

EC2022-541

EXECUTIVE COUNCIL ACT
 MINISTER OF AGRICULTURE AND LAND
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (LIVING LAB – ATLANTIC DATA SHARING AGREEMENT)
 WITH
 THE GOVERNMENT OF CANADA
 AND
 DUCKS UNLIMITED CANADA
 AND
 EAST PRINCE AGRI-ENVIRONMENT ASSOCIATION INC.
 AND
 GENESIS CROP SYSTEMS INC.
 AND
 KENSINGTON NORTH WATERSHEDS ASSOCIATION
 AND
 PRINCE EDWARD ISLAND POTATO BOARD
 AND
 PRINCE EDWARD ISLAND WATERSHED ALLIANCE
 AND
 SOURIS AND AREA BRANCH OF THE FEDERATION OF WILDLIFE
 AND
 ST. FRANCIS XAVIER UNIVERSITY
 AND
 UNIVERSITY OF NEW BRUNSWICK

Pursuant to clause 10(a) and (c) and (d) 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 the Government of Canada, as represented by the Minister of Agriculture and Agri-Food; Ducks Unlimited Canada; East Prince Agri-Environment Association Inc.; Genesis Crop Systems Inc.; Kensington North Watersheds Association; Prince Edward Island Potato Board; Prince Edward Island Watershed Alliance Inc.; Souris and area Branch of the Federation of Wildlife; St. Francis Xavier University; and University of New Brunswick to share on-farm research trials data, effective upon the date of last signature to March 31, 2023, such as more particularly described in the draft agreement.

EC2022-542

EXECUTIVE COUNCIL ACT
 MINISTER OF AGRICULTURE AND LAND,
 AND
 MINISTER OF FISHERIES AND COMMUNITIES
 AND
 MINISTER OF HEALTH AND WELLNESS
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (CANADA – PRINCE EDWARD ISLAND)
 MEMORANDUM OF UNDERSTANDING FOR THE SAFEGUARDING OF
 CANADA’S FOOD, ANIMALS AND PLANTS)
 WITH
 THE CANADIAN FOOD INSPECTION AGENCY

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, the Minister of Fisheries and Communities and the Minister of Health and Wellness to enter into an agreement with the Canadian Food Inspection Agency, as represented by its President to create an integrated and over-arching arrangement which supports the prevention and management of food safety and animal and plant resource risks and which protects consumers and contributes to market access for Canadian products, effective upon all parties signing, such as more particularly described in the draft agreement.

EC2022-543

FATHERS OF CONFEDERATION BUILDINGS ACT
 FATHERS OF CONFEDERATION BUILDINGS TRUST
 APPOINTMENTS

Pursuant to section 3 of the *Fathers of Confederation Buildings Act* R.S.P.E.I. 1988, Cap. F-6 Council made the following appointments:

| NAME | TERM OF APPOINTMENT |
|--|----------------------------------|
| via subsection (1) | |
| Dr. Jacqueline Goodwin Cornwall (vice Pamela Williams, Q.C., term expired) | 5 July 2022 to 5 July 2025 |
| Kateri Coade Rocky Point (reappointed) | 5 July 2022 to 5 July 2025 |
| Haley Zhu Charlottetown | 5 July 2022 to 5 July 2025 |
| via subsection (2) | |
| Heather Davidson British Columbia (vice Taleeb Noormohamed, term expired) | 5 July 2022 to 5 July 2025 |
| Rani Dhaliwal Ontario (vice Dan Matheson, term expired) | 5 July 2022 to 5 July 2025 |

EC2022-544

FINANCIAL ADMINISTRATION ACT
SPECIAL WARRANT
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2022/23)
GENERAL GOVERNMENT

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 General Government as follows:

| Account Class | Account Name | Amount |
|----------------------|--|-------------------------------|
| | Response and Recovery Contingencies | |
| 0454-4199 | Emergency Support Program | <u>\$15,000,000.00</u> |
| | Total | <u>\$15,000,000.00</u> |

EC2022-545

JUDICATURE ACT
RULES OF COURT
TWENTY-EIGHTH 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 Twenty-Eighth Series of Amendments to the 1996 Consolidated Version of the Rules of Court to come into force effective September 1, 2022, said amendments having been made by the Rules Committee at meetings held on October 25, 2021; November 16, 2021; January 24, 2022, April 11, 2022; and April 22, 2022.

