#### EC2003-613

#### ENVIRONMENTAL PROTECTION ACT ENVIRONMENTAL ADVISORY COUNCIL **APPOINTMENTS**

Pursuant to section 4 of the Environmental Protection Act R.S.P.E.I. 1988, Cap. E-9 Council made the following appointments:

TERM OF APPOINTMENT
30 October 2003 to
30 October 2006 30 October 2003
to 30 October 2006
30 October 2003 to
30 October 2006
30 October 2003 to 30 October 2006

Further, in accordance with clause 4(4)(a) of the said Act, Council designated Ron Perry as chairperson (vice Kevin MacAdam) for the balance of his term as a member ending 31 August 2004, and Elmer MacDonald as vice-chairperson (vice Ron Perry) for the period 30 October 2003 to 31 December 2004.

#### EC2003-614

**EXECUTIVE COUNCIL ACT** MINISTER OF EDUCATION AUTHORITY TO ENTER INTO AN AGREEMENT (SCHOOLNET YOUTH EMPLOYMENT INITIATIVE CONTRIBUTION AGREEMENT) WITH THE GOVERNMENT OF CANADA

Pursuant to clause 10(a) of the Executive Council Act R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Education to enter into an agreement with the Government of Canada, as represented by the Minister of Industry, to establish terms and conditions for delivery of the SchoolNet Youth Employment Initiative in Prince Edward Island, such as more particularly described in the draft agreement.

#### EC2003-615

EXECUTIVE COUNCIL ACT MINISTER OF AGRICULTURE, FISHERIES, AQUACULTURE AND FORESTRY **AND** 

MINISTER OF ENVIRONMENT AND ENERGY AUTHORITY TO ENTER INTO AN AGREEMENT (CANADA-PRINCE EDWARD ISLAND AGREEMENT FOR THE

NATIONAL WATER PROGRAM) WITH

THE GOVERNMENT OF CANADA

Pursuant to clause 10(a) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Agriculture, Fisheries, Aquaculture and Forestry and the Minister of Environment and Energy to enter into an agreement with the Government of Canada, as represented by the Minister of Agriculture and Agri-Food, to set out the terms and conditions for the Province of Prince Edward Island's participation in the National Water Program, such as more particularly described in the draft agreement.

#### EC2003-616

#### FINANCIAL ADMINISTRATION ACT AUTHORITY TO CANCEL AND WRITE OFF DEBT OF THE PRINCE EDWARD ISLAND LENDING AGENCY

Pursuant to subsection 26(1) of the Financial Administration Act R.S.P.E.I. 1988, Cap. F-9 Council authorized the cancellation of a debt of the Prince Edward Island Lending Agency to Her Majesty the Queen in right of the Province in the amount of \$2,295,100.00 including interest to 31 March 2003.

Further, pursuant to subsection 26.1(1) of the said Act, Council authorized the write off of a debt of the said Agency to Her Majesty in the amount of \$55,245.00 including interest to 31 March 2003.

#### EC2003-617

FINANCIAL ADMINISTRATION ACT SPECIAL WARRANT (SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2003/2004) 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** 

> PUBLIC EDUCATION BRANCH **ENGLISH PROGRAMS Technology**

Salaries

0622-03125 Wages (Casual Payroll) \$48,300.00

Further, Council noted that this amount will be fully offset by revenue from the federal government under the terms of the SchoolNet Youth Employment Initiative.

#### EC2003-618

# FINANCIAL ADMINISTRATION ACT SPECIAL WARRANT (SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2003/2004) CAPITAL EXPENDITURE DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS

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 Capital Account for the Department of Transportation and Public Works as follows:

<b>Account Class</b>	Account Name		Amount
	CAPITAL EXPENDITURE HIGHWAYS		
0359-05001 0362-05001 0368-05001 0371-05001	Bridges and Culverts Paving Highway Reconstruction Strategic Highway Infrastru	ucture Program Sub-total	\$2,268,100.00 1,323,000.00 2,431,800.00 <u>1,018,000.00</u> \$7,040,900.00
	BUILDINGS		
0756-05001 0757-05001	Veterans Monument Project Mill River Treatment		\$ 60,000.00 <u>50,000.00</u> \$ 110,000.00
		Total	\$ <u>7,150,900.00</u>

Further, Council noted that \$2,756,000.00 of this amount will be offset by revenue from the federal government under the terms of the Disaster Financial Assistance Agreement (\$2,222,000.00) and the Strategic Highway Infrastructure Program (\$534,000.00).

