

EC2019-671

COMPANIES ACT
 ESCHEATS ACT
 AND
 PUBLIC WORKS ACT
 CONVEYANCE TO THE
 MINISTER OF TRANSPORTATION, INFRASTRUCTURE AND ENERGY

Having under consideration section 2 of the *Escheats Act* R.S.P.E.I. 1988, Cap. E-10 and subsection 13(2) of the *Public Works Act* R.S.P.E.I. 1988, Cap. P-34, Council authorized the grant of approximately zero decimal one seven (0.17) of an acre, being Provincial Property #881672 located in New Dominion, Lot 65, Queens County, to the Minister of Transportation, Infrastructure and Energy.

Council noted that this land was forfeited to Her Majesty the Queen in Right of Prince Edward Island pursuant to section 75 of the *Companies Act* R.S.P.E.I. 1988, Cap. C-14 on February 2019 upon the dissolution of the company known as West River Shellfishermen Inc.

EC2019-672

EXECUTIVE COUNCIL ACT
 MINISTER OF AGRICULTURE AND LAND
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (ATLANTIC HEALTHY HERDS PROJECT)
 WITH
 THE PROVINCE OF NEW BRUNSWICK
 AND
 THE PROVINCE OF NOVA SCOTIA
 AND
 DAIRY FARMERS OF PEI

Pursuant to clauses 10(b) and 10(d) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Agriculture and Land to enter into a joint funding agreement with the Province of New Brunswick, as represented by the Minister of Agriculture, Aquaculture and Fisheries, and the Province of Nova Scotia, as represented by the Minister of Agriculture and the Dairy Farmers of PEI, for the period April 1, 2019 to March 15, 2023, to support a research project (Atlantic Healthy Herds Project) to have the Atlantic Veterinary College investigate and decrease the prevalence of specific diseases in dairy herds, such as more particularly described in the draft agreement.

EC2019-673

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 884197, LOT 35, QUEENS COUNTY
IDENTIFICATION FOR NON-DEVELOPMENT USE
AMENDMENT

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council amended the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately twenty-four decimal five one (24.51) acres of land, being Provincial Property No. 884197 located at Donaldston, Lot 35, Queens County, Prince Edward Island and currently owned by John J. Rowe of Montague, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately one (1) acre for residential purposes, and determined that following subdivision, identification for non-development use shall continue to apply to the remaining land.

This Order-in-Council comes into force on October 1, 2019.

EC2019-674

PLANNING ACT
SUBDIVISION AND DEVELOPMENT REGULATIONS
AMENDMENT

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

1. (1) Subsection 63(4) of the *Planning Act* Subdivision and Development Regulations (EC693/00) is amended

(a) in the words immediately preceding clause (a), by the deletion of the words “into not more than one lot for each of the following purposes” and the substitution of the words “into not more than one lot for one of the following purposes”; and

(b) by the revocation of clause (d).

(2) Section 63 of the regulations is amended by the addition of the following after subsection (4):

(4.1) A parcel may be subdivided for a non-resource related commercial or industrial use where

Non-resource
commercial or
industrial

(a) the subdivided land is to be appended to or consolidated with land that was approved for a non-resource related commercial or industrial use by the Minister prior to July 9, 1994;

(b) in the opinion of the Minister, that use has not been discontinued or abandoned; and

(c) the proposed expansion does not violate the intent and purpose of these regulations, with particular regard for sections 3 and 13.

2. These regulations come into force on October 12, 2019.

EXPLANATORY NOTES

SECTION 1 amends section 63 of the regulations.

- Subsection (1) amends subsection 63(4) of the regulations to clarify that one lot may be subdivided from a parcel of land under that subsection for only one of the listed purposes, rather than one lot for each of the purposes. The subsection also revokes clause 63(4)(d), which enabled the creation of lots for non-resource commercial or industrial uses but limited their size to one acre or less. This amendment is related to the change in subsection (2).
- Subsection (2) adds a new subsection 63(4.1) to the regulations to permit subdivision and consolidation of land that is intended to be added to or consolidated with land used for a non-resource commercial or industrial business that was approved prior to July 9, 1994, to support growth and expansion of the business. The business must still be in operation, and a proposed expansion must be consistent with the regulations, in particular sections 3 and 13.

SECTION 2 provides for the commencement of the regulations.

EC2019-675

**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 Matthew MacKay to be Acting Minister of Transportation, Infrastructure and Energy commencing on the 6th day of October 2019, and continuing for the duration of the absence from the Province of Honourable Steven Myers.

EC2019-676

**SUMMARY PROCEEDINGS ACT
TICKET REGULATIONS
AMENDMENT**

Pursuant to subsection 10(3) of the *Summary Proceedings Act* R.S.P.E.I. 1988, Cap. S-9, Council made the following regulations:

1. Schedule 2 of the *Summary Proceedings Act* Ticket Regulations (EC58/08) is amended by the revocation of PART 5 and the substitution of the following:

PART 5

**ANIMAL HEALTH ACT
Swine Importation Regulations
(EC182/19)**

Item Number	Column I Offence	Column II Section	Column III Penalty for out of court settlement
1	Disposing of swine infected with porcine epidemic diarrhea or TGE not under direction of provincial veterinarian.....	2	\$500
2	Importing swine into the province from another jurisdiction without a swine import permit.....	3	500

3	Failing to stop at Borden-Carleton weigh station and provide swine import permit when transporting swine into province by motor vehicle.....	5(2)	500
4	Failing to comply with an order of the provincial veterinarian.....	7	500

2. These regulations come into force on October 12, 2019.

EXPLANATORY NOTES

SECTION 1 updates the ticket penalties under the *Animal Health Act* Swine Importation Regulations to reflect the revocation and replacement of these regulations.

SECTION 2 provides for the commencement of these regulations.