

EC2020-357

FRENCH LANGUAGE SERVICES ACT

GENERAL REGULATIONS
AMENDMENT

Pursuant to section 16 of the *French Language Services Act* R.S.P.E.I. 1988, Cap. F-15.2, Council made the following regulations:

1. Section 1 and Table 1 of the Schedule to the *French Language Services Act* General Regulations (EC845/13) are revoked and the following substituted:

1. The designated services of the Department of Economic Growth, Tourism and Culture and any limit on the scope of the designations are described in the following table:

Table 1 – Department of Economic Growth, Tourism and Culture

Column 1 Designated Service	Column 2 Scope of Designation
1. Community Cultural Partnership Program.	

1.1 The designated services of the Department of Education and Lifelong Learning and any limit on the scope of the designations are described in the following table:

Table 1.1 – Department of Education and Lifelong Learning

Column 1 Designated Service	Column 2 Scope of Designation
1. All services offered in person at specified public libraries.	The designation is limited to the following locations: (a) Bibliothèque publique d’Abram-Village, Abram-Village; (b) Bibliothèque publique Dr. J.-Edmond-Arsenault, Charlottetown; (c) Bibliothèque publique J.-Henri-Blanchard, Summerside. The designation is limited at each location to the services offered in person at that location.
2. Online request form for an interlibrary loan to a public library.	
3. Online form for suggesting a	

purchase for a public library.	
4. Online application form for a public library card.	
5. Online registration form for accessible public library services.	
6. Coaching support services offered to early childhood educators.	

2. These regulations come into force on June 27, 2020.

EXPLANATORY NOTES

SECTION 1 moves the designated service of the Community Cultural Partnership Program under the Department of Economic Growth, Tourism and Culture. It also adds four new designated services under the Department of Education and Lifelong Learning.

SECTION 2 provides for the commencement of these regulations.

EC2020-357

LOI SUR LES SERVICES EN FRANÇAIS

MODIFICATION AU RÈGLEMENT GÉNÉRAL

En application de l'article 16 de la *Loi sur les services en français* R.S.P.E.I. 1988, Cap. F-15.2, le Conseil prend le règlement suivant:

1. L'article 1 et le Tableau 1 de l'Annexe du Règlement général de la Loi sur les services en français (EC845/13) sont abrogés et remplacés par ce qui suit:

1. Les services désignés du Department of Economic Growth, Tourism and Culture et toute limite concernant la portée des désignations sont décrits dans le tableau qui suit:

Tableau 1 – Department of Economic Growth, Tourism and Culture

Colonne 1 Service désigné	Colonne 2 Portée de la désignation
1. Programme de partenariat culturel communautaire.	

1.1 Les services désignés du Department of Education and Lifelong Learning et toute limite concernant la portée des désignations sont décrits dans le tableau qui suit:

Tableau 1.1 – Department of Education and Lifelong Learning

Colonne 1 Services désignés	Colonne 2 Portée de la désignation
1. Tous les services offerts en personne aux bibliothèques publiques indiquées.	La désignation se limite aux endroits suivants: (a) Bibliothèque publique d'Abram-Village; (b) Bibliothèque publique Dr. J.-Edmond-Arsenault, Charlottetown; (c) Bibliothèque publique J.-Henri-Blanchard, Summerside.

	À chaque endroit, la désignation se limite aux services offerts en personne.
2. Formulaire en ligne de demande de prêt interbibliothèque à une bibliothèque publique.	
3. Formulaire en ligne pour suggérer un achat auprès d'une bibliothèque publique.	
4. Formulaire de demande en ligne pour obtenir une carte de bibliothèque publique.	
5. Formulaire d'inscription en ligne pour obtenir des services de bibliothèque publique accessibles.	
6. Services de soutien au mentorat offerts aux éducateurs de la petite enfance.	

2. Ce règlement entrera en vigueur le 27 juin 2020.

NOTES EXPLICATIVES

L'**ARTICLE 1** déplace le service désigné du Programme de partenariat culturel communautaire vers le Department of Economic Growth, Tourism and Culture. Il ajoute aussi quatre nouveaux services désignés au Department of Education and Lifelong Learning.

L'**ARTICLE 2** prévoit la date d'entrée en vigueur du présent règlement.

EC2020-358

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
100552 P.E.I. INC.
(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 100552 P.E.I. Inc. of Orwell Cove, Prince Edward Island to acquire a land holding of approximately twenty-five (25) acres of land at Valley, Lot 58, Queens County, Province of Prince Edward Island, being acquired from H. Ernest Diamond and Jamie K. Diamond, both 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.

EC2020-359

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
102446 P.E.I. INC.
(TO RESCIND)

Council, having under consideration Order-in-Council EC2020-82 of February 11, 2020, rescinded the said Order forthwith, thus rescinding permission for 102446 P.E.I. Inc. of Rosebank, Prince Edward Island to acquire, by share acquisition, an interest in a land holding of approximately ten decimal three (10.3) acres of land at Borden-Carleton, Lot 28, Prince County, Province of Prince Edward Island, being acquired from Randy Cooke of Cape Wolfe, Prince Edward Island; Dewis Cooke of Sherbrooke, Prince Edward Island; and John Price in trust for Murphy's LLC of Sanibel, Florida.

EC2020-360

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
102447 P.E.I. INC.
(TO RESCIND)

Council, having under consideration Order-in-Council EC2020-83 of February 11, 2020, rescinded the said Order forthwith, thus rescinding permission for 102447 P.E.I. Inc. of Rosebank, Prince Edward Island to acquire, by share acquisition, an interest in a land holding of approximately zero decimal four (0.4) of an acre of land at Freeland, Lot 11, Prince County, Province of Prince Edward Island, being acquired from Randy Cooke of Cape Wolfe, Prince Edward Island; Dewis Cooke of Sherbrooke, Prince Edward Island; and John Price in trust for Murphy's LLC of Sanibel, Florida.

