

**EC2013-103**

CIVIL SERVICE ACT  
PUBLIC SERVICE COMMISSION  
CHIEF EXECUTIVE OFFICER APPOINTMENT  
AIDAN SHERIDAN  
(TO RESCIND)

Council, having under consideration Order-in-Council EC2009-356 of July 14, 2009, rescinded the said Order, thus rescinding the appointment of Aidan Sheridan as Chief Executive Officer of the Public Service Commission effective January 29, 2013.

**EC2013-104**

CIVIL SERVICE ACT  
PUBLIC SERVICE COMMISSION  
ACTING CHIEF EXECUTIVE OFFICER - APPOINTMENT  
ANDREW THOMPSON  
(APPROVED)

Pursuant to section 5 of the *Civil Service Act* R.S.P.E.I. 1988, Cap. C-8 Council appointed Andrew Thompson to serve at pleasure as Acting Chief Executive Officer of the Public Service Commission effective January 29, 2013.

**EC2013-105**

EMPLOYMENT STANDARDS ACT  
EMPLOYMENT STANDARDS BOARD  
APPOINTMENTS

Pursuant to section 4 of the *Employment Standards Act* R.S.P.E.I. 1988, Cap. E-1 Council made the following appointments:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
as chairperson	
Don MacCormac Charlottetown (reappointed)	22 January 2013 to 22 January 2016
as employee members	
Vimy William Gregory Murray River (reappointed)	22 January 2013 to 22 January 2016
Donald Pendergast Charlottetown (reappointed)	22 January 2013 to 22 January 2016
as employer members	
Douglas MacKenzie Belfast (reappointed)	22 January 2013 to 22 January 2016

Elaine Thompson 22 January 2013  
 Charlottetown to  
 (reappointed) 22 January 2016

Blair Waugh 22 January 2013  
 Summerside to  
 (vice Henri Gallant, term expired) 22 January 2016

**EC2013-106**

FINANCIAL ADMINISTRATION ACT  
 SPECIAL WARRANT  
 (SUPPLEMENTARY CAPITAL EXPENDITURE FOR FISCAL YEAR 2012-13)

Pursuant to subsection 37(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9, Council ordered that a Special Warrant do issue authorizing a supplementary payment out of the Operating Fund (Capital) for Tourism PEI as follows:

<b>Account Class</b>	<b>Account Name</b>	<b>Amount</b>
	<b>Capital Improvements</b>	
1131-05006	Machinery and Equipment	<u>\$140,000.00</u>

**EC2013-107**

AN ACT TO AMEND THE HIGHWAY TRAFFIC ACT  
 DECLARATION RE

Under authority of section 4 of *An Act to Amend the Highway Traffic Act* Stats. P.E.I. 2012, c. 11 Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Highway Traffic Act" to come into force effective February 23, 2013.

**EC2013-108**

HIGHWAY TRAFFIC (COMBATING IMPAIRED DRIVING)  
 AMENDMENT ACT  
 DECLARATION RE

Under authority of section 7 of the *Highway Traffic (Combating Impaired Driving) Amendment Act* Stats. P.E.I. 2012, c. 12 Council ordered that a Proclamation do issue proclaiming the said "Highway Traffic (Combating Impaired Driving) Amendment Act" to come into force effective February 23, 2013.

**EC2013-109**

HIGHWAY TRAFFIC ACT  
 ADMINISTRATIVE DRIVING PROHIBITION AND VEHICLE  
 IMPOUNDMENT REGULATIONS  
 AMENDMENT

Pursuant to section 312 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

**1. Section 3.3 of the *Highway Traffic Act* Administrative Driving Prohibition and Vehicle Impoundment Regulations (EC161/00) is amended by the addition of the words “, and containing the required information for the purposes of subsection 264.1(2) of the Act,” after the words “of the Act”.**

**2. Schedule 1, “NOTICE OF IMPOUNDMENT” of the regulations is revoked and the Schedule 1 as set out in the Schedule to these regulations is substituted.**

**3. Schedule 4, Form 4 of the regulations is revoked and the Form 4 as set out in the Schedule to these regulations is substituted.**

**4. Schedule 8, “REPORT OF DRIVING PROHIBITION” of the regulations is amended by the deletion of the words “Notice of Vehicle Impoundment” and the substitution of the words “Notice of Driving Prohibition”.**

