

EC2021-167

**DOWN SYNDROME DAY ACT
MINISTER OF SOCIAL DEVELOPMENT AND HOUSING
DESIGNATION**

Pursuant to section 3 of the *Public Departments Act* R.S.P.E.I. 1988, Cap. P-29, Council designated the Minister of Social Development and Housing to be responsible for the administration of the said Act, effective March 23, 2021.

EC2021-168

**ENVIRONMENTAL PROTECTION ACT
MATERIALS STEWARDSHIP AND RECYCLING
REGULATIONS
AMENDMENT**

Pursuant to section 25 of the *Environmental Protection Act* R.S.P.E.I. 1988, Cap. E-9, Council made the following regulations:

1. Clause 20(e) of the *Environmental Protection Act Materials Stewardship and Recycling Regulations (EC349/14)* is amended

(a) by the addition of the words “, without limitation,” after the word “includes”;

(b) in subclause (xiii), by the deletion of the word “and” after the comma; and

(c) by the addition of the following after subclause (xiv):

- (xv) floor or carpet care appliances,
- (xvi) garment care appliances including, without limitation, irons and steam cleaners,
- (xvii) appliances for counter-top cooking, including, without limitation, toasters, toaster ovens, fryers, hot plates, coffee makers, coffee grinders, kettles, blenders, mixers and food processors,
- (xviii) devices for cutting food items and opening or sealing containers or packages,
- (xix) devices for measuring time,
- (xx) personal care appliances, including, without limitation, hair cutting and drying appliances, tooth care appliances, shavers and massagers,
- (xxi) scales, and
- (xxii) portable air treatment appliances, including, without limitation, fans, air purifiers, heaters and humidifiers, but not including air conditioners,

2. Clause 59(f.1) of the regulations is revoked and the following substituted:

(f.1) “oil product” includes a container with a capacity of up to 50 oil product litres manufactured for the purpose of holding oil, and includes

- (i) aerosol containers used to contain products used as cleaners for automotive parts, and
- (ii) containers used to contain diesel exhaust fluid;

3. (1) Subject to subsection (2), these regulations come into force on August 1, 2021.

(2) Section 2 of these regulations comes into force on January 1, 2022.

EXPLANATORY NOTES

SECTION 1 amends clause 20(e) of the regulations to add the specified types of electronic products to the list of electronic products that may be dealt with under an electronic material stewardship program in accordance with the regulations.

SECTION 2 revokes clause 59(f.1) of the regulations and substitutes a new clause (f.1) to expand the definition of “oil product” to include the specified types of containers.

SECTION 3 provides for the commencement of these regulations.

EC2021-169

EXECUTIVE COUNCIL ACT
 MINISTER OF AGRICULTURE AND LAND
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (SERVICE AGREEMENT
 RE: POTATO WART DOMESTIC LONG-TERM MANAGEMENT PLAN)
 WITH
 PUBLIC WORKS AND GOVERNMENT SERVICES 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 Agriculture and Land to enter into an agreement with Public Works and Government Services Canada for the delivery of potato wart cleaning and disinfection services as part of the Canadian Food Inspection Agency’s fiscal years 2021-2022 and 2022-2023 Potato Wart Domestic Long-Term Management Plan, effective April 1, 2021 to March 31, 2023, such as more particularly described in the draft agreement.

EC2021-170

EXECUTIVE COUNCIL ACT
 MINISTER OF HEALTH AND WELLNESS
 AUTHORITY TO ENTER INTO A
 MEMORANDUM OF UNDERSTANDING
 (REGISTERED NURSES COMPETENCY
 ASSESSMENT SERVICES)
 WITH
 THE NOVA SCOTIA HEALTH AUTHORITY
 AND
 THE COLLEGE OF REGISTERED NURSES
 OF PRINCE EDWARD ISLAND

Pursuant to clause 10(b) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Health and Wellness to enter into a Memorandum of Understanding with the Nova Scotia Health Authority and the College of Registered Nurses of Prince Edward Island for the provision of Registered Nurses competency assessment services, for the period March 1, 2021 with a two-year expiry date following an expected launch date of April 1, 2021, such as more particularly described in the draft agreement.