EC2020-361

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CHRISTOPHER RAGONETTI MEDICINE PROFESSIONAL CORPORATION
(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 Christopher Ragonetti Medicine Professional Corporation of Toronto, Ontario to acquire a land holding of approximately fifty (50) acres of land at Rock Barra, Lot 45, Kings County, Province of Prince Edward Island, being acquired from Douglas Aber and Loretta Aber, both of Port Charlotte, Florida 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.

EC2020-362

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 CONFEDERATION CONSTRUCTION & INTERIORS 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 Confederation Construction & Interiors Inc. of Stratford, Prince Edward Island to acquire a land holding of approximately five decimal zero eight (5.08) acres of land at Eldon, Lot 57, Queens County, Province of Prince Edward Island, being acquired from Selkirk Enterprises Ltd. of Belfast, Prince Edward Island.

EC2020-363

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 D & B DEVELOPMENTS 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 D & B Developments Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately thirty-three decimal three (33.3) acres of land at Cymbria, Lot 24, Queens County, Province of Prince Edward Island, being acquired from Brendan Boudreau of Hunter River, Prince Edward Island.

EC2020-364

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 DIAMONDALE FARMS INC.
 (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 Diamondale Farms Inc. of Winsloe South, Prince Edward Island to acquire a land holding of approximately twenty-three (23) acres of land at Winsloe South, Lot 33, Queens County, Province of Prince Edward Island, being acquired from the Estate of Allison Ford of Winsloe South, 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.

EC2020-365

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DIAMONDALE FARMS 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 Diamondale Farms Inc. of Winsloe South, Prince Edward Island to acquire a land holding of approximately thirty-nine (39) acres of land at North Milton, Lot 33, Queens County, Province of Prince Edward Island, being acquired from The Estate of Allison Ford of Winsloe South, Prince Edward Island.

EC2020-366

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DOSECANN LD INC.,
DOING BUSINESS AS DOSECANN CANNABIS SOLUTIONS
(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 Dosecann LD Inc., doing business as Dosecann Cannabis Solutions of Toronto, Ontario to acquire a land holding of approximately five decimal three nine (5.39) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Belmont Associates Inc. of Charlottetown, Prince Edward Island.

EC2020-367

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
FMT REAL ESTATE PORTFOLIO 1 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 FMT Real Estate Portfolio 1 Inc. of Stratford, Prince Edward Island to acquire a land holding of approximately one decimal two nine (1.29) acres of land at Mermaid, Lot 48, Queens County, Province of Prince Edward Island, being acquired from Gary Morgan of O'Leary, Prince Edward Island.

EC2020-368

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
FMT REAL ESTATE PORTFOLIO 1 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 FMT Real Estate Portfolio 1 Inc. of Stratford, Prince Edward Island to acquire a land holding of approximately four decimal one (4.1) acres of land at Mermaid, Lot 48, Queens County, Province of Prince Edward Island, being acquired from Dean's Cove Farm Ltd. of Websters Corner, Prince Edward Island.

EC2020-369

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
G.I.D. HOLDINGS 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 G.I.D. Holdings Ltd. of Winsloe, Prince Edward Island to acquire a land holding of approximately two decimal eight (2.8) acres of land at Winsloe South, Lot 33, Queens County, Province of Prince Edward Island, being acquired from Harold Coles of Winsloe South, Prince Edward Island.

EC2020-370

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
HD PROPERTY DEVELOPMENTS INC.
(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 HD Property Developments Inc. of Richmond, Prince Edward Island to acquire a land holding of approximately forty-eight decimal five four (48.54) acres of land at Springhill, Lot 13, Prince County, Province of Prince Edward Island, being acquired from Doreen Dymont of Ellerslie, 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 HD Property Developments Inc. and on all successors in title.

EC2020-371

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
HOLTJER AGRI INC.
(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 Holtjer Agri Inc. of Milton Station, Prince Edward Island to acquire a land holding of approximately one hundred and eleven decimal six three (111.63) acres of land at Kensington, Lot 19, Prince County, Province of Prince Edward Island, being acquired from J. Lowell Clark 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.

EC2020-372

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
RED ISLE PROPERTIES INC.
(TO RESCIND)

Council, having under consideration Order-in-Council EC2018-677 of October 22, 2018, rescinded the said Order forthwith, thus rescinding permission for Red Isle Properties Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately twenty-five decimal seven three (25.73) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Cavendish Farms Corporation of Dieppe, New Brunswick.

EC2020-373

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
STAVERT 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 Stavert Farms Ltd. of Lower Freetown, Prince Edward Island to acquire a land holding of approximately fourteen decimal eight (14.8) acres of land at Kinkora, Lot 26, Prince County, Province of Prince Edward Island, being acquired from William Bagnall 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.

EC2020-374

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
UNIVERSITY OF PRINCE EDWARD ISLAND
(TO RESCIND)

Council, having under consideration Order-in-Council EC2019-634 of September 10, 2019, rescinded the said Order forthwith, thus rescinding permission for University of Prince Edward Island of Charlottetown, Prince Edward Island to acquire a land holding of approximately two decimal five nine (2.59) acres of land at St. Peters, Lot 41, Kings County, Province of Prince Edward Island, being acquired from 100025 P.E.I. Inc. of Souris, Prince Edward Island.

EC2020-375

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
UNIVERSITY OF PRINCE EDWARD ISLAND
(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 University of Prince Edward Island of Charlottetown, Prince Edward Island to acquire a land holding of approximately three decimal five nine (3.59) acres of land at St. Peters, Lot 41, Kings County, Province of Prince Edward Island, being acquired from 100025 P.E.I. Inc. of Souris, Prince Edward Island.

EC2020-376

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
VALLEY GROVE ENTERPRISES 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 Valley Grove Enterprises Ltd. of Kelvin Grove, Prince Edward Island to acquire a land holding of approximately eighty-one decimal five (81.5) acres of land at Port Hill, Lot 13, Prince County, Province of Prince Edward Island, being acquired from Wendell David Ramsay of Tyne Valley, 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.

