

EC2003-211

CRIMINAL CODE OF CANADA
PRINCE EDWARD ISLAND REVIEW BOARD
APPOINTMENT

Pursuant to section 672.38 of the *Criminal Code of Canada* R.S.C. 1985, Chap. C-46, Council made the following appointment:

NAME	TERM OF APPOINTMENT
Donna M. McNeill Charlottetown (vice Pat Malone, resigned)	29 April 2003 at pleasure

EC2003-212

FAMILY AND CHILD SERVICES ACT
CHILD CARE SERVICES AGENCIES
DISSOLUTION AND TRANSFER ORDER

Upon the recommendation of the Minister of Health and Social Services and pursuant to section 7 of the *Family and Child Services Act* R.S.P.E.I. 1988 Cap.F-2, Council ordered that:

- 1) The following agencies are dissolved:

Catholic Family Services Bureau, Charlottetown
Prince County Family Service Bureau, Summerside
Protestant Family Service Bureau, Charlottetown

2) The assets, liabilities and corporate records of the aforementioned agencies, with the exception of those records referred to in paragraph 3 below, shall be transferred as follows:

- i) The assets, liabilities and corporate records of the former Catholic Family Services Bureau are transferred to Catholic Family Services Bureau Inc., incorporated under the *Companies Act*.
- ii) The assets, liabilities and corporate records of the former Prince County Family Service Bureau are transferred to Prince County Family Service Bureau Inc., incorporated under the *Companies Act*.
- iii) The assets, liabilities and corporate records of the former Protestant Family Service Bureau are transferred to Community & Family Service of Prince Edward Island Inc., incorporated under the *Companies Act*.

3) All documents and records pertaining to children who were, at any time, in the care of the Catholic Family Services Bureau, Prince County Family Service Bureau, or Protestant Family Service Bureau are transferred to and become the property of, the Director of Child Welfare.

This order comes into force effective April 29, 2003.

EC2003-213

CHILD PROTECTION ACT DECLARATION RE

Under authority of section 64 of the *Child Protection Act* Stats. P.E.I. 2000, 2nd Session, c. 3 Council ordered that a Proclamation do issue proclaiming all sections except sections 50 through 55 of the said "*Child Protection Act*" to come into force effective 10 May 2003.

EC2003-214

AN ACT TO AMEND THE CHILD PROTECTION ACT DECLARATION RE

Under authority of section 15 of *An Act to Amend the Child Protection Act* Stats. P.E.I. 2002, 4th Session, c. 2 Council ordered that a Proclamation do issue proclaiming all sections except sections 12 and 13 of "*An Act to Amend the Child Protection Act*" to come into force effective 10 May 2003.

EC2003-215

CHILD PROTECTION ACT REGULATIONS

Pursuant to section 60 of the *Child Protection Act* Stats. P.E.I. 2000 (2nd), c. 3, Council made the following regulations:

- | 1. In these regulations | Definitions |
|--|--------------------------|
| (a) "Act" means the <i>Child Protection Act</i> Stats. P.E.I. 2000 (2nd), c.3; | Act |
| (b) "Advisory Committee" means the Advisory Committee appointed by the Minister under subsection 58(1) of the Act; | Advisory Committee |
| (c) "complaint" means a complaint submitted under subsection 3(1); | complaint |
| (d) "complainant" means a person who has submitted a complaint; | complainant |
| (e) "decision of the Director" means a decision of the Director respecting | decision of the Director |
| (i) the entering into or renewal of a written agreement for child welfare services for youth under subsection 14(1) or (2) of the Act, | |
| (ii) the entering into or termination of a written agreement for continued child welfare services for a person under subsection 14(3) or 46(1) of the Act, | |
| (iii) the entering into a written agreement for transitional support for a mentally incompetent person under subsection 46(3) of the Act, and | |
| (iv) the level or quality of child welfare services provided to a youth or person under an agreement referred to in subclauses (i) to (iii); | |

- (f) “facilitator” means a person who is named in a list of facilitators established under subsection 14(1); facilitator
- (g) “general report” means a general report required to be given by the Director under subsection 12(5) of the Act concerning the results of an investigation; general report
- (h) “investigation” means an investigation, carried out by the Director under section 12 of the Act, of the circumstances and condition of a child to determine whether the child is in need of protection; investigation
- (i) “record” means a record made under the Act or the prior Act that contains information gathered in the administration of the Act or the prior Act; record
- (j) “review officer” means a person designated as a review officer under subsection 2(1). review officer

