

EC2012-480

AN ACT TO AMEND
THE CHARLOTTETOWN AREA MUNICIPALITIES ACT
DECLARATION RE

Under authority of section 3 of *An Act to Amend the Charlottetown Area Municipalities Act* Stats. P.E.I. 2010, c. 26 Council ordered that a Proclamation do issue proclaiming the said "An Act to Amend the Charlottetown Area Municipalities Act" to come into force effective September 1, 2012.

EC2012-481

EXECUTIVE COUNCIL ACT
MINISTER OF ENVIRONMENT, LABOUR AND JUSTICE
AUTHORITY TO ENTER INTO AGREEMENTS
(MEMORANDUM OF AGREEMENT
AND AMENDMENT NO. 1
REIMBURSEMENT FOR
STREAM RESTORATION/CONSTRUCTION AND
STREAM MONITORING 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 Environment, Labour and Justice to enter into an agreement and an amending agreement with the Government of Canada, as represented by the Minister of Fisheries and Oceans, to set out terms and conditions whereby the Province will be reimbursed for stream restoration/construction services provided under its Alternate Land Use Services (ALUS) Program in fiscal years 2011/12 and 2012/13 and for stream monitoring/research services to be provided in fiscal years 2012/13, 2013/14 and 2014/15, such as more particularly described in the draft agreement.

EC2012-482

**EMERGENCY 911 ACT
COST RECOVERY FEE AMENDMENT
ORDER**

Pursuant to subsection 2.1(4) of the *Emergency 911 Act* R.S.P.E.I. 1988, Cap. E-5.1, Council made the following order:

1. The Schedule entitled "Cost Recovery Fee" to the *Emergency 911 Act* R.S.P.E.I. 1988, Cap. E-5.1 is amended by the deletion of the words "\$0.50" and the substitution of the words "\$0.70".
2. This amendment comes into force on September 1, 2012.

EC2012-483

**FINANCIAL ADMINISTRATION ACT
AND
LONG-TERM CARE SUBSIDIZATION ACT
ESTATE OF FLORENCE SIMMONS
CANCELLATION OF DEBT**

Pursuant to subsection 26(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9 and as recommended by the Minister of Health and Wellness pursuant to clause 11(3)(c) of the *Long-Term Care Subsidization Act*, Council authorized cancellation of debt in the amount of one hundred and fifty-four thousand six hundred and seventy-four dollars and thirty-five cents (\$154,674.35) owed by the Estate of Florence Simmons as follows:

Outstanding Account for Cost of Subsidized Care	Partial Payment Approved	Balance Cancelled
\$199,674.35	\$45,000.00	\$154,674.35

EC2012-484

**FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2011/12)
DEPARTMENT OF JUSTICE AND PUBLIC SAFETY**

Pursuant to subsection 37(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9, Council ordered that a Special Warrant do issue authorizing a supplementary payment out of the Operating Fund for the Department of Justice and Public Safety (currently Department of Environment, Labour and Justice) as follows:

Account Class	Account Name	Amount
	PUBLIC SAFETY Administration	
0951-03099	Professional Services	\$ <u>983,000.00</u>

Further, Council noted that \$451,600.00 of this amount will be offset by sequestration of funds from the Capital Budget of the Department of Justice and Public Safety.

EC2012-485

**FINANCIAL ADMINISTRATION ACT
CAPITAL BUDGET 2012/2013
TRANSFER ORDER**

Pursuant to subsection 37.1(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9, Council approved the following budget transfers:

