

**EC2007-432**

ELECTRIC POWER ACT  
CITY OF SUMMERSIDE ELECTRIC UTILITY  
ANNUAL ASSESSMENT  
DETERMINED

Pursuant to clause 46(2)(a) of the *Electric Power Act* R.S.P.E.I. 1988, Cap. E-4, Council determined the assessment to be paid by the City of Summerside Electric Utility to the Island Regulatory and Appeals Commission for the 2007-2008 fiscal year to be twenty thousand dollars (\$20,000.00).

**EC2007-433**

EXECUTIVE COUNCIL ACT  
ATTORNEY GENERAL  
AUTHORITY TO ENTER INTO AN AGREEMENT  
(RE: ADMINISTRATION OF THE FIREARMS ACT AND REGULATIONS)  
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 Attorney General to enter into an agreement with Government of Canada, as represented by the Minister of Public Safety and Emergency Preparedness, to set out the terms and conditions under which Canada will contribute funding for administration of the *Firearms Act* and Regulations in Prince Edward Island for the period April 1, 2006 to March 31, 2008, such as more particularly described in the draft agreement.

**EC2007-434**

EXECUTIVE COUNCIL ACT  
MINISTER OF EDUCATION  
AUTHORITY TO ENTER INTO AN AGREEMENT  
(PROVINCIAL ASSESSMENT AGREEMENT)  
WITH  
THE ISLAND REGULATORY AND APPEALS COMMISSION

Pursuant to clause 10(d) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Education, as Minister responsible for the Island Regulatory and Appeals Commission, to enter into an agreement with the Island Regulatory and Appeals Commission to establish the terms and conditions of its funding and operations for the period April 1, 2007 to March 31, 2010, such as more particularly described in the draft agreement.

**EC2007-435**

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

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. Lending Agency as follows:

<b>Account Class</b>	<b>Account Name</b>	<b>Amount</b>
	<b>Division Management</b>	
0174-04279	Operations – Crown Corporations	<u>\$3,400,000.00</u>

**EC2007-436**

**HIGHWAY TRAFFIC ACT  
ADMINISTRATIVE DRIVING PROHIBITION AND VEHICLE  
IMPOUNDMENT REGULATIONS  
AMENDMENT**

Pursuant to section 312 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

**1. Section 3 of the *Highway Traffic Act* Administrative Driving Prohibition and Vehicle Impoundment Regulations (EC161/00) is revoked and the following substituted:**

**3.** The notice of driving prohibition referred to in section 277.2 of the Act shall be in the prescribed form set out in Form 1 of Schedule 4. Notice of driving prohibition

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

**3.1** A written statement referred to in subsection 277.1(7) of the Act in respect of the suspension of a person's driver's license for a period of 24 hours under subsection 277.1(6) of the Act shall be in the prescribed form set out in Form 1 of Schedule 4. Written statement

**3.2** A written statement referred to in subsection 277.1(7) of the Act in respect of the suspension of a person's driver's license for a period of either 30 days or 90 days, under subsection 277.1(6.2) or (6.4) of the Act, respectively, shall be in the prescribed form set out in Form 2 of Schedule 4. Idem

**3.3** A written statement referred to in subsection 277.9(9) of the Act in respect of the suspension of a Stage 1 driver's or a newly licensed driver's driver's license for a period of 24 hours under subsection 277.9(5) of the Act shall be in the prescribed form set out in Form 3 of Schedule 4. Idem

**3.4** The notice of driving prohibition prescribed for the purposes of subsection 277.1(13) and section 277.2 of the Act in respect of the suspension of a person's driver's license who is under the age of nineteen years or who has held a valid driver's license for less than two years is that set out in Form 3 of Schedule 4. Notice of driving prohibition



