

EC2014-84**BOILERS AND PRESSURE VESSELS ACT
REGULATIONS
AMENDMENT**

Pursuant to section 33 of the *Boilers and Pressure Vessels Act* R.S.P.E.I. 1988, Cap. B-5, Council made the following regulations:

1. Subsection 3.01(1) of the *Boilers and Pressure Vessels Act* Regulations (EC234/85) is amended

(a) in clause (l), by the deletion of the period and the substitution of a semicolon; and

(b) by the addition of the following after clause (l):

(m) CSA B-620 Highway tanks and TC portable tanks for transportation of dangerous goods;

(n) CSA B108 Natural Gas Fuelling Stations Installation Code;

(o) CAN/BNQ 1784-000 Canadian Hydrogen Installation Code (CHIC).

2. Subsection 5.06(3) of the regulations is amended by the addition of the words “and any associated pressure vessels” after the words “low-pressure biomass boilers”.

3. Subsection 5.07(2) of the regulations is amended by the deletion of the words “as listed in the Schedule to these regulations”.

4. Section 5.41 of the regulations is amended by the deletion of the words “50” wherever they occur and the substitution of the words “65”.

5. Section 8.08 of the regulations is amended by the deletion of the words “ANSI Code” wherever they occur and the substitution of the words “ASME Code”.

6. Section 9.01 of the regulations is amended

(a) by the revocation of clause (c) and the substitution of the following:

(c) “commercial occupancy” means that portion of a building used for the transaction of business, the tendering of professional services, the supplying of food, drink or other bodily needs and comforts, manufacturing purposes or the performance of work or labour and, without limiting the generality of the foregoing, includes bake shops, fur storage facilities, laboratories, markets, office buildings, professional buildings, restaurants, stores and similar occupancies;

(b) by the revocation of clause (f) and the substitution of the following:

(f) “gas” means natural gas, hydrogen gas and manufactured gas and includes any substance which is composed predominantly of propane, propylene, butanes or butylenes, or any mixture of them;

(c) by the revocation of clause (h) and the substitution of the following:

(h) “public assembly occupancy” means that portion of a premises in which persons congregate for civic, political, educational, religious, social or recreational purposes and, without limiting the generality of the foregoing, includes armories, assembly rooms, auditoriums, ballrooms, bus terminals, broadcasting studios, churches, colleges, court houses, dance halls, department stores, exhibition halls, fraternity halls, ice rinks, libraries, lodge rooms, mortuary chapels, museums, passenger depots, schools, theatres and similar occupancies.

7. Section 9.10 of the regulations is amended by the addition of the following after clause (e):

(f) Class F, authorizing the holder to operate a compressed natural gas unloading and distribution station.

8. Subsection 9.15 of the regulations is amended

(a) in subsection (1), by the deletion of the words “subsisting certificate authorizing him” and the substitution of the words “subsisting certificate with the appropriate endorsement authorizing the person”; and

(b) by the addition of the following after subsection (1):

(1.1) Each certificate issued to a person referred to in subsection (1) shall be endorsed with Endorsement

- (a) the letter “L” to indicate that the person meets the qualification requirements for working with liquid propane;
- (b) the letter “C” to indicate that the person meets the qualification requirements for working with compressed natural gas; or
- (c) both letters “L” and “C” to indicate that the person meets the qualification requirements for working with both liquid propane and compressed natural gas.

9. Section 9.16 of the regulations is amended

(a) in clause (b), by the deletion of the words “, mobile homes and recreational vehicles” and the substitution of the words “and mobile homes”;

(b) in clause (c), by the deletion of the words “527,500 kilojoules (500,000 BTU)” and the substitution of the words “422,000 kilojoules (400,000 BTU)”; and

(c) by adding the following after clause (n):

(o) “Recreational Vehicle Service Technician”, authorizing the installation, alteration, purging, activation, service and repair of gas appliances in recreational vehicles.

10. Subsection 9.19(2) of the regulations is amended

(a) in clause (b), by the deletion of the words “three months” and the substitution of the words “1,000 hours”;

(b) in subclause (c)(i), by the deletion of the words “six months” and the substitution of the words “2,000 hours”;

(c) in subclause (d)(i), by the deletion of the words “six months” and the substitution of the words “2,000 hours”;

(d) in clause (e), by the deletion of the words “six months” and the substitution of the words “2,000 hours”;

(e) in subclause (f)(i), by the deletion of the words “six months” and the substitution of the words “2,000 hours”;

(f) in clause (g), by the deletion of the words “three months” and the substitution of the words “1,000 hours”;

(g) in subclause (h)(i), by the deletion of the words “six months” and the substitution of the words “2,000 hours”;

