

EC2008-605AN ACT TO AMEND THE CREDIT UNIONS ACT
DECLARATION RE

Under authority of section 8 of *An Act to Amend the Credit Unions Act* Stats. P.E.I. 2008, 2nd Session, c. 7 Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Credit Unions Act" to come into force effective 7 October 2008.

EC2008-606EXECUTIVE COUNCIL ACT
MINISTER OF AGRICULTURE
AUTHORITY TO ENTER INTO AN AGREEMENT
(ATLANTIC PROVINCES'
MEMORANDUM OF UNDERSTANDING
FOR THE DEVELOPMENT OF THE AGRI-FOOD INDUSTRY
IN ATLANTIC CANADA)
WITH
THE PROVINCES OF
NEW BRUNSWICK
NEWFOUNDLAND AND LABRADOR
AND NOVA SCOTIA

Pursuant to clause 10(b) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Agriculture to enter into an agreement with the Province of New Brunswick as represented by its Minister of Agriculture and Aquaculture; the Province of Newfoundland and Labrador as represented by its Minister of Natural Resources and its Minister of Intergovernmental Affairs; and the Province of Nova Scotia as represented by its Minister of Agriculture, to promote and develop the agriculture and agri-food sector in Atlantic Canada by increasing areas of cooperation, sharing information and expertise and partnering on mutually beneficial initiatives, such as more particularly described in the draft agreement.

EC2008-607PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DOUGLAS ANDERSON AND LOUANN BELL
(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 Douglas Anderson and Louann Bell, both of Bedford, Nova Scotia to acquire a land holding of approximately forty-eight (48) acres of land in Lot 64, Kings County, Province of Prince Edward Island, being acquired from M. Louise Blue and Velma Herring, both of Murray Harbour, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2008-608

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 JULIUS PAL KIRSCH AND SUSAN LORANA LEE KIRSCH
 (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 Julius Pal Kirsch and Susan Lorana Lee Kirsch, both of High River, Alberta to acquire a land holding of approximately ninety-five decimal five (95.5) acres of land in Lot 12, Prince County, Province of Prince Edward Island, being acquired from Dominic Marino and Bertha Marino, both of Ellerslie, 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.

EC2008-609

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 FELIX KMIECIAK
 (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 Felix Kmiecik of St. Andre D'Argenteuie, Quebec to acquire a land holding of approximately forty-five (45) acres of land in Lot 64, Kings County, Province of Prince Edward Island, being acquired from Lynn Charpentier of Magog, Quebec 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.

EC2008-610

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 RAN-ZUN LOUNG AND CHI-AI YEH
 (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 Ran-Zun Loung and Chi-Ai Yeh, both of Waterloo, Ontario to acquire a land holding of approximately one hundred and five (105) acres of land in Lot 51, Kings County, Province of Prince Edward Island, being acquired from William "Ellsworth" Ross of Eldon, 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.

EC2008-611

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BARNYARD ORGANICS 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 Barnyard Organics Ltd. of Lower Freetown, Prince Edward Island to acquire a land holding of approximately two (2) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from Derwin Clow of Freetown, Prince Edward Island.

EC2008-612

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
BARNYARD ORGANICS 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 Barnyard Organics Ltd. of Lower Freetown, Prince Edward Island to acquire a land holding of approximately twenty decimal two seven (20.27) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from Cassialane Holsteins Ltd. of Freetown, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 95497, was previously identified for non-development use in accordance with section 2 of the Land Identification Regulations (EC606/95) made under the said Act. Identification continues to apply.

EC2008-613

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CASSIALANE HOLSTEINS 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 Cassialane Holsteins Ltd. of Freetown, Prince Edward Island to acquire a land holding of approximately thirty-six decimal five (36.5) acres of land in Lot 25, Prince County, Province of Prince Edward Island, being acquired from Barnyard Organics Ltd. of Lower Freetown, 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.

EC2008-614

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
INCR 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 INCR Holdings Ltd. of Charlottetown, Prince Edward Island to acquire a land holding of approximately forty (40) acres of land in Lot 20, Queens County, Province of Prince Edward Island, being acquired from John Perrin and Geraldine Perrin, both of Freetown, 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.

EC2008-615

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MONAGHAN 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 Monaghan Farms Ltd. of Grahams Road, Prince Edward Island to acquire a land holding of approximately twenty-nine decimal five (29.5) acres of land in Lot 67, Queens County, Province of Prince Edward Island, being acquired from Matthew MacKay 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.