**REVIEW INSTRUCTIONS:**

You have the right to have the driving prohibition reviewed by the Registrar under section 277.5 of the *Highway Traffic Act*. You may, within 7 days of being served with this notice of driving prohibition, apply to the Registrar for a review of the driving prohibition by filing an application for review with the Registrar of Motor Vehicles at the Highway Safety Division, 33 Riverside Drive, Charlottetown, or Access PEI, 120 Harbour Drive, Summerside, and paying to the Registrar the prescribed fee(s). If your license or permit to operate a motor vehicle issued under the *Highway Traffic Act* was not taken by the peace officer or sent to the Registrar under section 277.2 of the *Highway Traffic Act*, you must surrender it to the Registrar, unless you complete and file with the Registrar a statutory declaration in the prescribed form stating that the license or permit has been lost, stolen or destroyed. An application for review must be in the form, contain the information and be completed in the manner required by the Registrar. You may attach to the application for review any sworn statements or other evidence that you wish the Registrar to consider. To ensure all written evidence will be considered by the Registrar, it must be attached at the time of filing the application for review. The Registrar is not required to hold an oral hearing unless you request an oral hearing at the time of filing the application for review and pay the prescribed oral hearing fee. If you request an oral hearing and fail to appear on the date and at the time and place arranged for the hearing, without prior notice to the Registrar, your right to an oral hearing is deemed to have been waived. The filing of an application for a review under section 277.5 of the *Highway Traffic Act* does not stay the driving prohibition. If you do not apply for a review of the driving prohibition within 7 days, or if the review is unsuccessful, you will be prohibited from operating a motor vehicle for a period of 90 days.

License surrendered:  Yes  No

License May Be Claimed At.....

**RETURN OF DRIVER'S LICENSE:**

Date and Time of Return..... Personal .....Mail .....  
 Returned by ..... Receipt of License .....

PEACE OFFICER'S NAME (PRINT) .....

PEACE OFFICER'S SIGNATURE .....

PIN/BADGE NUMBER ..... POLICE AGENCY.....

*{Reverse side of Form 1}*

**CERTIFICATE OF SERVICE**  
 (clause 277.4(c) of the *Highway Traffic Act*)

I, ....., a peace officer, certify that on

..... I personally served  
 dd mm yy  
 ..... with a notice of driving  
 (name of driver)

prohibition, a copy of which is attached, pursuant to section 277.2 of the *Highway Traffic Act*.

\_\_\_\_\_  
 (Signature of Peace Officer)

**REPORT OF DRIVING PROHIBITION**  
 (clause 277.4(d) of the *Highway Traffic Act*)

Name .....

Address.....

Driver Information ..... Province .....  
 License Number

This report is official notification to the Registrar of Motor Vehicles that the above-named driver has been issued a notice of driving prohibition (section 277.2 of the *Highway Traffic Act*).

SWORN/AFFIRMED before me at .....,  
 ..... County, in the Province of Prince Edward Island this ..... day of  
 ....., in the year .....

.....  
 Commissioner of Oaths

.....  
 Signature of Peace Officer

.....  
 Peace Officer's Name (please print)

.....  
 Police Detachment

FORM 2

NOTICE OF SUSPENSION

(section 277.1(6) of the Highway Traffic Act)

30 DAY SUSPENSION

(subsection 277.1(6.2) of the Highway Traffic Act)

OR

90 DAY SUSPENSION

(subsection 277.1(6.4) of the Highway Traffic Act)

NAME (Last) (First) (Other) ADDRESS (Number & Street) (Municipality) (Province) (Telephone) DRIVER INFO (License No.) (Prov.) (D.O.B.) (Sex) NSC No. VEHICLE INFO (Plate No.) (Year) (Make) (Province) LOCATION DATE TIME dd mm yy

NOTICE OF SUSPENSION

(section 277.1(6) of the Highway Traffic Act)

30 DAY SUSPENSION

(subsection 277.1(6.2) of the Highway Traffic Act)

OR

90 DAY SUSPENSION

(subsection 277.1(6.4) of the Highway Traffic Act)

Your driver's license is suspended and invalid for any purpose for a period of: [ ] 30 days from the date and time written above under the authority of subsection 277.1(6.2) of the Highway Traffic Act; or [ ] 90 days from the date and time written above under the authority of subsection 277.1(6.4) of the Highway Traffic Act because you, as the driver of a motor vehicle or a person with the care or control of a motor vehicle, provided a sample of your breath, which sample, on analysis by an approved screening device or approved instrument: [ ] registered a "WARN" or indicated that the proportion of alcohol in your blood is 50 milligrams or more of alcohol in 100 millilitres of blood but less than 100 milligrams of alcohol in 100 millilitres of blood.