COMPLAINTS

- 2.** (1) The Minister may designate an employee of the Department as a review officer. Review officer
- (2) A review officer shall, in accordance with these regulations, review complaints respecting the decisions of the Director. Duties
- 3.** (1) A person who is aggrieved by a decision of the Director may, in accordance with this section, make a complaint to the Director. Complaints
- (2) A complaint shall be made in writing and shall Form
- (a) identify or describe the decision of the Director that is the subject of the complaint;
- (b) state in detail the nature of the complaint and the efforts that the complainant has undertaken to have the decision reconsidered by the Director before filing the complaint; and
- (c) provide the address and phone number of the complainant.
- 4.** On receipt of a complaint submitted in accordance with section 3, the Director shall give to the Minister Complaint forwarded to Minister by Director
- (a) the complaint; and
- (b) a description of
- (i) the efforts that the Director has undertaken to review with the complainant the decision that is subject of the complaint, and
- (ii) the reasons why the Director has not reconsidered that decision.
- 5.** (1) On receipt of a complaint, the Minister shall direct a review officer to review the complaint and shall provide the review officer with a copy of the complaint and the description referred to in clause 4(b). Review by review officer
- (2) Subject to subsection (3), a review officer who is directed to review a complaint shall commence the review of the complaint as soon as possible and shall complete the review within 30 days of the date the direction is received by the review officer. Review of complaint
- (3) A review officer may, at any time, Dismissal of a complaint or discontinuance of review
- (a) dismiss a complaint where the review officer determines that the complaint is frivolous or without merit; or
- (b) discontinue the review of a complaint where, before the review is completed,
- (i) the complaint is withdrawn by the complainant, or
- (ii) the complaint is resolved to the satisfaction of the complainant.
- (4) A review officer shall, as soon as possible, give notice of any decision by the review officer to dismiss or discontinue the review of a complaint to Notice
- (a) the Minister;
- (b) the Director; and
- (c) the complainant.

- 6.** (1) When conducting the review of a complaint, a review officer
- (a) shall make reasonable efforts to determine the views of
 - (i) the complainant,
 - (ii) the person affected by the decision that is the subject of the complaint, if that person is not the complainant, and
 - (iii) the Director;
 - (b) may make inquiries orally or in writing of any person whom the review officer believes has, or may have, information relevant to the review of the complaint; and
 - (c) shall consider
 - (i) the information and views obtained pursuant to clause (a),
 - (ii) the purposes of the Act,
 - (iii) the resources available to the Director to satisfy the complaint, and
 - (iv) the reasonableness of the use of any of those resources for the satisfaction of the complaint.
- Duties of review officer
- (2) On completing his or her review of a complaint, the review officer shall determine
- (a) if the review officer agrees or disagrees with the decision of the Director that is the subject of the complaint; and
 - (b) if the review officer disagrees with the decision of the Director that is the subject of the complaint, determine the course of action that the review officer considers appropriate to recommend for settlement of the complaint.
- (3) The review officer shall give to the Director and to the Minister a written notice setting out any determination made under subsection (2).
- Determinations
Notice of determination
- 7.** On receipt of the written notice from a review officer given in accordance with subsection 6(3), the Director shall
- (a) review the notice, including any recommendation provided by the review officer for the settlement of the complaint;
 - (b) make a final decision of the matter; and
 - (c) by registered mail, give a written copy of the Director's final decision to the complainant and to the Minister.
- Review of notice
- DISCLOSURE OF INFORMATION**
- 8.** (1) The Director shall keep separate records, containing information gathered in the administration of the Act, in respect of a person who
- (a) is a child, youth or parent; and
 - (b) receives child welfare services under the Act.
- Separate records to be kept under the Act
- (2) The Director shall identify and mark each record made under the Act with the name of the child, youth or parent to whom the record pertains.
- Name of person to be marked on record
- 9.** On receipt of a request made by a person who is the subject of a record made under the prior Act for disclosure of information contained in the record, the Director may refuse to disclose any information contained in the record that pertains to any other person.
- Refusal to disclose information in records made under prior Act
- 10.** (1) A request for disclosure of information in a record shall be made to the Director, in writing, and shall specify
- (a) the nature of the information that is wanted;
 - (b) the purpose and intended use of the information; and
 - (c) whether the person requesting the disclosure wishes
 - (i) to obtain a copy of the record, or
 - (ii) to examine the record.
- Request for disclosure
- (2) Subject to the Act and these regulations, the Director shall make every reasonable effort to respond to a request for the disclosure of information in a record not later than 60 days after receiving the request.
- Response to a request for disclosure
- (3) The response of the Director shall be made, in writing, to the person requesting the disclosure and shall advise that person
- (a) whether disclosure of all or some of information in the record is granted or refused;
- Form and contents of response

