

EC2009-663**ANIMAL HEALTH AND PROTECTION ACT
SWINE IMPORTATION REGULATIONS
AMENDMENT**

Pursuant to section 4 of the *Animal Health and Protection Act* R.S.P.E.I. 1988, Cap. A-11.1, Council made the following regulations:

1. Schedule A of the *Animal Health and Protection Act* Swine Importation Regulations (EC523/98) titled "NAMED DISEASES" is amended by the addition of the following after the words "Porcine Reproductive and Respiratory Syndrome (PRRS)":

Swine Influenza H1N1
Swine Influenza H3N2

2. These regulations come into force on December 19, 2009.

EXPLANATORY NOTES

SECTION 1 adds two variants of swine flu to the Schedule of Named Diseases (Class B Diseases).

SECTION 2 provides for the commencement of these regulations.

EC2009-664**DOMESTIC RELATIONS ACT
DECLARATION RE**

Under authority of section 30 of the *Domestic Relations Act* Stats. P.E.I. 2008, c. 8, Council ordered that a Proclamation do issue proclaiming the said "Domestic Relations Act" to come into force effective 19 December 2009.

EC2009-665

ADOPTION ACT
REGULATIONS
AMENDMENT

Pursuant to section 57 of the *Adoption Act* R.S.P.E.I. 1988, Cap. A-4.1, Council made the following regulations:

1. (1) The *Adoption Act* Regulations (EC526/93) are amended by the deletion of the word “birth” in the following provisions:

- (a) clause 1(g);
- (b) clause 17(b);
- (c) clause 18(a);
- (d) subsection 24(1); and
- (e) section 28.

(2) The regulations are amended by the deletion of the word “birth” and the substitution of the word “a” in the following provisions:

- (a) clause 1(i); and
- (b) subclause 53(1)(b)(ii).

2. Subclause 18(a)(i) of the regulations is amended by the addition of the word “a” before the words “parent, aunt or uncle”.

3. Section 26 of the regulations is amended

- (a) in the words preceding clause (a), by the deletion of the word “father” and the substitution of the words “father or other parent”;
- (b) in clause (a), by the deletion of the word “father” and the substitution of the words “father or other parent”; and
- (c) by the revocation of clauses (b) and (c) and the substitution of the following:
 - (b) explain to him or her the Act’s provisions concerning establishing parentage and a parent’s entitlement to placement counselling and to consent or not to placement and to adoption; and
 - (c) offer him or her the opportunity to sign a declaration in Form 6 (Declaration by Presumed Father/Other Parent) to record that he or she has been so informed and that he or she does not wish to pursue or exercise entitlement to consent.

4. Section 27 of the regulations is amended

- (a) by the deletion of the word “father” wherever it appears and the substitution of the words “father or other parent”; and
- (b) by the deletion of the word “father’s” wherever it appears and the substitution of the words “father’s or other parent’s”.

5. Section 90 of the regulations is amended

- (a) by the deletion of the words “Form 6 – Declaration by Presumed Birth Father (of intention not to intervene)” and the substitution of the words “Form 6 – Declaration by Presumed Father or Other Parent (of intention not to intervene)”; and
- (b) by the deletion of the words “Form 7 – Declaration by Birth Mother (that father cannot be established)” and the substitution of

the words “Form 7 – Declaration by Birth Mother (that father or other parent cannot be established)”.

6. Form 3 of the Schedule of the regulations is amended by the deletion of the words “BIRTH FATHER” wherever they appear and the substitution of the words “FATHER/OTHER PARENT”.

7. Form 4 of the Schedule of the regulations is amended by the deletion of the words “Birth Parent(s)” wherever they appear and the substitution of the word “Parent(s)”.

8. Form 5 of the Schedule of the regulations is amended

(a) by the deletion of the word “FATHER” and the substitution of the words “FATHER/OTHER PARENT”;

(b) by the deletion of the words “married to the mother of the child” and the substitution of the words “who is the spouse of the mother of the child”;

(c) by the deletion of the words “registered as the father of the child” and the substitution of the words “registered as a parent of the child”; and

(d) by the deletion of the words “have had legal paternity of the child” and the substitution of the words “have had parentage of the child”.

9. Form 6 of the Schedule of the regulations is amended

(a) by the deletion of the words “DECLARATION BY PRESUMED BIRTH FATHER” and the substitution of the words “DECLARATION BY PRESUMED FATHER OR OTHER PARENT”;

(b) by the deletion of the word “FATHER” wherever it appears and the substitution of the words “FATHER/OTHER PARENT”;
and

(c) by the deletion of the word “PATERNITY” and the substitution of the word “PARENTAGE”.

10. Form 7 of the Schedule of the regulations is amended

(a) by the deletion of the words “IT IS NOT POSSIBLE TO MAKE CONTACT WITH THE CHILD’S BIRTH FATHER” and the substitution of the words “IT IS NOT POSSIBLE TO MAKE CONTACT WITH THE CHILD’S BIRTH FATHER OR OTHER PARENT”;
and

(b) by the deletion of the words “I HAVE BEEN INFORMED THAT IF I KNOWINGLY WITHHOLD HIS IDENTITY, IT IS POSSIBLE THE FATHER OF THIS CHILD” and the substitution of the words “I HAVE BEEN INFORMED THAT IF I KNOWINGLY WITHHOLD HIS OR HER IDENTITY, IT IS POSSIBLE THE FATHER OR OTHER PARENT OF THIS CHILD”.

11. Form 9 of the Schedule of the regulations is amended by the deletion of the words “(Name(s) of Birth Parent(s))” and the substitution of the words “(Name(s) of Parent(s))”.

12. Form 10(a) of the Schedule of the regulations is amended

(a) by the deletion of the words “(mother/father/guardian)” and the substitution of the words “(mother/father/other parent/guardian)”;
and

(b) by the deletion of the words “Signature(s) of Mother/Father/Legal Guardian” and the substitution of the words “Signature(s) of Mother/Father/Other Parent/Legal Guardian”.

13. Form 11 of the Schedule of the regulations is amended

(a) by the deletion of the words “BIRTH FATHER” and the substitution of the words “FATHER/OTHER PARENT”;

(b) by the deletion of the words “Wishes of the birth parent(s)” and the substitution of the words “Wishes of the parent(s)”; and

(c) by the deletion of the words “Birth parent(s) consent(s) to placement” and the substitution of the words “Parent(s) consent(s) to placement”.

14. Form 12(a) of the Schedule of the regulations is amended

(a) by the deletion of the word “FATHER” and the substitution of the words “FATHER/OTHER PARENT”;

(b) by the deletion of the words “married to the mother of the child” and the substitution of the words “who is the spouse of the mother of the child”;

(c) by the deletion of the words “registered as the father of the child” and the substitution of the words “registered as a parent of the child”; and

(d) by the deletion of the words “has had legal paternity of the child” and the substitution of the words “has had parentage of the child”.

15. Form 15 of the Schedule of the regulations is amended

(a) by the deletion of the word “father” and the substitution of the words “father/other parent”;

(b) by the deletion of the words “married to the mother of the child” and the substitution of the words “who is the spouse of the mother of the child”;

(c) by the deletion of the words “registered as the father of the child” and the substitution of the words “registered as a parent of the child”; and

(d) by the deletion of the words “the father of the child as established” and the substitution of the words “the parent of the child as established”.

16. Form 16 of the Schedule of the regulations is amended

(a) by the deletion of the word “father” and the substitution of the words “father/other parent”;

(b) by the deletion of the words “married to the mother of the child” and the substitution of the words “who is the spouse of the mother of the child”;

(c) by the deletion of the words “registered as the father of the child” and the substitution of the words “registered as a parent of the child”; and

(d) by the deletion of the words “the father of the child as established” and the substitution of the words “the parent of the child as established”.

17. These regulations come into force on December 19, 2009.**EXPLANATORY NOTES**

SECTIONS 1 to 16 ensure the language used in the regulations is consistent with the language used in the *Domestic Relations Act*, which was introduced during the 2008 Spring Sitting of the Legislative Assembly. The amendments to various statutes in the *Domestic Relations*

Act provide for gender neutral language in the province's legislation. The amendment to the regulations is required to accompany and ensure consistency with the Act amendments.

SECTION 17 provides for the commencement of these regulations.

EC2009-666

AGRICULTURAL INSURANCE ACT

**REGULATIONS
AMENDMENT**

Pursuant to section 16 of the *Agricultural Insurance Act* R.S.P.E.I. 1988, Cap. A-8.2, the Board of the Prince Edward Island Agricultural Insurance Corporation, with the approval of the Lieutenant Governor in Council, made the following regulations:

1. Subclause 1(u)(i) of the *Agricultural Insurance Act* Regulations (EC299/08) is revoked and the following substituted:

(i) spouses,

2. These regulations come into force on December 19, 2009.

EXPLANATORY NOTES

SECTION 1 ensures the language used in the regulations is consistent with the language used in the *Domestic Relations Act*, which was introduced during the 2008 Spring Sitting of the Legislative Assembly. The amendments to various statutes in the *Domestic Relations Act* provide for gender neutral language in the province's legislation. The amendment to the regulations is required to accompany and ensure consistency with the Act amendments.

SECTION 2 provides for the commencement of these regulations.

EC2009-667

**CHANGE OF NAME ACT
REGULATIONS
AMENDMENT**

Pursuant to section 16 of the *Change of Name Act* R.S.P.E.I. 1988, Cap. C-3.1, Council made the following regulations:

1. Forms 1 to 4 and Form 6 of the Schedule to the *Change of Name Act* Regulations (EC247/02) are revoked and Forms 1 to 4 and Form 6 as set out in the Schedule to these regulations are substituted.

2. Subsection 9(1) of the regulations is amended

(a) in clause (a), by the deletion of the words "\$185" and the substitution of the words "\$190.90"; and

(b) in clause (d), by the deletion of the words "\$25" and the substitution of the words "\$35".

3. These regulations come into force on December 19, 2009.

SCHEDULE



Canada
Province of
Prince Edward Island

Form 1
[Change of Name Act subsection 4(1)]
Application for Change of Name
[please print, see instruction sheet]

A. Applicant

I,
[first name] [middle name] [surname]

of
[street] [city/town/village] [province/territory/country] [postal code]
telephone number

hereby apply under the *Change of Name Act* to change my name to:

Proposed name
[first name] [middle name] [surname]

B. Applicant Information [child or person whose name will be changed]

Date of birth Place of birth

.....
Name of father/other parent: Name of mother (at her birth)

Was your name ever changed before? Yes No

To be completed if you had a previous name change

Was your name changed by your marriage? Yes No

Was your name changed by statutory name change? Yes No

Where was your name changed?
[province/territory/country]

When did your name change?