EC2020-377

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WEYMOUTH PROPERTIES 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 Weymouth Properties Limited of Charlottetown, Prince Edward Island to acquire a land holding of approximately one decimal two three (1.23) acres of land at Cornwall, Lot 32, Queens County, Province of Prince Edward Island, being acquired from Bellevin Enterprises (2017) Inc. of Cornwall, Prince Edward Island.

EC2020-378

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
GORDON GUILD AND SITA-RANI GUILD
(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 Gordon Guild and Sita-Rani Guild, both of Penticton, British Columbia to acquire a land holding of approximately zero decimal five (0.5) of an acre of land at Pownal, Lot 49, Queens County, Province of Prince Edward Island, being acquired from Gail Kathryn Jenkins of Pownal, Prince Edward Island.

EC2020-379

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
GORDON GUILD AND SITA-RANI GUILD
(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 Gordon Guild and Sita-Rani Guild, both of Penticton, British Columbia to acquire a land holding of approximately twelve decimal eight (12.8) acres of land at Pownal, Lot 49, Queens County, Province of Prince Edward Island, being acquired from Gail Kathryn Jenkins of Pownal, 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.

EC2020-380

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
KODY HOLTJER, HENDRIK HOLTJER AND INGRID DE BOER
(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 Kody Holtjer, Hendrik Holtjer and Ingrid De Boer, all of Slochteren Neder, the Netherlands to acquire an interest in a land holding of approximately one hundred and eleven decimal six three (111.63) acres of land at Kensington, Lot 19, Prince County, Province of Prince Edward Island, being acquired from J. Lowell Clark of Kensington, Prince Edward Island.

EC2020-381

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MICHEL JACOB, TIM WILLISTON,
MIREILLE BREAU WILLISTON AND JULIE MACPHAIL
(TO RESCIND)

Council, having under consideration Order-in-Council EC2020-100 of February 11, 2020, rescinded the said Order forthwith, thus rescinding permission for Michel Jacob of Cap-Pelé, New Brunswick, Tim Williston and Mireille Breau Williston, both of Shediac Cape, New Brunswick and Julie MacPhail of Lower Cloverdale, New Brunswick to acquire an interest in a land holding of approximately zero decimal four (0.4) of an acre of land at Freeland, Lot 11, Prince County, Province of Prince Edward Island, being acquired from Randy Cooke of Cape Wolfe, Prince Edward Island, Dewis Cooke of Sherbrooke, Prince Edward Island and John Price, in trust for Murphy's LLC of Sanibel, Florida

EC2020-382

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MICHEL JACOB, TIM WILLISTON,
MIREILLE BREAU WILLISTON AND JULIE MACPHAIL
(TO RESCIND)

Council, having under consideration Order-in-Council EC2020-101 of February 11, 2020, rescinded the said Order forthwith, thus rescinding permission for Michel Jacob of Cap-Pelé, New Brunswick, Tim Williston and Mireille Breau Williston, both of Shediac Cape, New Brunswick and Julie MacPhail of Lower Cloverdale, New Brunswick to acquire an interest in a land holding of approximately ten decimal three (10.3) acres of land at Borden-Carleton, Lot 28, Prince County, Province of Prince Edward Island, being acquired from Randy Cooke of Cape Wolfe, Prince Edward Island, Dewis Cooke of Sherbrooke, Prince Edward Island and John Price, in trust for Murphy's LLC of Sanibel, Florida

EC2020-383

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
AMBER KISSELL
(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 Amber Kissell of Goderich, Ontario to acquire a land holding of approximately eleven decimal three one (11.31) acres of land at St. Gilbert, Lot 15, Prince County, Province of Prince Edward Island, being acquired from Blair Smith 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.

EC2020-384

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DAVID NICHOLAS
(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 David Nicholas of Vaughan, Ontario to acquire an interest in a land holding of approximately thirty-three decimal three (33.3) acres of land at Hunter River, Lot 24, Queens County, Province of Prince Edward Island, being acquired from Brendan Boudreau of Hunter River, Prince Edward Island.

EC2020-385

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
AJAY MATHEW PUNNAPADAM
(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 Ajay Mathew Punnapadam of Stratford, Prince Edward Island to acquire an interest in a land holding of approximately five decimal zero eight (5.08) acres of land at Eldon, Lot 57, Queens County, Province of Prince Edward Island, being acquired from Selkirk Enterprises Ltd. of Belfast, Prince Edward Island.

EC2020-386

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CHRISTOPHER RAGONETTI
(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 Christopher Ragonetti of Toronto, Ontario to acquire an interest in a land holding of approximately fifty (50) acres of land at Rock Barra, Lot 45, Kings County, Province of Prince Edward Island, being acquired from Douglas Aber and Loretta Aber, both of Port Charlotte, Florida.

EC2020-387

**NATURAL PRODUCTS MARKETING ACT
POTATO MARKETING PLAN REGULATIONS
AMENDMENT**

On the recommendation of the Prince Edward Island Marketing Council and under the authority of subsections 4(2) and (3) and section 29 of the *Natural Products Marketing Act* R.S.P.E.I. 1988, Cap. N-3, Council made the following regulations:

1. The enacting clause of the *Natural Products Marketing Act* Potato Marketing Plan Regulations (EC173/90) is revoked and the following substituted:

On the recommendation of the Prince Edward Island Marketing Council and under the authority of subsections 4(2) and (3) and section 29 of the *Natural Products Marketing Act* R.S.P.E.I. 1988, Cap. N-3, Council made the following regulations:

2. Subsection 1(1) of the regulations is amended

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

(c.01) “Central District” means the area within the boundaries set out as the Central District in the Schedule to these regulations; Central District

(b) in clause (e), by the addition of the word “the” after the words “engaged in”;

(c) by the addition of the following after clause (e):

(e.1) “direct family member” means, in respect of a person who directly or indirectly owns at least 10 per cent of the equity ownership in a potato production unit or a farm unit, the spouse, child or step-child of the person; direct family member

(d) in clause (f), by the deletion of the words “a geographic area within the regulated area as defined in these regulations” and the substitution of the words “the Western District, the Eastern District or the Central District”;