EC2008-616

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 220657, LOT 26, 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 seventy decimal six nine (170.69) acres of land, being Provincial Property No. 220657 located in Lot 26, Prince County, Prince Edward Island and currently owned by Crystal Green Farms Ltd. of Lower Bedeque, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately twenty-seven (27) acres, SUBJECT TO the subdivided parcel being consolidated with the adjacent Provincial Property No. 220897, and determined that following subdivision, identification for non-development use shall continue to apply to the new parcel and the remaining land.

This Order-in-Council comes into force on 7 October 2008.

EC2008-617

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MURRAY 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 Murray Farms Ltd. of Bedeque, Prince Edward Island to acquire a land holding of approximately twenty-seven (27) acres of land in Lot 26, Prince County, Province of Prince Edward Island, being acquired from Crystal Green Farms Ltd. of Lower Bedeque, Prince Edward Island.

Further, Council noted that the said land holding, being part of Provincial Property No. 220657, was previously identified for non-development use in accordance with section 2 of the Land Identification Regulations (EC606/95) made under the said Act. Identification continues to apply.

EC2008-618

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TAYLOR BUILT RENTALS 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 Taylor Built Rentals Inc. of Covehead Road, Prince Edward Island to acquire a land holding of approximately zero decimal two (0.2) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Kevin Costello and Lorraine Costello, both of Stratford, Prince Edward Island.

EC2008-619

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TROY GORRILL AGENCY 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 Troy Gorrill Agency Ltd. of O'Leary, Prince Edward Island to acquire a land holding of approximately seventy-five (75) acres of land in Lot 8, Prince County, Province of Prince Edward Island, being acquired from of Ronald Phillips of O'Leary, Prince Edward Island and Paul Phillips of Charlottetown, 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.

EC2008-620

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TROY GORRILL AGENCY 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 Troy Gorrill Agency Ltd. of O'Leary, Prince Edward Island to acquire a land holding of approximately two decimal six two (2.62) acres of land in Lot 8, Prince County, Province of Prince Edward Island, being acquired from Central Credit Union Limited (Mortgagee in Possession) of O'Leary, Prince Edward Island.

EC2008-621

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TROY GORRILL AGENCY 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 Troy Gorrill Agency Ltd. of O'Leary, Prince Edward Island to acquire a land holding of approximately ninety-six (96) acres of land in Lot 8, Prince County, Province of Prince Edward Island, being acquired from Central Credit Union Limited (Mortgagee in Possession) 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.

EC2008-622

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WILTSHIRE DAIRYING COMPANY 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 Wiltshire Dairying Company Ltd. of North Wiltshire, Prince Edward Island to acquire a land holding of approximately zero decimal five seven (0.57) acres of land in Lot 31, Queens County, Province of Prince Edward Island, being acquired from Blaine MacPherson of North Wiltshire, Prince Edward Island.

EC2008-623

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PROPERTY NO. 238774, LOT 24, QUEENS 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 sixty-four (64) acres of land, being Provincial Property No. 238774 located in Lot 24, Queens County, Prince Edward Island and currently owned by Allan Ling and Melvin Ling, both of Anglo Rustico, Prince Edward Island.

This Order-in-Council comes into force on 7 October 2008.

EC2008-624

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PROPERTY NO. 149682, LOT 38, KINGS COUNTY
 IDENTIFICATION FOR NON-DEVELOPMENT USE
 AMENDMENT

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council amended the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately one hundred and three (103) acres of land, being Provincial Property No. 149682 located in Lot 38, Kings County, Prince Edward Island and currently owned by Merlin Trainor of Mount Stewart, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately one (1) acre, 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 7 October 2008.

EC2008-625

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 Wesley Sheridan to be Acting Minister of Agriculture commencing on the 10th day of October 2008, and continuing for the duration of the absence from the Province of Honourable Neil LeClair.

EC2008-626

**STRAY LIVESTOCK ACT
CAPTURE AND IMPOUNDMENT REGULATIONS**

Pursuant to section 9 of the *Stray Livestock Act* R.S.P.E.I. 1988, Cap. S-8.1, Council made the following regulations:

