

EC2017-146

**ENVIRONMENTAL PROTECTION ACT
EXCAVATION PITS REGULATIONS**

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

- 1.** In these regulations,
- | | Definitions |
|---|--------------------------|
| (a) “abandoned”, in relation to an excavation pit, means that a registration certificate has not been issued for the excavation pit within the previous two years; | abandoned |
| (b) “Act” means the <i>Environmental Protection Act</i> R.S.P.E.I. 1988, Cap. E-9; | Act |
| (c) “excavation pit” means any excavation in the ground for the purpose of searching for or removing clay, gravel, sand, shale, subsoil, topsoil, rock or any other surface or subterranean deposit, but does not include | excavation pit |
| (i) an excavation made within the boundaries of a highway, | |
| (ii) a snow-trap constructed to protect a highway from snow accumulation, | |
| (iii) an excavation in preparation for a structural foundation, or the removal of stored or stockpiled clay, gravel, sand, shale, subsoil, topsoil, rock or any other surface or subterranean deposit that originated from another location, or | |
| (iv) an excavation designed for water retention and irrigation purposes; | |
| (d) “highway” means a highway as defined in the <i>Roads Act</i> R.S.P.E.I. 1988, Cap. R-15; | highway |
| (e) “license” means a valid and subsisting excavation pit operator license issued under section 4; | license |
| (f) “Minister” means the Minister of Communities, Land and Environment; | Minister |
| (g) “operate”, in relation to an excavation pit, means to search for, move or remove any clay, gravel, sand, shale, subsoil, topsoil, rock or any other surface or subterranean deposit, or any part of them, and includes the drainage and management of water in the excavation pit or on the property where the excavation pit is located; | operate |
| (h) “registration certificate” means a valid and subsisting excavation pit registration certificate issued under section 8; | registration certificate |
| (i) “residential premises” includes | residential premises |
| (i) any house, dwelling, apartment, or other place that is occupied or may be occupied by an individual as a residence, or | |
| (ii) any part of a place referred to in subclause (i) that is or may be occupied by an individual as a residence, | |
| but does not include campers, tents or travel trailers used for seasonal occupancy; | |
| (j) “watercourse or wetland” means a watercourse or wetland as those terms are defined in the <i>Watercourse and Wetland Protection Regulations</i> (EC720/08) under the Act. | watercourse or wetland |
- 2.** These regulations and the Design and Operational Criteria for Excavation Pits set out in the Schedule to these regulations apply to the design, development, operation and restoration of all excavation pits except an excavation pit
- | | |
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| (a) located within the boundaries of any municipality as defined in the <i>Interpretation Act</i> R.S.P.E.I. 1988, Cap. I-8, that has enacted bylaws to regulate excavation pits; or | Application of regulations, etc. |
| (b) referred to in section 13. | |
- 3.** Subject to section 13, no person shall
- | | |
|--|-------------|
| (a) develop or operate an excavation pit; | Prohibition |
| (b) remove excavated material from an excavation pit; or | |

