

Royal Gazette

Prince Edward Island

Postage paid in cash at First Class Rates

PUBLISHED BY AUTHORITY

VOL. CXXXIV - NO. 20

Charlottetown, Prince Edward Island, May 17, 2008

CANADA

PROVINCE OF PRINCE EDWARD ISLAND IN THE SUPREME COURT - ESTATES DIVISION

TAKE NOTICE that all persons indebted to the following estates must make payment to the personal representative of the estates noted below, and that all persons having any demands upon the following estates must present such demands to the representative within six months of the date of the advertisement:

Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
BLUE, Alden Angus Hopefield Kings Co., PE May 17, 2008 (20-33)*	Marjorie Louise Blue (EX.)	Cox & Palmer PO Box 516 Montague, PE
CARRAGHER, Joseph Alton Miminegash Prince Co. PE May 17, 2008 (20-33)*	Terry Carragher (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
LeLACHEUR, Bartholomew Machon Murray Harbour Kings Co., PE May 17, 2008 (20-33)*	William C. White (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
MORRISON, Mary Noreen Grand River Prince Co., PE May 17, 2008 (20-33)*	Margaret (Peggy) Eileen Arsenault (EX.)	Boardwalk Law Office 220 Water Street Parkway Charlottetown, PE
MYERS, Doris Marjorie Charlottetown Queens Co., PE May 17, 2008 (20-33)*	Sandra Dianne (Myers) Thorne (EX.)	Reagh & Reagh 17 West Street Charlottetown, PE
DAVEY, Evelyn Mary Sherwood	David Larter (AD.)	Philip Mullally Law Office PO Box 2560

**Indicates date of first publication in the Royal Gazette.*

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<http://www.gov.pe.ca/royalgazette>

**CANADA
PROVINCE OF PRINCE EDWARD ISLAND
IN THE SUPREME COURT - ESTATES DIVISION**

TAKE NOTICE that all persons indebted to the following estates must make payment to the personal representative of the estates noted below, and that all persons having any demands upon the following estates must present such demands to the representative within six months of the date of the advertisement:

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Queens Co., PE (Formerly of Murray Harbour, Kings Co., PE) May 17, 2008 (20-33)*		Charlottetown, PE
ROOT, Carol Ann Summerside Prince Co., PE May 17, 2008 (20-33)*	Terry Root (AD.)	Cox & Palmer 82 Summer Street Summerside, PE
BROOKS, Eugene Russel Claire Truro Colchester Co., NS May 10, 2008 (19-32)	Bradley E. W. Brooks (EX.)	Birt & McNeill 138 St. Peters Road Charlottetown, PE
ELLIS, James Frederick Northam Prince Co., PE May 10, 2008 (19-32)	Cecile Marie Ellis (EX.)	McLellan Brennan PO Box 35 Summerside, PE
JONES, Cyril F. Pownal Queens Co., PE May 10, 2008 (19-32)	Paulette Muriel Jones Heather Evelyn Jones (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
MacDONALD, Alonzo Burhoe Belle River Queens Co., PE May 10, 2008 (19-32)	Miriam Hancock (EX.)	Cox & Palmer PO Box 516 Montague, PE
EDWARDS, Alice P. Hampshire Queens Co., PE May 10, 2008 (19-32)	Ralph Edwards (AD.)	Campbell Lea PO Box 429 Charlottetown, PE
GAY, Charles R. Hazelbrook Queens Co., PE May 10, 2008 (19-32)	Sarah Ann Gay (AD.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
ACORN, Fred Martin Montague	Wade Acorn Blair Acorn (EX.)	Cox & Palmer PO Box 516

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Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
Kings Co., PE May 3, 2008 (18-31)		Montague, PE
ARSENAULT, Joseph Alphonse Mermaid Queens Co., PE May 3, 2008 (18-31)	Cindy Lee Arsenault (EX.)	Boardwalk Law Offices 220 Water Street Parkway Charlottetown, PE
DIBLING, Joan Margate, PE May 3, 2008 (18-31)	Andrew M. Dibling (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
GORMLEY, Laurie E. Charlottetown Queens Co., PE May 3, 2008 (18-31)	Virginia Lynn VanDerVelden Linda Hansen (EX.)	The Law Office of Kathleen Loo Craig PO Box 11 Summerside, PE
LELACHEUR, Myrtle B Georgetown Essex Co. Massachusetts, USA May 3, 2008 (18-31)	Seton J. LeLacheur (EX.)	Cox & Palmer PO Box 516 Montague, PE
LEMAY, Marjolaine Stratford Queens Co., PE May 3, 2008 (18-31)	Marie-France Myers (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
MacDONALD, Evelyn Patricia Mount Stewart Queens Co., PE May 3, 2008 (18-31)	Sharon Kelly (EX.)	Boardwalk Law Offices 220 Water Street Parkway Charlottetown, PE
McGILL, Pia (Elgaard) Toronto Ontario May 3, 2008 (18-31)	Charles Anthony Beal (EX.)	Cox & Palmer PO Box 516 Montague, PE
MYERS, Rita Mable Ann Charlottetown Queens Co., PE May 3, 2008 (18-31)	Faustina Gallant (aka Fostina Gallant) Sheila Coady (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
SWINAMER, Paul E. Woburn	Evelyn M. Swinamer (EX.)	T. Daniel Tweel PO Box 3160

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PROVINCE OF PRINCE EDWARD ISLAND
IN THE SUPREME COURT - ESTATES DIVISION**

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Middlesex Co. Massachusetts, USA May 3, 2008 (18-31)		Charlottetown, PE
TRAINOR, Stephen Lawrence (aka Stephen L. Trainor) Stanchel Queens Co., PE May 3, 2008 (18-31)	Marcel (Marcellus) Trainor (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
MONTGOMERY, John Norman Summerside Prince Co., PE May 3, 2008 (18-31)	Kathy Montgomery (AD.)	David R. Hammond, QC 740A Water Street E. Summerside, PE
BRADLEY, Wilfred Francis South Melville Queens Co., PE April 26, 2008 (17-30)	Emmett Bradley Mary Paquet (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
DEWAR, G. Jean Charlottetown Queens Co., PE April 26, 2008 (17-30)	John W. Maynard Brian Dewar (EX.)	Key McKnight & Maynard PO Box 177 O'Leary, PE
HOLMES, Sharon Brampton Ontario April 26, 2008 (17-30)	Colin David Holmes Scott Holmes (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
MOORE, Myrna Harriet High Bank Kings Co., PE April 26, 2008 (17-30)	Kent Clements (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
SANGSTER, Julia M. Charlottetown Queens Co., PE April 26, 2008 (17-30)	Angela Stephens (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
BELL, Roy Edward Lower Montague	Douglas Matheson Selwyn McAssey (AD.)	Carr Stevenson & MacKay PO Box 522

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PROVINCE OF PRINCE EDWARD ISLAND
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Kings Co., PE April 26, 2008 (17-30)		Charlottetown, PE
BUOTE, David Arthur Edmonton Alberta April 19, 2008 (16-29)	Joan Carol Buote (EX.)	Macnutt & Dumont PO Box 965 Charlottetown, PE
DICKIESON, Phyllis Ethel New Glasgow Queens Co., PE April 19, 2008 (16-29)	Leith Dickieson (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent St. Charlottetown, PE
DOYLE, Bernard Vincent Mount Stewart Queens Co., PE April 19, 2008 (16-29)	Earl V. Doyle (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
ELLSWORTH, Robert Francis Woodvale Prince Co., PE April 19, 2008 (16-29)	Dorothy Marie Ellsworth (EX.)	Cox & Palmer PO Box 40 Alberton, PE
FOLEY, Gerard Joseph Summerside Prince Co., PE April 19, 2008 (16-29)	Margaret Foley (EX.)	Key McKnight & Maynard PO Box 1570 Summerside, PE
JAY, Lily Pearl Stratford Queens Co., PE April 19, 2008 (16-29)	Lynda Landry Gloria Jay (EX.)	T. Daniel Tweel PO Box 3160 Charlottetown, PE
LOCKERBY, Lloyd K. Hamilton Prince Co., PED. April 19, 2008 (16-29)	Earle Lockerby Wayne Lockerby Ian Lockerby (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
MOLYNEAUX, Hilda G. Cornwall Queens Co., PE April 19, 2008 (16-29)	Barrie P. Stevenson Vance Molyneaux (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
WALSH, George Elliotvale	Brenda Coles (EX.)	Carr Stevenson & MacKay PO Box 522

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Kings Co., PE April 19, 2008 (16-29)		Charlottetown, PE
MacDONALD, Donalda Marie Little Pond Kings Co., PE April 19, 2008 (16-29)	Reggie MacDonald (AD.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
AYLWARD, Fr. Francis Phelan Charlottetown Queens Co., PE April 12, 2008 (15-28)	Fr. Austin Bradley Fr. Daniel Wilson (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
CARR, George Stanley Bridge Breadalbane RR Queens Co., PE April 12, 2008 (15-28)	Margaret Cole David Cole (EX.)	Lyle & McCabe PO Box 300 Summerside, PE
YOUNG, Mary Janet Stanley Bridge Queens Co., PE April 12, 2008 (15-28)	Rosemary Janet Hossack (EX.)	Matheson & Murray PO Box 875 Charlottetown, PE
MacLAREN, Beachard St. Peters Bay Kings Co., PE April 12, 2008 (15-28)	Lorne MacLaren (AD.)	Boardwalk Law Offices 220 Water Street Parkway Charlottetown, PE
SWANSTON, Mary Kathleen Charlottetown Queens Co., PE April 12, 2008 (15-28)	Father Arthur O'Shea (AD.)	T. Daniel Tweel PO Box 3160 Charlottetown, PE
BUCHANAN, John Alonzo Head of Montague Kings Co., PE April 5, 2008 (14-27)	Eva Buchanan (EX.)	Cox & Palmer PO Box 516 Montague, PE
FERGUSON, Avarid Bell Hampton Queens Co., PE April 5, 2008 (14-27)	Laura Marie Ferguson (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
TUCKER, Margaret	Christopher Marshall	Stewart McKelvey Stirling Scales

