.E.I. Inc. of Mayfield, Prince Edward Island.

EC2007-169

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
STANLEY HOI KIU LEE AND TERESITA LEE
(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 Stanley Hoi Kiu Lee and Teresita Lee, both of Coquitlam, British Columbia to acquire a land holding of approximately seven six decimal seven two (76.72) acres of land in Lot 64, Kings County, Province of Prince Edward Island, being acquired from Laughlin Ernest Machon and Ella Vera Machon, both of Charlottetown, 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.

EC2007-170

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
KEVIN MACGILLIVRAY
(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 Kevin MacGillivray of Lantzville, British Columbia to acquire a land holding of approximately two decimal two five (2.25) acres of land in Lot 29, Queens County, Province of Prince Edward Island, being acquired from Serge Dolbec and Jocelyne Drouin, both of Crapaud, Prince Edward Island.

EC2007-171

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
YOLANTA RAFFA
(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 Yolanta Raffa of Saddle River, New Jersey to acquire a land holding of approximately five decimal two (5.2) acres of land in Lot 50, Queens County, Province of Prince Edward Island, being acquired from Donald Berlanti of Longboat Key, Florida.

EC2007-172

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WILLIAM VAN DIJK
(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 Van Dijk of Calgary, Alberta to acquire a land holding of approximately three seven decimal eight three (37.83) acres of land in Lot 64, Kings County, Province of Prince Edward Island, being acquired from Canada Mortgage and Housing Corporation of Ottawa, 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.

EC2007-173

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CAVENDISH SEEDS OF PRINCE EDWARD ISLAND 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 Cavendish Seeds of Prince Edward Island Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately eight decimal zero zero (8.00) acres of land in Lot 24, Queens County, Province of Prince Edward Island, being acquired from Donald Stead and Janet Stead, both of Hunter 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.

EC2007-174

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EASTER STABLES 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 Easter Stables Inc. of Morell, Prince Edward Island to acquire a land holding of approximately twenty decimal zero zero (20.00) acres of land in Lot 40, Kings County, Province of Prince Edward Island, being acquired from Herman B. James of Morell, 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.

EC2007-175

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
GLENWAY ESTATES ASSOCIATION 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 Glenway Estates Association Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately eight decimal five three (8.53) acres of land in Lot 50, Queens County, Province of Prince Edward Island, being acquired from Annette Galloway and Carol Glendenning, both of Charlottetown, Prince Edward Island and Brenda Reid of Merrickville, Ontario.

EC2007-176

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
LYMAN HUESTIS & SON 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 Lyman Huestis & Son Inc. of Wilmot Valley, Prince Edward Island to acquire a land holding of approximately one hundred sixteen decimal six zero (116.60) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from J. Emmett Murphy of Norboro Prince Edward Island and J. Louis Murphy of Charlottetown, 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.

EC2007-177

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MARITIME ELECTRIC COMPANY, 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 Maritime Electric Company, Limited of Charlottetown, Prince Edward Island to acquire a land holding of approximately seven decimal zero zero (7.00) acres of land in Lot 13, Prince County, Province of Prince Edward Island, being acquired from John and Pam Moore, both of Mount Pleasant, 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 Maritime Electric Company, Limited and on all successors in title.

EC2007-178

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MARWOOD PROPERTIES 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 Marwood Properties Inc. of Georgetown, Prince Edward Island to acquire a land holding of approximately one decimal two zero (1.20) acres of land in Lot 54, Kings County, Province of Prince Edward Island, being acquired from James Patterson of Cardigan, Prince Edward Island.

EC2007-179

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MIDDLETON 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 Middleton Farms Ltd. of Kinkora, Prince Edward Island to acquire a land holding of approximately two hundred twelve decimal eight zero (212.80) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from Bertram Webster of Kinkora, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property Nos. 96461 and 780213, were 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.

EC2007-180

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MIDDLETON 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 Middleton Farms Ltd. of Kinkora, Prince Edward Island to acquire a land holding of approximately one hundred twenty seven decimal four three (127.43) acres of land in Lots 25 and 27, both in Prince County, Province of Prince Edward Island, being acquired from Bertram Webster of Kinkora, 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.

EC2007-181

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
O'MEARA'S HEAVY EQUIPMENT 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 O'Meara's Heavy Equipment Ltd. of Alberton, Prince Edward Island, to acquire a land holding of approximately twelve decimal eight three (12.83) acres of land in Lot 4, Prince County, Province of Prince Edward Island, being acquired from Raymond Gaudette and Craig Gaudette, both of Alberton, 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 O'Meara's Heavy Equipment Ltd. and on all successors in title.

EC2007-182

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100251 P.E.I. 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 100251 P.E.I. Inc. of Springton, Prince Edward Island to acquire a land holding of approximately twenty decimal zero zero (20.00) acres of land in Lot 67, Queens County, Province of Prince Edward Island, being acquired from Gail Dennis of Marshfield, 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 100251 P.E.I. Inc. and on all successors in title.

EC2007-183

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100585 P.E.I. 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 100585 P.E.I. Inc. of Mayfield, Prince Edward Island to acquire a land holding of approximately sixteen decimal three zero (16.30) acres of land in Lot 23, Queens County, Province of Prince Edward Island, being acquired from Kelvin McQuaid of Charlottetown, 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 100585 P.E.I. Inc. and on all successors in title.

EC2007-184

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100585 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 100585 P.E.I. Inc. of Mayfield, Prince Edward Island to acquire a land holding of approximately seven decimal six six (7.66) acres of land in Lot 23, Queens County, Province of Prince Edward Island, being acquired from Kelvin McQuaid of Charlottetown, Prince Edward Island.

EC2007-185

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SHAW & MACLEOD 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 Shaw & MacLeod Farms Inc. of Uigg, Prince Edward Island to acquire a land holding of approximately two hundred ninety six (296) acres of land in Lot 51, Kings County, Province of Prince Edward Island, being acquired from Ian Shaw and Robert MacLeod, both of Uigg, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property Nos. 174979, 485631, 485607, and 541441, 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.

EC2007-186

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SHAW & MACLEOD 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 Shaw and MacLeod Farms Inc. of Uigg, Prince Edward Island to acquire a land holding of approximately three hundred forty nine decimal zero zero (349.00) acres of land in Lots 51 and 66, both in Kings County, Province of Prince Edward Island, being acquired from Ian Shaw and Robert MacLeod, both of Uigg, 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.

EC2007-187

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SK INVESTMENTS AT 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 SK Investments AT Ltd. of Mayfield, Prince Edward Island to acquire a land holding of approximately twenty three decimal nine six (23.96) acres of land in Lot 23, Queens County, Province of Prince Edward Island, being acquired from 100585 P.E.I. Inc. of Mayfield, Prince Edward Island.

EC2007-188

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SUMMERSIDE REGIONAL DEVELOPMENT CORPORATION 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 Summerside Regional Development Corporation Ltd. of Summerside, Prince Edward Island to acquire a land holding of approximately one decimal six eight (1.68) acres of land in Lot 17, Prince County, Province of Prince Edward Island, being acquired from Arnold Croken, Trustee of Summerside, Prince Edward Island.