- 1. In these regulations**
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|---|--------------------------------|
| | Definitions |
| (a) "Act" means the <i>Stray Livestock Act</i> R.S.P.E.I. 1988, Cap. S-8.1; | Act |
| (b) "Department" means the Department of Agriculture; | Department |
| (c) "employee of the Department" means an employee of the Department to whom the Minister has delegated, pursuant to subsection 2(2) of the Act, any of the Minister's powers, responsibilities and functions; | employee of the Department |
| (d) "recoverable costs and expenses" means the recoverable costs and expenses that a drover or an agent of a drover has incurred and is authorized to charge an owner of livestock, in respect of the capture and impoundment of livestock at large, as set out in section 7. | recoverable costs and expenses |
- 2. (1) Where a drover has captured and impounded livestock pursuant to a request from a peace officer under subsection 5(2) of the Act, the drover shall,**
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| | Responsibilities of drover |
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- (a) within 48 hours of the capture and impoundment of the livestock, notify the peace officer and an employee of the Department that such action has been taken and provide the peace officer and employee of the Department with a copy of the information collected by the drover under section 5; and
- (b) within five days of the livestock's capture and impoundment, give public notice of the capture and impoundment of the livestock by advertising, in a provincial newspaper,
- (i) a description of the livestock captured and impounded, including any marks, brands, tattoos, tags, or other identifying features unique to the livestock, and
- (ii) the location at which the livestock is impounded and may be collected on payment of the recoverable costs and expenses of the drover.
- (2) Where, within 10 days of the capture and impoundment of livestock by a drover, a person claims ownership of any livestock captured and impounded by a drover, the drover shall, if satisfied that the person is the owner of the livestock,**
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|--|------------------------|
| | Ownership of livestock |
|--|------------------------|
- (a) provide the owner and an employee of the Department with a written statement of the recoverable costs and expenses that the drover is authorized to charge under section 7 in respect of the capture and impoundment of the livestock; and
- (b) release the livestock to the owner of the livestock if the owner pays such recoverable costs and expenses.
- (3) If the owner of any livestock, after being notified of the written statement of the recoverable costs and expenses of the drover, does not pay the drover the amount of such recoverable costs and expenses within five days after receiving the statement, the drover shall conduct the sale of the livestock, by public auction, and notify an employee of the Department of the sale.**
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| | Sale of livestock |
|--|-------------------|
- (4) If livestock captured and impounded by a drover is not claimed within 10 days after its capture and impoundment by a person the drover is satisfied is the owner of the livestock, the drover shall conduct the sale of the livestock, by public auction, and notify an employee of the Department of the sale.**
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| | <i>Idem</i> |
|--|-------------|
- 3. (1) Where an owner or occupier of land captures livestock at large on the owner's or occupier's land, the owner or occupier shall, within 48 hours after the time that the livestock is captured, notify an employee of the Department of the capture.**
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|--|---|
| | Employee of the Department to be notified |
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(2) No owner or occupier of land who captures livestock at large on his or her land shall release the captured livestock to any person other than a drover, the owner of the livestock, or an agent of the owner of the livestock.

Release of livestock

4. A peace officer who believes, on reasonable grounds, that

Destruction of livestock

- (a) livestock is at large;
- (b) the attempted capture of the livestock will likely result in injury to any person or any other livestock; and
- (c) the owner of the livestock
 - (i) is unknown, or
 - (ii) is known but is unwilling or unable to take any action necessary to prevent the livestock from being at large,

may destroy the livestock or authorize another person to destroy the livestock and may request an employee of the Department to arrange for the disposal of the destroyed livestock.

5. (1) Where a drover has captured and impounded livestock, the drover shall keep a record, in writing, and provide a copy of the record to an employee of the Department, in respect of the following information:

Information to be collected and recorded

- (a) the date and time of the capture and impoundment of the livestock;
- (b) a description of the type of livestock captured and impounded;
- (c) a description of any marks, brands, tattoos, tags, or other unique identification in respect of the livestock;
- (d) a description of the location where the livestock has been captured and impounded.

(2) Where an employee of the Department receives a copy of a record referred to in subsection (1), the Department shall retain the record for a period of 15 years, in accordance with the Department's records management retention schedule.

Record retained

6. (1) Where a drover sells livestock pursuant to subsections 2(3) and (4), the drover shall

Costs and expenses

- (a) submit the proceeds of sale to the Department to be disbursed in accordance with this section; and
- (b) provide a detailed statement and receipts, of costs and expenses incurred by the drover to an employee of the Department for payment in respect of the following costs and expenses:
 - (i) the capture and impoundment of the livestock sold,
 - (ii) the transport of the livestock sold,
 - (iii) maintaining the livestock sold prior to its sale,
 - (iv) determining the identity of and contacting the owner of, or the last person in possession of the livestock,
 - (v) advertising the capture and impoundment of the livestock,
 - (vi) selling the livestock.

(2) On receipt of a statement of the costs and expenses incurred by a drover, an employee of the Department shall review the statement and pay to the drover such amount for the costs and expenses incurred by the drover as the employee of the Department considers reasonable.