(e) by the addition of the following after clause (f):

(f.1) “Eastern District” means the area within the boundaries set out as the Eastern District in the Schedule to these regulations; Eastern District

(f) by the addition of the following after clause (h):

(h.1) “member” means a member of the Board who is elected or appointed, as the case may be, to represent a district; member

(h.2) “member at large” means a member of the Board who is elected or appointed, as the case may be, to represent the registered producers in general; member at large

(g) in clause (j), by the deletion of the words “plan established by these regulations” and the substitution of the words “Prince Edward Island Potato Marketing Plan established under subsection 3(1)”;

(h) in clause (l), by the deletion of the words “thirty per cent” and the substitution of the words “30 per cent”;

(i) in clause (l.1), by the deletion of the word “his” and the substitution of the words “the person’s”;

(j) by the revocation of clause (l.2);

(k) by the addition of the following after clause (m):

(m.1) “register” means the register of potato production units; register

(l) in clause (o), by the deletion of the word “is” and the substitution of the word “means”;

(m) in clause (p), by the deletion of the words “at least 30%” and the substitution of the words “a minimum of 30 per cent”;

(n) in clause (q),

(i) by the deletion of the words “thirty per cent” and the substitution of the words “30 per cent”, and

(ii) by the deletion of a period and the substitution of a semicolon; and

(o) by the addition of the following after clause (q):

(r) “Western District” means the area within the boundaries set out as the Western District in the Schedule to these regulations. Western District

3. The heading immediately before section 3 of the regulations is amended by the deletion of the words “PURPOSE OF” and the substitution of the words “PRINCE EDWARD ISLAND POTATO MARKETING”.

4. Section 3 of the regulations is revoked and the following substituted:

3. (1) There is established a plan to be known as the Prince Edward Island Potato Marketing Plan. Establishment of plan

(2) The purpose and intent of the plan is to provide the Prince Edward Island Potato Board with all the necessary powers and authority to Purpose of plan

(a) provide for the promotion, control and regulation in any or all respects of the production and marketing of potatoes within Prince Edward Island, including the prohibition of production and marketing of potatoes, in whole or in part;

(b) act as an agent for, co-operate with or receive the delegation of powers from the Government of Canada to regulate the marketing of potatoes; and

(c) provide for the control and regulation in any or all respects of the quality of potatoes in Prince Edward Island.

5. Section 6 of the regulations is revoked and the following substituted:

6. The Board shall maintain a head office in the province. Head office

6. Section 7 of the regulations is amended by the deletion of the words “of such other person as” and the substitution of the words “by any other person”.

7. The regulations are amended in the following provisions by the deletion of the word “chairman” and the substitution of the word “chairperson”:

- (a) section 7;
- (b) subsection 8(5);
- (c) subsection 23(1);
- (d) section 24;
- (e) section 25;
- (f) subsection 31(1);
- (g) clauses 32(1)(a), (b) and (c).

8. The regulations are amended in the following provisions by the deletion of the word “Notwithstanding” and the substitution of the word “Despite”:

- (a) subsection 9(1.2);
- (b) section 46;
- (c) section 47;
- (d) subsections 48(1) and (2).

9. (1) Subsection 8(2) of the regulations is amended

(a) in clause (a), by the deletion of the words “September 15” and the substitution of the words “October 31”;

(b) in clause (b), by the deletion of the words “seven days of the passage or making thereof” and the substitution of the words “seven business days of being made or passed”; and

(c) in clause (c), by the deletion of the words “agenda for Board, general producer, special or annual meetings, and within seven working days of each meeting shall notify the Council” and the substitution of the words “agenda items for Board meetings, general producer meetings, special or annual meetings, as the case may be, and within seven business days after each meeting, the Board shall notify Council”.

(2) Subsection 8(3) of the regulations is amended

(a) by the deletion of the words “the Council” and the substitution of the words “with Council,”; and

(b) by the deletion of the words “September 15” and the substitution of the words “October 31”.

(3) Subsection 8(5) of the regulations is amended by the deletion of the words “sixty days” and the substitution of the words “120 days”.

10. The heading immediately before section 9 of the regulations is amended by the addition of the word “POTATO” after the words “REGISTER OF”.

11. (1) Subsection 9(1) of the regulations is amended by the deletion of the words “production units by district which shall be available for inspection by registered producers” and the substitution of the words “potato production units by district which shall be available for inspection by producers”.

(2) Subsection 9(1.1) of the regulations is amended by the deletion of the words “of production units on” and the substitution of the words “on or before”.

(3) Subsection 9(1.2) of the regulations is amended by the deletion of the words “register of production units at any other time during a year where a ballot vote is being taken among registered” and the substitution of the words “register at any other time during a year where a ballot vote is being taken among registered potato”.

(4) Subsection 9(5) of the regulations is revoked and the following substituted:

(5) Where a potato production unit grows more than 50 acres of potatoes, the potato production unit may designate up to three natural persons to exercise voting rights on behalf of the potato production unit, each of whom meets the requirements in clause (a) or (b):

Multiple votes,
potato production
units

- (a) the person
 - (i) directly or indirectly owns at least 10 per cent of the equity ownership in the potato production unit,
 - (ii) is 18 years of age or over,
 - (iii) is actively engaged in the farming activities of the potato production unit, and
 - (iv) does not exercise voting rights on behalf of any other potato production unit; or
- (b) the person
 - (i) is a direct family member of a person referred to in subclause (a)(i),
 - (ii) is 18 years of age or over,
 - (iii) is actively engaged in the farming activities of the potato production unit,
 - (iv) derives the majority of their primary income from the potato production unit, and
 - (v) does not exercise voting rights on behalf of any other potato production unit.

(5) Subsection 9(7) of the regulations is amended by the deletion of the words “thirty days notice in writing stating the grounds therefor, mailed to the latest known address of such unit” and the substitution of the words “30 days’ notice in writing stating the grounds for removal and mailed to the last known address of the unit recorded in the register”.