#### EC2003-619

#### HIGHWAY TRAFFIC ACT FEES REGULATIONS AMENDMENT

Pursuant to section 65 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

- 1. Subsection 5(4) of the  $\emph{Highway Traffic Act}$  Fees Regulations (EC309/93) is amended
  - (a) by the deletion of the words "subject to the following conditions":
  - (b) by the addition of a period after the word "vehicles"; and
  - (c) by the revocation of clauses (a) and (b).
- 2. These regulations come into force on November 15, 2003.

#### **EXPLANATORY NOTES**

**SECTION 1** removes a restriction on claims for refunds for trucks, truck-tractors and public passenger buses in respect of the unused portion of a commercial truck registration fee, which allows for consistency on refund issues in the regulations.

**SECTION 2** provides for the commencement of these regulations.

#### EC2003-620

#### PRINCE EDWARD ISLAND LANDS PROTECTION ACT PROPERTY NO. 851683, LOT 21, QUEENS COUNTY IDENTIFICATION FOR NON-DEVELOPMENT USE AMENDMENT

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council amended the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately forty (40) acres of land, being Provincial Property No. 851683 located in Lot 21, Queens County, Prince Edward Island and currently owned by David Keedwell of Charlottetown, Prince Edward Island.

Council noted that this amendment will enable subdivision of two lots, each of approximately one (1) acre, and 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 November 4, 2003.

#### EC2003-621

# AN ACT TO AMEND THE VICTIMS OF FAMILY VIOLENCE ACT DECLARATION RE

Under authority of section 6 of *An Act to Amend the Victims of Family Violence Act* Stats. P.E.I. 2002, 3rd Session, c. 45 Council ordered that a Proclamation do issue proclaiming "*An Act to Amend the Victims of Family Violence Act*" to come into force effective 15 November 2003.

#### EC2003-622

# VICTIMS OF FAMILY VIOLENCE ACT REGULATIONS AMENDMENT

Pursuant to section 19 of the *Victims of Family Violence Act* R.S.P.E.I. 1988, Cap. V-3.2 Council made the following regulations:

- 1. Section 3 of the *Victims of Family Violence Act* Regulations (EC558/96) is amended by the deletion of the words "clause 8(1)(b)" and the substitution of the words "clause 4(6)(b)".
- 2. Subsection 4(1) of the regulations is revoked and the following substituted:

4. (1) An application for an emergency protection order must be made in Application for an person, except for an application made by a designated person.

emergency protection order

- 3. Subsection 5(1) of the regulations is amended by the deletion of the words "subsection 8(1)" and the substitution of the words "subsection 4(6)".
- 4. Section 26 of the regulations is amended by the deletion of the words "section 9 or".
- 5. Schedule 1 of the regulations is revoked and Schedule 1 as set out in Schedule A of these regulations is substituted.
- 6. Schedule 13 of the regulations is revoked and Schedule 13 as set out in Schedule B of these regulations is substituted.
- 7. Schedule 14 of the regulations is revoked and Schedule 14 as set out in Schedule C of these regulations is substituted.
- 8. Schedule 15 of the regulations is revoked and Schedule 15 as set out in Schedule D of these regulations is substituted.
- 9. Schedule 16 of the regulations is revoked and Schedule 16 as set out in Schedule E of these regulations is substituted.
- 10. These regulations come into force on November 15, 2003.

#### SCHEDULE A

#### **SCHEDULE 1**

(Section 4 of the Victims of Family Violence Act)

PART 1 -

#### EMERGENCY PROTECTION ORDER

#### SUPREME COURT OF PRINCE EDWARD ISLAND (TRIAL DIVISION)

		(Court fil	e no.)
BETWEEN			Victim
	(name)		
and			Respondent
	(name)	(date of birth)	•
	(address)		

#### TO THE RESPONDENT:

You are subject to this EMERGENCY PROTECTION ORDER made by a designated justice of the peace pursuant to the Victims of Family Violence Act. A judge of the Supreme Court shall review this ORDER within five working days. IF THE JUDGE VARIES THE ORDER, YOU WILL BE NOTIFIED, IN ACCORDANCE WITH THE ACT AND REGULATIONS. OTHERWISE, TAKE NOTICE THAT THIS ORDER SHALL BECOME AN EX PARTE ORDER OF THE SUPREME COURT OF PRINCE EDWARD ISLAND AND SHALL REMAIN IN EFFECT FOR THE DURATION OF THE ORDER OR UNTIL A REHEARING IS HELD.

