

**EC2014-482**

**APPRENTICESHIP AND TRADES QUALIFICATION ACT  
PROVINCIAL APPRENTICESHIP BOARD  
APPOINTMENTS**

Pursuant to section 4 of the *Apprenticeship and Trades Qualification Act* R.S.P.E.I. 1988, Cap. A-15.2 Council made the following appointments:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
as employer representatives via clause 4(2)(a)	
Quentin Bevan Charlottetown (reappointed)	3 August 2014 to 3 August 2017
Scott Costain Summerside (reappointed)	3 August 2014 to 3 August 2017

**EC2014-483**

**CORONERS ACT  
APPOINTMENT OF CORONER  
DR. KENNETH COADY  
(APPOINTMENT)**

Under authority of section 4 of the *Coroners Act* R.S.P.E.I. 1988, Cap. C-25.1, Council appointed Dr. Kenneth Coady of Charlottetown to serve at pleasure as a Coroner for Queens County (vice Dr. Nabeel Alansari, resigned), effective August 19, 2014.

Order-in-Council EC2007-671 of November 13, 2007 is hereby rescinded.

**EC2014-484**

**ENVIRONMENTAL PROTECTION ACT  
WASTE RESOURCE MANAGEMENT REGULATIONS  
AMENDMENT**

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

**1. Section 1 of the Waste Resource Management Regulations (EC691/00) is amended**

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

(p) “C & D debris” means materials not of a hazardous nature which are normally used in the construction of buildings, structures and walls, and other landscaping materials, and includes but is not limited to asphalt roofing materials, brick, mortar, drywall, plaster, cellulose, fibreglass fibres, gyproc, lumber and wood, but excludes

C &amp; D debris

- (i) chemically treated lumber and wood, or
- (ii) lumber or wood covered in a protective coating containing concentrations of lead that does not pass a lead leachate test;

**(b) in clause (bb), by the deletion of the words “C & D debris and”;**

**(c) in subclause (gg)(xii) by the deletion of the words “Trigen Energy From Waste” and the substitution of the words “PEI Energy Systems”;** and

**(d) in clause (gg.1),**

**(i) in subclause (i), by the addition of the words “with asbestos fibres or asbestos dust in a concentration greater than 1% by weight” after the words “asbestos-containing material”,**

**(ii) by the revocation of subclause (xi) and the substitution of the following:**

- (xi) creosoted or pressure-treated material, including
  - (A) chemically treated lumber and wood, and
  - (B) lumber or wood covered in a protective coating containing concentrations of lead that does not pass a lead leachate test,

**(iii) in subclause (xiii), by the deletion of the semicolon and the substitution of a comma, and**

**(iv) by the addition of the following after subclause (xiii):**

- (xiv) any other waste or material that in the opinion of the Minister is appropriate for disposal as special waste;

**2. Section 59 of the regulations is revoked and the following substituted:**

**59.** The following types of C & D debris may be disposed of in an excavation pit operated under a permit pursuant to the *Environmental Protection Act* Excavation Pits Regulations (EC753/90) if the placement of the materials is in accordance with the pit restoration plan approved by the Minister under those regulations:

Disposal of certain materials in excavation pits

- (a) bricks;
- (b) mortar;
- (c) concrete masonry;
- (d) asphalt pavement.

**3. These regulations come into force on August 30, 2014.**

#### EXPLANATORY NOTES

**SECTION 1** amends certain definitions in section 1 of the regulations. The definition of “C & D debris” is being clarified as excluding wood or lumber that has been treated or coated with a protective coating containing concentrations of lead that does not pass a lead leachate test. The name of the Trigen Energy From Waste plant is being updated to the PEI Energy Systems plant, and the definition of “special waste” is being amended to clarify that materials containing a concentration of asbestos dust or asbestos fibres greater than 1% by weight, and other materials that in the opinion of the Minister are appropriate for disposal as special waste, must be treated as special waste.

**SECTION 2** revokes section 59 of the regulations and substitutes a new section 59 which specifies 4 types of C & D debris that may be disposed of in an excavation pit rather than in a C & D disposal site. The excavation pit must be one that is operated under a permit pursuant to the *Environmental Protection Act* Excavation Pits Regulations and the placement of the materials must be in accordance with the pit restoration plan approved by the Minister under those regulations.

**SECTION 3** provides for the commencement of these regulations.

**EC2014-485**

EXECUTIVE COUNCIL ACT  
 PREMIER  
 AUTHORITY TO ENTER INTO AN AGREEMENT  
 (CANADA-PRINCE EDWARD ISLAND AGREEMENT  
 ON FRENCH-LANGUAGE SERVICES  
 2013-2014 TO 2017-2018)  
 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 Premier, as Minister Responsible for Acadian and Francophone Affairs, to enter into an agreement with the Government of Canada, as represented by the Minister of Canadian Heritage, to establish a multi-year collaboration framework for planning and implementing various measures to support continued development and vitality of the Acadian and Francophone community in Prince Edward Island through delivery of French-language services, such as more particularly described in the draft agreement.