- (c) institute reclamation procedures in an excavation pit, except under the authority of
- (d) a license issued under section 4; and
- (e) a registration certificate issued under section 8 for the pit being developed, operated or restored.
- 4.** (1) A person may apply for a license by submitting to the Minister, Application for license
- (a) a completed application, including the information specified in subsection (2), in the form approved by the Minister; and
- (b) the application fee set out in section 14.
- (2) An applicant for a license shall provide the following information in respect of the application: Required information
- (a) the applicant's name and business name, if applicable;
- (b) the applicant's address;
- (c) the applicant's telephone number.
- (3) A person may apply for reinstatement of a license that has been suspended under subsection 5(1) at the end of the suspension period specified by the Minister under subsection 5(2) by complying with subsection (1) and providing proof satisfactory to the Minister that the contravention has been corrected. Reinstatement
- (4) The Minister, after review of an application submitted in accordance with subsection (1), may grant a license to the applicant. Issuance
- (5) A license holder shall carry out all activities associated with the operation of an excavation pit in compliance with these regulations and the requirements of the Design and Operational Criteria for Excavation Pits set out in the Schedule to these regulations. Compliance required
- (6) A license holder shall notify the Minister in writing of any change in the circumstances of the license holder that relates to any information the license holder provided in the application for the issuance of the license. Requirement to notify
- 5.** (1) The Minister may suspend or revoke a license or a registration certificate issued under section 8 for an excavation pit if the Minister is satisfied that any one or more of the following conditions prevail: Suspension
- (a) the excavation pit being operated by the license holder is not designed, located, constructed, or operated in accordance with the requirements set out in these regulations;
- (b) the license holder has obtained the license through misrepresentation or fraud;
- (c) the license holder, where required to do so, has failed to obtain a registration certificate for an excavation pit pursuant to section 8 of these regulations.
- (2) A suspension under subsection (1) remains in force for the period of time specified by the Minister, which shall not exceed the remainder of the period during which the license or registration certificate is valid. Duration of suspension
- 6.** Where a license is suspended under subsection 5(1), the license holder may reapply to the Minister under section 4 for reinstatement of the license on the expiry of the suspension period specified under subsection 5(2) by providing proof satisfactory to the Minister that the contravention that gave rise to the suspension has been corrected. Reinstatement
- 7.** (1) A license holder shall not transfer the license to any person. Prohibition
- (2) A license holder shall not *Idem*
- (a) transfer a registration certificate to any person; or
- (b) use a registration certificate for the development or operation of an excavation pit other than the excavation pit for which it was granted.
- (3) A license expires on the date indicated on the license, which shall not be more than five years from the date of issuance. Expiry
- (4) A license holder may renew the license prior to its expiry by submitting a completed application in the form required by the Minister to the Minister, accompanied by the renewal fee set out in section 14. Renewal

REGISTRATION CERTIFICATES

8. (1) Subject to section 13, no person shall commence the operation of an excavation pit, or cause the excavation pit to be operated, unless the person is a license holder or an owner of the property who has obtained a registration certificate in accordance with this section for the operation of the excavation pit. Prohibition
- (2) A license holder or owner may apply for a registration certificate for the operation of an excavation pit by submitting to the Minister Application
- (a) a completed application in the form approved by the Minister, including the information specified in subsection (3); and
- (b) the application fee set out in clause 14(c) or (d), as the case may be.
- (3) The information and other documentation to be provided by an applicant for the purposes of an application under subsection (2) includes Required information, etc.
- (a) if the applicant is not the owner of the parcel of land where the proposed excavation pit is to be operated, the written consent of the owner to the operation of the excavation pit on that parcel of land;
- (b) the real property tax number and the name of the owner as shown on the tax notices under the *Real Property Tax Act* R.S.P.E.I. 1988, Cap. R-5, for the parcel of land where the proposed excavation pit is to be located;
- (c) a map or plan showing the location, shape, dimensions, approximate area and description of the property on which the excavation pit is to be located and the location of the proposed excavation pit, together with the existing grades of the property on which the excavation pit is to be located;
- (d) details of the existing land use of the location of the proposed excavation pit, including whether the property on which the proposed excavation pit is located is designated under the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5;
- (e) details of the use of all land within 500 metres of the boundary of the proposed excavation pit;
- (f) the location and extent of all watercourses and wetlands within the property boundaries or within 250 metres of the proposed excavation pit;
- (g) the details of all drainage from the proposed excavation pit;
- (h) proposed measures to prevent soil eroded from the proposed excavation pit from entering any adjacent watercourses or wetlands;
- (i) a description of all entrances to and exits from the proposed excavation pit;
- (j) the proposed location and size of stockpiles of the matter to be excavated, overburden and waste;
- (k) proposed measures to protect people and livestock from any hazards that may be created by the proposed excavation pit, including fencing and posting of signs that warn of its proximity; and
- (l) other information respecting the proposed excavation pit and its operation that may be required by the Minister in order to assess the application.
- (4) A plan referred to in clause (3)(c) may be in the form of an aerial photograph, a survey plan certified by a Prince Edward Island land surveyor or a line drawing made by an applicant, but the applicant shall ensure that any plan submitted for the purposes of this section contains sufficient detail and identifies the location and extent of the features referred to in subsection (3) with sufficient clarity to allow the Minister to properly assess the application. Plans
- (5) The Minister shall issue a registration certificate to an applicant if the Minister is satisfied that Issuance of registration certificate
- (a) the application has been made in accordance with the requirements of these regulations; and
- (b) the application submitted under subsection (2)
- (i) includes the information and other requirements referred to in subsection (3) and is otherwise acceptable to the Minister, and
- (ii) adequately provides for the operation of the excavation pit in compliance with the Act and these regulations.