From	To	Amount
Department of Community Services, Seniors and Labour	Department of Community Services and Seniors	
Capital Improvements – Housing Unit Renovations	Capital Improvements – Housing Unit Renovations	\$750,000.00
Department of Environment, Energy and Forestry	Department of Agriculture and Forestry	
Capital Improvements - Impoundments	Capital Improvements - Impoundments	\$60,000.00
Department of Environment, Energy and Forestry	Department of Environment, Labour and Justice	
Equipment – Lab Equipment	Equipment – Lab Equipment	\$150,000.00
Department of Finance and Municipal Affairs	Department of Finance, Energy and Municipal Affairs	
Equipment – Corporate System Upgrades	Equipment – Corporate System Upgrades	\$3,230,000.00
Equipment – Capital Installations	Equipment – Capital Installations	\$200,000.00
Capital Improvements – Facility Improvements	Capital Improvements – Facility Improvements	\$250,000.00
Department of Justice and Public Safety	Department of Environment, Labour and Justice	
Equipment – 911 System Upgrades	Equipment – 911 System Upgrades	\$75,000.00
Equipment – Public Safety Radio System	Equipment – Public Safety Radio System	\$1,000,000.00
Capital Improvements – Court Security	Capital Improvements – Court Security	\$75,000.00
Capital Improvements – Provincial Correctional Centre	Capital Improvements – Provincial Correctional Centre	\$50,000.00

Council noted that these budget transfers were made necessary by the government reorganization which occurred on November 15, 2011, after approval by the Legislative Assembly of the Fiscal Year 2012/13 Capital Budget.

For budget purposes, the transfers are deemed to have come into force effective April 1, 2012.

EC2012-486

JUDICATURE ACT
 RULES OF COURT
 SIXTEENTH SERIES OF AMENDMENTS
 TO THE
 1996 CONSOLIDATION
 AND
 PUBLICATION MANNER
 DETERMINED

Under authority of subsection 35(1) of the *Judicature Act*, R.S.P.E.I. 1988, Cap. J-2.1 Council approved the Sixteenth Series of Amendments to the 1996 Consolidated Version of the Rules of Court to come into force effective September 1, 2012, said amendments having been made by the Rules Committee at meetings held in October, 2011 and May, 2012.

Further, under authority of subsection 35(5) of the said Act, Council determined that publication of a Notice in the Royal Gazette shall be deemed to be publication of the approved Sixteenth Series of Amendments to the 1996 Consolidated Version of the Rules of Court and that no further publication relating to the said amendments shall be necessary.

EC2012-487

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 GREGORY HAROLD BOUCK AND STACEY MARGARET BOUCK
 (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 Gregory Harold Bouck and Stacey Margaret Bouck, both of Canmore, Alberta to acquire a land holding of approximately forty (40) acres of land in Lot 9, Prince County, Province of Prince Edward Island, being acquired from Russell Rogers 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.

EC2012-488

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 NORMAN FRANKS AND SUSAN FRANKS
 (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 Norman Franks and Susan Franks, both of Brantford, Ontario to acquire a land holding of approximately twenty-two decimal six (22.6) acres of land in Lot 15, Prince County, Province of Prince Edward Island, being acquired from Frederick J. Martin and Gisele M. Martin, both of Maximeville, 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.

EC2012-489

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 LAURA ANNE MACEACHERN AND
 LEO JAMES (JIMMY) ROBERT MACEACHERN
 (DENIAL)

Council, having under consideration an application (#N5073) for acquisition of a land holding under authority of section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap L-5, denied permission to Laura Anne MacEachern and Leo James (Jimmy) Robert MacEachern, both of Rockland, Ontario to acquire a land holding of approximately sixty-nine decimal six five (69.65) acres of land in Lot 47, Kings County, currently owned by Grace Ryan of Priest Pond, Prince Edward Island.

EC2012-490

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ARGYLE SHORE WATERVIEW COTTAGES 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 Argyle Shore Waterview Cottages Inc. of Argyle Shore, Prince Edward Island to acquire a land holding of approximately four decimal nine six (4.96) acres of land in Lot 30, Queens County, Province of Prince Edward Island, being acquired from Terrance Irwin MacDonald of Argyle Shore, Prince Edward Island.

EC2012-491

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 GRAND RIVER LOGGING & EXCAVATING 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 Grand River Logging & Excavating Ltd. of Wellington, Prince Edward Island to acquire a land holding of approximately twelve decimal nine three (12.93) acres of land in Lot 14, Prince County, Province of Prince Edward Island, being acquired from B. & B. Produce Inc. of Richmond, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property No. 835942, 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.

