

EC2011-178

EXECUTIVE COUNCIL ACT
MINISTER OF FINANCE AND MUNICIPAL AFFAIRS
AUTHORITY TO ENTER INTO A
MEMORANDUM OF UNDERSTANDING
(RE: STAMPING REGIME FOR TOBACCO PRODUCTS)
WITH
THE GOVERNMENT OF NOVA SCOTIA
AND
THE CANADA REVENUE AGENCY

Pursuant to clauses 10(a) and (b) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Finance and Municipal Affairs to enter into a memorandum of understanding with the Government of Nova Scotia, as represented by the Minister of Service Nova Scotia and Municipal Relations, and the Canada Revenue Agency, as represented by the Commissioner of Revenue, to set out terms and conditions for participation in the Canada Revenue Agency's excise stamping regime for tobacco products intended to be sold in Nova Scotia or Prince Edward Island, such as more particularly described in the draft agreement.

EC2011-179

EXECUTIVE COUNCIL ACT
MINISTER OF INNOVATION AND ADVANCED LEARNING
AUTHORITY TO ENTER INTO AN AGREEMENT
(RE: UPTON FARM PROPERTY)
WITH
UPTON FARM TRUST INC.

Pursuant to clause 10(d) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Innovation and Advanced Learning to enter into an agreement with Upton Farm Trust Inc. regarding development of the Upton Farm Property and transfer of a portion of it for use as "green space" in perpetuity for environmental protection and outdoor recreation purposes pursuant to the bylaws of Upton Farm Trust Inc., such as more particularly described in the draft agreement.

EC2011-180

EXECUTIVE COUNCIL ACT
 MINISTER OF TRANSPORTATION AND INFRASTRUCTURE RENEWAL
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (MEMORANDUM OF UNDERSTANDING CONCERNING
 MUTUAL RECOGNITION OF DRIVERS' LICENSES)
 WITH
 JAPAN

Pursuant to clause 10(d) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Transportation and Infrastructure Renewal to enter into a memorandum of understanding with Japan for the purpose of recognizing each other's driver's licenses and allowing for the exchange of driver's licenses for persons who have held a driver's license issued by either Japan or Prince Edward Island, and who have moved to and are now residing in the other jurisdiction, such as more particularly described in the draft agreement.

EC2011-181

**HIGHWAY TRAFFIC ACT
 FEES REGULATIONS
 AMENDMENT**

Pursuant to section 312 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

1. Table 4 of section 8 of the *Highway Traffic Act Fees Regulations (EC309/93)* under the entry "Driver license reinstatement for suspension or cancellation" is amended by the addition of the following after clause (a):

(a.1)	under s. 276(2) of the Highway Traffic Act	100
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2. These regulations come into force on April 30, 2011.

EXPLANATORY NOTES

SECTION 1 amends the Fees Regulations of the *Highway Traffic Act* to add a reinstatement fee of \$100 for processing unpaid fine suspensions, payable prior to reinstatement of the driver's license by the Registrar.

SECTION 2 provides for the commencement of these regulations.

EC2011-182

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 EARL BREWER
 (APPROVAL)

Pursuant to section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Earl Brewer of Fredericton, New Brunswick acquire an interest in a land holding of approximately three decimal nine two (3.92) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Crombie Property Holdings Limited of Stellarton, Nova Scotia.

EC2011-183

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EARL BREWER
(APPROVAL)

Pursuant to section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Earl Brewer of Fredericton, New Brunswick to acquire an interest in a land holding of approximately five decimal six (5.6) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Sobeys Capital Incorporated of Stellarton, Nova Scotia.

EC2011-184

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DAVID MCGUIRE AND JENNIFER ROBINSON MCGUIRE
(APPROVAL)

Pursuant to section 4 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to David McGuire and Jennifer Robinson McGuire, both of Hope Town, Quebec to acquire a land holding of approximately fifty (50) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from Gene Smallman, Cheryl Smallman and Jodi Smallman, all of Freetown, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2011-185

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TOWN OF ALBERTON
(APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to the Town of Alberton, Prince Edward Island to acquire a land holding of approximately three decimal nine two (3.92) acres of land in Lot 4, Prince County, Province of Prince Edward Island, being acquired from the Minister of Finance and Municipal Affairs of Charlottetown, Prince Edward Island.

EC2011-186

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BELL ALIANT REGIONAL COMMUNICATIONS INC.
(APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Bell Aliant Regional Communications Inc. (successor to Aliant Telecom) of Halifax, Nova Scotia to acquire, by lease, an interest in a land holding of approximately zero decimal zero one (0.01) acres of land in Lot 30, Queens County, Province of Prince Edward Island, being acquired from Fraser MacDougall, Norma MacDougall, Sterling MacDougall, Gordon MacDougall and Heather MacDougall, all of Bonshaw, Prince Edward Island.

EC2011-187

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EJ'S CONCRETE SERVICES LTD.
(APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to EJ's Concrete Services Ltd. of York, Prince Edward Island to acquire a land holding of approximately zero decimal five eight (0.58) acres of land in Lot 58, Queens County, Province of Prince Edward Island, being acquired from Edward McKenna of York, Prince Edward Island.

