

EC2011-501

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
LUKE DINAN
(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 Luke Dinan of Toronto, Ontario to acquire a land holding of approximately forty decimal eight one (40.81) acres of land in Lot 47, Kings County, Province of Prince Edward Island, being acquired from Donnie Rose of Elmira, Prince Edward Island.

EC2011-502

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BRIAN KRAMER AND BETH KRAMER
(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 Brian Kramer and Beth Kramer, both of Cambridge, Minnesota to acquire a land holding of approximately twenty-one decimal five (21.5) acres of land in Lot 64, Kings County, Province of Prince Edward Island, being acquired from Recia Royston of Cambridge, Ontario PROVIDED THAT the said real property is consolidated with the adjacent Provincial Property No. 886689, and the newly consolidated parcel is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2011-503

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
ALAN MANNING AND SUZANNE MANNING
(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 Alan Manning and Suzanne Manning, both of Erin, Ontario to acquire a land holding of approximately sixty-five (65) acres of land in Lot 29, Queens County, Province of Prince Edward Island, being acquired from John MacQuarrie of Hampton, 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.

EC2011-504

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
7986815 CANADA 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 7986815 Canada Inc. of Stratford, Prince Edward Island to acquire a land holding of approximately one decimal zero two (1.02) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from K & A MacEachern Holdings Ltd. of Charlottetown, Prince Edward Island.

EC2011-505

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
BEDEQUE FARMS LTD.
(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 Bedeque Farms Ltd. of Summerside, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to one thousand, two hundred and seventy decimal eight two (1,270.82) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Bedeque Farms Ltd. 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.

EC2011-506

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BEDEQUE FARMS 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 Bedeque Farms Ltd. of Summerside, Prince Edward Island to acquire a land holding of approximately six (6) acres of land in Lot 27, Prince County, Province of Prince Edward Island, being acquired from Edward C. Pearson of Summerside, 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.

EC2011-507

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BEDEQUE FARMS 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 Bedeque Farms Ltd. of Summerside, Prince Edward Island to acquire a land holding of approximately zero decimal three four five (0.345) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from Garth Toombs of Summerside, Prince Edward Island.

EC2011-508

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CONNAUGHT STREET ENTERPRISES INC.
(APPROVAL)

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Connaught Street Enterprises Inc. of Qualicum Beach, British Columbia to acquire a land holding of approximately two decimal four (2.4) acres of land in Lot 24, Queens County, Province of Prince Edward Island, being acquired from Philip Hum and Alma Hum, both of Cornwall, Ontario PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2011-509

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
D & B WEDGE & SONS 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 D & B Wedge & Sons Ltd. of Summerside, Prince Edward Island to acquire a land holding of approximately six decimal two nine (6.29) acres of land in Lot 6, Prince County, Province of Prince Edward Island, being acquired from Dewar Oulton and Esther Oulton, both of O'Leary, Prince Edward Island.

EC2011-510

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 M & M RESOURCES INC.
 (APPROVAL)

Pursuant to section 5 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to M & M Resources Inc. of Mermaid, Prince Edward Island to acquire a land holding of approximately ninety (90) acres of land in Lot 48, Queens County, Province of Prince Edward Island, being acquired from Andrew Schellen and Marla Schellen, both of Pownal, Prince Edward Island SUBJECT TO the condition that the said real property not be subdivided. The condition preventing subdivision shall be binding on the said M & M Resources Inc. and on all successors in title.

EC2011-511

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 N & A ENTERPRISES
 (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 N & A Enterprises, a partnership, of Summerside, Prince Edward Island to acquire a land holding of approximately eighteen decimal nine five (18.95) acres of land in Lot 17, Prince County, Province of Prince Edward Island, being acquired from Walmer Inc. of Summerside, Prince Edward Island.

EC2011-512

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 MORRIS 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 Morris Holdings Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately two (2) acres of land in Lot 17, Prince County, Province of Prince Edward Island, being acquired from Norman Gallant and Allan J. Warren, doing business under the firm name and style of N & A Enterprises of Summerside, Prince Edward Island.