EC2012-492

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 GRAND RIVER LOGGING & EXCAVATING 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 Grand River Logging & Excavating Ltd. of Wellington, Prince Edward Island to acquire a land holding of approximately forty-seven decimal five (47.5) acres of land in Lot 15, Prince County, Province of Prince Edward Island, being acquired from Raymond Arsenault and Lucy Arsenault, both of Wellington, 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.

EC2012-493

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ISLAND NATURE TRUST
 (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 Island Nature Trust of Charlottetown, Prince Edward Island to acquire a land holding of approximately twenty decimal seven one (20.71) acres of land in Lot 17, Prince County, Province of Prince Edward Island, being acquired from the Estate of Errol Laughlin, c/o Diane Griffin, Executor, of Stratford, Prince Edward Island.

EC2012-494

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 ISLAND NATURE TRUST
 (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 Island Nature Trust of Charlottetown, Prince Edward Island to acquire a land holding of approximately six decimal three (6.3) acres of land in Lot 26, Prince County, Province of Prince Edward Island, being acquired from the Estate of Elaine R. Harrison, c/o Betty Howatt, Executor, of Albany, 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.

EC2012-495

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
OYSTER COVE 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 Oyster Cove Farms Ltd. of Kensington, Prince Edward Island to acquire a land holding of approximately one hundred and thirteen decimal nine eight (113.98) acres of land in Lot 18, Prince County, Province of Prince Edward Island, being acquired from Kenneth Jay Mann and Betty Joanne Mann, both of Kensington, Prince Edward Island PROVIDED THAT approximately one hundred and twelve decimal six eight (112.68) acres of the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2012-496

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
OYSTER COVE 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 Oyster Cove Farms Ltd. of Kensington, Prince Edward Island to acquire a land holding of approximately one decimal zero two (1.02) acres of land in Lot 18, Prince County, Province of Prince Edward Island, being acquired from Kenneth Jay Mann and Betty Joanne Mann, both of Kensington, Prince Edward Island.

EC2012-497

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PRINCE EDWARD ISLAND HORSE COUNCIL 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 Prince Edward Island Horse Council Inc. of Charlottetown, Prince Edward Island to acquire, by lease, an interest in a land holding of approximately forty-three decimal zero six (43.06) acres of land in Lot 30, Queens County, Province of Prince Edward Island, being acquired from the Government of Prince Edward Island as represented by the Minister of Transportation and Infrastructure Renewal of Charlottetown, Prince Edward Island.

EC2012-498

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PRINCE EDWARD ISLAND HORSE COUNCIL 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 Prince Edward Island Horse Council Inc. of Charlottetown, Prince Edward Island to acquire, by license agreement, an interest in a land holding of approximately one hundred and ninety-two decimal three two (192.32) acres of land in Lot 30, Queens County, Province of Prince Edward Island, being acquired from the Government of Prince Edward Island as represented by the Minister of Transportation and Infrastructure Renewal of Charlottetown, Prince Edward Island.

EC2012-499

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WIND ENERGY INSTITUTE OF CANADA
(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 Wind Energy Institute of Canada of North Cape, Prince Edward Island to acquire, by lease, an interest in a land holding of approximately seventeen decimal four (17.4) acres of land in Lot 1, Prince County, Province of Prince Edward Island, being acquired from Leigh Gavin and Rose Gavin, both of Sea Cow Pond, Prince Edward Island.

EC2012-500

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WIND ENERGY INSTITUTE OF CANADA
(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 Wind Energy Institute of Canada of North Cape, Prince Edward Island to acquire, by lease, an interest in a land holding of approximately five decimal four (5.4) acres of land in Lot 1, Prince County, Province of Prince Edward Island, being acquired from the Prince Edward Island Energy Corporation of Charlottetown, Prince Edward Island.

