

EC2012-564

AUDIT ACT
 ACTING AUDITOR GENERAL – APPOINTMENT
 B. JANE MACADAM, C.A.
 (APPROVED)

Pursuant to subsections 3(3) and 3(4) of the *Audit Act* R.S.P.E.I. 1988, Cap. A-24, Council appointed B. Jane MacAdam, C.A. as acting Auditor General (vice Colin Younker, retired) effective 7 October 2012 and terminating on the earlier of the appointment of a new Auditor General or the expiry of 30 days following the next ensuing session of the Legislative Assembly.

EC2012-565

**CERTIFIED FISHERIES ORGANIZATIONS SUPPORT ACT
 GENERAL REGULATIONS
 AMENDMENT**

Pursuant to section 10 of the *Certified Fisheries Organizations Support Act* R.S.P.E.I. 1988, Cap. C-2.1, Council made the following regulations:

1. Section 1 of the *Certified Fisheries Organizations Support Act* General Regulations (EC394/04) is revoked and the following substituted:

1. The prescribed annual support fee payable, under subsection 8(1) of Annual Support Fee the Act, to a certified fisheries organization is \$100.

2. These regulations come into force on October 13, 2012.

EXPLANATORY NOTES

SECTION 1 clarifies that a fisher shall pay an annual support fee to a certified fisheries organization rather than to the Minister. The amendment also corrects an internal reference.

SECTION 2 provides for the commencement of these regulations.

EC2012-566

**CIVIL SERVICE ACT
PUBLIC SERVICE COMMISSION
APPOINTMENTS**

Pursuant to subsection 3(1) of the *Civil Service Act* R.S.P.E.I. 1988, Cap. C-8, Council made the following appointments:

NAME	TERM OF APPOINTMENT
via clause (a)	
Robert Kenny Charlottetown (vice Warren MacLean, term expired)	2 October 2012 to 2 October 2017
via clause (b)	
Rita Ryan-Sabada Charlottetown (reappointed)	23 January 2012 to 23 January 2017

EC2012-567

**HIGHWAY TRAFFIC ACT
DRIVER'S LICENSES REGULATIONS
AMENDMENT**

Pursuant to section 69 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

1. (1) Subsection 5(1) of the *Highway Traffic Act* Driver's Licenses Regulations (EC550/02) is amended

(a) in clause (b), by the deletion of the words “; and” and the substitution of a semicolon;

(b) in clause (c), by the deletion of the period and the substitution of the words “; and”; and

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

(d) the holder of the valid Class 5 driver's license meets the medical standards to operate a motor vehicle that are required of a Class 1, 2, 3 or 4 and the driver's license is endorsed with the letter “M” by the Registrar.

(2) Subsection 5(2) of the regulations is revoked and the following substituted:

(2) The holder of a valid Class 6 driver's license may drive a motor vehicle on a highway requiring a Class 1, 2, 3, 4 or 5 driver's license if

(a) the holder of the Class 6 driver's license is accompanied by the holder of a valid Class 1, 2, 3, 4 or 5 driver's license while the holder of the Class 6 driver's license is operating or has care or control of a motor vehicle;

(b) the holder of the valid Class 1, 2, 3, 4, or 5 driver's license has held the required class of driver's license for at least four years;

(c) the holder of the valid Class 1, 2, 3, 4 or 5 driver's license is occupying the seat beside the holder of the Class 6 driver's license for the purpose of giving instruction in driving; and

Conditions applying
to Class 6 driver's
license

(d) the holder of the valid Class 6 driver's license meets the medical standards to operate a motor vehicle that are required of a Class 1, 2, 3, 4 or 5 and the Class 6 driver's license is endorsed with the letter "M" by the Registrar.

(3) Subsections (1) and (2) do not apply to the holder of a valid Class 5 or 6 driver's license who is a Stage 2 driver. Exception

2. Section 7 of the regulations is revoked and the following substituted:

7. (1) Subject to subsection (2), the Registrar may not issue a Class 1, 2, 3 or 4 driver's license to a person who is a Stage 2 or Stage 3 driver as set out in the Graduated Driver Licensing Regulations made under the Act. Stage 2 or 3 drivers

(2) The Registrar may issue a Class 4 driver's license that is restricted to the operation of an ambulance to a Stage 3 driver. Stage 3 driver

3. These regulations come into force on October 13, 2012.

EXPLANATORY NOTES

SECTION 1 requires the holder of a Class 5 or 6 driver's license to meet the same medical standards as those required for a higher class of driver's license when receiving instruction for that class of driver's license.

