

EC2012-253

**ENVIRONMENTAL PROTECTION ACT
MATERIALS 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. The *Environmental Protection Act* Materials Recycling Regulations (EC690/09) are amended in the following provisions by the deletion of the words “Provincial Treasurer” and the substitution of the words “Minister of Finance, Energy and Municipal Affairs”:

- (a) subsection 3(6);
- (b) subsection 16(6);
- (c) subsection 20(8);
- (d) subsection 21(2);
- (e) subsection 33(6);
- (f) subsection 46(6).

2. (1) The regulations are amended by the addition of the following after Part IV:

PART IV.1

PAINT

Interpretation

28.1 In this Part,

Definitions

- (a) “administrator” means an administrator appointed under section 28.11; administrator
- (b) “agent” means an agent of a brand owner designated under section 28.8; agent
- (c) “brand owner” means, in respect of a consumer paint product sold, offered for sale or otherwise distributed in or into the province,
 - (i) a manufacturer of the consumer paint product, brand owner
 - (ii) a distributor of the consumer paint product in or into the province,
 - (iii) where the consumer paint product is imported into the province, the first person to sell the consumer paint product in or into the province;
- (d) “consumer paint product” means
 - (i) a tinted or untinted latex, oil or solvent-based architectural coating used for commercial or household purposes, including stain, and includes the coating’s container, or consumer paint product
 - (ii) a coloured or clear paint or stain sold in an aerosol container and includes the paint’s or stain’s container, but does not include

coatings intended for marine antifouling, industrial or automotive applications, non-latex concrete sealant, or bottled paint for hobby, craft, cosmetic or artistic use;

- (e) “consumer paint stewardship program” means a program approved by the Minister under section 28.9 that
- (i) establishes a process for the collection, transportation and recycling of paint, and
 - (ii) incorporates the principles of a pollution prevention hierarchy by replacing disposal with reuse and recycling of paint;
- (f) “paint return facility” means a recycling facility where paint is
- (i) accepted and stored, and
 - (ii) handled, collected, sorted or prepared for transport, for the purpose of reuse or recycling;
- (g) “retailer” means a person who sells or offers for sale consumer paint products directly to consumers.

consumer paint stewardship program

paint return facility

retailer

28.2 For the purposes of the Act and these regulations, a consumer paint product is a designated material.

Designated material – consumer paint product

Collection and Disposal of Consumer Paint Products

28.3 No person shall

- (a) operate a consumer paint product return facility; or
- (b) hold himself or herself out as the operator of a consumer paint product return facility,

except under the authority of a permit and a consumer paint product endorsement.

Operation of consumer paint product return facility

(2) The regulations are amended by the addition of the following after section 28.3:

28.4 No person shall discard a consumer paint product except

- (a) by disposal at a consumer paint product return facility; or
- (b) in accordance with a consumer paint material stewardship program.

Discarding consumer paint product

(3) The regulations are amended by the addition of the following after section 28.4:

Consumer Paint Product Endorsement

28.5 (1) A person who holds or has applied for a recycling facility permit and who wishes to apply for a consumer paint product endorsement on the permit shall

Application for consumer paint product endorsement

- (a) file with the Minister a completed application on a form approved by the Minister; and
- (b) pay the fee prescribed by subsection (6).

(2) An applicant shall submit with an application made under subsection (1) a copy of an agreement with the administrator of a consumer paint material stewardship program respecting the management, collection and receipt of consumer paint products under the consumer paint material stewardship program.

Material to be submitted

(3) The Minister may require an applicant to provide any additional information that the Minister requires to consider the application.

Additional information

(4) The Minister shall issue a consumer paint product endorsement on an applicant’s permit if the Minister is satisfied that

Requirements for issuance of consumer paint product endorsement

- (a) the application has been made in accordance with the requirements of these regulations;
- (b) the agreement referred to in subsection (2) adequately provides for the operation of the consumer paint product return facility in compliance with the Act and these regulations; and
- (c) the issuance of the endorsement is in the public interest having regard to the terms of the agreement referred to in subsection (2).

(5) Where the Minister refuses to issue a consumer paint product endorsement to an applicant, the Minister shall provide written reasons for the refusal to the applicant.

Refusal of consumer paint product endorsement

(6) The application fee for a consumer paint product endorsement is \$100 and shall be made payable to the Minister of Finance, Energy and Municipal Affairs.

