

EC2004-738

**EMERGENCY 911 ACT
REGULATIONS
AMENDMENT**

Pursuant to section 10 of the *Emergency 911 Act* R.S.P.E.I. 1988, Cap. E-5.1, Council made the following regulations:

1. Section 1 of the *Emergency 911 Act* Regulations (EC155/00) is amended

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

(a.1) “local subscriber” means a person who subscribes to the services of a telecommunications carrier for a telephone service activated within the province; local subscriber

(a.2) “municipality which is responsible for civic addressing” means any one of the following municipalities: municipality
responsible for
civic addressing

- (i) Alberton,
- (ii) Borden-Carleton,
- (iii) Brackley,
- (iv) Charlottetown,
- (v) Cornwall,
- (vi) Georgetown,
- (vii) Kensington,
- (viii) Kinkora,
- (ix) Miscouche,
- (x) Montague,
- (xi) O’Leary,
- (xii) Souris,
- (xiii) Stratford,
- (xiv) Summerside,
- (xv) Tignish,
- (xvi) Victoria,
- (xvii) Wellington;

(b) by the deletion of the period after clause (b) and the substitution of a semicolon; and

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

(c) “private roadway sign installation” means a private roadway sign installation consisting of private roadway
sign installation

- (i) a support post,
- (ii) an anchor, if any,
- (iii) a sign panel, and
- (iv) sign panel fastening hardware.

2. Subsection 3(6) of the regulations is amended

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

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

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

- (c) be accompanied by
- (i) in the case of a private roadway that is located in a municipality which is responsible for civic addressing, the municipal fee for each private roadway sign installation required by that municipality, or
 - (ii) in the case of a private roadway that is not located in a municipality which is responsible for civic addressing, the fee established under subsection 6(2).

3. Section 6 of the regulations is amended

(a) by renumbering it as subsection 6(1); and

(b) by the addition of the following:

(2) A property owner who creates a new private roadway in a subdivision that is located outside a municipality which is responsible for civic addressing shall pay a fee of \$150 to the Provincial Treasurer for each private roadway sign installation required by the PEI 911 administration. Sign installation fee

(3) Where a private roadway sign is missing or damaged to the extent that the sign is, in the opinion of the Minister, illegible by the travelling public, the PEI 911 administration shall replace the private roadway sign installation or the part of the sign installation that is missing or damaged. Missing, damaged sign

4. The regulations are amended by the addition of the following after section 9:

10. (1) Subject to subsection (2), every local subscriber shall pay a 911 service fee of \$0.50 per month to the Provincial Treasurer for each of the following active telephone services: 911 service fee for telephone services

- (a) a single-line residential service;
- (b) a single-line business service;
- (c) a multi-line outgoing service;
- (d) each separately numbered Centrex service;
- (e) a wireless service.

(2) The province may enter into agreements with telecommunications carriers Agreements with telecommunications carriers

- (a) to collect the fee required by subsection (1) from local subscribers; and
- (b) to submit the fees collected under clause (a) to the Provincial Treasurer.

5. These regulations come into force on January 1, 2005

EXPLANATORY NOTES

The amendments add definitions, provide for fees for private roadway sign installations, a mechanism for replacing missing, illegible or damaged private roadway signs and establish a 911 service fee and method of payment of that fee.

EC2004-739

**ENVIRONMENTAL PROTECTION ACT
ISLAND WASTE MANAGEMENT CORPORATION
ANNUAL FEES
APPROVED**

Upon the recommendation of the Island Waste Management Corporation and pursuant to clause 6(d) of Order-in-Council EC1999-262 of 25 May 1999, Council approved annual fees of one hundred and seventy-five dollars (\$175.00) per household unit and seventy-five dollars (\$75.00) per cottage unit for the provision of a residential refuse collection system in the province.

EC2004-740

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 APPLICATION TO LEASE LAND
 LYNDA L. COUSINS
 (APPROVAL)

Pursuant to section 4 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 Lynda L. Cousins of Don Mills, Ontario to acquire, by lease, an interest in a land holding or land holdings of up to three hundred and forty-four (344) acres of land as part of her aggregate land holdings PROVIDED THAT the said Lynda L. Cousins 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.

EC2004-741

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 APPLICATION TO LEASE LAND
 FRIZZELL'S VALLEYVILLE FARMS INC.
 (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 Frizzell's Valleyville Farms Inc. of Glen Valley, 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 Frizzell's Valleyville Farms Inc. 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.

EC2004-742

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 APPLICATION TO LEASE LAND
 HARRIS BROS. INC.
 (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 Harris Bros. Inc. of Knutsford, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to six hundred and fifty (650) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Harris Bros. Inc. 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.