EC2011-188

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EJ'S CONCRETE SERVICES LTD.
(APPROVAL)

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to EJ's Concrete Services Ltd. of York, Prince Edward Island to acquire a land holding of approximately five (5) acres of land in Lot 50, Queens County, Province of Prince Edward Island, being acquired from Edward McKenna of York, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2011-189

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MARITIME ELECTRIC COMPANY, LIMITED
(APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Maritime Electric Company, Limited of Charlottetown, Prince Edward Island to acquire a land holding of approximately three decimal five one (3.51) acres of land in Lot 19, Prince County, Province of Prince Edward Island, being acquired from James Hickey Jr., Myles Hickey and Gary Hickey, all of Kensington, Prince Edward Island.

EC2011-190

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PLAZACORP PROPERTY HOLDINGS INC.
(APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Plazacorp Property Holdings Inc. of Fredericton, New Brunswick to acquire a land holding of approximately three decimal nine two (3.92) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Crombie Property Holdings Limited of Stellarton, Nova Scotia.

EC2011-191

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SPENCER DRIVE PROPERTY HOLDINGS INC.
(APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Spencer Drive Property Holdings Inc. of Fredericton, New Brunswick to acquire a land holding of approximately five decimal six (5.6) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Sobeys Capital Incorporated of Stellarton, Nova Scotia.

EC2011-192

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TOWNSHEND POTATO COMPANY LTD.
(APPROVAL)

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Townshend Potato Company Ltd. of Rollo Bay West, Prince Edward Island to acquire a land holding of approximately thirty (30) acres of land in Lot 56, Kings County, Province of Prince Edward Island, being acquired from Elmer Cahill and Clifford Cahill, both of St. Charles, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2011-193

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TOWNSHEND POTATO COMPANY LTD.
(APPROVAL)

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Townshend Potato Company Ltd. of Rollo Bay West, Prince Edward Island to acquire a land holding of approximately forty-five (45) acres of land in Lot 56, Kings County, Province of Prince Edward Island, being acquired from Stephen Lank of Cornwall, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2011-194

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TOWNSHEND POTATO COMPANY LTD.
(APPROVAL)

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Townshend Potato Company Ltd. of Rollo Bay West, Prince Edward Island to acquire a land holding of approximately eleven decimal seven five (11.75) acres of land in Lot 43, Kings County, Province of Prince Edward Island, being acquired from Frederick Chaisson and Linda Chaisson, both of Souris, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2011-195

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TOWNSHEND POTATO COMPANY LTD.
(APPROVAL)

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Townshend Potato Company Ltd. of Rollo Bay West, Prince Edward Island to acquire a land holding of approximately one hundred (100) acres of land in Lot 56, Kings County, Province of Prince Edward Island, being acquired from Robert M. Barr and Mary R. Barr, both of Colorado Springs, Colorado PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2011-196

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
D.S. ELLIS INC.
(APPROVAL)

Pursuant to section 5 and clause 5.3(1)(b) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to D.S. Ellis Inc. of O'Leary, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to two hundred and ten (210) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said D.S. Ellis Inc. files a statement with the Island Regulatory and Appeals Commission within one year of the date of this Order and prior to 31 December in every subsequent year disclosing the parcel number, the acreage and the term of lease for each parcel leased during the reporting period covered by the statement.

EC2011-197

**REVENUE ADMINISTRATION ACT
REGULATIONS
AMENDMENT**

Pursuant to section 28 of the *Revenue Administration Act* R.S.P.E.I. 1990, Cap. R-13.2, Council made the following regulations:

1. Section 1 of the *Revenue Administration Act* Regulations (EC390/91) is amended

- (a) by renumbering it as subsection 1(1); and**
- (b) by the addition of the following after subsection (1):**

(2) In this Part, "record" means any information set down by handwriting, books of account, document, drawing, typewriting, printing, photocopying, photographing, magnetic impulse, mechanical or electronic recording or any other means. Record, defined

2. (1) Subsection 3(1) is of the regulations is amended

- (a) by the deletion of the words "books of account, records and documents" and the substitution of the word "records"; and**

(b) by the addition of the word “and” after clause (f).

(2) Section 3 of the regulations is amended by the addition of the following after subsection (1):

(1.1) Where a vendor maintains the records set out in subsection (1) in electronic form, that vendor must ensure, for as long as those records are required to be preserved, that the records

Records maintained
in electronic form

(a) remain complete and unaltered, apart from any changes or additions made in the normal course of communication, storage or display, from the time they were first made in final form;

(b) are accessible by the vendor which is required to retain them; and

(c) are capable of being printed and of being produced in electronically readable format for inspection, examination or audit.

(1.2) In order to inspect records that are maintained electronically at the place of inspection, the Commissioner, an inspector or any person authorized by the Minister may require the vendor to produce the records in the form of a printout or to produce them in an electronically readable format, or to do both.

Inspection of
electronically
maintained records

(2) Subsection 3(2) of the regulations is amended by the deletion of the words “books of account, records and documents” and the substitution of the word “records”.

3. Forms 1 and 2 of the Schedule to the regulations are revoked.

4. These regulations come into force on April 30, 2011.

EXPLANATORY NOTES

SECTION 1 adds a definition for the term “record”.

SECTION 2 replaces a reference to the words “books of account, records and documents” with a reference to “records”. The section also clarifies how electronic records must be kept and how they may be inspected.

SECTION 3 repeals the forms for filing a notice of objection and a notice of appeal. The Act does not require forms to be prescribed for these notices.

SECTION 4 provides for the commencement of these regulations.