This is official notification that you will be prohibited from operating a motor vehicle for a period of: [ ] 30 days from .....under the authority of section 277.1(6.2) of the Highway Traffic Act; [ ] 90 days from .....under the authority of section 277.1(6.4) of the Highway Traffic Act.

REASON: The undersigned peace officer has reasonable grounds to believe that on..... you operated a motor vehicle or had care or control of a motor vehicle and: [ ] by reason of an analysis of your breath or blood, you consumed alcohol in such a quantity that the concentration of alcohol in your blood exceeded 50 milligrams of alcohol in 100 millilitres of blood (subsection 277.1(2) of the Highway Traffic Act).

License surrendered: Yes No

License May Be Claimed At.....

RETURN OF DRIVER'S LICENSE:

Date and Time of Return..... Personal .....Mail ..... Returned by ..... Receipt of License .....

PEACE OFFICER'S NAME (PRINT) .....

PEACE OFFICER'S SIGNATURE .....

PIN/BADGE NUMBER ..... POLICE AGENCY.....

{Reverse side of Form 2}

**CERTIFICATE OF SERVICE**  
(clause 277.4(c) of the *Highway Traffic Act*)

I, ....., a peace officer, certify that on

..... I personally served  
dd mm yy  
..... with a notice of driving  
(name of driver)

prohibition, a copy of which is attached, pursuant to section 277.2 of the *Highway Traffic Act*.

\_\_\_\_\_  
(Signature of Peace Officer)

**REPORT OF DRIVING PROHIBITION**  
(clause 277.4(d) of the *Highway Traffic Act*)

Name .....

Address.....

Driver Information ..... Province .....  
License Number

This report is official notification to the Registrar of Motor Vehicles that the above-named driver has been issued a notice of driving prohibition (section 277.2 of the *Highway Traffic Act*).

SWORN/AFFIRMED before me at .....,  
..... County, in the Province of Prince Edward Island this ..... day of  
....., in the year .....

.....  
Commissioner of Oaths

.....  
Signature of Peace Officer

.....  
Peace Officer's Name (please print)

.....  
Police Detachment

**FORM 3**

**24 - HOUR SUSPENSION – STAGE 1 DRIVER OR NEWLY LICENSED DRIVER**  
(subsection 277.9(5) of the *Highway Traffic Act*)

NAME .....  
 (Last) (First) (Other)  
 ADDRESS .....  
 (Number & Street) (Municipality) (Province) (Telephone)  
 DRIVER INFO .....  
 (License No.) (Prov.) (D.O.B.) (Sex)  
 NSC No. ....  
 VEHICLE INFO .....  
 (Plate No.) (Year) (Make) (Province)  
 LOCATION ..... DATE .... TIME .....  
 dd mm yy

**24 - HOUR SUSPENSION – STAGE 1 DRIVER OR NEWLY LICENSED DRIVER**  
(subsection 277.9(5) of the *Highway Traffic Act*)

Your driver’s license is suspended and invalid for any purpose for a period of 24 hours from the date and time written above under the authority of subsection 277.9(5) of the *Highway Traffic Act* because you, as the driver of a motor vehicle or a person with the care or control of a motor vehicle, upon demand made by a peace officer under subsection 254(2) of the *Criminal Code* or section 277.8 of the *Highway Traffic Act*:

provided a sample of breath that, on analysis by an approved screening device or a provincially approved screening device, produced a result indicating the presence of alcohol.