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Charlottetown Queens Co., PE April 5, 2008 (14-27)	Tucker (EX.)	PO Box 2140 Charlottetown, PE
HARDING, Louis Quinn Charlottetown Queens Co., PE April 5, 2008 (14-27)	Jessie Harding (AD.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
MUTCH, Robert Lloyd Mount Herbert Queens Co., PE April 5, 2008 (14-27)	Jonathan Robert Mutch David Lloyd Mutch Georgina Ruth Vardy Rebecca Helen Mutch (AD.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
JOHNSTON, John Arnold Kinkora Prince Co., PE March 29, 2008 (13-26)	Sandra Peters (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
YANNI, Margaret Gertrude Charlottetown Queens Co., PE March 29, 2008 (13-26)	Margaret (Marg) Fitzpatrick (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
MacPHEE, Francis A. Bayfield Kings Co., PE March 29, 2008 (13-26)	Russell MacPhee (AD.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
BAGLOLE, James <u>David</u> Bonshaw RR#3 Queens Co., PE March 22, 2008 (12-25)	Elaine Olga Baglole (EX.)	McLellan Brennan PO Box 35 Summerside, PE
BOUDREAU, Reginald R. St. Charles Kings Co., PE March 22, 2008 (12-25)	Mildred Gallant (EX.)	Cox & Palmer PO Box 516 Montague, PE
HASHEM, Amal N. Charlottetown Queens Co., PE March 22, 2008 (12-25)	Linda Hashem (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
STEWART, Helen Catherine	Norman Fulton Stewart (EX.)	Reagh & Reagh

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Hamilton McCoubrey Charlottetown Queens Co., PE March 22, 2008 (12-25)		17 West Street Charlottetown, PE
JENKINS, Bennett "Moyses" Summerside Prince Co., PE March 22, 2008 (12-25)	Jonathan Jenkins (AD.)	Lyle & McCabe PO Box 300 Summerside, PE
SMITH, Patrick Justin Kinkora Prince Co., PE March 15, 2008 (11-24)	Bernard McCabe (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
ADAMOWICZ, Robert Francis Bedford New Hampshire, USA March 15, 2008 (11-24)	Mary-Julie Adamowicz (AD.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
JONES, Janet Ellen Pownal Queens Co., PE March 15, 2008 (11-24)	Paulette Muriel Jones Heather Evelyn Jones (AD.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
ARBING, Joseph Daniel Halifax Nova Scotia March 8, 2008 (10-23)	Anna C. Steele-Arbing (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
ATKINSON, Thelma Elizabeth Charlottetown Queens Co., PE March 8, 2008 (10-23)	Ron Atkinson Elizabeth Horne (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
BURKE, Vernon Leigh Charlottetown Queens Co., PE March 8, 2008 (10-23)	Robert Leigh Burke (EX.)	Matheson & Murray PO Box 875 Charlottetown, PE
DOUGLAS, Howard Woodrow Charlottetown Queens Co., PE March 8, 2008 (10-23)	Robert H. Hyndman Ralph Green (EX.)	Matheson & Murray PO Box 875 Charlottetown, PE
GRANT, Remegius A. D.	Catherine (Kay) M.	Birt & McNeill

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Souris Kings Co., PE March 8, 2008 (10-23)	Grant (EX.)	138 St. Peters Road Charlottetown, PE
MacINTYRE, Annie Matilda Charlottetown Queens Co., PE March 8, 2008 (10-23)	Anne Veronica Millar (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
MacLURE, Dorothy Mae Charlottetown Queens Co., PE March 8, 2008 (10-23)	Mary MacKenzie (EX.)	Matheson & Murray PO Box 875 Charlottetown, PE
STEWART, James Alden Brudenell Kings Co., PE March 8, 2008 (10-23)	Verna Pidgeon (EX.)	Reagh & Reagh 17 West Street Charlottetown, PE
TURNER, Jean A. Winsloe Queens Co., PE March 8, 2008 (10-23)	Alan Turner Dorothy Smith (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
WILSON, Harold Ernest Cornwall Queens Co., PE March 8, 2008 (10-23)	Adam Wilson (EX.)	Stewart McKelvey Stirling Scales PO Box 2140 Charlottetown, PE
CARRAGHER, John Emmett Kelly's Cross Queens Co., PE March 8, 2008 (10-23)	Gerianne Carragher (AD.)	Boardwalk Law Offices 220 Water Street Charlottetown, PE
JAY, Donald George Charlottetown Queens Co., PE March 8, 2008 (10-23)	Linda Farrar Alfred Jay (AD.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
COADY, Joseph Allan Cornwall Queens Co., PE March 1, 2008 (09-22)	Anna Suzanna Kathleen Coady (EX.)	Paul J. D. Mullin, QC 4 Great George Street Charlottetown, PE
HAMBLY, William L.	William R. (Bill) Hambly	Stewart McKelvey Stirling Scales

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Kinlock Queens Co., PE March 1, 2008 (09-22)	Wayne Hambly Katherine Hambly (EX.)	PO Box 2140 Charlottetown, PE
LACEY, Eileen Joan Dundas Ontario March 1, 2008 (09-22)	Vincent Peter Lacey (EX.)	MacKinnon Law Associates 860 Queenston Road Stoney Creek, ON
MARCHE, Bernice Regis Dartmouth Nova Scotia March 1, 2008 (09-22)	Vincent Camillus Marche (EX.)	Ramsay & Clark PO Box 96 Charlottetown, PE
BOLGER, Floris Margaret Charlottetown Queens Co., PE February 23, 2008 (08-21)	Rea Lane (EX.)	E. W. Scott Dickieson Law Office PO Box 1453 Charlottetown, PE
MacDONALD, Charles Fred Darnley Prince Co., PE February 23, 2008 (08-21)	Adam James MacDonald (EX.)	Adam MacDonald Apt. 53, 40 Kent Street Charlottetown, PE
PETERS, Claire "Gertrude" Charlottetown Queens Co., PE February 23, 2008 (08-21)	Anne Millar Patrick McMurray (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
ROPER, James Louis Waldren Charlottetown Queens Co., PE February 23, 2008 (08-21)	Anne McMullin (EX.)	E. W. Scott Dickieson Law Office PO Box 1453 Charlottetown, PE
WOOLNOUGH, Hilda Mary Breadalbane Queens Co., PE February 23, 2008 (08-21)	Lee Jane Wiencki Daniel George Hopkins John Robert Hopkins (EX.)	Macnutt & Dumont PO Box 965 Charlottetown, PE
CANNON, George E. Victoria Queens Co., PE February 16, 2008 (07-20)	Jason G. Cannon (EX.)	T. Daniel Tweel PO Box 3160 Charlottetown, PE
DAVIS, Gerald Michael (also	Lynn Burke-Davis (EX.)	Macnutt & Dumont

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known as Gary Davis) Charlottetown Queens Co., PE February 16, 2008 (07-20)		PO Box 965 Charlottetown, PE
GILL, George Basil Mount Herbert Queens Co., PE February 16, 2008 (07-20)	Mary C. Gill (EX.)	Cox & Palmer PO Box 486 Charlottetown, PE
MacDOUGALL, Roma N. Argyle Shore Queens Co., PE February 16, 2008 (07-20)	Fraser MacDougall (EX.)	The Law Office of Kathleen Loo Craig PO Box 11 Summerside, PE
MacKINNON, Edward Louis St. Peters Kings Co., PE February 16, 2008 (07-20)	Lois C. MacKinnon (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
MacLEOD, Wendell Matheson Forest Hill, St. Peters Bay RR#3 Kings Co., PE February 16, 2008 (07-20)	Kent Poole (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
McIVER, A. Kathleen Charlottetown Queens Co., PE February 16, 2008 (07-20)	Jean Ronahan Mary Claire Saunders Susan Ashley (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
NICHOLSON, Robert Alexander Mississauga Ontario February 16, 2008 (07-20)	Lori Lynn Nielsen (EX.)	E. W. Scott Dickieson Law Office PO Box 1453 Charlottetown, PE
CONWAY, Daniel Souris Kings Co., PE February 16, 2008 (07-20)	Debra Mahar (AD.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE

**NOTICE OF CHANGE
OF CORPORATE NAME**

Companies Act

R.S.P.E.I. 1988, CAP. C-14, S. 81.1

Public Notice is hereby given that under the *Companies Act* the following corporation has changed its corporate name:

Former Name GATEWAY FLAPJACKS CO.
LTD.

New Name LIGHTHOUSE FOOD
PRODUCTS LTD.

Effective Date: May 05, 2008

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NOTICE OF DISSOLUTION

Partnership Act

R.S.P.E.I. 1988, Cap. P-1

Public Notice is hereby given that a Notice of Dissolution has been filed under the *Partnership Act* for each of the following:

Name: SEABREEZE COTTAGES &
SUITES

Owner: CHANDLER BUTLER
INVESTMENTS INC.

Registration Date: May 05, 2008

Name: THE STOCKROOM

Owner: GRAND & TOY LIMITED

Registration Date: May 06, 2008

Name: ISLAND LIFERAFTS RENTALS

Owner: TREASURE ISLAND INC.

Registration Date: May 09, 2008

Name: BURGER KING SCHOLARS

Owner: BURGER KING/MCLAMORE
FOUNDATION

Registration Date: May 06, 2008

Name: BY THE BAY FISH MART

Owner: Francis O'Hanley
Sheryll O'Hanley

Registration Date: May 06, 2008

Name: CAPESIDE RENTALS

Owner: Valerie Flannery
Robert Flannery

Registration Date: May 07, 2008

Name: DOWNTOWN CONVENIENCE
STORE

Owner: Soroush Yazdani-Sisan

Registration Date: May 02, 2008

Name: EAST RIVER SHELLFISH

Owner: Marie O'Shea
Dennis O'Shea

Registration Date: May 08, 2008

Name: FORE! PUBLICATIONS

Owner: Melissa Josey
Mark Simmons
Tom Girvan

Registration Date: May 13, 2008

Name: SERENDIPITY BOUTIQUE

Owner: Ruth Van Duiven

Registration Date: May 12, 2008

Name: SUPERIOR LAWNCARE &
MAINTENANCE

Owner: Nathan Praught

Registration Date: May 09, 2008

Name: TAKE IT AWAY

Owner: Jerry Laird

Registration Date: May 05, 2008

Name: TOP NOTCH CHARTERS

Owner: Mark Jenkins

Registration Date: May 07, 2008

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**NOTICE OF GRANTING
LETTERS PATENT**

Companies Act

R.S.P.E.I. 1988, Cap. C-14, s.11,

Public Notice is hereby given that under the *Companies Act* Letters Patent have been issued by the Minister to the following:

Name: 101035 P.E.I. INC.
9110 Cavendish Road
Cavendish

Hunter River R.R.2, PE C0A 1N0

Incorporation Date: May 01, 2008

Name: 101041 P.E.I. INC.