YOU MUST OBEY THE PROVISIONS OF THIS ORDER. Failure to obey this ORDER may be an offence. Upon receipt of this ORDER, you have the right to apply to the Supreme Court at...... to either set aside or vary this ORDER. You have the right to be heard and to call evidence on this matter. You MAY WISH TO CONTACT A LAWYER for advice respecting this ORDER.

Having heard the evidence, I find that the victim is in need of immediate protection pursuant to section 4 of the *Victims of Family Violence Act*.

ΙD	000	ORDER	THAT:								
1.					is grante	ed ex	clusive occup	ation o	f the	following re	esidence:
			fi	rom (d	ate)		unt	il (date	)		
2.	A	peace	officer	shall	remove	the	respondent	from	the	following	residenc
			imme	diately	OR	C	n or before				

4. The respondent shall	belongings on or before	
	refrain from any contact	direct or indirect, in person, by telephone,
The respondent may		on the following
terms:		
		lowing places:
		y-to-day care of the following child(ren):
7. Temporary possession	n of the following persona	ıl property is awarded
8. The respondent shall utilities as defined in the	not take, convert, damage, e Victims of Family Violen	or otherwise deal with property or ce Act and in particular the following
		payments arising in respect of the
residence.		
11. Publication of the na	ame and address of the vic	ets of family violence against the victim.
		s in force until (month)
	(year)	
		, Prince Edward Island on(time)a.m./p.m.
Justice of the Peace or d	lesignated person	Justice of the Peace Number
Confirmed Varie	ed orRehearing order	ed by,
(date)		Supreme Court Judge
PART I - Original (Cou	rt Cony)	
Trict i Oliginai (Cou	н сору)	
PART 2 -		
	EMERGENCY PROTE	CTION ORDER
CLIDDI	EME COURT OF PRING	CE EDMADD ICI AND
SUPRI	EME COURT OF PRING TRIAL DIVI)	
	(TREE DIVI	
		(Court file no.)
RETWEEN		(Court file no.)
BETWEEN	(name)	
	(name)	(Court file no.)VictimRespondent
and	(name)	(Court file no.)Victim
and	(name)	(Court file no.)Victim Respondent (date of birth)
and	(name)	(Court file no.)Victim Respondent (date of birth)
and TO THE RESPONDEN	(name) (name) (address)	(Court file no.)Victim Respondent (date of birth)
and  TO THE RESPONDEN You are subject to this justice of the peace purs Court shall review this ORDER, YOU WILL REGULATIONS. OTI BECOME AN EX PAR	(name) (name) (address)  T: s EMERGENCY PROTE suant to the Victims of Fan ORDER within five work BE NOTIFIED, IN ACHERWISE, TAKE NOTITE ORDER OF THE SUI REMAIN IN EFFECT F	(Court file no.)Victim Respondent (date of birth)
and	(name)  (name)  (address)  T: s EMERGENCY PROTE suant to the Victims of Fan ORDER within five work BE NOTIFIED, IN ACHERWISE, TAKE NOT TE ORDER OF THE SUI REMAIN IN EFFECT FRING IS HELD. HE PROVISIONS OF TH Jpon receipt of this ORD  call evidence on this ma	(Court file no.)
and	(name)  (name)  (address)  T: s EMERGENCY PROTE suant to the Victims of Fan ORDER within five work BE NOTIFIED, IN ACHERWISE, TAKE NOT TE ORDER OF THE SUITAREMAIN IN EFFECT FRING IS HELD. HE PROVISIONS OF TH Juncture of this ORE color call evidence on this maspecting this ORDER.	(Court file no.)
and  TO THE RESPONDEN You are subject to this justice of the peace purs Court shall review this ORDER, YOU WILL REGULATIONS. OTI BECOME AN EX PAR ISLAND AND SHALL OR UNTIL A REHEAR YOU MUST OBEY TH may be an offence. U Supreme Court at right to be heard and to LAWYER for advice re PROVISIONS: Having heard the evid pursuant to section 4 of I DO ORDER THAT: 1	(name)  (name)  (address)  T: s EMERGENCY PROTE suant to the Victims of Fan ORDER within five work BE NOTIFIED, IN ACHERWISE, TAKE NOTE TE ORDER OF THE SUIT REMAIN IN EFFECT FRING IS HELD. HE PROVISIONS OF TH Jpon receipt of this ORE  call evidence on this maspecting this ORDER.  Jence, I find that the victime Victims of Family Viole  call victims of Family Viole  call is granted exclusive.	(Court file no.)
and  TO THE RESPONDEN You are subject to this justice of the peace purs Court shall review this of ORDER, YOU WILL REGULATIONS. OTI BECOME AN EX PAR ISLAND AND SHALL OR UNTIL A REHEAR YOU MUST OBEY TH may be an offence. U Supreme Court at right to be heard and to LAWYER for advice re PROVISIONS: Having heard the evid pursuant to section 4 of I DO ORDER THAT: 1	(name)  (name)  (address)  T:  s EMERGENCY PROTE suant to the Victims of Fan ORDER within five work. BE NOTIFIED, IN ACHERWISE, TAKE NOTITE ORDER OF THE SUIT. REMAIN IN EFFECT FRING IS HELD. HE PROVISIONS OF TH Upon receipt of this ORE.  (acall evidence on this maspecting this ORDER.  dence, I find that the victime Victims of Family Violential Control of Contro	(Court file no.)
and  TO THE RESPONDEN You are subject to this justice of the peace purs Court shall review this ORDER, YOU WILL REGULATIONS. OTI BECOME AN EX PAR ISLAND AND SHALL OR UNTIL A REHEAR YOU MUST OBEY TH may be an offence. U Supreme Court at right to be heard and to LAWYER for advice re  PROVISIONS: Having heard the evid pursuant to section 4 of I DO ORDER THAT: 1	(name)  (name)  (address)  T:  s EMERGENCY PROTE suant to the Victims of Fan ORDER within five work. BE NOTIFIED, IN ACHERWISE, TAKE NOTE ORDER OF THE SUITABLE OF THE SUITABL	(Court file no.)
and	(name)  (name)  (address)  T:  s EMERGENCY PROTE suant to the Victims of Fan ORDER within five work BE NOTIFIED, IN ACHERWISE, TAKE NOTE TE ORDER OF THE SUIT REMAIN IN EFFECT FRING IS HELD. HE PROVISIONS OF TH Jon receipt of this ORE  call evidence on this maspecting this ORDER.  Hence, I find that the victime of Family Viole  characteristic is granted exclusive om (date)  shall remove the respective of the company  characteristic is granted exclusive om (date)  shall remove the respective of the company  characteristic is granted exclusive om (date)  characteristic is granted exclusive on (date)	(Court file no.)