EC2011-513

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PRINCE EDWARD ISLAND FIREFIGHTERS' ASSOCIATION 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 the Prince Edward Island Firefighters' Association Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately five decimal seven two (5.72) acres of land in Lot 32, Queens County, Province of Prince Edward Island, being acquired from the Government of Prince Edward Island as represented by the Minister of Transportation and Infrastructure Renewal of Charlottetown, Prince Edward Island.

EC2011-514

MUNICIPALITIES ACT
EXPANSION OF SERVICES
COMMUNITY OF MILTONVALE PARK
APPROVED

Having under consideration a recommendation from the Minister of Finance and Municipal Affairs, and pursuant to subsection 33(3) of the *Municipalities Act* R.S.P.E.I. 1988, Cap. M-13, Council approved an application from the Community of Miltonvale Park to expand services provided by the municipality to include the following additional services, effective 5 November 2011:

- (a) sewerage collection and treatment; and
- (b) water distribution and purification.

EC2011-515

PROVINCIAL COURT ACT
JUSTICE OF THE PEACE
APPOINTMENT

Under authority of section 14 of the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25 Council appointed Kevin J. Gotell of Georgetown in Kings County, Prince Edward Island, as a Justice of the Peace in and for the Counties of Prince, Queens and Kings in the Province of Prince Edward Island for a term of five (5) years, effective 10 October 2011.

Further, Council ordered that should Kevin J. Gotell cease to be employed by the Province of Prince Edward Island as an employee of the Department of Justice and Public Safety, that his appointment as a Justice of the Peace shall terminate coincident with the date his employment with the Department of Justice and Public Safety terminates.

EC2011-516

**TOBACCO TAX ACT
GENERAL REGULATIONS
AMENDMENT**

Pursuant to section 33 of the *Tobacco Tax Act* R.S.P.E.I. 1988, Cap. T-3.11, Council made the following regulations:

1. (1) Section 1 of the *Tobacco Tax Act* General Regulations (EC147/08) is amended

(a) in clause (b), by the deletion of the word “packages” and the substitution of the word “packs”;

(b) in subclause (c)(iii), by the addition of the word “tobacco” after the word “fine-cut”;

(c) by the addition of the following after clause (d):

(d.1) “fine-cut tobacco” means tobacco other than cigarettes, pre-portioned tobacco sticks, cigars, pipe, snuff, chew and unprocessed tobacco; fine-cut tobacco

(d) in clause (e),

(i) by the deletion of the word “package” and the substitution of the word “pack”, and

(ii) by the deletion of the period and the substitution of a semicolon;

(e) by the addition of the following after clause (e):

(f) “pack of fine-cut tobacco” means a container in which no more than 400 grams of fine-cut tobacco are packed. pack of fine-cut tobacco

(f) by renumbering it as subsection 1(1).

(2) The regulations are amended by the addition of the following after subsection 1(1):

(2) For the purposes of the Act and these regulations,

(a) “marked” means, in respect of a package, that a marking is affixed to or stamped, impressed, printed or marked on, or indented into, the package, for the purpose of indicating that the tax required to be paid under the Act has been paid, and “mark”, in respect of a package, has a corresponding meaning; Definitions for purposes of the Act and these regulations

(b) “tobacco marking” means, tobacco marking

(i) in respect of a pack of cigarettes or a pack of fine-cut tobacco, a marking required by clause 4(a),

(ii) in respect of a carton, a marking comprised of the text required by clause 4(b) and that complies with subclauses (i) to (vi) of that clause, and

(iii) in respect of a case, a marking comprised of the text required by clause 4(c) and that complies with subclauses (i) to (iii) of that clause.

2. Subsection 3(2) of the regulations is revoked.

3. Section 4 of the regulations is revoked and the following substituted:

4. For the purposes of the Act and these regulations, a package is marked in accordance with these regulations, Markings required for packages

(a) where the package that is a pack of cigarettes or pack of fine-cut tobacco, if the pack is marked with a marking comprised of an excise stamp, as defined under section 2 of the *Excise Act, 2001*(Canada), that

(i) includes the text “NS”, and

(ii) has a background colour of pantone purple;

(b) where the package that is a carton, if the carton is marked on each end sticker that seals the end flaps of the carton or, if the carton is a paperboard box, at each end of the box, with a marking comprised of the text “NS-NÉ” that