85 Red Shore Lane
Ellerslie, PE C0B 1J0

Incorporation Date: May 01, 2008

Name: 101042 P.E.I. INC.
Rusticoville
R R # 2
Hunter River, PE C0A 1N0
Incorporation Date: May 06, 2008

Name: BUCHANAN ELECTRIC INC.
368 Driscoll Street
Summerside, PE C1N 6N2
Incorporation Date: May 05, 2008

Name: CENTREWOOD HOLSTEINS LTD.
56 Centrewood Lane
R R # 4
Kensington, PE C0B 1M0
Incorporation Date: May 01, 2008

Name: CENTREWORKS INC.
145 Richmond Street
Charlottetown, PE C1A 1J1
Incorporation Date: May 01, 2008

Name: CONFEDERATION FOOD
SERVICES LTD.
134 Kent Street
Charlottetown, PE C1A 1N3
Incorporation Date: May 02, 2008

Name: DOWNTOWN CONVENIENCE INC.
54 Queen Street
Charlottetown, PE C1A 4A6
Incorporation Date: May 02, 2008

Name: JELLEY CAPITAL (2008) INC.
8885 Cavendish Road
P.O. Box 860
Kensington, PE C0B 1M0
Incorporation Date: May 02, 2008

Name: MOJA HOLDINGS INC.
P.O. Box 88
Kensington, PE C0B 1M0
Incorporation Date: May 08, 2008

Name: MR. JAG LTD.
513 B North River Road
Charlottetown, PE C1E 1J6
Incorporation Date: May 08, 2008

Name: P&C ISLAND INVESTMENTS LTD.
38 Lower Malpeque Road
Box 20158
Charlottetown, PE C1E 9E3
Incorporation Date: May 07, 2008

Name: PROUD PROPERTIES INC.
3 Elana Court
Charlottetown, PE C1C 0B2
Incorporation Date: May 12, 2008

Name: SUMMERSIDE & AREA
ACCOMMODATION GROUP INC.
618 Water Street East
Summerside, PE C1N 4H7
Incorporation Date: April 30, 2008

Name: THE PINES BED & BREAKFAST
INC.
31 Riverside Drive
P.O. Box 1606
Montague, PE C0A 1R0
Incorporation Date: May 08, 2008

Name: TOP NOTCH CHARTERS INC.
6 Starling Crescent
Stratford, PE C1B 2E6
Incorporation Date: May 07, 2008

Name: WEST PRINCE TIRED IRON
ANTIQUE CLUB 2008 INC.
38105 Route 2
Bloomfield
O'Leary, PE C0B 1V0
Incorporation Date: April 30, 2008

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NOTICE OF GRANTING SUPPLEMENTARY LETTERS PATENT

Companies Act

R.S.P.E.I. 1988, Cap. C-14, s.18, s.3

Public Notice is hereby given that under the
Companies Act supplementary letters patent have
been issued by the Minister to the following:

Name: BERNARD'S WELDING LTD.
Purpose To increase the authorized capital.
Effective Date: May 05, 2008

Name: COLLINGS CONSTRUCTION LTD.
Purpose To increase the authorized capital.
Effective Date: May 07, 2008

Name: CREATIVE CHILD CARE CENTRE
INC.
Purpose To increase the authorized capital.
Effective Date: May 09, 2008

Name: INVESTMENT ADVISORY SERVICES
 Purpose To increase the authorized capital.
 Effective Date: May 07, 2008

Name: NORTH ATLANTIC ORGANICS LTD.
 Purpose To increase the authorized capital.
 Effective Date: May 09, 2008

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NOTICE OF REGISTRATION

Partnership Act

R.S.P.E.I. 1988, Cap. P-1, s.52 and s.54(1)

Public Notice is hereby given that the following Declarations have been filed under the *Partnership Act*:

Name: GELATO GO ROUND
 Owner: ACTION ATTRACTIONS LTD.
 82 Broadway St. N.
 Kensington, PE C0B 1M0
 Registration Date: May 07, 2008

Name: DOWNTOWN CONVENIENCE STORE
 Owner: DOWNTOWN CONVENIENCE INC.
 54 Queen Street
 Charlottetown, PE C1A 4A6
 Registration Date: May 02, 2008

Name: TAKE IT AWAY
 Owner: LAIRD GARDENERS INC.
 R R # 1, Cardigan, PE C0A 1G0
 Registration Date: May 05, 2008

Name: REALTY ADVANTAGE
 Owner: 101036 P.E.I. INC.
 500 Queen Street, Suite 208
 Charlottetown, PE C1A 8K9
 Registration Date: May 06, 2008

Name: SEABREEZE COTTAGES & SUITES
 Owner: W.I.N. HOLDINGS INC.
 118 Sydney Street
 Charlottetown, PE C1A 1G4
 Registration Date: May 07, 2008

Name: GETAWAY DRIVE IN
 Owner: MR. JAG LTD.
 R R # 2, Montague, PE C0A 1R0
 Registration Date: May 08, 2008

Name: PAUL'S FACILITY MAINTENANCE GROUP
 Owner: P&C ISLAND INVESTMENTS LTD.
 38 Lower Malpeque Road
 Box 20158
 Charlottetown, PE C1E 9E3
 Registration Date: May 12, 2008

Name: SERENDIPITY BOUTIQUE
 Owner: VECTOR BIO-TECH SOLUTIONS INC.
 RR #1, Belle River, PE C0A 1B0
 Registration Date: May 12, 2008

Name: ABSOLUTE CUSTOM KITCHENS
 Owner: Gordon Gotell
 P.O. Box 195
 Georgetown, PE C0A 1L0
 Owner: Carter Gotell
 P.O. Box 147
 Georgetown, PE C0A 1L0
 Registration Date: May 06, 2008

Name: BY THE BAY FISH MART
 Owner: Sheryll O'Hanley
 P.O. Box 4, St. Peters, PE C0A 2B0
 Registration Date: May 06, 2008

Name: CAFÉ AMPERSAND
 Owner: Matthew Richard
 44 Celtic Lane
 Stratford, PE C1B 1L1
 Registration Date: May 08, 2008

Name: CAFÉ AT THE POINT
 Owner: Tamy Peters
 280 Munns Road
 Souris, PE C0A 2B0
 Registration Date: May 08, 2008

Name: CAFÉ DIEM 2008
 Owner: Mamdouh Elgharib
 92 Queen Elizabeth Drive
 Charlottetown, PE C1A 3A9
 Owner: Margot Elgharib
 92 Queen Elizabeth Drive
 Charlottetown, PE C1A 3A9
 Registration Date: May 05, 2008

Name: CAPESIDE RENTALS
 Owner: Valerie Flannery
 61 Cape Road
 North Lake, PE C0A 2B0
 Registration Date: May 07, 2008

Name: CITY DINER
Owner: Susanne Buote
64 Douglas Street
Charlottetown, PE C1A 2J2
Registration Date: May 06, 2008

Name: CLAM DIGGERS
Owner: Don Taylor
Georgetown, PE C0A 1L0
Owner: Peter Llewellyn
Georgetown, PE C0A 1L0
Registration Date: May 05, 2008

Name: CLARA DRIVE BEACH HOUSE
Owner: Dawn MacCormack
764 East Baltic Road
East Baltic, PE C0A 2B0
Registration Date: May 06, 2008

Name: DOWN THE RABBIT HOLE
Owner: Linda MacLellan
R R # 1, Mount Stewart, PE C0A 1T0
Registration Date: May 09, 2008

Name: DOWNEAST COMMUNICATIONS
Owner: Martin MacKay
230 Dickie Road
Borden, PE C0B 1X0
Registration Date: May 09, 2008

Name: EAST RIVER SHELLFISH
Owner: Marie O'Shea
Glenfinnan, 2873 Fort Augustus Road
Charlottetown RR 5, PE C1A 7J8
Registration Date: May 08, 2008

Name: EDWOOD POST AND BEAM
Owner: Joe Wood
30 Victory Avenue
Charlottetown, PE C1A 5G1
Registration Date: May 12, 2008

Name: FBP (FINALLY BIOPRODUCTS)
Owner: Steve Hanham
6 Ducks Landing
Stratford, PE C1B 2X8
Registration Date: May 12, 2008

Name: FORAGE
Owner: Anita Price
3211 County Line Road
P.O. Box 950
Kensington, PE C0B 1M0
Registration Date: May 02, 2008

Name: HAMID'S PLANET FUN
Owner: Mohammad Jafar Eftekhari
45 Bardin Crescent
Charlottetown, PE C1E 1N3
Owner: Hamid Sanayie
34 Marion Drive
Stratford, PE C1B 2A3
Registration Date: May 02, 2008

Name: HARBOURSIDE HAMMOCKS
Owner: Courtney Gallant
173 Hanover Street
Summerside, PE C1N 1E7
Registration Date: May 02, 2008

Name: HORIZON TOURS
Owner: Augustus Pater
132 Kinlock Road
Stratford, PE C1B 1C7
Registration Date: May 07, 2008

Name: JEFF HUGHES GOLF
Owner: Jeff Hughes
Montague, PE C0A 1R0
Registration Date: May 12, 2008

Name: L & B DEVELOPMENTS
Owner: Boyce Costello
50 East River Drive
Stratford, PE C1B 2E4
Owner: Scott McEwen
5 Cornerstone Drive
Cornwall, PE C0A 1H0
Registration Date: May 02, 2008

Name: MIRAWOOD BED & BREAKFAST
Owner: Lori Marie Westberg
90 Linkletter Ave.
Box 3950
Central Bedeque, PE C0B 1G0
Owner: Allan Raymond Westberg
90 Linkletter Ave.
Box 3950
Central Bedeque, PE C0B 1G0
Registration Date: May 07, 2008

Name: NATURE FENCE
Owner: Nathan Cheverie
1020 Souris River Road
Souris, PE C0A 2B0
Registration Date: May 12, 2008

Name: PINEAU'S BOTTLE EXCHANGE
 Owner: Wade Pineau
 84 Timber Lane
 P.O. Box 189
 North Rustico, PE C0A 1X0
 Registration Date: May 09, 2008