(h) in subclause (i)(i), by the deletion of the words “thirty days” and the substitution of the words “200 hours”; and

(i) by the revocation of subclause (j)(i) and the substitution of the following:

(i) have at least 1,000 hours’ experience in the handling of tractor trailers, 200 hours of which shall be on a propane cargo liner under the direct supervision of a person holding a valid Cargo Liner Operator’s Certificate, and

11. Clause 9.33(a) of the regulations is amended by the addition of the following after subclause (iv):

(v) for renewal of a Class F plant license for each 12-month period for a compressed natural gas unloading and distribution station

(A) with 3 or fewer unloading stations \$100

(B) for each additional unloading station\$50

12. Section 10.21 of the regulations is amended by the addition of the words “, or order a person who in the opinion of the inspector is qualified to do so to carry out,” after the words “carry out”.

13. Clause 11.03(h) of the regulations is amended by the deletion of the words “postive-holding” and the substitution of the words “positive-holding”.

14. The Schedule to the regulations is amended by the revocation of section 3.

15. The Schedule to the regulations is amended by the addition of the following after section 5:

6. (1) Subject to the requirements of this section, a pressure vessel may be incorporated in a low-pressure biomass installation that does not operate above 30 psi if the pressure vessel is

(a) of a design that is satisfactory to the Chief Inspector; and

(b) subject to inspection under a quality control system acceptable to the Chief Inspector.

(2) A pressure vessel that meets the requirements of subsection (1) shall in addition successfully pass a hydrostatic pressure test at 1.5 times the maximum allowable working pressure prior to being put into operation.

(3) Each pressure vessel referred to in this section shall be clearly labelled with the operating parameters for the pressure vessel.

16. These regulations come into force on March 1, 2014.

EXPLANATORY NOTES

SECTION 1 amends section 3.01 of the regulations to add 3 new standards relating to gases such as hydrogen and compressed natural gas.

SECTION 2 amends subsection 5.06(3) of the regulations to establish the standards applicable to pressure vessels associated with low-pressure biomass boilers as those set out in the Schedule to the regulations.

SECTION 3 amends subsection 5.07(2) of the regulations to remove the requirement that the agencies approved by the Chief Inspector for the shop inspection of boilers and pressure vessels manufactured outside Canada be listed in the Schedule to the regulations. The Chief Inspector will maintain a list of approved agencies that will be available on request.

SECTION 4 amends section 5.41 of the regulations to raise the filing fee for the registration of fittings from \$50 to \$65.

SECTION 5 amends section 8.08 of the regulations by deleting a reference to the ANSI Code and substituting a reference to the ASME Code.

SECTION 6 amends section 9.01 of the regulations to correct wording in clauses (c) and (h) and to update the definition of “gas” in clause (f) to include hydrogen gas.

SECTION 7 amends section 9.10 of the regulations to add a new clause (f) that establishes a new class of certificate, Class F, which authorizes the holder to operate a compressed natural gas unloading and distribution station.

SECTION 8 amends section 9.15 of the regulations to include two new endorsements that will appear on each authorizing certificate for persons who work with gas or gas systems and appliances. An “L” endorsement indicates that the holder is qualified to work with liquid propane. A “C” endorsement indicates that the holder is qualified to work with compressed natural gas. A certificate with both an “L” and a “C” endorsement indicates that the holder is qualified to work with both liquid propane and compressed natural gas.

SECTION 9 amends section 9.16 of the regulations in clause (b) to remove a reference to “recreational vehicles” from the kinds of installations that may be worked on by a holder of a Domestic Gas Fitter certificate; in clause (c) to reduce the maximum heating value for the installations that may be worked on by a holder of a Commercial Gas Fitter certificate from 527,500 kilojoules to 422,000 kilojoules; and by adding a new clause (o) to create a Recreational Vehicle Service Technician certificate to authorize the holder to work on gas appliances in recreational vehicles.

SECTION 10 amends subsection 9.19(2) of the regulations to change the period of working experience required for an applicant for one of the certificates listed in section 9.16 to correspond to the number of hours required for a certificate in the trade under the *Apprenticeship and Trades Qualification Act*.

SECTION 11 amends clause 9.33(a) of the regulations to add the annual fee for renewal of a Class F plant license which was established by the amendments to section 9.10.

SECTION 12 amends section 10.21 of the regulations to allow an inspector to order another person who in the opinion of the inspector is qualified to do so to carry out specified inspections.

SECTION 13 amends clause 11.03(h) of the regulations to correct a typographical error.

SECTION 14 amends the Schedule to the regulations by revoking section 3. Inspection agencies will continue to be approved by the Chief Inspector under section 5.07 of the regulations but the approved agencies will no longer be listed in the Schedule.