(6) Subsection 9(8) of the regulations is amended

(a) by the deletion of the words “A production unit” and the substitution of the words “A potato production unit”; and

(b) by the deletion of the words “; in the event of such appeal the name” and the substitution of the words “and the name of the potato production unit”.

12. (1) Subsection 10(1) of the regulations is revoked and the following substituted:

10. (1) Where potato production units are operated as and form part of a farm unit that is operated as a single business enterprise, and the farm unit grows in aggregate more than 50 acres of potatoes, the farm unit may designate up to three natural persons to exercise voting rights on behalf of the farm unit, each of whom meets the requirements in clause (a) or (b):

Farm units, multiple
votes

- (a) the person
 - (i) directly or indirectly owns at least 10 per cent of the equity ownership in the farm unit,
 - (ii) is 18 years of age or over,
 - (iii) is actively engaged in the farming activities of the farm unit, and
 - (iv) does not exercise voting rights on behalf of any other farm unit; or
- (b) the person
 - (i) is a direct family member of a person referred to in subclause (a)(i),
 - (ii) is 18 years of age or over,
 - (iii) is actively engaged in the farming activities of the farm unit,
 - (iv) derives the majority of their primary income from the farm unit, and
 - (v) does not exercise voting rights on behalf of any other farm unit.

(2) Subsection 10(2) of the regulations is amended by the deletion of the words “production unit” and the substitution of the words “potato production unit”.

(3) Subsection 10(4) of the regulations is revoked.

13. Section 11 of the regulations is revoked and the following substituted:

11. (1) The Board shall be composed of 12 members, equally representing the processing producers, seed producers and table stock producers of the province, as set out in subsection (2). Composition of board of directors

(2) The Board shall be composed of the following members, all of whom shall be registered producers, elected in accordance with these regulations, consisting of *Idem*

(a) three members who reside or are located in the Western District, of which

- (i) one member is a processing producer,
- (ii) one member is a seed producer, and
- (iii) one member is a table stock producer;

(b) three members who reside or are located in the Eastern District, of which

- (i) one member is a processing producer,
- (ii) one member is a seed producer, and
- (iii) one member is a table stock producer;

(c) three members who reside or are located in the Central District, of which

- (i) one member is a processing producer,
- (ii) one member is a seed producer, and
- (iii) one member is a table stock producer; and

(d) three members at large who represent all registered producers who reside or are located in the regulated area, of which

- (i) one member at large is a processing producer,
- (ii) one member at large is a seed producer, and
- (iii) one member at large is a table stock producer.

(3) The boundaries of the districts referred to in subsection (2) are those described in the Schedule. District boundaries - Schedule

(4) The Schedule to these regulations is hereby adopted and forms part of these regulations. Adoption of Schedule

(5) On the day this section comes into force, the registered producers who, immediately preceding the coming into force of this section, were members of the Board are deemed to have been elected to represent the Western District, the Eastern District or the Central District, or elected as a member at large, in accordance with subsection (2) as follows: Transitional

(a) the three members who, immediately preceding the coming into force of this section, were members of the Board representing the West Prince District, are deemed to be members of the Board representing the Western District referred to in subclauses (2)(a)(i), (2)(a)(ii) and (2)(a)(iii), each for the remainder of the member's term or until the member sooner ceases to hold office;

(b) the three members who, immediately preceding the coming into force of this section, were members of the Board representing the Charlottetown District, are deemed to be members of the Board representing the Eastern District referred to in subclauses (2)(b)(i), (2)(b)(ii) and (2)(b)(iii), each for the remainder of the member's term or until the member sooner ceases to hold office;

(c) the three members who, immediately preceding the coming into force of this section, were members of the Board representing the Summerside District, are deemed to be members of the Board representing the Central District referred to in subclauses (2)(c)(i), (2)(c)(ii) and (2)(c)(iii), each for the remainder of the member's term or until the member sooner ceases to hold office;

(d) the three members who, immediately preceding the coming into force of this section, were members of the Board representing the Montague-Souris District, are deemed to be the members at large referred to in subclauses (2)(d)(i), (2)(d)(ii) and (2)(d)(iii), each for the remainder of the member's term or until the member sooner ceases to hold office.

(6) The Board shall

2020 election

(a) call and publish notice of an annual general meeting for all members to be held within six months of the coming into force of this section; and

(b) conduct elections in accordance with sections 15 and 16 before the annual general meeting.

14. (1) Subsection 12(1) of the regulations is amended by the addition of the words “and shall assume office at the first meeting of the Board following the annual general meeting” after the words “three-year terms”.

(2) Subsection 12(2) of the regulations is revoked and the following substituted:

(2) Despite subsection (1), at the next election following the coming into force of this subsection, members of the Board may be elected for staggered terms determined by the Board. Staggered terms

15. Section 13 of the regulations is revoked.

16. Section 14 of the regulations is revoked and the following substituted:

14. To be eligible for election to the Board, a registered producer must be eligible to vote and meet the classification requirements for the nomination. Eligibility to nominate

17. (1) Subsection 15(3) of the regulations is amended by the deletion of the words “of the month”.

(2) Subsections 15(5) and (8) of the regulations are amended by the deletion of the word “such” and the substitution of the word “the”.

(3) Subsection 15(9) of the regulations is amended by the deletion of the words “shall be eligible to nominate and run” and the substitution of the words “or who are registered producers residing in the regulated area, shall be eligible to be nominated and run”.

18. (1) Subsections 16(1), (2) and (3) of the regulations are revoked and the following substituted:

16. (1) Where there is a vacancy on the Board for a member of a district, each registered producer residing or located in the district who is listed in the register of potato production units is entitled to cast one vote in an election held to fill the vacancy. Eligibility to vote

(2) Where there is a vacancy on the Board for a member at large, each registered producer residing or located in the regulated area who is listed in the register of potato production units is entitled to cast one vote in an election held to fill the vacancy. Idem

(3) Each person designated to exercise voting rights on behalf of a potato production unit pursuant to subsection 9(5), or a farm unit pursuant to subsection 10(1), as the case may be, is entitled to cast one vote for one candidate for election in the district in which the potato production unit or farm unit is registered. Idem

(2) Subsection 16(4) of the regulations is amended

(a) in the words immediately preceding clause (a), by the deletion of the words “each registered producer in the district for which an election is being held” and the substitution of the words “eligible registered producers”; and

(b) in clause (a), by the deletion of the words “to represent such district” and the substitution of the words “for election in the district or at large”.