EC2007-189

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
COMMUNITY OF TIGNISH SHORE
(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 the Community of Tignish Shore of Tignish Shore, Prince Edward Island to acquire a land holding of approximately five decimal nine two (5.92) acres of land in Lot 1, Prince County, Province of Prince Edward Island, being acquired from the Government of Prince Edward Island as represented by the Minister of Transportation and Public Works of Charlottetown, Prince Edward Island.

EC2007-190

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 162560, LOT 52, 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 pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately eight seven decimal zero zero (87.00) acres of land, being Provincial Property No. 162560 located in Lot 52, Kings County, Prince Edward Island and currently owned by Ching Brothers Inc. of Souris, Prince Edward Island.

Council noted that this amendment will enable subdivision of a two (2) acre parcel and is subject to the subdivided parcel being consolidated with adjacent Provincial Property No. 162636. Further, Council 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 27 March 2007.

EC2007-191

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 250233, LOT 61, 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 forty one (41) acres of land, being Provincial Property No. 250233 located in Lot 61, Kings County, Prince Edward Island and currently owned by John Hewson of Mississauga, Ontario.

Council noted that this amendment will enable subdivision of land of approximately one decimal four (1.4) acres, plus a sixty-six foot (66) foot wide right-of-way extending from the Panmure Island Road to the shore of St. Mary's Bay. Further, Council 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 27 March 2007.

EC2007-192

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROVINCIALY OWNED LAND AT WOOD ISLAND, LOT 62, 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 Wood Islands and Area Development Corporation, Provincial Property Nos. 324210, 323832, and a portion of 323816, located at Wood Islands in Lot 62, Queens County, Prince Edward Island 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).

EC2007-193

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2006/07)
LEGISLATIVE ASSEMBLY

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 Legislative Assembly as follows:

Account Class	Account Name	Amount
	ELECTIONS	
	Administration	
0265-02601	Office Supplies and Postage	1,500
	Professional and Contract Services	
0265-03010	Contract Services (Other)	10,000
0265-03124	Salary Payroll	10,200
	ELECTION EXPENSES	
	Professional and Contract Services	
0266-03010	Contract Services (Other)	40,600
	TOTAL	<u>\$62,300</u>

EC2007-194

**FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2006/07)
P.E.I. ENERGY CORPORATION**

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 P.E.I. Energy Corporation as follows:

Account Class	Account Name	Amount
	OPERATIONS	
	Professional and Contract Services	
0230-03001	Consultant	<u>\$18,000.00</u>

EC2007-195

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2006/07)
P.E.I. BUSINESS DEVELOPMENT INC.

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 P.E.I. Business Development Inc. as follows:

Account Class	Account Name	Amount
	PROGRAMS	
0197-04252	Tax Incentives, Aerospace Development Assistance Provincial Contributions	<u>\$2,996,500.00</u>

EC2007-196

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2006/07)
DEPARTMENT OF COMMUNITY AND CULTURAL AFFAIRS

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 Community and Cultural Affairs as follows:

Account Class	Account Name	Amount
	Culture and Heritage Cultural Affairs	
	Grants	
0066-04143	Carrefour Development Program	210,000.00
	Planning And Inspection Services Municipal Affairs	
	Administration	
0244-02923	Sign Materials	<u>101,000.00</u>
	TOTAL	<u>\$311,000.00</u>

Further, Council noted that \$216,500.00 of this amount will be offset by revenue from the federal government under the terms of the Canada/P.E.I. Agreement on French Language Services

EC2007-197

**FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2006/07)
TOURISM P.E.I.**

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 Tourism P.E.I. as follows:

Account Class	Account Name	Amount
	Tourism Development	
	French Services	
0157-04249	Grants, Tourism Product Development	<u>\$120,500.00</u>

Further, Council noted that 100% of this amount will be offset by revenue from the federal government under the terms of the Canada/P.E.I. Agreement on French Language Services.

EC2007-198

**FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2006/07)
DEPARTMENT OF SOCIAL SERVICES AND SENIORS**

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 Social Services and Seniors as follows:

Account Class	Account Name	Amount
	Social Supports	
	Social Supports and Services	
	Disability Support Program	
	Administration	
0917-02601	Office Supplies and Postage	2,500.00
0917-02602	Telephone Charges	2,900.00
0917-02603	Office Rent	13,700.00
	Salaries	
0917-03102	WCB Admin. Services Fees	3,700.00
0917-03125	Wages (Casual Payroll)	116,400.00
	Travel and Training	
0917-03201	In-province Travel	<u>3,700.00</u>
	TOTAL	<u>\$142,900.00</u>

Further, Council noted that 100% of this amount will be offset by revenue from the federal government under the terms of the Labour Market Development Agreement – Employment Assistance Services Fund.

EC2007-199

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2006/07)
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
	Legal and Judicial Services	
	Legal Services	
0245-03003	Legal Fees and Expenses	209,000.00
	Coroner's Inquests	
0245-03002	Lab and X-ray Services	27,800.00
	Family Law	
0704-03125	Wages (Casual Payroll)	40,600.00
	Provincial Policing Services	
	Professional and Contract Services	
0251-03009	R.C.M.P.	<u>55,300.00</u>
	TOTAL	<u>\$332,700.00</u>

Further, Council noted that \$55,300.00 of this amount will be offset by revenue from the Town of Cornwall under the terms of the Extended Policy Agreement.

EC2007-200

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2006/07)
DEPARTMENT OF COMMUNITY AND CULTURAL AFFAIRS

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 Community and Cultural Affairs as follows:

Account Class	Account Name	Amount
	Infrastructure	
	Grants	
0235-04146	Infrastructure Program	<u>\$1,726,600.00</u>

Further, Council noted that 100% of this amount will be offset by revenue from the federal government under the terms of the Public Transit Capital Trust.

EC2007-201

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2006/07)
DEPARTMENT OF SOCIAL SERVICES AND SENIORS

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 Social Services and Seniors as follows:

Account Class	Account Name	Amount
	Social Supports	
	Social Supports and Services Disability Support Program Administration	
0916-02601	Office Supplies and Postage	4,600.00
0916-02602	Telephone Charges	3,100.00
0916-02603	Office Rent	17,400.00
0916-02607	Photocopy Paper and Supplies	1,400.00
0916-03124	Salary Payroll	108,200.00
0916-03201	In-province Travel	5,500.00
	TOTAL	<u>\$140,200.00</u>

Further, Council noted that 100% of this amount will be offset by revenue from the federal government under the terms of the Labour Market Development Agreement – Employment Assistance Services Fund.

EC2007-202

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2006/07)
DEPARTMENT OF COMMUNITY AND CULTURAL AFFAIRS

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 Community and Cultural Affairs as follows:

Account Class	Account Name	Amount
	Recreation and Sport	
0718-04198	Grants, 2009 Canada Games Host Society	2,360,100.00
0718-04130	Grants, “Best Ever” Program	<u>141,600.00</u>
	TOTAL	<u>\$2,501,700.00</u>

EC2007-203

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2006/07)
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
	Capital Expenditure School Construction	
1100-05003	School Construction Buildings – New	804,900.00
1101-05004	Capital Improvements Buildings Restoration/Renovation	<u>106,100.00</u>
	TOTAL	<u>\$911,000.00</u>

Further, Council noted that \$324,000.00 of this amount will be offset by sequestration from School Unit Administration Grants.

