

EC2004-221**FINANCIAL ADMINISTRATION ACT
REPORTING ENTITIES
AMENDMENT**

Pursuant to section 64 of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9 Council amended Schedule B to the said Act

1. by adding the following reporting entity:

Prince Edward Island Science and Technology Corporation

2. by deleting the following reporting entity:

Innovative Solutions Agency (P.E.I.) Inc.

EC2004-222**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CHARLES ASHBY AND MELISSA ASHBY
(TO RESCIND)**

Council, having under consideration Order-in-Council EC2003-669 of 26 November 2003, rescinded the said Order forthwith, thus rescinding permission for Charles Ashby and Melissa Ashby, both of Sound Beach, New York, to acquire one decimal seven (1.7) acres of land in Lot 29, Queens County, Prince Edward Island from Gerard Burge and Florence Burge, both of Little York, Prince Edward Island.

EC2004-223

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 JEFFREY T. BRIGGS AND MIRIAM VIALIZ-BRIGGS
 (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 Jeffrey T. Briggs and Miriam Vializ-Briggs, both of Hopewell Junction, New York to acquire a land holding of approximately forty-six (46) acres of land in Lot 42, Kings County, Province of Prince Edward Island, being acquired from Pius Sutherland and Noreen Sutherland, both of Abbotsford, British Columbia and Joseph Sutherland and Jane Sutherland, both of Ucluelet, British Columbia 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.

EC2004-224

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 GLENN DUDLEY AND CHRISTOPHER DUDLEY
 (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 Glenn Dudley and Christopher Dudley, both of Lewiston, Maine to acquire a land holding of approximately twenty-six (26) acres of land in Lot 24, Queens County, Province of Prince Edward Island, being acquired from Janice Lynda Cole (formerly known as Janice Lynda Shaw) of Wheatley 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.

EC2004-225

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ALLAN MACCORMAC AND DONNA MACCORMAC
 (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 Allan MacCormac and Donna MacCormac, both of Toronto, Ontario to acquire a land holding of approximately eight (8) acres of land in Lot 35, Queens County, Province of Prince Edward Island, being acquired from Patrick Campbell and Linda Campbell, both of Little York, 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 Allan MacCormac and Donna MacCormac and on all successors in title.

EC2004-226

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100337 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 100337 P.E.I. Inc. of Nail Pond, Prince Edward Island to acquire a land holding of approximately fifteen decimal zero three (15.03) acres of land in Lots 4 and 5, Prince County, Province of Prince Edward Island, being acquired from Ronald Bernard and Colleen Bernard, both of Nail Pond, Prince Edward Island.

EC2004-227

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100337 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 100337 P.E.I. Inc. of Nail Pond to acquire a land holding of approximately thirty-eight decimal nine (38.9) acres of land in Lot 1, Prince County, Province of Prince Edward Island, being acquired from Ronald Bernard and Colleen Bernard, both of Nail Pond, Prince Edward Island PROVIDED THAT the part of the real property that has not received subdivision approval, approximately thirty decimal one six (30.16) acres, is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2004-228

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100468 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 100468 P.E.I. Inc. of Summerside, Prince Edward Island to acquire a land holding of approximately six decimal eight (6.8) acres of land in Lot 27, Prince County, Province of Prince Edward Island, being acquired from Prince Edward Island Business Development Inc. of Charlottetown, Prince Edward Island.

EC2004-229

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
AD ENTERPRISES 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 AD Enterprises Inc. of North Rustico, Prince Edward Island to acquire a land holding of approximately twenty-eight decimal five one (28.51) acres of land in Lot 32, Queens County, Province of Prince Edward Island, being acquired from Diane Doiron of North Rustico, Prince Edward Island.

EC2004-230

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DUCKS UNLIMITED CANADA
(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 Ducks Unlimited Canada of Charlottetown, Prince Edward Island to acquire a land holding of approximately five (5) acres of land in Lot 2, Prince County, Province of Prince Edward Island, being acquired from Phillip Bernard of Mississauga, 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.

EC2004-231

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
LAND HOME PROVIDERS 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 Land Home Providers Inc. of Cornwall, Prince Edward Island to acquire a land holding of approximately six decimal five (6.5) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from A. Hamid Javed and Shamsul-Arfeen Siddiqui, both of Saskatoon, Saskatchewan.