- (b) if disclosure of information is granted of all or some of the information in the record, when, where and how the disclosure will be provided; and
- (c) if disclosure of all or some of the information in the record is refused,
- (i) of the reasons for the refusal, and
 - (ii) of the name of a person who can answer questions concerning the refusal.
- 11.** (1) A person who is the subject of a record and who believes that there is an error or omission in the information in the record may, in writing, request the Director to correct the information. Correction of information in a record
- (2) On receipt of a request made pursuant to subsection (1), the Director shall review the request and determine whether there is an error or omission in the information in the record. Director to review request
- (3) Where the Director determines that there is an error or omission in the information in the record, the Director shall
- (a) correct any error by removing the error; and
 - (b) correct any omission by adding the information missing. Correction
- (4) Where the Director determines that there is no error or omission in the record, the Director shall refuse to correct the record and shall
- (a) provide written notice of the refusal to the person who made the request for the correction; and
 - (b) advise the person who made the request of the name of a person who can answer questions concerning the refusal. Refusal to correct
- 12.** (1) The Director shall note on a record
- (a) every disclosure of information from the record made to a person requesting disclosure; and
 - (b) every request for a correction of the record that is refused. Annotation of disclosure
- (2) A notation made under subsection (1) and a correction made under section 12 form part of the record. Corrections and annotations part of record

GENERAL REPORTS

- 13.** (1) The general report given by the Director in accordance with subsection 12(5) of the Act shall be given in writing. Form
- (2) Where, after carrying out an investigation in respect of a child, the Director determines that the child is not in need of protection, the general report given by the Director pursuant to subsection 12(5) of the Act shall state that
- (a) the Director has determined that the child is not in need of protection; and
 - (b) the investigation is concluded. Substance of report
- (3) Where, after carrying out an investigation in respect of a child, the Director determines that the child is in need of protection, the general report given by the Director pursuant to subsection 12(5) of the Act shall state that
- (a) the Director has determined that the child is in need of protection; and
 - (b) the reasons for that determination. Idem
- (4) Where, after carrying out an investigation in respect of a child, the Director makes an application to the court under section 29 of the Act, the Director is not required to give a general report of the results of the investigation pursuant to subsection 12(5) of the Act. Report not required after court application

ALTERNATIVE APPROACHES

- 14.** (1) For the purposes of using an alternative approach for the development of a plan of care for a child, the Director shall establish a list of facilitators composed of persons whom the Director considers to be qualified to conduct an alternative approach. List of facilitators
- (2) Where, under subsection 16(1) of the Act, the Director initiates an alternative approach for the development of a plan of care for a child, the Selection of facilitator

Director shall choose, from the list established under subsection (1), a facilitator to conduct the alternative approach.

(3) The cost of the services provided by a facilitator shall be paid by the Director in accordance with the rates established by the Director. Costs

(4) The Director may pay all or part of any day-to-day expenses that are necessary for the parent of the child to attend any appointments associated with the use of an alternative approach for the development of a plan of care for a child, including expenses for Other costs

- (a) transportation;
- (b) day care; and
- (c) food.

ADVISORY COMMITTEE

15. (1) Subject to subsection (2), the Minister shall appoint as members of an Advisory Committee Membership

- (a) the Director of Child Welfare or an employee of the Department nominated by the Director;
- (b) an employee of each health authority who is knowledgeable about child welfare services;
- (c) a legal aid lawyer;
- (d) a lawyer who provides legal services to the Director;
- (e) three persons, 16 years of age or more, of whom at least one shall be a youth, who have received child welfare services;
- (f) two persons who have demonstrated an informed concern for the welfare of children; and
- (g) such other persons, not exceeding two, as the Minister may determine.

(2) Among the persons appointed as members of an Advisory Committee shall be Bilingual,
aboriginal persons

- (a) a person who is fluent in French and English; and
- (b) a person who is an aboriginal person.

(3) The Minister may appoint one of the members of an Advisory Committee as its chairperson. Chairperson

(4) Members of an Advisory Committee shall serve from the time of their appointment until the time the report of the Advisory Committee is delivered to the Minister pursuant to section 58 of the Act, which shall in no case be longer than six months from the time the Advisory Committee is appointed. Term of
appointment

16. These regulations come into force on May 10, 2003. Commencement

EXPLANATORY NOTES

SECTION 1 defines the terms used in these regulations.

SECTION 2 provides for the designation and duties of a review officer who shall review complaints respecting the decisions of the Director.

SECTION 3 provides for the form of complaints made to the Director.

SECTION 4 deals with the forwarding of complaints to the Minister.

SECTION 5 provides for the review by a review officer of complaints made to the Director.

SECTIONS 6 and 7 deal with the duties and determinations of a review officer, and with the determination of a complaint.

SECTIONS 8 to 12 deal with records, the disclosure of information gathered in the administration of the Act and the correction of that information.

SECTION 13 provides for the general reports given by the Director.

SECTION 14 provides for an alternative approach to a plan of care for a child and the establishment of a list of facilitators to conduct the alternative approach.