Application fee

28.6 No operator of a consumer paint product return facility shall charge a fee for accepting consumer paint products.

Fee for accepting consumer paint products prohibited

(4) The regulations are amended by the addition of the following after section 28.6:

Consumer Paint Material Stewardship Program

28.7 (1) No brand owner of a consumer paint product shall sell, offer for sale or otherwise distribute a consumer paint product in or into the province unless the brand owner, or an agent of the brand owner of the consumer paint product, operates a consumer paint material stewardship program in respect of the consumer paint product.

Sale of consumer paint product prohibited

(2) No retailer shall sell, offer for sale or otherwise distribute a consumer paint product in or into the province unless the brand owner of the consumer paint product, or an agent of the brand owner of the consumer paint product, operates a consumer paint material stewardship program in respect of the consumer paint product.

Idem

(5) The regulations are amended by the addition of the following after section 28.7:

28.8 A brand owner may, by written agreement with any person, designate that person as the agent of the brand owner to operate a consumer paint material stewardship program on the brand owner's behalf.

Designation of agent

Application

28.9 (1) A brand owner who wishes to apply for approval of a consumer paint material stewardship program shall file with the Minister a completed application on a form approved by the Minister.

Application for approval of consumer paint material stewardship program

(2) An agent of a brand owner who wishes to operate a consumer paint material stewardship program on the brand owner's behalf and who wishes to apply for approval of the program shall file with the Minister a completed application on a form approved by the Minister.

Idem

(3) An applicant shall submit with an application made under subsection (1) or (2) a detailed written proposal outlining

Material to be submitted

- (a) the management structure of the program;
- (b) how waste consumer paint products will be collected;
- (c) the plans for the receipt of consumer paint products at the consumer paint product return facilities that participate in the program and the policies and procedures to be followed by the consumer paint product return facilities;
- (d) the recycling options for waste consumer paint products;
- (e) the quality control and assurance aspects of the program, including tracking and auditing mechanisms; and
- (f) an education and awareness program for consumers of consumer paint products that includes information about
 - (i) the consumer paint material stewardship program, specifying products accepted by the program,
 - (ii) how and when consumers can access consumer paint product return facilities,
 - (iii) the environmental benefits of participating in the consumer paint material stewardship program, and
 - (iv) a description of the proposed methods for reusing and recycling consumer paint products.

(4) The Minister may require an applicant to provide any additional information that the Minister requires to consider the application.

Additional information

- (5) The Minister shall approve a consumer paint material stewardship program if the Minister is satisfied that
- (a) the application has been made in accordance with the requirements of these regulations;
 - (b) the proposal submitted under subsection (3)
 - (i) includes the information referred to in clauses (3)(a) to (f) and is otherwise acceptable to the Minister, and
 - (ii) adequately provides for the operation of the consumer paint material stewardship program in compliance with the Act and these regulations; and
 - (c) approval of the program is in the public interest having regard to the matters referred to in clauses (3)(a) to (f).
- Requirements for approval of consumer paint material stewardship program
- (6) Where the Minister refuses to approve a consumer paint material stewardship program, the Minister shall provide written reasons for the refusal to the applicant.
- Refusal to approve consumer paint material stewardship program
- (7) Where the Minister approves a consumer paint material stewardship program, the applicant shall, not later than the commencement date of the program, pay the fee prescribed by subsection (8).
- Approval of consumer paint material stewardship program
- (8) The fee for an approval of a consumer paint material stewardship program is \$10,000 and shall be made payable to the Minister of Finance, Energy and Municipal Affairs.
- Fee
- 28.10** (1) A brand owner or an agent who operates a consumer paint material stewardship program shall, on or before July 31 of each year, pay the annual fee prescribed by subsection (2).
- Annual fee
- (2) The annual fee for a consumer paint material stewardship program is \$10,000 and shall be made payable to the Minister of Finance, Energy and Municipal Affairs.
- Idem*
- 28.11** The Minister may
- (a) appoint any person as the administrator of a consumer paint material stewardship program; and
 - (b) specify the duties and responsibilities of an administrator appointed under clause (a).
- Administrator
- Information
- 28.12** A brand owner or an agent who operates a consumer paint material stewardship program shall, upon request in writing from the Minister, provide the Minister with any information about the consumer paint material stewardship program, including any of the following:
- (a) the types of processes used to reuse and recycle the consumer paint products and their components;
 - (b) the location of the consumer paint product return facilities for the consumer paint products;
 - (c) the location of any long-term containment or final treatment and processing facilities for consumer paint products;
 - (d) records showing that the program adheres to established industry vendor qualification standards, or information demonstrating that the consumer paint products collected are managed in a manner that employs environmental and human health and safety standards meeting or exceeding applicable federal, provincial and local regulations.
- Request for information from Minister
- 28.13** No retailer shall charge a consumer any separate fee with respect to the costs associated with implementing or operating a paint stewardship plan.
- Internalization of fees
- 28.14** A retailer shall prominently display, at the point of display or the point of sale of a consumer paint product, the education and awareness program information referred to in clause 28.9(3)(f) that is supplied to it by the brand owner or the brand owner's agent.
- Display of education and awareness program information
- 28.15** A brand owner or an agent who operates a consumer paint material stewardship program shall review the consumer paint material stewardship program and
- Review of consumer paint material stewardship program

