

**EC2007-622**

FARM PRACTICES ACT  
FARM PRACTICES REVIEW BOARD  
APPOINTMENTS

Pursuant to subsection 3(1) of the *Farm Practices Act* R.S.P.E.I. 1988, Cap. F-4.1 Council made the following appointments:

NAME	TERM OF APPOINTMENT
via clause (a)	
Sarah Jane Bell	23 October 2007
Belle River	to
(vice Brenda Penak, term expired)	23 October 2010
via clause (b)	
Nelson MacKinnon	23 October 2007
Richmond	to
(vice Lowell Vessey, term expired)	23 October 2010
Joanne Mutch	23 October 2007
Earnscliffe	to
(vice Chris Reamam term expired)	23 October 2010

**EC2007-623**

FINANCIAL ADMINISTRATION ACT  
PRINCE EDWARD ISLAND HUMAN RIGHTS COMMISSION  
DECLARATION TO RECOUP LOSS  
(FISCAL YEAR 2006/2007)

Having under consideration the recommendation of the Treasury Board (reference TB241/07 of 17 October 2007) and pursuant to section 72 of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9 Council declared that the net operating loss for the fiscal year ended 31 March 2007 of the Prince Edward Island Human Rights Commission in the amount of \$32,421.00 be recouped from the future operations of the Corporation.

**EC2007-624**

FINANCIAL ADMINISTRATION ACT  
P.E.I. LENDING AGENCY  
DECLARATION TO RETAIN PROFIT  
(FISCAL YEAR 2006/07)

Having under consideration the recommendation of the Treasury Board (reference TB#235/07 of 17 October 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 surplus of the P.E.I. Lending Agency for the year ended 31 March 2007 in the amount of \$1,087,612.00 be retained by the Corporation.

**EC2007-625**

GRAIN ELEVATORS CORPORATION ACT  
PRINCE EDWARD ISLAND GRAIN ELEVATORS  
BOARD OF DIRECTORS  
APPOINTMENT

Pursuant to subsection 2(2) of the *Grain Elevators Corporation Act*, R.S.P.E.I. 1988, Cap. G-5 Council made the following appointment:

NAME	TERM OF APPOINTMENT
Allyn Harding Kensington (vice Gordon Carter, term expired)	23 October 2007 to 23 October 2010

**EC2007-626**

HAIRDRESSERS ACT  
DECLARATION RE

Under authority of section 28 of the *Hairdressers Act* Stats. P.E.I. 2006, 4th Session, c. 7, Council ordered that a Proclamation do issue proclaiming the said "*Hairdressers Act*" to come into force effective 3 November 2007.

**EC2007-627**

HIGHWAY TRAFFIC ACT  
SEAT BELT REGULATIONS  
AMENDMENT

Pursuant to section 92 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* Seat Belt Regulations (EC275/87) is amended**

**(a) in clause (a), by the deletion of the words "children weighing less than nine kilograms (20 pounds)" and the substitution of the words "children weighing less than ten kilograms (22 pounds) or who are less than one year of age";**

**(b) in clause (b), by the deletion of the words "children weighing nine kilograms (20 pounds)" and the substitution of the words "children weighing ten kilograms (22 pounds)"; and**

**(c) by the revocation of clause (c) and the substitution of the following:**

- (c) children who
- (i) weigh eighteen kilograms (40 pounds) or more;
  - (ii) are 9 years of age or less; and
  - (iii) are less than 145 centimetres (57 inches) tall,
- are classified as pre-school to elementary grade children.

**2. Section 4 of the regulations is amended**

**(a) by renumbering it as subsection 4(1);**

**(b) in subsection (1), by the deletion of the words “a pre-schooler shall be secured by the pelvic restraint system of a seat belt assembly or” and the substitution of the words “a pre-school to elementary grade child shall be secured in”; and**

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

(2) Notwithstanding subsection (1), a pre-school to elementary grade child who exceeds the weight limit for a booster seat of a type referred to in subsection (1), as prescribed by the manufacturer of a booster seat, is not required to be secured in a booster seat but shall be required to be secured by a seat belt as defined in clause 92(1)(d) of the Act. Exceeds limit

**3. Section 6 of the regulations is amended by the deletion of the words “the toddler shall be secured in a lap belt if a seating position with a lap belt is available to that child” and the substitution of the words “the toddler shall be secured by a seat belt as defined in clause 92(1)(d) of the Act”.**

**4. These regulations come into force on January 1, 2008.**

**EXPLANATORY NOTES**

The amendment includes a new provision outlining the age, height and weight requirements for children using booster seats. The amendment also provides an update on infants in rearward-facing child restraint seats, and provides that for the casual and occasional transportation of toddlers, or for the transportation of toddlers in vehicles registered in a jurisdiction which does not require the use of child restraint systems, the toddler shall be secured in a seat belt as defined in the Act. The amendment is to come into force on January 1, 2008.

**EC2007-628**

**PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
YONG FANG  
(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 Yong Fang of Richmond, British Columbia to acquire an interest in a land holding of approximately seventy-seven decimal two six (77.26) acres of land in Lot 58, Queens County, Province of Prince Edward Island, being acquired from Glyn Haven Farms Ltd. of Montague, Prince Edward Island.