**5. These regulations come into force on February 23, 2013.**

**SCHEDULE**

**SCHEDULE 1**

**NOTICE OF IMPOUNDMENT**  
(s. 255.3 of the *Highway Traffic Act*)

NAME .....  
 (Last) (First) (Other)  
 ADDRESS .....  
 (Number & Street) (Municipality) (Province) (Telephone)  
 DRIVER INFO .....  
 (License No.) (Prov.) (D.O.B.) (Sex)  
 VEHICLE INFO .....  
 (Plate No.) (Year) (Make) (V.I.N) (Province)  
 OWNER INFO .....  
 (Name) (Address)  
 LOCATION ..... DATE ..... TIME .....  
 dd mm yy

**NOTICE OF IMPOUNDMENT**  
(s. 255.3 of the *Highway Traffic Act*)

This is official notification that the above-noted motor vehicle is being impounded for a period of 30 days **OR** 60 days - \*(SEE BELOW) **OR** 6 months \*(SEE BELOW) from ..... under the authority of section 255.1 of the *Highway Traffic Act*.

\*The period of impoundment is 30 days, except where the registered owner of the motor vehicle was the owner of a motor vehicle that was impounded within two years before the date of impoundment provided for in this notice, in which case the period of impoundment is 60 days (s. 255.2 of the *Highway Traffic Act*).

REASON:  
 The undersigned peace officer is satisfied that, on or about ....., you operated a motor vehicle or had care or control of a motor vehicle while you were prohibited from doing so, by reason of the suspension or cancellation of your driver’s license, and that you have been convicted, in the past two years, of an offence under subsection 271(1) of the *Highway Traffic Act* or under subsection 259(4) of the *Criminal Code* (Canada).

\*\* The period of impoundment is 6 months where the driver has committed one or more *Criminal Code* (Canada) offences as set out in subsection 255.1(1.1) of the *Highway Traffic Act*.

**REASON:**

The undersigned peace officer is satisfied that, on or about .....

you committed an offence under one of the following provisions of the *Criminal Code* (Canada) as set out in 255.1(1.1)(a) of the *Highway Traffic Act*: 220, 221, 236, 249(3), 249(4), 249.1(4)(a) or (b), 249.2, 249.3, 249.4(3), 249.4(4), 255(2), 255(2.1), 255(2.2), 255(3), 255(3.1) or 255(3.2); or

you committed an offence under one of the following provisions of the *Criminal Code* (Canada) as set out in 255.1(1.1)(b) of the *Highway Traffic Act*: 249(2), 249.1(2), 249.4(1), 252, 253(1)(a) or (b), 254(5) or 259(4), and within 10 years before the commission of the offence you were also convicted of one of the offences listed in 255.1(1.1)(a) or two or more of the offences listed in 255.1(1.1)(b).

**REVIEW INSTRUCTIONS:**

The owner of a motor vehicle has the right to have the impoundment reviewed by the Registrar under section 255.5 of the *Highway Traffic Act*. You may, within 30 days of becoming aware of the impoundment, apply to the Registrar for a review of the impoundment by filing an application for review with the Registrar of Motor Vehicles at Highway Safety Division, 33 Riverside Drive, Charlottetown, or Access PEI, 120 Harbour Drive, Summerside, and paying to the Registrar the prescribed fee(s). An application for review must be in the form, contain the information and be completed in the manner required by the Registrar. You may attach to the application for review any sworn statements or other evidence that you wish the Registrar to consider. To ensure all written evidence will be considered by the Registrar, it must be attached at the time of filing the application for review. The Registrar is not required to hold an oral hearing unless you request an oral hearing at the time of filing the application for review and pay the prescribed oral hearing fee. If you request an oral hearing and fail to appear on the date and at the time and place arranged for the hearing, without prior notice to the Registrar, your right to an oral hearing is deemed to have been waived. The filing of an application for a review under section 255.5 of the *Highway Traffic Act* does not stay the impoundment of the motor vehicle. If you do not apply for a review of the impoundment within 30 days, or if the review is unsuccessful, the motor vehicle will be impounded for the period authorized by section 255.2 of the *Highway Traffic Act*.