- 9.** (1) A holder of a registration certificate shall display the registration certificate for an excavation pit in clear view at the entrance to the excavation pit for which it was issued. Display required
- (2) A holder of a registration certificate shall not transfer the registration certificate to any person. Transfer
- (3) Where the Minister refuses to issue a registration certificate to an applicant, the Minister shall provide written reasons for the refusal to the applicant. Reasons for refusal
- (4) Unless otherwise specified by the Minister, a registration certificate expires one year after the date on which it was issued. Expiry
- (5) The holder of a registration certificate may renew the registration certificate prior to its expiry by submitting a completed application for renewal in the form required by the Minister to the Minister, accompanied by the renewal fee set out in section 14. Renewal
- (6) An applicant under subsection (5) shall provide, in respect of the excavation pit to which the registration certificate relates, Required information
- (a) the information required under clauses 8(3)(a) and (b); and
- (b) any information under clauses 8(3)(d) and (e) that has changed since the issuance of the registration certificate or the previous renewal, whichever last occurred.
- 10.** (1) When issuing a registration certificate pursuant to section 8, the Minister may require that the holder of the registration certificate give notice of the issuance to the public or particular members of the public in the manner and containing the information directed by the Minister. Notice to public
- (2) The Minister may provide information to the public respecting registration certificates that have been issued for excavation pits and may, in the Minister's discretion, provide that information by electronic means. Information provided by Minister
- 11.** The holder of a registration certificate shall, before the excavation pit is abandoned, conduct reclamation procedures and institute safety measures that are acceptable to the Minister, including Reclamation procedures
- (a) sloping of the working faces of the excavation pit;
- (b) contouring of pit floors to limit ponding of surface water; and
- (c) restricting public access to the excavation pit by appropriate means.
- 12.** (1) The Minister may direct the owner of a property on which an abandoned excavation pit is located to perform activities relating to the closure and reclamation of the pit, if the Minister believes on reasonable grounds that Direction by Minister
- (a) the slope or grading of the excavation pit is contributing to the release of sediment, silt or surface water runoff that is detrimental to the environment;
- (b) the closure and reclamation of the excavation pit would contribute to an improvement in the natural habitat of the area;
- (c) the excavation pit may be injurious to the health or safety of a person; or
- (d) the excavation pit interferes with or is likely to interfere with the comfort, well-being, livelihood, or enjoyment of life of a person.
- (2) Clause 3(c) does not apply to an owner of a property referred to in subsection (1) who is acting under the authority of a directive issued by the Minister under that subsection. Exemption

PITS FOR NON-COMMERCIAL USE

- 13.** The registered owner of a parcel of land in the province is exempt from the requirement to obtain a license or a registration certificate for the operation of an excavation pit located on that parcel of land if the material to be excavated is for private use and is not sold commercially or supplied to any person for resale. Exemption

FEES

- 14.** (1) The fees payable under these regulations are as follows: Fees

- (a) for an application for, or renewal of, a license (corporation)..... \$500
- (b) for an application for, or renewal of, a license (individual)..... \$250
- (c) for an application for, or renewal of, a registration certificate (corporation)..... \$150
- (d) for an application for, or renewal of, a registration certificate (individual)..... \$75
- (2) The fees specified in subsection (1) are non-refundable. Fees non-refundable
- 15.** (1) The Schedule to these regulations is hereby adopted and forms part of these regulations. Schedule adopted
- (2) The operator of an excavation pit shall ensure that the design and operation of the excavation pit comply with the requirements of the Design and Operational Criteria for Excavation Pits set out in the Schedule. Responsibility of operator
- 16.** The *Environmental Protection Act* Excavation Pits Regulations (EC753/90) are revoked. Revocation
- 17.** These regulations come into force on February 1, 2018. Commencement

SCHEDULE

DESIGN AND OPERATIONAL CRITERIA FOR EXCAVATION PITS

1.0 Setback Criteria

1.1 No part of an excavation pit shall be located within 300 metres of any residential premises other than a residence occupied by the holder of the registration certificate for the excavation pit.