Name: POWER HOUSE MAINTENANCE
 Owner: Corey MacArthur
 RR #2
 Cornwall, PE C0A 1H0
 Registration Date: May 05, 2008

Name: REDBORN HOUSE
 Owner: Stefan S. Borenstein
 1414 Drummond
 Suite 821
 Montreal, PQ H3G 1W1
 Registration Date: May 07, 2008

Name: RIVERVIEW COUNTRY MARKET
 Owner: David Viaene
 R R # 1, Belfast, PE C0A 1A0
 Owner: Rose Viaene
 R R # 1, Belfast, PE C0A 1A0
 Registration Date: May 07, 2008

Name: SEA QUEST ADVENTURES
 Owner: John Atkins
 R R # 1, Mount Stewart, PE C0A 1T0
 Registration Date: May 07, 2008

Name: STRAPSECRET
 Owner: Innovation Acres Inc.
 R R # 1
 Pownal, PE C0A 1Z0
 Registration Date: May 09, 2008

Name: SUPERIOR LAWN CARE
 Owner: Shawn Gallant
 1063 Church Road
 Wheatley River RR #3
 Hunter River, PE C0A 1N0
 Owner: Nathan Praught
 932 New Orleans Road
 St. Patricks RR #1
 Hunter River, PE C0A 1N0
 Registration Date: May 09, 2008

Name: T.R. LAWN CARE
 Owner: Trent Ross Cousins
 4205 Rte. 20
 R R # 2, Kensington, PE C0B 1M0
 Registration Date: May 02, 2008

Name: THE MASTER'S TOUCH
 Owner: Pierre Girardin
 130 Old Town Road
 Tryon RR 2
 Crapaud, PE C0A 1J0
 Registration Date: May 05, 2008

Name: TWIN STABLES
 Owner: Tammy Morris
 P.O. Box 27
 Route #225
 North Wiltshire, PE C0A 1Y0
 Registration Date: May 08, 2008

Name: WATERVIEW AUTO SALES
 Owner: Robin S. Clark
 1427 Waterview Road
 Summerside, PE C1N 4J8
 Owner: Jonathan MacKinnon
 124 Burkeshire Drive
 Summerside, PE C1N 6C5
 Registration Date: May 07, 2008

Name: WEDDING FLOWERS BY KATE
 Owner: Kathleen Waite
 4 Centennial Drive
 P.O. Box 456
 Kensington, PE C0B 1M0
 Registration Date: May 08, 2008

Name: YOUR DESIGN PLUS
 Owner: Bethany Cudmore
 23 Spruce Crt.
 R R # 9
 Brackley Beach, PE C1E 1Z3
 Registration Date: May 02, 2008

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NOTICE OF REVIVED COMPANIES

Companies Act

R.S.P.E.I. 1988, Cap. C-14 s.73

Public Notice is hereby given that under the *Companies Act* the following companies have been revived:

Name: D & D AUTO SALES LTD.
 Effective Date: May 08, 2008

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NOTICE

PUBLIC NOTICE is hereby given that under the provisions of the *Co-operative Associations Act*, a Certificate of Incorporation bearing date the 7th day of May, 2008 has been granted to **Bonshaw Hall Co-operative Limited** with head office in Bonshaw, Prince Edward Island.

DATED at Charlottetown this **7th** day of **May, 2008**.

Katharine Tummon
Registrar

20**NOTICE
CHANGE OF NAME**

Be advised that a name change under the *Change of Name Act* S.P.E.I. 1997, C-59 was granted as follows:

Former Name: **Anna Eileen Nolan**
Address: Civic # 6 Grand Tracadie
York P.O.
PEI, C0A 1P0
Present Name: **Arlene Anne Nolan**
April 28, 2008

T.A. Johnston
Director of Vital Statistics

20**NOTICE
CHANGE OF NAME**

Be advised that a name change under the *Change of Name Act* S.P.E.I. 1997, C-59 was granted as follows:

Former Name: **Jan Daniel Borczynski**
Address: 118 East Drive
Summerside, PEI
C1N 4E4
Present Name: **Brian Grant**
April 30, 2008

T.A. Johnston
Director of Vital Statistics

20**NOTICE
CHANGE OF NAME**

Be advised that a name change under the *Change of Name Act* S.P.E.I. 1997, C-59 was granted as follows:

Former Name: **Tamara Elizabeth Anne Campbell**
Address: 488 St. Andrews Pt. Road
R.R. # 2

<http://www.gov.pe.ca/royalgazette>

Montague, PEI
C0A 1R0

Present Name: **Tamara Elizabeth Anne Wight**

April 30, 2008

T.A. Johnston
Director of Vital Statistics

20**NOTICE
CHANGE OF NAME**

Be advised that a name change under the *Change of Name Act* S.P.E.I. 1997, C-59 was granted as follows:

Former Name: **Kristina Kathy Wuensch**
Address: 24 Hawthorne Avenue
Charlottetown, PEI
C1A 5Y1
Present Name: **Kristina Kathy Woikin**
April 29, 2008

T.A. Johnston
Director of Vital Statistics

20**NOTICE
CHANGE OF NAME**

Be advised that a name change under the *Change of Name Act* S.P.E.I. 1997, C-59 was granted as follows:

Former Name: **Yufang Jin**
Address: Box 298, Cornwall
PEI, C0A 1A0
Present Name: **Abigail Yufang Fenton**
May 01, 2008

T.A. Johnston
Director of Vital Statistics

20**NOTICE
CHANGE OF NAME**

Be advised that a name change under the *Change of Name Act* S.P.E.I. 1997, C-59 was granted as follows:

Former Name: **Robert Bradley Desiatnyk**
Address: 189 Green Park Road
Tyne Valley, PEI
C0B 2C0
Present Name: **Robert Bradley Toon**
April 22, 2008

T.A. Johnston
Director of Vital Statistics

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**CONSERVATION OFFICER
DESIGNATION**

(pursuant to subsection 4(1) of the
Wildlife Conservation Act,
R.S.P.E.I. 1998, Cap. W-4.1)

May 5, 2008

Pursuant to the authority provided to me by subsection 4(1) of the Prince Edward Island *Wildlife Conservation Act*, R.S.P.E.I. 1998, Cap. W-4.1, I hereby designate the following Department of Environment, Energy and Forestry employees as Conservation Officers for the purposes of the *Wildlife Conservation Act*, and Regulations thereunder:

Jason Thistle, Cornwall, PEI

Christopher Wagner, Charlottetown, PEI

This designation of authority shall cease upon termination of employment with the Department of Environment, Energy and Forestry or upon further written notice.

Signed,



John MacQuarrie
Deputy Minister

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The ROYAL GAZETTE is issued every Saturday from the office of Michael Fagan, Queen's Printer, PO Box 2000, Charlottetown, PEI C1A 7N8. All copy must be received by the Tuesday preceding day of publication. The subscription rate is \$55.00 per annum, postpaid; single copies are \$2.00 each, postpaid or \$1.00 each, over the counter.

PART II
REGULATIONS

EC2008-279

HIGHWAY TRAFFIC ACT
COMMERCIAL VEHICLE (CARGO SECUREMENT)
REGULATIONS
AMENDMENT

(Approved by Her Honour the Lieutenant Governor in Council dated 6 May 2008.)

Pursuant to section 148 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

1. Clause 1(1)(c) of the *Highway Traffic Act* Commercial Vehicle (Cargo Securement) Regulations (EC383/05) is amended by the deletion of the words “in the Schedule” and the substitution of the words “in Schedule I”.

2. The regulations are amended by the addition of the following after section 3:

4. (1) In this section,

Definitions

(a) “commercial vehicle” means

commercial vehicle

(i) a farm-plated truck,

(ii) a trailer or semi-trailer, other than a farm-use trailer, that is attached to

(A) a farm-plated truck or a farm tractor, or

(B) a trailer or semi-trailer that is attached to a farm-plated truck or a farm tractor,

(iii) a farm-use trailer that is attached to a three-quarter ton truck, or

(iv) a farm wagon that is attached to a farm tractor;

(b) “farm truck” means a farm truck as defined in the *Highway Traffic Act* Farm Truck Registration Regulations EC356/74;

farm truck

(c) “farm-plated truck” means a farm truck to which is affixed a valid licence plate issued under section 5 of the Farm Truck Registration Regulations;

farm-plated truck

(d) “farm-use trailer” means a goose-neck semi-trailer;

farm-use trailer

(e) “farm wagon” means a vehicle with 2 or more axles that is

farm wagon

(i) designed to carry farm products and to be drawn by a farm tractor, and

	(ii) constructed so that no part of its load weight rests upon the farm tractor;
round bales	(f) “round bales” means round bales of hay, straw or silage;
three-quarter ton truck	(g) “three-quarter ton truck” means a truck that has a gross vehicle weight rating of 3900kg or more.
Application of section	(2) This section applies to the transportation of round bales by a commercial vehicle on a highway.
Exemption	(3) Sections 10 and 22 of the Cargo Securement Standard do not apply to the transportation of round bales by a commercial vehicle on a highway.
Carrier, requirements	<p>(4) No carrier shall permit a driver to operate a commercial vehicle on a highway for the carrier if the commercial vehicle is transporting round bales that are loaded in a single tier of one or two rows of round bales unless the commercial vehicle is fitted with</p> <ul style="list-style-type: none"> (a) a lift on the outer edge of each side of the commercial vehicle that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the commercial vehicle; and (b) front and rear structures that have, at a minimum, a height equal to 40% of the height of the round bales, as loaded on the commercial vehicle.
Driver’s duties	<p>(5) No driver shall operate a commercial vehicle on a highway if the commercial vehicle is transporting round bales that are loaded in a single tier of one or two rows of round bales unless the commercial vehicle is fitted with</p> <ul style="list-style-type: none"> (a) a lift on the outer edge of each side of the commercial vehicle that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the commercial vehicle; and (b) front and rear structures that have, at a minimum, a height equal to 40% of the height of the round bales, as loaded on the commercial vehicle.
Carrier, requirements	<p>(6) No carrier shall permit a driver to operate a commercial vehicle on a highway for the carrier if the commercial vehicle is transporting round bales that are loaded in two tiers, each consisting of two rows of round bales, unless,</p> <ul style="list-style-type: none"> (a) where the commercial vehicle is a commercial vehicle other than a farm wagon that is attached to a farm tractor, <ul style="list-style-type: none"> (i) the commercial vehicle is fitted with <ul style="list-style-type: none"> (A) a lift on the outer edge of each side of the commercial vehicle that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the commercial vehicle,