The owner of the motor vehicle shall be responsible to pay all costs and charges in relation to the impoundment and storage of the motor vehicle permitted by subsection 255.4(2) of the *Highway Traffic Act*, which costs and charges shall constitute a lien on the motor vehicle. Failure to pay such costs and charges may result in the disposal of the motor vehicle under the *Garage Keepers' Lien Act* or subsection 255.4(6) of the *Highway Traffic Act*.

Vehicle stored at: .....

PEACE OFFICER'S NAME (PRINT) .....

PEACE OFFICER'S SIGNATURE .....

PIN/BADGE NUMBER ..... POLICE AGENCY .....

**SCHEDULE 4**

**FORM 4**

**NOTICE OF DRIVING PROHIBITION**

(Section 277.2 and subsection 277.9(15) of the *Highway Traffic Act*)

**A. DRIVER INFORMATION:**

NAME .....  
 (Last) (First) (Other)

ADDRESS .....  
 (Number & Street) (Municipality) (Province) (Telephone)

LICENSE NO. .... PROV. ....

DRIVER DATE OF BIRTH ..... SEX .....  
 day month year

VEHICLE INFO .....  
 (Plate No.) (Year) (Make) (Province)

LOCATION ..... DATE ..... TIME .....  
 day month year

**B.1 NOTICE OF 90-DAY DRIVING PROHIBITION (FOR DRIVER OTHER THAN A GRADUATED DRIVER OR DRIVER UNDER THE AGE OF 19 YEARS)**

(Section 277.2 of the *Highway Traffic Act*)

This is official notification that you are prohibited from operating a motor vehicle for a period of 90 days from .....under the authority of section 277.2 of the *Highway Traffic Act*.

**REASON:**

The undersigned peace officer has reasonable grounds to believe that on or about ..... you operated a motor vehicle or had care or control of a motor vehicle and

- you did so having, by reason of an analysis of your breath or blood, consumed alcohol in such a quantity that the concentration of alcohol in your blood exceeded 80 milligrams of alcohol in 100 millilitres of blood (clause 277.2(1)(a) of the *Highway Traffic Act*); or
- you failed or refused, without a reasonable excuse, to comply with a demand made on you to supply a sample of your breath or blood under section 254 of the *Criminal Code* (clause 277.2(1)(b) of the *Highway Traffic Act*).

**TEMPORARY DRIVER'S LICENSE:**

This notice serves as your temporary driver's license which is effective from ..... and expires at the end of 7 days. If you are served with a 24-Hour suspension, this temporary driver's license is only valid on the expiry of the 24-Hour roadside suspension under subsection 277.1(3) of the *Highway Traffic Act*.

**B.2 NOTICE OF 90-DAY DRIVING PROHIBITION (FOR A GRADUATED DRIVER OR DRIVER UNDER THE AGE OF 19 YEARS)**

(Subsection 277.9(15) and section 277.2 of the *Highway Traffic Act*)

This is official notification that you are prohibited from operating a motor vehicle for a period of 90 days from .....under the authority of subsection 277.9(15) and section 277.2 of the *Highway Traffic Act*.

**REASON:**

The undersigned peace officer has reasonable and probable grounds to believe that on or about ..... you, being a graduated driver or under the age of 19 years, operated a motor vehicle or had care or control of a motor vehicle and

- you did so having, by reason of an analysis of your breath or blood, consumed alcohol in such a quantity that the concentration of alcohol in your blood exceeded 0 milligrams of alcohol in 100 millilitres of blood (clause 277.2(1)(a) and subsection 277.9(15) of the *Highway Traffic Act*); or
- you failed or refused, without a reasonable excuse, to comply with a demand made on you to supply a sample of your breath or blood under section 254 of the *Criminal Code* or section 277.8 of the *Highway Traffic Act* (clause 277.2(1)(b) and subsection 277.9(15) of the *Highway Traffic Act*).

..... Breath/blood alcohol content

**TEMPORARY DRIVER'S LICENSE:**

This notice serves as your temporary driver's license which is effective from ..... and expires at the end of 7 days. This temporary driver's license is only valid on the expiry of the 24-Hour roadside suspension under subsection 277.9(4) of the *Highway Traffic Act*.