EC2004-743

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
KLONDIKE FARMS LTD.
(APPROVAL)

Pursuant to section 5 and clause 5.3(1)(b) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Klondike Farms Ltd. of Wilmot Valley, 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 Klondike Farms Ltd. files a statement with the Island Regulatory and Appeals Commission within one year of the date of this Order and prior to 31 December in every subsequent year disclosing the parcel number, the acreage and the term of lease for each parcel leased during the reporting period covered by the statement.

EC2004-744

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
LYNDA L. COUSINS
(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 Lynda L. Cousins of Don Mills, Ontario to acquire an interest in a land holding of approximately twenty-eight (28) acres of land in Lot 18, Prince County, Province of Prince Edward Island, being acquired from Carl Ramsay of Kensington, Prince Edward Island.

EC2004-745

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100235 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 100235 P.E.I. Inc. of Tignish, Prince Edward Island to acquire a land holding of approximately zero decimal seven six (0.76) acres of land in Lot 1, Prince County, Province of Prince Edward Island, being acquired from Connie McRae-Arsenault of Cornwall, Prince Edward Island.

EC2004-746

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BAYSIDE WOOD PRODUCTS 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 Bayside Wood Products Inc. of Richmond, Prince Edward Island to acquire a land holding of approximately two decimal eight two (2.82) acres of land in Lot 14, Prince County, Province of Prince Edward Island, being acquired from Nelson MacKinnon and Shane MacKinnon, both of Grand River, Prince Edward Island; and Peter Brown and Chris McNeill, both of Richmond, Prince Edward Island.

EC2004-747

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
FULTON SANDERSON & SONS 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 Fulton Sanderson & Sons Inc. of York Point, Prince Edward Island to acquire a land holding of approximately ninety-five decimal two three (95.23) acres of land in Lot 32, Queens County, Province of Prince Edward Island, being acquired from John F. Sanderson of York Point, Prince Edward Island.

EC2004-748

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
J.S.R. MACLEAN 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 J.S.R. MacLean Ltd. of North Wiltshire, Prince Edward Island to acquire a land holding of approximately one decimal five two (1.52) acres of land in Lot 22, Queens County, Province of Prince Edward Island, being acquired from Rodney MacLean and Karen MacLean, both of North Wiltshire, Prince Edward Island.

EC2004-749

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
J.S.R. MACLEAN 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 J.S.R. MacLean Ltd. of North Wiltshire, Prince Edward Island to acquire a land holding of approximately three hundred and forty-nine decimal four six (349.46) acres of land in Lots 24 and 31, Queens County, Province of Prince Edward Island, being acquired from Rodney MacLean and Karen MacLean, both of North Wiltshire, 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.

EC2004-750

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
LAKE VERDE HOLDINGS 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 Lake Verde Holdings Ltd. of Pownal, Prince Edward Island to acquire a land holding of approximately sixty-two (62) acres of land in Lot 48, Queens County, Province of Prince Edward Island, being acquired from Harald Kern and Elke Kern, both of Murray Harbour, 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.

EC2004-751

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
NORDALE FARMS 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 Nordale Farms Inc. of Grand River, Prince Edward Island to acquire a land holding of approximately five decimal three four (5.34) acres of land in Lot 14, Prince County, Province of Prince Edward Island, being acquired from Nelson MacKinnon and Shane MacKinnon, both of Grand River, Prince Edward Island; and Peter Brown and Chris McNeill, both of Richmond, Prince Edward Island.

EC2004-752

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
P.E.I. MUSSEL KING (1994) 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 P.E.I. Mussel King (1994) Inc. of Morell, Prince Edward Island to acquire a land holding of approximately nine (9) acres of land in Lot 40, Kings County, Province of Prince Edward Island, being acquired from P.E.I. Mussel Farms Inc. of Morell, Prince Edward Island.

EC2004-753

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
URBAINVILLE 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 Urbainville Farms Ltd. of Wellington, Prince Edward Island to acquire a land holding of approximately forty-four decimal nine four (44.94) acres of land in Lot 15, Prince County, Province of Prince Edward Island, being acquired from Shannon Ellis of Northam, 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.

EC2004-754

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
VALLEY TRUSS & METAL 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 Valley Truss & Metal Ltd. of Kensington, Prince Edward Island to acquire a land holding of approximately one decimal five three (1.53) acres of land in Lot 19, Prince County, Province of Prince Edward Island, being acquired from Concentres Scientifiques Belisle Inc. of Saint-Mathias-sur-Richelieu, Quebec.

EC2004-755

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ISLAND POTATO PACKERS INC.
 (TO RESCIND)

Council, having under consideration Order-in-Council EC2003-548 of 14 October 2003, rescinded the said Order forthwith, thus rescinding permission for Island Potato Packers Inc. of Kensington, Prince Edward Island to acquire one decimal six five (1.65) acres of land in Lot 19, Prince County from Everett Champion & Sons Limited of Kensington, Prince Edward Island.