(i) is in Helvetica bold minimum 10, upper case lettering,

- (ii) is process black, 100% in colour,
 - (iii) has a width of not less than 2.9 centimetres,
 - (iv) has a height of not less than 1.4 centimetres,
 - (v) is surrounded by a border with the colour of process black, 100% and a thickness of 1.5 points, and
 - (vi) has a background colour of opaque pantone purple U, 100%;
- (c) where the package is a case, if the case is marked, with a marking comprised of the text “NS-NÉ” that
- (i) is in block letters,
 - (ii) is process black, 100% in colour, and
 - (iii) has a height of 38.1 millimetres.

4. These regulations come into force on April 1, 2012.

EXPLANATORY NOTES

SECTION 1 adds definitions for the terms “fine-cut tobacco”, “pack of cigarettes”, “pack of fine-cut tobacco”, “marked” and “tobacco marking” to the regulations.

SECTION 2 repeals a provision respecting returns from manufacturers that is not needed.

SECTION 3 updates the descriptions of the tobacco markings required for each type of tobacco packaging and to indicate, in respect of cartons and cases, where the tobacco markings are required to be placed.

SECTION 4 provides for the commencement of these regulations.

EC2011-517

**WILDLIFE CONSERVATION ACT
FUR HARVESTING REGULATIONS
AMENDMENT**

Pursuant to section 28 of the *Wildlife Conservation Act* R.S.P.E.I. 1988, Cap. W-4.1, Council made the following regulations:

1. Subsection 1(1) of the *Wildlife Conservation Act* Fur Harvesting Regulations (EC663/04) is amended by the addition of the following after clause (e):

- (e.1) “foot-encapsulating trap” means a foot-holding device specifically designed to catch a raccoon by the foot, by capturing one of the raccoon’s feet inside a shroud that prevents the raccoon from losing the captured foot through self-injury;

2. Clause 6(1)(d) of the regulations is amended by the addition of the words “or is a foot-encapsulating trap” after the words “injury to the animal”.

3. Subsection 8(2) of the regulations is amended

- (a) in clause (d), by the deletion of the word “or”;
- (b) in clause (e), by the deletion of the period and the substitution of the words “; or”; and
- (c) by the addition of the following after clause (e):
 - (f) a foot-encapsulating trap.

4. Schedule C of the regulations is revoked and Schedule C as set out in the Schedule to these regulations is substituted.

5. These regulations come into force on November 5, 2011.

SCHEDULE**SCHEDULE C**

List of Approved Body-Gripping Traps (Certified under the Canadian Trap Certification Program and Approved for use as Killing Traps for Beaver, Muskrat and Raccoon in Prince Edward Island)

Beaver	
Traps approved for use underwater and on land:	
Bélisle Classic 330	Rudy 280
Bélisle Super X 280	Rudy 330
Bélisle Super X 330	Sauvageau 1000-11F
B.M.I. 280 Body Gripper	Sauvageau 2001-8
B.M.I. 330 Body Gripper	Sauvageau 2001-11
Bridger 330	Sauvageau 2001-12
Duke 330	Species-Specific 330 Dislocator Half Magnum
LDL C280	Species-Specific 440 Dislocator Half Magnum
LDL C280 Magnum	Woodstream Oneida Victor Conibear 280
LDL C330	Woodstream Oneida Victor Conibear 330
LDL C330 Magnum	
Raccoon	
Traps approved for use on land:	
Bélisle Classic 220	LDL C 220 Magnum
Bélisle Super X 160	LDL C 280 Magnum
Bélisle Super X 220	Northwoods 155
Bélisle Super X 280	Rudy 160
B.M.I. 160 Body Gripper	Rudy 160 Plus
B.M.I. 220 Body Gripper	Rudy 220
B.M.I. 280 Body Gripper	Rudy 220 Plus
B.M.I. 280 Magnum Body Gripper	Sauvageau 2001-6
Bridger 160	Sauvageau 2001-7
Bridger 220	Sauvageau 2001-8
Duke 160	Species-Specific 220 Dislocator Half Magnum
Duke 220	Woodstream Oneida Victor Conibear 160
LDL C 160	Woodstream Oneida Victor Conibear 220
LDL C 220	
Muskrat	
Traps approved for use on land:	
Bélisle Super X 120	Rudy 110
B.M.I. 120	Rudy 120
B.M.I. 120 Magnum	Rudy 120 Magnum
B.M.I. 126 Magnum	Sauvageau 2001-5
Bridger 120	Sauvageau C120 Magnum
Duke 120	Sauvageau C120 "Reverse Bend"
Koro Muskrat	Triple M
LDL B 120 Magnum	Woodstream Oneida Victor Conibear 110
Ouell 4-11-180	Woodstream Oneida Victor Conibear 120