(a) submit to the Minister all proposed amendments to the consumer paint material stewardship program; or
 (b) advise the Minister in writing that in its opinion no amendments to the consumer paint material stewardship program are necessary, not later than the date that is five years after the date the consumer paint material stewardship program was first approved under subsection 28.9(5) and every five years thereafter.

28.16 A brand owner or an agent who operates a consumer paint material stewardship program shall, on or before June 30 of each year, or on or before the date set by the Minister, inform the Minister in writing of the total quantity of consumer paint products collected during the previous calendar year.

Information to
Minister of quantity
of consumer paint
materials collected

28.17 (1) No brand owner who operates a consumer paint material stewardship program shall fail to operate the consumer paint material stewardship program in accordance with the program as approved under subsection 28.9(5).

Operation of
consumer paint
material
stewardship
program

(2) No agent who has been designated to operate a consumer paint material stewardship program on a brand owner's behalf shall fail to operate the consumer paint material stewardship program in accordance with the program as approved under subsection 28.9(5).

Idem

3. Section 47 of the regulations is revoked.

4. (1) Subject to subsection (2), these regulations come into force on July 1, 2012.

(2) Subsections 2(2) and (4) of these regulations come into force on September 1, 2012.

EXPLANATORY NOTES

SECTION 1 deletes references to "Provincial Treasurer" and substitutes references to the "Minister of Finance, Energy and Municipal Affairs".

SECTION 2 adds consumer paint products as a designated material to the regulations and establishes a consumer paint material stewardship program.

SECTION 3 revokes section 47, which is not required.

SECTION 4 provides for the commencement of these regulations.

EC2012-254

EXECUTIVE COUNCIL ACT
 MINISTER OF INNOVATION AND ADVANCED LEARNING
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (THIRTEENTH PROTOCOL OF AMENDMENT
 AGREEMENT ON INTERNAL TRADE)
 WITH THE
 GOVERNMENTS OF CANADA, THE OTHER PROVINCES
 AND THE TERRITORIES

Pursuant to clauses 10(a) and (b) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Innovation and Advanced Learning to enter into an agreement with the Governments of Canada, the other Provinces and the Territories, as represented by their respective Ministers Responsible for Internal Trade, to revise Chapter 5 (Procurement), Chapter 17 (Dispute Resolution Procedures), and Chapter 18 (Final Provisions) of the Agreement on Internal Trade, such as more particularly described in the draft agreement.

EC2012-255

EXECUTIVE COUNCIL ACT
 MINISTER OF TRANSPORTATION AND INFRASTRUCTURE RENEWAL
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (CANADA-PRINCE EDWARD ISLAND-
 CHARLOTTETOWN AREA DEVELOPMENT CORPORATION
 BUILDING CANADA FUND – MAJOR INFRASTRUCTURE COMPONENT
 AGREEMENT FOR
 PRINCE EDWARD ISLAND CONVENTION CENTRE
 2011-2012 / 2014-2015)
 WITH THE
 GOVERNMENT OF CANADA
 AND
 CHARLOTTETOWN AREA DEVELOPMENT CORPORATION

Pursuant to clauses 10(a) and (d) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12, Council authorized the Minister of Transportation and Infrastructure Renewal to enter into an agreement with the Government of Canada, as represented by the Minister of Transport, Infrastructure and Communities, and the Charlottetown Area Development Corporation to set out terms and conditions for funding pursuant to the Major Infrastructure Component of the Building Canada Fund of eligible costs for construction of a new convention centre to be adjoined to the existing Delta Prince Edward Hotel as part of the planned redevelopment of the Queens Wharf district on Charlottetown's waterfront, such as more particularly described in the draft agreement.

