

**EC2017-299**

CRIMINAL CODE OF CANADA  
PRINCE EDWARD ISLAND REVIEW BOARD  
APPOINTMENTS

Pursuant to section 672.38 of the *Criminal Code of Canada*, R.S.C. 1985, Chap. C-46, Council made the following appointments:

NAME	TERM OF APPOINTMENT
as member and co-chairperson	
P. Alanna Taylor Charlottetown (reappointed)	1 May 2017 to 1 May 2020
as members	
Dr. Edward F.D. Hansen Charlottetown (reappointed)	1 May 2017 to 1 May 2020
Dr. Mark Triantafillou Charlottetown (reappointed)	1 May 2017 to 1 May 2020

**EC2017-300**

ENVIRONMENTAL PROTECTION ACT  
ENVIRONMENTAL ADVISORY COUNCIL  
APPOINTMENTS

Pursuant to section 4 of the *Environmental Protection Act* R.S.P.E.I. 1988, Cap. E-9, Council made the following appointments:

NAME	TERM OF APPOINTMENT
Lokesh Garg Charlottetown (reappointed)	9 May 2016 to 9 May 2019
Dr. Connie Gaudet Stratford (vice Paul Gallant, term expired)	23 May 2017 to 23 May 2020
Mike Gilbertson Brackley Beach (vice Nick Webb, term expired)	23 May 2017 to 23 May 2020

Darlene Moore 19 March 2017  
 Northam to  
 (reappointed) 19 March 2020

Arthur Smith 19 March 2017  
 Stratford to  
 (reappointed) 19 March 2020

Further and in accordance with clause 4(4)(a) of the said Act, Council redesignated Darlene Moore as vice-chairperson of the Advisory Council.

### **EC2017-301**

#### **AN ACT TO AMEND THE HIGHWAY TRAFFIC ACT DECLARATION RE**

Under authority of section 14 of *An Act to Amend the Highway Traffic Act* Stats. P.E.I. 2016, c. 41 Council ordered that a Proclamation do issue proclaiming section 13 of the said "An Act to Amend the Highway Traffic Act" to come into force effective June 3, 2017.

### **EC2017-302**

#### **PRINCE EDWARD ISLAND LANDS PROTECTION ACT PETITION TO ACQUIRE A LAND HOLDING CHRISTOPHER CHIVILO (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 Christopher Chivilo of Innisfail, Alberta, to acquire an interest in a land holding of approximately seventeen decimal five four (17.54) acres of land at Slemmon Park, Lot 17, Prince County, Province of Prince Edward Island, being acquired from Green Road Properties Ltd. of Summerside, Prince Edward Island.

### **EC2017-303**

#### **PRINCE EDWARD ISLAND LANDS PROTECTION ACT PETITION TO ACQUIRE A LAND HOLDING PHILLIP JENNINGS, III (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 Phillip Jennings, III of Soperton, Georgia to acquire an interest in a land holding of approximately nine (9) acres of land at Lorne Valley, Lot 52, Kings County, Province of Prince Edward Island, being acquired from Shawn F. MacIntyre of Lorne Valley, Prince Edward Island.

**EC2017-304**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
PHILLIP JENNINGS, III  
(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 Phillip Jennings, III of Soperton, Georgia to acquire an interest in a land holding of approximately two hundred and thirty-seven decimal seven four (237.74) acres of land at Lorne Valley, Lot 52, Kings County, Province of Prince Edward Island, being acquired from Merlin Heath MacIntyre of Lorne Valley, Prince Edward Island.

**EC2017-305**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
PHILLIP JENNINGS, III  
(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 Phillip Jennings, III of Soperton, Georgia, to acquire an interest, by way of share purchase, in a land holding of approximately eight hundred and twenty-six decimal eight eight (826.88) acres of land at Green Meadows, Lots 39 and 40; St. Teresa, Lots 51 and 52; and Byrnes Road and Lorne Valley, Lot 52, all in Kings County, Province of Prince Edward Island, being acquired from John Holmes of Soperton, Georgia.