The respondent may have contact withon the following terms:
5. The respondent shall not attend at any of the following places:
is awarded to
7. Temporary possession of the following personal property is awarded to
8. The respondent shall not take, convert, damage, or otherwise deal with property or utilities as defined in the <i>Victims of Family Violence Act</i> and in particular the following property:
P. The respondent shall make the rent or mortgage payments arising in respect of the residence.
10. The respondent shall not commit any further acts of family violence against the victim.  11. Publication of the name and address of the victim is prohibited.  12. Other:
This ORDER is effective immediately and remains in force until (month)
(day) (year)
Dated at, Prince Edward Island on (month) (day)(year)(time)a.m./p.m.
Justice of the Peace or designated person
Confirmed Varied orRehearing ordered by
(date)
PART 2 (Respondent's Copy)
DART 2
PART 3 - EMERGENCY PROTECTION ORDER
SUPREME COURT OF PRINCE EDWARD ISLAND
(TRIAL DIVISION)
(Court file no.)
BETWEENVictim
(name) andRespondent
(name) (date of birth)
(address)
TO THE RESPONDENT: You are subject to this EMERGENCY PROTECTION ORDER made by a designated justice of the peace pursuant to the Victims of Family Violence Act. A judge of the Supreme Court shall review this ORDER within five working days. IF THE JUDGE VARIES THE ORDER, YOU WILL BE NOTIFIED, IN ACCORDANCE WITH THE ACT AND REGULATIONS. OTHERWISE, TAKE NOTICE THAT THIS ORDER SHALL BECOME AN EX PARTE ORDER OF THE SUPREME COURT OF PRINCE EDWARD ISLAND AND SHALL REMAIN IN EFFECT FOR THE DURATION OF THE ORDER OR UNTIL A REHEARING IS HELD. YOU MUST OBEY THE PROVISIONS OF THIS ORDER. Failure to obey this ORDER may be an offence. Upon receipt of this ORDER, you have the right to apply to the Supreme Court at to either set aside or vary this ORDER. You have the right to be heard and to call evidence on this matter. You MAY WISH TO CONTACT A LAWYER for advice respecting this ORDER.
DDOVICIONG.
<b>PROVISIONS:</b> Having heard the evidence, I find that the victim is in need of immediate protection pursuant to section 4 of the <i>Victims of Family Violence Act</i> .
Having heard the evidence, I find that the victim is in need of immediate protection pursuant to section 4 of the <i>Victims of Family Violence Act</i> .  I DO ORDER THAT:
Having heard the evidence, I find that the victim is in need of immediate protection pursuant to section 4 of the <i>Victims of Family Violence Act</i> .
Having heard the evidence, I find that the victim is in need of immediate protection pursuant to section 4 of the <i>Victims of Family Violence Act</i> .  I DO ORDER THAT:  1
Having heard the evidence, I find that the victim is in need of immediate protection pursuant to section 4 of the <i>Victims of Family Violence Act</i> .  I DO ORDER THAT:  1
Having heard the evidence, I find that the victim is in need of immediate protection pursuant to section 4 of the <i>Victims of Family Violence Act</i> .  I DO ORDER THAT:  1
Having heard the evidence, I find that the victim is in need of immediate protection pursuant to section 4 of the <i>Victims of Family Violence Act</i> .  I DO ORDER THAT:  1
Having heard the evidence, I find that the victim is in need of immediate protection pursuant to section 4 of the <i>Victims of Family Violence Act</i> .  I DO ORDER THAT:  1