EC2007-204

FATHERS OF CONFEDERATION BUILDINGS TRUST ACT
FATHERS OF CONFEDERATION BUILDINGS TRUST
AUTHORITY TO BORROW

Pursuant to section 9(5) of the *Fathers of Confederation Buildings Act*, R.S.P.E.I. 1988, Cap. F-6, Council authorized the Fathers of Confederation Buildings Trust to borrow up to the amount of two hundred and fifty thousand dollars (\$250,000.00) to undertake capital improvements to lighting and sound systems.

EC2007-205

FINANCIAL ADMINISTRATION ACT
P.E.I. BUSINESS DEVELOPMENT INC.
DECLARATION TO RECOUP LOSS
(2005/06)

Having under consideration the recommendation of the Treasury Board (reference TB483/06 of 21 March 2007) and pursuant to section 72 of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9 Council declared that the operating loss for the fiscal year ended 31 March 2006 of P.E.I. Business Development Inc. in the amount of \$8,501.00 be recouped from the accumulated surplus of the Corporation.

EC2007-206

**NATURAL PRODUCTS MARKETING ACT
POTATO MARKETING PLAN REGULATIONS
AMENDMENT**

Pursuant to subsections 4(2) and (3) of the *Natural Products Marketing Act* R.S.P.E.I. 1988, Cap. N-3 and upon the recommendation of the Prince Edward Island Marketing Council, Council made the following order in council:

1. Clause 1(1)(p) of the *Natural Products Marketing Act* Potato Marketing Plan Regulations (EC173/90) is revoked and the following substituted:

(p) “seed producer” means a registered producer who operates a ^{seed producer} potato production unit for which, in the previous year, at least 30% of the potato acreage grown by the production unit passed the seed certification standards applied by the Canadian Food Inspection Agency;

2. The regulations come into force on 07 April 2007.

EXPLANATORY NOTES

The amendment provides a broader basis on which to determine the eligibility of a potato producer to serve on the PEI Potato Board.

EC2007-207

**APPRENTICESHIP AND TRADES QUALIFICATION ACT
REGULATIONS
AMENDMENT**

Pursuant to section 10 of the *Apprenticeship and Trades Qualification Act* R.S.P.E.I. 1988, Cap. A-15.1, Council made the following regulations:

1. Section 5 of the *Apprenticeship and Trades Qualification Act* Regulations (EC712/95) is amended by the addition of the words “steamfitter/pipefitter,” before the words “and such other”.

2. These regulations come into force on April 30, 2007.

EXPLANATORY NOTES

The amendment adds steamfitter/pipefitter as a certified trade.

EC2007-208

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. Clause 1(s.2) of the *Planning Act* Subdivision and Development Regulations (EC693/00) is revoked.**
- 2. The regulations are amended by the deletion of the Heading before section 65.**
- 3. Sections 65, 65.1 and 66 of the regulations are revoked.**
- 4. These regulations come into force on 07 April 2007.**

EXPLANATORY NOTES

SECTION 1 revokes a definition.

SECTIONS 2 and 3 revoke the provisions respecting scenic heritage roads, as the responsibility for such roads is being transferred to the Roads Act administered by the Department of Transportation and Public Works.

SECTION 4 is the commencement of these regulations.

EC2007-209

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. Subsection 1(1) of the *Roads Act* Highway Access Regulations (EC580/95) is amended by the addition of the following after clause (n.1):**

(n.2) “scenic heritage road” means a public road designated as a scenic heritage road under section 16.1, and includes the verge, ditch and land within the road boundary;

- 2. The regulations are amended by the addition of the following after section 16:**

16.1 All unpaved highways or parts thereof described in Schedule “E” are designated as scenic heritage roads.

- 3. Section 17 of the regulations is amended by the addition of the words “, scenic heritage roads” after the words “local highways”.**

- 4. The heading before section 37 and sections 37 and 38 of the regulations are revoked and the following substituted:**

PART IX – SCENIC HERITAGE ROADS

37. (1) Subject to subsection (2), no person shall place a new entrance way or change the use of an entrance way to a scenic heritage road.

(2) The Minister, in exceptional circumstances and on the application of a person with an interest, may issue a permit to the applicant in respect of a scenic heritage road, for the placement of a new entrance way or to change the use of an existing entrance way to a scenic heritage road, if

Permit

- (a) the new entrance way or change of use of an existing entrance way is for a temporary period not exceeding six months;
- (b) the new entrance way would be the only means of access to the property; or
- (c) the Minister determines that it is appropriate to issue a permit based on circumstances specific to the site of the entrance way.

(3) Where the Minister issues a permit under subsection (2), the Minister shall place conditions on the permit in respect of

Conditions

- (a) expiry of the permit; and
- (b) restoration activities at the entrance way site to be carried out on or before the expiry of the permit.

38. (1) Subject to subsection (2), no person shall grant an easement for any public or private utility to have access to a scenic heritage road for the purpose of placing any utilities on or along the highway right-of-way.

No easement

(2) The Minister may approve the granting of an easement by an owner to provide for access to a scenic heritage road for the subsurface placement of utilities.

Exception

(3) Any person who, without the written permission of the Minister,

Offence

- (a) cuts or removes trees, shrubbery or plant life from a scenic heritage road; or
- (b) alters the landscape of a scenic heritage road,

commits an offence and is liable on summary conviction to a fine not exceeding one thousand dollars and, in default of payment thereof, to imprisonment of a term not exceeding ten days.

5. Schedule D of the regulations is amended by the deletion of items (22), (28), (39), (40), (45), (69), (268), (293), (382), (429), (451), (563) and (578) and the substitution of the following:

(22) **Route 205 Klondyke Road:** The Klondyke Road in the settlement of Oceanview commencing at the intersection of Route 23 to the intersection of Route 24, a distance of 4.8 km. *This road is also designated as a Scenic Heritage Road (see Schedule E).*

(28) **Route 227 Junction Road:** The Junction Road in the settlement of Hartsville commencing at a point 0.5 km from the intersection of Route 225 to a point 0.6 km from the Intersection of Route 264. *A section of this road is also designated as a Scenic Heritage Road (see Schedule E).*

(39) **Route 303 New Harmony Road:** The New Harmony Road in the settlements of Glencorradale, New Harmony and St. Catherines commencing at a point 8.3 km from the intersection of Route 302 to the intersection of Route 335. *A section of this road is also designated as a Scenic Heritage Road (see Schedule E).*

(40) **Route 304 Glen Road:** The Glen Road commencing at the intersection of Route 305 in the settlement of Souris Line Road to the intersection of Route 302 in the settlement of East Baltic.

