

EC2023-713

CREDIT UNIONS ACT
CREDIT UNION DEPOSIT INSURANCE CORPORATION
BOARD OF DIRECTORS
APPOINTMENT

Pursuant to subsection 162(1) of the *Credit Unions Act* R.S.P.E.I. 1988, Cap. C-29.1, Council made the following appointment:

NAME	TERM OF APPOINTMENT
Bill Martin Summerside (vice James Blanchard, term expired)	August 22, 2023 to August 22, 2026

EC2023-714

ELECTRIC POWER ACT
CITY OF SUMMERSIDE ELECTRIC UTILITY
ANNUAL ASSESSMENT
DETERMINED

Pursuant to clause 46(2)(a) of the *Electric Power Act* R.S.P.E.I. 1988, Cap. E-4, Council determined the assessment to be paid by the City of Summerside Electric Utility to the Island Regulatory and Appeals Commission for the 2023-24 fiscal year to be twenty thousand dollars (\$20,000.00).

EC2023-715

EXECUTIVE COUNCIL ACT
MINISTER OF AGRICULTURE
AUTHORITY TO ENTER INTO AN AGREEMENT
(CONTRIBUTION AGREEMENT
BETWEEN CANADA AND THE PROVINCE OF
PRINCE EDWARD ISLAND
FOR THE FIONA FRUIT TREE RECOVERY INITIATIVE)
WITH
THE GOVERNMENT OF CANADA

Pursuant to clause 10(a) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Agriculture to enter into a contribution agreement with the Government of Canada, as represented by the Minister of Agriculture and Agri-Food to set the terms and conditions for Canada's Contribution to Prince Edward Island and outline the activities responsibilities, and the financial obligations of the Parties, effective upon the last party signing to March 31, 2024, such as more particularly described in the draft agreement.

EC2023-716

EXECUTIVE COUNCIL ACT
 PREMIER
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (FUNDING AGREEMENT – ANTI-RACISM GRANT PROGRAM)
 WITH
 ABEGWEIT FIRST NATION MI'KMAQ WELLNESS CENTER

Pursuant to clause 10(c) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Premier, as President of the Executive Council, as Minister Responsible for Diversity and Inclusion, to enter into a funding agreement with Abegweit First Nation Mi'kmaq Wellness Center, to set the terms and conditions for funding the Assessing Abegweit First Nation Provincial Health Services Experiences project, for the period June 1, 2023 to June 1, 2024, such as more particularly described in the draft agreement.

EC2023-717

EXECUTIVE COUNCIL ACT
 PREMIER AS MINISTER RESPONSIBLE FOR
 INDIGENOUS RELATIONS
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (ABEGWEIT FIRST NATION
 FUNDING AGREEMENT 2023-2024 to 2026-2027)
 WITH
 THE ABEGWEIT FIRST NATION

Pursuant to clause 10(c) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Premier, as Minister responsible for Indigenous Relations, to enter into a funding agreement with the Abegweit First Nation, to support infrastructure projects in the community and to provide support for the Missing and Murdered Indigenous Women and Girls Indigenous Working Group, for the period April 1, 2023 to March 31, 2027, such as more particularly described in the draft agreement.

EC2023-718

EXECUTIVE COUNCIL ACT
 PREMIER AS MINISTER RESPONSIBLE FOR
 INDIGENOUS RELATIONS
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (EPEKWITK ASSEMBLY OF COUNCILS
 FUNDING AGREEMENT 2023-2024 TO 2026-2027)
 WITH
 THE EPEKWITK ASSEMBLY OF COUNCILS INC.

Pursuant to clause 10(c) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Premier, as Minister responsible for Indigenous Relations, to enter into a funding agreement with the Epekwitk Assembly of Councils Inc., to provide support for the Missing and Murdered Indigenous Women and Girls Indigenous Working Group, for the period April 1, 2023 to March 31, 2027, such as more particularly described in the draft agreement.

EC2023-719

EXECUTIVE COUNCIL ACT
 PREMIER AS MINISTER RESPONSIBLE FOR
 INDIGENOUS RELATIONS
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (ABEGWEIT FIRST NATION
 FUNDING AGREEMENT 2023-2024 to 2026-2027)
 WITH
 THE LENNOX ISLAND FIRST NATION

Pursuant to clause 10(c) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Premier, as Minister responsible for Indigenous Relations, to enter into a funding agreement with the Lennox Island First Nation, to provide support for the Missing and Murdered Indigenous Women and Girls Indigenous Working Group, for the period April 1, 2023 to March 31, 2027, such as more particularly described in the draft agreement.