**EC2007-629**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
BLAIR P. GRINSTEAD  
(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 Blair P. Grinstead of Morrisburg, Ontario to acquire a land holding of approximately sixteen decimal five (16.5) acres of land in Lot 37, Queens County, Province of Prince Edward Island, being acquired from Edgar Lambe and Theresa Lambe, both of Dromore, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 587170, 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.

**EC2007-630**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
DION PHANEUF  
(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 Dion Phaneuf of Edmonton, Alberta to acquire an interest in a land holding of approximately one decimal five seven (1.57) acres of land in Lot 21, Queens County, Province of Prince Edward Island, being acquired from Kevin Gallant of Borden-Carleton, Prince Edward Island.

**EC2007-631**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
DION PHANEUF  
(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 Dion Phaneuf of Edmonton, Alberta to acquire an interest in a land holding of approximately nine decimal two six (9.26) acres of land in Lot 21, Queens County, Province of Prince Edward Island, being acquired from Bruce Murchison and Brenda Murchison, both of Edmonton, Alberta.

**EC2007-632**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 THOMAS WEGENER AND YVONNE GARTHE WEGENER  
 (DENIAL)

Council, having under consideration an application (#N4675) for acquisition of a land holding under authority of section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap L-5, denied permission to Thomas Wegener and Yvonne Garthe Wegener, both of Schaffhausen, Switzerland to acquire a land holding of approximately one decimal four six (1.46) acres of land in Lot 16, Prince County, currently owned by Elyse Ettinger of Albany, New York.

**EC2007-633**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 CAN-FMY INDUSTRIES 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 Can-Fmy Industries Ltd. of Richmond, British Columbia to acquire a land holding of approximately seventy-seven decimal two six (77.26) acres of land in Lot 58, Queens County, Province of Prince Edward Island, being acquired from Glyn Haven Farms Ltd. of Montague, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 175158, 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.

**EC2007-634**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 D.P. MURPHY 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 D.P. Murphy Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately zero decimal zero three (0.03) acres of land at Charlottetown, Queens 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.

**EC2007-635**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
D.P. MURPHY 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 D.P. Murphy Inc. of Charlottetown, Prince Edward Island to acquire, by lease, a land holding of approximately zero decimal zero six (0.06) acres of land at Charlottetown, Queens 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.

**EC2007-636**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
FULTON SANDERSON & SONS 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 Fulton Sanderson & Sons Inc. of York Point, Prince Edward Island to acquire a land holding of approximately forty-seven decimal five (47.5) acres of land in Lot 32, Queens County, Province of Prince Edward Island, being acquired from Dr. Harold Molyneaux and Victoria Molyneaux, both of Summerside, Prince Edward Island.

**EC2007-637**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
KILLAM INVESTMENTS (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 Killam Investments (P.E.I.) Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately four decimal two seven (4.27) acres of land in Lot 48, Queens County, Province of Prince Edward Island, being acquired from Mandi Holdings Ltd. of Stratford, Prince Edward Island.

**EC2007-638**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
PHANEUF 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 Phaneuf Enterprises Inc. of Edmonton, Alberta to acquire a land holding of approximately one decimal five seven (1.57) acres of land in Lot 21, Queens County, Province of Prince Edward Island, being acquired from Kevin Gallant of Borden-Carleton, Prince Edward Island.

**EC2007-639**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
PHANEUF 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 Phaneuf Enterprises Inc. of Edmonton, Alberta to acquire a land holding of approximately nine decimal two six (9.26) acres of land in Lot 21, Queens County, Province of Prince Edward Island, being acquired from Bruce Murchison and Brenda Murchison, both of Edmonton, Alberta.

**EC2007-640**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PROPERTY NO. 865113, LOT 13, PRINCE 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 seventy-four (74) acres of land, being Provincial Property No. 865113 located in Lot 13, Prince County, Prince Edward Island and currently owned by Craig Construction & Cabinet Making Ltd. of Northam, Prince Edward Island.

Council noted that this amendment will enable subdivision of approximately four (4) acres into three (3) lots for residential use, 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 23 October 2007.

**EC2007-641**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PROPERTY NO. 168690, LOT 50, 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 seventy-four (74) acres of land, being Provincial Property No. 168690 located in Lot 50, Queens County, Prince Edward Island and currently owned by Michael Magennis of Riverview, New Brunswick.

Council noted that this amendment will enable subdivision of a four (4) acre lot for residential use, 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 23 October 2007.

EXECUTIVE COUNCIL \_\_\_\_\_ 23 OCTOBER 2007

**EC2007-642****MUSEUM ACT  
PRINCE EDWARD ISLAND MUSEUM AND HERITAGE FOUNDATION  
BOARD OF GOVERNORS  
APPOINTMENTS**

Pursuant to section 5 of the *Museum Act* R.S.P.E.I. 1988, Cap. M-14, Council made the following appointments:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
Jo-Anne Schurman Summerside (vice David Bergmark, term expired)	23 October 2007 to 23 October 2010
Andrew Wells Hazel Grove (vice Allan Graham, term expired)	23 October 2007 to 23 October 2010