

**EC2010-36**

EXECUTIVE COUNCIL ACT  
MINISTER OF FISHERIES, AQUACULTURE AND  
RURAL DEVELOPMENT  
AUTHORITY TO ENTER INTO AN AGREEMENT  
(AMENDMENT NO. 1  
AQUATIC INVASIVE SPECIES DEVELOPMENT PROJECT 2009-2010)  
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 Fisheries, Aquaculture and Rural Development to enter into an agreement with the Government of Canada, as represented by the Minister of Fisheries and Oceans, c/o Science Branch, Gulf Fisheries Centre, Moncton, New Brunswick, to amend the terms of the Aquatic Invasive Species Development Project 2009/10 to increase contribution amounts, such as more particularly described in the draft agreement.

**EC2010-37**

EXECUTIVE COUNCIL ACT  
MINISTER OF FISHERIES, AQUACULTURE AND  
RURAL DEVELOPMENT  
AUTHORITY TO ENTER INTO AN AGREEMENT  
(PEI MUSSEL AQUACULTURE  
PRODUCTIVITY IMPROVEMENT FUND II)  
WITH THE  
PRINCE EDWARD ISLAND AQUACULTURE ALLIANCE INC.

Pursuant to clause 10(d) of the *Executive Council Act* R.S.P.E.I. 1988, Cap. E-12 Council authorized the Minister of Fisheries, Aquaculture and Rural Development to enter into a Memorandum of Understanding with the Prince Edward Island Aquaculture Alliance Inc., to replace the agreement dated November 19, 2009 to amend the responsibilities of the parties and increase financial support for the PEI Mussel Aquaculture Productivity Improvement Fund II in fiscal year 2009/10, such as more particularly described in the draft agreement.

**EC2010-38**

FINANCIAL ADMINISTRATION ACT  
SPECIAL WARRANT  
(SUPPLEMENTARY EXPENDITURE FOR FISCAL YEAR 2009/10)  
DEPARTMENT OF FISHERIES, AQUACULTURE AND  
RURAL DEVELOPMENT

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 the Department of Fisheries, Aquaculture and Rural Development as follows:

Account Class	Account Name	Amount
<b>AQUACULTURE</b>		
0435-04299	Aquaculture Grants	<u>\$40,000.00</u>

Further, Council noted that this amount will be fully offset by revenue from the Department of Fisheries and Oceans under the terms of project funding through the Aquaculture Collaborative Research and Development Program.

**EC2010-39**

HIGHWAY TRAFFIC (CELL PHONE) AMENDMENT ACT  
DECLARATION RE

Under authority of section 4 of the *Highway Traffic (Cell Phone) Amendment Act* Stats. P.E.I. 2009, c. 9, Council ordered that a Proclamation do issue proclaiming the said "Highway Traffic (Cell Phone) Amendment Act" to come into force effective 23 January 2010.

**EC2010-40**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
MARIA DROST  
(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 Maria Drost of Toronto, Ontario to acquire a land holding of approximately one decimal nine five (1.95) acres of land in Lot 46, Kings County, Province of Prince Edward Island, being acquired from Drost Consulting Associates Inc. of Toronto, Ontario.

**EC2010-41**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
JOAN REDELBACK AND RICHARD EARL REDELBACK, JR.  
(TO RESCIND)

Council, having under consideration Order-in-Council EC2008-691 of 18 November 2008, rescinded the said Order forthwith, thus rescinding permission for Joan Redelback of Belfast, Prince Edward Island and Richard Earl Redelback, Jr. of Brooks, Alberta to acquire approximately fifty (50) acres of land in Lot 63, Kings County, Province of Prince Edward Island from the Estate of Laughlin McKenzie, late of Pembroke, Prince Edward Island.

**EC2010-42**

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

Council, having under consideration Order-in-Council EC2004-359 of 29 June 2004, rescinded the said Order forthwith, thus rescinding permission for Ching Brothers Inc. of Kingsboro, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to seven hundred (700) acres as part of the said corporation's aggregate land holdings.

**EC2010-43**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
APPLICATION TO LEASE LAND  
CHING BROTHERS INC.  
(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 Ching Brothers Inc. of Kingsboro, Prince Edward Island to acquire, by lease, an interest in a land holding or land holdings of up to two hundred and ninety-three decimal four (293.4) acres of land as part of the said corporation's aggregate land holdings PROVIDED THAT the said Ching Brothers Inc. 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.