SECTION 15 amends the Schedule to the regulations by adding a new section 6 that establishes the standards that must be met by pressure vessels to be used in connection with low-pressure biomass boilers.

SECTION 16 provides for the commencement of these regulations.

EC2014-85

**ENVIRONMENTAL PROTECTION ACT
A CODE FOR PLUMBING SERVICES REGULATIONS
AMENDMENT**

Pursuant to clause 25(1)(f) of the *Environmental Protection Act* R.S.P.E.I. 1988, Cap. E-9 Council made the following regulations:

1. Subsection 1(1) of the *Environmental Protection Act A Code for Plumbing Services Regulations (EC666/86)* is amended by the deletion of the words “2005 Edition” and the substitution of the words “2010 Edition”.

2. Clause 2(1)(a) of the regulations is amended by the deletion of the word “2005” and the substitution of the word “2010”.

3. Section 3 of the regulations is amended under the heading “1.10 PERMITS”

(a) by the revocation of subsection 1.10.2(3) and the substitution of the following:

(3) A permit under this section shall be issued only to a person who holds

(a) a valid certificate of qualification or permit in the plumbing trade issued under the *Apprenticeship and Trades Qualification Act* R.S.P.E.I. 1988, Cap. A-15.2; and

(b) a valid and subsisting plumbing contractor’s license issued by the enforcing authority.

(b) by the addition of the following after subsection 1.10.2(4):

(5) Potable water treatment devices, including but not limited to reverse osmosis systems and ultra-violet systems, shall be installed in accordance with this Code.

4. The regulations are amended by the addition of the following after section 5:

5.1 (1) Every water closet or urinal shall conform to the requirements of ASME A112.19.2/CSA B45.1, Ceramic plumbing fixtures, and this section.

(2) The flush cycle water consumption for a water closet or urinal shall not exceed the maximum flush cycle water consumption listed for the fixture in the Table set out in Appendix A.

(3) Notwithstanding subsection (2), a water closet which provides a dual flush cycle option of both 4.1 litres or less and 6.0 litres and a single flush cycle option of 4.8 litres shall be deemed to comply with the water consumption requirements of these regulations.

(4) A urinal equipped with a sensor flushing device shall not include a feature that automatically flushes the device at timed intervals of less than 24 hours.

(5) Automatic flush urinals that flush at timed intervals of less than 24 hours shall not be installed in any new construction.

5.2 (1) The enforcing authority may issue a plumbing contractor’s license to a person who

(a) provides proof that the person

(i) holds a valid and subsisting certificate of qualification or permit in the plumbing trade issued under the *Apprenticeship and Trades Qualification Act*, or

(ii) employs an individual who holds a valid and subsisting certificate of qualification or permit in the plumbing trade referred to in subclause (i);

(b) is in possession of or has access to a copy of the Code; and

(c) pays the required fee in accordance with Appendix B.

(2) A person to whom a plumbing contractor’s license is issued under subsection (1) shall ensure that plumbing services provided under that license are provided only Required supervision

- (a) by a person who holds a valid and subsisting certificate of qualification or permit in the plumbing trade referred to in subclause (1)(a)(i); or
- (b) under the supervision of a person who holds a valid and subsisting certificate of qualification or permit in the plumbing trade referred to in subclause (1)(a)(i).

(3) A plumbing contractor’s license Expiry, revocation

- (a) expires on March 31 of the year following the year in which it was issued; and
- (b) may be revoked at any time by the enforcing authority if the holder
 - (i) contravenes or fails to comply with the Code, these regulations or an order of an inspector, or
 - (ii) is no longer in possession of or no longer has access to a copy of the Code.

(4) No person shall provide plumbing services unless he or she Prohibition

- (a) is or is employed by a holder of a plumbing contractor’s license; and
- (b) is or is supervised by a holder of a valid certificate of qualification or permit in the plumbing trade issued under the *Apprenticeship and Trades Qualification Act*.

5. The regulations are amended by the addition of the following immediately before Appendix B:

APPENDIX A

Table

Fixture	Water consumption lpf (gpf US)
Water Closet	6.0 (1.6)
Urinal	1.9 (0.5)

Where

- “lpf” means litres per flush;
- “gpf” means gallons per flush.

6. Clause 1(1)(d) of Appendix B of the regulations is revoked and the following substituted:

(d) on application for a plumbing contractor’s license.....\$75

7. These regulations come into force on June 1, 2014.

EXPLANATORY NOTES

SECTION 1 amends subsection 1(1) of the regulations to establish the 2010 Edition of the National Plumbing Code of Canada as the Code adopted for the purposes of the regulations.