What was your name prior to the change?
.....
[first name] [middle name] [surname]

C. Marriage information

Date of marriage Place of marriage

Full name of spouse
[first name] [middle name] [surname]

Name of spouse before marriage

D. Identification documentation [photocopies not accepted]

Long form birth certificate
Certificate of citizenship
Immigration documentation
Jurisdiction where document issued
Date of issue

E. Address information

How long have you lived on Prince Edward Island?

Address history [please provide the addresses of two locations where you have resided prior to living on Prince Edward Island]

1. **2.**
.....
.....

F. Statutory declaration

By signing below, I declare that I have complied with the Act and the regulations and provided all the documents needed for this name change application.

I declare that I am not making this application for an improper purpose.

I declare that the information in this application is true and correct to the best of my knowledge and belief.

I make this solemn declaration believing it to be true and knowing that this has the same force and effect as if I had made this declaration under oath.

DECLARED by me at)

in county, Prince Edward Island)

on the day of 20.....)

.....
Commissioner for taking affidavits Applicant
in the Supreme Court



Canada
Province of
Prince Edward Island

Form 2
[Change of Name Act subsection 4(2)]
**Joint Application for Change of Name -
Spouses and Children**
[please print, see instruction sheet]

A. Applicant Information (names as they appear on birth registration or as changed by marriage)

Applicant 1

I,
[first name] [middle name] [surname]

Date of birth Place of birth

.....
Name of father/other parent Name of mother (at her birth)

Was your name ever changed before? Yes No

To be completed if you had a previous name change

Was your name changed by your marriage? Yes No

Was your name changed by statutory name change? Yes No

Where was your name changed?
[province/territory/country]

When did your name change?.....

What was your name prior to the change?
.....
[first name] [middle name] [surname]

Applicant 2

I,
[first name] [middle name] [surname]

Date of birth Place of birth

.....
Name of father/other parent Name of mother (at her birth)

Was your name ever changed before? Yes No

To be completed if you had a previous name change

Was your name changed by your marriage? Yes No

Was your name changed by statutory name change? Yes No

Where was your name changed?
 [province/territory/country]

When did your name change?

What was your name prior to the change?

 [first name] [middle name] [surname]

Address

of
 [street] [city/town/village] [province/territory/country] [postal code]

We have resided in the province for at least three months. Yes No

Address history [please provide the addresses of two locations where you have resided prior to living on Prince Edward Island]

1. 2.

B. Proposed Names

We hereby apply under the *Change of Name Act* to change our names to:

Applicant 1

.....
 [first name] [middle name] [surname]

Applicant 2

.....
 [first name] [middle name] [surname]

C. Marriage information (if applicable)

Date of marriage Place of marriage

Applicant 1

Name prior to marriage
 [first name] [middle name] [surname]

Name of spouse before marriage

Applicant 2

Name prior to marriage
 [first name] [middle name] [surname]

D. Identification documentation [photocopies not accepted]

- Long form birth certificate
 Certificate of citizenship
 Immigration documentation
 Jurisdiction where document issued
 Date of issue

E. Children's information

Are you applying to change the name(s) of your child(ren) or of a person in your custody? Yes No

To be completed for each unmarried child under 18 years of age or person whose name is to be changed and who is in the lawful custody of the applicant.

Names as they appear on the birth certificate

1. Name
[first name] [middle name] [surname]

Proposed Name
[first name] [middle name] [surname]

Date of birth Place of birth

Length of residence in province

2. Name
[first name] [middle name] [surname]

Proposed Name
[first name] [middle name] [surname]

Date of birth Place of birth

Length of residence in province
[add additional pages if necessary]

Consent of child over the age of 12

I am the child or person in the application and I consent to have my name changed as stated in this application.

1.
[name of child] [signature of child]
.....
[witness] [date]

2.
[name of child] [signature of child]
.....
[witness] [date]

3.
[name of child] [signature of child]
.....
[witness] [date]

F. Consent Requirement

Does another person have lawful custody or lawful access to any child or person named in the application and who is in the custody of an applicant? Yes No

If yes, complete Consent Form 4 for each child or person to whom this applies.

[If another parent is listed on the birth registration and legal custody or legal access rights are not shared, you must provide a photocopy of any agreements made or court orders granted naming you as the only person with legal custody or access rights.]

G. Statutory declaration

By signing below, I declare that I have complied with the Act and the regulations and provided all the documents needed for this name change application.

I declare that I am not making this application for an improper purpose.

I declare that the information in this application is true and correct to the best of my knowledge and belief.

I make this solemn declaration believing it to be true and knowing that this has the same force and effect as if I had made this declaration under oath.

DECLARED by me at)

in county, Prince Edward Island)

on the day of 20.....)

.....
Applicant 1

Commissioner for taking affidavits
in the Supreme Court

.....
Applicant 2



Canada
Province of
Prince Edward Island

Form 3
[Change of Name Act subsection 5(1)]
**Application for Change of Name of Minor or
Person in Another Person's custody**
[please print, see instruction sheet]

A. Applicant

I,
[first name] [middle name] [surname]

of
[street] [city/town/village] [province/territory/country] [postal code]
telephone number

hereby apply under the *Change of Name Act* to change the name of my child or a person in my custody as follows:

Present name
[first name] [middle name] [surname]

Proposed name
[first name] [middle name] [surname]

What is your right to custody? my natural or adopted child legal custody

Attach proof of custody and court order, if applicable.

B. Information [child or person whose name will be changed]

Date of birth Place of birth

.....
Name of father/other parent Name of mother (at her birth)

C. Identification documentation [photocopies not accepted]

Long form birth certificate
Certificate of citizenship
Immigration documentation
Jurisdiction where document issued
Date of issue

D. To be completed if child or person in your custody had a previous name change

Was the name of the child or person ever changed before? Yes No

Where?
[province/territory/country]

When?

What was the name of the child or person prior to the change?
.....
[first name] [middle name] [surname]

E. Address information

Has the child or person whose name is being changed lived on Prince Edward Island for at least three months? Yes No

Address history [please provide the addresses of two locations where the child or person has resided prior to living on Prince Edward Island]

1. 2.
.....
.....

F. Consent Requirement

Does another person have lawful custody or lawful access to the child or person in your custody? Yes No

If yes, complete Consent Form 4 for each child or person to whom this applies.

[If another parent is listed on the birth registration and legal custody or legal access rights are not shared, you must provide a photocopy of any agreements made or court orders granted naming you as the only person with legal custody or access rights.]

G. Consent of child or person over 12 in another person's custody

I am the child or person named in the application, I am twelve years of age or older and I consent to have my name changed as stated in this application.

..... [signature of witness] [signature of child or person]
.....
[date]

H. Statutory declaration

By signing below, I declare that I have complied with the Act and the regulations and provided all the documents needed for this name change application.

I declare that I am not making this application for an improper purpose.

I declare that the information in this application is true and correct to the best of my knowledge and belief.

I make this solemn declaration believing it to be true and knowing that this has the same force and effect as if I had made this declaration under oath.

DECLARED by me at)
in county, Prince Edward Island)
on the day of 20

..... Commissioner for taking affidavits Applicant
in the Supreme Court



Canada
Province of
Prince Edward Island

Form 4
[Change of Name Act subsection 5(2)]
Consent Form
[to be completed by person with custody or access]
[please print, see instruction sheet]

I,
[first name] [middle name] [surname]

of
[street] [city/town/village] [province/territory/country] [postal code]
telephone number

HEREBY CONSENT TO the change of name of my son/daughter/ward/or other person in
my lawful custody

who was born on
[date]

from (present name)
[first name] [middle name] [surname]

to (proposed name)
[first name] [middle name] [surname]

I share custody of this child or person with

I have access rights to this child or person with

.....
Commissioner of Oaths & Affidavits Applicant

Instruction Sheet
Conditions and Instructions for Application under the
Change of Name Act

- | | |
|--|-------------------------------|
| <p>1. In order to be eligible to apply for a change of name under the Act a person must</p> <p style="padding-left: 20px;">(a) have been a resident of Prince Edward Island for at least three months immediately preceding the date of application; and</p> <p style="padding-left: 20px;">(b) be 18 years of age or older, or be a parent or person with lawful custody of the child or of other person whose name is to be changed.</p> | Eligibility |
| <p>2. Long form birth certificate showing parents' names and places of birth for the person whose name is to be changed must be submitted if the person was born outside Prince Edward Island. Canadian citizenship or immigration documentation must be provided if applicable. Photocopies will not be accepted. All birth certificates in the possession of the applicant that were issued prior to the change of name must be submitted to the jurisdiction where the change of name is to be processed.</p> | Birth Certificate |
| <p>3. If the applicant is married, an official marriage certificate may be required. (Not required if the applicant was married in Prince Edward Island).</p> | Marriage Certificate |
| <p>4. If the applicant's spouse is dead, an official death certificate may be required. (Not required if spouse died in Prince Edward Island).</p> | Death certificate |
| <p>5. A Prince Edward Island Health Care Card or clear photocopy of it must be submitted for the person whose name is to be changed.</p> | Proof of residency |
| <p>6. A certified copy of an agreement made or a court order granted with respect to the lawful custody of a child or other person named in the application is required.</p> | Proof of custody |
| <p>7. Where the applicant is required to obtain consent, the application must include</p> <p style="padding-left: 20px;">(a) the written consent of any parent or person who has lawful custody of, and any parent or person who is lawfully entitled to have access to, the person whose name is to be changed; and</p> <p style="padding-left: 20px;">(b) the written consent of any unmarried children 12 years of age or older whose name will be affected by the application.</p> | Consent |
| <p>8. Where a change of name application is accepted by the Director of Vital Statistics, the change of name must be published by the Director in the Royal Gazette, and notice of the change of name must be provided to: Royal Canadian Mounted Police, municipal police, Director of Maintenance Enforcement, jurisdiction of birth, Registrar of Motor Vehicles, Registrar of Deeds, Prothonotary, and the Sheriff, unless dispensed with by the Director.</p> | Publishing the change of name |
| <p>9. The following fees must accompany the application and should be in the form of a certified cheque, postal money order, debit card, credit card, or cash. Cheque or money order should be made payable to the Provincial Treasurer.</p> <p style="padding-left: 20px;">(a) Application for a change of name\$190.90</p> <p style="padding-left: 20px;">(b) For an application concerning a change of name for more than one person the fee for first person as indicated in clause (a) and the fee for each additional name\$100</p> <p style="padding-left: 20px;">(c) Fee for searching records\$10</p> <p style="padding-left: 20px;">(d) Fee for providing copy of change of name certificate or information\$35</p> | Application fee |

Notice: Please be advised that a change of name is viewed as public information. Information concerning your change of name may be disclosed to other entities, including notices to police [plus others listed on Form 6] and to other government programs or services.
 Address: Vital Statistics, 126 Douses Road, P.O. Box 3000, Montague PE C0A 1R0
 Telephone: (902) 838-0880 or Toll Free 1-877-320-1253



Canada
Province of
Prince Edward Island

Form 6
[*Change of Name Act* subsection 10(1)]
Notice of Change of Name

- Royal Gazette
- Royal Canadian Mounted Police
- Municipal police
- Director of Maintenance Enforcement
- Jurisdiction of birth
- Registrar of Motor Vehicles
- Registrar of Deeds County
- Prothonotary
- Sheriff

Be advised that a name change under the *Change of Name Act* R.S.P.E.I. 1988, Cap. C-3.1 was granted as follows:

Former name:
 [first name] [middle name] [surname]

Date of birth:
 [month] [day] [year]

Present name:
 [first name] [middle name] [surname]

Address:
 [street] [city/town/village] [county] [province] [postal code]

SIGNED, SEALED AND DELIVERED
in the presence of:

.....
Director of Vital Statistics Signature of Applicant

.....
[date]

EXPLANATORY NOTES

SECTION 1 ensures the language used in the regulations is consistent with the language used in the *Domestic Relations Act*, which was introduced during the 2008 Spring Sitting of the Legislative Assembly. The amendments to various statutes in the *Domestic Relations Act* provide for gender neutral language in the province's legislation. The amendment to the regulations is required to accompany and ensure consistency with the Act amendments.