EC2023-720

EXECUTIVE COUNCIL ACT
 MINISTER OF ENVIRONMENT, ENERGY AND CLIMATE ACTION
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (AGREEMENT)
 WITH
 THE ABEGWEIT CONSERVATION SOCIETY

Pursuant to clause 10(c) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Environment, Energy and Climate Action to enter into an agreement with the Abegweit Conservation Society, to set the terms and conditions to support fish production for PEI's stocking program and the development of forest sector capacity, for the period April 1, 2023 to March 31, 2026, such as more particularly described in the draft agreement.

EC2023-721

EXECUTIVE COUNCIL ACT
 MINISTER OF ENVIRONMENT, ENERGY AND CLIMATE ACTION
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (SPENDING AGREEMENT RELATED TO WETLAND MAPPING IN
 PRINCE EDWARD ISLAND 2023-2025 FIELD SEASONS)
 WITH
 THE GOVERNMENT OF CANADA

Pursuant to clause 10(a) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Environment, Energy and Climate Action to enter into a spending agreement with the Government of Canada, as represented by the Minister of Environment who is responsible for Environment and Climate Change Canada, for the project Wetland Identification and Mapping in Prince Edward Island Using Depth to Water Table Data and Populating the Canadian National Wetland Inventory through wetland data collection, effective upon the last party signing to March 31, 2026, such as more particularly described in the draft agreement.

EC2023-722

EXECUTIVE COUNCIL ACT
 MINISTER OF FISHERIES, TOURISM, SPORT AND CULTURE
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (ATLANTIC FRAMEWORK AGREEMENT FOR THE
 ATLANTIC FISHERIES FUND PROGRAM
 AMENDMENT AGREEMENT #1)
 WITH
 THE GOVERNMENT OF CANADA
 AND
 THE PROVINCE OF NEWFOUNDLAND AND LABRADOR
 AND
 THE PROVINCE OF NEW BRUNSWICK
 AND
 THE PROVINCE OF NOVA SCOTIA

Pursuant to clause 10(a) and (b) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Fisheries, Tourism, Sport and Culture to enter into an amended agreement with the Government of Canada, as represented by the Minister of Fisheries, Oceans and the Canadian Coast Guard; the Province of Newfoundland and Labrador, as represented by the Minister of Fisheries, Forestry and Agriculture and the Minister for Intergovernmental Affairs; the Province of New Brunswick, as represented by the Minister of Agriculture, Aquaculture and Fisheries; the Province of Nova Scotia, as represented by the Minister of Fisheries and Aquaculture, for Prince Edward Island's share of the Atlantic Fisheries Fund Program, effective upon the date of the last signature to March 31, 2026, such as more particularly described in the draft agreement.

EC2023-723

GRAIN ELEVATORS CORPORATION ACT
 PRINCE EDWARD ISLAND GRAIN ELEVATORS CORPORATION
 BOARD OF DIRECTORS
 APPOINTMENTS

Pursuant to section 2 of the *Grain Elevators Corporation Act* R.S.P.E.I. 1988, Cap. G-5 Council made the following appointments:

NAME	TERM OF APPOINTMENT
Denton Ellis O'Leary (reappointed)	August 22, 2023 to August 22, 2026
Fred Dollar South Winsloe (vice James McIver, term expired)	August 22, 2023 to August 22, 2026

Further, in accordance with subsection 2(3) of the said Act, Council designated Denton Ellis, of O'Leary, to continue as President for the duration of his term as member.

EC2023-724

**INTERPRETATION ACT
PROVINCIAL COURT ACT**

**YOUTH JUSTICE REGULATIONS
REVOCATION**

Pursuant to subsection 10(2) of the *Interpretation Act* R.S.P.E.I. 1988, Cap. I-8.1, Council made the following regulations:

1. **The *Provincial Court Act Youth Justice Regulations (EC178/03)* are revoked.**
2. **These regulations come into force on September 2, 2023.**

EXPLANATORY NOTES

SECTION 1 revokes the Youth Justice Regulations (EC178/03) made under the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25.

SECTION 2 provides for the commencement of the regulations.

EC2023-725

JUSTICE OF THE PEACE ACT

**REGULATIONS
AMENDMENT**

Pursuant to section 46 of the *Justice of the Peace Act* R.S.P.E.I. 1988, Cap. J-6, Council made the following regulations:

1. **Section 2 of the *Justice of the Peace Act Regulations (EC349/23)* is revoked and the following substituted:**
2. **Referral to youth justice court judge**

Where a judicial justice of the peace considers that any matter over which the judicial justice of the peace has jurisdiction pursuant to subsection 2(3) of the *Youth Justice Act* R.S.P.E.I. 1988, Cap. Y-3, would best be dealt with before a youth justice court judge, the judicial justice of the peace shall refer the matter to a youth justice court judge.