SECTION 2 This section generally prohibits the Registrar from issuing a Class 1, 2, 3 or 4 license to a relatively inexperienced driver. When a person has been a Stage 3 driver for a year, the person graduates from the Graduated Driver Licensing program, and he or she can apply under subsection 4(7) of the Graduated Driver Licensing Regulations for a Class 1, 2, 3 or 4 driver's license. However, this section also creates a limited exception to allow a Stage 3 driver to be issued with a Class 4 driver's license that is restricted to the operation of an ambulance. The reason for this limited exception is to allow persons who are enrolled in the paramedic's course at Holland College as Stage 3 drivers to learn to operate an ambulance as part of the course.

SECTION 3 provides for the commencement of these regulations.

EC2012-568

**HIGHWAY TRAFFIC ACT
GRADUATED DRIVER LICENSING REGULATIONS
AMENDMENT**

Pursuant to subsection 69(1) of the of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

1. Section 4 of the *Highway Traffic Act* Graduated Driver Licensing Regulations (EC225/07) is amended by the addition of the following after subsection (6):

(6.1) A Stage 3 driver who holds a valid Stage 3 driver's license is eligible to apply for a Class 4 driver's license that is restricted to the operation of an ambulance. Eligibility re restricted Class 4 license

2. These regulations come into force on October 13, 2012.

EXPLANATORY NOTES

SECTION 1 authorizes a Stage 3 driver to apply for a Class 4 driver's license that is restricted to the operation of an ambulance. Otherwise, a Stage 3 driver is not eligible to apply for a Class 1, 2, 3 or 4 license until he or she has held a valid Stage 3 license for one year.

SECTION 2 provides for the commencement of these regulations.

EC2012-569

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ROBERT GEORGE BEST
 (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 Robert George Best of Brampton, Ontario to acquire a land holding of approximately twenty (20) acres of land in Lot 48, Queens County, Province of Prince Edward Island, being acquired from Calvin Joudrie and Heather Joudrie, both of Bethel, 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.

EC2012-570

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 JACOB (JAAP) HIEMSTRA
 (DENIAL)

Council, having under consideration an application (#N5096) for acquisition of a land holding under authority of section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap L-5, denied permission to Jacob (Jaap) Hiemstra of St. Annaparochie, Holland to acquire an interest in a land holding of approximately twelve (12) acres of land in Lot 65, Queens County, currently owned by James Thomas Carragher of Charlottetown, Prince Edward Island.

EC2012-571

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 PAUL KACZMARCZYK AND CHER ARIMINI
 (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 Paul Kaczmarczyk and Cher Arimini, both of Oakville, Ontario to acquire a land holding of approximately thirteen decimal five (13.5) acres of land in Lot 20, Queens County, Province of Prince Edward Island, being acquired from Sylvia Murphy of Clinton, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 87981, was previously identified for non-development use in accordance with section 2 of the Land Identification Regulations (EC606/95) made under the said Act. Identification continues to apply.

EC2012-572

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
101539 P.E.I. INC.
(APPROVAL)

Pursuant to section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to 101539 P.E.I. Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately thirty-one (31) acres of land in Lot 17, Prince County, Province of Prince Edward Island, being acquired from Roxanne Hatley-Leard of Summerside, Prince Edward Island.

EC2012-573

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CABOT SEAFOODS 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 Cabot Seafoods Inc. of Kensington, Prince Edward Island to acquire a land holding of approximately one decimal one two (1.12) acres of land in Lot 21, Queens County, Province of Prince Edward Island, being acquired from Matthew Cutter of Punta Gorda, Florida.

EC2012-574

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CARM-CO HOLDING 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 Carm-Co Holding Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately two decimal two nine (2.29) acres of land in Lot 48, Queens County, Province of Prince Edward Island, being acquired from the Estate of Vernon A. Fraser of Toronto, Ontario.