(3) Subsection 16(5) of the regulations is amended by the deletion of the words “him with postage prepaid at the address appearing on the register of producers two days after the mailing thereof by the returning

officer. Failure of any producer to receive such” **and the substitution of the words** “the producer with postage prepaid at the last known address of the registered producer recorded in the register of potato production units four business days after the returning officer mailed it, but the failure of any registered producer to receive the”.

(4) Subsection 16(6) of the regulations is amended by the deletion of the words “name of the production unit and the producer’s name” **and the substitution of the words** “name of the potato production unit and the registered producer’s name”.

(5) Subsection 16(8) of the regulations is amended by the deletion of the word “him” **and the substitution of the words** “the candidate”.

(6) Subsection 16(9) of the regulations is amended by the deletion of the words “such persons as he feels necessary” **and the substitution of the word** “persons”.

19. Section 18 of the regulations is revoked and the following substituted:

18. A member of the Board who has served two consecutive full terms is not eligible for re-election until the expiry of at least one year after the completion of the member’s last term. Re-election

20. Section 19 of the regulations is amended

(a) by the addition of the words “to the Board” **after the words** “If no member is elected”; **and**

(b) by the addition of the words “or a member at large” **after the words** “that district”.

21. Section 22 of the regulations is amended by the deletion of the word “his” **and the substitution of the words** “the member’s”.

22. (1) Subsection 23(1) of the regulations is amended by the deletion of the words “vice-chairman and shall appoint a secretary and a treasurer;” **and the substitution of the words** “vice-chairperson and shall appoint a secretary and a treasurer and”.

(2) Subsection 23(2) of the regulations is amended by the deletion of the word “such” **and the substitution of the word** “any”.

23. Section 24 of the regulations is amended

(a) in clause (a), by the deletion of the words “the time and place thereof” **and the substitution of the words** “specify the date, time and location”; **and**

(b) in clause (b), by the deletion of the word “he” **and the substitution of the words** “the chairperson”.

24. Section 25 of the regulations is amended

(a) by the deletion of the words “vice-chairman” **and the substitution of the words** “vice-chairperson”; **and**

(b) by the deletion of the word “his” **wherever it occurs and the substitution of the words** “the chairperson’s”.

25. Section 26 of the regulations is amended

(a) by the deletion of the word “thereof” **wherever it occurs and the substitution of the words** “of the meetings”;

(b) in clause (a), by the deletion of the words “ten days of the” **and the substitution of the words** “10 business days after the date of each”;

(c) in clause (g), by the deletion of the words “production units by district in which shall be recorded the names of all producers

resident in that district, and the secretary shall permit any producer to inspect such” **and the substitution of the words** “potato production units by district in which shall be recorded the names of all producers resident in each district, and the secretary shall permit any producer to inspect the”; **and**

(d) in clause (h), by the deletion of the word “such” and the substitution of the word “any”.

26. Clause 27(d) of the regulations is amended by the deletion of the word “such” and the substitution of the word “any”.

27. Clause 28(c) of the regulations is amended by the deletion of the words “producers of his district” and the substitution of the words “producers in the member’s district or, if the member is a member at large, the producers in the regulated area”.

28. Subsection 29(2) of the regulations is amended by the deletion of the word “his” and the substitution of the words “the officer’s”.

29. (1) Subsection 31(1) of the regulations is amended

(a) by the deletion of the words “at such place, at such time and on such day as” and the substitution of the words “on a date and at a time and location”;

(b) by the deletion of the word “his” and the substitution of the words “the chairperson’s”;

(c) by the deletion of the words “vice-chairman” and the substitution of the words “vice-chairperson”; and

(d) by the deletion of the words “or cause to be given notice of the meeting” and the substitution of the words “10 business days’ notice of each meeting to the members of the Board”.

(2) Subsection 31(3) of the regulations is amended

(a) in clause (a), by the deletion of the words “and time of the meeting which shall be not less than 72 hours after notice is given,” and the substitution of the words “, time and location of the meeting;”; and

(b) in clause (b), by the deletion of the words “in writing, or orally or by telephone, and” and the substitution of the words “orally, or by mail, fax, email, instant message text or any form approved by the Board to each member of the Board; and”.

(3) Subsection 31(4) of the regulations is amended by the deletion of the words “notice of meeting before the meeting” and the substitution of the words “the requirement for notice before the meeting is held”.

(4) Subsection 31(5) of the regulations is revoked and the following substituted:

(5) Notice by mail, email or instant message text shall be

(a) sent to the member’s last known address or number as recorded in the books of the Board; and

(b) deemed to be received by the member four business days after the date of mailing or sending.

Deemed receipt of
mailed notice

(5) Subsection 31(8) of the regulations is amended

(a) by the deletion of the word “chairman” wherever it occurs and the substitution of the word “chairperson”; and

(b) by the deletion of the words “vice-chairman” and the substitution of the words “vice-chairperson”.

(6) Subsection 31(9) of the regulations is amended by the addition of the words “from among the members present” after the words “that meeting”.

30. Clause 32(1)(c) of the regulations is amended by the deletion of the word “facsimile” and the substitution of the word “electronic”.

31. Subsection 33(2) of the regulations is amended by the deletion of the word “thereof” and the substitution of the words “of it”.

32. (1) Subsection 34(1) of the regulations is amended by the deletion of the words “his duties in such form and with such security as” and the substitution of the words “the treasurer’s duties in the form and with the security that”.