SECTION 2 amends the definition of “Code” in clause 2(1)(a) of the regulations to refer to the 2010 Edition of the National Plumbing Code of Canada.

SECTION 3 amends section 3 of the regulations to amend a provision of the Code that deals with the issuing of permits and to add a new provision to the Code to regulate potable water treatment devices. Permits may be issued to a person who holds both a valid certificate of qualification or a permit in the plumbing trade issued in accordance with the *Apprenticeship and Trades Qualification Act* R.S.P.E.I. 1988, Cap. A-15.2 and a valid and subsisting plumbing contractor’s license issued by the enforcing authority. Potable water treatment devices are required to be installed in accordance with the Code.

SECTION 4 adds two new sections to the regulations. Section 5.1 regulates low flow water closets and urinals, including specifying the standards to which they must conform and the maximum permitted water

consumption per flush, and prohibiting the installation in new construction of automatic flush urinals with a timed interval of less than 24 hours. Urinals equipped with a sensor flushing device are not permitted to include a feature that automatically flushes the device at timed intervals of less than 24 hours. Section 5.2 authorizes the enforcing authority to issue a plumbing contractor's license to a qualified person and prohibits the providing of plumbing services by a person who does not hold, or is not employed or supervised by a person who holds, a plumbing contractor's license.

SECTION 5 amends the regulations to add a new Appendix A that contains a Table setting out the maximum permitted water consumption per flush for water closets and urinals.

SECTION 6 amends Appendix B of the regulations to specify the fee for a plumbing contractor's license.

SECTION 7 provides for the commencement of these regulations.

EC2014-86

FOREST MANAGEMENT ACT
STATE OF THE FOREST REPORT 2010
RECEIVED

Pursuant to section 6 of the *Forest Management Act* R.S.P.E.I. 1988, Cap. F-14, Council received the State of the Forest Report 2010 provided by the Minister of Agriculture and Forestry.

EC2014-87

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
JOHN BRAGG, CAROLYN BRAGG, PATRICIA BRAGG,
LEE BRAGG AND MATTHEW BRAGG
(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 John Bragg, Carolyn Bragg, Patricia Bragg, Lee Bragg and Matthew Bragg, all of Oxford, Nova Scotia to acquire an interest in a land holding of approximately zero decimal five (0.5) acres of land in Lot 45, Kings County, Province of Prince Edward Island, being acquired from Finance PEI of Charlottetown, Prince Edward Island.

EC2014-88

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
LOIS FORBES
(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 Lois Forbes of Forest, Ontario to acquire a land holding of approximately one decimal five (1.5) acres of land in Lot 35, Queens County, Province of Prince Edward Island, being acquired from Trevor Forbes of Charlottetown, 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.

EC2014-89

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 MARC GINGRAS
 (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 Marc Gingras of Murray Corner, New Brunswick to acquire a land holding of approximately thirty-five (35) acres of land in Lot 59, Kings County, Province of Prince Edward Island, being acquired from Barbara Saunders of Chilliwack, British Columbia.

EC2014-90

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 DAN LUFKIN
 (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 Dan Lufkin of New York City, New York to acquire an interest in a land holding of approximately eleven decimal four nine (11.49) acres of land in Lot 47, Kings County, Province of Prince Edward Island, being acquired from Cheryl Lufkin of Aliquippa Pennsylvania; Amos Galpin of Seattle, Washington; James Faber of San Francisco, California; Michael Ford and Joyce Ford, both of Hillsborough, New Jersey; and Susan Pattison of Union Beach, New Jersey.

EC2014-91

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 LUIS PIEDMONT
 (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 Luis Piedmont of Cantley, Quebec to acquire a land holding of approximately one hundred and forty-four (144) acres of land in Lots 42 and 55, Kings County, Province of Prince Edward Island, being acquired from Finance PEI of Charlottetown, Prince Edward Island.

Further, Council noted that upon conveyance, the said land holding, being Provincial Property Nos. 181453 and 181461, will be identified for non-development use in accordance with section 21 of the said Act.

EC2014-92

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
KRISTINE RONN
(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 Kristine Ronn of Chelsea, Quebec to acquire a land holding of approximately twenty-one decimal six seven (21.67) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from Carla Lester of Georgian Bluffs, 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.

EC2014-93

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100228 P.E.I. 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 100228 P.E.I. Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately four hundred and thirty (430) acres of land in Lot 62, Queens County, Province of Prince Edward Island, being acquired from the Estate of Ruby B. Matheson of Charlottetown, 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.