-
- (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the commercial vehicle, and
 - (C) a transverse strapping system, the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (ii) the round bales in the upper tier of round bales are secured by fastening the transverse strapping system across the top of each of the round bales in accordance with Figure 1 of Schedule II and in a manner that prevents its movement; and
 - (b) where the commercial vehicle is a farm wagon that is attached to a farm tractor,
 - (i) the farm wagon is fitted with
 - (A) a lift on the outer edge of each side of the farm wagon that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the farm wagon,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the farm wagon, and
 - (C) a double longitudinal strapping system,
 - (I) that extends from the front to the rear of the farm wagon, and
 - (II) the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (ii) the round bales in the upper tier of round bales are secured by fastening the double longitudinal strapping system across the top of each of the round bales in accordance with Figure 3 of Schedule II and in a manner that prevents its movement.
- (7) No carrier shall permit a driver to operate a commercial vehicle on a highway for the carrier if the commercial vehicle is transporting round bales that are loaded in two tiers, the bottom tier consisting of two rows of round bales and the top tier consisting of one row of round bales, unless, *Idem*
- (a) where the commercial vehicle is a commercial vehicle other than a farm wagon that is attached to a farm tractor,
 - (i) the commercial vehicle is fitted with
 - (A) a lift on the outer edge of each side of the commercial vehicle that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the commercial vehicle,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the commercial vehicle,
 - (C) a longitudinal strapping system,
 - (I) that extends from the front to the rear of the commercial vehicle, and

- (II) the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
- (D) a transverse strapping system, the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
- (ii) the round bales in the upper tier of round bales are secured by
 - (A) fastening the longitudinal strapping system across the top of each of the round bales in accordance with Figure 2 of Schedule II and in a manner that prevents its movement, and
 - (B) fastening the transverse strapping system across the top of the rearmost round bale in accordance with Figure 2 of Schedule II and in a manner that prevents its movement; and
- (b) where the commercial vehicle is a farm wagon that is attached to a farm tractor,
 - (i) the farm wagon is fitted with
 - (A) a lift on the outer edge of each side of the farm wagon that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the farm wagon,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the farm wagon, and
 - (C) a longitudinal strapping system,
 - (I) that extends from the front to the rear of the farm wagon, and
 - (II) the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (ii) the round bales in the upper tier of round bales are secured by fastening the longitudinal strapping system across the top of each of the round bales in accordance with Figure 4 of Schedule II and in a manner that prevents its movement.

Driver,
requirements

- (8) No driver shall operate a commercial vehicle on a highway if the commercial vehicle is transporting round bales that are loaded in two tiers, each consisting of two rows of round bales, unless,
 - (a) where the commercial vehicle is a commercial vehicle other than a farm wagon that is attached to a farm tractor,
 - (i) the commercial vehicle is fitted with
 - (A) a lift on the outer edge of each side of the commercial vehicle that has, at a minimum, a height of at least 3.5 inches in height and that slants the round bales toward the center of the bed of the commercial vehicle,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the commercial vehicle, and
 - (C) a transverse strapping system, the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and

-
- (ii) the round bales in the upper tier of round bales are secured by fastening the transverse strapping system across the top of each of the round bales in accordance with Figure 1 of Schedule II and in a manner that prevents its movement; and
 - (b) where the commercial vehicle is a farm wagon that is attached to a farm tractor,
 - (i) the farm wagon is fitted with
 - (A) a lift on the outer edge of each side of the farm wagon that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the farm wagon,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the farm wagon, and
 - (C) a double longitudinal strapping system,
 - (I) that extends from the front to the rear of the farm wagon, and
 - (II) the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (ii) the round bales in the upper tier of round bales are secured by fastening the double longitudinal strapping system across the top of each of the round bales in accordance with Figure 3 of Schedule II and in a manner that prevents its movement.
- (9) No driver shall operate a commercial vehicle on a highway if the commercial vehicle is transporting round bales that are loaded in two tiers, the bottom tier consisting of two rows of round bales and the top tier consisting of one row of round bales, unless, *Idem*
- (a) where the commercial vehicle is a commercial vehicle other than a farm wagon that is attached to a farm tractor,
 - (i) the commercial vehicle is fitted with
 - (A) a lift on the outer edge of each side of the commercial vehicle that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the commercial vehicle,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the commercial vehicle,
 - (C) a longitudinal strapping system,
 - (I) that extends from the front to the rear of the commercial vehicle, and
 - (II) the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (D) a transverse strapping system, the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (ii) the round bales in the upper tier of round bales are secured by

- (A) fastening the longitudinal strapping system across the top of each of the round bales in accordance with Figure 2 of Schedule II and in a manner that prevents its movement, and
- (B) fastening the transverse strapping system across the top of the rearmost round bale in accordance with Figure 2 of Schedule II and in a manner that prevents its movement; and
- (b) where the commercial vehicle is a farm wagon that is attached to a farm tractor,
 - (i) the farm wagon is fitted with
 - (A) a lift on the outer edge of each side of the farm wagon that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the farm wagon,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the farm wagon, and
 - (C) a longitudinal strapping system,
 - (I) that extends from the front to the rear of the farm wagon, and
 - (II) the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (ii) the round bales in the upper tier of round bales are secured by fastening the longitudinal strapping system across the top of each of the round bales in accordance with Figure 4 of Schedule II and in a manner that prevents its movement.

3. The Schedule of the regulations is amended by the deletion of the word “SCHEDULE” and the substitution of the words “SCHEDULE I”.

4. The regulations are amended by the addition of “SCHEDULE II” as set out in the Schedule to these regulations after “SCHEDULE I”.

5. These regulations come into force on May 17, 2008.

SCHEDULE

SCHEDULE II
Securement of Loads of Round Bales

Figure 1 & 2 - Loads on Commercial Vehicles other than Farm Wagons

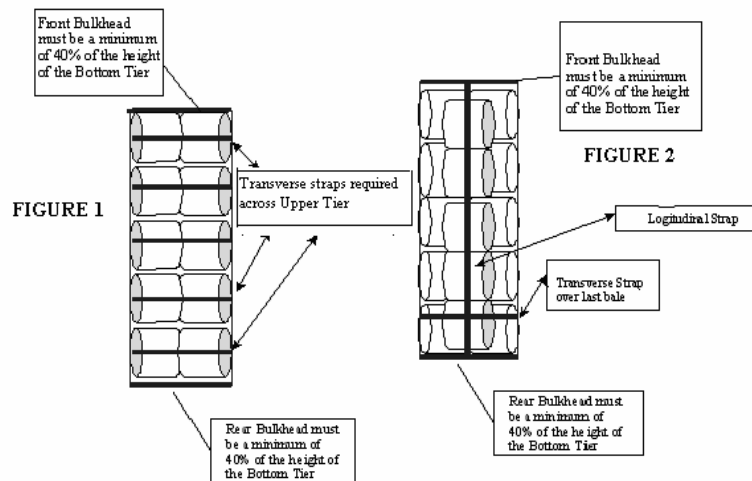
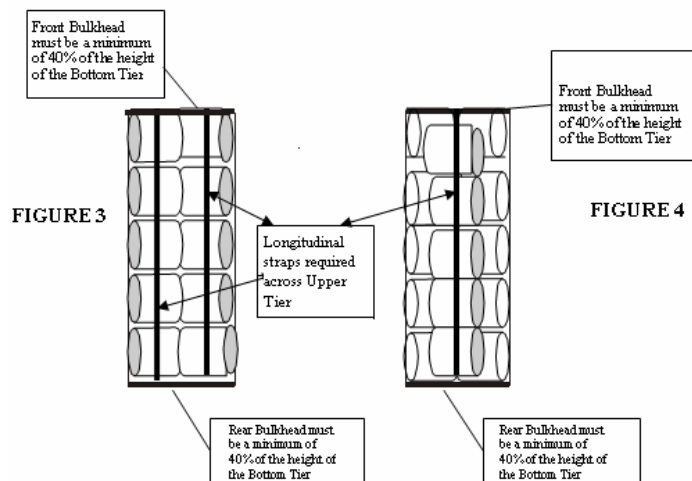


Figure 3 & 4 - Load on Farm Wagons



EXPLANATORY NOTES

SECTION 1 changes a reference to the “Schedule” to refer to “Schedule I”.

SECTION 2 amends the regulations to add a set of provisions respecting the cargo securement requirements that apply to the transportation of round bales by a special class of commercial vehicles that includes farm-plated trucks, farm-use trailers, other types of trailers and semi-trailers that are attached to farm-plated trucks or farm tractors, and farm wagons that are attached to farm tractors.

SECTION 3 renames the Schedule set out in the current regulations as “Schedule I”.

SECTION 4 adds “Schedule II” to the regulations to illustrate cargo securement requirements that apply to the transportation of round bales.

SECTION 5 provides for the commencement of these amendments.

Certified a true copy,
Robert Allan Rankin
Clerk of the Executive Council

EC2008-290

**PESTICIDES CONTROL ACT
REGULATIONS
AMENDMENT**

(Approved by Her Honour the Lieutenant Governor in Council dated 6 May 2008.)

Pursuant to section 22 of the *Pesticides Control Act* R.S.P.E.I. 1988, Cap. P-4, Council made the following regulations:

1. Section 1 of the *Pesticides Control Act* Regulations (EC761/05) is amended by the addition of the following after clause (y):

ready-to-use
herbicide

(y.01) “ready-to-use herbicide” means a herbicide that does not require dilution or mixing prior to application;

2. Clauses 2(a) and (b) of the regulations are amended by the deletion of the word “regulated”.

3. Clause 3(2)(a) of the regulations is amended by the deletion of the word “regulated”.

4. Section 5 of the regulations is amended

(a) in subsection (1), by the deletion of the words “The Minister” and the substitution of the words “Subject to subsections (6) and (7), the Minister”; and

(b) by the addition of the following after subsection (6):

(7) A person who applies for a Class D Pesticide Application Business Licence is not required to hold the insurance coverage required by subclause (1)(a)(i). Insurance not required for pollution liability

5. Clause 6(2.1)(b) of the regulations is amended by the deletion of the words “or a valid AG-1 Pesticide Use Certificate” and the substitution of the words “, a valid AG-1 Pesticide Use Certificate or a valid Loader/mixer Certificate”.