SECTION 2 increases the fee amount prescribed by clause 9(1)(a) of the regulations, which deals with an application for a change of name, from \$185 to \$190 and the fee amount prescribed by clause 9(1)(d), for a copy of a certificate or information, from \$25 to \$35.

SECTION 3 provides for the commencement of these regulations.

EC2009-668

**CIVIL SERVICE SUPERANNUATION ACT
SUSPENSION OF PENSION ELIGIBILITY REGULATIONS
EMPLOYEES CONTINUING BEYOND AGE 65
AMENDMENT**

Pursuant to section 18 of the *Civil Service Superannuation Act* R.S.P.E.I. 1988, Cap. C-9, Council made the following regulations:

1. Section 2 of the *Civil Service Superannuation Act* Suspension of Pension Eligibility Regulations Employees Continuing Beyond Age 65 (EC416/86) is amended

(a) by the deletion of the words “Where an employee” and the substitution of the words “Where a member”; and

(b) by the deletion of the words “an employee, his eligibility to receive a pension is suspended for so long as he remains an employee” and the substitution of the words “a member, his or her eligibility to receive a pension is suspended for so long as he or she remains a member”.

2. Section 3 of the regulations is amended

(a) by the deletion of the words “when an employee” wherever they occur and the substitution of the words “when a member”; and

(b) by the deletion of the words “he is eligible” and the substitution of the words “he or she is eligible”.

3. These regulations come into force on December 19, 2009.

EXPLANTORY NOTES

SECTIONS 1 and 2 ensure the language used in the regulations is consistent with the language used in the *Domestic Relations Act*, which was introduced during the 2008 Spring Sitting of the Legislative Assembly. The amendments to various statutes in the *Domestic Relations Act* provide for gender neutral language in the province’s legislation. The amendment to the regulations is required to accompany and ensure consistency with the Act amendments.

SECTION 3 provides for the commencement of these regulations.

EC2009-669

**CONSENT TO TREATMENT AND
HEALTH CARE DIRECTIVES ACT
REGULATIONS
AMENDMENT**

Pursuant to section 36 of the *Consent to Treatment and Health Care Directives Act* R.S.P.E.I. 1988, Cap. C-17.2, Council made the following regulations:

1. The Schedule of the *Consent to Treatment and Health Care Directives Act* Regulations (EC356/00) is amended

(a) by the deletion of the word “SCHEDULE” and the substitution of the words “SCHEDULE A”; and

(b) in Form C, by the revocation of section 3 in the table entitled “Priority Order of Substitute Decision-Makers” and the substitution of the following:

3. Spouse - means an individual who, in respect of another person,
- (a) is married to the other person;
 - (b) has entered into a marriage with the other person that is voidable or void;
 - (c) is not married to the other person but is cohabiting with him or her in a conjugal relationship and has done so continuously for a period of at least three years; or
 - (d) is not married to the other person, but is cohabiting with him or her in a conjugal relationship and together they are the natural or adoptive parents of a child.

2. These regulations come into force on December 19, 2009.

EXPLANATORY NOTES

SECTION 1 ensures the language used in the regulations is consistent with the language used in the *Domestic Relations Act*, which was introduced during the 2008 Spring Sitting of the Legislative Assembly. The amendments to various statutes in the *Domestic Relations Act* provide for gender neutral language in the province's legislation. The amendment to the regulations is required to accompany and ensure consistency with the Act amendments.

SECTION 2 provides for the commencement of these regulations.

EC2009-670

**HEALTH SERVICES PAYMENT ACT
REGULATIONS
AMENDMENT**

Pursuant to section 5 of the *Health Services Payment Act* R.S.P.E.I. 1988, Cap. H-2, Council made the following regulations:

1. Clause 1(j) of the *Health Services Payment Act* Regulations (EC453/96) is revoked and the following substituted:

- (j) "family head" means family head
- (i) where two persons are living together in the same residence as spouses, either spouse as may be jointly designated by them, but if no such designation has been made, the applicant,
 - (ii) where spouses are divorced, separated or maintaining separate residences, each spouse, in respect of dependent children whom he or she maintains, or
 - (iii) where children are maintained by a person other than their parents, the person standing *in loco parentis*;

2. These regulations come into force on December 19, 2009.

EXPLANATORY NOTES

SECTION 1 ensures the language used in the regulations is consistent with the language used in the *Domestic Relations Act*, which was introduced during the 2008 Spring Sitting of the Legislative Assembly. The amendments to various statutes in the *Domestic Relations Act* provide for gender neutral language in the province's legislation. The amendment to the regulations is required to accompany and ensure consistency with the Act amendments.

SECTION 2 provides for the commencement of these regulations.

EC2009-671

**TEACHERS' SUPERANNUATION ACT
REGULATIONS
AMENDMENT**

Pursuant to section 33 of the *Teachers' Superannuation Act* R.S.P.E.I. 1988, Cap. T-1, Council made the following regulations:

1. Section 1 of the *Teachers' Superannuation Act* Regulations (EC206/77) is amended by the deletion of the word "teacher" and the substitution of the word "member".

2. Section 3 of the regulations is amended

(a) in subsection (1), by the deletion of the word "teacher" and the substitution of the word "member";

(b) in subsection (2), by the deletion of the word "teacher" and the substitution of the word "member";

(c) in subsection (3),

(i) by the deletion of the word "teacher" and the substitution of the word "member", and

(ii) by the deletion of the word "teacher's" and the substitution of the word "member's";

(d) in subsection (4), by the deletion of the word "teacher" and the substitution of the word "member"; and

(e) in subsection (5), by the deletion of the word "teacher" wherever it occurs and the substitution of the word "member".

3. Section 5 of the regulations is amended

(a) in subsection (1), by the deletion of the word "teachers" and the substitution of the word "members"; and

(b) in subsection (3), by the deletion of the word "Teachers" and the substitution of the word "Members".

4. Section 7 of the regulations is amended by the deletion of the word "teacher" and the substitution of the word "member".

5. These regulations come into force on December 19, 2009.

EXPLANATORY NOTES

SECTIONS 1 to 4 ensure the language used in the regulations is consistent with the language used in the *Domestic Relations Act*, which was introduced during the 2008 Spring Sitting of the Legislative Assembly. The amendments to various statutes in the *Domestic Relations Act* provide for gender neutral language in the province's legislation. The amendment to the regulations is required to accompany and ensure consistency with the Act amendments.

SECTION 5 provides for the commencement of these regulations.

EC2009-672

**TEACHERS' SUPERANNUATION ACT
DIVISION OF BENEFITS ON MARRIAGE BREAKDOWN
REGULATIONS**

Pursuant to section 33 of the *Teachers' Superannuation Act* R.S.P.E.I. 1988, Cap. T-1, Council made the following regulations:

1. In these regulations

Definitions

(a) "Act" means the *Teachers' Superannuation Act* R.S.P.E.I. 1988, Cap. T-1;

Act

(b) "commuted value" means the value of a benefit, determined in accordance with the Standard of Practice for Determining Pension Commuted Values, adopted by the Canadian Institute of Actuaries effective February 1, 2005, as amended from time to time, to the extent that the recommendations are consistent with the Act and these regulations;

commuted value

(c) "locked-in retirement vehicle" means

locked-in retirement vehicle

(i) a registered retirement savings plan, registered retirement income fund or registered pension plan as defined in the *Income Tax Act* (Canada), or

(ii) a life annuity purchased from an insurance company licensed to sell annuities in Canada, which states in writing that, while the spouse or former spouse is alive

(A) any amount in the locked-in retirement vehicle shall continue to be subject to section 31.8 of the Act,

(B) in the case of a registered retirement savings plan, payments are allowed only to another locked-in retirement vehicle,

(C) in the case of a registered retirement income fund or a registered pension plan, payments are allowed only to another locked-in retirement vehicle or to the spouse or former spouse,

(D) in the case of a registered retirement income fund, the total cash payments to the spouse or former spouse during the first year after the date the registered retirement income fund is entered into shall not exceed twice the amount initially transferred into the fund divided by the difference between 90 and the age of the spouse or former spouse (to the nearest whole number) at the transfer date and, during subsequent years, shall not exceed twice the minimum annual payments required by the *Income Tax Act* (Canada) to be made from the fund to the spouse or former spouse,

(E) in the case of a registered pension plan, payments to the spouse or former spouse shall be monthly lifetime payments in a form which is allowed under the *Income Tax Act* (Canada) to a member of a registered pension plan who retires, and

(F) in the case of a life annuity, only payments in a form to the spouse or former spouse are allowed and such payments shall be monthly lifetime payments in a form which is allowed under the *Income Tax Act* (Canada) to a member of a registered pension plan who retires.

CALCULATION OF THE AMOUNTS SUBJECT TO DIVISION

2. (1) Subject to section 3, if the lump-sum value of the benefit of a member, vested former member or pensioner is to be divided on marriage breakdown, the lump-sum amount subject to division shall equal

Formula

$$A / B \times C$$

where "A" is

(i) the number of years and part years of service included in "B" that were credited to the member, vested former member or pensioner in the period between the date of the marriage and the date of marriage breakdown, plus

(ii) the number of years and part years of service completed prior to the date of the marriage which was not included to calculate benefits at the date of the marriage but was credited to the member, vested former member or pensioner during the period between the date of the marriage and the date of marriage breakdown and is included in "B" at the date of marriage breakdown,

where "B" is

(i) the total number of years and part years of service which would be used to calculate the pension benefit of the member as if the member had terminated employment on the date of marriage breakdown, or

(ii) the total number of years and part years of service used to calculate the pension benefit of the vested former member or pensioner upon termination of employment where the vested former member or pensioner terminated employment before the date of marriage breakdown,

where "C" is

the total value of the benefit determined as of the date of marriage breakdown in subsections (2) and (3).