EC2014-94

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
101608 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 101608 P.E.I. Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately two hundred and thirty-one decimal eight two (231.82) acres of land in Lot 67, Queens County, Province of Prince Edward Island, being acquired from Guido Rammelaere and Ruth Rammelaere, both of Breadalbane, Prince Edward Island.

Further, Council noted that the said land holding, being part of Provincial Property No. 97725 and Provincial Property No. 892679, 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.

EC2014-95

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 BRAGG COMMUNICATIONS INCORPORATED
 (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 Bragg Communications Incorporated of Oxford, Nova Scotia to acquire a land holding of approximately zero decimal five (0.5) acres of land in Lot 45, Kings County, Province of Prince Edward Island, being acquired from Finance PEI of Charlottetown, Prince Edward Island.

EC2014-96

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ISLAND NATURE TRUST
 (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 Island Nature Trust of Charlottetown, Prince Edward Island to acquire a land holding of approximately one hundred and twenty-three decimal three six (123.36) acres of land in Lots 18 and 19, Prince County, Province of Prince Edward Island, being acquired from New London Farms Inc. of Kensington, 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.

EC2014-97

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 KINLOCK CREEK LTD.
 (TO RESCIND)

Council, having under consideration Order-in-Council EC2013-612 of August 20, 2013, rescinded the said Order forthwith, thus rescinding permission for Kinlock Creek Ltd. to acquire a land holding of approximately one decimal nine eight (1.98) acres of land at Charlottetown, Queens County, Province of Prince Edward Island from L & A MacEachern Holdings Ltd. of Stratford, Prince Edward Island.

EC2014-98

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
KINLOCK CREEK LTD.
(TO RESCIND)

Council, having under consideration Order-in-Council EC2013-613 of August 20, 2013, rescinded the said Order forthwith, thus rescinding permission for Kinlock Creek Ltd. to acquire a land holding of approximately zero decimal three (0.3) acres of land at Charlottetown, Queens County, Province of Prince Edward Island from L & A MacEachern Holdings Ltd. of Stratford, Prince Edward Island.

EC2014-99

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PETER PETERS FURS 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 Peter Peters Furs Inc. of Souris, Prince Edward Island to acquire an interest in a land holding of approximately fourteen decimal six nine (14.69) acres of land in Lot 12, Prince County, Province of Prince Edward Island, being acquired from Diane Oatway of Ellerslie, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 1002344, 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.

EC2014-100

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
COOPER'S FUR 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 Cooper's Fur Inc. of Murray River, Prince Edward Island to acquire a land holding of approximately fourteen decimal six nine (14.69) acres of land in Lot 12, Prince County, Province of Prince Edward Island, being acquired from Peter Peters Furs Inc. of Souris, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 1002344, 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.

EC2014-101

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
SMALLKEN 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 Smallken Farms Ltd. of Alma, Prince Edward Island to acquire a land holding of approximately forty-six (46) acres of land in Lot 4, Prince County, Province of Prince Edward Island, being acquired from Glen Wood and Waynette Wood, both of Coleman, 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.

EC2014-102

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 one decimal six five (1.65) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from L & A MacEachern Holdings Ltd. of Stratford, Prince Edward Island.

EC2014-103

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
WILLARD WAUGH & SONS LTD.
(TO RESCIND)

Council, having under consideration Order-in-Council EC2005-140 of March 15, 2005, rescinded the said Order forthwith, thus rescinding permission for Willard Waugh & Sons 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 (1,200) acres of land as part of the said corporation's aggregate land holdings.

EC2014-104

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
WILLARD WAUGH & SONS 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 Willard Waugh & Sons Ltd. of Summerside, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to six hundred (600) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Willard Waugh & Sons 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.

EC2014-105

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WILLARD WAUGH & 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 Willard Waugh & Sons Ltd. of Summerside, Prince Edward Island to acquire a land holding of approximately six decimal eight seven (6.87) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from the Estate of Gladys Hogg of Summerside, Prince Edward Island.

EC2014-106

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WILLARD WAUGH & SONS 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 Willard Waugh & Sons Ltd. of Summerside, Prince Edward Island to acquire a land holding of approximately one hundred and eight decimal three one (108.31) acres of land in Lot 19, Prince County, Province of Prince Edward Island, being acquired from Denzil E. Hogg Co. Ltd. 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.

EC2014-107

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WILLARD WAUGH & 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 Willard Waugh & Sons Ltd. of Summerside, Prince Edward Island to acquire a land holding of approximately two hundred and seventy decimal one one (270.11) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from Denzil E. Hogg Co. Ltd. of Summerside, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property Nos. 82073 and 222737, 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.