6. Section 6 of the regulations is amended by the addition of the following after subsection (2.1):

(2.2) Notwithstanding subsection (1), the Minister may, on application, issue a Class I Pesticide Applicator Certificate to an applicant who Class I Pesticide Applicator Certificate

(a) has successfully completed a training program on the application of a herbicide using a wiper, brush or roller approved by the Director, with or without the completion of a written examination; and

(b) holds a valid Class A Pesticide Applicator Certificate, a valid AG-1 Pesticide Use Certificate or a valid Loader/mixer Certificate.

7. Clause 7(3)(a) of the regulations is amended by the deletion of the word “in” and the substitution of the word “on”.

8. Subsection 8(4) of the regulations is amended by the deletion of the words “the face of”.

9. Clause 9(1)(e) of the regulations is amended by the addition of the words “measured at the point of application” after the words “wind direction”.

10. Subsection 13(9) of the regulations is revoked.

11. Subsection 15(1) of the regulations is amended by the deletion of the words “licence or certificate” and the substitution of the words “licence, certificate or permit”.

12. Section 18 of the regulations is amended

(a) in subsection (1),

(i) by the addition of the words “or a golf course,” after the words “agricultural operation”, wherever they occur, and

(ii) by the deletion of the word “regulated” and the substitution of the word “non-domestic”; and

(b) in clauses (2)(b) and (c) and subsection (3), by the addition of the words “or a golf course,” after the words “agricultural operation”, wherever they occur.

13. Subclauses 20(2)(c)(ii) and (d)(ii) of the regulations are amended by the addition of the word “liquid” before the word “pesticide” wherever it occurs.

14. Subsection 21(2) of the regulations is revoked.

15. The regulations are amended by the addition of the following after section 22.1:

Ready-to-use
herbicide

22.2 (1) Notwithstanding clause 28(2)(k), a person may apply a ready-to-use herbicide using a wiper, brush or roller if the person

(a) has completed training regarding the application of ready-to-use herbicides that was

(i) approved by the Director,

(ii) conducted in a language appropriate to that person, and

(iii) provided or conducted by a person who holds a Class A or Class I Pesticide Applicator Certificate; and

(b) is supervised, when applying the ready-to-use herbicide, by another person who

(i) holds a Class A or Class I Pesticide Applicator Certificate, and

(ii) is present at the site where the ready-to-use herbicide is being applied and is within direct sight of the person applying the ready-to-use herbicide.

Record of training

(2) A person who trains another person in the application of a ready-to-use herbicide using a wiper, brush or roller shall provide

(a) the person, on the completion of the training; and

(b) the employer, if any, of the person at the time the person completes the training,

with a written record of the training, which shall include

(c) a description of the training completed;

(d) the name of the person who was trained;

(e) the date the training was completed; and

(f) the name of the person that performed the training.

Records retention
availability

(3) An employer who, pursuant to subsection (2), receives a written record of the training of a person shall

(a) keep the written record for a period of at least three years from the date the training was completed; and

(b) make the record available, on request, to any environment officer appointed under the *Environmental Protection Act*, any environmental health officer appointed under the *Public Health Act* R.S.P.E.I. 1988, Cap. P-30, any medical practitioner registered under

the *Medical Act* R.S.P.E.I. 1988, Cap. M-5 or any conservation officer appointed or designated under the *Wildlife Conservation Act* R.S.P.E.I. 1988, Cap. W-4.1.

16. Clauses 28(2)(k) and (l) of the regulations are amended by the deletion of the words “Application Business Licence” wherever they occur and the substitution of the words “Applicator Certificate”.

17. Section 29 of the regulations is revoked and the following substituted:

- 29.** No person shall mix a non-domestic pesticide unless the person
- (a) holds a Loader/mixer Certificate; or
- (b) holds a Pesticide Applicator Certificate.
- Mixing pesticide

18. Section 33 of the regulations is amended by the deletion of the word “regulated” and the substitution of the word “non-domestic”.

19. Section 35 of the regulations is amended by the deletion of clause (d) and the substitution of the following:

- (d) a pesticide listed in Schedule 1,

20. Clause (h) of Schedule 2 of these regulations is amended by the deletion of the words “or in a commercial rodenticide”.

21. Schedule 3 of the regulations is amended

- (a) in Form 7, by the deletion of the words “Class I Other - other pesticide applications” and the substitution of the following:**

Class I, Manual Herbicide Treatment - application of a herbicide using a wiper, brush, roller or by spot treatment
Class J, Other - other pesticide applications

- (b) in Form 8, by the deletion of the words “Class I Other - other pesticide applications” and the substitution of the following:**

Class I, Manual Herbicide Treatment - application of a herbicide using a wiper, brush, roller or by spot treatment
Class J, Other - other pesticide applications

- (c) in Form 12, in the first box of the form, by the deletion of the words “Applicant (Agricultural Operation) Information” and the substitution of the words “Applicant Information”.**

22. Schedule 4 of the regulations is amended by the deletion of the words: “* The fee for a Class D Pesticide Applicator Certificate is waived if the person holds a valid Class A Pesticide Applicator Certificate or a valid AG-1 Pesticide Use Certificate.” and the substitution of the words “***The fee for a Class D, Class G and Class I Pesticide Applicator Certificate may be waived if the applicant holds a**

valid Class A Pesticide Applicator Certificate, a valid AG-1 Pesticide Use Certificate or a valid Loader/mixer Certificate.”.

23. These regulations come into force on May 17, 2008.

EXPLANATORY NOTES

SECTION 1 adds a definition that clarifies meaning of a “ready-to-use herbicide”.

SECTIONS 2 and 3 delete the word “regulated”.

SECTION 4 adds a provision that waives the pollution liability insurance requirement for a Class D Application Business License.

SECTION 5 adds a reference to a Loader/mixer Certificate.

SECTION 6 provides for a Class I Pesticides Applicator Certificate.

SECTION 7 corrects a typographical error.

SECTION 8 removes some extraneous words.

SECTION 9 adds parameters clarifying the measurement of a pesticide application.

SECTION 10 revokes a provision that is spent.

SECTION 11 adds a reference to a permit.

SECTION 12 adds references to a golf course.

SECTION 13 clarifies references to liquid pesticides.

SECTION 14 revokes a labelling requirement.

SECTION 15 deals with the application of a ready-to-use herbicide.

SECTION 16 replaces a reference to an Application Business Licence with a reference to an Applicator Certificate.

SECTION 17 revokes a provision that prohibits the handling of a non-domestic pesticide, or the transportation on a highway a non-domestic pesticide, unless the person doing so holds a Loader/mixer Certificate, Pesticide Applicator Certificate or a Transportation of Dangerous Goods Certificate.

SECTION 18 replaces a reference to a regulated pesticide with a reference to a non-domestic pesticide.

SECTION 19 corrects a reference to Schedule 1.

SECTION 20 deletes a reference to a commercial rodenticide in Schedule 2.

SECTION 21 adds a reference to a Class I licence to Forms 7 and 8, and deletes a reference to agricultural operation from Form 12.

SECTION 22 adds a reference to a Class I Pesticide Applicator Certificate to Schedule 4.

SECTION 23 provides for the commencement of these regulations.

Certified a true copy,
Robert Allan Rankin
Clerk of the Executive Council

PART II
REGULATIONS INDEX

Chapter Number	Title	Original Order Reference	Amendment	Authorizing Order and Date	Page
H-5	Highway Traffic Act Commercial Vehicle (Cargo Securement) Regulations	EC383/05	s.1(1)(c) s.4 [added] Schedule [renamed] Schedule I Schedule II [added] [eff] May 17/08	EC2008-279 (06.05.08)	99-106
P-4	Pesticides Control Act Regulations	EC761/05	s.1(y.01) [added] s.2(a) s.2(b) s.3(2)(a) s.5(1) s.5(7) [added] s.6(2.1)(b) s.6(2.2) [added] s.7(3)(a) s.8(4) s.9(1)(e) s.13(9) [rev] s.15(1) s.18(1) s.18(2)(b) s.18(2)(c) s.18(3) s.20(2)(c)(ii) s.20(2)(d)(ii) s.21(2) [rev] s.22.2 [added] s.28(2)(k) and (l) s.29 [R&S] s.33 s.35(d) [R&S] Schedule 2 s. (h) Schedule 3 Form 7 Form 8 Form 12 Schedule 4 [eff] May 17/08	EC2008-290 (06.05.08)	106-111

PART II
REGULATIONS

EC2008-279

HIGHWAY TRAFFIC ACT
COMMERCIAL VEHICLE (CARGO SECUREMENT)
REGULATIONS
AMENDMENT

(Approved by Her Honour the Lieutenant Governor in Council dated 6 May 2008.)

Pursuant to section 148 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

1. Clause 1(1)(c) of the *Highway Traffic Act* Commercial Vehicle (Cargo Securement) Regulations (EC383/05) is amended by the deletion of the words “in the Schedule” and the substitution of the words “in Schedule I”.