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 Twenty-Eighth 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.

EC2022-546

LABOUR ACT
LABOUR RELATIONS BOARD
APPOINTMENT

Pursuant to subsection 3(2) of the *Labour Act* R.S.P.E.I. 1988, Cap. L-1 Council made the following appointment:

| NAME | TERM OF APPOINTMENT |
|----------------------------------|----------------------------------|
| as vice-chairperson | |
| Michele Dorsey, QC Meadowbank | 5 July 2022 to 5 July 2025 |

Further, pursuant to subsection 3(3), Council designated Michele Dorsey, QC as Deputy Chairman.

EC2022-547

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
7035233 CANADA INC.
(TO RESCIND)

Council, having under consideration Order-in-Council EC2016-166 of March 29, 2016, rescinded the said Order forthwith, thus rescinding permission for 7035233 Canada Inc. of Mount Stewart, Prince Edward Island to acquire a land holding of approximately zero decimal three five five (0.355) acres of land at Pisquid East, Lot 37, Queens County, Province of Prince Edward Island, being acquired from Joan Kerr, Reginald MacDonald, Donald MacDonald and Jacinta Campbell, all of Mount Stewart, Prince Edward Island.

EC2022-548

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
7035233 CANADA 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 7035233 Canada Inc. of Mount Stewart, Prince Edward Island to acquire a land holding of approximately fifty decimal three eight (50.38) acres of land at Ocean View, Lot 58, Queens County, Province of Prince Edward Island, being acquired from International Genetics PEI Limited of Mount Stewart, 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.

EC2022-549

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
A & R ADVENTURES 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 A & R Adventures Inc. of Summerside, Prince Edward Island to acquire a land holding of approximately three decimal three two (3.32) acres of land at Tryon, Lot 28, Prince County, Province of Prince Edward Island, being acquired from Parleen Holdings Inc. of Charlottetown, Prince Edward Island.

EC2022-550

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
GETSON'S MUSSELL 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 Getson's Mussell Farms Inc. of Kingston, Prince Edward Island to acquire a land holding of approximately sixteen decimal five seven (16.57) acres of land at St. Andrews, Lot 38, Kings County, Province of Prince Edward Island, being acquired from Rachel Sarah Murray of Cardigan, 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.

EC2022-551

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
J.E. MACPHERSON 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 J.E. MacPherson Inc. of North Winsloe, Prince Edward Island to acquire a land holding of approximately twenty (20) acres of land at North Winsloe, Lot 33, Queens County, Province of Prince Edward Island, being acquired from Brenda Marie Toole of North Winsloe, 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.

EC2022-552

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MCKY ENTERPRISES 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 Mcky Enterprises Ltd. of Mayfield, Prince Edward Island to acquire a land holding of approximately three decimal four (3.4) acres of land at Mayfield, Lot 23, Queens County, Province of Prince Edward Island, being acquired from Tammy Marie Cole of Mayfield, Prince Edward Island.

EC2022-553

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MND9984 HOSPITALITY 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 MND9984 Hospitality Inc. of Rock Barra, Prince Edward Island to acquire a land holding of approximately thirty-two (32) acres of land at Rock Barra, Lot 45, Kings County, Province of Prince Edward Island, being acquired from 101791 P.E.I. Inc. of Halifax, Nova Scotia SUBJECT TO the condition that the said real property not be subdivided. The condition preventing subdivision shall be binding on the said MND9984 Hospitality Inc. and on all successors in title.

EC2022-554

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
N.H.O.F. FARMS INC.
(TO RESCIND)

Council, having under consideration Order-in-Council EC2015-686 of November 10, 2015, rescinded the said Order forthwith, thus rescinding permission for N.H.O.F. Farms Inc. of Lower Montague, Prince Edward Island to acquire a land holding of approximately fifty (50) acres of land at Ocean View, Lot 58, Queens County, Province of Prince Edward Island, being acquired from International Genetics P.E.I. Ltd. of Mount Stewart, Prince Edward Island.