EC2014-108

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 770479, LOT 52, 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 eighty-four (84) acres of land, being Provincial Property No. 770479 located in Lot 52, Kings County, Prince Edward Island and currently owned by Clint Ching and Ashley Ching, both of Souris, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately two decimal one six (2.16) acres SUBJECT TO the subdivided parcel being consolidated with the adjacent Provincial Property No. 160853. Further, Council 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 February 18, 2014.

EC2014-109

AN ACT TO AMEND THE LIQUOR CONTROL ACT
DECLARATION RE

Under authority of section 3 of *An Act to Amend the Liquor Control Act* Stats. P.E.I. 2013, c. 17 Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Liquor Control Act" to come into force effective March 1, 2014.

EC2014-110

**LIQUOR CONTROL ACT
REGULATIONS
AMENDMENT**

Pursuant to section 8 of the *Liquor Control Act* R.S.P.E.I. 1988, Cap. L-14, the Prince Edward Island Liquor Control Commission, with the approval of the Lieutenant Governor in Council, made the following regulations:

1. Subsection 50.1(6) of the *Liquor Control Act* Regulations (EC704/75) is amended by the addition of the words “, other than a package sales license,” after the word “licenses”.

2. Subsection 50.3(11) of the regulations is amended by the addition of the words “and the display, sale and storage of liquor produced by another holder of a winery license or the holder of a distiller’s license or micro-brewery license,” after the words “bottled at the winery”.

3. Subsection 50.5(5) of the regulations is amended by the addition of the words “and the display, sale and storage of liquor produced by another holder of a distiller’s license or the holder of a winery license or micro-brewery license,” after the words “bottled at the distillery”.

4. Subsection 50.7(10) of the regulations is amended by the addition of the words “and the display, sale and storage of liquor produced by another holder of a micro-brewery license or the holder of a winery license or distiller’s license,” after the words “bottled at the micro-brewery”.

5. The regulations are amended by the addition of the following after section 50.8:

PACKAGE SALES LICENSE

50.9 (1) Upon application in Form 11 by the holder of a dining room license, club license or special premises license, and upon payment of the annual fee for a package sales license, the Commission may issue a package sales license in Form 12 to the applicant. Application

(2) The meal referred to in clause 11(1)(b.1) of the Act shall be a meal served as breakfast, lunch or dinner from a menu approved by the Commission. Meal requirements

(3) No person shall sell liquor under a package sales license except between the hours of 9:00 a.m. and midnight. Hours

(4) The annual fee for a package sales license is \$150. Annual fee

6. Form 11 of the regulations is revoked and Form 11 as set out in the Schedule to these regulations is substituted.

7. These regulations come into force on March 1, 2014.

SCHEDULE

FORM 11

**PRINCE EDWARD ISLAND
LIQUOR CONTROL ACT
REGULATIONS**

APPLICATION FOR A LIQUOR LICENSE

TO: P. E. I. Liquor Control Commission
Charlottetown, P.E.I.

Name of Applicant: _____

Address: _____

Name of Premises: _____

Address of Premises: _____

TYPE OF LICENSE:

Check Type:	Dining Room <input type="checkbox"/>	Brewer's <input type="checkbox"/>	Distillers <input type="checkbox"/>
	Lounge <input type="checkbox"/>	Caterer's <input type="checkbox"/>	Tourist Home <input type="checkbox"/>
	Club <input type="checkbox"/>	Special Premises <input type="checkbox"/>	Ferment on Premises <input type="checkbox"/>
	Military Canteen <input type="checkbox"/>	Winery <input type="checkbox"/>	Package Sales <input type="checkbox"/>

The applicant hereby applies for a _____ License to purchase liquor from the P.E.I. Liquor Commission, to possess such liquor, to sell or serve such liquor on the premises to which the license applies, and to do such other things as are authorized by the license, in accordance with and subject to the terms and conditions of the license and the provisions of the *Liquor Control Act* and regulations.

THE APPLICANT STATES: (cross out inapplicable subsections)

1. (a) that the applicant is nineteen or more years of age;
(b) that they are a partnership of which each of the partners is nineteen or more years of age;
(c) that the applicant is a company authorized to carry on its business under the laws of Prince Edward Island;
2. that the size of the premises to be licensed is _____ and the room is capable of seating _____ persons at a time (floor plan must be attached);
3. that the following described lavatory facilities are accessible to patrons of the premises to be licensed: _____
4. that the applicant being the true owner, legal proof of such ownership has been submitted to the Commission, or that the applicant being a tenant, a notarized copy of the lease has been submitted to the Commission;
5. that the business has operated in its present location for _____ months (years);
6. that the system of fire alarms and fire escapes is as follows: _____
7. that the place where liquor will be stored is as follows: _____
8. that the person(s) in control of the storage area is/are: _____

LOUNGE ONLY:

1. that he (it) is the holder of dining room license. No _____
2. that the location of the lounge is such that food may readily be procured for consumption therein:
Yes _____ No _____
3. that the ownership and management of the lounge premises are the same as that of the business of the dining room.