SECTION 15 provides for the appointment, term and composition of an Advisory Committee.

SECTION 16 provides for the commencement of these regulations.

EC2003-216

HOLLAND COLLEGE ACT AUTHORIZATION RE: LIABILITIES, EXPENDITURES AND BORROWING

Pursuant to clause 11(1)(b) of the *Holland College Act* R.S.P.E.I 1988, Cap. H-6 Council authorized the Board of Governors of Holland College to incur a liability and to make expenditures by borrowing an amount not to exceed four million and five hundred thousand dollars (\$4,500,000.00) to construct a student residence, including classroom space, on the property of the Atlantic Tourism and Hospitality Institute in Charlottetown.

EC2003-217

INTERJURISDICTIONAL SUPPORT ORDERS ACT DECLARATION RE

Under authority of section 44 of the *Interjurisdictional Support Orders Act* Stats. P.E.I. 2002, 4th Session, c. 14 Council ordered that a Proclamation do issue proclaiming the said "*Interjurisdictional Support Orders Act*" to come into force effective 10 May 2003.

EC2003-218

INTERJURISDICTIONAL SUPPORT ORDERS ACT GENERAL REGULATIONS

Pursuant to subsection 41(4) of the *Interjurisdictional Support Orders Act* R.S.P.E.I. 1988, Cap. I-4.2, Council made the following regulations:

1. In these regulations Definitions
 - (a) "Act" means the *Interjurisdictional Support Orders Act* Act
R.S.P.E.I. 1988, Cap. I-4.2;
 - (b) "Rules of Court" means the Rules of Court established under Rules of Court
section 25 of the *Supreme Court Act* R.S.P.E.I. 1988, Cap. S-10.
2. For the purposes of subsection 4(2) of the Act, a support application Support application
must be in the form required by the applicable designated authority and must include
 - (a) the financial information required in the support application form;
 - (b) other information and documents required by the reciprocating jurisdiction; and
 - (c) the original application and two copies of it for transmission to the reciprocating jurisdiction.
3. For the purposes of subsection 5(3) of the Act, where a reciprocating Further information,
documents
jurisdiction requests further information or documents from a claimant, the claimant shall, within the time required by the request, provide to the Director for transmission to the reciprocating jurisdiction

- (a) the further information requested as part of an affidavit and the further documents requested as exhibits to an affidavit; and
 (b) two copies of the affidavit required by clause (a).
- 4.** (1) Where a reciprocating jurisdiction requires a provisional order referred to subsection 6(1) of the Act, the claimant shall apply for the order If provisional order required
- (a) by completing the support application referred to in subsection 4(2) of the Act in the form required by the designated authority and including the documents referred to in section 2; and
 (b) by submitting the support application and a proposed provisional order to the designated authority to be filed with the court.
- (2) The support application, including the documents referred to in sections 2 and 3, is evidence in the proceeding. Evidence
- (3) Unless otherwise directed by a court, an application for a provisional order may proceed without an appearance by a claimant. Claimant need not appear
- 5.** After being served by the designated authority with a support application and a notice in accordance with subsection 8(1) of the Act, a respondent shall Respondent's duties
- (a) provide the information or documents requested by the designated authority in the notice served with the support application;
 (b) complete the form provided by the designated authority; and
 (c) bring the information or documents and form required by clauses (a) and (b) to the hearing of the application.
- 6.** (1) A party to an extra-provincial or foreign order who wishes to apply under subsection 18(2) of the Act to have the registration of the order set aside shall file a Notice of Motion, in accordance with the Rules of Court, setting out the grounds for setting aside the registration, not later than 30 days from receiving notice of the registration of the order. Notice of Motion
- (2) A Notice of Motion filed under subsection (1) shall be served by the applicant on the Director not later than 20 days before the hearing date of the motion. Service on Director
- (3) Service on the Director may be by the following means: Service on Director
- (a) personal service by leaving a copy with an employee of the Maintenance Enforcement Office;
 (b) postal mail or fax sent to the Maintenance Enforcement Office.
- 7.** For the purposes of subsection 18(6) of the Act, notice of a decision or order of the Supreme Court shall be given Notice of decision or order
- (a) to the Director by personal service, by postal mail or by facsimile; and
 (b) to the parties by postal mail at each party's last known address.
- 8.** For the purposes of subsection 23(2) of the Act, a support variation application must be in the form required by the applicable designated authority and must include Support variation application
- (a) the financial information as required in the support variation application form;
 (b) any other information or documents that are required by the reciprocating jurisdiction; and
 (c) two copies of the application, in addition to the original application for transmission to the reciprocating jurisdiction.
- 9.** For the purposes of subsection 24(3) of the Act, where a reciprocating jurisdiction requests further information or documents from a claimant, the claimant shall, within the time required by the request, provide to the Director for transmission to the reciprocating jurisdiction Providing information, documents
- (a) the further information requested as part of an affidavit and the further documents requested as exhibits to an affidavit; and
 (b) two copies of the affidavit required by clause (a).
- 10.** For the purposes of subsection 27(1) of the Act, the respondent shall Respondent's duties
- (a) provide the information or documents requested by the designated authority or served with the support variation application;

- (b) complete the form provided by the designated authority; and
- (c) bring the information or documents and form required by clauses (a) and (b) to the hearing of the application.