EC2012-256

EXECUTIVE COUNCIL ACT
 MINISTER OF TRANSPORTATION AND INFRASTRUCTURE RENEWAL
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (PRINCE EDWARD ISLAND CONVENTION CENTRE
 MASTER AGREEMENT)
 WITH
 CHARLOTTETOWN AREA DEVELOPMENT CORPORATION
 AND
 INNVEST PROPERTIES PRINCE EDWARD NOMINEE LTD.

Pursuant to clause 10(d) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Transportation and Infrastructure Renewal to enter into a Master Agreement with the Charlottetown Area Development Corporation (CADC) and InnVest Properties Prince Edward Nominee Ltd. (InnVest) to set out terms and conditions for transfer by the Province to CADC of lands acquired from the Government of Canada, for construction of a convention centre on the Charlottetown waterfront for lease and operation by InnVest, such as more particularly described in the draft agreement.

EC2012-257

EXECUTIVE COUNCIL ACT
 MINISTER OF TRANSPORTATION AND INFRASTRUCTURE RENEWAL
 AUTHORITY TO ENTER INTO AN AGREEMENT
 (PRINCE EDWARD ISLAND CONVENTION CENTRE
 DEVELOPMENT AGREEMENT)
 WITH
 CHARLOTTETOWN AREA DEVELOPMENT CORPORATION
 AND
 INNVEST PROPERTIES PRINCE EDWARD NOMINEE LTD.

Pursuant to clause 10(d) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Transportation and Infrastructure Renewal to enter into an agreement with the Charlottetown Area Development Corporation (CADC) and InnVest Properties Prince Edward Nominee Ltd. (InnVest) to set out terms and conditions for construction of a convention centre on lands transferred to CADC by the Province and on lands owned by InnVest and to confirm certain terms and conditions for the subsequent lease and operation of the convention centre by InnVest, such as more particularly described in the draft agreement.

EC2012-258

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)	
Sherry Huang Stratford (reappointed))	31 July 2012 to 31 July 2015
Dr. Colin J. McMillan Stratford (reappointed)	31 July 2012 to 31 July 2015
Dr. Gregory Mitton Charlottetown (reappointed)	31 July 2012 to 31 July 2015
Michael Schurman Summerside (reappointed)	31 July 2012 to 31 July 2015
Barbara Stevenson, Q.C. Charlottetown (reappointed)	31 July 2012 to 31 July 2015

via subsection (2)

William Andrew Alberta (reappointed)	31 July 2012 to 31 July 2015
Hon. John Crosbie Newfoundland and Labrador (reappointed)	31 July 2012 to 31 July 2015
Susan Fitzpatrick Quebec (reappointed)	31 July 2012 to 31 July 2015
M. Taleeb Noormohamed British Columbia (reappointed)	31 July 2012 to 31 July 2015

EC2012-259

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
FELICE CHOI
(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 Felice Choi of Vancouver, British Columbia to acquire an interest in a land holding of approximately zero decimal seven three (0.73) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Elwin Jay Holdings Inc. of Charlottetown, Prince Edward Island.

EC2012-260

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
L.M. LYNN GRIFFITHS
(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 L.M. Lynn Griffiths of Ottawa, Ontario to acquire a land holding of approximately zero decimal eight (0.8) acres of land in Lot 28, Prince County, Province of Prince Edward Island, being acquired from Wayne Ham and Peggy Ham, both of Winslow, Maine.

EC2012-261

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
ANGELA VIOLET LOWE
(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 Angela Violet Lowe of Braemar Hill, Hong Kong to acquire a land holding of approximately one hundred (100) acres of land in Lot 55, Kings County, Province of Prince Edward Island, being acquired from Derek Squirell and Barbara Squirell, both of Calgary, Alberta PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2012-262

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
WAYNE ANTHONY STEVENSON AND
CHRISTINE CATHERINE STEVENSON
(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 Wayne Anthony Stevenson and Christine Catherine Stevenson, both of Morinville, Alberta to acquire a land holding of approximately sixty-three (63) acres of land in Lot 17, Prince County, Province of Prince Edward Island, being acquired from Stephen Clark and Donna Clark, both of Miscouche, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2012-263

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
DR. PAUL PHELAN PROFESSIONAL CORPORATION
(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 Dr. Paul Phelan Professional Corporation of Kensington, Prince Edward Island to acquire a land holding of approximately three decimal three three (3.33) acres of land in Lot 17, Prince County, Province of Prince Edward Island, being acquired from Kensington Truck and Tractor Limited of Summerside, Prince Edward Island.