2. The regulations are amended by the addition of the following after section 3:

4. (1) In this section,

Definitions

(a) “commercial vehicle” means

commercial vehicle

(i) a farm-plated truck,

(ii) a trailer or semi-trailer, other than a farm-use trailer, that is attached to

(A) a farm-plated truck or a farm tractor, or

(B) a trailer or semi-trailer that is attached to a farm-plated truck or a farm tractor,

(iii) a farm-use trailer that is attached to a three-quarter ton truck, or

(iv) a farm wagon that is attached to a farm tractor;

(b) “farm truck” means a farm truck as defined in the *Highway Traffic Act* Farm Truck Registration Regulations EC356/74;

farm truck

(c) “farm-plated truck” means a farm truck to which is affixed a valid licence plate issued under section 5 of the Farm Truck Registration Regulations;

farm-plated truck

(d) “farm-use trailer” means a goose-neck semi-trailer;

farm-use trailer

(e) “farm wagon” means a vehicle with 2 or more axles that is

farm wagon

(i) designed to carry farm products and to be drawn by a farm tractor, and

	(ii) constructed so that no part of its load weight rests upon the farm tractor;
round bales	(f) "round bales" means round bales of hay, straw or silage;
three-quarter ton truck	(g) "three-quarter ton truck" means a truck that has a gross vehicle weight rating of 3900kg or more.
Application of section	(2) This section applies to the transportation of round bales by a commercial vehicle on a highway.
Exemption	(3) Sections 10 and 22 of the Cargo Securement Standard do not apply to the transportation of round bales by a commercial vehicle on a highway.
Carrier, requirements	<p>(4) No carrier shall permit a driver to operate a commercial vehicle on a highway for the carrier if the commercial vehicle is transporting round bales that are loaded in a single tier of one or two rows of round bales unless the commercial vehicle is fitted with</p> <ul style="list-style-type: none"> (a) a lift on the outer edge of each side of the commercial vehicle that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the commercial vehicle; and (b) front and rear structures that have, at a minimum, a height equal to 40% of the height of the round bales, as loaded on the commercial vehicle.
Driver's duties	<p>(5) No driver shall operate a commercial vehicle on a highway if the commercial vehicle is transporting round bales that are loaded in a single tier of one or two rows of round bales unless the commercial vehicle is fitted with</p> <ul style="list-style-type: none"> (a) a lift on the outer edge of each side of the commercial vehicle that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the commercial vehicle; and (b) front and rear structures that have, at a minimum, a height equal to 40% of the height of the round bales, as loaded on the commercial vehicle.
Carrier, requirements	<p>(6) No carrier shall permit a driver to operate a commercial vehicle on a highway for the carrier if the commercial vehicle is transporting round bales that are loaded in two tiers, each consisting of two rows of round bales, unless,</p> <ul style="list-style-type: none"> (a) where the commercial vehicle is a commercial vehicle other than a farm wagon that is attached to a farm tractor, <ul style="list-style-type: none"> (i) the commercial vehicle is fitted with <ul style="list-style-type: none"> (A) a lift on the outer edge of each side of the commercial vehicle that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the commercial vehicle,

-
- (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the commercial vehicle, and
 - (C) a transverse strapping system, the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (ii) the round bales in the upper tier of round bales are secured by fastening the transverse strapping system across the top of each of the round bales in accordance with Figure 1 of Schedule II and in a manner that prevents its movement; and
 - (b) where the commercial vehicle is a farm wagon that is attached to a farm tractor,
 - (i) the farm wagon is fitted with
 - (A) a lift on the outer edge of each side of the farm wagon that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the farm wagon,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the farm wagon, and
 - (C) a double longitudinal strapping system,
 - (I) that extends from the front to the rear of the farm wagon, and
 - (II) the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (ii) the round bales in the upper tier of round bales are secured by fastening the double longitudinal strapping system across the top of each of the round bales in accordance with Figure 3 of Schedule II and in a manner that prevents its movement.
- (7) No carrier shall permit a driver to operate a commercial vehicle on a highway for the carrier if the commercial vehicle is transporting round bales that are loaded in two tiers, the bottom tier consisting of two rows of round bales and the top tier consisting of one row of round bales, unless, *Idem*
- (a) where the commercial vehicle is a commercial vehicle other than a farm wagon that is attached to a farm tractor,
 - (i) the commercial vehicle is fitted with
 - (A) a lift on the outer edge of each side of the commercial vehicle that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the commercial vehicle,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the commercial vehicle,
 - (C) a longitudinal strapping system,
 - (I) that extends from the front to the rear of the commercial vehicle, and

- (II) the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
- (D) a transverse strapping system, the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
- (ii) the round bales in the upper tier of round bales are secured by
 - (A) fastening the longitudinal strapping system across the top of each of the round bales in accordance with Figure 2 of Schedule II and in a manner that prevents its movement, and
 - (B) fastening the transverse strapping system across the top of the rearmost round bale in accordance with Figure 2 of Schedule II and in a manner that prevents its movement; and
- (b) where the commercial vehicle is a farm wagon that is attached to a farm tractor,
 - (i) the farm wagon is fitted with
 - (A) a lift on the outer edge of each side of the farm wagon that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the farm wagon,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the farm wagon, and
 - (C) a longitudinal strapping system,
 - (I) that extends from the front to the rear of the farm wagon, and
 - (II) the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (ii) the round bales in the upper tier of round bales are secured by fastening the longitudinal strapping system across the top of each of the round bales in accordance with Figure 4 of Schedule II and in a manner that prevents its movement.

Driver,
requirements

- (8) No driver shall operate a commercial vehicle on a highway if the commercial vehicle is transporting round bales that are loaded in two tiers, each consisting of two rows of round bales, unless,
 - (a) where the commercial vehicle is a commercial vehicle other than a farm wagon that is attached to a farm tractor,
 - (i) the commercial vehicle is fitted with
 - (A) a lift on the outer edge of each side of the commercial vehicle that has, at a minimum, a height of at least 3.5 inches in height and that slants the round bales toward the center of the bed of the commercial vehicle,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the commercial vehicle, and
 - (C) a transverse strapping system, the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and

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- (ii) the round bales in the upper tier of round bales are secured by fastening the transverse strapping system across the top of each of the round bales in accordance with Figure 1 of Schedule II and in a manner that prevents its movement; and
 - (b) where the commercial vehicle is a farm wagon that is attached to a farm tractor,
 - (i) the farm wagon is fitted with
 - (A) a lift on the outer edge of each side of the farm wagon that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the farm wagon,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the farm wagon, and
 - (C) a double longitudinal strapping system,
 - (I) that extends from the front to the rear of the farm wagon, and
 - (II) the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (ii) the round bales in the upper tier of round bales are secured by fastening the double longitudinal strapping system across the top of each of the round bales in accordance with Figure 3 of Schedule II and in a manner that prevents its movement.
- (9) No driver shall operate a commercial vehicle on a highway if the commercial vehicle is transporting round bales that are loaded in two tiers, the bottom tier consisting of two rows of round bales and the top tier consisting of one row of round bales, unless, *Idem*
- (a) where the commercial vehicle is a commercial vehicle other than a farm wagon that is attached to a farm tractor,
 - (i) the commercial vehicle is fitted with
 - (A) a lift on the outer edge of each side of the commercial vehicle that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the commercial vehicle,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the commercial vehicle,
 - (C) a longitudinal strapping system,
 - (I) that extends from the front to the rear of the commercial vehicle, and
 - (II) the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (D) a transverse strapping system, the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (ii) the round bales in the upper tier of round bales are secured by

- (A) fastening the longitudinal strapping system across the top of each of the round bales in accordance with Figure 2 of Schedule II and in a manner that prevents its movement, and
- (B) fastening the transverse strapping system across the top of the rearmost round bale in accordance with Figure 2 of Schedule II and in a manner that prevents its movement; and
- (b) where the commercial vehicle is a farm wagon that is attached to a farm tractor,
 - (i) the farm wagon is fitted with
 - (A) a lift on the outer edge of each side of the farm wagon that has, at a minimum, a height of at least 3.5 inches and that slants the round bales toward the center of the bed of the farm wagon,
 - (B) front and rear structures that have, at a minimum, a height equal to 40% of the height of the bottom tier of round bales, as loaded on the farm wagon, and
 - (C) a longitudinal strapping system,
 - (I) that extends from the front to the rear of the farm wagon, and
 - (II) the components of which have the default working load limits required by Part 3 of the Cargo Securement Standard, and
 - (ii) the round bales in the upper tier of round bales are secured by fastening the longitudinal strapping system across the top of each of the round bales in accordance with Figure 4 of Schedule II and in a manner that prevents its movement.

3. The Schedule of the regulations is amended by the deletion of the word “SCHEDULE” and the substitution of the words “SCHEDULE I”.

4. The regulations are amended by the addition of “SCHEDULE II” as set out in the Schedule to these regulations after “SCHEDULE I”.

5. These regulations come into force on May 17, 2008.

SCHEDULE

SCHEDULE II
Securement of Loads of Round Bales

Figure 1 & 2 - Loads on Commercial Vehicles other than Farm Wagons

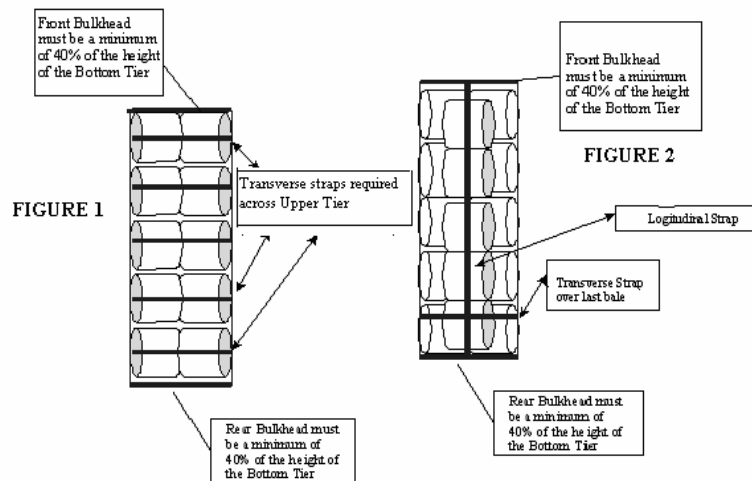
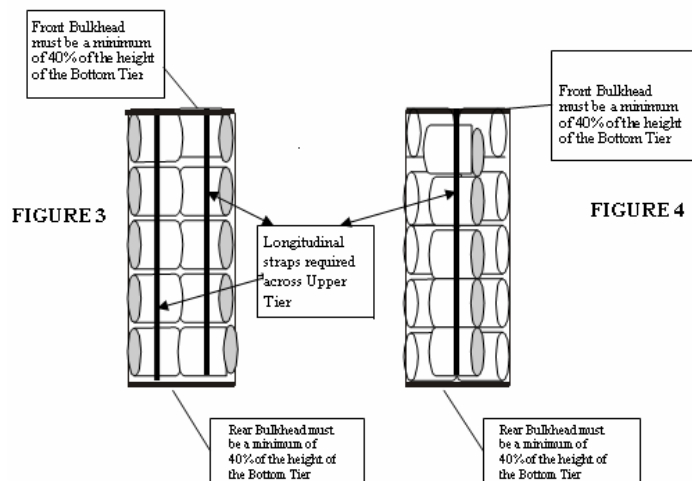


Figure 3 & 4 - Load on Farm Wagons



EXPLANATORY NOTES

SECTION 1 changes a reference to the “Schedule” to refer to “Schedule I”.