**C. REVIEW INSTRUCTIONS:**

You have the right to have the driving prohibition reviewed by the Registrar under section 277.5 of the *Highway Traffic Act*. You may, within 7 days of being served with this notice of driving prohibition, apply to the Registrar for a review of the driving prohibition by filing an application for review with the Registrar of Motor Vehicles at the Highway Safety Division, 33 Riverside Drive, Charlottetown, or Access PEI, 120 Harbour Drive, Summerside, and paying to the Registrar the prescribed fee(s). If your license or permit to operate a motor vehicle issued under the *Highway Traffic Act* was not taken by the peace officer or sent to the Registrar under section 277.2 of the *Highway Traffic Act*, you must surrender it to the Registrar, unless you complete and file with the Registrar a statutory declaration in the prescribed form stating that the license or permit has been lost, stolen or destroyed. An application for review must be in the form, contain the information and be completed in the manner required by the Registrar. You may attach to the application for review any sworn statements or other evidence that you wish the Registrar to consider. To ensure all written evidence will be considered by the Registrar, it must be attached at the time of filing the application for review. The Registrar is not required to hold an oral hearing unless you request an oral hearing at the time of filing the application for review and pay the prescribed oral hearing fee. If you request an oral hearing and fail to appear on the date and at the time and place arranged for the hearing, without prior notice to the Registrar, your right to an oral hearing is deemed to have been waived. The filing of an application for a review under section 277.5 of the *Highway Traffic Act* does not stay the driving prohibition. If you do not apply for a review of the driving prohibition within 7 days, or if the review is unsuccessful, you will be prohibited from operating a motor vehicle for a period of 90 days.

**D. SURRENDER OF DRIVER'S LICENSE:**

License surrendered: \_\_\_\_ Yes \_\_\_\_ No

License May Be Claimed At .....

**E. RETURN OF DRIVER'S LICENSE:**

Date and Time of Return ..... Personal ..... Mail .....  
 Returned by ..... Receipt of License .....

**E.1 NOTICE - Mandatory Ignition Interlock (section 264.1(2) Highway Traffic Act:**

indicate presence of child/children under the age of 16 when offence was committed.

Name of Child	Date of Birth
Name of Child	Date of Birth
Name of Child	Date of Birth

**F. PEACE OFFICER:**

PEACE OFFICER'S NAME (PRINT) .....  
 PEACE OFFICER'S SIGNATURE .....  
 PIN/BADGE NUMBER ..... POLICE AGENCY .....

**EXPLANATORY NOTES**

**SECTION 1** amends section 3.3 of the regulations to add a reference to the new subsection 264.1(2) of the Act, which requires a peace officer to make a report to the Registrar as to the presence of a child under the age of sixteen in the motor vehicle at the time when an offence under section 253 or subsection 254(5) of the Criminal Code has been committed.

**SECTION 2** revokes Schedule 1, the Notice of Impoundment form, of the regulations and substitutes a new Schedule 1 Notice of Impoundment form which has been updated to reflect the recent amendments to the Act that impose a 6-month period of impoundment for drivers who commit one of the more serious impaired driving offences under the Criminal Code (those resulting in death or bodily harm) or who are repeat offenders.

**SECTION 3** revokes Form 4 of Schedule 4 of the regulations and substitutes a new Schedule 4, Form 4 which has been updated to provide for the report of a peace officer as to the presence of a child under the age of sixteen in a motor vehicle at the time when an offence under section 253 or subsection 254(5) of the Criminal Code was committed.

**SECTION 4** corrects a reference to a Notice.

**SECTION 5** provides for the commencement of these regulations.

**EC2013-110**

**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. Section 2 of the *Liquor Control Act* Regulations (EC704/75) is amended by the deletion of the words “five dollars” and the substitution of the words “\$50”.**

**2. Subsection 7(2) of the regulations is amended**

**(a) by the deletion of the words “five dollars” and the substitution of the words “\$20”; and**

**(b) by the deletion of the words “twenty-five dollars” and the substitution of the words “\$50”.**

**3. Subsection 10(3) of the regulations is amended by the deletion of the words “one dollar” and the substitution of the words “\$50”.**

**4. Section 18 of the regulations is amended by the deletion of the words “twenty-five dollars” and the substitution of the words “\$200”.**

**5. Section 20 of the regulations is amended by the deletion of the words “two hundred dollars” and the substitution of the words “\$250”.**