(2) In subsection (1), the value of "C" shall be

Calculation of total value of benefit "C"

(a) in the case of a member who did not have a vested right to an accrued pension at the date of marriage breakdown, the member's contributions under the Act accumulated with interest to the date of marriage breakdown, and prior to any adjustment in the member's contributions being made with respect to any previous marriage breakdown;

(b) in the case of a member who had a vested right to an accrued pension at the date of marriage breakdown, the commuted value of the accrued pension at the date of marriage breakdown based on the salary history, the contribution history and the benefit formula in force at the time and prior to any adjustment to the accrued pension respecting any previous marriage breakdown or, if greater than the commuted value, the member's contributions and interest to the date of marriage breakdown prior to any adjustment in the member's contributions respecting any previous marriage breakdown;

(c) in the case of a vested former member, the commuted value of the accrued pension at the date of marriage breakdown before any adjustment to the accrued pension respecting any previous marriage breakdown or, if greater than the commuted value, the former member's contributions and interest to the date of marriage breakdown before any adjustment in the former member's contributions respecting any previous marriage breakdown; or

(d) in the case of a pensioner, the commuted value of the pension to which the pensioner was entitled at the date of marriage breakdown as if there had been no adjustment respecting any previous division of benefits on any previous marriage breakdown.

(3) The commuted value calculated under subsection (2) shall include

Survivor benefits and indexing included

(a) the value of survivor benefits under the Act, both before the commencement of payment of a deferred pension and while the pension is in payment; and

(b) the value of any annual increases under section 21 of the Act.

(4) Where "B", in subsection (1), includes service transferred from another pension plan under a reciprocal transfer agreement entered into pursuant to section 30 of the Act, "A" shall include only that portion of the transferred service that was credited to the member, vested former member or pensioner under the other pension plan between the date of the marriage and the date of transfer of the service.

When service is transferred from another plan

(5) For the purposes of subsection 31.5(3) of the Act, determination of the commuted value transferred into the prescribed locked-in retirement vehicle, pension plan or annuity shall be made without regard to the gender of the member.

Gender neutral determination

WHERE BOTH PARTIES PARTICIPATE IN THE PLAN

3. (1) Where each person between whom the pension benefits are being divided on marriage breakdown is either a member, vested former member or a pensioner and each person is entitled to a pension benefit under the Act, the lump-sum amount as described in subsection 2(1) shall be calculated for each party. Where both parties are members, vested former members, pensioners

(2) Where the lump-sum amounts for each party are Equality of lump-sum amounts
 (a) equal, no portion of the lump-sum amount shall be subject to division; or
 (b) not equal, then the smaller of the two amounts shall be subtracted from the larger amount and the difference shall be the amount that is subject to division.

(3) For the purposes of this section, section 5 and sections 31.1, 31.2, 31.5 and 31.6 of the Act, the term “spouse” or “former spouse” shall refer to the person for whom the amount calculated in accordance with section 2 is the smaller of the two amounts and the term “member”, “vested former member” or “pensioner”, as the case may be, shall refer to the person for whom the amount calculated in accordance with section 2 is the larger of the two amounts. Application of terms

CALCULATION OF LUMP-SUM AMOUNT TRANSFERABLE TO SPOUSE

4. (1) Subject to subsections (2) and (3), the lump-sum amount which is transferable to the spouse or former spouse in accordance with subsection 31.5(1) of the Act shall equal the lump-sum value of the pension benefit subject to division in section 2 or 3, multiplied by the percentage share, which is not to exceed 50 per cent, awarded to the spouse or former spouse in a court order or domestic contract. Calculation of transferable lump-sum amount

(2) The lump-sum amount calculated in subsection (1) shall be credited, with interest, from the date of marriage breakdown to the date on which the amount is transferred under subsection 31.5(1) of the Act, based on the interest rate described in subsection (5). Amount credited with interest

(3) The lump-sum amount that includes interest calculated in accordance with subsection (2), shall be further adjusted if pension payments were made between the date of marriage breakdown and the date the amount is transferred pursuant to subsection 31.5(3) of the Act, by subtracting the total amount of the share of the spouse’s or former spouse’s pension payments made, including interest as determined in subsection (5), to the date of transfer from the lump-sum amount with interest calculated in subsection (2). Further adjustment re pension payments already made

(4) The share of each pension payment of the spouse or former spouse shall be the amount described in section 5. Share of pension payment

(5) The interest rate for the purpose of subsections (2) and (3) is 4 per cent per annum. Rate of interest

REVALUATION OF BENEFITS WHERE LUMP-SUM VALUE DIVIDED

5. (1) Where only one spouse or former spouse is a member, vested former member or pensioner and a division of benefits was effected under subsection 31.5(1) of the Act, the monthly pension of the member, vested former member or pensioner shall be adjusted at retirement or, if later, at the date the division was effected, by subtracting an amount in respect of each division of benefits which equals Formula for revaluation

$$(D/C) \times F \times G \times H \times S$$

where

“D” is the lump-sum amount subject to division calculated in accordance with section 2 or 3;

“C” is the total value of the benefit respecting the member, vested former member or pensioner calculated and described in section 2;

“F” is the monthly pension described in

- (a) clause 2(2)(b) in the case of a member;
- (b) clause 2(2)(c) in the case of a vested former member; or
- (c) clause 2(2)(d) in the case of a pensioner;

“G” is a factor which adjusts pension “F” in the same proportion as the total adjustment or indexing to pensions under section 21 of the Act from the effective date at which pension “F” was calculated to the retirement date or, if earlier, the date at which the division was effected;

“H” is a factor to adjust pension “F” from the assumed age at retirement used in calculating “C” to the actual age at retirement with regard to the reduction factor applied under subsection 16(1.1) of the Act, regarding reduced pension on early retirement;

“S” is the percentage share of benefits of the spouse or former spouse, as defined in a court order or domestic contract but in no case shall the share exceed 50 per cent of the lump-sum value of the pension benefit of the member, vested former member or pensioner.

(2) Where only one spouse or former spouse is a member, vested former member or pensioner, the contributions with interest made by the member, vested former member or pensioner shall be revalued as of the date of marriage breakdown by subtracting from them an amount equal to

$$(D/C) \times T \times S$$

where

“D” is the lump-sum amount subject to division calculated in accordance with section 2 or 3;

“C” is the total commuted value calculated in respect of the member, vested former member or pensioner as described in section 2;

“T” is the total contributions with interest made by the member, vested former member or pensioner to the date of marriage breakdown;

“S” is the percentage share of benefits of the spouse or former spouse, as defined in the court order or domestic contract, but in no case shall the share exceed 50 per cent of the lump-sum value of the pension benefit of the member, vested member or pensioner.

Formula for revaluation of contribution - one party a plan member

(3) Pursuant to subsection 31.5(6) of the Act, where

- (a) both spouses or former spouses are either a member, a vested former member or a pensioner, the monthly pension of the person who is deemed for this purpose to be the member, vested former member or pensioner as indicated in subsection 3(3) shall be adjusted in accordance with subsection (1); and
- (b) the monthly pension of the person who is deemed for this purpose to be the spouse or former spouse as indicated in subsection 3(3) shall be adjusted by adding an amount which equals

$$(D/C) \times F \times G \times H \times S$$

where

“D” is the lump-sum amount subject to division calculated in accordance with section 3;

“C” is the total value of the benefit respecting the spouse or former spouse calculated as described in section 2;

“F” is the monthly pension described in clause 2(2)(b), (c) or (d), as it applies in the case of the spouse or former spouse;

“G” is a factor which adjusts pension “F” in the same proportion as the total adjustment or indexing to pensions under section 21 of the Act from the effective date at which pension “F” was calculated to the retirement date or, if later, the date at which the division was effected;

“H” is a factor to adjust pension “F” from the assumed age at retirement used in calculating “C” to the actual age at retirement with regard to the reduction factor applied under subsection 16(1.1) of the Act, reduced pension on early retirement;

“S” is the spouse’s or former spouse’s percentage share of benefits as defined in a court order or domestic contract, but in no case shall the share exceed 50 per cent.

Formula for revaluation - both parties plan members

(4) Pursuant to subsection 31.5(6) of the Act, where

(a) both spouses or former spouses are either a member, vested former member or a pensioner, the contributions with interest of the person who is deemed for this purpose to be the member, vested former member or pensioner as indicated in subsection 3(3) shall be revalued in accordance with subsection (3); and

(b) the contributions with interest of the person who is deemed for this purpose to be the spouse or former spouse as indicated in subsection 3(3) shall be revalued as of the date of marriage breakdown by adding to them an amount equal to

$$(D/C) \times T \times S$$

where

“D” is the lump-sum amount subject to division calculated in accordance with section 3;

“C” is the total commuted value calculated in respect of the spouse or former spouse as described in section 2;

“T” is the total contributions with interest made by the spouse or former spouse to the date of marriage breakdown;

“S” is the spouse’s or former spouse’s percentage share of benefits as defined in a court order or domestic contract, but in no case shall the share exceed 50 per cent.

Formula for revaluation of contributions-both parties plan members

(5) The adjustment applied to the pension after the pensioner reaches sixty-five years of age shall bear the same proportion to the adjustment applied to the pension before the pensioner reaches sixty-five years of age as the total pension after age sixty-five bears to the total pension prior to age sixty-five.

Adjustment after 65

TRANSFER AMOUNTS LOCKED-IN

6. (1) Any amount transferred in accordance with subsection 31.5(3) of the Act shall be transferred only to a locked-in retirement vehicle.

Restriction on transfers

(2) Where, within 90 days after receiving notice of the options for transfer, the spouse or former spouse fails to direct the Minister in accordance with subsection 31.5(3) of the Act, the spouse or former spouse shall be deemed to have directed the Minister to purchase a life annuity in accordance with clause 31.5(3)(c) of the Act.

Default transfer option

7. The application made under section 31.1 of the Act shall contain the date of the marriage, the date of marriage breakdown and photocopies of evidence of the date of birth of the member, vested former member or pensioner and of the spouse or former spouse of such persons and shall include as attachments, a certified true copy of a court order or a domestic contract made in writing and signed and witnessed by the parties.

Contents of application for division

8. These regulations come into force on December 19, 2009.

Commencement

EXPLANATORY NOTES

SECTION 1 is the definition section of the regulations which defines terms used in the regulations that are necessary to administer the treatment of pension benefits upon marriage breakdown.

SECTION 2 outlines the calculation of the lump-sum value of the pension benefits earned during marriage that are subject to division upon marriage breakdown.

SECTION 3 outlines the special treatment required for division of pension benefits where both parties are members of the same pension plan.

SECTION 4 describes the calculation of the lump-sum amount that shall be transferred to the former spouse, including the application of interest and any adjustments that are required to the amount to be transferred, arising from pension payments that may have occurred between the date of marriage breakdown and the date of transfer.