(45) **Route 325 County Line Road:** The County Line Road in the settlement of Caledonia commencing at the intersection of Route 315 and proceeding north for a distance of 4.4 km. *A section of this road is also designated as a Scenic Heritage Road (see Schedule E).*

(69) **Walls Road RI41084:** The Walls Road in the settlement of South Freetown commencing at a point 0.2 km from the intersection of Route 111 to the intersection of Route 113, a distance of 1.9 km. *A section of this road is also designated as a Scenic Heritage Road (see Schedule E).*

(268) **Hackney Road RI11138:** The portion of the Hackney Road in the settlement of Mill River commencing at a point 0.2 km from the intersection of Route 136 to the intersection of Route 142, a distance of 2.3 km. *This road is also designated as a Scenic Heritage Road (see Schedule E).*

(293) **Jacks Road RI42069:** The Jacks Road in the settlement of Flat River commencing at the intersection of Route 207 to the intersection of Route 1, a distance of 4.0 km. *This road is also designated as a Scenic Heritage Road (see Schedule E).*

(382) **Mellish Pond Road RI33012:** The Mellish Pond Road in the settlement of New Perth commencing at the intersection of Route 3 to the intersection of MacDonald Road - RI33011. *A section of this road is also designated as a Scenic Heritage Road (see Schedule E).*

(429) **Old Princetown Road RI12088:** The Old Princetown Road commencing at the intersection of Route 231 in the settlement of South Granville to the intersection of Warburton Road - RI12089, a distance of 2.7 km. *This road is also designated as a Scenic Heritage Road (see Schedule E).*

(451) **Perry Road RI12116:** The Perry Road in the settlement of St Patricks commencing at the intersection of Route 228 to the intersection of Route 239, a distance of 2.2 km. *This road is also designated as a Scenic Heritage Road (see Schedule E).*

(563) **Warburton Road RI12089:** The Warburton Road in the settlement of Fredericton commencing at the intersection of Route 2 to the intersection of Route 239, a distance of 5.1 km. *This road is also designated as a Scenic Heritage Road (see Schedule E).*

(578) **Millman Road RI12030:** The Millman Road in the settlement of Burlington commencing at a point 0.3 km from the intersection of Route 101 to the intersection of Route 234, a distance of 1.7 km. *This road is also designated as a Scenic Heritage Road (see Schedule E).*

6. Schedule E of the regulations is revoked and Schedule E as set out in the Schedule to these regulations is substituted.

7. These regulations come into force on 07 April 2007.

SCHEDULE E
SCENIC HERITAGE ROADS

1. The following unpaved highways and parts thereof are designated as scenic heritage roads:

- (a) in Kings County,
 - (i) Route 303, New Harmony Road: The New Harmony Road in the settlement of New Harmony between Glen Road - Route 304 and Greenvale Road - RI 13040, a distance of 2.4 km,
 - (ii) Route 325, County Line Road: The County Line Road dividing Kings and Queens Counties in the settlement of Caledonia, commencing at the intersection of Route 315 and proceeding north for a distance of 2.6 km, and
 - (iii) Mellish Pond Road RI33012: The Mellish Pond Road in the settlement of New Perth commencing at a point 1.3 km from the intersection of Route 3 to the intersection of MacDonald Road - RI33011, a distance of 1.7 km;
- (b) in Queens County,
 - (i) Route 205, Klondyke Road: The Klondyke Road in the settlement of Oceanview commencing at the intersection of Selkirk Road - Route 23 to the intersection of Murray Harbour Road - Route 24, a distance of 4.8 km,
 - (ii) Route 227, Junction Road: The Junction Road in the settlement of Hartsville commencing at a point 0.4 km from the intersection of Route 225 to a point 0.9 km from the intersection of Route 264, a distance of 2.2 km,
 - (iii) Jack's Road RI42069: The Jack's Road in the settlement of Flat River commencing at the intersection of Route 207 to the intersection of Route 1, a distance of 4.0 km,
 - (iv) Old Princetown Road RI12088: The Old Princetown Road in the settlement of South Granville commencing at the intersection of Millvale Road - Route 231 to the intersection of Warburton Road - RI12089, a distance of 2.7 km.
 - (v) Perry Road RI12116: The Perry Road in the settlement of St. Patricks commencing at the intersection of Route 228 to the intersection of Route 239, a distance of 2.2 km,
 - (vi) Warburton Road RI12089: The Warburton Road in the settlement of Fredericton commencing at the intersection of Route 2 to the intersection of Route 239, a distance of 5.1 km, and
 - (vii) Millman Road RI12030: The Millman Road in the settlement of Burlington commencing at a point 0.3 km from the intersection of Route 101 to a point 0.2 km from the intersection of Route 234, a distance of 1.5 km;
- (c) in Prince County,
 - (i) Hackeney Road RI11138: The portion of the Hackeney Road in the settlement of Mill River commencing at a point 0.2 km from the intersection of Route 136 to the intersection of Route 142, a distance of 2.3 km, and
 - (ii) Wall's Road RI41084: The Wall's Road in the settlement of South Freetown commencing at a point 0.9 km from the intersection of Route 111 to the intersection of Route 113, a distance of 1.3 km.

EXPLANATORY NOTES

SECTION 1 adds a definition of a “scenic heritage road”.

SECTIONS 2 states that all unpaved highways described in Schedule E are designated as scenic heritage roads.

SECTION 3 adds a reference to scenic heritage roads.

SECTION 4 prohibits new entrance ways on a scenic heritage road, but permits may be issued in exceptional circumstances. A provision prohibiting easements is added with an exception for subsurface utilities. An offence section is also added.

SECTION 5 adds references in Schedule D to designated scenic heritage roads.

SECTION 6 revokes Schedule E and replaces it with a new Schedule E listing the designated scenic heritage roads.

SECTION 7 provides for the commencement of these regulations.

EC2007-210

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. Subsection 1(1) of the *Revenue Tax Act* Regulations (EC262/60) is amended

(a) in clause (f),

(i) by the addition of the words “latex gloves,” after the words “protective items such as”, and

(ii) by the deletion of the words “does not include watches, jewellery, purses, umbrellas and similar items” and the substitution of the words “does not include watches, hair accessories, jewellery, purses, umbrellas, costumes and similar items”;

(b) in clause (p.01), by the addition of the words “brother-in-law, sister-in-law,” after the words “mother-in-law,”; and

(c) in clause (y),

(i) by the deletion of the period and the substitution of a semicolon, and

(ii) by the addition of the following after clause (y):

(z) “water and energy conservation devices” means

(i) low flush toilets rated for 6 litres per flush or less,

(ii) no flow urinals, and

(iii) low flow showerheads and aerators rated for 10 litres per minute or less.

water and
energy
conservation
devices

2. These regulations come into force on 07 April 2007.

EXPLANATORY NOTES

The amendment expands the definition of “member of his family” to include the person’s brother-in-law and sister-in-law; expands the definition of “clothing” to include latex gloves and exclude hair accessories and costumes, and adds a definition for “water and energy conservation devices”.