1.2 No part of an excavation pit shall be located within 500 metres of any church, school, hospital, nursing home, cemetery, public hall, bathing beach, public skating rink, public park or public playground.

1.3 No part of the site proposed for an excavation pit shall be located within 50 metres of a watercourse.

1.4 No part of an excavation pit, with the exception of the pit access road, shall be located within 60 metres of a highway.

2.0 Pit Operation

2.1 No person shall, in operating an excavation pit, excavate below a line extending horizontally from an adjacent property boundary, within eight metres of that boundary.

2.2 No person shall, in operating an excavation pit, excavate below a gradient line which slopes downward from an adjacent property boundary at a slope of one unit vertical to one unit horizontal.

2.3 No person shall, in operating an excavation pit, excavate below the groundwater table.

2.4 The operator of an excavation pit shall ensure that the interior of the excavation pit is screened from view of every adjacent highway either by a growth of trees of sufficient density or by the creation of an earthen berm.

2.5 The operator of an excavation pit shall control dust on the access road to the excavation pit by means of a method approved by the Minister for that purpose.

2.6 The operator of an excavation pit shall ensure that the excavation pit is not used as a dumping area for garbage and other litter, organic waste or construction and demolition debris.

3.0 Signage

3.1 The registration certificate for an excavation pit shall be posted at the entrance way to the excavation pit and in a position that is viewable from the adjacent public road.

3.2 The mounting post for the registration certificate shall be installed on the right side of the entrance way to the excavation pit.

3.3 The height of the mounting post measured from the ground surface shall be a minimum of 7 feet and a maximum of 10 feet.

3.4 The mounting post shall be buried in the ground a minimum of 4 feet.

3.5 The mounting post dimensions should be a minimum of 6 inches by 6 inches.

3.6 The registration certificate for an excavation pit shall be posted on a plywood backing attached to the mounting post to ensure readability.

3.7 The registration certificate for an excavation pit shall be maintained in a legible condition while it is in force.

3.8 If a registration certificate that is in force becomes illegible, the operator of the excavation pit shall obtain a replacement from the Minister and shall post the replacement in accordance with the provisions of the regulations and this Schedule.

EXPLANATORY NOTES

SECTION 1 establishes definitions for the purposes of the regulations.

SECTION 2 provides that the regulations and criteria in the Schedule to the regulations apply to the design, development, operation and restoration of all excavation pits except those located within a municipality that has enacted bylaws regulating excavation pits, and pits for non-commercial use as set out in section 13.

SECTION 3 prohibits any person from engaging in the specified activities with respect to an excavation pit unless under the authority of a license and a registration certificate for the excavation pit, except a person acting under section 13.

SECTION 4 provides an application process for a license and specifies the information the applicant is required to provide. It also requires a license holder to comply with the regulations and the criteria in the Schedule in carrying out the activities associated with the operation of an excavation pit, and to notify the Minister in writing in respect of any change in the information provided to the Minister in the application for the license.

SECTION 5 authorizes the Minister to suspend or revoke a license or a registration certificate for an excavation pit where the Minister is satisfied that the pit is not designed, located, constructed or operated in accordance with the regulations, the license has been obtained through misrepresentation or fraud, or the license holder has failed to obtain a registration certificate for the pit.

SECTION 6 provides that a license holder whose license has been suspended may reapply for a new license under subsection 4(1) at the expiry of the suspension period if the contravention that gave rise to the suspension has been corrected.

SECTION 7 prohibits the transfer of a license or registration certificate to any person. The section also provides that a license expires not more than five years after it was issued and may be renewed.