**NOTICE OF DRIVING PROHIBITION**  
(section 277.2 of the *Highway Traffic Act*)

This is official notification that you will be prohibited from operating a motor vehicle for a period of 90 days from .....under the authority of subsection 277.1(13) or section 277.2 of the *Highway Traffic Act*.

REASON:

The undersigned peace officer has reasonable grounds to believe that on..... you operated a motor vehicle or had care or control of a motor vehicle and:

by reason of an analysis of your breath or blood, that you, being a person under the age of nineteen years or having held a Stage 1 driver’s license or a valid driver’s license for less than two years, consumed alcohol in such a quantity that the concentration of alcohol in your blood exceeded zero milligrams of alcohol in 100 millilitres of blood (subsection 277.1(13) of the *Highway Traffic Act*).

This notice serves as your temporary driver’s license which is effective from ..... and expires at the end of 7 days. If you are served with a 24-Hour suspension, this temporary driver’s license is only valid on the expiry of the 24-Hour roadside suspension under subsection 277.9(5) of the *Highway Traffic Act*.

REVIEW INSTRUCTIONS:

You have the right to have the driving prohibition reviewed by the Registrar under section 277.5 of the *Highway Traffic Act*. You may, within 7 days of being served with this notice of driving prohibition, apply to the Registrar for a review of the driving prohibition by filing an application for review with the Registrar of Motor Vehicles at the Highway Safety Division, 33 Riverside Drive, Charlottetown, or Access PEI, 120 Harbour Drive, Summerside, and paying to the Registrar the prescribed fee(s). If your license or permit to operate a motor vehicle issued under the *Highway Traffic Act* was not taken by the peace officer or sent to the Registrar under section 277.2 of the *Highway Traffic Act*, you must surrender it to the Registrar, unless you complete and file with the Registrar a statutory declaration in the prescribed form stating that the license or permit has been lost, stolen or destroyed. An application for review must be in the form, contain the information and be completed in the manner required by the Registrar. You may attach to the application for review any sworn statements or other evidence that you wish the Registrar to consider. To ensure all written evidence will be considered by the Registrar, it must be attached at the time of filing the application for review. The Registrar is not required to hold an oral hearing unless you request an oral hearing at the time of filing the application for review and pay the prescribed oral hearing fee. If you request an oral hearing and fail to appear on

the date and at the time and place arranged for the hearing, without prior notice to the Registrar, your right to an oral hearing is deemed to have been waived. The filing of an application for a review under section 277.5 of the *Highway Traffic Act* does not stay the driving prohibition. If you do not apply for a review of the driving prohibition within 7 days, or if the review is unsuccessful, you will be prohibited from operating a motor vehicle for a period of 90 days.

License surrendered:  Yes  No

License May Be Claimed At.....

RETURN OF DRIVER'S LICENSE:

Date and Time of Return..... Personal .....Mail .....  
 Returned by ..... Receipt of License .....

PEACE OFFICER'S NAME (PRINT) .....

PEACE OFFICER'S SIGNATURE .....

PIN/BADGE NUMBER ..... POLICE AGENCY.....

{Reverse side of Form 3}

**CERTIFICATE OF SERVICE**

(clause 277.4(c) of the *Highway Traffic Act*)

I, ....., a peace officer, certify that on

..... I personally served  
 dd mm yy  
 ..... with a notice of driving  
 (name of driver)

prohibition, a copy of which is attached, pursuant to section 277.2 of the *Highway Traffic Act*.

\_\_\_\_\_  
 (Signature of Peace Officer)

**REPORT OF DRIVING PROHIBITION**

(clause 277.4(d) of the *Highway Traffic Act*)

Name .....

Address.....

Driver Information ..... Province .....  
 License Number

This report is official notification to the Registrar of Motor Vehicles that the above-named driver has been issued a notice of driving prohibition (section 277.2 of the *Highway Traffic Act*).

SWORN/AFFIRMED before me at .....,  
 ..... County, in the Province of Prince Edward Island this ..... day of  
 ....., in the year .....