EC2012-501

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 WIND ENERGY INSTITUTE OF CANADA
 (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 Wind Energy Institute of Canada of North Cape, Prince Edward Island to acquire, by lease, an interest in a land holding of approximately zero decimal two six (0.26) acres of land in Lot 1, Prince County, Province of Prince Edward Island, being acquired from the Government of Prince Edward Island as represented by the Minister of Transportation and Infrastructure Renewal of Charlottetown, Prince Edward Island.

EC2012-502

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 APPLICATION TO LEASE LAND
 OYSTER COVE FARMS LTD.
 (TO RESCIND)

Council, having under consideration Order-in-Council EC2012-331 of June 14, 2012, rescinded the said Order forthwith, thus rescinding permission for Oyster Cove Farms Ltd. of Kensington, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to one thousand, five hundred and five decimal seven seven (1,505.77) acres of land as part of the said corporation's aggregate land holdings.

EC2012-503

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 APPLICATION TO LEASE LAND
 OYSTER COVE FARMS LTD.
 (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 Oyster Cove Farms Ltd. of Kensington, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to one thousand, three hundred and ninety decimal seven seven (1,390.77) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Oyster Cove Farms Ltd. 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.

EC2012-504

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 884866, LOT 58, 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 eighty-five (85) acres of land, being Provincial Property No. 884866 located in Lot 58, Queens County, Prince Edward Island and currently owned by Gerrit Visser & Sons (1991) Inc. of Orwell Cove, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately thirteen (13) 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 August 21, 2012.

EC2012-505

**LIQUOR CONTROL ACT
REGULATIONS
AMENDMENT**

Pursuant to section 8 of the *Liquor Control Act* R.S.P.E.I. 1988, Cap. L-14, the Prince Edward Island Liquor Control Commission, with the approval of the Lieutenant Governor in Council, made the following regulations:

1. Section 1 of the *Liquor Control Act* Regulations (EC704/75) is amended

(a) by the addition of the following after clause (b):

(b.1) "function" means, unless the context indicates otherwise, a function function respecting

- (i) a wedding or reunion, or
- (ii) any other activity of a cultural, sporting or social nature;

(b) by the addition of the following after clause (d):

(d.1) "licensee" means the holder of a liquor license; licensee

2. Section 16 of the regulations is revoked and the following substituted:

16. A licensee who holds a dining room license may permit any person Persons under age under the age of nineteen years to enter, be in or remain in the licensed dining room of the licensee.

3. Section 24 of the regulations is revoked.

4. Section 35 of the regulations is revoked and the following substituted:

35. A club licensee shall not admit any person to the club premises of Admission the licensee except as permitted by the bylaws of the club.

5. Section 45 of the regulations is revoked and the following substituted:

45. A licensee who holds a military canteen license shall not admit any person to the licensed premises of the licensee except as permitted by the bylaws of the canteen. Admission

6. Section 70 of the regulations is amended

(a) by the addition of the word “or” following clause (k); and

(b) by the revocation of clauses (l) and (m).

7. The regulations are amended by the addition of the following after section 74:

74.1 A licensee may permit any person under the age of nineteen years to enter, be in or remain in the licensed premises where Persons under age

(a) the person enters, is present in or remains in the licensed premises

(i) to attend a wedding function,

(ii) to provide entertainment, by himself or herself or as a member of a group, and is accompanied by, or subject to or under the supervision of,

(A) a parent or permanent legal guardian, or

(B) the operator of the licensed premises, if the operator is authorized in writing by the parent or the permanent legal guardian to be in charge of the underaged entertainer while that person is performing; or

(b) the licensee

(i) holds a written approval issued by the Commission issued under section 74.2 authorizing the licensee to permit any person under the age of nineteen years to enter, be in or remain in the licensed premises, and

(ii) is in compliance with any terms or conditions imposed on that approval.