SECTION 8 prohibits the operation of an excavation pit except under the authority of a registration certificate, and provides an application process for the issuance of a registration certificate by the Minister. The applicant is required to provide specified information about the location and proposed operation of the excavation pit, including a map or plan of the proposed pit.

SECTION 9 requires a holder of a registration certificate to post it in clear view at the entrance to the excavation pit, and prohibits the transfer of the registration certificate to any person. A registration certificate expires one year after it is issued and may be renewed.

SECTION 10 authorizes the Minister when issuing a registration certificate to require the holder to give notice of it to the public as directed by the Minister.

SECTION 11 requires a holder of a registration certificate to conduct reclamation procedures before abandoning an excavation pit.

SECTION 12 authorizes the Minister to direct an owner of a property on which an abandoned excavation pit is located to perform activities related to the closure and reclamation of the excavation pit in the specified circumstances.

SECTION 13 exempts a registered owner of land from the requirement to obtain a license or a registration certificate for the operation of an excavation pit located on the owner's land if the material to be excavated is for private use only and is not for sale or resale.

SECTION 14 establishes fees for the purposes of the regulations.

SECTION 15 formally adopts the Schedule to the regulations.

SECTION 16 revokes the *Environmental Protection Act* Excavation Pits Regulations (EC753/90).

SECTION 17 provides for the commencement of the regulations.

EC2017-147

EXECUTIVE COUNCIL ACT
 MINISTER OF JUSTICE AND PUBLIC SAFETY
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (PROVINCIAL INTEGRATED
 COMMUNICATION SYSTEM II FOR RCMP)
 WITH
 PUBLIC WORKS AND GOVERNMENT SERVICES 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 Justice and Public Safety to enter into an agreement with Public Works and Government Services Canada, for payment for the Provincial Integrated Communication System II provided to the RCMP "L" Division, for the period from the date of signing to March 31, 2017, such as more particularly described in the draft agreement.

EC2017-148

FINANCIAL ADMINISTRATION ACT
 SPECIAL WARRANT
 (SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2015/16)
 EMPLOYEE BENEFITS

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 for Employee Benefits as follows:

Account Class	Account Name	Amount
	Employees' Future Benefits	
0146-03129	Severance Payments	\$3,410,300
	Government Pension Contribution	
0147-03103	Civil Service Pension Plan	<u>2,771,100</u>
	Total	<u>\$6,181,400</u>

EC2017-149

FINANCIAL ADMINISTRATION ACT
 SPECIAL WARRANT
 (SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2015/16)
 INTEREST CHARGES ON DEBT

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 for Interest Charges on Debt as follows:

Account Class	Account Name	Amount
	Promissory Notes for Pension Funds	
0421-02799	Interest	<u>\$908,800</u>

EC2017-150

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2016/17)
DEPARTMENT OF FAMILY AND HUMAN SERVICES

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 for the Department of Family and Human Services as follows:

Account Class	Account Name	Amount
Social Programs		
0916-04050	Child Care Subsidy	\$ 338,700
0916-04038	Disability Support Program	1,482,600
0916-04033	Social Assistance Benefits	2,962,100
0920-04026	Community Grants	182,800
Child and Family Services		
0906-03099	Professional Services	\$ 147,400
0911-03125	Salaries	666,500
0909-04079	Supports for Children	<u>446,000</u>
	Total	<u>\$6,226,100</u>

EC2017-151

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2016/17)
INNOVATION PEI

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 for Innovation PEI as follows:

Account Class	Account Name	Amount
Business Development/Programs		
0197-04252	P.E.I. Tax Incentives	<u>\$3,867,400</u>

Further, Council noted that \$3,818,900 of this amount will be partially offset by corporate income tax revenue in the Department of Finance.