EC2012-575

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 LONG RIVER 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 Long River Farms Ltd. of Charlottetown, Prince Edward Island to acquire a land holding of approximately fifty (50) acres of land in Lot 18, Prince County, Province of Prince Edward Island, being acquired from Indian River Holdings Ltd. of Rothesay, New Brunswick 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.

EC2012-576

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 MILLIGAN'S ENTERPRISES 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 Milligan's Enterprises Ltd. of Tyne Valley, Prince Edward Island to acquire a land holding of approximately nine decimal eight four (9.84) acres of land in Lot 11, Prince County, Province of Prince Edward Island, being acquired from Keith Milligan and Deborah Milligan, both of Tyne Valley, Prince Edward Island.

EC2012-577

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 MILLIGAN'S ENTERPRISES 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 Milligan's Enterprises Ltd. of Tyne Valley, Prince Edward Island to acquire a land holding of approximately seventy-six decimal one six (76.16) acres of land in Lot 11, Prince County, Province of Prince Edward Island, being acquired from Keith Milligan and Deborah Milligan, both of Tyne Valley, Prince Edward Island PROVIDED THAT the portion of the said real property that has not received planning approval, approximately fifty-two decimal two six (52.26) acres, is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2012-578

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
ROGERS 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 Rogers Communications Inc. of Toronto, Ontario to acquire, by lease, an interest in a land holding of approximately five decimal five (5.5) acres of land in Lot 35, Queens County, Province of Prince Edward Island, being acquired from Label Construction Ltd. of Winsloe, Prince Edward Island.

EC2012-579

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
ROGERS 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 Rogers Communications Inc. of Toronto, Ontario to acquire, by lease, an interest in a land holding of approximately three decimal five (3.5) acres of land in Lot 13, Prince County, Province of Prince Edward Island, being acquired from Maritime Electric Company, Limited of Charlottetown, Prince Edward Island.

EC2012-580

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SOUTHPORT MOTEL & COTTAGES LTD.
(DENIAL)

Council, having under consideration an application (#C5539) for acquisition of a land holding under authority of section 5 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap L-5, denied permission to Southport Motel & Cottages Ltd. of Stratford, Prince Edward Island to acquire a land holding of approximately twelve (12) acres of land in Lot 65, Queens County, currently owned by James Thomas Carragher of Charlottetown, Prince Edward Island.

EC2012-581

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TAYLOR BUILT 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 Taylor Built Holdings Inc. of Covehead Road, Prince Edward Island to acquire a land holding of approximately zero decimal four four (0.44) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Novatech Business Centre (2010), a partnership owned and operated by Splendid Holdings Inc. and RAW Holdings Inc. of Charlottetown, Prince Edward Island.

EC2012-582

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
ARSENAULT ACRES
(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 Arsenault Acres of St. Nicholas, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to three hundred and fifty (350) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Arsenault Acres 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.

EC2012-583

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
LONG RIVER FARMS LTD.
(TO RESCIND)

Council, having under consideration Order-in-Council EC2011-440 of September 6, 2011, rescinded the said Order forthwith, thus rescinding permission for Long River Farms Ltd. of Charlottetown, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to eighty-five (85) acres of land as part of the said corporation's aggregate land holdings.

EC2012-584

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
LONG RIVER 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 Long River Farms Ltd. of Charlottetown, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to fifty-one (51) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Long River 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.

EC2012-585

MARITIME PROVINCES HARNESS RACING COMMISSION ACT
MARITIME PROVINCES HARNESS RACING COMMISSION
NOMINATION

Pursuant to section 4 of the *Maritime Provinces Harness Racing Commission Act* R.S.P.E.I. 1988, Cap. M-1.3, Council nominated the following member for appointment:

NAME	TERM OF APPOINTMENT
Lowell Stead	26 September 2012
Montague	to
(vice Wendell Shaw, term expired)	26 September 2015

EC2012-586

MEDICAL ACT
COUNCIL OF THE COLLEGE OF PHYSICIANS AND SURGEONS
OF PRINCE EDWARD ISLAND
APPOINTMENT

Pursuant to clause 7(1)(c) of the *Medical Act* R.S.P.E.I. 1988, Cap. M-5, Council made the following appointment:

NAME	TERM OF APPOINTMENT
Neil Robinson	18 November 2012
Charlottetown	to
(reappointed)	18 November 2015