EXPLANATORY NOTES

SECTION 1 adds a definition for "foot-encapsulating trap" to the regulations.

SECTION 2 provides that a person can set a foot-encapsulating trap for a raccoon.

SECTION 3 adds a foot-encapsulating trap to the list of trapping devices that a person can possess or set during the open season for fur-bearing animals.

SECTION 4 updates the list of certified traps in Schedule C of Fur Harvesting Regulations.

SECTION 5 provides for the commencement of these regulations.

EC2011-518**WILDLIFE CONSERVATION ACT
LICENSE AND PERMIT FEES REGULATIONS
AMENDMENT**

Pursuant to section 28 of the *Wildlife Conservation Act* R.S.P.E.I. 1988, Cap. W-4.1, Council made the following regulations:

1. The table in section 1 of the *Wildlife Conservation Act License and Permit Fees Regulations (EC684/06)* is revoked and the following substituted:

LICENSE AND PERMIT FEES

	Fee – GST Included
Resident Hunting License	\$ 5.00
Complementary Resident Hunting License (60 years old and older)	No charge
Youth Hunting License (12-17 years old)	No charge
Non-resident Hunting License	75.00
Non-resident 3-day Hunting License	60.00
Resident Furbearer Hunting License	5.00
Resident Fur Dealer License	25.00
Non-resident Fur Dealer License	175.00

2. These regulations come into force on November 5, 2011.

EXPLANATORY NOTES

SECTION 1 updates the fees for certain licenses under the *Wildlife Conservation Act* and its regulations.

SECTION 2 provides for the commencement of these regulations.

EC2011-519**WILDLIFE CONSERVATION ACT
SNOWSHOE HARE SNARING REGULATIONS
AMENDMENT**

Pursuant to section 28 of the *Wildlife Conservation Act* R.S.P.E.I. 1988, Cap. W-4.1, Council made the following regulations:

1. Subsection 3(1) of the *Wildlife Conservation Act Snowshoe Hare Snaring Regulations (EC705/04)* is revoked and the following substituted:

3. (1) No person shall set a snare for snowshoe hare unless the snare is made of a single strand of copper or brass wire, commonly known as rabbit wire, that is of 20 gauge or 0.812 mm (0.032 inches) or smaller. Wire gauge

2. These regulations come into force on November 5, 2011.

EXPLANATORY NOTES

SECTION 1 provides that no person shall set a snare for snowshoe hare unless the snare is made of a single strand of wire that is of 20 gauge or smaller, which is an amendment to the previous requirement that the wire be between 22 and 24 gauge.

SECTION 2 provides for the commencement of these regulations.

EC2011-520**PROVINCE OF PRINCE EDWARD ISLAND
ESTIMATES OF CAPITAL EXPENDITURE
FISCAL YEAR 2012-2013**

This Council in Committee, having under consideration the Estimates of Capital Expenditure required to carry on the Public Service of the Province for the Fiscal Year ending March 31, 2013, and amounting in all to the sum of One Hundred and One Million, One Hundred and Seventy-three Thousand, Five Hundred (\$101,173,500) Dollars, together with a sum sufficient for similar Capital expenditure, to carry on the Public Service of the Province from the expiration of the Fiscal Year ending March 31, 2013 up to and until the final passage of the Capital Estimates for the Fiscal Year ending March 31, 2014, it was and is hereby recommended that the Capital Estimates be approved by His Honour, the Lieutenant Governor of the Province of Prince Edward Island, and be presented to the Legislative Assembly during the present session thereof.