SECTIONS 5 explains how, in the case where only one spouse or former spouse is a member, the member's pension benefit must be adjusted to account for the division of pension benefits. In the case where both spouses are members, vested former members or pensioners, the provision explains how both accounts must be adjusted.

SECTION 6 restricts the transfer of funds paid out of the plan to a locked-in retirement vehicle and specifies the default treatment if the spouse or former spouse fails to notify the administrator of where to direct the funds.

SECTION 7 lists the contents of the application form for division and the supporting documentation that must be submitted.

SECTION 8 provides for the commencement of these regulations.

EC2009-673

TEACHERS' SUPERANNUATION ACT MATERNITY, PARENTAL AND ADOPTION LEAVE REGULATIONS AMENDMENT

Pursuant to section 33 of the *Teachers' Superannuation Act* R.S.P.E.I. 1988, Cap. T-1, Council made the following regulations:

1. The *Teachers' Superannuation Act* Maternity, Parental and Adoption Leave Regulations (EC423/01) are amended in the following provisions by the deletion of the word "teacher" and the substitution of the word "member":

- (a) subsection 2(1);
- (b) section 3;
- (c) subsections 4(1) and (3); and
- (d) subsections 5(1) and (2).

2. The regulations are amended in the following provisions by the deletion of the word "teacher" wherever it occurs and the substitution of the word "member":

- (a) subsections 2(3) and (4); and
- (b) subsection 4(2).

3. These regulations come into force on December 19, 2009

EXPLANATORY NOTES

SECTIONS 1 and 2 ensure the language used in the regulations is consistent with the language used in the *Domestic Relations Act*, which was introduced during the 2008 Spring Sitting of the Legislative Assembly. The amendments to various statutes in the *Domestic Relations Act* provide for gender neutral language in the province's legislation. The amendment to the regulations is required to accompany and ensure consistency with the Act amendments.

SECTION 3 provides for the commencement of these regulations.

EC2009-674

**VITAL STATISTICS ACT
REGULATIONS
AMENDMENT**

Pursuant to section 40 of the *Vital Statistics Act* R.S.P.E.I. 1988, Cap. V-4.1, Council made the following regulations:

1. Form 1 of Schedule A of the *Vital Statistics Act* Regulations (EC453/00) is amended by the deletion of the words “Father’s name” and the substitution of the words “Father’s/Other Parent’s Name”.

2. Forms 2, 3, 5, 6, 8 and 11 of Schedule A of the regulations are revoked and Forms 2, 3, 5, 6, 8 and 11 as set out in the Schedule to these regulations are substituted.

3. Form 13 of Schedule A of the regulations is amended

(a) by the deletion of the words “Name of Father” and the substitution of the words “Name of Father/Other Parent”; and

(b) by the deletion of the words “His Birthplace” and the substitution of the words “His/Her Birthplace”.

4. These regulations come into force on December 19, 2009.

SCHEDULE

**FORM 2
STATEMENT OF BIRTH
[Subsection 3(1) of the *Vital Statistics Act*]**

Province of Prince Edward Island (Canada) Vital Statistics Statement of Birth (Subsection 3(1) of the Act) Registration No. (Office use only)

Form 2

| | | | | | | | | | | | |
|---|--|---|--|--|--|--|--|---|--|---|--|
| 1. Surname (print or type) | | First given name | | Second given name | | All other given names | | 2. Sex of Child Male <input type="checkbox"/> Female <input type="checkbox"/> | | Provincial Health Number | |
| 3. Month (by name), day, year of birth | | 4. Kind of Birth (state whether) Single Twin Other (specify) | | 5. Number of stillborn in this event 1st 2nd 3rd | | 6. If twin, triplet, state whether this child was born | | 7. Name of hospital (if not in hospital give exact location where birth occurred) City, town, village or other place (by name) | | County | |
| 8. Complete street address. If rural give exact location (not PO or RR address) City, town, village or other place (by name) | | County | | Province (or country) | | Postal code | | 9. Duration of pregnancy (in completed weeks) Number of weeks | | 10. Number of children ever born to this mother (including this birth) Number Liveborn (after 20 weeks pregnancy) | |
| 11. Weight of child at birth lb oz (OR) grams | | 12. Are the parents married to each other? Yes No | | 13. If the parents are not married to each other state whether mother is: Single <input type="checkbox"/> Widowed <input type="checkbox"/> Unknown <input type="checkbox"/> Married <input type="checkbox"/> Divorced <input type="checkbox"/> | | 14. Was this child conceived as a result of Assisted Conception? (see back for definition) yes <input type="checkbox"/> no <input type="checkbox"/> | | 15. Any obvious congenital malformations in child? Yes No | | 16. Maiden surname of child's mother (print or type) | |
| 17. City, town or other place (by name) and province (or country, if outside Canada) | | 18. Month (by name), day, year of birth | | 19. Age (at time of this birth) | | 20. Name and address of attending physician (or other attendant) Physician Nurse Other Specify | | 21. City, town or other place (by name) and province (or country, if outside Canada) | | 22. Month (by name), day, year of birth | |
| 23. Complete mailing address (if different from item 8) | | 24. Name and address of attending physician (or other attendant) Physician Nurse Other Specify | | 25. Complete mailing address (if different from item 8) | | 26. I certify the foregoing to be true and correct to the best of my knowledge and belief. Signature of Mother Signature of Father/Other Parent | | 27. Date signed - Month (by name), day, year | | 28. APPLYING FOR CANADA CHILD BENEFITS I understand that the necessary information from this registration will be supplied to the Canada Revenue Agency to process my application for the Canada Child Tax Benefit, the Universal Child Care Benefit, the Goods and Services Tax/Harmonized Sales Tax Credit and for any provincial benefit program administered by the Canada Revenue Agency. I certify that I am a Canadian Citizen or Permanent Resident and that I am the primary care giver for the child identified above. Biological Mother's Current Surname (print or type) Biological Mother's Social Insurance Number Biological Mother's Daytime Phone Number Biological Mother's Signature See reverse side for instructions | |

DO NOT WRITE BELOW THIS LINE - OFFICE USE ONLY

NOTATIONS: CERTIFICATION OF DIVISION REGISTRAR
I certify this return was accepted by me - _____ P.E.I. this date _____
at _____ Month (by name) _____ day _____ year _____
Signature of Registrar

NOTICE

Section 3 of the *Vital Statistics Act* provides

3. (1) Within thirty days after the birth of a child in the province, at least one parent of the child or another prescribed person shall, in accordance with the regulations, complete and provide a statement respecting the birth and the parents to the division registrar.

(2) If a pregnancy results in the birth of more than one child, a separate statement for each child shall be completed and provided in accordance with subsection (1), and each statement shall state the number of children born and their order of birth.

(3) Where a registered statement is completed by only one parent of the child or by a person who is not the child’s parent, the Director shall amend the statement on application of any of the following persons:

- (a) the child's parents together;
- (b) one of the child's parents, if the other parent is incapable;
- (c) the child's mother, if the other parent is unacknowledged by or unknown to the mother.

(4) If only one parent of the child applies to amend the statement, a statutory declaration of the facts justifying the application shall be attached to the application.

(5) Where parentage is established under the *Child Status Act*, the Director shall, on receipt of a copy of the order, make a notation on the statement of the child to reflect the determination of parentage.

Definition: Assisted conception means conception by a means other than sexual intercourse and includes the fertilization of the mother's ovum outside her uterus and subsequent implantation of the fertilized ovum in her.

CANADA CHILD BENEFITS APPLICATION

If you applied on the reverse side of this form for the Canada Child Tax Benefit, the Universal Child Care Benefit, the Goods and Services Tax/Harmonized Sales Tax Credit and for any provincial benefit program administered by the Canada Revenue Agency, the information will be sent to the Canada Revenue Agency after the birth registration is completed. To use this service to apply for these benefits you must be a Canadian Citizen or Permanent Resident and you must be the primary care giver for the child. If you do not consent, the information on the birth registration form will not be forwarded to the Canada Revenue Agency. The Canada Revenue Agency is permitted to collect and use information being forwarded to them under the authority of the Federal *Privacy Act* R.S. 1985, c. P-21.

**FORM 3
APPLICATION TO AMEND STATEMENT OF BIRTH**
[Subsection 3(3) of the *Vital Statistics Act*]

To be completed by parents wanting to change a birth registration where the original statement was made by only one parent or by a non-parent

Name of child in
Statement of Birth.....

| | |
|---------------|-------------------|
| Surname | Given names |
|---------------|-------------------|

Date of Birth..... Sex.....

| | | | |
|-------------|-----------|------------|--|
| Month | Day | Year | |
|-------------|-----------|------------|--|

WHAT IS TO BE CHANGED?
.....
.....
.....

Why should this/these change(s) be made?
.....
.....
.....

Date.....

APPLICANTS

Mother's name Signature

Father's/Other Parent's nameSignature.....

Attach statutory declaration if only one parent is applying [Subsection 3(4)]
An amendment to add the particulars of the father/other parent can be made only if
(a) the father/other parent and mother apply jointly - [s. 3(3) of the Act]; or
(b) parentage has been established - [s. 3(5) of the Act].

