

EC2008-152

**ARCHIVES AND RECORDS ACT
PUBLIC RECORDS COMMITTEE
APPOINTMENT**

Pursuant to clause 13(1)(e) of the *Archives and Records Act* R.S.P.E.I. 1988, Cap. A-19.1 Council made the following appointment:

NAME	TERM OF APPOINTMENT
Simon Lloyd Charlottetown (reappointed)	29 March 2008 to 29 March 2011

EC2008-153

**EMPLOYMENT STANDARDS ACT
MINIMUM WAGE ORDER
AMENDMENT**

Pursuant to clause 5(1)(b) of the *Employment Standards Act* R.S.P.E.I. 1988, Cap. E-6.2 Council approved the following Minimum Wage Order made by the Employment Standards Board:

1. Section 1 of the *Employment Standards Act* Minimum Wage Order (EC139/96) is revoked and the following is substituted:

1. The minimum rate of wages for all employees shall be: Minimum rate
- \$7.75 per hour effective 1 May 2008.
 - \$8.00 per hour effective 1 October 2008.

2. This Order comes into force on May 1, 2008.

EXPLANATORY NOTES

This adjustment in the minimum wage rate is based on an annual review by the Employment Standards Board, undertaken in accordance with subsection 5(2) of the Act.

EC2008-154

EXECUTIVE COUNCIL ACT
 MINISTER OF HEALTH
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (CONTRACT RE NATIONAL ROUTING SYSTEM PILOT PROJECT)
 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 Health to enter into an agreement with the Government of Canada, as represented by Statistics Canada, to set out terms and conditions whereby the Prince Edward Island Office of Vital Statistics will develop, test and implement a computer application to enable secure and timely sharing of specific vital events data as part of the National Routing System Pilot Project, such as more particularly described in the draft agreement.

EC2008-155

FINANCIAL ADMINISTRATION ACT
 SPECIAL WARRANT
 (SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2007-2008)
 DEPARTMENT OF ENVIRONMENT, ENERGY AND FORESTRY

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 Environment, Energy and Forestry as follows:

Account Class	Account Name	Amount
	FORESTS, FISH AND WILDLIFE Resource Inventory and Modeling	
0697-03010	Contract Services	\$548,500.00

Further, Council noted that this amount will be fully offset by revenue from the federal government under the terms of the Canada-Prince Edward Island National Water Program.

EC2008-156

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ACTIVE COMMUNITIES DEVELOPMENT 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 Active Communities Development Inc. of Montague, Prince Edward Island to acquire a land holding of approximately seven decimal eight four (7.84) acres of land in Lot 52, Kings County, Province of Prince Edward Island, being acquired from Pan American Properties Inc. of Charlottetown, Prince Edward Island.

EC2008-157

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PIETRO (ROBERTO) SACCO
(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 Pietro (Roberto) Sacco of Rivalta, Italy to acquire an interest in a land holding of approximately seven decimal eight four (7.84) acres of land in Lot 52, Kings County, Province of Prince Edward Island, being acquired from Active Communities Development Inc. of Montague, Prince Edward Island.

EC2008-158

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
HARAS MANAGEMENT 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 Haras Management Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately seventy-five (75) acres of land in Lot 32, Queens County, Province of Prince Edward Island, being acquired from Ronald W. MacKinley of Cornwall, Prince Edward Island.

EC2008-159

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
J.D.L. HOLDINGS 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 J.D.L. Holdings Inc. of St. Philip, Prince Edward Island to acquire a land holding of approximately sixty-one (61) acres of land in Lots 14 and 15, Prince County, Province of Prince Edward Island, being acquired from Alyre Arsenault of St. Philip, 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.

EC2008-160

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
LAND BY THE SEA 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 By The Sea Inc. of Kensington, Prince Edward Island to acquire a land holding of approximately nine decimal seven two (9.72) acres of land in Lot 2, Prince County, Province of Prince Edward Island, being acquired from Charles MacDonald and Ingrid MacDonald, both of Kensington, Prince Edward Island.

EC2008-161

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
OPACMARE AMERICAS CORPORATION
(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 Opacmare Americas Corporation of Charlottetown, Prince Edward Island to acquire an interest, by lease, in a land holding of approximately seven decimal eight four (7.84) acres of land in Lot 52, Kings County, Province of Prince Edward Island, being acquired from Active Communities Development Inc. of Montague, Prince Edward Island.

EC2008-162

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SEYMOUR DESROCHES PROPERTIES 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 Seymour DesRoches Properties Ltd. of Kinkora, Prince Edward Island to acquire a land holding of approximately seven decimal two (7.2) acres of land in Lot 52, Kings County, Province of Prince Edward Island, being acquired from Whelan Realties Ltd. of Montague, Prince Edward Island.

EC2008-163

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TRANQUILITY PROPERTIES INC.
(APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Tranquility Properties Inc. of Summerside, Prince Edward Island to acquire a land holding of approximately eight decimal nine two (8.92) acres of land in Lot 17, Prince County, Province of Prince Edward Island, being acquired from BMP Holdings Inc. of Summerside, Prince Edward Island.

EC2008-164

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WEBSTER FARMS INC.
(TO RESCIND)

Council, having under consideration Order-in-Council EC2003-363 of 15 July 2003, rescinded the said Order forthwith, thus rescinding permission for Webster Farms Inc. of Middleton, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to one hundred and seventy-five (175) acres as part of the corporation's aggregate land holdings.