SECTION 2 amends the regulations to add a set of provisions respecting the cargo securement requirements that apply to the transportation of round bales by a special class of commercial vehicles that includes farm-plated trucks, farm-use trailers, other types of trailers and semi-trailers that are attached to farm-plated trucks or farm tractors, and farm wagons that are attached to farm tractors.

SECTION 3 renames the Schedule set out in the current regulations as “Schedule I”.

SECTION 4 adds “Schedule II” to the regulations to illustrate cargo securement requirements that apply to the transportation of round bales.

SECTION 5 provides for the commencement of these amendments.

Certified a true copy,
Robert Allan Rankin
Clerk of the Executive Council

EC2008-290

**PESTICIDES CONTROL ACT
REGULATIONS
AMENDMENT**

(Approved by Her Honour the Lieutenant Governor in Council dated 6 May 2008.)

Pursuant to section 22 of the *Pesticides Control Act* R.S.P.E.I. 1988, Cap. P-4, Council made the following regulations:

1. Section 1 of the *Pesticides Control Act* Regulations (EC761/05) is amended by the addition of the following after clause (y):

ready-to-use
herbicide

(y.01) “ready-to-use herbicide” means a herbicide that does not require dilution or mixing prior to application;

2. Clauses 2(a) and (b) of the regulations are amended by the deletion of the word “regulated”.

3. Clause 3(2)(a) of the regulations is amended by the deletion of the word “regulated”.

4. Section 5 of the regulations is amended

(a) in subsection (1), by the deletion of the words “The Minister” and the substitution of the words “Subject to subsections (6) and (7), the Minister”; and

(b) by the addition of the following after subsection (6):

(7) A person who applies for a Class D Pesticide Application Business Licence is not required to hold the insurance coverage required by subclause (1)(a)(i). Insurance not required for pollution liability

5. Clause 6(2.1)(b) of the regulations is amended by the deletion of the words “or a valid AG-1 Pesticide Use Certificate” and the substitution of the words “, a valid AG-1 Pesticide Use Certificate or a valid Loader/mixer Certificate”.

6. Section 6 of the regulations is amended by the addition of the following after subsection (2.1):

(2.2) Notwithstanding subsection (1), the Minister may, on application, issue a Class I Pesticide Applicator Certificate to an applicant who Class I Pesticide Applicator Certificate

(a) has successfully completed a training program on the application of a herbicide using a wiper, brush or roller approved by the Director, with or without the completion of a written examination; and

(b) holds a valid Class A Pesticide Applicator Certificate, a valid AG-1 Pesticide Use Certificate or a valid Loader/mixer Certificate.

7. Clause 7(3)(a) of the regulations is amended by the deletion of the word “in” and the substitution of the word “on”.

8. Subsection 8(4) of the regulations is amended by the deletion of the words “the face of”.

9. Clause 9(1)(e) of the regulations is amended by the addition of the words “measured at the point of application” after the words “wind direction”.

10. Subsection 13(9) of the regulations is revoked.

11. Subsection 15(1) of the regulations is amended by the deletion of the words “licence or certificate” and the substitution of the words “licence, certificate or permit”.

12. Section 18 of the regulations is amended

(a) in subsection (1),

(i) by the addition of the words “or a golf course,” after the words “agricultural operation”, wherever they occur, and

(ii) by the deletion of the word “regulated” and the substitution of the word “non-domestic”; and

(b) in clauses (2)(b) and (c) and subsection (3), by the addition of the words “or a golf course,” after the words “agricultural operation”, wherever they occur.

13. Subclauses 20(2)(c)(ii) and (d)(ii) of the regulations are amended by the addition of the word “liquid” before the word “pesticide” wherever it occurs.

14. Subsection 21(2) of the regulations is revoked.

15. The regulations are amended by the addition of the following after section 22.1:

Ready-to-use
herbicide

22.2 (1) Notwithstanding clause 28(2)(k), a person may apply a ready-to-use herbicide using a wiper, brush or roller if the person

(a) has completed training regarding the application of ready-to-use herbicides that was

(i) approved by the Director,

(ii) conducted in a language appropriate to that person, and

(iii) provided or conducted by a person who holds a Class A or Class I Pesticide Applicator Certificate; and

(b) is supervised, when applying the ready-to-use herbicide, by another person who

(i) holds a Class A or Class I Pesticide Applicator Certificate, and

(ii) is present at the site where the ready-to-use herbicide is being applied and is within direct sight of the person applying the ready-to-use herbicide.

Record of training

(2) A person who trains another person in the application of a ready-to-use herbicide using a wiper, brush or roller shall provide

(a) the person, on the completion of the training; and

(b) the employer, if any, of the person at the time the person completes the training,

with a written record of the training, which shall include

(c) a description of the training completed;

(d) the name of the person who was trained;

(e) the date the training was completed; and

(f) the name of the person that performed the training.

Records retention
availability

(3) An employer who, pursuant to subsection (2), receives a written record of the training of a person shall

(a) keep the written record for a period of at least three years from the date the training was completed; and

(b) make the record available, on request, to any environment officer appointed under the *Environmental Protection Act*, any environmental health officer appointed under the *Public Health Act* R.S.P.E.I. 1988, Cap. P-30, any medical practitioner registered under

the *Medical Act* R.S.P.E.I. 1988, Cap. M-5 or any conservation officer appointed or designated under the *Wildlife Conservation Act* R.S.P.E.I. 1988, Cap. W-4.1.

16. Clauses 28(2)(k) and (l) of the regulations are amended by the deletion of the words “Application Business Licence” wherever they occur and the substitution of the words “Applicator Certificate”.

17. Section 29 of the regulations is revoked and the following substituted:

- 29.** No person shall mix a non-domestic pesticide unless the person Mixing pesticide
(a) holds a Loader/mixer Certificate; or
(b) holds a Pesticide Applicator Certificate.

18. Section 33 of the regulations is amended by the deletion of the word “regulated” and the substitution of the word “non-domestic”.

19. Section 35 of the regulations is amended by the deletion of clause (d) and the substitution of the following:

- (d) a pesticide listed in Schedule 1,

20. Clause (h) of Schedule 2 of these regulations is amended by the deletion of the words “or in a commercial rodenticide”.

21. Schedule 3 of the regulations is amended

- (a) in Form 7, by the deletion of the words “Class I Other - other pesticide applications” and the substitution of the following:**

Class I, Manual Herbicide Treatment - application of a herbicide using a wiper, brush, roller or by spot treatment
Class J, Other - other pesticide applications

- (b) in Form 8, by the deletion of the words “Class I Other - other pesticide applications” and the substitution of the following:**

Class I, Manual Herbicide Treatment - application of a herbicide using a wiper, brush, roller or by spot treatment
Class J, Other - other pesticide applications

- (c) in Form 12, in the first box of the form, by the deletion of the words “Applicant (Agricultural Operation) Information” and the substitution of the words “Applicant Information”.**

22. Schedule 4 of the regulations is amended by the deletion of the words: “* The fee for a Class D Pesticide Applicator Certificate is waived if the person holds a valid Class A Pesticide Applicator Certificate or a valid AG-1 Pesticide Use Certificate.” and the substitution of the words “***The fee for a Class D, Class G and Class I Pesticide Applicator Certificate may be waived if the applicant holds a**

valid Class A Pesticide Applicator Certificate, a valid AG-1 Pesticide Use Certificate or a valid Loader/mixer Certificate.”.

23. These regulations come into force on May 17, 2008.

EXPLANATORY NOTES

SECTION 1 adds a definition that clarifies meaning of a “ready-to-use herbicide”.

SECTIONS 2 and 3 delete the word “regulated”.

SECTION 4 adds a provision that waives the pollution liability insurance requirement for a Class D Application Business License.

SECTION 5 adds a reference to a Loader/mixer Certificate.

SECTION 6 provides for a Class I Pesticides Applicator Certificate.

SECTION 7 corrects a typographical error.

SECTION 8 removes some extraneous words.

SECTION 9 adds parameters clarifying the measurement of a pesticide application.

SECTION 10 revokes a provision that is spent.

SECTION 11 adds a reference to a permit.

SECTION 12 adds references to a golf course.

SECTION 13 clarifies references to liquid pesticides.

SECTION 14 revokes a labelling requirement.

SECTION 15 deals with the application of a ready-to-use herbicide.

SECTION 16 replaces a reference to an Application Business Licence with a reference to an Applicator Certificate.

SECTION 17 revokes a provision that prohibits the handling of a non-domestic pesticide, or the transportation on a highway a non-domestic pesticide, unless the person doing so holds a Loader/mixer Certificate, Pesticide Applicator Certificate or a Transportation of Dangerous Goods Certificate.

SECTION 18 replaces a reference to a regulated pesticide with a reference to a non-domestic pesticide.

SECTION 19 corrects a reference to Schedule 1.

SECTION 20 deletes a reference to a commercial rodenticide in Schedule 2.

SECTION 21 adds a reference to a Class I licence to Forms 7 and 8, and deletes a reference to agricultural operation from Form 12.

SECTION 22 adds a reference to a Class I Pesticide Applicator Certificate to Schedule 4.

SECTION 23 provides for the commencement of these regulations.

Certified a true copy,
Robert Allan Rankin
Clerk of the Executive Council

PART II
REGULATIONS INDEX

Chapter Number	Title	Original Order Reference	Amendment	Authorizing Order and Date	Page
H-5	Highway Traffic Act Commercial Vehicle (Cargo Securement) Regulations	EC383/05	s.1(1)(c) s.4 [added] Schedule [renamed] Schedule I Schedule II [added] [eff] May 17/08	EC2008-279 (06.05.08)	99-106
P-4	Pesticides Control Act Regulations	EC761/05	s.1(y.01) [added] s.2(a) s.2(b) s.3(2)(a) s.5(1) s.5(7) [added] s.6(2.1)(b) s.6(2.2) [added] s.7(3)(a) s.8(4) s.9(1)(e) s.13(9) [rev] s.15(1) s.18(1) s.18(2)(b) s.18(2)(c) s.18(3) s.20(2)(c)(ii) s.20(2)(d)(ii) s.21(2) [rev] s.22.2 [added] s.28(2)(k) and (l) s.29 [R&S] s.33 s.35(d) [R&S] Schedule 2 s. (h) Schedule 3 Form 7 Form 8 Form 12 Schedule 4 [eff] May 17/08	EC2008-290 (06.05.08)	106-111