

EC2009-203

EXECUTIVE COUNCIL ACT
 MINISTER OF SOCIAL SERVICES AND SENIORS
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (RE: INDIAN CHILD AND FAMILY SERVICES)
 WITH THE
 GOVERNMENT OF 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 Social Services and Seniors to enter into an agreement with the Government of Canada, as represented by the Minister of Indian and Northern Affairs, to specify the roles and responsibilities of the parties and describe the mechanisms, guiding principles and financial arrangements for the provision of child and family services for fiscal year 2009/10 to Indian families normally resident on-reserve in Prince Edward Island, such as more particularly described in the draft agreement.

EC2009-204

EXECUTIVE COUNCIL ACT
 MINISTER OF TOURISM
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (MEMORANDUM OF UNDERSTANDING
 RENEWAL OF THE
 ATLANTIC CANADA TOURISM PARTNERSHIP)
 WITH THE
 GOVERNMENTS OF CANADA
 AND THE OTHER ATLANTIC PROVINCES
 AND WITH THE
 TOURISM INDUSTRY ASSOCIATIONS
 OF ATLANTIC CANADA

Pursuant to clauses 10(a), (b) and (c) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Tourism to enter into an agreement with the Government of Canada, as represented by the Minister and the Minister of State for the Atlantic Canada Opportunities Agency; with the Governments of New Brunswick, Nova Scotia, and Newfoundland and Labrador, as represented by their respective Ministers responsible for tourism marketing and development; and with the Tourism Industry Associations of New Brunswick, Nova Scotia, Newfoundland and Labrador, and Prince Edward Island to renew the Atlantic Canada Tourism Partnership for the period April 1, 2009 to March 31, 2012 to continue tourism marketing and development initiatives in domestic and international markets, such as more particularly described in the draft agreement.

EC2009-205**FINANCIAL ADMINISTRATION ACT
POWNAL SPORTS CENTRE
GUARANTEE OF LOAN**

Having under consideration the recommendation of Treasury Board (reference Minute TB#22/09 of 8 April 2009), pursuant to subsection 32(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9 Council agreed to guarantee payment of a term loan by the Pownal Sports Centre (hereinafter referred to as "the borrower") in an amount not exceeding one hundred and thirty thousand dollars (\$130,000.00) (hereinafter referred to as the "guaranteed indebtedness") together with interest thereon at the floating rate of prime plus zero decimal five percent per annum with a floor of three decimal five percent per annum to the Metro Credit Union of Charlottetown, Prince Edward Island (hereinafter referred to as "the lender"), from the 21st day of April 2009 through to and including 1700 hours on the 31st day of March 2014, the said guarantee to be subject to and conditional upon the following terms and conditions:

1. The guaranteed indebtedness, including interest, shall be due and payable in full by the borrower no later than the 31st day of March 2014.
2. Any advances made by the lender after the 31st day of March 2014 shall not form part of the guaranteed indebtedness.
3. The guarantee shall absolutely expire and be null and void without notice to the lender at 1700 hours on the 31st day of March 2014 regardless of any advances that may have been made by the lender to the borrower unless on or before the 31st day of March 2014, notice has been given to the Government of Prince Edward Island, as represented by the Provincial Treasurer that the borrower has defaulted in repayment of the guaranteed indebtedness to the lender, and calling upon the Provincial Treasurer to pay the lender pursuant to the guarantee. The written notice shall include a copy of the written demand given by the lender to the borrower calling upon the borrower to pay the balance in full.
4. Government shall be entitled at any time to terminate the guarantee by paying to the lender such amount of the guaranteed indebtedness as may be owing by the borrower to the lender and the lender shall assign to the government all security the lender holds in connection with the guaranteed indebtedness.
5. The Provincial Treasurer may add such further terms and conditions to the guarantee as he considers appropriate.
6. The guarantee shall not become effective until the lender has agreed in writing to the terms and conditions herein contained and those imposed by the Provincial Treasurer pursuant to paragraph 5 above. The guaranteed indebtedness shall not include any advances made by the lender prior to the agreement by the lender with the terms and conditions herein contained and those imposed by the Provincial Treasurer.

EC2009-206

ISLAND INVESTMENT DEVELOPMENT ACT
FINANCIAL ASSISTANCE REGULATIONS
100415 P.E.I. 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 capital loan in the amount of one hundred and sixty-five thousand dollars (\$165,000.00) to 100415 P.E.I. Inc. on terms and conditions acceptable to the Board of Directors of Island Investment Development Inc.

EC2009-207

ISLAND INVESTMENT DEVELOPMENT ACT
FINANCIAL ASSISTANCE REGULATIONS
PADINOX 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 two capital loans to a maximum total amount of six million dollars (\$6,000,000.00) to Padinox Inc. on terms and conditions acceptable to the Board of Directors of Island Investment Development Inc.

EC2009-208

ISLAND INVESTMENT DEVELOPMENT ACT
FINANCIAL ASSISTANCE REGULATIONS
PAN AMERICAN PROPERTIES 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 capital loan in the amount of four hundred and twenty-five thousand dollars (\$425,000.00) to Pan American Properties Inc. on terms and conditions acceptable to the Board of Directors of Island Investment Development Inc.