5. The respondent shall not 6Temporary care as	nd custody or d	ay-to-day care of the fo	ollowing child(ren):
7. Temporary possession of			
to	take, convert, damage ictims of Family Violen	, or otherwise deal with ace Act and in particula	n property or r the following
property:	ke the rent or mortgage ot commit any further a e and address of the vice	e payments arising in reacts of family violence actim is prohibited.	espect of the against the victim.
This ORDER is effective in	•	` ′	)
(day) (ye	ear)		
Dated at(day)	(year)	(time)	a.m./p.m.
Justice of the Peace or desi		Justice of the Pe	
Confirmed Varied		•	Court Judge
(date)			
PART 3 - (Victim's Copy)			
PART 4 - EN	MERGENCY PROTE	CCTION ORDER	
SUPREM	IE COURT OF PRIN (TRIAL DIVI	CE EDWARD ISLAN ISION)	ND
		(Court fil	le no.)
BETWEEN			Victim
and			Respondent
	(name)	(date of birth)	
	(address)		
TO THE RESPONDENT: You are subject to this I justice of the peace pursual Court shall review this OR ORDER, YOU WILL B REGULATIONS. OTH BECOME AN EX PARTE ISLAND AND SHALL R OR UNTIL A REHEARIN YOU MUST OBEY THE may be an offence. Upo Supreme Court at	nt to the Victims of Fan. DER within five work E NOTIFIED, IN AGENWISE, TAKE NOTIFIED, TAKE NOTIFIED, THE SUFFICT IN THE SUFFICT IN THE SUFFICE OF THE SUFFI	nily Violence Act. A juing days. IF THE JUI CCORDANCE WITH DTICE THAT THIS PREME COURT OF FOR THE DURATION LIS ORDER. Failure to DER, you have the right on this matter. You	dge of the Supreme OGE VARIES THE THE ACT AND ORDER SHALL PRINCE EDWARD OF THE ORDER obey this ORDER ght to apply to the this ORDER. You
<b>PROVISIONS:</b> Having heard the evidence pursuant to section 4 of the			nmediate protection
I DO ORDER THAT:  1	(date)all remove the resp	ondent from the fo	ollowing residence
3. A peace officer shall act the removal of personal be. 4. The respondent shall ref by mail or otherwise with . The respondent may have terms:	company	direct or indirect, in po	erson, by telephone,
5. The respondent shall not			