EC2012-264

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
HARTSHIRE HOLDINGS 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 Hartshire Holdings Inc. of Hampshire, Prince Edward Island to acquire a land holding of approximately three (3) acres of land in Lot 31, Queens County, Province of Prince Edward Island, being acquired from Mervin MacPhee of Clyde River, Prince Edward Island.

EC2012-265

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
J. WOLTERS 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 J. Wolters Inc. of Greenvale, Prince Edward Island to acquire a land holding of approximately zero decimal nine five (0.95) acres of land in Lot 23, Queens County, Province of Prince Edward Island, being acquired from Citifinancial Canada Inc. of Charlottetown, Prince Edward Island.

EC2012-266

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
MACLENNAN PRODUCE 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 MacLennan Produce Ltd. of O'Leary, Prince Edward Island to acquire a land holding of approximately one hundred and eleven decimal seven nine (111.79) acres of land in Lot 7, Prince County, Province of Prince Edward Island, being acquired from MacLean Farms Ltd. of Coleman, Prince Edward Island.

Further, Council noted that the said land holding, being Provincial Property Nos. 698266 and 702787, was previously identified for non-development use in accordance with section 2 of the Land Identification Regulations (EC606/95) made under the said Act. Identification continues to apply.

EC2012-267

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PAQUET & CHOI PROPERTIES 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 Paquet & Choi Properties Inc. of Stratford, Prince Edward Island to acquire a land holding of approximately zero decimal seven three (0.73) acres of land at Charlottetown, Queens County, Province of Prince Edward Island, being acquired from Elwin Jay Holdings Inc. of Charlottetown, Prince Edward Island.

EC2012-268

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PAQUET & CHOI PROPERTIES 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 Paquet & Choi Properties Inc. of Stratford, Prince Edward Island to acquire a land holding of approximately nine decimal four seven seven (9.477) acres of land in Lot 48, Queens County, Province of Prince Edward Island, being acquired from Michelle McClean (formerly Michelle Paquet) and Felice Choi, both of Vancouver, British Columbia.

EC2012-269

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
PAQUET & CHOI PROPERTIES 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 Paquet & Choi Properties Inc. of Stratford, Prince Edward Island to acquire a land holding of approximately zero decimal three (0.3) acres of land in Lot 48, Queens County, Province of Prince Edward Island, being acquired from Michelle McClean (formerly Michelle Paquet) and Felice Choi, both of Vancouver, British Columbia and Eileen Paquet of Stratford, Prince Edward Island.

EC2012-270

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

Council, having under consideration Order-in-Council EC2009-379 of 14 July 2009, rescinded the said Order forthwith, thus rescinding permission for Ramsay Farms Ltd. of Alberton, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to five hundred (500) acres of land as part of the said corporation's aggregate land holdings.

EC2012-271

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
APPLICATION TO LEASE LAND
RAMSAY FARMS LTD.
(APPROVAL)

Pursuant to section 5 and clause 5.3(1)(b) of the *Prince Edward Island Lands Protection Act* R.S.P.E.I. 1988, Cap. L-5 Council granted permission to Ramsay Farms Ltd. of Alberton, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to three hundred and twenty (320) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Ramsay Farms Ltd. files a statement with the Island Regulatory and Appeals Commission within one year of the date of this Order and prior to 31 December in every subsequent year disclosing the parcel number, the acreage and the term of lease for each parcel leased during the reporting period covered by the statement.

EC2012-272

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
RAMSAY 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 Ramsay Farms Inc. of Alberton, Prince Edward Island to acquire a land holding of approximately eighty-eight decimal six three (88.63) acres of land in Lot 3, Prince County, Province of Prince Edward Island, being acquired from James R. Rayner of Alberton, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2012-273

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
RAMSAY 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 Ramsay Farms Ltd. of Alberton, Prince Edward Island to acquire a land holding of approximately thirty (30) acres of land in Lot 5, Prince County, Province of Prince Edward Island, being acquired from Vincent Doiron of Bloomfield Station, Prince Edward Island PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2012-274

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
RIVERVIEW PLACE PARTNERSHIP
(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 Riverview Place Partnership of Charlottetown, Prince Edward Island to acquire a land holding of approximately three decimal nine five (3.95) acres of land in Lot 32, Queens County, Province of Prince Edward Island, being acquired from Michael Coady and Pauline Coady, both of Stratford, Prince Edward Island.