EC2022-555

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 NORTH SHORE INVESTMENTS INC.
 (TO RESCIND)

Council, having under consideration Order-in-Council EC2022-315 of April 26, 2022, rescinded the said Order forthwith, thus rescinding permission for North Shore Investments Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately one decimal three seven (1.37) acres of land at Morell, Lot 40, Kings County, Province of Prince Edward Island, being acquired from the Community of Morell of Morell, Prince Edward Island.

EC2022-556

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 NORTH SHORE INVESTMENTS 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 North Shore Investments Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately four decimal eight eight (4.88) acres of land at Morell, Lot 40, Kings County, Province of Prince Edward Island, being acquired from the Community of Morell of Morell, Prince Edward Island.

EC2022-557

PRINCE EDWARD ISLAND
 LANDS PROTECTION ACT
 PETITION TO ACQUIRE A LAND HOLDING
 PERRY CORP. 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 Perry Corp. Ltd of Tignish, Prince Edward Island to acquire a land holding of approximately two (2) acres of land at Mill River East, Lot 5, Prince County, Province of Prince Edward Island, being acquired from Shirlene O'Brien, Patrick O'Brien and Jeannie O'Brien, all of O'Leary, Prince Edward Island.

EC2022-558

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TENSLOTTE DAIRY LIMITED
(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 Tenslotte Dairy Limited of Stanchel, Prince Edward Island to acquire a land holding of approximately one hundred four decimal five one (104.51) acres of land at Springton, Lot 67, Queens County, Province of Prince Edward Island, being acquired from MacKenzie Hill Farm Holdings Ltd. of St. Catherines, Ontario 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.

EC2022-559

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
TOWN OF SOURIS
(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 the Town of Souris of Souris, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to fifty (50) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Town of Souris 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.

EC2022-560

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
GAIL FINNISON
(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 Gail Finnison of Rosseau, Ontario to acquire an interest in a land holding of approximately twenty-eight decimal two six (28.26) acres of land at Ebbsfleet, Lot 2, Prince County, Province of Prince Edward Island, being acquired from the Estate of Helen Costain of Barrie, Ontario.

EC2022-561

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
JEFFREY FYFE AND MEGHAN JAMIESON
(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 Jeffrey Fyfe and Meghan Jamieson, both of Oshawa, Ontario to acquire a land holding of approximately twenty-two (22) acres of land at North Rustico, Lot 24, Queens County, Province of Prince Edward Island, being acquired from Lionel Gallant of North Rustico, 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.

EC2022-562

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
KRISTI ROCKLEY
(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 Kristi Rockley of Straffordville, Ontario to acquire a land holding of approximately twenty-one decimal nine four (21.94) acres of land at Suffolk, Lot 34, Queens County, Province of Prince Edward Island, being acquired from Andrew Goodwin and Lynn Goodwin, both of Suffolk, 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 Kristi Rockley and on all successors in title.

EC2022-563

MUSEUM ACT
PRINCE EDWARD ISLAND MUSEUM AND HERITAGE FOUNDATION
BOARD OF GOVERNORS
APPOINTMENTS

Pursuant to section 5 of the *Museum Act* R.S.P.E.I. 1988, Cap. M-14, Council made the following appointments:

| NAME | TERM OF APPOINTMENT |
|---------------------------------------|----------------------------|
| Sara Jane Affleck | 5 July 2022 |
| Bedeque | to |
| (vice Elizabeth Noonan, term expired) | 5 July 2025 |
| Karen Mair | 5 July 2022 |
| Charlottetown | to |
| (vice Robert Nicholson, term expired) | 5 July 2025 |
| Monica Norman | 5 July 2022 |
| Stratford | to |
| (vice Betty Jeffery, term expired) | 5 July 2025 |

EC2022-564

PUBLIC TRUSTEE ACT
PUBLIC TRUSTEE ADVISORY COMMITTEE
APPOINTMENT

Pursuant to subsection 11(1) of the *Public Trustee Act* R.S.P.E.I. 1988, Cap. P-32.2 Council made the following appointment:

| NAME | TERM OF APPOINTMENT |
|--|----------------------------|
| Christina L. Koughan, CPA, CMA Johnston's River (vice Michele Koughan, CPA, CMA) | 5 July 2022 at pleasure |

Further, Council ordered that, should Ms. Koughan cease to be employed in her present capacities, her appointment shall terminate coincident with the date her employment terminates.