	or day-to-day care of the following child(ren):
7. Temporary possession of the following	personal property is awarded
8. The respondent shall not take, convert, outilities as defined in the <i>Victims of Family</i>	damage, or otherwise deal with property or Violence Act and in particular the following
9. The respondent shall make the rent or m residence.	ortgage payments arising in respect of the urther acts of family violence against the victim.
11. Publication of the name and address of	
	remains in force until (month)
(day) (year)	
(uay) (year)	
(month)(day)(year)	Prince Edward Island on(time)a.m./p.m.
Justice of the Peace or designated person	Justice of the Peace Number
Confirmed Varied orRehearing	ng ordered by
(date)	
PART 4 - (Peace Officer's Copy - Affidav	it of Service on Reverse)
Reverse of PART 4 - AFFIDAV	IT OF SERVICE
I, of of (full name)	(place)
MAKE OATH AND SAY (or AFFIRM): (Personal service)	
	, I served with this
EMERGENCY PROTECTION ORDER b	e) (identity of person served) y leaving a true copy with him/her at
(address where serv	ice was made)
	erson by means of
OR	
(Substituted service) 1. THAT I served w (identity of person served)	vith this EMERGENCY PROTECTION ORDER
by serving a true copy on, at	, with a person who
appeared to be an adult:	, , ,
	•
(c) who is able to bring the ord	
	was an adult by
*	ame)
Sworn (or Affirmed) before me at	)
in the county of,	)
Province of Prince Edward Island, on)	)
(date)	)
) Commissioner for Taking Affidavits	) Signature
COMMISSIONEL FOR TAKING ATTICAVITS	i Signature

#### SCHEDULE B

SCHEDULE 13 (Subsection 6(2), 6(7); or 10(1) of the *Victims of Family Violence Act*)

### ORDER FOR CONFIRMATION, REVOCATION, VARIATION OR TERMINATION

## SUPREME COURT OF PRINCE EDWARD ISLAND (TRIAL DIVISION)

			(C	ourt file	no.)	
BETWEEN					Vi	ctim
and	(name)				.Respon	dent
	(name)		(date of birth	1)	•	
	(address			•••••	•••••	•••••
UPON REVIEW/REHEARIN						ed
(month) made by Justice of the Peace		(day)		(year)		
IT IS HEREBY ORDERED tconfirmedrevokedterminated; ORvaried/changed		rder be:				
Dated at	, Prince	Edward I		onth)		
Supreme Court Judge						
	SCHI	EDULE	C			
su	4)(d) of the Vi UBPOENA TO COURT OF (TRIAL	THE AF	PPLICANT EDWARD I			
	`		*	t file no.	)	
BETWEEN					Victi	m
and					Respo	ondent
	(name)		(date of b			
The Supreme Court has orde ORDER made by a designate		rehearing o				
You,(Name of Applicant)			he review/rel	hearing b	pefore a	judge
of the Supreme Court at:		(Address	of Courthou	se)		
on(month)	(day)	(year)	(time)	a.m./p.n	n.	
Pursuant to subsection 10(4 continues in force until the re			ERGENCY	PROTEO	CTION	ORDER
Pursuant to subsection 6(7) o terminate, or revoke the EME				court ma	ay confi	rm, vary,
Dated at	Prin	ce Edward		nonth)		(year)
Signature of Registrar						