**EC2017-306**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
JOHN C. MACFARLANE AND MAUREEN A. MACFARLANE  
(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 John C. MacFarlane and Maureen A. MacFarlane, both of Ruthven, Ontario to acquire a land holding of approximately eleven decimal seven five (11.75) acres of land at West Cape, Lot 8, Prince County, Province of Prince Edward Island, being acquired from Stewart Gillcash of O'Leary, 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.

**EC2017-307**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
RENE SEEGERS AND HILARY LAWTON  
(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 Rene Seegers and Hilary Lawton, both of London, Ontario to acquire a land holding of approximately thirty-nine decimal five three (39.53) acres of land at Brackley Beach, Lot 33, Queens County, Province of Prince Edward Island, being acquired from Gordon MacCallum and Jeanette MacCallum, both of Brackley Beach, Prince Edward Island PROVIDED THAT the portion of the said real property that has not received planning approval, being approximately thirty-six decimal six four (36.64) acres, is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

**EC2017-308**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
RICHARD E. TINSMAN  
(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 Richard E. Tinsman of Stockton Springs, Maine to acquire a land holding of approximately two hundred and sixty-seven (267) acres of land at Springhill, Lot 13, Prince County, Province of Prince Edward Island, being acquired from Tinsman Family Partnership, PEI of Stockton Springs, Maine.

**EC2017-309**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
102040 P.E.I. INC. DOING BUSINESS AS  
RED SHORE ORCHARDS AND MANAGEMENT  
(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 102040 P.E.I. Inc. doing business as Red Shore Orchards and Management of Cornwall, Prince Edward Island to acquire a land holding of approximately twenty-two decimal zero one (22.01) acres of land at Abney, Lot 64, Kings County, Province of Prince Edward Island, being acquired from Norman Richards 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.

**EC2017-310**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
EVERGREEN VILLAGE 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 Evergreen Village Incorporated of Charlottetown, Prince Edward Island to acquire a land holding of approximately three decimal three four (3.34) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from New Homes Plus Inc. of Charlottetown, Prince Edward Island.

**EC2017-311**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
HOWARDVALE HOLSTEINS  
(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 Howardvale Holsteins of North Granville, Prince Edward Island to acquire a land holding of approximately one hundred and eighteen (118) acres of land at Grahams Road, Lot 67, Queens County, Province of Prince Edward Island, being acquired from Kathleen Loretta Leafloor and Wesley E. Sims, both of Grimshaw, Alberta 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.

**EC2017-312**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
NEW LEAF ESSENTIALS (EAST) 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 New Leaf Essentials (East) Ltd. of Charlottetown, Prince Edward Island to acquire a land holding of approximately seventeen decimal five four (17.54) acres of land at Slemon Park, Lot 17, Prince County, Province of Prince Edward Island, being acquired from Green Road Properties Ltd., of Summerside, 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 New Leaf Essentials (East) Ltd. and on all successors in title.

**EC2017-313**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
TINSMAN FAMILY PARTNERSHIP, PEI  
(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 Tinsman Family Partnership, PEI of Stockton Springs, Maine to acquire a land holding of approximately two hundred and sixty-seven (267) acres of land at Springhill, Lot 13, Prince County, Province of Prince Edward Island, being acquired from William G. Tinsman of South Portland, Maine 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.

**EC2017-314**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
VERDANT, LLC  
(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 Verdant, LLC of Soperton, Georgia to acquire a land holding of approximately nine (9) acres of land at Lorne Valley, Lot 52, Kings County, Province of Prince Edward Island, being acquired from Shawn F. MacIntyre of Lorne Valley, 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.

**EC2017-315**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
VERDANT, LLC  
(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 Verdant, LLC of Soperton, Georgia to acquire a land holding of approximately two hundred and thirty-seven decimal seven four (237.74) acres of land at Lorne Valley, Lot 52, Kings County, Province of Prince Edward Island, being acquired from Merlin Heath MacIntyre of Lorne Valley, 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.

**EC2017-316**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PROPERTY NO. 546499, LOT 19, PRINCE 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 seventy-four decimal seven two (74.72) acres of land, being Provincial Property No. 546499 located at Wilmot Valley, Lot 19, Prince County, Prince Edward Island and currently owned by Klondike Farms Ltd. of Summerside, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately zero decimal nine five (0.95) of an acre for residential use SUBJECT TO the subdivided parcel being consolidated with the adjacent Provincial Property No. 546507 concurrently at the time of the subdivision. Further, Council determined that following subdivision, identification for non-development use shall continue to apply to the remaining land.