EC2017-152

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2016/17)
LEGISLATIVE ASSEMBLY

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 for the Legislative Assembly as follows:

Account Class	Account Name	Amount
Elections PEI/Elections		
0266-02601	Administration	<u>\$154,900</u>

EC2017-153

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2016/17)
DEPARTMENT OF WORKFORCE AND ADVANCED LEARNING

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 for the Department of Workforce and Advanced Learning as follows:

Account Class	Account Name	Amount
Skills PEI		
0761-04160	Labour Market Development Agreement	\$2,178,600
0761-03001	Professional Services	63,400
0761-04303	Canada Job Fund	189,200
0761-04316	Career Preparation Program	500,000
Post-Secondary and Continuing Education Post-Secondary Grants		
0441-04114	UPEI – Restricted Funding	\$1,454,000
0441-04114	Holland College – Restricted Funding	<u>2,492,000</u>
Total		<u>\$6,877,200</u>

Further, Council noted that \$5,877,200 of this amount will be partially offset by revenue from the Federal Government.

EC2017-154

ISLAND INVESTMENT DEVELOPMENT ACT
 FINANCIAL ASSISTANCE REGULATIONS
 A.P.M. LANDMARK 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 advance a three-year term loan in the amount of two million dollars (\$2,000,000.00) to A.P.M. Landmark Inc. on terms and conditions as presented by the Board of Directors of Island Investment Development Inc.

EC2017-155

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 REGINALD BALL AND DAWN BALL
 (DENIAL)

Council, having under consideration an application (#N5597A-D) for acquisition of a land holding under authority of section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap L-5, denied permission to Reginald Ball and Dawn Ball, both of Brooks, Alberta to acquire a land holding of approximately three hundred and ninety-nine decimal nine eight (399.98) acres of land at Flat River, Lot 60 and Belle River, Lot 62, both in Queens County, currently owned by East Coast Grains & Oilseeds Inc. of Belle River, Prince Edward Island.

EC2017-156

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 REGINALD BALL AND DAWN BALL
 (DENIAL)

Council, having under consideration an application (#N5596B-L) for acquisition of a land holding under authority of section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap L-5, denied permission to Reginald Ball and Dawn Ball, both of Brooks, Alberta to acquire a land holding of approximately four hundred and ninety-eight decimal three (498.3) acres of land at Flat River, Lot 60 and Belle River, Lot 62, both in Queens County, currently owned by SE PEI AG Inc. of Belle River, Prince Edward Island.

EC2017-157

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
ALICE MITCHELL
(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 Alice Mitchell of Orillia, Ontario, to acquire an interest in a land holding of approximately twenty-four (24) acres of land at Park Corner, Lot 21, Queens County, Province of Prince Edward Island, being acquired from Lamont Holdings Inc. of Kensington, Prince Edward Island.

EC2017-158

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
JUAN RONG AND XIANGHUA ZHU
(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 Juan Rong and Xianghua Zhu, both of Oakville, Ontario to acquire an interest in a land holding of approximately two decimal one seven (2.17) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from 101879 P.E.I. Inc. of Charlottetown, Prince Edward Island.

EC2017-159

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
102064 P.E.I., 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 102064 P.E.I. Inc. of Summerside, Prince Edward Island to acquire a land holding of approximately twenty-four (24) acres of land at Park Corner, Lot 21, Queens County, Province of Prince Edward Island, being acquired from Lamont Holdings Inc., of Kensington, 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 102064 P.E.I. Inc. and on all successors in title.

EC2017-160

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 10019038 CANADA 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 10019038 Canada Ltd. of Charlottetown, Prince Edward Island to acquire a land holding of approximately two decimal one seven (2.17) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from 101879 P.E.I. Inc. of Charlottetown, Prince Edward Island.

EC2017-161

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

Council, having under consideration Order-in-Council EC2017-58 of January 31, 2017, rescinded the said Order forthwith, thus rescinding permission for Callaghan Farms Inc. of Miminegash, Prince Edward Island to acquire a land holding of approximately one hundred and seventeen decimal eight eight (117.88) acres of land at Campbellton and Glengarry, both in Lot 7, Prince County, Province of Prince Edward Island, being acquired from Raeford Charles Rogers and Linda Rogers, both of Bloomfield, Prince Edward Island.

EC2017-162

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 CALLAGHAN FARMS 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 Callaghan Farms Inc. of Miminegash, Prince Edward Island to acquire a land holding of approximately one hundred and seventeen decimal eight eight (117.88) acres of land at Campbellton and Glengarry, both in Lot 7, Prince County, Province of Prince Edward Island, being acquired from Harris Callaghan of Miminegash, 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.