EC2021-171

EXECUTIVE COUNCIL ACT
 MINISTER OF TRANSPORTATION AND INFRASTRUCTURE
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (SAFE RESTART PROGRAM CONTRIBUTION AGREEMENT
 TRANSPORTATION SUPPORT FUND)
 WITH
 THE CITY OF CHARLOTTETOWN
 AND
 THE TOWN OF CORNWALL
 AND
 THE TOWN OF STRATFORD

Pursuant to clause 10(c) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Transportation and Infrastructure to enter into an agreement with the City of Charlottetown, the Town of Cornwall and the Town of Stratford, to provide funding under the Safe Restart for Transportation Support Fund for the purpose of supporting public transit services serving the Province and municipalities, for the period March 3, 2021 to March 31, 2021, such as more particularly described in the draft agreement.

EC2021-172

EXECUTIVE COUNCIL ACT
 MINISTER OF TRANSPORTATION AND INFRASTRUCTURE
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (SAFE RESTART PROGRAM CONTRIBUTION AGREEMENT
 TRANSPORTATION SUPPORT FUND)
 WITH
 THE CITY OF SUMMERSIDE

Pursuant to clause 10(c) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Transportation and Infrastructure to enter into an agreement with the City of Summerside to provide funding under the Safe Restart for Transportation Support Fund for the purpose of supporting public transit services serving the Province and municipalities, for the period March 3, 2021 to March 31, 2021, such as more particularly described in the draft agreement.

EC2021-173

**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 2 of the *French Language Services Act* General Regulations (EC845/13) is amended

(a) by the revocation of clause (d) and the substitution of the following:

(d) Department of Environment, Energy and Climate Action;

(b) by the revocation of clause (j) and the substitution of the following:

(j) Department of Transportation and Infrastructure;

2. The Schedule to the regulations is amended

(a) by the addition of the following after section 1.1:

1.2 The designated services of the Department of Social Development and Housing and any limit on the scope of the designations are described in the following table:

Table 1.2 – Department of Social Development and Housing

Column 1 Designated Service	Column 2 Scope of Designation
1. 211 PEI	The designation is limited to the provision of this service by telephone and, for greater certainty, does not apply to the provision of the service by text message (SMS) or online.

(b) in section 2, by the deletion of the words “Department of Transportation, Infrastructure and Energy” **everywhere they appear** and the substitution of the words “Department of Transportation and Infrastructure”.

3. These regulations come into force on April 3, 2021.

EXPLANATORY NOTES

SECTION 1 amends section 2 of the regulations to update the names of two government institutions.

SECTION 2 adds 211 PEI as a designated service of the Department of Social Development and Housing and updates the name of another government institution in section 2 of the Schedule.

SECTION 3 provides for the commencement of these regulations.

EC2021-173

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 2 du règlement général de la *Loi sur les services en français* (EC845/13) est modifié

(a) par l'abrogation de la disposition (d) et sa substitution par ce qui suit:

(d) le Department of Environment, Energy and Climate Action;

(b) par l'abrogation de la disposition (j) et sa substitution par ce qui suit:

(j) le Department of Transportation and Infrastructure;

2. L'annexe du règlement est modifiée

(a) par l'ajout de ce qui suit à la suite de l'article 1.1:

1.2 Les services désignés du Department of Social Development and Housing et toute limite concernant la portée des désignations sont décrits dans le tableau qui suit:

Tableau 1.2 – Department of Social Development and Housing

Colonne 1 Service désigné	Colonne 2 Portée de la désignation
1. 211 Î.-P.-É.	La désignation se limite à la prestation de ce service par téléphone, et ne s'applique notamment pas à sa prestation par message texte ou en ligne.

(b) par l'élimination du terme "Department of Transportation, Infrastructure and Energy" **partout où il apparaît dans l'article 2 et sa substitution par le terme** "Department of Transportation and Infrastructure".