Payment of costs and expenses

(3) Where, after the payment of any costs and expenses of the drover under subsection (2), the Department holds any remaining proceeds from the sale of livestock, the Department shall, on receipt of a claim in respect of those remaining proceeds of sale that is made within 14 days after the date of the sale of the livestock, pay those proceeds to a claimant if the claimant establishes to the satisfaction of the Department that the person was the owner of the livestock prior to the sale of the livestock.

Idem

(4) Where no claim has been made by the owner of any livestock within 14 days after the date of the sale of the livestock, the Department shall transfer or pay any balance from the proceeds of the sale of the livestock to the Provincial Treasurer if not otherwise claimed by the owner of the livestock under subsection (3).

Balance from proceeds of sale

(5) Where the proceeds from the sale of livestock are less than the incurred costs and expenses referred to in subsection (1), the difference is a debt due to the Government and shall be paid by the owner of the livestock, if known, within 30 days after the owner being served by the

Debt due to the Government

Department with the invoice for any such amounts that are owed in respect of the sale of the livestock.

(6) If the owner of the livestock fails to pay any debt due under subsection (5) within the time required by that subsection in respect of the sale of the livestock, *Idem*

(a) the Minister may issue a certificate stating the amount due and payable on the date of the certificate, including interest, if any, and penalty, if any;

(b) upon its production to and filing with the Registrar of the Supreme Court at any time 30 days after it is issued, the certificate shall be entered and recorded in the court, and when so entered it has the same force and effect, and all proceedings may be taken thereunder, as if it were a judgment obtained in the court by the Government against the person named in the certificate; and

(c) all reasonable costs and expenses attendant upon the production and registration of the certificate shall be recovered in the same manner as if the amount thereof had been included in the certificate.

7. (1) A drover or an agent of a drover may charge an owner of livestock the following recoverable costs and expenses in respect of the capture and impoundment of livestock at large: *Recoverable costs and expenses*

(a) the costs associated with providing care and feed for livestock captured and impounded,

(i) the actual cost of care and feed, or

(ii) a fee per head of livestock for each 24-hour period or part thereof that the livestock is captured and impounded,

whichever is less;

(b) for transporting livestock,

(i) a fee for a trip of 50 kilometres or less, or

(ii) a fee for each kilometre for a trip of more than 50 kilometres;

(c) for carrying out the work in respect of the capture and impoundment of livestock, a fee for each hour or part thereof to a maximum fee for each 24-hour period;

(d) the cost of advertising in the provincial newspaper.

(2) The fees referred to in subsection (1) shall be established by the Minister. *Fees*

8. The *Civil Service Act* R.S.P.E.I. 1988, Cap. C-8 shall not apply to any drover appointed by the Minister under subsection 5(1) of the Act. *Civil Service Act not applicable*

9. These regulations come into force on 18 October 2008. *Commencement*

EXPLANATORY NOTES

SECTION 1 defines terms used in these regulations.

SECTION 2 outlines the responsibilities of a drover and the procedures to be followed when livestock at large has been captured and impounded by the drover. The provision also provides for the sale of livestock in the described circumstances outlined in the section.

SECTION 3 requires an employee of the Department to be notified when livestock at large has been captured by an owner or occupier of land. The provision prohibits the release of livestock to a person other than a drover, the owner of the livestock, or an agent of the owner of the livestock.

SECTION 4 authorizes a peace officer or a person authorized by the peace officer to destroy livestock at large in the described circumstances and to arrange for the disposal of the destroyed livestock.

SECTION 5 outlines the required information to be recorded by a drover when livestock at large has been captured and impounded by the drover. The provision requires that an employee of the Department receive a copy of the record of information and that the Department retain the record for a period of 15 years.

SECTION 6 outlines the costs and expenses that may be incurred by a drover when the drover sells livestock. The provision provides for payment to a drover such reasonable amount for the costs and expenses incurred by the drover in respect of the sale of the livestock. The provision provides for the disbursement of the proceeds of the sale of the livestock and provides for recovery by an owner of the livestock for any remaining proceeds from the sale of the livestock. Where no claim is made by an owner of the livestock, the Department shall transfer any balance from the proceeds of the sale to the Provincial Treasurer. The provision also provides for circumstances in which the proceeds from the sale of the livestock are less than the incurred costs and expenses in respect of the sale of the livestock.

SECTION 7 outlines the recoverable costs and expenses that may be charged by a drover or an agent of a drover in respect of the capture and impoundment of livestock at large.

SECTION 8 clarifies that the *Civil Service Act* does not apply to the appointment of drovers.

SECTION 9 provides for the commencement of these regulations.