74.2 (1) On application by a licensee, the Commission may, subject to this section, issue a written approval to the licensee authorizing the licensee to permit any person under the age of nineteen years to enter, be present in or remain in the licensed premises of the licensee Approval for entry and presence of person under 19 years of age

(a) for the purpose of attending or participating or assisting in a function, other than a wedding function; or

(b) for such other purposes, or in such other circumstances, as the Commission considers appropriate.

(2) The Commission may, on issuing a written approval under subsection (1), attach such terms and conditions to the written approval as the Commission considers appropriate. Conditions

74.3 Any person under the age of nineteen years may enter, be in, or remain in the licensed premises of a licensee where the licensee is, under the Act or these regulations, authorized to permit the person to enter, be in or remain in the licensed premises of the licensee. Persons under 19 years of age, admission

8. These regulations come into force on September 1, 2012.

EXPLANATORY NOTES

SECTION 1 adds definitions for the words “function” and “licensee”.

SECTION 2 authorizes a licensee who holds a dining room license to permit any person under the age of nineteen years to enter, be in or remain in the licensed dining room of the licensee.

SECTION 3 revokes a provision of the regulations respecting the admission of persons under the age of nineteen years to a lounge that is not needed in light of the general prohibition in the Act concerning the admission of such persons and the other amendments effected by these regulations.

SECTIONS 4 and 5 rewrite provisions of the regulations respecting the admission of persons under the age of nineteen years to a club or canteen

to recognize the general prohibition in the Act concerning the admission of such persons and the other amendments effected by these regulations.

SECTION 6 revokes two clauses of a provision currently prohibiting the admission of under age persons to licensed premises that are not needed in light of the general prohibition in the Act concerning such admissions and the other amendments effected by these regulations.

SECTION 7 indicates when a licensee may permit any person under the age of nineteen years to enter, be in or remain in the licensed premises of the licensee.

In addition, the section empowers the Commission to issue an approval to a licensee that authorizes the admission of such a person for the purpose of attending a function or for other purposes and in other circumstances.

This section also explains when persons under the age of nineteen years may enter, be in, or remain in licensed premises.

SECTION 8 provides for the commencement of these regulations.

EC2012-506

MENTAL HEALTH ACT MENTAL HEALTH REVIEW BOARD APPOINTMENTS

Pursuant to section 27 of the *Mental Health Act* R.S.P.E.I. 1988, Cap. M-6.1 Council made the following appointments:

NAME`	TERM OF APPOINTMENT
via subsection 27(3)(b), as psychiatrist	
Dr. Nadeem Dada Charlottetown (reappointed)	25 August 2012 to 25 August 2015
via subsection 27(3)(c), as lay member	
Leah Mayne-Cainey Charlottetown (reappointed)	25 August 2012 to 25 August 2015
via subsection 27(4), as alternate psychiatrists	
Dr. Robert Jay Stratford (reappointed)	25 August 2012 to 25 August 2015
Dr. Mark Triantafillou Charlottetown	25 August 2012 to 25 August 2015

EC2012-507**MUNICIPALITIES ACT
EXPANSION OF SERVICES
COMMUNITY OF MILTONVALE PARK
APPROVED**

Having under consideration a recommendation from the Minister of Finance, Energy and Municipal Affairs, and pursuant to subsection 33(3) of the *Municipalities Act* R.S.P.E.I. 1988, Cap. M-13, Council approved an application from the Community of Miltonvale Park to expand services provided by the municipality to include “assistance to community organizations,” effective September 1, 2012.

EC2012-508**PROVINCIAL COURT ACT
JUSTICE OF THE PEACE
APPOINTMENT**

Under authority of section 14 of the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25, Council appointed Kelly Charlesworth of Cornwall, Prince Edward Island, as a Justice of the Peace in and for the Counties of Prince, Queens and Kings in the Province of Prince Edward Island for the period August 21, 2012 to March 31, 2013.

Further, Council ordered that should the said Kelly Charlesworth cease to be employed by the Province of Prince Edward Island in her present capacity with the Provincial Court, that her appointment as Justice of the Peace shall terminate coincident with the date her employment terminates.