EC2004-232

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WESTCOUNTRY 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 Westcountry Farms Inc. of Arlington, Prince Edward Island to acquire a land holding of approximately one hundred and four decimal five (104.5) acres of land in Lots 14 and 16, Prince County, Province of Prince Edward Island, being acquired from Barrie Phillips, Sherwin Phillips and John Phillips, all of Arlington, 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.

EC2004-233

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 120097, LOT 41, KINGS COUNTY
IDENTIFICATION FOR NON-DEVELOPMENT USE
CANCELLATION

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council cancelled the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately seven decimal five (7.5) acres of land, being Provincial Property No. 120097 located in Lot 41, Kings County, Prince Edward Island and currently owned by Stan Hawkins Holdings Inc. of North York, Ontario.

This Order-in-Council comes into force on 13 April 2004.

EC2004-234

PRINCE EDWARD ISLAND LANDS PROTECTION ACT
EXEMPTION REGULATIONS
AMENDMENT

Pursuant to clause 17(1)(b) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council made the following regulations:

1. The *Prince Edward Island Lands Protection Act Exemption Regulations* (EC368/88) are amended by the addition of the following after section 24:

25. (1) The following properties being acquired by Ocean Choice PEI Property owned Inc., located in various parts of the province as indicated and totalling approximately 31.04 acres, are exempt from the application of section 5 of the Act:

(a) property owned by Polar Foods International Inc. at Beach Point, approximately 1.9 acres, being Provincial Property Number 291567-000;

- (b) property owned by Polar Foods International Inc. at Gaspereau,
 - (i) approximately 10.92 acres, being Provincial Property Number 251157-000,
 - (ii) approximately 0.58 acres, being Provincial Property Number 251124-000,
 - (iii) approximately 1.01 acres, being Provincial Property Number 643866-000;
- (c) property owned by Polar Foods International Inc. at Souris,
 - (i) approximately 11.3 acres, being Provincial Property Number 859470-000,
 - (ii) approximately 1.18 acres, being Provincial Property Number 101741-000,
 - (iii) approximately 0.50 acres, being Provincial Property Number 101725, and
 - (iv) approximately 0.39 acres, being Provincial Property Number 102814;
- (d) property owned by Morning Star Fisheries Ltd. at Victoria, approximately 2.32 acres, being Provincial Property Number 403485-000;
- (e) property owned by Polar Foods International Inc. at Red Head Harbour, Morell,
 - (i) approximately 0.58 acres, being Provincial Property Number 550236-000,
 - (ii) approximately 0.05 acres, being Provincial Property Number 487777-000,
 - (iii) approximately 0.06 acres, being Provincial Property Number 183632-000,
 - (iv) approximately 0.12 acres, being Provincial Property Number 183657, and
 - (v) approximately 0.13 acres, being Provincial Property Number 183640-000.

(2) The interests to be acquired by assignments of lease to Ocean Choice PEI Inc. in the following properties, located in various parts of the province as indicated and totalling approximately 141.42 acres, are exempt from the application of section 5 of the Act: Property leased

- (a) wharf property leased by Polar Foods International Inc.,
 - (i) at Naufrage Harbour, Monticello, approximately 6.2 acres, being Provincial Property Number 540641-047,
 - (ii) at Naufrage Harbour, Monticello, approximately 14.6 acres, being Provincial Property Number 823368,
 - (iii) at North Lake Harbour, approximately 17.51 acres, being Provincial Property Number 111336-331 and 111336-343, and
 - (iv) at Poplar Grove, approximately 8.75 acres, being Provincial Property Number 454215-131;
- (b) property leased by Wendell Graham Ltd. at Launching, approximately 19.52 acres, being Provincial Property Number 429902-102;
- (c) property leased by Polar Foods International Inc., Ronnie McGrath, and Babineau Fisheries at Red Head Harbour, Morell, totalling approximately 17.8 acres, being Provincial Property Numbers 539254-101, 539254-108, 539254-109 and 539254-122;
- (d) property leased by Polar Foods International Inc. at Souris, approximately 55.12 acres, being Provincial Property Number 103630-152;
- (e) property leased by Polar Foods International Inc. at Howard's Cove, approximately 1.92 acres, being Provincial Property Number 831586.