**6. Section 27 of the regulations is amended by the deletion of the words “twenty-five dollars” and the substitution of the words “\$200”.**

**7. Section 29 of the regulations is amended by the deletion of the words “two hundred dollars” and the substitution of the words “\$250”.**

**8. Section 38 of the regulations is amended by the deletion of the words “twenty-five dollars” and the substitution of the words “\$200”.**

**9. Section 40 of the regulations is amended**

**(a) by the deletion of the words “fifty dollars” and the substitution of the words “\$75”;**

**(b) by the deletion of the words “one hundred dollars” and the substitution of the words “\$150”; and**

**(c) by the deletion of the words “two hundred dollars” and the substitution of the words “\$250”.**

**10. Section 48 of the regulations is amended by the deletion of the words “twenty-five dollars” and the substitution of the words “\$100”.**

**11. Section 50 of the regulations is amended by the deletion of the words “fifty dollars” and the substitution of the words “\$75”.**

**12. Section 50.1 of the regulations is amended**

**(a) in subsection (4), by the deletion of the words “\$200” and the substitution of the words “\$250”; and**

**(b) in subsection (7), by the deletion of the words “twenty-five dollars” and the substitution of the words “\$200”.**

**13. Subsection 50.2(5) of the regulations is amended by the deletion of the words “\$200” and the substitution of the words “\$250”.**

**14. Section 50.3 of the regulations is amended**

**(a) in subsection (3), by the deletion of the words “twenty-five dollars” and the substitution of the words “\$300”;**

**(b) in subsection (10), by the deletion of the words “\$200” and the substitution of the words “\$400”;**

**(c) in subsection (12), by the addition of the words “payment of the prescribed fee,” after the words “subject to”; and**

**(d) by the addition of the following after subsection (12):**

(13) An operator of an off-site winery retail outlet shall pay an annual Prescribed fee fee of \$100.

**15. Section 50.4 of the regulations is amended**

**(a) in subsection (4),**

**(i) by the deletion of the words “\$100” and the substitution of the words “\$125”, and**

**(ii) by the deletion of the words “\$50” and the substitution of the words “\$75”; and**

**(b) in subsection (5), by the deletion of the words “twenty-five dollars” and the substitution of the words “\$100”.**

**16. Section 50.5 of the regulations is amended**

**(a) in subsection (1), by the deletion of the words “\$200” and the substitution of the words “\$400”;**

**(b) in subsection (2), by the deletion of the words “twenty-five dollars” and the substitution of the words “\$300”;**

**(c) in subsection (6), by the addition of the words “payment of the prescribed fee,” after the words “subject to”; and**

**(d) by the addition of the following after subsection (6):**

(7) An operator of an off-site distillery retail outlet shall pay an annual fee of \$100. Prescribed fee

**17. Section 50.6 of the regulations is amended**

**(a) in subsection (2), by the deletion of the words “\$200” and the substitution of the words “\$400”; and**

**(b) in subsection (9), by the deletion of the words “twenty-five dollars” and the substitution of the words “\$300”.**

**18. Section 50.7 of the regulations is amended**

**(a) in clause (2)(b), by the deletion of the words “\$25” and the substitution of the words “\$300”;**

**(b) in clause 3(b), by the deletion of the words “\$200” and the substitution of the words “\$500”;**

**(c) in subsection (11), by the addition of the words “payment of the prescribed fee,” after the words “subject to”; and**

**(d) by the addition of the following after subsection (11):**

(12) An operator of an off-site micro-brewery retail outlet shall pay an annual fee of \$100. Prescribed fee

**19. Section 50.8 of the regulations is amended**

**(a) in subsection (2), by the deletion of the words “twenty-five dollars” and the substitution of the words “\$300”; and**

**(b) in subsection (6), by the deletion of the words “two hundred dollars” and the substitution of the words “\$400”.**

**20. Section 57 of the regulations is amended**

**(a) in subsection (2), by the deletion of the word “should” and the substitution of the word “shall”; and**

**(b) by the addition of the following after subsection (2):**

(3) An application for renewal that is submitted later than two weeks prior to the date of expiry of the license shall in addition to the applicable annual fee also include a late renewal fee of fifty per cent (50%) of the applicable annual fee. Late renewal fee

**21. Section 62 of the regulations is revoked and the following substituted:**

**62. (1) A license granted by the Commission shall be a license only to the person named therein operating under the name specified therein and for the premises specified in the license.** Conditions of license

(2) Where

(a) a change occurs in the management or ownership of the licensed premises, including ownership of the shares of a corporate licensee;

Alteration of license



(b) a change occurs in the name of the person or corporation specified in the license;  
 (c) a change occurs in the business, operating or trade name specified in the license; or  
 (d) alterations are made to the licensed premises,  
 the Commission may, upon application in a manner approved by the Commission and subject to payment of the prescribed fee, issue a letter authorizing changes in the original license to conform to the changes or alterations.