CLUB OR MILITARY CANTEEN ONLY:

1. Yearly dues per member: _____
2. Incorporation date or Unit number: _____
3. The object for which the Club or Military Canteen is operated (whether social, patriotic, athletic, etc.): _____

That with the above information is attached hereto:

4. an alphabetical list of the members of the Club or Military Canteen certified by the secretary thereof;
5. a memorandum in writing certified by the secretary as to the person authorized by the Club or Military Canteen to apply for the license;
6. a memorandum signed by some municipal or civil authority to the effect that the Club or Military Canteen is a recognized one of good standing in the community;
7. a copy of the Constitution or By-Laws of the Club or Military Canteen certified by the secretary thereof.

PACKAGE SALES ONLY:

1. that he (it) is the holder of dining room, club, or special premises license. No _____
2. that the location of the dining room, club or special premises is such that food may readily be procured for consumption therein:
Yes _____ No _____

AFFIDAVIT OF APPLICANT

CANADA
PROVINCE OF PRINCE EDWARD ISLAND
TO WIT:

I, _____ of the _____ of _____, in the Province of
Prince Edward Island, make oath and say:

1. that I am the applicant named in the within application;
2. that I am the _____ (state office) of the applicant corporation or military unit;
3. that I have knowledge of the facts herein;
4. that the statements contained in the within application are true in substance and in fact.

Sworn before me at the _____ of
Edward Island this _____ day of
_____, 20____

A Commissioner for Oaths in and for the Province of
Prince Edward Island

Signature of Applicant

(In the case of a partnership, a separate affidavit is required for each partner.)

STATUTORY DECLARATION

- I, _____ do solemnly declare:
1. that I am the applicant, or in the case of a corporation or military canteen, a fully qualified officer of the applicant company, or military canteen, and as such have knowledge of the matters hereinafter deposed to;
 2. that the applicant is not now bound by, nor is he (it) now adhering to, any verbal, written, expressed or implied agreement to sell any kind, class or brand of liquor or beer;
 3. that the applicant has not accepted any money, money's worth, thing of value, rebate, discount, bonus, concession, consideration or promise of consideration whatsoever from any brewer, distiller, or wine maker, or any person who is known to the applicant to be a director, officer, therewith;
 4. that to the best of the knowledge, information and belief of the declarant, no brewer, distiller or wine maker, or director, officer, employee or agent thereof has acquired any direct, indirect or contingent interest in the ownership or management of the business of the applicant to be licensed, or in his (its) property, whether freehold or leasehold, or in his (its) chattels or equipment, and that no such persons has acquired a financial interest of any description in such business, nor has any such person assisted the applicant financially, in any way, except as stated hereinafter in this declaration;
 5. that the applicant has not (has) been convicted for a violation of the *Liquor Control Act*. (If the answer to 5 is "has," indicate the offence).

Signature of Applicant

(If the case of a corporation or military canteen, state the nature of your office)

Declared before me at _____ in the
Province of Prince Edward Island this _____ day of
_____, 20____

A Commissioner for Oaths in and for the Province of
Prince Edward Island

Form 11 (2013)

220046 v1

EXPLANATORY NOTES

SECTION 1 permits a package sales license to be issued for all or part of premises that are the subject of a special premises license.

SECTION 2 permits the holder of a winery license to display, sell and store liquor produced by another holder of a winery license or the holder of a distiller's license or micro-brewery license, at a retail outlet operated at the winery.

SECTION 3 permits the holder of a distiller's license to display, sell and store liquor produced by another holder of a distiller's license or the holder of a winery license or micro-brewery license, at a retail outlet operated at the distillery.

SECTION 4 permits the holder of a micro-brewery license to display, sell and store liquor produced by another holder of a micro-brewery license or the holder of a winery license or distiller's license, at a retail outlet operated at the micro-brewery.

SECTION 5 provides for an application for a package sales license, sets out requirement regarding the meal the purchaser must have on the licensed premises, sets out the hours during which liquor may be sold under a package sales license and sets out the annual fee for the license.

SECTION 6 revokes and replaces Form 11 – an application for a liquor license.

SECTION 7 provides for the commencement of these regulations.