2. These regulations come into force on April 13, 2004.

EXPLANATORY NOTES

These regulations exempt the properties listed from section 5 of the *Prince Edward Island Lands Protection Act*.

EC2004-235

**PRINCE EDWARD ISLAND LANDS PROTECTION ACT
STATEMENT OF REASONS
FOR AN EXEMPTION
IN RESPECT OF THE ACQUISITION OF LAND
BY
OCEAN CHOICE PEI INC.**

Pursuant to subsection 17(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council authorized the following statement to be tabled in the Legislative Assembly:

STATEMENT

1. Description of the undertaking in respect of which the exemption was granted:

The exemption from the application of section 5 of the Act was granted in respect of the acquisition by Ocean Choice PEI Inc. of approximately 31.04 acres of land, as well as the transfer of leases for buildings on approximately 141.42 acres of land, all being a consequence of the acquisition by Ocean Choice PEI Inc. of Polar Foods International Inc.

2. Reasons for the exemption:

It was of significant economic importance to the Province, and particularly to the lobster fishery, that acquisition of the assets of Polar Foods International Inc. by Ocean Choice PEI Inc. be completed in time for the storage and processing facilities to open concurrent with the opening of the spring lobster season. This could not have occurred within the time available had the exemption not been granted.

The exemption was granted by way of an amendment to the *Prince Edward Island Lands Protection Act* Exemption Regulations, issued as Order-in-Council EC2004-234 on the 13th day of April, 2004, a copy of which is attached to this statement.

EC2004-236

**SCHOOL ACT
CERTIFICATION AND STANDARDS BOARD REGULATIONS
AMENDMENT**

Pursuant to section 147 of the *School Act* R.S.P.E.I. 1988, Cap. S-2.1, Council made the following regulations:

1. Section 1 of the *School Act* Certification and Standards Board Regulations (EC430/97) is revoked and the following substituted:

1. In these regulations

Definitions

- (a) "Act" means the *School Act* R.S.P.E.I. 1988, Cap. S-2.1;

Act

(b) "Board" means the Certification and Standards Board established under subsection 2(1); Board

(c) "Registrar" means the Registrar of the Board appointed under subsection 3(1). Registrar

2. Section 2 of the regulations is amended

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

- (2) The Board shall consist of the following members: Board members
- (a) a director of the Department, as chairperson;
 - (b) one other representative of the Department, as vice-chairperson;
 - (c) the president of the Prince Edward Island Teachers' Federation;
 - (d) one other representative of the Prince Edward Island Teachers' Federation;
 - (e) one representative of each school board;
 - (f) one representative of the University of Prince Edward Island;
 - (g) one representative from Holland College;
 - (h) the Registrar, who shall act as secretary to the Board and who shall not have a vote.

(b) by the revocation of subsection (3) and the substitution of the following:

(3) The Minister shall appoint the Board members for a term of three years, except for the member referred to in clause (2)(c). Term, Board members

(3.1) The president of the Prince Edward Island Teachers' Federation holds office as a Board member during his or her term of office as president. Term, president of PEITF

(3.2) All Board members may serve subsequent terms on the Board. May serve subsequently

3. Section 3 of the regulations is revoked and the following substituted:

3. (1) The Minister shall appoint a Registrar of the Board, who shall be an employee of the Department. Registrar

(2) The Registrar shall perform the duties delegated by the Minister or required by these regulations. Duties of the Registrar

4. These regulations come into force on April 24, 2004.

EXPLANATORY NOTES

SECTION 1 adds definitions to the regulations.

SECTION 2 clarifies the membership of, and terms of appointment to, the Board.

SECTION 3 clarifies the provisions regarding the Registrar.

SECTION 4 provides for the commencement of these regulations.

EC2004-237

PRINCE EDWARD ISLAND SCIENCE AND
TECHNOLOGY CORPORATION ACT
MINISTER OF DEVELOPMENT AND TECHNOLOGY
DESIGNATION

Pursuant to clause 1(d) of the *Prince Edward Island Science and Technology Corporation Act* R.S.P.E.I. 1988, Cap. P-19.1, Council designated the Minister of Development and Technology to be responsible for the administration of the said Act, effective 13 April 2004.