EC2012-275

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
RIVERVIEW PLACE PARTNERSHIP
(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 Riverview Place Partnership of Charlottetown, Prince Edward Island to acquire a land holding of approximately eleven decimal seven (11.7) acres of land in Lot 32, Queens County, Province of Prince Edward Island, being acquired from Shaun MacIsaac and Heather MacIsaac, both of Charlottetown, Prince Edward Island and Michael Coady and Pauline Coady, both of Stratford, Prince Edward Island.

EC2012-276

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
RIVERVIEW PLACE 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 Riverview Place Inc. of Charlottetown, Prince Edward Island to acquire a land holding of approximately fifteen decimal six five (15.65) acres of land in Lot 32, Queens County, Province of Prince Edward Island, being acquired from Riverview Place Partnership of Charlottetown, Prince Edward Island.

EC2012-277

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PETITION TO ACQUIRE A LAND HOLDING
TRIPLE S 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 Triple S Farms Ltd. of O'Leary, Prince Edward Island to acquire a land holding of

approximately eighty-nine decimal four nine (89.49) acres of land in Lot 9, Prince County, Province of Prince Edward Island, being acquired from Powell Associates Ltd. of Charlottetown, Prince Edward Island, Receiver appointed by Bank of Nova Scotia, Mortgagee, PROVIDED THAT the said real property is identified for non-development use pursuant to the Land Identification Regulations (EC606/95) made under the said Act.

EC2012-278

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 234898, LOT 22, 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 forty (40) acres of land, being Provincial Property No. 234898 located in Lot 22, Queens County, Prince Edward Island and currently owned by Ronald Doiron and Inez Doiron, both of Hunter River, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately five (5) acres, and determined that following subdivision, identification for non-development use shall continue to apply to the new parcel and the remaining land.

This Order-in-Council comes into force on May 15, 2012.

EC2012-279

PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 280024, LOT 31, 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 (50) acres of land, being Provincial Property No. 280024 located in Lot 31, Queens County, Prince Edward Island and currently owned by J S R MacLean Ltd. of North Wiltshire, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately one decimal five (1.5) acres, 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 May 15, 2012.

EC2012-280

**PRINCE EDWARD ISLAND
LANDS PROTECTION ACT
PROPERTY NO. 889550, LOT 20, 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 ninety (90) acres of land, being Provincial Property No. 889550 located in Lot 20, Queens County, Prince Edward Island and currently owned by Skylane Farm Ltd. of Kensington, Prince Edward Island.

Council noted that this amendment will enable subdivision of a parcel of land of approximately two (2) acres, and determined that following subdivision, identification for non-development use shall continue to apply to the new lot and the remaining land.

This Order-in-Council comes into force on May 15, 2012.

EC2012-281

**PLANNING ACT
SUBDIVISION AND DEVELOPMENT REGULATIONS
AMENDMENT**

Pursuant to sections 8 and 8.1 of the *Planning Act* R.S.P.E.I. 1988, Cap. P-8, Council made the following regulations:

1. Table 12 of section 68 of the *Planning Act* Subdivision and Development Regulations (EC693/00) is amended

(a) by the revocation of the item governing applications for development site evaluations; and

(b) by the revocation of clause (1)(b) in the item governing applications for development permits and the substitution of the following:

development permit	(b) 250 sq. ft. (23.2 sq. m.) or greater but less than 10,000 sq. ft. / 929 sq. m.	(b) \$0.15 per sq. ft. / 0.09 sq. m.
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2. These regulations come into force on May 26, 2012.

EXPLANATORY NOTES

SECTION 1 eliminates an item for development site evaluations because those applications are no longer charged as a separate item, and increases the fee for a development permit for a new building, addition or relocation from 250 sq. ft. up to 10,000 sq. ft. from \$0.11 per sq. ft. to \$0.15 per sq. ft.

SECTION 2 provides for the commencement of these regulations.