11. (1) A designated authority may effect the service of any application, order or document under the Act on the person being served by Methods of service

- (a) personal service;
- (b) email; or
- (c) facsimile,

to the most current address of that person on file with the designated authority.

(2) A party to a support application or support variation application shall provide the designated authority with any change of address of that party that occurs before the conclusion of the hearing of the application. Change of address

12. A designated authority shall use the following exchange rates to convert foreign currency to Canadian currency and vice versa: Exchange rates

- (a) the rate of exchange for the equivalent amount in Canadian currency set by a Canadian chartered bank applicable to the date on which the order was made;
- (b) if the rate of exchange on the date referred to in clause (a) is not reasonably available, the rate of exchange to be used is the rate of exchange for the equivalent amount in Canadian currency applicable to the date on which the order was registered for enforcement with the Director.

13. Employees or agents of a government department who assist an applicant or a respondent to complete the forms required by these regulations may charge an administrative fee of \$25 per file, payable to that department. Administrative fee

14. The jurisdictions named in the Schedule to these regulations are declared to be reciprocating jurisdictions for the purposes of section 41 of the Act. Reciprocating jurisdictions in Schedule

15. The *Reciprocal Enforcement of Maintenance Orders Act* Consolidation Order (EC458/82) is revoked. Revocation

16. These regulations come into force on May 10, 2003. Commencement

SCHEDULE

RECIPROCATING JURISDICTIONS

Jurisdiction

Australia — the following states and territories:

Capital Territory of Australia
 New South Wales
 Northern Territory of Australia
 Queensland
 South Australia
 Tasmania
 Victoria
 Western Australia

Austria

Canada — the following provinces and territories:

Alberta
 British Columbia
 Manitoba
 New Brunswick
 Newfoundland and Labrador
 Northwest Territories
 Nova Scotia
 Nunavut
 Ontario

Quebec
Saskatchewan
Yukon Territory

England

Federal Republic of Germany

Guernsey, Alderney and Sark

Isle of Man

States of Jersey

Malta and its dependencies

New Zealand

Northern Ireland

Papua and New Guinea

Poland

United States of America — the following states:

Alaska
Arizona
Arkansas
California
Colorado
Connecticut
Delaware
Florida
Georgia
Hawaii
Idaho
Illinois
Kentucky
Louisiana
Maine
Maryland
Michigan
Minnesota
Missouri
Montana
Nevada
New Jersey
New York
North Dakota
Oklahoma
Oregon
South Dakota
Tennessee
Texas
Utah
Vermont
Virginia
Washington
Wisconsin
Wyoming

Zimbabwe

EXPLANATORY NOTES

SECTION 1 is the definition section.

SECTIONS 2 and 3 provide for information and documents to be included with a support application.

SECTION 4 deals with provisional orders.

SECTION 5 states the respondent's duties with respect to a support application.

SECTION 6 sets out the procedure to apply to have an extra-provincial or foreign order set aside.

SECTION 7 provides for notice of a decision or order to be given to the Director and to the parties.

SECTION 8 sets out the form for a support variation application and describes the information and documents to be included.

SECTION 9 describes how and when further information and documents are to be provided.

SECTION 10 states the respondent's duties with respect to a support variation application.

SECTION 11 provides for methods of service.

SECTION 12 provides for exchange rates.

SECTION 13 allows for an administrative fee.

SECTION 14 provides for the Schedule of reciprocating jurisdictions.

SECTION 15 revokes the *Reciprocal Enforcement of Maintenance Orders Act* Consolidation Order.

SECTION 16 provides for the commencement of these regulations.

EC2003-219

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DAVID BANNON AND COLLEEN BANNON
(APPROVAL)

Pursuant to section 4 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to David Bannon and Colleen Bannon, both of Key West, Florida to acquire a land holding of approximately eleven decimal six five (11.65) acres of land in Lot 20, Queens County, Province of Prince Edward Island, being acquired from William W. Heaney and Marlene O. Heaney, 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.

EC2003-220

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
EDWARD HASLAM
(APPROVAL)

Pursuant to section 4 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Edward Haslam of Atlanta, Georgia to acquire a land holding of approximately twenty-nine (29) acres of land in Lot 4, Prince County, Province of Prince Edward Island, being acquired from Allan MacRae of Alberton, 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.