EC2007-211

PHARMACEUTICAL INFORMATION ACT

GENERAL REGULATIONS

Pursuant to subsections 2(3), 3(2) and 4(6) and section 6 of the *Pharmaceutical Information Act* Stats. P.E.I. 2000, c.18, Council made the following regulations:

1. (1) In these regulations
- (a) "Act" means the *Pharmaceutical Information Act* Stats. P.E.I. 2000, c.18; Act
- (b) "billing number" means a billing number held by a health professional which authorizes the health professional to claim compensation payments under the *Health Services Payment Act* R.S.P.E.I. 1988, Cap. H-2 for basic health services provided by the health professional to his or her patients; billing number
- (c) "capacity" means, in respect of a person, the ability of the person to understand the medication information maintained in the Program pertaining to the person, and includes capacity
- (i) an understanding of how the information applies to that person,
- (ii) the ability to communicate that understanding,
- (iii) the ability to make decisions relevant to the use of and access to the information, and
- (iv) an understanding of the consequences of those decisions;
- (d) "Committee" means the Advisory Committee appointed under section 4 of the Act; Committee
- (e) "participating prescriber" means a prescriber who is registered under section 14 as a participating prescriber. participating prescriber
- (2) In these regulations, a reference to a third party who is acting on a person's behalf does not include a parent or a guardian of the person. Third party

ADVISORY COMMITTEE

- 2.(1) Subject to subsection (2), the Committee shall meet three times each calendar year. Meetings
- (2) Where the Minister or the Director urgently requires the advice of the Committee on a matter, the Committee shall, subject to subsection (4) and as soon as possible after the referral of the matter, meet to review the matter and provide advice to the Minister or Director, as the case may be, in respect of the matter. Special meetings
- (3) In addition to the duties set out in the Act, the Committee shall
- (a) subject to subsection (4), review and provide advice on matters referred to the Committee by the Minister or the Director; and
- (b) keep a record of
- (i) its observations while monitoring the Program as required by the Act, and
- (ii) any advice it provides in accordance with the Act and these regulations. Duties
- (4) On the referral of a matter by the Minister or the Director to the Committee for its review and advice, the Committee
- (a) may refer the matter to the professional body that the Committee considers appropriate to conduct such review and provide such advice, if the Committee is satisfied that the professional body is better qualified or more able to conduct the review and provide the advice required; and
- (b) shall subsequently review and provide advice on the matter, if the Minister or the Director advises the Committee that he or she has not received advice from the professional body within 90 days of the date that the matter was referred to the professional body. Referral to professional body
- 3.(1) The Committee shall, at its first meeting in each calendar year, elect a chairperson, from among its members, who shall preside at its meetings. Chairperson
- (2) A member of the Committee shall, when attending to the business of the Committee, be
- (a) reimbursed for such expenses incurred by the member; and
- (b) paid such remuneration for the member's services, as the Minister considers appropriate. Expenses and remuneration
- (3) The Director shall act as executive secretary to the Committee and carry out such duties as the Committee may establish. Executive secretary
- (4) Five members of the Committee shall constitute a quorum at a meeting of the Committee. Meetings
- (5) The Committee shall keep minutes of its meetings, which shall be signed by the chairperson after the minutes have been approved by the Committee. Minutes

**DISCLOSURE OF INFORMATION
IN THE PROGRAM IDENTIFYING A PERSON**

- 4.**(1) An application for the disclosure of information in the Program that identifies a person may be made to the Director Application for disclosure to the person identified
- (a) by the person, if the person is 18 years of age or older and has capacity; or
 - (b) on behalf of the person, by a parent or guardian of the person, if the person is a minor or lacks capacity.
- (2) An application for disclosure must be made by completing a copy of Form 1 of Schedule A and by submitting it to the Director, together with the prescribed fee. Form of application
- (3) The Director shall, on receipt of an application made in accordance with this section, disclose to the applicant the information in the Program that identifies the person in respect of whom the application is made. Disclosure
- 5.**(1) Where information in the Program that is disclosed to an applicant under section 4 is found by the applicant to be inaccurate or incomplete, the applicant may request a correction by completing a copy of Form 2 of Schedule A and by submitting it to the Director. Application to correct inaccuracies
- (2) Following a review of a request made in accordance with subsection (1), and of any evidence submitted pertaining to it, the Director shall, as the Director considers appropriate, Decision
- (a) correct or complete the information in the Program; or
 - (b) add to the information a statement of disagreement regarding the request to correct the information.
- (3) A correction or completion of the information in the Program or a statement of disagreement added to the information shall remain part of the information in the Program from that time forward. Amended information
- 6.**(1) For the purposes of clause 5(2)(b) of the Act and subsection 11(2) of these regulations, a person is deemed to consent to the disclosure of information in the Program identifying the person to a pharmacist, participating prescriber or other health professional where Consent to disclosure
- (a) the person, or a parent or guardian of the person acting on the person's behalf, requests
 - (i) that a prescription be filled for the person, or
 - (ii) that the person be given treatment;
 - (b) the person, or a third party acting on the person's behalf, provides the pharmacist or participating prescriber with the person's personalized password; or
 - (c) a prescriber, acting on the request of the person, asks for a prescription to be filled for the person.
- (2) Where Third party requests for prescriptions
- (a) a person does not have a personalized password; and
 - (b) a third party acting on behalf of the person requests a prescription to be filled at a pharmacy, a pharmacist shall, before filling the prescription,
 - (c) obtain from the third party a written consent completed by the person; or
 - (d) attempt to contact the person by telephone to obtain the person's verbal consent.
- 7.**(1) Where information in the Program identifies a person, an application for a personalized password that may be given to pharmacists and participating prescribers to allow them to access that information may be made Application for personalized password
- (a) by the person, if the person is 18 years of age or older and has the capacity to decide whether or not to provide the personalized password to a pharmacist or participating prescriber; or
 - (b) on behalf of the person, by a parent or guardian if the person is a minor or lacks the capacity to make the decision referred to in clause (a).
- (2) An application for a personalized password must be made by completing a copy of Form 3 of Schedule A and by submitting it to the Director. Form of application
- (3) The Director shall, on receipt of an application made in accordance with this section, issue to the applicant the personalized password requested. Issuance of password
- 8.** Every pharmacist and participating prescriber shall post a sign, or ensure that a sign is posted, in the pharmacy or place of business in which the pharmacist or participating prescriber works that advises the public of Sign
- (a) the existence and purpose of the Program;
 - (b) the requirement for consent to disclosure;
 - (c) the circumstances described in subsection 6(1) under which a person is deemed to consent to sharing of information;
 - (d) the person's right to disclosure of information from the Program identifying the person and to apply for and obtain a personalized password; and

(e) the duty of the pharmacist or participating prescriber, when dispensing any drug, to record with the Program all prescribed information.