EC2012-509**PROVINCIAL COURT ACT
JUSTICE OF THE PEACE
APPOINTMENT**

Under authority of section 14 of the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25, Council appointed Stephanie Keenan of Summerside, Prince Edward Island, as a Justice of the Peace in and for the Counties of Prince, Queens and Kings in the Province of Prince Edward Island for the period August 21, 2012 to March 31, 2013.

Further, Council ordered that should the said Stephanie Keenan cease to be employed by the Province of Prince Edward Island in her present capacity with the Provincial Court, that her appointment as Justice of the Peace shall terminate coincident with the date her employment terminates.

EC2012-510

PROVINCIAL COURT ACT
JUSTICE OF THE PEACE
APPOINTMENT

Under authority of section 14 of the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25, Council appointed Cindy A. Stewart of Charlottetown, Prince Edward Island, as a Justice of the Peace in and for the Counties of Prince, Queens and Kings in the Province of Prince Edward Island for the period August 21, 2012 to August 21, 2013.

Further, Council ordered that should the said Cindy A. Stewart cease to be employed by the Province of Prince Edward Island in her present capacity with the Provincial Court, that her appointment as Justice of the Peace shall terminate coincident with the date her employment terminates.

EC2012-511

ENERGY CORPORATION ACT
PRINCE EDWARD ISLAND ENERGY CORPORATION
AUTHORITY TO BORROW

Pursuant to subsection 8(2) of the *Energy Corporation Act* R.S.P.E.I. 1988, Cap. E-7, Council authorized the Prince Edward Island Energy Corporation to borrow from the Minister of Finance, Energy and Municipal Affairs, up to sixty million, two hundred thousand (\$60,200,000.00) dollars to finance construction of a 30 MW wind development project at Hermanville, Prince Edward Island.

EC2012-512

FINANCIAL ADMINISTRATION ACT
ENERGY CORPORATION ACT
PRINCE EDWARD ISLAND ENERGY CORPORATION
GUARANTEE BY LETTER OF CREDIT

Having under consideration the recommendation of Treasury Board (reference Minute TB164/12 of 18 July 2012) and pursuant to subsection 32(1) of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9 and subsection 8(3) of *Energy Corporation Act*, R.S.P.E.I. 1988, Cap. E-7, Council agreed to guarantee the payments of Prince Edward Island Energy Corporation (hereinafter referred to as the "Account Party") owing to Acciona Windpower North America, LLC (hereinafter referred to as "the Beneficiary") under a Wind Turbine Supply Agreement for development of a 30MW wind development project at Hermanville, Prince Edward Island (the "Turbine Agreement"), by authorizing the issuance of an Irrevocable Standby Letter of Credit in an amount not to exceed forty million, two hundred and sixteen thousand and fifty (\$40,216,050.00 US) dollars in lawful money of the United States of America (hereinafter referred to as the "Stated Amount"), the said letter of credit to be subject to and conditional upon the following terms and conditions:

1. The Beneficiary is only entitled to make a draw on the said Letter of Credit in the event the Account Party (a) has failed to pay Beneficiary as provided under the Turbine Agreement or (b) has failed to renew the said Letter of Credit or to provide an alternate letter of credit in accordance with the terms of the Turbine Agreement at least thirty (30) days prior to the Letter of Credit Expiration Date (defined below).
2. The said Letter of Credit shall automatically terminate at the earlier of (a) the end of the fifth Business Day after the Substantial Completion Date as defined in the Turbine Agreement ("Letter of Credit Expiration Date"), or (b) the date that the entire Stated Amount has been drawn in full.
3. Either the Minister of Finance, Energy and Municipal Affairs or the Deputy Minister of Finance, Energy and Municipal Affairs is designated and authorized to determine the form of the Letter of Credit as considered appropriate and to sign the Letter of Credit on behalf of the Province, together with such other documents as they may determine to be necessary or desirable in connection with the issuance of the said letter of credit, such determination to be exclusively and absolutely evidenced by their signature.