**FORM 5
STATEMENT OF STILLBIRTH**
[Section 11 of the *Vital Statistics Act*]

Province of Prince Edward Island (Canada) Vital Statistics

Statement of Stillbirth
(Section 11 of the Act)

Registration No. (Officer use only)

Form 5

| | | | | | | | |
|---------------------------------|---|---|---|--|--|---|---|
| Child | 1. Surname (print or type) | Given names (if any) | 2. Sex | 3. Month, day, year of birth | 4. Kind of birth - single, twin, other (specify) | 5. Number of stillborn in this event | 6. If twin or other, was child born first, 2nd, 3rd? |
| Place of birth | 7. Name of hospital (if not in hospital give exact location where birth occurred) | | | | | | |
| Mother's usual residence | 8. Complete street address. If rural give exact location (not PC or RR address) | | | | | | |
| Other birth particulars | 9. Duration of pregnancy (in completed weeks) | 10. Number of children ever born to the mother (including this birth) | 11. Weight of child at birth (lb. - or - grams) | 12. Are the parents married to each other? (State Yes or No) | 13. If the parents are not married to each other state whether mother is single, married, widowed, or divorced, separated, unknown | 14. Was this child conceived as a result of Assisted Conception? Yes <input type="checkbox"/> No <input type="checkbox"/> | |
| Father/Other Parent | 16. Surname of child's father/other parent (print or type) | | | 17. City or other place | | | 18. Month (by name), day, year of birth |
| Mother | 20. Maiden surname of child's mother (print or type) | | | 21. City or other place | | | 22. Month (by name), day, year of birth |
| Disposition | 29. Burial, cremation or other disposition (specify) | | | 30. Date of burial or disposition (by name), day, year | | | 31. Name and address of cemetery, crematorium or place of disposition |
| Funeral director | 32. Name and address of funeral director (or person in charge of remains) | | | 33. Date of stillbirth: month (by name), day, year | | | |
| | | | | Medical Certificate | | | |
| | | | | 34. Cause of stillbirth Part I Immediate cause - Foetal disease or condition directly leading to stillbirth (a) due to (or as a consequence of) _____ Antecedent causes - Foetal and/or maternal conditions, if any, giving rise to the immediate cause (a) above, stating the underlying cause last (b) _____ (c) _____ | | | |
| | | | | 35. Autopsy was held? Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> | | | |
| | | | | 36. Does the cause of stillbirth stated above take account of autopsy findings? Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> | | | |
| | | | | 37. May further information relating to the cause of stillbirth be available later? Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> | | | |
| | | | | 38. Manipulative, instrumental or other operative procedure for delivery? Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> | | | |
| | | | | 39. Nature of procedure (low, middle or high forceps, version and extraction, caesarian section, craniotomy, etc.) _____ | | | |
| | | | | 40. Did death occur before labour? During labour? Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown <input type="checkbox"/> | | | |
| | | | | 41. I certify that I declared the stillborn child on the above date and that death was due to the causes stated herein. _____ | | | |
| | | | | 42. Name of physician or coroner (print or type) _____ Address _____ | | | |
| | | | | 43. Designation: Attending physician <input type="checkbox"/> Coroner <input type="checkbox"/> Other <input type="checkbox"/> | | | |
| | | | | Date certified: Month (by name), day, year _____ | | | |
| | | | | I certify this return was accepted by me on this date _____ at _____ P.E.I. | | | |
| | | | | Record No. _____ Date: Month (by name), day, year _____ Signature of District Registrar _____ | | | |

8-2300-54.1: 1998-01-05 See reverse side for Instructions

Extracts from "Vital Statistics Act"

"Stillbirth" means the complete expulsion or extraction from its mother, after at least 20 weeks' pregnancy or after attaining a weight of at least 500 grams, of a product of conception in which, after such expulsion or extraction, there is no breathing, beating of the heart, pulsation of the umbilical cord, or unmistakable movement of voluntary muscle.

- (1) Where a stillbirth occurs, the person who would have been responsible for the registration thereof as provided in section 3, if it had been a birth, shall complete and provide to the funeral director a statement in the prescribed form respecting the stillbirth.
- (3) Upon receipt of the statement, the funeral director shall complete the statement setting forth the proposed date and place of burial, cremation or other disposition of the body and shall provide the statement to the division registrar.

Instructions

In case of more than one stillborn child at a birth, a separate return must be made for each, and the number of each, in order of birth, stated.

- (1) Name of Child - In place of the given name the word "Stillbirth" may be printed.
- (15) Name of Father/Other Parent - In the case of the parents not being married, the name of the father/other parent shall not appear on the certificate unless accompanied by his/hers and the mother's written request.
- (33) Physician's Statement of Cause of Stillbirth - The morbid conditions relating to stillbirth are divided into two groups. In Part I are those causally related to the "Immediate Cause" and the Antecedent causes, and in Part II those not so related. In most cases a statement of cause under Part I will suffice. When it is necessary to record more than one entry these should be stated in order so as to indicate their mutual relationship.
 - Name first the "Immediate Cause" of stillbirth, i.e., the foetal disease, injury or complication which caused the stillbirth. Avoid the use of such terms as "Prematurity", "Birth Injury", "Cerebral Haemorrhage", "Asphyxia", etc., alone without stating, if possible, the primary factor responsible for these conditions.
 - Then give the antecedent causes, i.e. the foetal and/or maternal conditions (if any) of which the immediate cause was the consequence, in order of causal relationship, stating the most recent one first and then others in order. Also check off whether the reported condition was a "foetal" or "maternal" condition.
 - Part II should be reserved for "other important contributory morbid conditions", particularly when the stillbirth was due to a combination of conditions none of which would have been fatal alone. Here too, check off whether "foetal" or "maternal".
 - Use accepted terms for morbid conditions and never record mere symptoms only.

The following examples illustrate the essential principles in the use of the form.

Definition: Assisted Conception - "assisted conception" means conception by a means other than sexual intercourse and includes the fertilization of the mother's ovum outside of her uterus and subsequent implantation of the fertilized ovum in her.

| 30. Cause of stillbirth | Example 1 | F | M | Example 2 | F | M | Example 3 | F | M |
|--|-----------------------------------|-------------------------------------|--------------------------|---|--------------------------|-------------------------------------|---|--------------------------|-------------------------------------|
| Part I Immediate cause - Foetal disease or condition directly leading to stillbirth | (a) Cerebral haemorrhage due to | | | (a) Excessive cranial stress (foetal asphyxia) due to | | | (a) Foetal anaeriosis due to | | |
| Antecedent causes - Foetal and/or maternal conditions, if any, giving rise to the immediate cause (a) above, stating the underlying cause last | (b) Dystocia (c) Hydrocephalus | <input checked="" type="checkbox"/> | <input type="checkbox"/> | (b) Dystocia (c) Contracted pelvis | <input type="checkbox"/> | <input checked="" type="checkbox"/> | (b) Relative placental insufficiency due to (c) Maternal nephritic toxæmia | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Part II Other significant conditions of foetus or mother which may have contributed to the stillbirth but were not related to the immediate cause (a) above | _____ | <input type="checkbox"/> | <input type="checkbox"/> | Relative placental insufficiency; infarction and degeneration of placenta | <input type="checkbox"/> | <input checked="" type="checkbox"/> | _____ | <input type="checkbox"/> | <input type="checkbox"/> |

FORM 6
STATEMENT OF MARRIAGE
 [Subsection 16(1) of the *Vital Statistics Act*]

Province of Prince Edward Island
 Vital Statistics

| |
|---------------------------------------|
| Registration No. (Office use only) |
|---------------------------------------|

THIS IS A PERMANENT LEGAL RECORD-Type or write plainly and complete all items

| | | |
|--|--|--|
| PLACE OF MARRIAGE | 1. Name of church or address where marriage was solemnized _____ City, town, village or other place (by name) County | |
| DATE OF MARRIAGE | 2. _____ Month (by name), day, year of marriage | 3. Registration No. |
| NAME | Spouse 1 Provincial Health Number _____ 4. Surname (print or type) _____ All given names | Spouse 2 Provincial Health Number _____ 16. Surname (print or type) _____ All given names |
| MARITAL STATUS | 5. <input type="checkbox"/> Never married <input type="checkbox"/> Widowed <input type="checkbox"/> Divorced | 17. <input type="checkbox"/> Never married <input type="checkbox"/> Widowed <input type="checkbox"/> Divorced |
| RELIGION | 6. Religion denomination | 18. Religion denomination |
| BIRTHDATE | 7. Month (by name), day year of birth _____ 8. Sex _____ 9. Age _____ | 19. Month (by name), day year of birth _____ 20. Sex _____ 21. Age _____ |
| BIRTHPLACE | 10. City, town, or other place, province (or country) of birth | 22. City, town, or other place, province (or country) of birth |
| RESIDENCE before marriage | 11. Complete street address, if rural exact location _____ _____ City, town or other place, country, province (or country), postal code | 23. Complete street address, if rural exact location _____ _____ City, town or other place, country, province (or country), postal code |
| PARENT 1 | 12. Surname at birth and given names of Parent 1 (type or print) _____ 13. BIRTHPLACE-City, town or place, province (or country) | 24. Surname at birth and given names of Parent 1 (type or print) _____ 25. BIRTHPLACE-City, town or place, province (or country) |
| PARENT 2 | 14. Surname at birth and given names of Parent 2 (type or print) _____ 15. BIRTHPLACE-City, town or place, province (or country) | 26. Surname at birth and given names of Parent 2 (type or print) _____ 27. BIRTHPLACE-City, town or place, province (or country) |
| | 28. Signature of Spouse 1 | 29. Signature of Spouse 2 |
| SIGNATURES | 30. Signature of Witness | Address |
| | 31. Signature of Witness | Address |
| CERTIFICATION OF OFFICIANT | 32. I certify that I solemnized the marriage of the parties named in items 4 and 16 at the place and on the date stated above: Signature of person officiating _____ <input type="checkbox"/> Clergy <input type="checkbox"/> Judge | 33. Address of person officiating _____ 34. Religion denomination (if clergy) _____ |
| DO NOT WRITE IN THIS AREA – OFFICE USE ONLY | | |
| Notations: | | |
| CERTIFICATION OF REGISTRAR | I certify this return was accepted by me on this date at _____ P.E.I. | Date-Month (by name), day, year _____ Signature of Registrar |

EXTRACTS FROM THE LAW

Every clergyman, minister or other person authorized by the law of the Province to solemnize marriages shall, at the time of each marriage make a written record thereof in the form prescribed and every such record shall be signed by each of the parties to the marriage and by the minister, clergyman or other person authorized as aforesaid officiating and by at least two credible witnesses.

Every clergyman, minister or other person authorized as aforesaid shall, within forty-eight hours from and after the solemnization by him or her of a marriage, deliver or forward by letter to the Registrar General a complete record thereof according to the prescribed form.

**FORM 8
REGISTRATION OF DEATH**
[Sections 19 and 20 of the *Vital Statistics Act*]

Province of Prince Edward Island (Canada) Vital Statistics Registration of Death (Section 19 and 20 of the Act)

Registration No. (Department use only)

Name of deceased
1. Surname (print or type) First given name Second given name All other given names 2. Sex Provincial Health Number

Place of death
3. Name of hospital or institution (otherwise exact location where death occurred) City, town, village or other place (by name) County Postal code

Usual residence
4. Complete street address, if rural give exact location (not PO or RR address) City, town, village or other place (by name) County Province (or country) Postal code

Marital status
5. Single, married, widowed, divorced or unknown (specify) 6. If married, widowed, or divorced, give Surname and given name of spouse

Occupation
7. Kind of work done during period of working life 8. Kind of business or industry in which worked

Birthdate
9. Month (by name), day, year of birth 24. Date of death: Month (by name), day, year

Age
10. Age (years) if under (Months) (Days) if under (Hours) (Minutes) 1 year 1 day 23. Cause of death Part I Immediate cause of death (a) due to, or as a consequence of (b) due to, or as a consequence of (c) due to, or as a consequence of (d) due to, or as a consequence of Part II Antecedent causes, if any, giving rise to the immediate cause (a) (b) (c) (d) Part III Other significant conditions contributing to death but not causally related to the immediate cause (a) (b) (c) (d)

Birthplace
11. City or place, province (or country) of birth 12. Surname (at birth) and given names of Parent 1 (print or type) 13. Birthplace - City or place, province (or country) 14. Surname (at birth) and given names of Parent 2 (print or type) 15. Birthplace - City or place, province (or country)

Signature of informant
16. Signature of informant 17. Address of informant 18. Relationship to deceased 19. Date signed: (month, day, year)

Disposition
20. Burial, cremation or other disposition (specify) 21. Date of burial or disposition: Month (by name), day, year 22. Name and address of cemetery, crematorium or place of disposition

Funeral Director
23. Name and address of funeral director (or person in charge of remains)

25. Designation: attending physician Coroner Other Date certified: Month (by name), day, year

26. Name of physician or coroner (print or type) Address: _____

27. Does the cause of death stated above take account of any of the following? Yes No Unknown

28. May further information relating to the cause of death be available later? Yes No

29. If accident, suicide, homicide or undetermined (specify): _____

30. Place of injury (e.g. home, farm, highway, etc.): _____

31. Date of injury: _____

32. How did injury occur? (describe circumstances): _____

33. If deceased a woman, did the death occur during pregnancy or within 42 days thereafter or between 43 days and a year thereafter

34. I certify that the above named person died on the date and from the causes stated herein: _____ Signature (attending physician, coroner, etc.)