PHARMACISTS AND PARTICIPATING PRESCRIBERS

- 9.** Pharmacists shall, when dispensing any drug, record with the Program the following information: Information to be recorded
- (a) the pharmacist's ID number;
 - (b) the pharmacy's ID number;
 - (c) the date the drugs are dispensed;
 - (d) the prescription number or transaction number;
 - (e) the date the prescription is submitted;
 - (f) the group code of the Provincial Drug Program;
 - (g) the patient's ID number (provincial health number or other);
 - (h) the patient's date of birth;
 - (i) the patient's gender;
 - (j) the code indicating a new or refill prescription;
 - (k) the number of prescription refills authorized;
 - (l) the drug identification number;
 - (m) the quantity dispensed;
 - (n) the estimated number of days the prescription is to last;
 - (o) the prescriber's ID;
 - (p) the intervention or exception code, if used;
 - (q) the directions for use.
- 10.** Participating prescribers may record the following information with the Program: Information that may be recorded
- (a) new prescriptions;
 - (b) dosage changes;
 - (c) prescriptions on hold or discontinued;
 - (d) resumed prescriptions.
- 11.**(1) A pharmacist or a participating prescriber shall not access information in the Program for any purpose other than to Purposes of access to information permitted
- (a) dispense a drug;
 - (b) counsel a patient with regard to the patient's drug therapy;
 - (c) consult with a pharmacist or a prescriber with regard to the patient's drug therapy;
 - (d) conduct a drug usage evaluation;
 - (e) check for any of the following problems
 - (i) unintended or adverse drug interactions,
 - (ii) medication duplication, or
 - (iii) unusual dosages; or
 - (f) determine whether a drug usage or prescription is inconsistent with accepted pharmacy or medical practice.
- (2) When carrying out a review of information in the Program that identifies a person, a pharmacist or a participating prescriber may, with the consent of the person, consult with other health professionals. Consultation
- (3) Where, on receipt of a request to fill a prescription or before issuing a prescription, a pharmacist or participating prescriber discovers a problem referred to in clause 11(1)(e) or (f) during a review of information in the Program that identifies the person, the pharmacist or participating prescriber shall, as soon as possible, Notice of problems
- (a) take such action as is consistent with the best practice of pharmacy or medicine, including altering the dose, changing the drug or refusing to fill the prescription; and
 - (b) advise the person of the problem
 - (i) verbally, where the person is present,
 - (ii) by telephone or registered letter, or
 - (iii) by a sealed, written disclosure provided with any prescription filled for the person.
- 12.**(1) Every pharmacist in charge of a pharmacy and every participating prescriber shall ensure that the pharmacy or the place of business of the participating prescriber has security measures sufficient to prevent the unauthorized collection, retention, maintenance, alteration, use or disclosure of information in the Program, including ensuring that Security measures
- (a) the computer terminal capable of accessing and displaying information in the Program is installed in such a way as to be inaccessible to anyone other than a pharmacist or participating prescriber and designated support staff;
 - (b) the terminal is under the supervision of a pharmacist or participating prescriber; and
 - (c) confidentiality undertakings, as set out in Form 4 of Schedule A, are completed and signed by
 - (i) any support staff in the pharmacy or place of business who are permitted to have access to the Program,

- (ii) any software vendor representative who does business with the pharmacy or place of business, and
- (iii) the owner or chief signing officer of the pharmacy or place of business.

(2) Every pharmacist in charge of a pharmacy and every participating prescriber shall, before he or she first accesses information in the Program, complete and submit a copy of Form 5 of Schedule A to the Director. Submission of Form 5

13.(1) Nothing in these regulations is to be construed as limiting or prohibiting access to information in the Program by a health practitioner acting in an emergency situation pursuant to clause 5(4)(a) of the Act. Emergency access to Program information

(2) Pursuant to clauses 2(2)(c) and 5(4)(b) of the Act, information in the Program is accessible by government employees in administering government drug-benefit plans and programs, only to the extent that the information accessed pertains to those plans or programs. Government employees

(3) Pursuant to clause 5(4)(c) of the Act, information in the Program may also be accessed by employees and contractors responsible for the technical support and maintenance of the information systems used in the Program, only where the access pertains to work being carried out on the Program. Information systems staff

PARTICIPATING PRESCRIBERS

14.(1) The Minister may, on application by a prescriber, approve the registration of the prescriber as a participating prescriber if Registration - requirements

- (a) the application is made in a form acceptable to the Minister; and
- (b) the Minister is satisfied that the prescriber
 - (i) has an active billing number, and
 - (ii) is a member in good standing of the prescriber's professional body.

(2) The Director shall maintain a register of participating prescribers and shall Register

- (a) enter in the register the name and address of a prescriber whose registration has been approved by the Minister; and
- (b) remove from the register the name and address of a prescriber who is suspended or excluded by the Minister from participation in and access to the Program.

REPORTS, PLANNING AND RESEARCH

15.(1) Any person who wishes to make an application for the disclosure of information in the Program shall submit to the Director Reports, planning or research

- (a) a completed copy of
 - (i) Form 6 of Schedule A, if the disclosure is requested for the purpose of planning or the preparation of a report, or
 - (ii) Form 7 of Schedule A, if the disclosure is requested for the purpose of research; and
- (b) the prescribed fees.

(2) On receipt of the application for disclosure and the prescribed fees, the Director shall review the application and shall make recommendations to the Minister either for or against disclosure. Recommendation

(3) The Minister may, when deciding whether to permit the disclosure requested, consider the Director's recommendations. Consolidation of recommendations

(4) After making a decision in respect of a request for disclosure, the Minister shall give Decisions

- (a) the applicant a written notice of the decision; and
- (b) the Director a copy of the notice.

FEES

16.(1) The fees prescribed for the purposes of these regulations are those set out in Schedule C. Fees

(2) The Minister may reduce the fees referred to in subsection (1) where a reduction is requested by an applicant who is a federal, provincial or territorial government body, an academic institution, or a student. Reduction

COMPLAINTS, SUSPENSIONS AND EXCLUSIONS

17. The Minister is vested with the powers of a commission under the *Public Inquiries Act* R.S.P.E.I. 1988, Cap. P- 31 and shall be deemed to have been appointed under that Act and to have been commissioned to cause inquiry into those matters or complaints that concern the Program and those matters that are within the powers of the Minister under the Act. Complaint inquiry

18.(1) After Suspension or exclusion

- (a) causing inquiry into a matter or complaint pursuant to section 17; and

(b) considering the findings of the inquiry, the Minister may suspend or exclude a pharmacist or participating prescriber from participating in and having access to the Program, if the Minister is satisfied that there is just cause for either such action.

(2) The following constitute just cause for suspending or excluding, under subsection (1), a pharmacist or participating prescriber from participating in and having access to the Program:

- (a) any access to information in the Program sought for a purpose other than those permitted under subsection 11(1);
 - (b) any use of information in the Program for advertising;
 - (c) any intentional input into the Program of false or incorrect information;
 - (d) any improper prescribing or dispensing practice for which a pharmacist or participating prescriber is disciplined by his or her professional regulating body;
 - (e) any illegal act involving the prescribing or use of pharmaceuticals;
- (f) anything else deemed as just cause by the Minister.

(3) A suspension or exclusion imposed under subsection (1) may be temporary or permanent.

(4) The Minister shall, before imposing a suspension or exclusion on a pharmacist or participating prescriber,

- (a) advise the professional body of the pharmacist or participating prescriber of the findings of the inquiry conducted in respect of the pharmacist or participating prescriber; and
- (b) request and consider any recommendation made by the professional body of the pharmacist or participating prescriber respecting the duration of the suspension or exclusion.

19. (1) Subject to subsection (2), these regulations come into force on 07 April 2007.


(2) Sections 8 and 9 of these regulations come into force on January 1, 2008.