EC2004-756

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ISLAND POTATO PACKERS INC.
 (TO RESCIND)

Council, having under consideration Order-in-Council EC2003-549 of 14 October 2003, rescinded the said Order forthwith, thus rescinding permission for Island Potato Packers Inc. of Kensington, Prince Edward Island to acquire forty-one (41) acres of land in Lot 19, Prince County, from Everett Champion & Sons Limited of Kensington, Prince Edward Island.

EC2004-757

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 W.E. COUSINS 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 W.E. Cousins Ltd. of Kensington, Prince Edward Island to acquire a land holding of approximately twenty-eight (28) acres of land in Lot 18, Prince County, Province of Prince Edward Island, being acquired from Carl Ramsay 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.

EC2004-758

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 488437, LOT 42, 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 twenty-five (25) acres of land, being Provincial Property No. 488437 located in Lot 42, Kings County, Prince Edward Island and currently owned by Harry MacCormack of Oakville, Ontario.

Council noted that this amendment will enable subdivision of a parcel of land of approximately twelve decimal five (12.5) acres, and determined that following subdivision, identification for non-development use shall continue to apply to the new parcel as well as to the remaining land.

This Order-in-Council comes into force on 21 December 2004.

EC2004-759

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 508069, LOT 15, 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 ten decimal three nine (10.39) acres of land, being Provincial Property No. 508069 located in Lot 15, Prince County, Prince Edward Island and currently owned by Edward Hatton and Lonny Diana Jenssen, both of Peterborough, Ontario.

Council noted that this amendment will enable subdivision of a parcel of land of approximately five (5) acres with shore frontage in excess of 165 feet, and determined that following subdivision, identification for non-development use shall continue to apply to the new parcel as well as to the remaining land.

This Order-in-Council comes into force on 21 December 2004.

EC2004-760

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 835306, LOT 40, KINGS COUNTY
SUBDIVISION RESTRICTION
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 prohibiting subdivision made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately fifteen decimal five (15.5) acres of land, being Provincial Property No. 835306 located in Lot 40, Kings County, Prince Edward Island and currently owned by P.E.I. Mussel Farms Inc. of Morell, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately nine (9) acres SUBJECT TO the subdivided parcel being consolidated with the adjacent Provincial Property No. 835298. Further, Council determined that the condition preventing subdivision shall continue to apply to the remaining land.

This Order-in-Council comes into force on 21 December 2004.

EC2004-761

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROVINCIALY OWNED LAND
AT LOWER MONTAGUE, KINGS COUNTY
EXEMPTION FROM
IDENTIFICATION FOR NON-DEVELOPMENT USE

Pursuant to section 21 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council determined that upon transfer to Morley Annear, thirteen decimal three two (13.32) acres of land located at Lower Montague in Lot 59, Kings County, Prince Edward Island, being part of Provincial Property No. 252346, being the roadways in a private cottage subdivision, and currently owned by the Government of Prince Edward Island, as represented by the Minister of Transportation and Public Works, NOT be identified for non-development use under the Land Identification Program established by the *Prince Edward Island Lands Protection Act* Land Identification Regulations (EC606/95).

EC2004-762

LEGAL PROFESSION ACT
 QUEEN'S COUNSEL
 APPOINTMENT
 OF
 RONALD J. PROFIT

Council, pursuant to subsection 34(1) of the *Legal Profession Act* R.S.P.E.I. 1988, Cap. L-6.1 ordered that Letters Patent under the Great Seal of the Province be issued to appoint Ronald J. Profit, as Her Majesty's Counsel learned in the law of Prince Edward Island, effective 21 December 2004.

EC2004-763

LEGAL PROFESSION ACT
 QUEEN'S COUNSEL
 APPOINTMENT
 OF
 M. JANE RALLING

Council, pursuant to subsection 34(1) of the *Legal Profession Act* R.S.P.E.I. 1988, Cap. L-6.1 ordered that Letters Patent under the Great Seal of the Province be issued to appoint M. Jane Ralling, as Her Majesty's Counsel learned in the law of Prince Edward Island, effective 21 December 2004.

EC2004-764

LEGAL PROFESSION ACT
 QUEEN'S COUNSEL
 APPOINTMENT
 OF
 BRIAN L. WADDELL

Council, pursuant to subsection 34(1) of the *Legal Profession Act* R.S.P.E.I. 1988, Cap. L-6.1 ordered that Letters Patent under the Great Seal of the Province be issued to appoint Brian L. Waddell, as Her Majesty's Counsel learned in the law of Prince Edward Island, effective 21 December 2004.

EC2004-765

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 Philip Brown to be Acting Minister of Agriculture, Fisheries and Aquaculture commencing on the 27th day of December 2004, and continuing for the duration of the absence from the Province of Honourable Kevin MacAdam.