EC2017-163

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EXTONDALE FARMS 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 Extondale Farms Ltd. of Oyster Bed Bridge, Prince Edward Island to acquire, by way of lease, an interest in a land holding of approximately thirty-five (35) acres of land at Oyster Bed Bridge, Lot 24, Queens County, Province of Prince Edward Island, being acquired from Donald Matheson and Sylvia Matheson, both of Oyster Bed Bridge, Prince Edward Island.

EC2017-164

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EXTONDALE 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 Extondale Farms Ltd. of Oyster Bed Bridge, Prince Edward Island to acquire a land holding of approximately forty-three (43) acres of land at Oyster Bed Bridge, Lot 24, Queens County, Province of Prince Edward Island, being acquired from Everett Gallant, represented by the Public Trustee of 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.

EC2017-165

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EXTONDALE FARMS 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 Extondale Farms Ltd. of Oyster Bed Bridge, Prince Edward Island to acquire, by lease, an interest in a land holding of approximately seventy-five (75) acres of land at Oyster Bed Bridge, Lot 24, Queens County, Province of Prince Edward Island, being acquired from Joan Matheson of Oyster Bed Bridge, Prince Edward Island.

EC2017-166

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EXTONDALE FARMS 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 Extondale Farms Ltd. of Oyster Bed Bridge, Prince Edward Island to acquire, by lease, an interest in a land holding of approximately eighty (80) acres of land at Oyster Bed Bridge, Lot 24, Queens County, Province of Prince Edward Island, being acquired from Alanna MacPherson of Brackley Beach, Prince Edward Island.

EC2017-167

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 eighty-four (84) acres of land at Springbrook, Lot 21, Queens County, Province of Prince Edward Island, being acquired from Ronald Dale Johnstone and Hilda Gertrude Johnstone, both 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.

EC2017-168

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
HOWARDVALE HOLSTEINS
(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 Howardvale Holsteins of North Granville, Prince Edward Island to acquire, by lease, an interest in a land holding of approximately ninety (90) acres of land at Springfield, Lot 67, Queens County, Province of Prince Edward Island, being acquired from Lindsay Seaman and Norma Seaman, both of Kensington, Prince Edward Island.

EC2017-169

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 thirty-eight (138) acres of land at Hartsville, Lot 30, Queens County, Province of Prince Edward Island, being acquired from Gordon Dixon of Kingston, 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.

EC2017-170

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
M.S. WOODSIDES 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 M.S. Woodside Ltd. of Kensington, Prince Edward Island to acquire a land holding of approximately one decimal eight three (1.83) acres of land at Kensington, Lot 19, Prince County, Province of Prince Edward Island, being acquired from Thomas Coulson of Kensington, Prince Edward Island.

EC2017-171

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MACAULAY FARMS 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 MacAulay Farms Inc. of Chepstow, Prince Edward Island to acquire a land holding of approximately two hundred and eight decimal three six (208.36) acres of land at Albion Cross, Lot 55, Kings County, Province of Prince Edward Island, being acquired from P. Dallas MacIntyre of Souris, 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.

EC2017-172

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

Council, having under consideration Order-in-Council EC2016-807 of November 22, 2016, rescinded the said Order forthwith, thus rescinding permission for Meulen Holdings Inc. of Arthur, Ontario to acquire a land holding of approximately two hundred and nine decimal five two (209.52) acres of land at Websters Corner, Lots 35 and 36, Queens County, Province of Prince Edward Island, being acquired from Vincent Baird of Websters Corner, Prince Edward Island.

EC2017-173

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MEULEN HOLDINGS 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 Meulen Holdings Inc. of Arthur, Ontario to acquire a land holding of approximately two hundred and nine decimal five two (209.52) acres of land at Websters Corner, Lots 35 and 36, Queens County, Province of Prince Edward Island, being acquired from Vincent Baird of Websters Corner, Prince Edward Island PROVIDED THAT the portion of the said real property that has not received planning approval, being approximately two hundred and four decimal six eight (204.68) acres, is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2017-174

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MURRAY 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 Murray Farms Ltd. of Bedeque, Prince Edward Island to acquire a land holding of approximately forty-seven decimal two (47.2) acres of land at Middleton, Lot 27, Prince County, Province of Prince Edward Island, being acquired from Bagnall Farms Ltd. of Summerside, 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.