**EC2014-486**

HOLLAND COLLEGE ACT  
 HOLLAND COLLEGE BOARD OF GOVERNORS  
 APPOINTMENT

Pursuant to subsection 6(1) of the *Holland College Act* R.S.P.E.I. 1988, Cap. H-6 Council made the following appointment:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
via clause (e)	
Kim Green Charlottetown (vice Stanley MacPherson, term expired)	8 August 2014 to 8 August 2017

**EC2014-487**

ISLAND INVESTMENT DEVELOPMENT ACT  
 FINANCIAL ASSISTANCE REGULATIONS  
 TROUT RIVER INDUSTRIES INC.  
 AUTHORIZATION

Pursuant to subsection 2(3) of the *Island Investment Development Act* Financial Assistance Regulations (EC2005-686), Council authorized Island Investment Development Inc. to renew, for a further term of five years, a revolving line of credit loan in the maximum amount of three million dollars (\$3,000,000.00) to Trout River Industries Inc. on terms and conditions acceptable to the Board of Directors of Island Investment Development Inc.

**EC2014-488**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
ELIZABETH ANNE (LISA) DOOHER  
(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 Elizabeth Anne (Lisa) Dooher of Toronto, Ontario to acquire a land holding of approximately nine decimal seven (9.7) acres of land at Wood Islands, Lot 62, Queens County, Province of Prince Edward Island, being acquired from Tony Wiles of Wood Islands, 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.

**EC2014-489**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
TERRY LEBLANC AND BEVERLY LEBLANC  
(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 Terry LeBlanc and Beverly LeBlanc, both of Evensburg, Alberta to acquire a land holding of approximately forty-nine decimal six (49.6) acres of land at St. Marys Road, Lot 61, Kings County, Province of Prince Edward Island, being acquired from John Patrick Gormley of Murray River, 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.

**EC2014-490**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
MARC TADEUSZ MILEWSKI AND EVIE DEMARAIS  
(TO RESCIND)

Council, having under consideration Order-in-Council EC2014-154 of March 25, 2014, rescinded the said Order forthwith, thus rescinding permission for Marc Tadeusz Milewski and Evie Demarais, both of Toronto, Ontario to acquire a land holding of approximately one hundred seventy-three decimal one three (173.13) acres of land at Scotchfort, Lot 37, Queens County from the Estate of Lyle Vernon John McKearney of Mount Stewart, Prince Edward Island.

**EC2014-491**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 THOMAS RADFORD, HEATHER RADFORD, ANNASTASIA RADFORD  
 AND MATTHEW RADFORD  
 (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 Thomas Radford, Heather Radford, Anastasia Radford and Matthew Radford, all of Southampton, England to acquire a land holding of approximately twenty-nine (29) acres of land at Huntley, Lot 4, Prince County, Province of Prince Edward Island, being acquired from Edward Haslam of Huntley, 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.

**EC2014-492**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 101789 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 101789 P.E.I. Inc of Charlottetown, Prince Edward to acquire a land holding of approximately two decimal four six (2.46) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Island Coastal Services Ltd. of Charlottetown, Prince Edward Island.

**EC2014-493**

PRINCE EDWARD ISLAND  
 LANDS PROTECTION ACT  
 PETITION TO ACQUIRE A LAND HOLDING  
 MALLETTDALE FARM 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 Mallettdale Farm Inc. of Little York, Prince Edward Island to acquire a land holding of approximately sixty-four decimal zero nine (64.09) acres of land at Marshfield, Lot 34, Queens County, Province of Prince Edward Island, being acquired from John Mallett, doing business as Mallettdale Farms of Little 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.

**EC2014-494**

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 five decimal zero one (5.01) acres of land at West St. Peters, Lot 39, Kings County, Province of Prince Edward Island, being acquired from Sterling Gunn of Mount Stewart, Prince Edward Island.

**EC2014-495**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
PEI DREAM COTTAGES 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 PEI Dream Cottages Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately zero decimal nine nine (0.99) acres of land at Cavendish, Lot 23, Queens County, Province of Prince Edward Island, being acquired from Craig Howard and Leona Howard, both of Erin, Ontario.

**EC2014-496**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
SOUTHSIDE GREENS 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 Southside Greens Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately fifteen decimal four nine (15.49) acres of land at Stratford, Lot 48, Queens County, Province of Prince Edward Island, being acquired from Joseph Smallwood of Stratford, Prince Edward Island.

**EC2014-497**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
SOUTHSIDE GREENS 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 Southside Greens Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately zero decimal eight one (0.81) acres of land at Stratford, Lot 48, Queens County, Province of Prince Edward Island, being acquired from Edward Smallwood of Stratford, Prince Edward Island.

**EC2014-498**

PUBLIC DEPARTMENTS ACT  
ACTING MINISTER  
APPOINTMENT

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

Honourable Wes Sheridan to be Acting Minister of Education and Early Childhood Development commencing on the 20<sup>th</sup> day of August 2014, and continuing for the duration of the absence from the Province of Honourable Alan McIsaac.