Council also noted that this amendment will enable the consolidation of a parcel of land of approximately zero decimal nine five (0.95) of an acre to be subdivided from Provincial Property No. 546507 concurrently at the time of subdivision.

This Order-in-Council comes into force on May 23, 2017.

**EC2017-317**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PROPERTY NO. 1020304, LOT 60, QUEENS 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 sixty-three decimal eight nine (63.89) acres of land, being Provincial Property No. 1020304 located at Flat River, Lot 60, Queens County, Prince Edward Island and currently owned by SE PEI AG Inc. of Cincinnati, Ohio.

Council noted that this amendment will enable subdivision of a parcel of land of approximately four (4) acres for residential use SUBJECT TO the subdivided parcel being consolidated with the adjacent Provincial Property No. 456491 concurrently at the time of subdivision. 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 May 23, 2017.

**EC2017-318**

**LIQUOR CONTROL ACT  
PRINCE EDWARD ISLAND LIQUOR CONTROL COMMISSION  
APPOINTMENTS**

Pursuant to clause 4(a) and subsection 6(1) of the *Liquor Control Act* R.S.P.E.I. 1988, Cap. L-14 Council made the following appointments:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
Susan Milligan Poplar Grove (vice Bill MacLellan, term expired)	23 May 2017 to 23 May 2020
Perry Gotell Georgetown (vice Robert Lord, term expired)	23 May 2017 to 23 May 2020

**EC2017-319****PLANNING ACT**

**SUBDIVISION AND DEVELOPMENT REGULATIONS  
AMENDMENT**

Pursuant to sections 8 and 8.1 of the *Planning Act* R.S.P.E.I. 1988, Cap. P-8, Council made the following regulations:

**1. Subclause 1(g.1)(ii) of the *Planning Act* Subdivision and Development Regulations (EC693/00) is amended by the addition of the words “modular homes, single-family dwellings and summer cottages,” after the words “but does include mini homes,”.**

**2. Clause 6(2)(e) of the regulations is revoked and the following substituted:**

(e) single-unit dwellings;

**3. Clause 17(3)(d) of the regulations is revoked and the following substituted:**

(d) single-unit dwellings;

**4. Subsection 46(3) of the regulations is amended by the deletion of the words “single family dwelling or summer cottage use” and the substitution of the words “single-unit dwelling use”.**

**5. Table 4 of subsection 60(1) of the regulations is amended**

**(a) by the deletion of the words “single family unit” wherever they occur and the substitution of the words “single-unit dwelling”; and**

**(b) by the deletion of the words “single unit summer cottage” wherever they occur.**

**6. (1) Clause 63(3.1)(c) of the regulations is amended by the deletion of the words “single-family dwelling use” and the substitution of the words “single-unit dwelling use”.**

**(2) Clause 63(4)(a) of the regulations is amended**



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

(i) single-unit dwelling use,

**(b) by the revocation of subclause (iii).**

**(3) Subsection 63(5) of the regulations is amended**

**(a) in the words immediately preceding clause (a), by the deletion of the words “single family dwelling use” and the substitution of the words “single-unit dwelling use”; and**

**(b) in subclause (a)(i), by the deletion of the words “single family dwelling” and the substitution of the words “single-unit dwelling”.**

**(4) Subsection 63(5.04) of the regulations is amended by the deletion of the words “single-family dwelling use” and the substitution of the words “single-unit dwelling use”.**

**7. The regulations are amended in the following provisions by the deletion of the words “single unit” wherever they occur and the substitution of the words “single-unit”:**

**(a) clauses 1(g.1), (h.2), (i.3), (l), (l.1) and (v.2);**

**(b) clause 42(1)(b);**

**(c) clauses 42(2)(a), (e) and (f);**

**(d) subsections 42(4) and (5).**

**8. These regulations come into force on June 3, 2017.**

#### EXPLANATORY NOTES

**SECTION 1** amends subclause 1(g.1)(ii) of the Subdivision and Development Regulations to expand the definition of “single unit dwelling” to include modular homes, single-family dwellings and summer cottages. This change clarifies the terminology and facilitates the development of single-unit dwellings on private roads.