3. Ce règlement entrera en vigueur le 3 avril 2021.

NOTES EXPLICATIVES

L'ARTICLE 1 modifie l'article 2 du règlement pour mettre à jour le nom de deux institutions gouvernementales.

L'ARTICLE 2 ajoute le 211 Î.-P.-É. comme service désigné du Department of Social Development and Housing et met à jour le nom d'une autre institution gouvernementale dans l'article 2 de l'annexe.

L'ARTICLE 3 prévoit la date d'entrée en vigueur du présent règlement.

EC2021-174

ISLAND INVESTMENT DEVELOPMENT ACT
FINANCIAL ASSISTANCE REGULATIONS
7711557 CANADA INC.
AUTHORIZATION

Pursuant to subsection 2(3) of the *Island Investment Development Act* Financial Assistance Regulations (EC2005-686), Council authorized Island Investment Development Inc. to provide a ten-year term loan in the amount of two million (\$2,000,000.00) dollars at a rate of four (4%) percent to 7711557 Canada Inc. for the purchase of capital assets, on terms and conditions satisfactory to the Board of Directors of Island Investment Development Inc.

EC2021-175

MUNICIPAL GOVERNMENT ACT
TOWN OF KENSINGTON
EXTENSION OF MUNICIPAL BOUNDARY
(APPLICATION TO ANNEX
105 PARCELS)
APPROVED

Having under consideration an application from the Town of Kensington presented pursuant to subsection 15(2) of the *Municipal Government Act* R.S.P.E.I. 1988, Cap. M-12.1 to extend its boundaries to include approximately three hundred and eighty seven decimal nine six (387.96) acres, from annexation of 106 parcels, for which no municipal government is provided under the said Act;

AND having under consideration the report of the Island Regulatory and Appeals Commission issued under the authority of subsection 19(1) of the aforesaid Act;

AND having under consideration the recommendation from the Minister of Fisheries and Communities made under the authority of section 20 of the aforesaid Act;

AND pursuant to section 21(1)(b) of the aforesaid Act, Council ordered:

- 1) That the boundary of the Town of Kensington be extended to annex approximately three hundred and eighty six decimal six three (386.63) acres, from annexation of 105 parcels identified in Table 1, effective May 1, 2021;
- 2) That this Order be filed in the Registry Office for Prince County by the Minister of Fisheries and Communities, pursuant to subsection 21(3) of the *Municipal Government Act* R.S.P.E.I. 1988, Cap. M-12.1.

Table 1

PROPERTY IDENTIFICATION NUMBERS (PIDs) to be Annexed									
628909	77370	78295	80606	426213	565754	646737	718486	772426	924340
76208	77503	78303	80960	426346	566612	667386	740191	778878	927731
76216	77511	78311	80978	433003	580407	672576	740506	778977	929216
76406	77529	78352**	80994	448985	580860	680827	747170	818245	1022078
76885*	77545	78360	81000	461525	591586	692145	749283	821504	1039379
77230	77552	78378	81018	461533	606582	695726	750372	847269	1043645
77271*	77594	78386	81836*	498246	614925	704890	752329	852517	1070994
77305	77610	78394	99895	498253	620849	707943	767673	883611	1081561*
77313	77628	78402	400564	498261	628891	709063	772210	901249	1090315*
77321	78253	78410	426189	560441	646539	715615	772418	912493	1114057
77339	78261	79244	426205	560458					

* Identifies PIDs for which all or part of the parcel is currently subject to municipal taxation

** PID 78352 is only partially included in the proposed annexation

- 3) That there be a ten year transition period prior to full municipal taxation for properties to be annexed. This transition, as shown in Table 2, will include:
 - a. a five year municipal tax holiday for properties to be annexed during which time, fire dues will continue to be separately assessed on property tax bills at rates set by the Kensington Fire District;
 - b. A five year phase-in period, from the 2026 calendar year onward for properties annexed, whereby annual municipal taxes will become payable in increasing increments of twenty percent (20%) before reaching full municipal taxation in 2030.