**EC2010-44**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PETITION TO ACQUIRE A LAND HOLDING  
CHING BROTHERS 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 Ching Brothers Inc. of Kingsboro, Prince Edward Island to acquire a land holding of approximately one hundred and sixty-eight decimal six nine (168.69) acres of land in Lot 47, Kings County, Province of Prince Edward Island, being acquired from Complex Inc. of Souris, Prince Edward Island.

**EC2010-45**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PROPERTY NO. 293431, LOT 67, 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 one hundred (100) acres of land, being Provincial Property No. 293431 located in Lot 67, Queens County, Prince Edward Island and currently owned by Rose Valley Farms Inc. of Breadalbane, Prince Edward Island.

Council noted that this amendment will enable subdivision of

- (i) approximately three decimal nine one (3.91) acres SUBJECT TO the subdivided parcel being consolidated with two adjacent parcels, one parcel of approximately zero decimal two three (0.23) acres which is part of Provincial Property No. 293431 and the other of approximately zero decimal three eight (0.38) acres which is being subdivided from Provincial Property No. 293365, to create a new parcel of approximately four decimal five two (4.52) acres; and
- (ii) approximately one decimal two three (1.23) acres SUBJECT TO the subdivided parcel being consolidated with an adjacent parcel of approximately one decimal one six (1.16) acres which is part of 293431 and with a parcel of approximately zero decimal zero seven (0.07) acres which is being subdivided from Provincial Property No. 293365, to create a new parcel of approximately two decimal four six (2.46) acres.

Further, Council 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 12 January 2010.

**EC2010-46**

PRINCE EDWARD ISLAND  
LANDS PROTECTION ACT  
PROPERTY NO. 293365, LOT 67, 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-four decimal one (94.1) acres of land, being Provincial Property No. 293365 located in Lot 67, Queens County, Prince Edward Island and currently owned by Rose Valley Farms Inc. of Breadalbane, Prince Edward Island.

Council noted that this amendment will enable subdivision of

(i) approximately zero decimal three eight (0.38) acres SUBJECT TO the subdivided parcel being consolidated with two adjacent parcels, one parcel of approximately zero decimal two three (0.23) acres which is part of Provincial Property No. 293431 and the other parcel of approximately three decimal nine one (3.91) acres which is to be subdivided from Provincial Property No. 293431, to create a new parcel of approximately four decimal five two (4.52) acres; and

(ii) approximately zero decimal zero seven (0.07) acres SUBJECT TO the subdivided parcel being consolidated with an adjacent parcel of approximately one decimal one six (1.16) acres which is part of Provincial Property No. 293431 and with a parcel of approximately one decimal two three (1.23) acres which is to be subdivided from Provincial Property No. 293431, to create a new parcel of approximately two decimal four six (2.46) acres.

Further, Council 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 12 January 2010.

**EC2010-47**

PROVINCIAL COURT ACT  
JUDICIAL REMUNERATION REVIEW COMMISSION  
APPOINTMENT

Pursuant to clause 4.2(1)(c) of the *Provincial Court Act* R.S.P.E.I. 1988, Cap. P-25 Council made the following appointment:

<b>NAME</b>	<b>TERM OF APPOINTMENT</b>
as chairperson	
Cleve J. Myers, C.A. Fairview	5 January 2010 to 30 June 2012

**EC2010-48**

ENVIRONMENTAL PROTECTION ACT  
 ENVIRONMENTAL ADVISORY COUNCIL  
 APPOINTMENTS

Pursuant to section 4 of the *Environmental Protection Act* R.S.P.E.I. 1988, Cap. E-9, Council made the following appointments:

NAME	TERM OF APPOINTMENT
Richard Davies Flat River (vice Dr. James Kemp, term expired)	12 January 2010 to 12 January 2013
Daryl Guignon DeSable (vice Elmer MacDonald, term expired)	12 January 2010 to 12 January 2013
Neil Harpham Charlottetown (vice Murray Cook, term expired)	12 January 2010 to 12 January 2013
member nominated by the Federation of Prince Edward Island Municipalities	
Diane Griffin Stratford (vice Mel Gass, term expired)	12 January 2010 at pleasure

**EC2010-49**

EXECUTIVE COUNCIL ACT  
 MINISTER OF AGRICULTURE  
 AUTHORITY TO ENTER INTO AN AGREEMENT  
 (AGRIFLEXIBILITY AGREEMENT)  
 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 an agreement with the Government of Canada, as represented by the Minister of Agriculture and Agri-Food, to set out terms and conditions for funding pursuant to the Agriculture Flexibility (AgriFlexibility) Fund of eligible initiatives to be implemented to strengthen and diversify the agriculture sector in Prince Edward Island, such as more particularly described in the draft agreement.