EC2022-565

STUDENT FINANCIAL ASSISTANCE ACT
GENERAL REGULATIONS
AMENDMENT

Pursuant to section 38 of the *Student Financial Assistance Act* R.S.P.E.I. 1988, Cap. S-8.2, Council made the following regulations:

1. **Section 1 of the *Student Financial Assistance Act* General Regulations (EC709/10) is amended**
 - (a) **by the revocation of clause (h) and the substitution of the following:**
 - (h) **“full-time student”** means a person
 - (i) who, during a confirmed period within a period of studies, is enrolled in courses that constitute at least 60 per cent of a course load recognized by the designated educational institution as constituting a full course load,
 - (ii) whose primary occupation during that confirmed period is the pursuit of studies in those courses, and
 - (iii) who meets the requirements of subsection 5(1) or 7(1) or section 33 of the Canada Student Financial Assistance Regulations (SOR/95-329), as the case may be;
 - (b) **by the revocation of clause (j) and the substitution of the following:**
 - (j) **“minimum required course load”**, in respect of a program of study, means
 - (i) in the case of a student who is not a person with a permanent disability or a persistent or prolonged disability, at least 60 per cent of a full course load for that program of study, or
 - (ii) in the case of a student who is a person with a permanent disability or a persistent or prolonged disability, at least 40 per cent of a full course load for that program of study;

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

- (j.1) **“part-time student”** means a person
- (i) who, during a confirmed period within a period of studies, is enrolled in courses that constitute at least 20 per cent but less than 60 per cent of a course load recognized by the designated educational institution as constituting a full course load, and
 - (ii) who meets the requirements of subsection 12(1), 12.1(1) or 12.2(1) or section 33 of the Canada Student Financial Assistance Regulations, as the case may be;

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

- (l) **“permanent disability”**, in respect of a person, means any impairment, including a physical, mental, intellectual, cognitive, learning, communication or sensory impairment or a functional limitation that
- (i) restricts the person’s ability to perform the daily activities necessary to pursue studies at a post-secondary school level or to participate in the labour force, and
 - (ii) is expected to remain with the person for the person’s expected life;
- (l.1) **“persistent or prolonged disability”**, in respect of a person, means any impairment, including a physical, mental, intellectual, cognitive, learning, communication or sensory impairment or a functional limitation that
- (i) restricts the person’s ability to perform the daily activities necessary to pursue studies at a post-secondary school level or to participate in the labour force,
 - (ii) has lasted, or is expected to last, for a period of at least 12 months, and
 - (iii) is not expected to remain with the person for the person’s expected life;

(e) by the revocation of clause (n.1) and the substitution of the following:

- (n.1) **“severe permanent disability”**, in respect of a person, means any impairment, including a physical, mental, intellectual, cognitive, learning, communication or sensory impairment or a functional limitation that
- (i) prevents the person from performing the daily activities necessary to participate in the labour force in a manner that is substantially gainful, as set out in section 68.1 of the Canada Pension Plan Regulations C.R.C., c.385, and
 - (ii) is expected to remain with the person for the person’s expected life.

2. The regulations are amended by the addition of the following after section 1:**1.1 Election - person with a disability**

A person who has either a permanent disability or a persistent or prolonged disability and who, during a confirmed period within a period of studies, is enrolled in courses that constitute at least 40 per cent but less than 60 per cent of a course load recognized by the designated educational institution as constituting a full course load, may elect to be considered as a full-time student.

3. These regulations come into force on August 1, 2022.**EXPLANATORY NOTES**

SECTION 1 amends the definition section in the *Student Financial Assistance Act* General Regulations (EC709/10). The noted definitions are revoked and replaced to coincide with amendments made to the federal Canada Student Financial Assistance Regulations. Eligibility criteria for disability supports under the Canada Student Financial Assistance Program is being expanded to establish a new category of recipients to support

persons with persistent or prolonged disabilities. Prior to this new category being established, supports were only available to persons with a permanent disability.

SECTION 2 adds a new section 1.1 to the regulations to establish that a person who has either a permanent disability or a persistent or prolonged disability and who is taking at least 40 per cent but less than 60 per cent of a full-time course load, may elect to be considered as a full-time student.

SECTION 3 provides for the commencement of these regulations.