Commissioner of Oaths .....  
 Signature of Peace Officer .....  
 Peace Officer's Name (please print) .....  
 Police Detachment .....

**EXPLANATORY NOTES**

**SECTION 1** revokes and substitutes the notice of driving prohibition prescribed for the purposes of section 277.2 of the *Highway Traffic Act*.

**SECTION 2** amends the regulations to include forms outlining required information in respect of the suspension of a person's driver's license.

Form 1 outlines required information in respect of a notice of driving prohibition and a 24-hour driver's license suspension.

Form 2 outlines required information in respect of a 30 day or 90 day driver's license suspension. A 30 day suspension is mandated for a second driver's license suspension within a two year period; a 90 day



suspension for the third driver's license suspension within a two year period.

Form 3 outlines required information in respect of a 24-hour driver's license suspension for a Stage 1 driver or a newly licensed driver. This group of drivers is subject to a zero tolerance policy with respect to the consumption of alcohol while operating or having care or control of a motor vehicle. Form 3 also outlines required information in respect of a notice of driving prohibition for a Stage 1 driver or a newly licensed driver.

**SECTIONS 3 and 4** correct minor clerical errors in the regulations.

**SECTION 5** revokes and substitutes Schedule 4 to the regulations.

**SECTION 6** provides for the commencement of these regulations.

#### EC2007-437

### HIGHWAY TRAFFIC ACT DEMERIT POINT SYSTEM REGULATIONS AMENDMENT

Pursuant to section 284 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

#### 1. Section 1 of the *Highway Traffic Act* Demerit Point System Regulations (EC1216/80) is amended

**(a) by the addition of the following after clause (b):**

(b.1) "Stage 1 driver" means a person who holds a Stage 1 driver's license; Stage 1 driver

(b.2) "Stage 1 driver's license" means an instruction permit issued under section 82 of the Act; Stage 1 driver's license

**(b) by the revocation of subsection (2) and the substitution of the following:**

(2) For the purposes of these regulations, a person who formerly held an instruction permit and who holds a valid and subsisting driver's license at the time these regulations come into force shall be deemed to be a newly licensed driver for a continuous period of two years following the first issuance of the person's driver's license. Newly licensed driver

#### 2. Section 13 of the regulations is amended

**(a) by the addition of the following after subsection (1):**

(1.1) The Registrar shall by notice suspend for a period of one month the driver's license of a Stage 1 driver if the driver has accumulated any demerit points on the Stage 1 driver's driving record. Period of suspension – Stage 1 driver

**(b) in subsection (2), by the addition of the words "Stage 1 driver or a" after the words "Where demerit points are assessed against a".**

#### 3. These regulations come into force on July 28, 2007.

### EXPLANATORY NOTES

**SECTION 1** adds definitions for a Stage 1 driver and a Stage 1 driver's license to the definition section of the regulations. The provision has also been amended to revoke a requirement that no longer applies to a newly licensed driver. The amended provision clarifies who is deemed to be a newly licensed driver.

**SECTION 2** adds a provision to clarify that a Stage 1 driver's license is suspended for a period of one month if the driver has accumulated any

demerit points on the Stage 1 driver's driving record. The Stage 1 driver is also included in the provision dealing with the assessment of demerit points in respect of the commission of *Criminal Code* offences.

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

**EC2007-438**

**HIGHWAY TRAFFIC ACT  
DRIVER'S LICENSES REGULATIONS  
AMENDMENT**

Pursuant to section 69 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

**1. Clause 3(1)(b) of the *Highway Traffic Act Driver's Licenses Regulations* (EC550/02) is amended by the deletion of the words "clause 82(1)(b) of the Act" and the substitution of the words "clause 82(1)(a) of the Act".**

**2. Section 5 of the regulations is revoked and the following substituted:**

**5. (1)** The holder of a valid Class 5 driver's license may drive a motor vehicle on a highway requiring a Class 1, 2, 3 or 4 driver's license if

Conditions applying  
to Class 5 driver's  
license

(a) the holder of the Class 5 driver's license is accompanied by the holder of a valid Class 1, 2, 3 or 4 driver's license while the holder of the Class 5 driver's license is operating or has care or control of a motor vehicle;

(b) the holder of a valid Class 1, 2, 3 or 4 driver's license has held the required Class of driver's license for at least four years; and

(c) the holder of a valid Class 1, 2, 3 or 4 driver's license is occupying the seat beside the holder of the Class 5 driver's license for the purpose of giving instruction in driving.

