

EC2020-251**FIRE PREVENTION ACT
CODES AND STANDARDS ORDER
AMENDMENT**

Pursuant to subsection 24(2) of the *Fire Prevention Act* R.S.P.E.I. 1988, Cap. F-11, and upon the recommendation of the Minister of Justice and Public Safety and Attorney General, Council made the following Order:

1. Section 1 of the *Fire Prevention Act* Codes and Standards Order (EC16/85) is amended by the addition of the following after clause (a.1):

(a.2) 2015 Edition of the National Research Council's National Fire Code;

2. Section 2 of the Order is amended by the deletion of the words "Uniform Fire Code or Life Safety Code" wherever they occur and the substitution of the words "Uniform Fire Code, Life Safety Code or National Fire Code".

3. This Order comes into force on April 25, 2020.

EXPLANATORY NOTES

SECTION 1 adds clause 1(a.2) to the *Fire Prevention Act* Codes and Standards Order to add the National Fire Code of the National Research Council, 2015 Edition, to the list of Codes and Standards that are in force in the province.

SECTION 2 amends section 2 of the Codes and Standards Order to include the National Fire Code in the Codes listed in that section.

SECTION 3 provides for the commencement of the Order.

EC2020-252

**EXECUTIVE COUNCIL ACT
MINISTER OF ECONOMIC GROWTH, TOURISM AND CULTURE
AUTHORITY TO ENTER INTO AN AGREEMENT
(2020 DESTINATION CANADA
INTEGRATED RESEARCH PARTNERSHIP PROGRAM)
WITH THE
CANADIAN TOURISM COMMISSION
DBA DESTINATION 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 Economic Growth, Tourism and Culture as Minister Responsible for Tourism PEI to enter into a partnering agreement with the Canadian Tourism Commission doing business as Destination Canada, for the period April 1, 2020 to March 31, 2021, to have full access to Destination Canada's 2020 Integrated Research Program.

EC2020-253

HEALTH SERVICES PAYMENT ACT
PHYSICIAN RESOURCE PLANNING COMMITTEE
APPOINTMENT

Pursuant to subsection 2.2(1) of the *Health Services Payment Act* R.S.P.E.I. 1988, Cap. H-2 Council made the following appointment:

NAME	TERM OF APPOINTMENT
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via clause (c)

Justin Ellis, CPA, CA Director, Planning Evaluation and Audit Health PEI (vice Kellie C. Hawes)	14 April 2020 at pleasure
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EC2020-254

PUBLIC HEALTH ACT
CONTINUATION OF
DECLARATION
STATE OF PUBLIC HEALTH EMERGENCY

WHEREAS a state of public health emergency was declared in Prince Edward Island on March 16, 2020, pursuant to Order-in-Council EC2020-174;

WHEREAS Council has determined, on the advice of the Chief Public Health Officer, that a public health emergency continues to exist as a result of COVID-19 (coronavirus);

AND WHEREAS continued coordination of action or special measures are required in order to protect the public health of the population;

THEREFORE, Council continues Order-in-Council EC2020-174 pursuant to subsection 49(5) of the *Public Health Act*, R.S.P.E.I. 1988, Cap. P-30.1 effective April 15, 2020 for a period of thirty (30) days, unless it is sooner terminated or continued by Council.

EC2020-255

PROVINCIAL COURT ACT
PART-TIME PROVINCIAL COURT JUDGE
APPOINTMENT

Pursuant to section 3.1 of the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25, Council appointed Judge John R.A. Douglas of Charlottetown as a part-time judge during the term May 1, 2020 to June 23, 2020.

EC2020-256**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. Schedule 2 to the *Summary Proceedings Act* Ticket Regulations (EC58/08) is amended by the addition of the following after Part 8:**PART 8.01*****BUILDING CODES ACT*****R.S.P.E.I. 1988, Cap. B-5.1**

Item Number	Column I Offence	Column II Section	Column III Penalty for out of court settlement
1	Failing to post permit in a prominent place	10(5)	\$500 (individual) 1,000 (corporation)
2	Commencing construction, demolition or change of use of building without a permit	11	500 (individual) 1,000 (corporation)
3	Obstructing, impeding or refusing entry to or interfering with a building official	13(2)	500 (individual) 1,000 (corporation)
4	Owner or occupant refusing entry of a building official	13(1)	500 (individual) 1,000 (corporation)
5	Owner or constructor failing to notify for inspection	14(1)	500 (individual) 1,000 (corporation)
6	Failing to comply with a written order issued by a building official under section 15 or 16.....	17	500 (individual) 1,000 (corporation)
7	Tenant or occupant refusing entry to owner to comply with order of building official	20	500 (individual) 1,000 (corporation)
8	Refusing entry to, obstructing or interfering with building official or person entering or attempting to enter building or real property for purposes of order issued under section 21	21(5)	500 (individual) 1,000 (corporation)
9	Obstructing, impeding or refusing entry to or interfering with a building official or person attempting to enter building or real property for purpose specified in written order	22(5)	500 (individual) 1,000 (corporation)