SCHEDULE A


Form 1

Pharmaceutical Information Program PO Box 2000, Charlottetown, PEI CIA 7N8		Application for Disclosure to Individual Form 1	
Personal information on this form is collected under the <i>Pharmaceutical Information Act</i> and Regulations. This information is required in order to process your application for disclosure of information. If you have any questions about this collection of personal information, you may contact the Director of the Pharmaceutical Information Program.			
Name (Last name, given name)		Provincial Health Number <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	
Mailing address Province Postal code		Date of birth -----/-----/----- day / month / year	Gender <input type="checkbox"/> male <input type="checkbox"/> female
Telephone number		Current PhIP password (if applicable) <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	
Identification (attach copy) <input type="checkbox"/> birth certificate <input type="checkbox"/> drivers license <input type="checkbox"/> (other) _____			
If history is required for person other than applicant: Parent/Guardian's name _____ Telephone number _____ Mailing address _____ <input type="checkbox"/> attach proof of guardianship			
I am requesting: <input type="checkbox"/> medication history, including the generic drug name, strength, dosage form, quantity, date filled, pharmacy, prescriber for the following calendar year(s) _____ <input type="checkbox"/> access history, including date of access, name of pharmacy, pharmacist, prescriber for the following calendar years _____			
I understand the information requested above will be sent to me in the mail.			
Date _____		Signature _____	
For Office Use Only <input type="checkbox"/> fee paid _____ calendar years @ \$10 per year = \$ _____			


Form 2

		Pharmaceutical Information Program PO Box 2000, Charlottetown, PEI C1A 7N8	Application for Correction	
Form 2				
Personal information on this form is collected under the <i>Pharmaceutical Information Act</i> and Regulations. This information is required in order to correct information in the Program. If you have any questions about this collection of personal information, you may contact the Director of the Pharmaceutical Information Program.				
Name (Last name, given name)		Provincial Health Number		
		□ □ □ □ □ □ □ □		
Mailing address		Date of birth	Gender	
Province Postal code		-----/-----/----- day / month / year	<input type="checkbox"/> male <input type="checkbox"/> female	
Telephone number		Current PhIP password (if applicable)		
		□ □ □ □ □ □		
Identification (attach copy)				
<input type="checkbox"/> birth certificate <input type="checkbox"/> drivers license <input type="checkbox"/> (other) _____				
If corrections are required for person other than applicant:				
Parent/Guardian's name		Telephone Number		
Mailing address				
<input type="checkbox"/> attach proof of guardianship				
Corrections/Additions requested:				
Date	Name of prescriber/pharmacy	Change requested	Reason for change	
<input type="checkbox"/> medication history attached <input type="checkbox"/> additional changes attached				
I am requesting the listed corrections be made to my medication history. I understand this will require the Pharmaceutical Information Program to review the changes I am requesting and I give permission to the Pharmaceutical Information Program to contact me and my prescribers, pharmacies, and pharmacists, as needed, to verify the requested corrections.				
Date		Signature		


Form 3

 Pharmaceutical Information Program PO Box 2000, Charlottetown, PEI CIA 7N8	Application for Password		Form 3
	Personal information on this form is collected under the <i>Pharmaceutical Information Act</i> and Regulations. This information is required in order to process your application for a password. If you have any questions about this collection of personal information, you may contact the Director of the Pharmaceutical Information Program.		
Name (Last name, given name)	Provincial Health Number		
	□ □ □ □ □ □ □ □		
Mailing address	Date of birth	Gender	
Province Postal code	-----/-----/----- day / month / year	<input type="checkbox"/> male <input type="checkbox"/> female	
Telephone number	Current PhIP password (if applicable)		
	□ □ □ □ □ □		
Identification (attach copy)	Requested PhIP Password (numbers only)		
<input type="checkbox"/> birth certificate <input type="checkbox"/> drivers license <input type="checkbox"/> (other) _____	□ □ □ □ □ □ (minimum 4 numbers, maximum 6 numbers)		
If password is required for person other than applicant:			
Parent/Guardian's name		Telephone Number	
Mailing address			
<input type="checkbox"/> attach proof of guardianship			
I understand that once my password is assigned, no pharmacist or prescriber will be able to view my medication history unless I personally provide this password. The effect of this password is that pharmacists and participating prescribers to whom I have not provided my password cannot see my medication history. This also means that pharmacists or participating prescribers may refuse service without the password.			
I understand that if I forget my password, I must reapply for a new password. However, I understand that I cannot apply for a password more often than four times per month.			
I understand my password can be overridden in an emergency.			
Date	Signature		


Form 4

 Pharmaceutical Information Program PO Box 2000, Charlottetown, PEI CIA 7N8	Confidentiality Undertaking		Form 4
	Personal information on this form is collected under the <i>Pharmaceutical Information Act</i> and Regulations. This information is required to fulfill the confidentiality requirements of the Act and regulations. If you have any questions about this collection of personal information, you may contact the Director of the Pharmaceutical Information Program.		
Name (Last name, given name)	Position:		
Mailing address			
Province	Postal code	Telephone number	
I will not access or use any clinical or patient information in PhIP for any purpose other than those authorized by the <i>Pharmaceutical Information Act</i> and its regulations.			
I agree at all times to treat as confidential the information in PhIP and will not participate in or permit the unauthorized release or disclosure of this information.			
I agree to adhere to all legislation, policies, procedures and standards issued by PhIP related to the confidentiality, privacy and security of PhIP information.			
I understand that the penalty upon conviction for any violation of the <i>Pharmaceutical Information Act</i> or regulations is a fine which may range from a minimum of \$15,000.00 to a maximum of \$50,000.00.			
Date	Signature		

Form 5

 Pharmaceutical Information Program PO Box 2000, Charlottetown, PEI C1A 7N8		Confirmation of Confidentiality Undertaking		Form 5
Personal information on this form is collected under the <i>Pharmaceutical Information Act</i> and Regulations. This information is required to fulfill the confidentiality requirements of the Act and regulations. If you have any questions about this collection of personal information, you may contact the Director of the Pharmaceutical Information Program.				
Name (Last name, given name)		Position:		
Mailing Address				
Province		Postal code		Telephone number
I have implemented security measures sufficient to prevent the unauthorized collection, retention, maintenance, alteration, use or disclosure of Program information, including ensuring that the computer terminal capable of accessing and displaying Program information is inaccessible to anyone other than myself and designated support staff. I will not access or use any clinical or patient information in PhIP for any purpose other than those authorized by the <i>Pharmaceutical Information Act</i> and the regulations. I agree at all times to treat as confidential information in PhIP and will not participate in or permit the unauthorized release or disclosure of this information. I agree to adhere to all legislation, policies, procedures and standards issued by PhIP related to the confidentiality, privacy and security of PhIP information.				
<input type="checkbox"/> As Pharmacist-in-charge, I have retained in my office confidentiality undertakings signed by all of the following: <ul style="list-style-type: none"> ● designated support staff ● software vendor representative ● Pharmacy owner/Chief Signing Officer The computer terminal(s) capable of displaying Program information is/are under the supervision of a pharmacist.		<input type="checkbox"/> As Participating Prescriber, I have retained in my office confidentiality undertakings signed by all of the following: <ul style="list-style-type: none"> ● designated support staff ● software vendor representative The computer terminal(s) capable of displaying Program information is/are under my supervision.		
Date		Signature		