**SECTION 2** revokes clause 6(2)(e) of the regulations, which referred only to “summer cottages”, and substitutes a new clause (e) that uses the new terminology “single-unit dwelling”.

**SECTION 3** revokes clause 17(3)(e) of the regulations, which referred only to “summer cottages”, and substitutes a new clause (d) that uses the new terminology “single-unit dwelling”.

**SECTION 4** amends subsection 46(3) of the regulations to remove references to “single family dwelling or summer cottage use” and substitute a reference to “single-unit dwelling use”.

**SECTION 5** amends Table 4 in subsection 60(1) to make use of the new definition of “single-unit dwelling” and to remove references to “single family unit” and “single unit summer cottage” which are not defined and not used elsewhere in the regulations.

**SECTION 6** amends clause 63(3.1)(c), clause 63(4)(a), subsection 63(5) and subsection 63(5.04) to remove several references to “single family dwelling use” and “summer cottage use” and substitute references to “single-unit dwelling use”.

**SECTION 7** amends specified provisions of the regulations to change the words “single unit” to “single-unit”, for consistency with these amendments.

**SECTION 8** provides for the commencement of the regulations.

**EC2017-320**

**SOCIAL ASSISTANCE ACT  
SOCIAL ASSISTANCE APPEAL BOARD  
APPOINTMENTS**

Pursuant to section 5 of the *Social Assistance Act* R.S.P.E.I. 1988, Cap. S-4.3 Council made the following appointments:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
Beverley Gosbee Murray River (reappointed)	13 May 2017 to 13 May 2020
Mary Baird Murray River (vice Allan Glover, resigned)	23 May 2017 to 23 May 2020

**EC2017-321**

**SUMMARY PROCEEDINGS ACT  
TICKET REGULATIONS  
AMENDMENT**

Pursuant to section 10 of the *Summary Proceedings Act* R.S.P.E.I. 1988, Cap. S-9, Council made the following regulations:

**1. Part 30 of Schedule 2 of the *Summary Proceedings Act* Ticket Regulations (EC58/08) is amended by the addition of the following after item 97:**

97.1 Using diesel engine enhanced braking system where speed limit is 60 km/h or less or when prohibited by official traffic sign.....	127(2.1)	200
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**2. These regulations come into force on June 3, 2017.**

**EXPLANATORY NOTES**

**SECTION 1** amends the Summary Offence Ticket Schedule for the *Highway Traffic Act* to add a new offence related to the use of diesel engine enhanced braking systems where prohibited.

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

**EC2017-322**

**TOURISM PEI ACT  
TOURISM PEI  
BOARD OF DIRECTORS  
APPOINTMENT**

Pursuant to section 7 of the *Tourism PEI Act* R.S.P.E.I. 1988, Cap. T-3.4 Council made the following appointment:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
as member and vice-chair David Keedwell Deputy Minister Economic Development and Tourism (vice Neil Stewart)	23 May 2017 at pleasure

**EC2017-323**

**WORKERS COMPENSATION ACT  
WORKERS COMPENSATION BOARD OF  
PRINCE EDWARD ISLAND  
APPOINTMENTS**

Pursuant to subsection 19(2) of the *Workers Compensation Act* R.S.P.E.I. 1988, Cap. W-7.1, Council made the following appointments:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
as employer representatives	
Angus Houston Charlottetown (reappointed)	01 December 2014 to 23 May 2019
Harvey Larkin New Glasgow (reappointed)	01 December 2012 to 23 May 2018
Alan MacKinnon Montague (vice Mike Annear, term expired)	23 May 2017 to 23 May 2020
as worker representatives	
Nancy MacFadyen Augustine Cove (vice Dianne Collins, term expired)	23 May 2017 to 23 May 2020
Valerie Robinson Miltonvale Park/Charlottetown (vice Sandy MacKay, term expired)	23 May 2017 to 23 May 2020
Margaret Stewart Charlottetown (reappointed)	01 December 2014 to 23 May 2018

Further, pursuant to subsection 20(1) of the Act, Council appointed Angus Houston to be vice-chairperson of the Board.