(2) Subsection 34(2) of the regulations is amended by the deletion of the words “such other officers and such employees and agents as the Board considers advisable to furnish bonds for the faithful discharge of their duties in such form and with such security as” and the substitution of the words “other officers, employees and agents that the Board considers necessary or advisable to furnish bonds for the faithful discharge of their duties in the form and with the security that”.

33. (1) Subsection 36(1) of the regulations is amended by the deletion of the words “sixty days” and the substitution of the words “120 days”.

(2) Subsection 36(2) of the regulations is amended

(a) by the deletion of the word “him” and the substitution of the words “the auditor”; and

(b) by the deletion of the word “his” and the substitution of the words “the auditor’s”.

(3) Subsection 36(3) of the regulations is amended by the deletion of the words “September 15” and the substitution of the words “October 31”.

34. Subsection 37(2) of the regulations is amended by the deletion of the words “at such time and at such place and on such date as” and the substitution of the words “on a date and at a time and location that”.

35. (1) Subsection 38(1) of the regulations is amended

(a) by the deletion of the word “ten” and the substitution of the word “10”; and

(b) by the deletion of the word “thirty” and the substitution of the word “30”.

(2) Subsection 38(3) of the regulations is amended

(a) in clause (a), by the deletion of the word “thereof”; and

(b) by the deletion of the word “such” wherever it occurs and the substitution of the word “the”.

(3) Subsection 38(4) of the regulations is amended by the deletion of the word “such” and the substitution of the word “a”.

36. Section 41 of the regulations is amended

(a) by the deletion of the word “notwithstanding” and the substitution of the word “despite”; and

(b) by the deletion of the word “thereof” wherever it occurs.

37. Section 42 of the regulations is amended by the deletion of the words “, purports to act or who hereafter acts or purports to act under or pursuant to the provisions of the Act or anything done by him in good faith in the performance or intended performance of his duties” and the

substitution of the words “or purports to act in good faith under the authority of the Act, these regulations or a Board order”.

38. Section 43 of the regulations is amended

(a) by the deletion of the word “his” wherever it occurs and the substitution of the words “the member’s or officer’s”;

(b) by the deletion of the word “such” wherever it occurs and the substitution of the word “the”;

(c) in clause (a), by the deletion of the word “him” wherever it occurs and the substitution of the words “the member or officer”; and

(d) in clause (b), by the deletion of the words “he sustains or incurs in or about or in relation to the affairs thereof” and the substitution of the words “the member or officer sustains or incurs in or about or in relation to the affairs of the member or officer”.

39. Subsection 44(1) of the regulations is amended by the deletion of the words “such per diem allowance as” and the substitution of the words “a per diem allowance that”.

40. Section 45 of the regulations is amended

(a) in clause (e), by the deletion of the word “thereof” and the substitution of the words “of potatoes”;

(b) in clauses (g) and (h), by the deletion of the word “such”;

(c) in clause (k), by the deletion of the word “thereunder”;

(d) in clause (l), by the deletion of the word “therein” and the substitution of the words “in their production and marketing”;

(e) in clause (o), by the deletion of the word “thereof” and the substitution of the words “of potatoes”;

(f) in clause (t),

(i) by the deletion of the word “such” and the substitution of the word “the”, and

(ii) by the addition of a semicolon after the words “and (j)”;

and

(g) in subclause (v)(vi), by the deletion of the word “him” and the substitution of the words “the person”.

41. Section 47 of the regulations is amended

(a) by the deletion of the comma after the word “hold”; and

(b) by the deletion of the word “therefor” and the substitution of the words “for it”.

42. Subsection 48(1) of the regulations is amended by the deletion of the words “thoses voting indicate their support therefor” and the substitution of the words “those voting indicate their support for it”.

43. Section 49 of the regulations is revoked and the following substituted:

49. Every person who operates in more than one of the capacities dealt with in these regulations or in the plan, as the case may be, shall be deemed to act in each of the capacities separately from the others, and to contract in each of the capacities with itself, himself or herself in each of the other capacities in which the person acts, for the purposes of these regulations and the plan, and shall comply with all provisions of the Act, these regulations, the plan and all orders, rules and regulations of the Board that apply to the person or the person’s operations in each capacity. Dual capacity

44. The regulations are amended by the addition of the Schedule as set out in the Schedule to these regulations.

45. These regulations come into force on June 20, 2020.

SCHEDULE

SCHEDULE

Western District

Shall be bounded as follows: consisting of that portion of the province that is situated to the west side of a point starting in Clinton running south along Route 107, then along Route 233, then along Route 107, ending at Read Drive in Summerside.

Eastern District

Shall be bounded as follows: consisting of that portion of the province that is situated to the east side of a point starting on Route 6 in Cymbria running South to Route 7, then along Route 2, then along Route 9, then along Route 19A, ending at Canoe Cove.

Central District

Shall be bounded as follows: consisting of all that portion of the province that is situated between the Western District and the Eastern District.

EXPLANATORY NOTES

SECTION 1 revokes the enacting clause of the regulations and substitutes a new enacting clause to accurately reflect all relevant provisions that authorize the making of regulations in the *Natural Products Marketing Act* R.S.P.E.I. 1988, Cap. N-3. The section replaces the term “order in council” with “regulations”, to correctly reference the wording that authorizes the making of regulations under the Act.

SECTION 2 amends the definition section of the regulations. The section establishes new definitions to be used in the regulations, amends existing definitions and revokes the definition of “producer at large”, which is no longer needed. The amendment replaces a gender-specific term with a gender-neutral term and clarifies wording in a number of definitions for consistency.

SECTION 3 amends the heading immediately before section 3 of the regulations to accurately reflect the Prince Edward Island Potato Marketing Plan.

SECTION 4 revokes section 3 of the regulations and substitutes a new section 3 to establish the Prince Edward Island Potato Marketing Plan. The section also specifies the purpose and intent of the plan.

SECTION 5 revokes section 6 of the regulations and substitutes a new section 6 to specify the Board shall maintain a head office in the province.

SECTION 6 amends section 7 of the regulations to modernize wording.