35. I certify this return was accepted by me on this date: _____ at _____

Record No. _____ Date: Month (by name), day, year _____ Signature of District Registrar _____

2300-301-2003/11-04 See reverse side for instructions

THIS IS A PERMANENT RECORD Type or Write Plainly in Printing Ink, and Complete All Items

Instructions

Physician's Statement of Cause of Death. - The morbid conditions relating to death are divided on the certificate into two groups. In Group I are those related to the disease or condition causing it. In most cases a statement of cause under Group I will suffice. Detailed certification is not desired, the entry of a single cause being preferable in all cases where this can be regarded as adequate (see Example 1), but where the physician finds it necessary to record more than one cause it is important that these be stated in the position provided on the form as indicative of their mutual relationship. This information is sought so that the selection of the cause for tabulation may be made in the light of the statistics viewpoint.

(a) Name first the immediate cause of death, i.e., the disease, injury or complication which caused death (not mode of dying or terminal condition).

(b) Then give other morbid conditions (if any) of which it was the consequence, in order of causal relationship (due to) stating the most recent one first and then others in order.

(c) Entries under Group II should be reserved for "other significant conditions contributing to the death, but not related to the disease or condition causing it."

(d) Accepted terms for morbid conditions should always be used - never record mere symptoms.

(e) **Maternal Deaths.** - Qualify all diseases resulting from pregnancy, childbirth, miscarriage or abortion, e.g., "puerperal septicæmia", "eclampsia, arising during pregnancy". Distinguish between septicæmia originating in abortion and in childbirth.

(f) **Cancer.** - In all cases the organ or part first affected should be specified.

(g) **Violent Deaths.** - Coroner, medical examiners and physicians who certify to deaths from violent causes should clearly indicate, in all cases, the fundamental distinction of whether the death was due to accident, suicide, or homicide, and then state the manner and nature of injury. The circumstances of each accident should be stated as fully as possible, e.g., a motor vehicle accident should be designated as such, and the type of vehicle involved, e.g., "truck", "private car", etc.

The following examples illustrate the essential principles in the use of the form.

| I. Disease or condition directly leading to death. | II. Other significant conditions contributing to the death, but not related to the disease or condition causing it. | | | | |
|---|---|--|--|---|---------------|
| | (a) Example 1 | (a) Example 2 | (a) Example 3 | (a) Example 4 | (a) Example 5 |
| (a) Labor pneumonia due to (or as a consequence of) | (a) Pulmonary tuberculosis due to (or as a consequence of) | (a) Acute peritonitis due to (or as a consequence of) | (a) Broncho-pneumonia due to (or as a consequence of) | (a) Uræmia due to (or as a consequence of) | |
| (b) _____ due to (or as a consequence of) | (b) _____ due to (or as a consequence of) | (b) Acute appendicitis due to (or as a consequence of) | (b) Operation due to (or as a consequence of) | (b) Chronic nephritis due to (or as a consequence of) | |
| (c) _____ due to (or as a consequence of) | (c) _____ due to (or as a consequence of) | (c) _____ due to (or as a consequence of) | (c) Strangulated inguinal hernia due to (or as a consequence of) | (c) _____ due to (or as a consequence of) | |
| | | | (b) Chronic interstitial nephritis | (b) Chronic bronchitis | |

Sstillbirth

"Stillbirth" means the complete expulsion or extraction from its mother, after at least 20 weeks pregnancy or after attaining a weight of at least 500 grams, of a product of conception (V.S. Act, 1969). For a stillbirth such an expulsion or extraction, there is no breathing, beating of the heart, pulsation of the umbilical cord, or demonstrable movement of voluntary muscles (V.S. Act, 1969).

The special stillbirth registration form must be used in registering a stillbirth.

FORM 11
APPLICATION FOR CERTIFICATE OR COPY OF A REGISTRATION
 [Section 32 of the *Vital Statistics Act*]

Form 11
 P.E.I. Vital Statistics, Dept. of Health
 P.O. Box 3000, Montague, PE C0A 1R0
 Telephone: (902) 838-0880 Fax: (902) 838-0883

APPLICATION FOR SERVICE
 (Section 32 of Act)

Name of Applicant: Method of payment: (must accompany application):
 Cash Cheque Visa Mastercard
 Mailing Address: Card #
 City/Province: Postal/Zip Code: Exp. Date
 Signature Phone: (H) (W)
 Relationship to person named on certificate:
 Specific reason certificate is required:

| | |
|---|-----------------------------------|
| If birth certificate required, complete this section (PLEASE PRINT) | |
| Last name at Birth: | 1 st Given Name: |
| 2 nd Given Name: | Male <input type="checkbox"/> |
| Other Given Names: | Female <input type="checkbox"/> |
| Date of Birth:/...../..... | Month (written out) day year |
| Place of birth (city, town or village), PRINCE EDWARD ISLAND | |
| Surname of Mother (At Her Birth): | Given Name(s): |
| Birthplace: | |
| Surname of 2 nd Parent (At Birth): | Given Name(s): |
| Birthplace: | |
| Type: Standard <input type="checkbox"/> Long Form <input type="checkbox"/> / Regular Service <input type="checkbox"/> Rush Service <input type="checkbox"/> | |

| | |
|---|------------------------------|
| If marriage certificate required, complete this section (PLEASE PRINT) | |
| Last name of spouse: | Given Name(s): |
| Birthplace: | |
| Last name of spouse: | Given Name(s): |
| Birthplace: | |
| Date of marriage:/...../..... | Month (written out) day year |
| Place of marriage (city, town or village), PRINCE EDWARD ISLAND | |
| Type: Standard <input type="checkbox"/> Long Form <input type="checkbox"/> / Regular Service <input type="checkbox"/> Rush Service <input type="checkbox"/> | |

| | |
|---|---------------------------------|
| If death certificate(s) required, complete this section (PLEASE PRINT) | |
| Surname of deceased: | Given Name(s): |
| Male <input type="checkbox"/> | |
| Date of death:/...../..... | Female <input type="checkbox"/> |
| Age: Date of birth/...../..... | Month (written out) day year |
| Place of death:, PRINCE EDWARD ISLAND | |
| Usual Residence prior to death: | |
| Marital Status: Single <input type="checkbox"/> Married <input type="checkbox"/> Widow <input type="checkbox"/> Divorced <input type="checkbox"/> | |
| Type: Certificate of Death <input type="checkbox"/> / Regular Service <input type="checkbox"/> Rush Service <input type="checkbox"/> | |

X
 Signature of applicant Date of application

| | |
|----------------------------|--|
| FOR OFFICE USE ONLY | |
| Receipt No. | Invoice No. Certificate typed by: |
| Date Issued: | |
| Registration Date: | Registration No. Certificate No. |
| Fee Chg'd | |

IMPORTANT INFORMATION

Certificates can only be issued for births, marriages, and deaths which occurred in P.E.I.

WHO CAN APPLY FOR CERTIFICATE: **BIRTH CERTIFICATES:**

- Person named on the certificate
- A parent whose name appears on the registration from which the certificate is to be issued
- A person authorized in writing by the person named on the certificate, or the parents of the person named on the certificate
- A court order
- A lawyer authorized in writing to act for the person, parents or spouse named on the certificate
- Long form birth certificates can only be issued to the person named on the certificate or to the parents of that person
- Long form birth certificates contain parent(s) name(s) on document

 MARRIAGE CERTIFICATES:

- Person named in the certificate
- A spouse whose name appears on the registration from which the certificate is to be issued
- A person on the authorization in writing of the person named on the certificate or spouse of the person named on the certificate
- A lawyer (authorized in writing) acting for the person(s) named on the certificate
- A court order

 DEATH CERTIFICATES:

The following may apply for a death certificate:

- Any person furnishing information satisfactory to the Director, may obtain a certificate in the prescribed form in respect of the registration of death
- No certificate issued shall disclose the cause of death

TO AVOID DELAY:

- Complete the appropriate section in full (PLEASE PRINT)
- Ensure that you are authorized to make the request
- Enclose the correct fee by cheque, money order, visa or Mastercard (Canadian Funds)
- Ensure that your phone number and address are correct and clear
- Ensure **ALL** given names of parents are included (initials are not acceptable)
- If required immediately, **48 hour Rush Service for Printing** is available (Does Not Include Delivery Time)
- Certificate **can be couriered at Applicant's expense**

| | | | |
|------------------------------------|-----------|--------------------------|-----------|
| FEES: Birth – Standard Size | - \$25.00 | Marriage – Standard Size | - \$25.00 |
| Birth – Long Form | - \$35.00 | Marriage – Long Form | - \$35.00 |

Death Certificate - \$30.00

Searches: \$10.00 for every three years of search

Rush Service: \$25.00 (Does not include Courier Fees)

Mailing Address:

Vital Statistics
 PO Box 3000, Montague, PE COA 1R0
 Telephone: (902) 838-0880 Fax: (902) 838-0883
 Toll Free within the Province: (877) 320-1253

Make cheque/money order payable to Vital Statistics P.E.I.

EXPLANATORY NOTES

SECTIONS 1 to 3 ensure the language used in the regulations is consistent with the language used in the *Domestic Relations Act*, which was introduced during the 2008 Spring Sitting of the Legislative Assembly. The amendments to various statutes in the *Domestic Relations Act* provide for gender neutral language in the province's legislation. The amendment to the regulations is required to accompany and ensure consistency with the Act amendments.

SECTION 4 provides for the commencement of these regulations.

EC2009-675**WORKERS COMPENSATION ACT
GENERAL REGULATIONS
AMENDMENT**

Pursuant to section 80 of the *Workers Compensation Act* R.S.P.E.I. 1988, Cap. W-7.1, Council made the following regulations:

1. Clause 8(1)(d) of the *Workers Compensation Act General Regulations* (EC831/94) is amended by the deletion of the words “mother and father” and the substitution of the words “parent or without parents”.