(3) An application for an amendment to a liquor license as a result of the changes referred to in subsection (2) shall be accompanied by a non-refundable application fee of \$35. Application fee

(4) Should a change in management or ownership of the licensed premises, a change in the name of the person or corporation or in the business, operating or trade name specified in the license, or a change of the ownership of the shares of a corporate licensee of licensed premises occur, or alterations be made to the licensed premises, the Commission may revoke the license and require a new application for a license and a hearing thereon. Revocation

**22. Form 1 of the regulations is amended by the deletion of the words “Fee \$5.00” and the substitution of the words “Fee for permit \$50”.**

**23. Form 2 of the regulations is amended by the deletion of the words “Fee \$5.00” and the substitution of the words “Fee \$50”.**

**24. Form 7 of the regulations is amended by the deletion of the words “The \$2.00 fee is to accompany this application for a Class I permit or the \$5.00” and the substitution of the words “The \$20 fee is to accompany this application for a Class I permit or the \$50 fee”.**

**25. Form 8 of the regulations is amended**

(a) by the deletion of the words “Class I \$5.00” and the substitution of the words “Class I \$20”;

(b) by the deletion of the words “Class II \$25.00” and the substitution of the words “Class II \$50”;

(c) by the deletion of the words “Fee \$5.00” and the substitution of the words “Fee \$20”; and

(d) by the addition of the words “Fee \$50” after the words “Fee \$20”.

**26. Form 9 of the regulations is amended by the deletion of the words “Fee \$1.00” and the substitution of the words “Fee for license \$50”.**

**27. Form 10 of the regulations is amended by the deletion of the words “Fee \$5.00” and the substitution of the words “Fee \$50”.**

**28. These regulations come into force on February 23, 2013.**

#### EXPLANATORY NOTES

**SECTION 1** amends section 2 of the regulations to raise the fee for a permit for a druggist, physician, dentist, veterinarian or a person engaged in mechanical or manufacturing business or scientific pursuits from \$5 to \$50.

**SECTION 2** amends subsection 7(2) of the regulations to raise the fee for a Class I permit from \$5 to \$20 and for a Class II permit from \$25 to \$50.

**SECTION 3** amends subsection 10(3) of the regulations to raise the fee for a permit to sell preparations containing alcohol from \$1 to \$50.

**SECTION 4** amends section 18 of the regulations to raise the non-refundable application fee for a dining room license from \$25 to \$200.

**SECTION 5** amends section 20 of the regulations to raise the annual fee payable by a dining room licensee from \$200 to \$250.

**SECTION 6** amends section 27 of the regulations to raise the non-refundable application fee for a lounge license from \$25 to \$200.

**SECTION 7** amends section 29 of the regulations to raise the annual fee payable by a dining room licensee from \$200 to \$250.

**SECTION 8** amends section 38 of the regulations to raise the non-refundable application fee for a club license from \$25 to \$200.

**SECTION 9** amends section 40 of the regulations to raise the annual fee payable by a club licensee from \$50 to \$75 for a membership of 100 or less, from \$100 to \$150 for a membership between 101 and 150, and from \$200 to \$250 for a membership over 150.

**SECTION 10** amends section 48 of the regulations to raise the non-refundable application fee for a military canteen license from \$25 to \$100.

**SECTION 11** amends section 50 of the regulations to raise the annual fee payable by a military canteen licensee from \$50 to \$75.

**SECTION 12** amends section 50.1 of the regulations to raise the annual fee payable by a holder of a special premises license from \$200 to \$250.

**SECTION 13** amends subsection 50.2(5) of the regulations to raise the annual fee payable by a holder of a caterer's license from \$200 to \$250.