(2) Subsection (1) does not apply to the holder of a valid Class 5 driver's license who is a newly licensed driver. Exception

**3. These regulations come into force on July 28, 2007.**

**EXPLANATORY NOTES**

**SECTION 1** corrects an error with respect to the proper reference in the Act.

**SECTION 2** revokes and substitutes the provision dealing with the conditions applying to a Class 5 driver's license and clarifies that the provision does not apply to a newly licensed driver.

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

**EC2007-439**

**ISLAND INVESTMENT DEVELOPMENT ACT  
FINANCIAL ASSISTANCE REGULATIONS  
OCEAN GROUP INC.  
AUTHORIZATION**

Pursuant to subsection 2(3) of the *Island Investment Development Act* Financial Assistance Regulations (EC2005-686), Council authorized Island Investment Development Inc. to advance a term loan to a maximum amount of two million, and forty thousand dollars (\$2,040,000.00) to Ocean Group Inc.

**EC2007-440**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
EMANUEL MAMZELLIS  
(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 Emanuel Mamzellis of New York, New York to acquire an interest land holding of approximately five decimal three (5.3) acres of land in Lot 13, Prince County, Province of Prince Edward Island, being acquired from Emanuel Mamzellis and Toni Mamzellis, both of New York, New York.

**EC2007-441**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
KEVIN M. TAWHEEL AND DEBRA D. TAWHEEL IN TRUST  
(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 Kevin M. Taweel and Debra D. Taweel in Trust of Menlo Park, California to acquire a land holding of approximately fifty-five (55) acres of land in Lot 38, Kings County, Province of Prince Edward Island, being acquired from Edward Reich of Setauket, New York 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.

**EC2007-442**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
COLIN TRAVIS  
(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 Colin Travis of Collingwood, Ontario to acquire an interest in a land holding of approximately seventy-five (75) acres of land in Lot 22, Queens County, Province of Prince Edward Island, being acquired from Lidoway Inc. of Cornwall, Prince Edward Island.

**EC2007-443**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
ANDERSON'S CREEK ESTATES 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 Anderson's Creek Estates Inc. of Summerside, Prince Edward Island to acquire a land holding of approximately seventy-five (75) acres of land in Lot 22, Queens County, Province of Prince Edward Island, being acquired from Lidoway Inc. of Cornwall, Prince Edward Island.

**EC2007-444**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
BLOIS MACPHAIL 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 Blois MacPhail Inc. of Cornwall, Prince Edward Island to acquire a land holding of approximately sixty-five (65) acres of land in Lot 65, Queens County, Province of Prince Edward Island, being acquired from Louis McIsaac of Cornwall, Prince Edward Island PROVIDED THAT the part of the real property not intended for subdivision into lots, approximately fifty (50) acres, is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

**EC2007-445**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
D.C. MCCARDLE LTD.  
(TO RESCIND)

Council, having under consideration Order-in-Council EC1998-588 of 8 September 1998, rescinded the said Order forthwith, thus rescinding permission for D.C. McCardle Ltd. of Summerside, Prince Edward Island to acquire approximately twenty-seven decimal two (27.2) acres of land at Lot 26, Prince County from Leonard McCardle of Chelton, Prince Edward Island.

**EC2007-446**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 FORT CHICAGO ENERGY PARTNERS L.P.  
 (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 Fort Chicago Energy Partners L.P. of Calgary, Alberta to acquire a land holding of approximately four decimal eight two (4.82) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Countryside District Energy Corp. of Charlottetown, Prince Edward Island.