2. **These regulations come into force on September 2, 2023.**

EXPLANATORY NOTES

SECTION 1 revokes section 2 of the *Justice of the Peace Act Regulations* and substitutes a new section 2 to clarify the authority and responsibility of a judicial justice of the peace in dealing with matters under subsection 2(3) of the *Youth Justice Act*.

SECTION 2 provides for the commencement of the regulations.

EC2023-726

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
CALEM AUSTIN
(DENIAL)

Council, having under consideration an application (#N6528) for acquisition of a land holding under authority of section 4 of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap L-5, denied permission to Calem Austin of London, Ontario to acquire a land holding of approximately eleven decimal two (11.2) acres of land at Mount Pleasant, Lot 12, Prince County, currently owned by Kenneth Ballum of Summerside, Prince Edward Island.

EC2023-727

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 561415, LOT 58, QUEENS COUNTY
IDENTIFICATION FOR NON-DEVELOPMENT USE
AMENDMENT

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council amended the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately fifty-nine decimal one (59.1) acres of land, being Provincial Property No. 561415 located at Belfast, Lot 58, Queens County, Prince Edward Island and currently owned by G. Visser & Sons Inc. of Vernon Bridge, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately fourteen (14) acres for resource (forestry) use, and determined that following subdivision, identification for non-development use shall continue to apply to the new parcel and to the remaining land.

This Order-in-Council comes into force on August 22, 2023.

EC2023-728

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 126664, LOT 35, QUEENS COUNTY
IDENTIFICATION FOR NON-DEVELOPMENT USE
AMENDMENT

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council amended the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately thirty-four (34) acres of land, being Provincial Property No. 126664 located at Johnstons River, Lot 35, Queens County, Prince Edward Island and currently owned by Power Family Farm Inc. of Johnstons River, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately four decimal nine eight (4.98) acres for residential use SUBJECT TO the subdivided parcel being consolidated with the adjacent Provincial Property No. 559955, and determined that following subdivision, identification for non-development use shall continue to apply to the remaining land.

This Order-in-Council comes into force on August 22, 2023.

EC2023-729

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 847368, LOT 48, QUEENS COUNTY
IDENTIFICATION FOR NON-DEVELOPMENT USE
AMENDMENT

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council amended the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately fifty-three decimal zero six (53.06) acres of land, being Provincial Property No. 847368 located at Mount Albion, Lot 48, Queens County, Prince Edward Island and currently owned by Pure Pork Farms Limited of Mount Albion, Prince Edward Island.

Council noted that this amendment will enable subdivision of approximately four decimal four two (4.42) acres from the parent parcel of land, to be subdivided into three (3) new lots, approximately one decimal three nine (1.39) acres, one decimal two nine (1.29) acres and one decimal seven four (1.74) acres in size, all for residential use, and determined that following subdivision, identification for non-development use shall continue to apply to the remaining land.

This Order-in-Council comes into force on August 22, 2023.

EC2023-730

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 1084003, LOT 44, KINGS COUNTY
IDENTIFICATION FOR NON-DEVELOPMENT USE
AMENDMENT

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council amended the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately ninety-eight decimal four three (98.43) acres of land, being Provincial Property No. 1084003 located at Bear River South, Lot 44, Kings County, Prince Edward Island and currently owned by Russell Ching Limited of Souris, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately zero decimal one seven (0.17) of an acre for residential (single unit dwelling) use SUBJECT TO the subdivided parcel being consolidated with Provincial Property No. 1106350, and determined that following subdivision, identification for non-development use shall continue to apply to the remaining land.

This Order-in-Council comes into force on August 22, 2023.

EC2023-731

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 1076199, LOT 19, PRINCE COUNTY
IDENTIFICATION FOR NON-DEVELOPMENT USE
AMENDMENT

Pursuant to subsection 9(2) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5, Council amended the condition of non-development use made pursuant to section 2 of the Land Identification Regulations (EC606/95) in respect of approximately ninety-one decimal two five (91.25) acres of land, being Provincial Property No. 1076199 located at Kelvin Grove, Lot 19, Prince County, Prince Edward Island and currently owned by Summerfield Farms Ltd. of Norboro, Prince Edward Island.

Council noted that this amendment will enable subdivision of approximately nine decimal zero three (9.03) acres from the parent parcel of land, to be subdivided into two (2) lots, one lot being approximately one decimal three seven (1.37) acres for residential use SUBJECT TO the subdivided parcel being consolidated with the adjacent Provincial Property No. 686279, and a new parcel being approximately seven decimal six six (7.66) acres for resource (agricultural) use, and determined that following subdivision, identification for non-development use shall continue to apply to the new approximate seven decimal six six (7.66) acres parcel and to the remaining land.

This Order-in-Council comes into force on August 22, 2023.