Form 6

 Pharmaceutical Information Program PO Box 2000, Charlottetown, PEI C1A 7N8		Application for Release of Information for Purpose of Reports or Planning		Form 6
Personal information on this form is collected under the <i>Pharmaceutical Information Act</i> and Regulations. This information is required in order to process your application for release of information for purposes of reports or planning. If you have any questions about this collection of personal information, you may contact the Director of the Pharmaceutical Information Program.				
Individual(s) preparing report:				
Name	Position	Department	Institution	
Mailing address of principal applicant:			Tel:	
Province Postal code			Fax:	
			Email:	
Title of project:			Type of project:	
			<input type="checkbox"/> standard report <input type="checkbox"/> planning	
Start date for project:		Completion date for project:		
Summary of project:				
<input type="checkbox"/> proposal attached (max. 10 pages) Frequency of report: ____ reports per ____ (example: week / month / year)				



Pharmaceutical Information Program
 PO Box 2000, Charlottetown, PEI
 C1A 7N8

**Application for
 Release of Information
 for Purpose of Reports or Planning**

Form 6

Specific data required: (include data fields and date ranges)

Measures to protect confidentiality of data: (include who will have access, where stored)

Will PhIP data be linked or used in conjunction with data from other sources?

no yes, source:

- I understand the data can only be released in aggregate, non-identifiable format, with all data cells containing a minimum of 20 individuals.
- I understand the data can only be used for the project described above. Any additional use will require a new application.
- I agree at all times, to treat as confidential the PhIP information received.
- I ensure that by the project's completion date all non-aggregated PhIP information will be destroyed, including shredding paper records, and deleting electronic files and backups.
- I will provide PhIP with a copy of the study results by the project completion date.


Date


Signature

For office use only:

administrative fee received suitable for use of PhIP data

Form 7

	Pharmaceutical Information Program PO Box 2000, Charlottetown, PEI C1A 7N8	<h3 style="margin: 0;">Application for Release of Information for Research Purposes</h3>	Form 7
Personal information on this form is collected under the <i>Pharmaceutical Information Act</i> and Regulations. This information is required in order to process your application for release of information for research purposes. If you have any questions about this collection of personal information, you may contact the Director of the Pharmaceutical Information Program.			
Principal investigators:			
Name	Position	Department	Institution
Mailing address of principal applicant:			Tel:
Province Postal code			Fax:
			Email:
Title of project:			
Start date for project:		Completion date for project:	
Summary of project:			
<input type="checkbox"/> proposal attached (max. 10 pages)			
Research Ethics Board (REB) REB name (see Schedule B):			
Submission date:			
Status of review: <input type="checkbox"/> pending <input type="checkbox"/> approved <input type="checkbox"/> denied			
Date		Signature	

	Pharmaceutical Information Program PO Box 2000, Charlottetown, PEI C1A 7N8	Application for Release of Information for Research Purposes
Form 7		
Specific data required: (include data fields and date ranges)		
Measures to protect confidentiality of data: (include who will have access, where stored)		
Will PhIP data be linked or used in conjunction with data from other sources?		
<input type="checkbox"/> no <input type="checkbox"/> yes, source:		
<ul style="list-style-type: none"> • I understand the data can only be released in aggregate, non-identifiable format, with all data cells containing a minimum of 20 individuals. • I understand the data can only be used for the project described above. Any additional use will require a new application. • I agree at all times, to treat as confidential the PhIP information received. • I ensure that by the project's completion date all non-aggregated PhIP information will be destroyed, including shredding paper records, and deleting electronic files and backups. • I will provide PhIP with a copy of the study results by the project completion date. 		
Date	Signature	
For office use only:		
<input type="checkbox"/> administrative fee received <input type="checkbox"/> suitable for use of PhIP data		

SCHEDULE B

Acceptable Research Ethics Boards For Applications on Form 7

University of Prince Edward Island Research Ethics Board
 Dalhousie Health Sciences Human Research Ethics Board
 Capital Health Research Ethics Board (QEII Health Sciences Centre)
 University of New Brunswick Research Ethics Board
 Memorial University of Newfoundland Research Ethics Board
 Comité d'éthique de l'Université de Laval
 McGill University Health Centre Research Ethics Board
 Queen's University General Research Ethics Board
 McMaster University Medical Research Ethics Board
 University of Toronto Health Sciences I Research Ethics Board
 University of Waterloo Human Research Ethics Committee
 University of Manitoba Health Research Ethics Board
 University of Saskatchewan Biomedical Research Ethics Board
 University of Alberta Health Research Ethics Board
 University of British Columbia Research Ethics Board

SCHEDULE C

Fees

1. The fee payable for an application under section 4 for disclosure is \$10.00 per calendar year of information requested.
2. No fee is payable in respect of a request under section 5 to correct information.
3. No fee is payable for an application under section 7 for a personalized password.
4. The fees payable for an application under section 15 for the disclosure of information are as follows:
 - (a) a non-refundable \$400 administrative fee; and
 - (b) an analysis fee equal to the sum of
 - (i) the number of hours of staff time required to provide the information, multiplied by \$150, and
 - (ii) the number of records accessed, multiplied by 5 cents.

EXPLANATORY NOTES

SECTION 1 is the definition section.

SECTIONS 2 and 3 provide for the meetings and duties of the Advisory Committee.

SECTIONS 4 to 8 provide for the disclosure of information in the Program identifying a persons applications to correct inaccurate information, consent to disclosure of information to another person, personalized passwords, and the application forms.

SECTIONS 9 to 13 provide for the information to be recorded in the Program, purposes for which access to the information may be permitted, problems with a prescription, security measures designed to protect information in the Program, and emergency access to Program information.

SECTION 14 provides for the registration of participating prescribers.

SECTION 15 provides for applications for disclosure of information in the Program for the purposes of reports, planning or research.

SECTION 16 is the fees section.

SECTIONS 17 and 18 deal with complaints and suspensions or exclusions for just cause respecting a pharmacist or participating prescriber.

SECTION 19 provides for the commencement of these regulations.

SCHEDULE A sets out the forms referred to in these regulations.

SCHEDULE B deals with the guidelines for requests for disclosure.

SCHEDULE C provides for the fees for disclosure.

EC2007-212

PHARMACEUTICAL INFORMATION ACT DECLARATION RE

Under authority of section 9 of the *Pharmaceutical Information Act* Stats. P.E.I. 2000, 2nd Session, c. 18 Council ordered that a Proclamation do issue proclaiming the said "Pharmaceutical Information Act" to come into force effective 31 March 2007.

EC2007-213

**AN ACT TO AMEND THE PHARMACEUTICAL INFORMATION ACT
DECLARATION RE**

Under authority of section 7 of *An Act to Amend the Pharmaceutical Information Act* Stats. P.E.I. 2004, 1st Session, c. 43 Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Pharmaceutical Information act" to come into force effective 31 March 2007.

EC2007-214

**AN ACT TO AMEND THE PLANNING ACT
DECLARATION RE**

Under authority of section 2 of *An Act to Amend the Planning Act* Stats. P.E.I. 2005, 2nd Session, c. 46 Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Planning Act" to come into force effective 7 April 2007.

EC2007-215

**AN ACT TO AMEND THE ROADS ACT (NO. 2)
DECLARATION RE**

Under authority of section 3 of *An Act to Amend the Roads Act (No. 2)* Stats. P.E.I. 2005, 2nd Session, c. 52 Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Roads Act (No. 2)" to come into force effective 7 April 2007.