EC2008-165

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
WEBSTER FARMS INC.
(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 Webster Farms Inc. of Middleton, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to three hundred (300) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Webster Farms Inc. 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.

EC2008-166

**PLANNING ACT
SUBDIVISION AND DEVELOPMENT REGULATIONS
AMENDMENT**

Pursuant to sections 8 and 8.1 of the *Planning Act* R.S.P.E.I. 1988, Cap. P-8, Council made the following regulations:

1. Section 63 of the *Planning Act* Subdivision and Development Regulations (EC693/00) is amended

(a) by the addition of the following after subsection (3):

(3.1) In this section, "existing parcel" means a parcel of land that Definition existed on July 9, 1994.

(b) in subsection (5),

(i) in clause (a), by the deletion of the words "an owner of the parcel to provide lots for the children of the owner" and the substitution of the words "the owner of an existing parcel to provide lots for the children of that owner", and

(ii) by the revocation of subclauses (a)(i) to (iv) and the substitution of the following:

(i) the owner files, with an application to subdivide the existing parcel, a statutory declaration that he or she will convey the lots only to his or her children and only for the use as a single family dwelling,

(ii) no child of the owner will receive more than one lot,

(iii) the total number of lots that may be subdivided from all of the existing parcels owned by an owner pursuant to this subsection is equal to or less than the number of children of that owner at the time of the application, and

(c) by the addition of the following after subsection (5):

(5.01) In subsection (5.02), “remnant parcel” means, in respect of an existing parcel, the portion of the existing parcel that has not been approved for subdivision into one or more lots under subsection (4), (5) or (5.1). “remnant parcel”, defined

(5.02) An approval to subdivide a remnant parcel may be granted, as if the remnant parcel were an existing parcel, under Subdivision of remnant

(a) any clause of subsection (4) or (5); or

(b) subsection (5.1),

if no previous approval to subdivide has been granted under such a clause of subsection (4) or (5), or under subsection (5.1), as the case may be, in respect of any land forming part of the existing parcel.

(d) in subsection (7),

(i) in the wording preceding clause (a), by the addition of the words “or (5.02)” after the words “the uses and limitations contained in subsection (4)”, and

(ii) in clause(a), by the deletion of the words “on July 9, 1994”.

2. These regulations come into force on March 22, 2008.

EXPLANATORY NOTES

SECTION 1 clarifies the definition of “existing parcel”, clarifies the rules that allow the owner of an existing parcel to further subdivide land to give it to that person’s children, clarifies the rules for dealing with the subdivision of a remnant of an existing parcel and removes an unneeded reference to a date.

SECTION 2 provides for the commencement of these regulations.

EC2008-167

**WORKERS COMPENSATION ACT
WORKERS COMPENSATION BOARD
OF PRINCE EDWARD ISLAND
APPOINTMENTS**

Pursuant to section 19 of the *Workers Compensation Act* R.S.P.E.I. 1988, Cap. W-7, Council made the following appointments:

NAME	TERM OF APPOINTMENT
as employer representatives	
Mike Annear	11 March 2008
Albany	to
(vice Dan Hughes, term expired)	28 February 2010
Angus Houston	11 March 2008
Charlottetown	to
(vice Donna Butler, term expired)	28 February 2010

as worker representatives

Tammy Chaisson Harper Road	11 March 2008 to 28 February 2010
Sandy MacKay Breadalbane (reappointed)	11 March 2008 to 28 February 2010
Charlene McInnis Charlottetown (reappointed)	11 March 2008 to 28 February 2010

Further, pursuant to subsection 20(1) of the Act, Council appointed Mike Annear to be vice-chairperson of the Board for the duration of his term as a member.

EC2008-168

PUBLIC DEPARTMENTS ACT ACTING MINISTERS APPOINTMENTS

Under authority of subsection 4(2) of the *Public Departments Act*, R.S.P.E.I. 1988, Cap. P-29 the following appointments were made:

1. Honourable Doug Currie to be Acting Premier and Acting President of the Executive Council from 15th to 18th and from 21st to 24th March 2008, during the absence from the Province of Honourable Robert Ghiz.
2. Honourable Richard Brown to be Acting Premier and Acting President of the Executive Council on 19th and 20th March 2008, during the absence from the Province of Honourable Robert Ghiz.
3. Honourable Robert Ghiz to be Acting Minister of Transportation and Public Works on 14th March 2008, and Honourable Neil LeClair to be Acting Minister of Transportation and Public Works commencing 15th March 2008 and continuing for the duration of the absence from the Province of Honourable Ron MacKinley
4. Honourable Richard Brown be Acting Minister of Communities, Cultural Affairs and Labour commencing 14th March 2008, and continuing for the duration of the absence from the Province of Honourable Carolyn Bertram.
5. Honourable Richard Brown be Acting Minister of Fisheries and Aquaculture commencing 17th March 2008, and continuing for the duration of the absence from the Province of Honourable Allan Campbell.
6. Honourable Richard Brown be Acting Provincial Treasurer commencing 14th March 2008, and continuing for the duration of the absence from the Province of Honourable Wes Sheridan.
7. Honourable Valerie Docherty to be Acting Minister of Environment, Energy and Forestry commencing 13th March 2008, and continuing for the duration of the absence from the Province of Honourable George Webster.