**SECTION 14** amends section 50.3 of the regulations to raise the non-refundable application fee for a winery license from \$25 to \$300, to raise the annual fee payable by a holder of a winery license from \$200 to \$400, and to add a new subsection (13) requiring the operator of an off-site winery retail outlet to pay an annual fee of \$100.

**SECTION 15** amends section 50.4 of the regulations in subsection (4) to raise the fee payable by the holder of a tourist home license from \$100 to \$125 annually or from \$50 to \$75 for six months, and in subsection (5) to raise the non-refundable application fee for a tourist home license from \$25 to \$100.

**SECTION 16** amends section 50.5 of the regulations in subsection (1) to raise the fee for a distiller's license from \$200 to \$400, in subsection (2) to raise the non-refundable application fee for a distiller's license from \$25 to \$300, and to add a new subsection (7) requiring an operator of an off-site distillery retail outlet to pay an annual fee of \$100.

**SECTION 17** amends section 50.6 of the regulations in subsection (2) to raise the fee for a brew-pub license from \$200 to \$400, and in subsection (9) to raise the non-refundable application fee for a brew-pub license from \$25 to \$300.

**SECTION 18** amends section 50.7 of the regulations in subsection (2) to raise the non-refundable application fee for a micro-brewery license from \$25 to \$300, in subsection (3) to raise the fee for a microbrewery license from \$200 to \$500, and to add a new subsection (12) requiring an operator of an off-site microbrewery retail outlet to pay an annual fee of \$100.

**SECTION 19** amends section 50.8 of the regulations in subsection (2) to raise the non-refundable application fee for a ferment on premises license from \$25 to \$300, and in subsection (6) to raise the annual fee payable by the holder of a ferment on premises license from \$200 to \$400.

**SECTION 20** amends section 57 of the regulations in subsection (2) to delete “should” and substitute “shall” and to add a new subsection (3) that imposes an additional fee of 50% of the applicable annual fee for a late renewal application.

**SECTION 21** revokes section 62 of the regulations and substitutes a new section 62 that authorizes a person to apply for an amended liquor license where the changes specified in subsection (2) have occurred since the license was originally granted. The non-refundable application fee for an amendment to a license is \$35. The Commission retains the discretion, where the changes specified in subsection (2) have occurred, to revoke the holder’s license and require the person to make a new application for a license on which the Commission may hold a hearing.

**SECTION 22** amends Form 1 of the regulations to raise the fee stated on the form for a permit under section 2 of the Act from \$5 to \$50.

**SECTION 23** amends Form 2 of the regulations to raise the fee stated on the form for a permit under section 2 of the Act from \$5 to \$50.

**SECTION 24** amends Form 7 of the regulations to raise the fee stated on the form for a Class I permit from \$2 to \$20 and for a Class II permit from \$5 to \$50.

**SECTION 25** amends Form 8 of the regulations to raise the fee stated on the form for a Class I permit from \$5 to \$20 and for a Class II permit from \$25 to \$50.

**SECTION 26** amends Form 9 of the regulations to raise the fee stated on the form for a license under subsection 10(2) from \$1 to \$50.

**SECTION 27** amends Form 10 of the regulations to raise the fee stated on the form for a license under subsection 10(2) from \$5 to \$50.

**SECTION 28** provides for the commencement of these regulations.

### **EC2013-111**

**MUSEUM ACT  
PRINCE EDWARD ISLAND MUSEUM AND HERITAGE FOUNDATION  
BOARD OF GOVERNORS  
APPOINTMENTS**

Pursuant to section 5 of the *Museum Act* R.S.P.E.I. 1988, Cap. M-14, Council made the following appointments:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
Marilyn MacDonald Charlottetown (vice Thomas E. Macdonald, term expired)	22 January 2013 to 22 January 2016
Gordon Worth Charlottetown (vice Jesse Francis, term expired)	22 January 2013 to 22 January 2016

**EC2013-112****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 13<sup>th</sup> day of February 2013, and continuing for the duration of the absence from the Province of Honourable Valerie Docherty.
2. Honourable Wes Sheridan to be Acting Minister of Innovation and Advanced Learning commencing on the 13<sup>th</sup> day of February 2013, and continuing for the duration of the absence from the Province of Honourable Allen Roach.