EC2003-221

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
STEPHEN S. HESSIAN AND RENEE HESSIAN
(APPROVAL)

Pursuant to section 4 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Stephen S. Hessian and Renee Hessian, both of Thunder Bay, Ontario to acquire a land holding of approximately forty (40) acres of land in Lot 63, Kings County, Province of Prince Edward Island, being acquired from Verna Johnston Saunders and Catherine Florence Johnston, both of Rockwood, Ontario 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.

EC2003-222

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CHRIS PALMER AND KYLA PALMER
(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 Chris Palmer and Kyla Palmer, both of Upper Tantallon, Nova Scotia to acquire an interest in a land holding of approximately seven (7) acres of land in Lot 29, Queens County, Province of Prince Edward Island, being acquired from Donald R. Cameron and Allan Lowther, both of Hampton, Prince Edward Island.

EC2003-223

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
LOUIS REDDIN
(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 Louis Reddin of Calgary, Alberta to acquire a land holding of approximately fifty decimal eight (50.8) acres of land in Lot 48, Queens County, Province of Prince Edward Island, being acquired from the Estate of Catherine Marcella Reddin of Stratford, Prince Edward Island.

EC2003-224

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
VANCE SMITH AND TERESA SKINNARLAND
(APPROVAL)

Pursuant to section 4 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Vance Smith and Teresa Skinnarland, both of Willowdale, Ontario to acquire a land holding of approximately eleven decimal nine nine (11.99) acres of land in Lot 34, Queens County, Province of Prince Edward Island, being acquired from Joanne Irving-Mitton of Little York, 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.

EC2003-225

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100354 P.E.I. INC.
(APPROVAL)

Pursuant to section 4 and section 9 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to 100354 P.E.I. Inc. of Summerside, Prince Edward Island to acquire a land holding of approximately seven (7) acres of land in Lot 29, Queens County, Province of Prince Edward Island, being acquired from Donald R. Cameron and Allan Lowther, both of Hampton, 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 100354 P.E.I. Inc. and on all successors in title.

EC2003-226

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BLOIS RENNIE 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 Blois Rennie Farms Ltd. of Dock Road, Prince Edward Island to acquire a land holding of approximately sixty-four decimal zero four (64.04) acres of land in Lot 6, Prince County, Province of Prince Edward Island, being acquired from Florence Murray of O'Leary, 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.

EC2003-227

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
HICKEY FARMS LIMITED
(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 Hickey Farms Limited of Kensington, Prince Edward Island to acquire a land holding of approximately six (6) acres of land in Lot 20, Queens County, Province of Prince Edward Island, being acquired from the Government of Prince Edward Island, as represented by the Provincial Treasurer pursuant to section 16 of the *Real Property Tax Act* R.S.P.E.I. 1988, Cap. R-5.

EC2003-228

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROVINCIALY OWNED LAND
AT SEAVIEW, QUEENS 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 Hickey Farms Limited, land located at Seaview in Lot 20, Queens County, Prince Edward Island, being Provincial Property No. 869081, and having received development approval as a summer cottage subdivision, and currently owned by the Government of Prince Edward Island, as represented by the Provincial Treasurer pursuant to section 16 of the *Real Property Tax Act*, R.S.P.E.I. 1988, Cap. R-5 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).

EC2003-229

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
O'LEARY POTATO PACKERS 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 O'Leary Potato Packers Ltd. of O'Leary, Prince Edward Island to acquire a land holding of approximately three decimal five eight (3.58) acres of land in Lot 6, Prince County, Province of Prince Edward Island, being acquired from the Government of Prince Edward Island, as represented by the Minister of Transportation and Public Works.

EC2003-230

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PV 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 PV Holdings Ltd. of Winsloe, Prince Edward Island to acquire a land holding of approximately twenty-four (24) acres of land in Lot 24, Queens County, Province of Prince Edward Island, being acquired from Allan J. Peters of Hunter River, 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.

EC2003-231

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 CITY OF SUMMERSIDE
 (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 the City of Summerside, Prince Edward Island to acquire a land holding of approximately one decimal six two (1.62) acres of land in Lot 17, Prince County, Province of Prince Edward Island, being acquired from Imperial Oil Ltd. of Summerside, Prince Edward Island.

EC2003-232

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 THE ROMAN CATHOLIC EPISCOPAL CORPORATION
 OF THE DIOCESE OF CHARLOTTETOWN
 (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 The Roman Catholic Episcopal Corporation of the Diocese of Charlottetown of Charlottetown, Prince Edward Island to acquire a land holding of approximately two hundred and six decimal five (206.5) acres of land in Lot 33, Queens County, Province of Prince Edward Island, being acquired from Robert MacMillan of Winsloe, Prince Edward Island.