2. These regulations come into force on December 19, 2009.

EXPLANATORY NOTES

SECTION 1 ensures the language used in the regulations is consistent with the language used in the *Domestic Relations Act*, which was introduced during the 2008 Spring Sitting of the Legislative Assembly. The amendments to various statutes in the *Domestic Relations Act* provide for gender neutral language in the province’s legislation. The amendment to the regulations is required to accompany and ensure consistency with the Act amendments.

SECTION 2 provides for the commencement of these regulations.

EC2009-676**ENVIRONMENTAL PROTECTION ACT
ISLAND WASTE MANAGEMENT CORPORATION
APPOINTMENT**

Pursuant to section 7 of Order-in-Council EC1999-262 of 25 May 1999, as amended by Orders-in-Council EC2003-397 of 22 July 2003 and EC2007-578 of 25 September 2007, Council made the following appointment:

| NAME | TERM OF APPOINTMENT |
|---|----------------------------|
| as member and chairperson | |
| Mark McLane | 8 December 2009 |
| Cornwall | to |
| (vice Cecil J. MacDonald, term expired) | 8 December 2012 |

EC2009-677

EXECUTIVE COUNCIL ACT
 ATTORNEY GENERAL
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (SUPPORTING FAMILIES FUND
 PILOT PROJECT COMPONENT 2009-2010)
 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 the Government of Canada, as represented by the Minister of Justice Canada, to set out terms and conditions of funding pursuant to the Supporting Families Fund for implementation of a new software application to manage Prince Edward Island's Maintenance Enforcement Program, such as more particularly described in the draft agreement.

EC2009-678

FINANCIAL ADMINISTRATION ACT
 CERTAIN ACCOUNTS RECEIVABLE
 UNDER THE
 ENVIRONMENT TAX ACT
 AUTHORITY TO WRITE-OFF

Pursuant to subsection 26.1(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9 Council authorized the write-off of certain accounts receivable under the *Environment Tax Act* totalling \$1,042.26 (including interest to December 31, 2009) as follows:

SCHEDULE
 (ENVIRONMENT TAX ACT, WRITE-OFFS)

| ACCOUNT OF | AMOUNT WRITTEN-OFF |
|------------------------------------|--------------------|
| D & D Auto Sales Ltd. Ellerslie | \$1,042.26 |

EC2009-679

FINANCIAL ADMINISTRATION ACT
 CERTAIN ACCOUNTS RECEIVABLE
 UNDER THE
 REVENUE TAX ACT
 AUTHORITY TO WRITE-OFF

Pursuant to subsection 26.1(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9 Council authorized the write-off of certain accounts receivable under the *Revenue Tax Act* totalling \$347,055.95 (including interest to December 31, 2009) as follows:

SCHEDULE
(REVENUE TAX ACT, WRITE-OFFS)

| ACCOUNT OF | AMOUNT WRITTEN-OFF |
|---|--------------------|
| 100532 PEI Inc. sometimes carrying on business under the style name Stratford Pizza Delight Stratford | \$ 46,268.66 |
| 100723 PEI Inc. Charlottetown | 4,349.47 |
| Alfagraphics Inc. Summerside | 55,788.08 |
| Arsenault, Juliette sometimes carrying on business under the style name Day's Corner General Store Abrams Village | 14,677.84 |
| Barrett, Fred Charlottetown | 33,280.44 |
| Beer, David sometimes carrying on business under the style name Beers Auto Sales Cornwall | 12,906.74 |
| Bernard, Pam Charlottetown | 6,081.95 |
| Big Deals Miramichi Inc. Miramichi | 569.12 |
| Buchanan, Donald Coleman | 3,183.15 |
| Buote, Susan Tignish | 173.94 |
| Campbell, Carla sometimes carrying on business under the style name Charlee's Convenience Store and Craft Shop Breadalbane | 103.21 |
| Champion, Michael Brian sometimes carrying on business under the style name Mike's Auto Sales Kensington | 692.86 |
| Goodenough Corporation sometimes carrying on business under the style name Community Market North Rustico | 12,576.13 |
| HG Inc. Halifax | 1,655.95 |
| Just Us Girls Inc. Charlottetown | 9,089.30 |
| Lady Cordelia's Inc. sometimes carrying on business under the style name Rustic Dreams North Rustico | 5,700.54 |
| LeBlanc, Jean-Guy Summerside | 406.16 |

| | |
|--|---------------------|
| LeBlanc, Jean-Guy sometimes carrying on business under the style name Buyer's Canada Summerside | 15,507.50 |
| MacDonald, Heather sometimes carrying on business under the style name Red Clay Books Charlottetown | 2,471.81 |
| McGowan Tractor and Equipment Ltd. Freetown | 8,238.15 |
| McKay, Tara sometimes carrying on business under the style name Tara's Home Style Bakery and Catering Service Stratford | 2,156.97 |
| Mellish, Carolyn sometimes carrying on business under the style name The Paper Attic Summerside | 1,842.95 |
| Noland, Brenda L. sometimes carrying on business under the style name Island Bead Co. Summerside | 2,694.05 |
| Olive's Grocery Ltd. Tignish | 6,176.87 |
| Profit, Natasha sometimes carrying on business under the style name Glamour Tech Alberton | 593.03 |
| Regena Kaye Russell Law Corp O'Leary | 24,309.06 |
| Scott, Brad and Betty sometimes carrying on business under the style name Beachway Motel 1996 Harrington | 6,787.58 |
| Steeltree Inc. Breadalbane | 27,906.55 |
| Sub-Perb Foods Inc. sometimes carrying on business under the style name Captain Submarine Charlottetown | 9,662.09 |
| Summerside Industrial Fabricators Inc. Kensington | 24,490.60 |
| White, Anna K. sometimes carrying on business under the style name Anna's Draperies Charlottetown | 3,350.58 |
| White, Anna sometimes carrying on business under the style name Princess Pat Drive-In Alberton | <u>3,364.62</u> |
| Total | <u>\$347,055.95</u> |

EC2009-680

INNOVATION PEI ACT
BOARD OF DIRECTORS
APPOINTMENTS

Pursuant to section 4 of the *Innovation PEI Act* R.S.P.E.I. 1988, Cap. I-2.1, Council made the following appointments:

| NAME | TERM OF APPOINTMENT |
|---------------------------------|--|
| Carl Brothers Alberton | 8 December 2009 to 8 December 2012 |
| Linda Duncan Charlottetown | 8 December 2009 to 8 December 2012 |
| Kevin Murphy Charlottetown | 8 December 2009 to 8 December 2012 |
| Kira Salonijs Victoria | 8 December 2009 to 8 December 2012 |
| Duncan Shaw Halifax | 8 December 2009 to 8 December 2012 |
| Brian Thompson Charlottetown | 8 December 2009 to 8 December 2012 |

Further, Council designated Brian Thompson to be chairperson of the board pursuant to subsection 4(2) of the said Act.

EC2009-681

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PROPERTY NO. 1020643, LOT 56, KINGS 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 fifty-two decimal four two (52.42) acres of land, being Provincial Property No. 1020643 located in Lot 56, Kings County, Prince Edward Island and currently owned by Kent MacDonald and Robbie MacDonald, both of Souris, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately two (2) acres, 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 December 8, 2009.

EC2009-682

LEGAL PROFESSION ACT
 QUEEN'S COUNSEL
 APPOINTMENT
 OF
 KATHLEEN LOO CRAIG

Council, pursuant to subsection 34(1) of the *Legal Profession Act* R.S.P.E.I. 1988, Cap. L-6.1 ordered that Letters Patent under the Great Seal of the Province be issued to appoint Kathleen Loo Craig of North Bedeque, Prince Edward Island as Her Majesty's Counsel learned in the law of Prince Edward Island, effective 8 December 2009.

EC2009-683

LEGAL PROFESSION ACT
 QUEEN'S COUNSEL
 APPOINTMENT
 OF
 E.W. SCOTT DICKIESON

Council, pursuant to subsection 34(1) of the *Legal Profession Act* R.S.P.E.I. 1988, Cap. L-6.1 ordered that Letters Patent under the Great Seal of the Province be issued to appoint E.W. Scott Dickieson of Charlottetown, Prince Edward Island, as Her Majesty's Counsel learned in the law of Prince Edward Island, effective 8 December 2009.

EC2009-684

LEGAL PROFESSION ACT
 QUEEN'S COUNSEL
 APPOINTMENT
 OF
 SUSAN M. ROBINSON

Council, pursuant to subsection 34(1) of the *Legal Profession Act* R.S.P.E.I. 1988, Cap. L-6.1 ordered that Letters Patent under the Great Seal of the Province be issued to appoint Susan M. Robinson of Tryon, Prince Edward Island, as Her Majesty's Counsel learned in the law of Prince Edward Island, effective 8 December 2009.

EC2009-685

LENDING AGENCY ACT
 P.E.I. LENDING AGENCY
 BOARD OF DIRECTORS
 APPOINTMENTS

Pursuant to clause 4(1)(c) of the *Lending Agency Act* R.S.P.E.I. 1988, Cap. L-8.2, Council made the following appointments:

| NAME | TERM OF APPOINTMENT |
|--|---|
| Louise Arsenault Howland Road (vice Wayne Fudge, term expired) | 20 January 2010 to 31 December 2012 |
| Louis Callaghan Cardigan (vice Gerard LeClair, term expired) | 20 January 2010 to 31 December 2012 |

EC2009-686

**RECREATION DEVELOPMENT ACT
 ENFORCEMENT REGULATIONS**

Pursuant to section 15 of the *Recreation Development Act* R.S.P.E.I. 1988, Cap. R-8, Council made the following regulations:

1. A conservation officer appointed under the *Wildlife Conservation Act* R.S.P.E.I. 1988, Cap. W-4.1 has the power and authority to enforce the *Recreation Development Act* R.S.P.E.I. 1988, Cap. R-8 and the regulations made under the *Recreation Development Act*. Conservation officer may enforce Act and regulations
2. These regulations come into force on December 19, 2009. Commencement

EXPLANATORY NOTES

SECTION 1 provides conservation officers appointed under the *Wildlife Conservation Act* the power and authority to enforce the *Recreation Development Act* and the regulations made under the *Recreation Development Act*.

SECTION 2 provides for the commencement of these regulations.

EXECUTIVE COUNCIL _____ 8 DECEMBER 2009

EC2009-687

UNIVERSITY ACT
UNIVERSITY OF PRINCE EDWARD ISLAND
FINANCIAL STATEMENTS
(APRIL 30, 2009)
RECEIVED

Council received the University of Prince Edward Island Financial Statements for the year ended 30 April 2009 presented pursuant to subsection 19(1) of the *University Act* R.S.P.E.I. 1988, Cap. U-4.