SECTION 7 amends various provisions in the regulations to replace gender-specific terms with gender-neutral terms.

SECTION 8 amends various provisions in the regulations to replace a term and modernize wording.

SECTION 9 amends section 8 of the regulations to extend the period of time for the Board to file with Council a certified copy of the audited financial statement and report of operations of the Board. The section also extends the period of time for an agent to file with the Board and with Council a certified copy of the audited financial statement and annual report of the agent.

SECTION 10 amends the heading immediately before section 9 of the regulations to accurately reflect the Register of Potato Production Units.

SECTION 11 amends section 9 of the regulations to properly reflect the terms “register of potato production units” and “potato production units”. Subsection 9(5) of the regulations is revoked and a new subsection 9(5) is substituted to outline the requirements for persons who are designated to exercise voting rights on behalf of a potato production unit. The section modernizes wording in other provisions within section 9 of the regulations.

SECTION 12 revokes subsection 10(1) of the regulations and substitutes a new subsection 10(1) to outline the requirements for persons who are designated to exercise voting rights on behalf of a farm unit. The section amends subsection 10(2) of the regulations to correct the reference to a potato production unit.

SECTION 13 revokes section 11 of the regulations and substitutes a new section 11 in respect of the composition of the Prince Edward Island Potato Board. The number of districts is reduced from four to three but the current Board membership, which is composed of 12 persons, is maintained. All members must be registered producers equally representing the processing, seed and table stock producers of the three districts. The section authorizes the election of three members at large. The boundaries of the districts are described in a Schedule which is adopted to form part of the regulations. The section includes a transitional provision to provide that on the coming into force of the section, members of the Board who were elected from the West Prince District, Summerside District, Charlottetown District, and Montague-Souris District are continued as members of the Board for the remainder of the member’s term or until the member sooner ceases to hold office. The section provides that 2020 Board elections are to be conducted prior to the 2020 annual general meeting which is to be held within six months of the coming into force of the section.

SECTION 14 amends section 12 of the regulations to clarify that Board members assume office at the first Board meeting following the annual general meeting and that the three year terms are to be staggered. Punctuation is also corrected.

SECTION 15 revokes section 13 of the regulations pertaining to eligibility to vote for a member of the Board. Eligibility to vote is also provided at section 16 and is better placed in this section of the regulations.

SECTION 16 revokes section 14 of the regulations and substitutes a new section 14 in respect of eligibility for nomination for a Board position.

SECTION 17 amends section 15 of the regulations to modernize wording and include registered producers who reside in the regulated area as being eligible to be nominated and run for a Board position, as well as vote in an election.

SECTION 18 revokes subsections 16(1), (2) and (3) of the regulations and substitutes a new subsection 16(1), (2) and (3) in respect of eligibility to vote in a Board election. Reference to a registered potato production unit is corrected. Reference to a farm unit is added to the provision to clarify that each person designated by a potato production unit or a farm unit, as the case may be, is entitled to cast one vote for one candidate for election in the district in which the potato production unit or farm unit is registered. Clause 16(4)(a) of the regulations is amended to clarify that a ballot shall bear the name and classification of each candidate nominated for election in the district or at large. The section amends a notice provision at subsection 16(5) of the regulations to extend the period of time from two days to four in which a registered producer is deemed to have received a ballot in the mail. The section provides for gender-neutral language and modern wording.

SECTION 19 revokes section 18 of the regulations and substitutes a new section 18 in respect of re-election to the Board. A member of the Board who has served two full terms is not eligible for re-election until the expiry of at least one year after the completion of the member's last term.

SECTION 20 amends section 19 of the regulations to include a member at large as being eligible to be appointed to the Board to fill a vacancy.

SECTIONS 21 to 28 amend sections 22 to 29 of the regulations to provide for gender-neutral language and consistent and modern wording.

SECTION 29 amends section 31 of the regulations in respect of meetings of the Board. Subsection 31(1) of the regulations is amended to specify that the secretary shall give 10 business days' notice of a meeting to Board members and also provides for gender-neutral language. Subsection 31(3) of the regulations is amended to modernize the notice provision to provide that notice may be given orally or by mail, fax, email, instant message text or any form approved by the Board. Subsection 31(5) of the regulations is revoked and a new subsection 31(5) is substituted to specify where notice of a meeting is to be sent and when it is deemed to be received.

SECTION 30 amends clause 32(1)(c) of the regulations to authorize the chairperson or secretary of the Board to submit matters for decision to the Board members by electronic means as well as orally or by telephone.

SECTIONS 31 and 32 amend sections 33 and 34 of the regulations to provide for gender-neutral language and modern wording.

SECTION 33 amends section 36 of the regulations in respect of the number of days in which the accounts of the Board are to be audited on an annual basis. The number of days is increased from within 60 days to within 120 days of the end of the fiscal year. The section provides for gender-neutral language and extends the period of time from September 15 to October 31 each year for the Board to file with Council every audited financial statement.

SECTIONS 34 to 36 amend sections 37, 38 and 41 of the regulations to modernize wording.

SECTION 37 amends section 42 of the regulations to provide for gender-neutral language in the exemption from liability provision and to include, in addition to the Act, the regulations or a Board order under which persons are authorized to act or purport to act in good faith.

SECTIONS 38 to 42 amend sections 43, 44, 45, 47 and 48 of the regulations to provide for gender-neutral language and modern wording.

SECTION 43 revokes section 49 of the regulations and substitutes a new section 49 in respect of persons who operate in more than one of the capacities dealt with in the regulations or in the Prince Edward Island Potato Marketing Plan. In situations where a person operates in more than one of the capacities dealt with in the regulations or in the plan, as the case may be, the person is deemed to act in each capacity separately from the others, and is obligated to comply with the provisions of the Act, the regulations, the plan and all orders, rules and regulations of the Board. The section also provides for gender-neutral language.

SECTION 44 adds a Schedule to the regulations that sets out the boundaries of the Western District, the Eastern District and the Central District.

SECTION 45 provides for the commencement of the regulations.