PART 8.02***BUILDING CODES ACT*****Building Codes Regulations****(EC2020-256)**

Item Number	Column I Offence	Column II Section	Column III Penalty for out of court settlement
1	Failing to apply for a building permit to construct or renovate when working on a dwelling that contains a home-based business	5(1)	\$500 (individual) 1,000 (corporation)
2	Transferring permit to another person	5(4)	500 (individual) 1,000 (corporation)
3	Failing to obtain a building permit in accordance with section 9	6(1)	500 (individual) 1,000 (corporation)
4	Failing to acquire occupancy permit before occupying a building	8(1)(a)	500 (individual) 1,000 (corporation)
5	Failing to acquire occupancy permit before occupancy classification of building is changed.....	8(1)(b)	500 (individual) 1,000 (corporation)
6	Failing to acquire occupancy permit before commencing partial demolition or alteration of occupied building.	8(1)(c)	500 (individual) 1,000 (corporation)
7	Deviating or authorizing a deviation from plans or permit	10	500 (individual) 1,000 (corporation)
8	Owner failing to provide survey plan or location certificate on request of building official	11	500 (individual) 1,000 (corporation)
9	Owner, agent or constructor failing to ensure professionals provide required undertakings or declarations	12(1)	500 (individual) 1,000 (corporation)
10	Owner failing to notify building official on completion of work under conditional permit	14(4)(a)	500 (individual) 1,000 (corporation)
11	Proceeding with construction beyond the initial terms of a conditional permit without a permit	14(4)(b)	500 (individual) 1,000 (corporation)
12	Failing to post permit for temporary building or change of occupancy classification	15(4)	500 (individual) 1,000 (corporation)
13	Owner failing to ensure all required permits or approvals are in place before commencing work	17	500 (individual) 1,000 (corporation)
14	Failing to notify building official of change of date for commencement of work	18	500 (individual) 1,000 (corporation)

15 Failing to notify building official including specified information prior to commencing work	19(1)(a)	500 (individual) 1,000 (corporation)
16 Failing to notify building official during construction of employee changes, within 3 days after change	19(1)(b)	500 (individual) 1,000 (corporation)
17 Failing to notify building official of change of owner	19(2)	500 (individual) 1,000 (corporation)
18 Failing to ensure plans and other documents are available on site for inspection	20	500 (individual) 1,000 (corporation)
19 Owner failing to consult or engage professionals	21	500 (individual) 1,000 (corporation)
20 Owner failing to engage professional engineer to undertake design of structural component	22(a)	500 (individual) 1,000 (corporation)
21 Owner failing to provide undertaking respecting structural component when required by building official	22(b)	500 (individual) 1,000 (corporation)
22 Owner failing to engage professional engineer to undertake design of sprinkler system	24(a)	500 (individual) 1,000 (corporation)
23 Owner failing to provide undertaking respecting sprinkler system when required by building official...	24(b)	500 (individual) 1,000 (corporation)
24 Failing to notify building official for inspections	25	500 (individual) 1,000 (corporation)
25 Failing to notify a building official for inspection of professionally designed buildings	27	500 (individual) 1,000 (corporation)
26 Owner failing to ensure no unsafe condition exists before discontinuing work on site	29	500 (individual) 1,000 (corporation)
27 Architect or professional engineer failing to meet the requirements of codes	30	500 (individual) 1,000 (corporation)
28 Failing to get approval to work on public property	32	500 (individual) 1,000 (corporation)
29 Constructor failing to ensure no unsafe condition exists before discontinuing work on site	33(2)	500 (individual) 1,000 (corporation)
30 Constructor failing to ensure that all materials, systems and equipment used in construction, alteration, reconstruction or renovation of building meet the requirements of codes for work undertaken	35	500 (individual) 1,000 (corporation)
31 Owner failing to comply with direction of building official to make or have made tests of materials, equipment, devices, construction methods, structural assemblies or foundation conditions, at the owner's expense	42	500 (individual) 1,000 (corporation)
32 Owner or constructor failing to submit a report where a failure occurs during the work which causes or has the potential to cause injury or loss of life, stating the nature and details of the failure	43	500 (individual) 1,000 (corporation)

2. These regulations come into force on April 25, 2020.

EXPLANATORY NOTES

SECTION 1 amends the *Summary Proceedings Act* Ticket Regulations (EC58/08) to add new Parts 8.01 and 8.02. Part 8.01 specifies the offences under the *Building Codes Act* that may be enforced by means of a ticket, and the penalties for those offences. Part 8.02 specifies the offences under the Building Codes Regulations that may be enforced by means of a ticket, and the penalties for those offences.

SECTION 2 provides for the commencement of these regulations.