EC2017-175

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
NEW GLASGOW HIGHLANDS CAMPGROUND 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 New Glasgow Highlands Campground Inc. of Charlottetown, Prince Edward Island to acquire an interest, by way of share purchase, in a land holding of approximately fourteen decimal eight five (14.85) acres of land at New Glasgow, Lot 23, Queens County, Province of Prince Edward Island, being acquired from Leslie Andrews and Marlene Andrews, both of Hunter River, 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 Glasgow Highlands Campground Inc. and on all successors in title.

EC2017-176

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
NORTHCOM 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 Northcom Inc. of Charlottetown, Prince Edward Island to acquire an interest, by way of share purchase, in a land holding of approximately two decimal nine (2.9) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Caroline MacNabb and Pan American Properties Inc., both of Charlottetown, Prince Edward Island.

EC2017-177

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PRINCE EDWARD ISLAND HUMANE SOCIETY
(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 Prince Edward Island Humane Society of Charlottetown, Prince Edward Island to acquire a land holding of approximately thirteen (13) acres of land at Murray River, Lot 63, Kings County, Province of Prince Edward Island, being acquired from Juanita Leeco of Montague, 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.

EC2017-178

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
RASPBERRY POINT OYSTER CO. 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 Raspberry Point Oyster Co. Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately one decimal five seven (1.57) acres of land at Cymbria, Lot 24, Queens County, Province of Prince Edward Island, being acquired from Rustico Bay Aqua Farms Inc. and Little Harbour Aqua Ltd., both of Kensington, Prince Edward Island.

EC2017-179

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
SWEET FARMS INC.
(TO RESCIND)

Council, having under consideration Order-in-Council EC2015-761 of December 1, 2015, rescinded the said Order forthwith, thus rescinding permission for Sweet Farms Inc. of O'Leary, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to four hundred and thirty (430) acres of land as part of the said corporation's aggregate land holdings.

EC2017-180

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
SWEET 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 Sweet Farms Inc. of O'Leary, 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 Sweet 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.

EC2017-181**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 Alan McIsaac to be Acting Minister of Rural and Regional Development commencing on the 15th day of March 2017, and continuing for the duration of the absence from the Province of Honourable Pat W. Murphy.

EC2017-182**AN ACT TO AMEND THE SOCIAL WORK ACT
DECLARATION RE**

Under authority of section 5 of the *An Act to Amend the Social Work Act* Stats. P.E.I. 2016, c. 53 Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Social Work Act" to come into force effective March 25, 2017.

EC2017-183**SOCIAL WORK ACT
CERTIFICATION REGULATIONS
AMENDMENT**

Pursuant to section 8 of the *Social Work Act* R.S.P.E.I. 1988, Cap. S-5, after consultation with the Prince Edward Island Association of Social Workers, the Prince Edward Island Social Work Registration Board made, and the Lieutenant Governor in Council approved, the following regulations:

1. Section 2 of the *Social Work Act* Certification Regulations (EC17/13) is amended

(a) in clause (h), by the addition of the word "and" after the semicolon;

(b) in clause (i), by the deletion of the words "; and" and the substitution of a period; and

(c) by the revocation of clause (j).

2. The regulations are amended by the revocation of the heading "FEES" immediately before section 14.**3. Section 14 of the regulations is revoked.****4. These regulations come into force on March 25, 2017.**

EXPLANATORY NOTES

SECTION 1 removes a clause that requires an applicant to submit a fee for the processing of an application for a certificate. The Social Work Registration Board does not charge an application fee and one is not authorized in the Act.

SECTION 2 removes the heading preceding a provision on fees.

SECTION 3 removes a section that prescribes fees from the regulations, as the Board now has authority under the Act to set the amount of fees payable under the Act in bylaws.

SECTION 4 provides for the commencement of these regulations.