**EC2014-499**

**SCHOOL ACT  
REGULATIONS  
REVOCATION**

Pursuant to section 147 of the *School Act* R.S.P.E.I. 1988, Cap. S-2.1, Council made the following regulations:

- 1. The Regulations (EC674/76) made under the *School Act* R.S.P.E.I. 1988, Cap. S-2.1 are revoked.**
- 2. These regulations come into force on August 30, 2014.**

**EXPLANATORY NOTES**

**SECTION 1** revokes the *School Act* Regulations (EC674/76).

**SECTION 2** provides for the commencement of these regulations.

**EC2014-500**

**SCHOOL ACT  
INSTRUCTIONAL PERSONNEL REGULATIONS  
AMENDMENT**

Pursuant to section 147 of the *School Act*, R.S.P.E.I. 1988, Cap. S-2.1, Council made the following regulations:

- 1. Sections 1 and 2 of the *School Act* Instructional Personnel Regulations (EC481/98) are revoked and the following substituted:**

1. In these regulations, “Act” means the *School Act* R.S.P.E.I. 1988, Act, defined Cap. S-2.1.

2. **Subsection 4(1) of the regulations is amended by the deletion of the words “Unit Superintendent” and the substitution of the word “Superintendent”.**

3. **Subsection 14(7) of the regulations is amended by the deletion of the words “In the event that” and the substitution of the words “In the event”.**

4. **(1) Subsection 22(1) of the regulations is amended**

**(a) by the deletion of the words “written reasons for decision” and the substitution of the word “decision”; and**

**(b) by the deletion of the words “of Education”.**

**(2) Subsection 22(3) of the regulations is amended by the deletion of the words “of Education”.**

5. **Section 25 of the regulations is revoked and the following substituted:**

25. The authorized representative of the instructional personnel of the school boards is the Prince Edward Island Teachers’ Federation, so long as a majority of such instructional personnel has authorized it to represent them for negotiation purposes. PEITF

6. **Subsection 26(1) of the regulations is amended**

**(a) by the deletion of the words “any other teacher organization” and the substitution of the words “any organization other than the Prince Edward Island Teachers’ Federation”;**

**(b) by the deletion of the word “teacher” before the words “organization designated”; and**

**(c) by the addition of the words “by school boards” before the words “in the province” wherever they occur.**

7. **Section 27 of the regulations is amended**

**(a) by the deletion of the word “teacher” wherever it occurs; and**

**(b) by the addition of the words “by school boards” before the words “in the province”.**

8. **Section 28 of the regulations is amended**

**(a) by the deletion of the words “a teacher organization” and the substitution of the words “an organization”;**

**(b) by the deletion of the words “any teacher organization” and the substitution of the words “any organization other than the Prince Edward Island Teachers’ Federation”; and**

**(c) by the addition of the words “by school boards” before the words “in the province”.**

9. **Subsection 32(2) of the regulations is amended by the deletion of the words “of Education”.**

10. **Subsection 33(3) of the regulations is amended by the deletion of the words “teacher agreement” wherever they occur and the substitution of the words “collective agreement”.**

11. **Subsections 36(1) and (2) of the regulations are amended by the deletion of the words “of Education”.**

12. **Section 37 of the regulations is amended by the deletion of the words “teacher agreement” wherever they occur and the substitution of the words “collective agreement”.**



**13. Subsection 41(1) of the regulations is amended**

(a) in clause (a), by the deletion of the word “teachers” wherever it occurs and the substitution of the words “instructional personnel”; and

(b) in clause (c), by the deletion of the words “teachers within the school system” and the substitution of the words “instructional personnel within the English school system and French school system”.

**14. Subsections 42(1) and (3) of the regulations are amended by the deletion of the words “of Education”.****15. These regulations come into force on August 30, 2014.****EXPLANATORY NOTES**

**SECTION 1** adds a definition for “Act”.

**SECTION 2** replaces an outdated reference to a “Unit Superintendent” with a reference to the “Superintendent of the School Board”.

**SECTION 3** makes a minor wording amendment to delete an unneeded word.

**SECTION 4** makes minor wording amendments to recognize that the Act already defines the “Minister” as the “Minister of Education and Early Childhood Development”.

**SECTION 5** clarifies that the Prince Edward Island Teachers’ Federation is the authorized representative of the instructional personnel of the school boards.

**SECTIONS 6 to 8** clarify that the collective bargaining provisions of the regulations apply to the instructional personnel employed by the school board.

**SECTION 9** makes minor wording amendments to recognize that the Act already defines the “Minister” as the “Minister of Education and Early Childhood Development”.

**SECTION 10** clarifies that the agreement referred to in a provision is a collective agreement.

**SECTION 11** makes minor wording amendments to recognize that the Act already defines the “Minister” as the “Minister of Education and Early Childhood Development”.

**SECTION 12** clarifies that the agreement referred to in a provision is a collective agreement.

**SECTION 13** replaces a reference to “teachers” with references to “instructional personnel” to clarify that the arbitration process in the regulations applies to the instructional personnel of the school boards.

**SECTION 14** makes minor wording amendments to recognize that the Act already defines the “Minister” as the “Minister of Education and Early Childhood Development”.

**SECTION 15** provides for the commencement of these regulations.