Table 2

	Year	Municipal Property Tax Payable
2021	1	Fire dues continued w/ 0% municipal taxation
2022	2	Fire dues continued w/ 0% municipal taxation
2023	3	Fire dues continued w/ 0% municipal taxation
2024	4	Fire dues continued w/ 0% municipal taxation

2025	5	Fire dues continued w/ 0% municipal taxation
2026	6	20% of municipal tax rate at that time
2027	7	40% of municipal tax rate at that time
2028	8	60% of municipal tax rate at that time
2029	9	80% of municipal tax rate at that time
2030	10	100% of municipal tax rate at that time

- 4) That the ten year transition period prior to full municipal taxation for properties to be annexed, terminate immediately if and when the same properties are sold after the effective date of this order. Full municipal taxation will become automatically payable by new property owners and fire dues will no longer be paid separately.

This Order-in-Council comes into force on May 1, 2021.

EC2021-176

**REAL PROPERTY TAX ACT
TAX CREDIT FACTOR REGULATIONS
AMENDMENT**

Pursuant to section 43 of the *Real Property Tax Act* R.S.P.E.I. 1988, Cap. R-5, Council made the following regulations:

1. The Schedule to the *Real Property Tax Act* Tax Credit Factor Regulations (EC802/17) is revoked and the Schedule as set out in the Schedule to these regulations is substituted.

2. These regulations are deemed to have come into force on September 1, 2020.

SCHEDULE

TAX CREDIT FACTOR TABLE

MUNICIPALITY	2018	2019	2020	2021 & subsequent years
Charlottetown	0.558	0.569	0.579	0.592
Summerside	0.558	0.569	0.579	0.592
Stratford	0.131	0.132	0.135	0.138
Cornwall	0.126	0.127	0.130	0.133
Alberton	0.126	0.127	0.130	0.133
Borden-Carleton	0.305	0.309	0.315	0.323
Georgetown	0.232			
Kensington	0.251	0.255	0.260	0.266
Montague	0.126			
O'Leary	0.126	0.127	0.130	0.133
Souris	0.305	0.309	0.315	0.323
Tignish	0.126	0.127	0.130	0.133
Abrams Village	0.008	0.011	0.011	0.012
Three Rivers (to October 31, 2019)		0.0645		
Three Rivers (effective November 1, 2019)		0.0587	0.0602	0.0622

Brackley (to September 30, 2019)	0.008	0.0067		
Brackley (effective October 1, 2019)		0.011	0.011	0.012
Brudenell	0.008			
Eastern Kings	0.008	0.011	0.011	0.012
Hazelbrook	0.008	0.011	0.011	0.012
Kingston	0.008	0.011	0.011	0.012
Kinkora	0.008	0.011	0.011	0.012
Linkletter	0.008	0.011	0.011	0.012
Lower Montague	0.008			
Miltonvale Park	0.008	0.011	0.011	0.012
Miscouche	0.008	0.011	0.011	0.012
New Haven-Riverdale (to August 31, 2020)	0.008	0.011	0.011	
North Rustico	0.008	0.011	0.011	0.012
North Shore	0.008	0.0082	0.0083	0.009
Resort Municipality	0.008	0.011	0.011	0.012
Sherbrooke	0.008	0.011	0.011	0.012
Union Road	0.008	0.011	0.011	0.012
Victoria	0.008	0.011	0.011	0.012
Warren Grove	0.008	0.011	0.011	0.012
Wellington	0.008	0.011	0.011	0.012
West River (effective September 1, 2020)			0.001	0.001

EXPLANATORY NOTES

SECTION 1 revokes the previous Schedule to the regulations and substitutes a new Schedule that updates the tax credit factors for the municipalities to which the regulations apply. There have been changes in the tax credit factors for Three Rivers, to reflect change in the proportionate assessment values across the municipality (based on level of service); New Haven-Riverdale, due to the amalgamation with West River; and West River, which will be receiving the planning credit previously received by New Haven-Riverdale based on proportionate assessment values across the amalgamated municipality.

SECTION 2 provides for the commencement of the regulations.