EC2003-233

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 twenty-seven decimal seven four (27.74) acres of land in Lot 16, Prince County, Province of Prince Edward Island, being acquired from Louis Joseph Gallant of Urbainville, 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.

EC2003-234

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 APPLICATION TO LEASE LAND
 BERNADALE 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 Bernadale Farms Inc. of Richmond, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to thirty-four (34) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Bernadale 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.

EC2003-235

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PROPERTY NO. 417253, LOT 39, KINGS COUNTY
 IDENTIFICATION FOR NON-DEVELOPMENT USE
 CANCELLATION

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council cancelled the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately seventeen (17) acres of land, being Provincial Property No. 417253 located in Lot 39, Kings County, Prince Edward Island and currently owned by Mel Anderson and Linda Anderson, both of Morell, Prince Edward Island.

This Order-in-Council comes into force on April 29, 2003.

EC2003-236

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PROPERTY NO. 812354, LOT 27, 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 eighty-four (84) acres of land, being Provincial Property No. 812354 located in Lot 27, Prince County, Prince Edward Island and currently owned by Carmichael Farms Ltd. of Albany, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately twenty-two (22) 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 April 29, 2003.

EC2003-237

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 906222, LOT 55, KINGS COUNTY
IDENTIFICATION FOR NON-DEVELOPMENT USE
CANCELLATION

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council cancelled the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately ten (10) acres of land, being Provincial Property No. 906222 located in Lot 55, Kings County, Prince Edward Island and currently owned by Danny Grant and Marian Grant, both of Stratford, Prince Edward Island.

This Order-in-Council comes into force on April 29, 2003.

EC2003-238

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 86652, LOT 18, 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 one hundred and two decimal four seven (102.47) acres of land, being Provincial Property No. 86652 located in Lot 18, Prince County, Prince Edward Island and currently owned by Spring Valley Farms Ltd. of Spring Valley, Prince Edward Island.

Council noted that this amendment will permit the exploration for and production of, natural gas.

This Order-in-Council comes into force on April 29, 2003.

EC2003-239

SMOKE-FREE PLACES ACT
DECLARATION RE

Under authority of section 21 of the *Smoke-free Places Act* Stats. P.E.I. 2002, 4th Session, c. 25 Council ordered that a Proclamation do issue proclaiming all sections except subsection 2(3) of the said "*Smoke-free Places Act*" to come into force effective 1 June 2003.

EC2003-240**SMOKE-FREE PLACES ACT
MINISTER OF HEALTH AND SOCIAL SERVICES
DESIGNATION**

Pursuant to clause 1(j) of the *Smoke-free Places Act* Stats P.E.I. 2002, 4th Session, c. 25 Council designated the Minister of Health and Social Services to be responsible for the administration of the said Act, effective 1 June 2003.

CANADA

PROVINCE OF PRINCE EDWARD ISLAND

ELIZABETH THE SECOND, by the
Grace of God of the United Kingdom,
Canada and Her other Realms and
Territories, QUEEN, Head of the
Commonwealth, Defender of the Faith.

Administrator

TO ALL TO WHOM these presents shall come or whom the same may in any
wise concern:

GREETING

A PROCLAMATION

WHEREAS in and by section 64 of Chapter 3 of the Acts passed by the
Legislature of Prince Edward Island in the 2nd Session thereof held in the year
2000 and in the 49th year of Our Reign intituled "Child Protection Act" it is
enacted as follows:

“This Act comes into force on such date as may be fixed by the Lieutenant
Governor in Council.”,

AND WHEREAS it is deemed expedient that all sections except sections 50
through 55 of the said Act, Stats. P.E.I. 2000, 2nd Session, c. 3 should come into
force on the 10th day of May, 2003,

NOW KNOW YE that We, by and with the advice and consent of our
Executive Council for Prince Edward Island, do by this Our Proclamation
ORDER AND DECLARE that all sections except sections 50 through 55 of the
said Act being the "Child Protection Act" passed in the forty-ninth year of Our
Reign shall come into force on the tenth day of May, two thousand and three of
which all persons concerned are to take notice and govern themselves
accordingly.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made
Patent and the Great Seal of Prince Edward Island to be hereunto affixed.

WITNESS the Honourable Gerard E. Mitchell, Administrator of the Province
of Prince Edward Island, at Charlottetown this twenty-ninth day of April in the
year of Our Lord two thousand and three and in the fifty-second year of Our
Reign.

By Command,

Clerk of the Executive Council

CANADA

PROVINCE OF PRINCE EDWARD ISLAND

ELIZABETH THE SECOND, by the
Grace of God of the United Kingdom,
Canada and Her other Realms and
Territories, QUEEN, Head of the
Commonwealth, Defender of the Faith.