EC2009-209

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CAROL ANN ARNIM
(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 Carol Ann Arnim of Port McNeill, British Columbia to acquire a land holding of approximately six decimal four three (6.43) acres of land in Lot 20, Queens County, Province of Prince Edward Island, being acquired from Arthur Gallant and Gloria Gallant (formerly Sonier-Birch), both of Grahams Road, 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.

EC2009-210

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
KAREN MICHELE CAMPBELL
(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 Karen Michele Campbell of North River, Nova Scotia to acquire a land holding of approximately twenty-four (24) acres of land in Lot 11, Prince County, Province of Prince Edward Island, being acquired from the Royal Bank of Canada (mortgagee in possession) of Toronto, Ontario.

Further, Council noted that the said land holding, being Provincial Property No. 574400, 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.

EC2009-211

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
JAMES GALASSO AND FRED GAROFALO
(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 James Galasso of Humacao, Puerto Rico and Fred Garofalo of East Hampton, New York to acquire a land holding of approximately zero decimal eight eight (0.88) acres of land in Lot 54, Kings County, Province of Prince Edward Island, being acquired from Anne Picard of Canterbury, Connecticut.

EC2009-212

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 JODIE MCCARTHY AND JASON JOSEPH MCCARTHY
 (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 Jodie McCarthy and Jason Joseph McCarthy, both of Calgary, Alberta to acquire a land holding of approximately eighty-one (81) acres of land in Lots 39 and 40, Kings County, Province of Prince Edward Island, being acquired from Carewco Holdings Ltd. and Heronsfield Management Inc., both 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.

EC2009-213

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 M & M RESOURCES INC.
 (TO RESCIND)

Council, having under consideration Order-in-Council EC2009-189 of 7 April 2009, rescinded the said Order forthwith, thus rescinding permission for M & M Resources Inc. to acquire an interest, subject to a condition preventing subdivision, in thirty-four decimal five (34.5) acres of land in Lots 58 and 62, Queens County, from Belfast Lime & Trucking Ltd. of Pinette, Prince Edward Island.

EC2009-214

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 M & M RESOURCES 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 M & M Resources Inc. of Charlottetown, Prince Edward Island to acquire an interest in a land holding of approximately thirty-four decimal five (34.5) acres of land in Lots 58 and 62, Queens County, Province of Prince Edward Island, being acquired from Belfast Lime & Trucking Ltd. of Pinette, Prince Edward Island.

EC2009-215

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TREEFELLOW 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 Treefellow Ltd. of Charlottetown, Prince Edward Island to acquire a land holding of approximately five decimal five one (5.51) acres of land in Lot 67, Queens County, Province of Prince Edward Island, being acquired from Gregory K. Ridgway of Charlottetown, 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 Treefellow Ltd. and on all successors in title.

EC2009-216

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
PRESTON CUDMORE & SONS INC.
(TO RESCIND)

Council, having under consideration Order-in-Council EC2008-36 of 15 January 2008, rescinded the said Order forthwith, thus rescinding permission for Preston Cudmore & Sons Inc. of Winsloe, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to two-hundred and eighty (280) acres as part of the corporation's aggregate land holdings.

EC2009-217

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
PRESTON CUDMORE & SONS 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 Preston Cudmore & Sons Inc. of Winsloe, Prince Edward Island, to acquire, by lease, an interest in a land holding or land holdings of up to seven hundred (700) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Preston Cudmore & Sons 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.

EC2009-218

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 030015, LOT 4, 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 seventy decimal three five (70.35) acres of land, being Provincial Property No. 030015 located in Lot 4, Prince County, Prince Edward Island and currently owned by John Hardy and Louise Hardy, both of Alberton, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately seven (7) acres, and determined that following subdivision, identification for non-development use shall continue to apply to the new parcel and to the remaining land.

This Order-in-Council comes into force on 21 April 2009.

EC2009-219

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 822635, LOT 37, 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 forty-five (45) acres of land, being Provincial Property No. 822635 located in Lot 37, Queens County, Prince Edward Island and currently owned by Nancy Lawton of Stratford, 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 21 April 2009.

EC2009-220

MUNICIPALITIES ACT
COMMUNITY OF O'LEARY
EXTENSION OF MUNICIPAL BOUNDARY
(APPLICATION TO ANNEX PROVINCIAL PROPERTY NO. 1009729)
APPROVED

Having under consideration an application from the Community of O'Leary presented pursuant to section 12 of the *Municipalities Act* R.S.P.E.I. 1988, Cap. M-13 to extend its boundaries to include Provincial Property No. 1009729, for which no municipal government is provided under the said Act, Council under authority of subsection 14(2) of the aforesaid Act approved the application and ordered that the boundaries of the Community of O'Leary be extended to annex Provincial Property No. 1009729, located at 81 Gaspé Road, effective 21 April 2009, in accordance with the said application, and as indicated on a plan to be filed in the Registry Office for Prince County by the Minister of Communities, Cultural Affairs and Labour pursuant to section 6 of the *Municipal Boundaries Act* R.S.P.E.I. 1988, Cap. M-11.