#### SCHEDULE D

**SCHEDULE 15** (Subsection 6(9) of the *Victims of Family Violence Act*)

#### SUBPOENA TO THE VICTIM

# SUPREME COURT OF PRINCE EDWARD ISLAND (TRIAL DIVISION)

		(Court file	
BETWEEN		`	e no.)Victim
and	(name)		Respondent
	(name)	(date of birth)	•
	(address)		
The Supreme Court has or			
ORDER made by a designation	ated justice of the	peace on(month)	lay) (year)
Vou	ome measured to		
You,(Name of Victim) of the Supreme Court at:	•		
on	,	Address of Courthouse)	/n m
(month)		(year) (time)	/p.m.
Pursuant to subsection 10 continues in force until the		the EMERGENCY PRO	TECTION ORDER
Pursuant to subsection 6(7) terminate, or revoke the EM		9	t may confirm, vary,
,			
Dated at, Pri	nice Euwaru Island	(month) (day)	
Supreme Court Judge			
Supreme Court suage			
	SCHEI	OULE E	
	SCHED	OULE 16	
	VICTIM ASSIS	TANCE ORDER	
SUPREM			
DOI KEN	IE COURT OF PI	RINCE EDWARD ISLA	ND
SOI KEN		DIVISION)	
BETWEEN	(TRIAL D	OIVISION) (Court file	e no.)
BETWEEN	(TRIAL I	OIVISION) (Court file	e no.)Victim
BETWEEN	(TRIAL I	OIVISION) (Court file	e no.)Victim
BETWEENand	(name)	OIVISION) (Court file	e no.)VictimRespondent
BETWEENand	(name) (name) (address)	(Court file (Court file (date of bir	e no.)VictimRespondent th)
and	(name)  (name)  (address)  N OF	(Court file (Court file (date of bir )) (date of bir )	e no.)VictimRespondent th)
and	(name)  (name)  (address)  N OF  it the documents file NG the evidence githmissions on behalt family violence hetim Assistance Or	(Court file (Court	e no.)VictimRespondent th)
and	(name)  (name)  (address)  N OF  it the documents file NG the evidence githmissions on behalt family violence hetim Assistance Or	(Court file (Court	e no.)VictimRespondent th)
and	(name)  (name)  (name)  (address)  N OF  is the documents file NG the evidence githmissions on behalt family violence here  ctim Assistance Or  Act containing the	(Court file (Court file (date of bir (date of bir ded, iven at the hearing, las occurred, der shall be issued under standard following terms:	e no.)
and	(name)  (name)  (name)  (address)  (note the documents file of the evidence gradients on behavit family violence have containing the containi	(Court file (Court	e no.)
and	(name)  (name)  (name)  (address)  ON OF	(Court file (Court	e no.)
and	(name)  (name)  (name)  (address)  (note of the documents file of the documents file of the evidence gister of the documents on behavior of the evidence of the documents of the evidence of t	(Court file (Court	e no.)
and	(name)  (name)  (name)  (name)  (address)  (in OF	(Court file (Court	e no.)
and	(name)  (name)	(Court file (Court	e no.)
and	(name)  (name)	(date of bir (date)))))  (b) (date of bir (date of bir (date)))  (c) (date of bir (date))  (der of a Victime (date))  (der shall be issued under some (date))  (der shall be issued under some (date))  (date) (date) (date)  (date of bir (date))  (date) (date) (date)  (date) (date) (date) (date)  (date) (da	e no.)
and	(name)  (name)  (name)  (name)  (address)  (not he evidence gibbusions on behat family violence hereign the state of the documents file of the evidence gibbusions on behat family violence hereign the state of the evidence of the state of the evidence of	(Court file (Court	e no.)
and	(name)  (name)  (name)  (name)  (address)  (note the documents file of the documents file of the evidence gister of the documents file of the evidence of the documents on behavior of the evidence of the evi	(Court file (Court	e no.)

the following		child(ren):
	is	awarded to
7. Temporary posses	sion of the following	g personal property
	is awarded to	
utilities as defined in	the Victims of Famil	, damage, or otherwise deal with property or ly Violence Act and in particular the following
		mortgage payments arising in respect of the
10. The respondent sh victim.	nall not commit any f	rurther acts of family violence against the
11. Publication of the	name and address of	f the victim is prohibited.
12. The respondent sh	all have reasonable	access to the children, namely:
	on the fo	ollowing terms
13. Other: (e.g. finance	cial support, compen	sation, counselling/treatment, etc.)
	11 . 1	
THIS ORDER is effective a court.	immediately and ren	nains in force until otherwise ordered by
Dated this day o	ıf	
(day)	(month)	(year)
		Supreme Court Judge
(where on consent)		
CONSENTED TO AS T	O FORM	CONSENTED TO AS TO
AND SUBSTANCE:		FORM AND SUBSTANCE:
	••	
Solicitor for the Applican	nt	Solicitor for the Respondent

#### **EXPLANATORY NOTES**

**SECTION 1** corrects a reference to a clause in the Act that has been repealed.

**SECTION 2** clarifies that an application for an emergency protection order must be made in person, except where an application is made by a designated person.

**SECTION 3** corrects a reference to a clause in the Act that has been repealed.

**SECTION 4** corrects a reference to a section in the Act that has been repealed.

**SECTIONS 5-9** amend Schedules 1 and 13 to 16 to the regulations, which incorporate recent revisions to the Act that require the respondent to make rent or mortgage payments arising in respect of the residence, and that restrain the respondent from terminating the basic services of utilities servicing the residence. The Schedules also include new information regarding the date of birth of the respondent for identification purposes.

 $\pmb{SECTION}\;\pmb{10}$  provides for the commencement of these regulations.