Administrator

TO ALL TO WHOM these presents shall come or whom the same may in any
wise concern:

GREETING

A PROCLAMATION

WHEREAS in and by section 15 of Chapter 2 of the Acts passed by the
Legislature of Prince Edward Island in the 4th Session thereof held in the year
2002 and in the 51st year of Our Reign intituled "An Act to Amend the Child
Protection Act" it is enacted as follows:

“This Act comes into force on a date that may be fixed by proclamation of the
Lieutenant Governor in Council.”,

AND WHEREAS it is deemed expedient that all sections except sections 12
and 13 of the said Act, Stats. P.E.I. 2002, 4th Session, c. 2 should come into force
on the 10th day of May, 2003,

NOW KNOW YE that We, by and with the advice and consent of our
Executive Council for Prince Edward Island, do by this Our Proclamation
ORDER AND DECLARE that all sections except sections 12 and 13 of the said
Act being "An Act to Amend the Child Protection Act" passed in the fifty-first
year of Our Reign shall come into force on the tenth day of May, two thousand
and three of which all persons concerned are to take notice and govern themselves
accordingly.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made
Patent and the Great Seal of Prince Edward Island to be hereunto affixed.

WITNESS the Honourable Gerard E. Mitchell, Administrator of the Province
of Prince Edward Island, at Charlottetown this twenty-ninth day of April in the
year of Our Lord two thousand and three and in the fifty-second year of Our
Reign.

By Command,

Clerk of the Executive Council

CANADA

PROVINCE OF PRINCE EDWARD ISLAND

ELIZABETH THE SECOND, by the
Grace of God of the United Kingdom,
Canada and Her other Realms and
Territories, QUEEN, Head of the
Commonwealth, Defender of the Faith.

Administrator

TO ALL TO WHOM these presents shall come or whom the same may in any
wise concern:

GREETING

A PROCLAMATION

WHEREAS in and by section 44 of Chapter 14 of the Acts passed by the
Legislature of Prince Edward Island in the 4th Session thereof held in the year
2002 and in the 51st year of Our Reign intituled "Interjurisdictional Support
Orders Act" it is enacted as follows:

“This Act comes into force on a date to be fixed by proclamation of the
Lieutenant Governor in Council.”,

AND WHEREAS it is deemed expedient that the said Act, Stats. P.E.I. 2002,
4th Session, c. 14 should come into force on the 10th day of May, 2003,

NOW KNOW YE that We, by and with the advice and consent of our
Executive Council for Prince Edward Island, do by this Our Proclamation
ORDER AND DECLARE that the said Act being the "Interjurisdictional Support
Orders Act" passed in the fifty-first year of Our Reign shall come into force on
the tenth day of May, two thousand and three of which all persons concerned are
to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made
Patent and the Great Seal of Prince Edward Island to be hereunto affixed.

WITNESS the Honourable Gerard E. Mitchell, Administrator of the Province
of Prince Edward Island, at Charlottetown this twenty-ninth day of April in the
year of Our Lord two thousand and three and in the fifty-second year of Our
Reign.

By Command,

Clerk of the Executive Council

CANADA

PROVINCE OF PRINCE EDWARD ISLAND

ELIZABETH THE SECOND, by the
Grace of God of the United Kingdom,
Canada and Her other Realms and
Territories, QUEEN, Head of the
Commonwealth, Defender of the Faith.

Administrator

TO ALL TO WHOM these presents shall come or whom the same may in any
wise concern:

GREETING

A PROCLAMATION

WHEREAS in and by section 21 of Chapter 25 of the Acts passed by the
Legislature of Prince Edward Island in the 4th Session thereof held in the year
2002 and in the fifty-first year of Our Reign intituled "Smoke-free Places Act" it
is enacted as follows:

“This Act comes into force on such date that may be fixed by proclamation of
the Lieutenant Governor in Council.”,

AND WHEREAS it is deemed expedient that all sections except subsection
2(3) of the said Act, Stats. P.E.I. 2002, 4th Session, c. 25 should come into force
on the 1st day of June, 2003,

NOW KNOW YE that We, by and with the advice and consent of our
Executive Council for Prince Edward Island, do by this Our Proclamation
ORDER AND DECLARE that all sections except subsection 2(3) of the said Act
being the "Smoke Free Places Act" passed in the fifty-first year of Our Reign
shall come into force on the 1st day of June, two thousand and three of which all
persons concerned are to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made
Patent and the Great Seal of Prince Edward Island to be hereunto affixed.

WITNESS the Honourable Gerard E. Mitchell, Administrator of the Province
of Prince Edward Island, at Charlottetown this twenty-ninth day of April in the
year of Our Lord two thousand and three and in the fifty-second year of Our
Reign.

By Command,

Clerk of the Executive Council