EC2023-732

MENTAL HEALTH ACT
MENTAL HEALTH REVIEW BOARD
APPOINTMENTS

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

NAME	TERM OF APPOINTMENT
as alternate member in good standing of the Law Society of Prince Edward Island, via subsection 27(4)	
David W. Hooley K.C. Charlottetown (reappointed)	August 22, 2023 to August 22, 2026
as alternate psychiatrist, via subsection 27(4)	
Dr. Elizabeth Schneider Charlottetown (reappointed)	August 22, 2023 to August 22, 2026

EC2023-733

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
Fiep de Bie Stratford (reappointed)	August 25, 2023 to August 25, 2026
Kyle Blood Springfield (vice Greg Munn, resigned)	August 22, 2023 to August 22, 2026
Elizabeth Iwunwa Charlottetown (vice Vivian Beer, term expired)	August 22, 2023 to August 22, 2026
Gordon Lavoie Charlottetown (reappointed)	August 25, 2023 to August 25, 2026
Joan Sinclair Stanley Bridge (reappointed)	August 25, 2023 to August 25, 2026

EC2023-734

**NATURAL PRODUCTS MARKETING ACT
PRINCE EDWARD ISLAND MARKETING COUNCIL
APPOINTMENTS**

Pursuant to subsection 2(2) of the *Natural Products Marketing Act* R.S.P.E.I. 1988, Cap. N-3 Council made the following appointments:

NAME	TERM OF APPOINTMENT
as members	
Erika Bradley Charlottetown (vice Lyndon Hardy, term expired)	August 22, 2023 to August 22, 2026
Colin MacAulay Mermaid (vice Kenneth Mellish, term expired)	August 22, 2023 to August 22, 2026

Further, in accordance with subsection 2(2.1) of the said Act, Council designated Harold MacNevin, Coleman, (vice Kenneth Mellish, term expired) as chairperson for the duration of his term as member.

EC2023-735

**RENEWABLE ENERGY ACT
DEVELOPMENT PERMIT REGULATIONS
AMENDMENT**

Pursuant to subsection 9(1) of the *Renewable Energy Act* R.S.P.E.I. 1988, Cap. R-12.1, Council made the following regulations:

1. **Subsection 3(1) of the *Renewable Energy Act* Development Permit Regulations (EC773/08) is amended**
 - (a) **in the words preceding clause (a), by the deletion of the words “An application” and the substitution of the words “Notwithstanding any other enactment, an application”;** **and**
 - (b) **in clause (b), by the deletion of the words “considers necessary.” and the substitution of the words “considers necessary, including but not limited to the Minister’s written approval to proceed with the undertaking under subsection 9(1) of the *Environmental Protection Act* R.S.P.E.I. 1988, Cap. E-9.”.**
2. **These regulations come into force on September 2, 2023.**

EXPLANATORY NOTES

SECTION 1 amends subsection 3(1) of the Development Permit Regulations (EC773/08) made under the *Renewable Energy Act* R.S.P.E.I. 1988, Cap. R-12.1, to clarify that notwithstanding any other enactment that purports to provide an application process for a development permit, the application process for a development permit for the purposes of the *Renewable Energy Act* is that set out in section 3 of the regulations. The section also adds to clause 3(1)(b) of the regulation an explicit requirement for an applicant to submit,

along with the application for the development permit, a written approval issued under subsection 9(1) of the *Environmental Protection Act* to proceed with the undertaking.

SECTION 2 provides for the commencement of these regulations.

EC2023-736

RENEWABLE ENERGY ACT

**RENEWABLE ENERGY DESIGNATED AREAS REGULATIONS
AMENDMENT**

Pursuant to section 18 of the *Renewable Energy Act* R.S.P.E.I. 1988, Cap. R-12.1, Council made the following regulations:

1. **Section 5 of the *Renewable Energy Act* Renewable Energy Designated Areas Regulations (EC766/05) is revoked.**
2. **These regulations come into force on September 2, 2023.**

EXPLANATORY NOTES

SECTION 1 revokes section 5 of the Renewable Energy Designated Areas Regulations (EC766/05) made under the *Renewable Energy Act* R.S.P.E.I. 1988, Cap. R-12.1. This section created a conflict with subsection 9(2) of the *Renewable Energy Act*, which provides that in the event of a conflict or inconsistency between a provision of a regulation made under the Act and a provision of another enactment, the provision of the regulation shall prevail.

SECTION 2 provides for the commencement of these regulations.

EC2023-737

**PUBLIC DEPARTMENTS ACT
ACTING MINISTER
APPOINTMENT(S)**

Under authority of subsection 4(2) of the *Public Departments Act*, R.S.P.E.I. 1988, Cap. P-29 the following appointment was made:

Honourable Ernie Hudson to be Acting Minister of Environment, Energy and Climate Action commencing on the 10th day of September 2023, and continuing for the duration of the absence from the Province of Honourable Steven Myers.