**EC2007-447**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 ISLAND NATURE TRUST  
 (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 Island Nature Trust of Charlottetown, Prince Edward Island to acquire a land holding of approximately ten (10) acres of land in Lot 48, Queens County, Province of Prince Edward Island, being acquired from Paul Wisener of Mount Stewart, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

**EC2007-448**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 J.M. LARSEN 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 J.M. Larsen Farms Inc. of Cape Traverse, Prince Edward Island to acquire a land holding of approximately sixty-four decimal four five (64.45) acres of land in Lot 28, Prince County, Province of Prince Edward Island, being acquired from G. Hubert Murphy and M. Pamela Murphy, both of Borden-Carleton, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 762468, 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.

**EC2007-449**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
KYLE MURRAY 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 Kyle Murray Farms Ltd. of Augustine Cove, Prince Edward Island to acquire a land holding of approximately one hundred and fifty (150) acres of land in Lot 28, Prince County, Province of Prince Edward Island, being acquired from G. Hubert Murphy and M. Pamela Murphy, both of Borden-Carleton, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 209361, 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.

**EC2007-450**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
MACLEAN FARMS LTD.  
(APPROVAL)

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to MacLean Farms Ltd. of Coleman, Prince Edward Island to acquire a land holding of approximately thirty-eight (38) acres of land in Lot 7, Prince County, Province of Prince Edward Island, being acquired from Ellen Anne (Rogers) McCarthy of Elmsdale, 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.

**EC2007-451**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
APPLICATION TO LEASE LAND  
RAMSAY FARMS LTD.  
(APPROVAL)

Pursuant to section 5 and clause 5.3(1)(b) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Ramsay Farms Ltd. of Alberton, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to three hundred and thirty-three (333) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Ramsay Farms Ltd. files a statement with the Island Regulatory and Appeals Commission within one year of the date of this Order and prior to 31 December in every subsequent year disclosing the parcel number, the acreage and the term of lease for each parcel leased during the reporting period covered by the statement.

**EC2007-452**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PROPERTY NO. 489989, LOT 29, 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 pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately ten decimal three (10.3) acres of land, being Provincial Property No. 489989 located in Lot 29, Queens County, Prince Edward Island and currently owned by Jennifer D. Myers of Victoria, Prince Edward Island.

Council noted that this amendment will enable subdivision of the parcel into two lots, each being at least five (5) acres, and determined that following subdivision, identification for non-development use shall continue to apply to both lots.

This Order-in-Council comes into force on 17 July 2007.

**EC2007-453**

LIQUOR CONTROL ACT  
APPROVAL TO BORROW  
RE: UPGRADED POINT OF SALE SYSTEM

Pursuant to clause 7(g) of the *Liquor Control Act* R.S.P.E.I 1988, Cap. L-14, Council granted approval to the Prince Edward Island Liquor Control Commission to borrow up to \$969,500.00 from the Provincial Treasurer to update the Commission's point of sale system.

**EC2007-454**

SUPREME COURT ACT  
RULES OF CIVIL PROCEDURE  
ELEVENTH SERIES OF AMENDMENTS  
TO THE  
1996 CONSOLIDATION  
AND  
PUBLICATION MANNER  
DETERMINED

Under authority of subsection 25(1) of the *Supreme Court Act*, R.S.P.E.I. 1988, Cap. S-10 Council approved the Eleventh Series of Amendments to the 1996 Consolidated Version of the Rules of Civil Procedure, said amendments having been made by the Rules Committee at its various meetings held between October, 2006 and June, 2007 and all to come into force on the 1st day of September, 2007.

Further, under authority of subsection 25(2) of the said Act, Council determined that publication of a Notice in the Royal Gazette shall be deemed to be publication of the approved Eleventh Series of Amendments to the 1996 Consolidated Version of the Rules of Civil Procedure and that no further publication relating to the said Amendments shall be necessary.