EC2014-111**PROVINCIAL DEBENTURE ISSUE
MAXIMUM AGGREGATE PRINCIPAL AMOUNT \$200,000,000.00**

The Executive Council having under consideration the matter of Provincial Debentures

WHEREAS by virtue of the *Loan Act 2013*, Stats. P.E.I. 2013, c. 42, and the *Loan Act (No. 2) 2012*, Stats. P.E.I. 2012, c.16, (the "*Loan Acts*") and the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9, the Lieutenant Governor in Council is authorized to raise from time to time by way of loan such sums of money as may be deemed expedient for any or all of the purposes mentioned in the said Acts, inter alia, for discharging the cost of carrying on public works authorized by the Legislature, for making advances to crown corporations or reporting entities and the payment of any indebtedness of the Province, provided that the principal amount of any securities issued and the amount of temporary loans raised under the authority of these Acts, including any securities issued for the retirement of the said securities or temporary loans, at any time outstanding, shall not exceed in the whole the sum of Four Hundred Million Dollars (\$400,000,000.00); and

WHEREAS the amount aggregating One Hundred and Ninety-Three Million, Five Hundred and Thirty Three Thousand, Five Hundred Dollars (\$193,533,500.00) authorized by Order-in-Council Number EC2013-14 has been borrowed under the authority of the *Loan Act (No. 2) 2012*, Stats. P.E.I. 2012, c.16, and it is now deemed expedient to borrow under the authority of the *Loan Acts*, by the issue and sale of Debentures of the Province from time to time in the maximum aggregate principal amount of Two Hundred Million Dollars (\$200,000,000.00) at such time or times as the Minister of Finance, Energy and Municipal Affairs considers market conditions are favourable; and

WHEREAS by virtue of subsection 49(3) of the *Financial Administration Act*, the Minister of Finance, Energy and Municipal Affairs has the same powers, rights and authority as the Lieutenant Governor in Council has under the authority given to the Lieutenant Governor in Council to raise sums of money; and

WHEREAS by virtue of subsection 49(4) of the *Financial Administration Act*, the Minister of Finance, Energy and Municipal Affairs, on such terms and conditions as the Minister of Finance, Energy and Municipal Affairs considers advisable, may raise sums of money by way of loan, in whole or in part, or through the issue and sale of securities, in whole or in part, that have a term to maturity of more than one year;

THE EXECUTIVE COUNCIL THEREFORE ADVISES THAT under the authority of and pursuant to the provisions of the said *Loan Acts* and the *Financial Administration Act*, the Province may borrow by issue and sale of Debentures of the Province from time to time in the maximum aggregate principal amount of Two Hundred Million Dollars (\$200,000,000.00) at such time or times as the Minister of Finance, Energy and Municipal Affairs considers market conditions are favourable.

THE EXECUTIVE COUNCIL FURTHER ADVISES THAT the Minister of Finance, Energy and Municipal Affairs shall as soon as practicable, but in no case later than thirty days after the money is received, provide the Lieutenant Governor in Council with a statement of the sums of money raised, the rate of interest or the

yield to the investor and such other terms and conditions as the Minister of Finance, Energy and Municipal Affairs considers advisable, including any sinking fund.

THE EXECUTIVE COUNCIL FURTHER ADVISES THAT the maximum aggregate principal amount of Two Hundred Million Dollars (\$200,000,000.00) of the Debentures, the issue and sale whereof is hereby provided for, is and is declared to be necessary to realize the sum required to be raised by way of loan pursuant to the *Loan Acts* and the *Financial Administration Act*.

EC2014-112

PUBLIC DEPARTMENTS ACT ACTING MINISTERS APPOINTMENTS

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

1. Honourable Robert Vessey to be Acting Minister of Community Services and Seniors commencing on the 21st day of February 2014, and continuing for the duration of the absence from the Province of Honourable Valerie Docherty.
2. Honourable Allen Roach to be Acting Minister of Fisheries, Aquaculture and Rural Development from 22nd February 2014 to 15th March 2014; and Honourable Wes Sheridan to be Acting Minister commencing on the 16th day of March 2014, and continuing for the duration of the absence from the Province of Honourable Ron MacKinley.

EC2014-113

EXECUTIVE COUNCIL ACT MINISTER OF ENVIRONMENT, LABOUR AND JUSTICE AUTHORITY TO ENTER INTO AN AGREEMENT (YOUTH JUSTICE FUND – PROJECT FUNDING) WITH THE GOVERNMENT OF CANADA

Pursuant to clause 10(a) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Environment, Labour and Justice to enter into an agreement with the Government of Canada, as represented by the Minister of Justice, to set out terms and conditions for funding “Taking Stock of Cyberbullying, A Scan of the PEI Context” pursuant to the Youth Justice Fund, such as more particularly described in the draft agreement.