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Charlottetown, Prince Edward Island, August 1, 2009

**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
BAGLEY, John Henderson England and Wales August 1, 2009 (31-44)*	Judith Sheldon (EX.) PO Box 429	Campbell Lea Charlottetown, PE
DOUGLAS, Gordon Henry Charlottetown Queens Co., PE August 1, 2009 (31-44)*	Marion E. Clark Jean E. Delory (EX.)	Matheson & Murray PO Box 875 Charlottetown, PE
GAUDET, Patricia Mary Charlottetown Queens Co., PE August 1, 2009 (31-44)*	Harold Philip Gaudet George Edward Gaudet (EX.)	Philip Mullally Law Office PO Box 2560 Charlottetown, PE
HEFFELL, Lorna Jean Kensington Prince Co., PE August 1, 2009 (31-44)*	J. Kenneth Clark (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
HYNES, Mary Summerside Prince Co., PE August 1, 2009 (31-44)*	Doris DesRoches Emma McGraw (EX.)	McLellan Brennan 37 Central Street Summerside, PE
MacDONALD, John A. Crapaud Queens Co., PE (Formerly of Borden-Carleton Prince Co., PE) August 1, 2009 (31-44)*	Irene Theresa MacDonald (EX.)	McLellan Brennan Central Street Summerside, PE

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

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PROVINCE OF PRINCE EDWARD ISLAND
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ADAMS, Frances Rae Summerside Prince Co., PE August 1, 2009 (31-44)*	Ian Scrimgeour Barbara Reeves (AD.)	Cox & Palmer 82 Summer Street Summerside, PE
WOOD, Ivan Richard MacEwen Orwell Queens Co., PE August 1, 2009 (31-44)*	Linda Wood (AD.)	Cox & Palmer PO Box 516 Montague, PE
BUTLER, Barry Merrill RR#4 Montague Kings Co., PE July 25, 2009 (30-43)	Otis Butler (EX.)	Cox & Palmer PO Box 486 Charlottetown, PE
CAMPBELL, Margaret H. Charlottetown Queens Co., PE July 25, 2009 (30-43)	George Gallant (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
CLARK, Hazel E. Summerside Prince Co., PE July 25, 2009 (30-43)	Rodney Thomas Clark Edward James Kelly (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
DUTTON, Peter E. W. Stratford Queens Co., PE July 25, 2009 (30-43)	Bill Fleming Matthew Crockett (EX.)	Cox & Palmer PO Box 486 Charlottetown, PE
FERGUSON, John Walford Campbell Charlottetown Queens Co., PE July 25, 2009 (30-43)	James Fleming Ilona Fleming (EX.)	Matheson & Murray PO Box 875 Charlottetown, PE
FREEMAN-JARDINE, Genevieve Anderson Charlottetown Queens Co., PE July 25, 2009 (30-43)	Robert Edward Jardine (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
GILMOUR, Elizabeth Fell Taylor Bonshaw Queens Co., PE July 25, 2009 (30-43)	John Rennie Buchanan (EX.)	Reagh & Reagh 17 West Street Charlottetown, PE

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LaPIERRE, Dorothy A. Souris (Formerly of Red Point) Kings Co., PE July 25, 2009 (30-43)	Helen MacDonald (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
MacKENZIE, Elizabeth Lillian Charlottetown Queens Co., PE July 25, 2009 (30-43)	Debra (Deborah) Ann (Jenkins) McAloneyReagh & Reagh Rick McAloney (EX.)	17 West Street Charlottetown, PE
WEATHERBIE, John Ambrose (Ambie) Charlottetown Queens Co., PE July 25, 2009 (30-43)	John A. Weatherbie (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
MacRAE, Byron Leigh New Westminster British Columbia July 25, 2009 (30-43)	Dorothy Beulah Kennedy (AD.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
EAGER, Ethel A. Arlington Massachusetts, USA July 18, 2009 (29-42)	John James Neish (EX.)	Allen J. MacPhee Law Corporation PO Box 237 Souris, PE
JORDAN, Catherine Evelyn Saint John New Brunswick July 18, 2009 (29-42)	Lorraine Gray Ronald Jordan (EX.)	McLellan Brennan 37 Central Street Summerside, PE
NESS, Robert Montreal Quebec July 18, 2009 (29-42)	Elizabeth A. Ness Margaret Doyle (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
WOODSIDE, William Clement Baltic Prince Co., PE July 18, 2009 (29-42)	Todd William Woodside Garth Wall (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
McNEILL, Marla Jean Alberton Prince Co., PE July 18, 2009 (29-42)	Mary Evelyn McNeill (AD.)	McLellan Brennan 37 Central Street Summerside, PE

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PHILLIPS, Sanford E. Mount Royal Prince Co., PE July 18, 2009 (29-42)	Marlene Dumville (AD.)	McInnes Cooper PO Box 177 O'Leary, PE
BERNARD, Emile Tignish Prince Co., PE July 11, 2009 (28-41)	Edward Doucette (EX.)	Cox & Palmer PO Box 40 Alberton, PE
MURPHY, M. Catherine Charlottetown Queens Co., PE July 11, 2009 (28-41)	J. Richard Coffin (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
TOOLE, Thomas Ellison South Melville Queens Co., PE July 11, 2009 (28-41)	Joanne Margaret McManus Alan Louis Toole (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
BERNARD, Leonard Joseph St. Louis Prince Co., PE July 4, 2009 (27-40)	Stephana Bellefontaine (EX.)	McInnes Cooper PO Box 1570 Summerside, PE
CORCORAN, Herman Angus Piusville Prince Co., PE July 4, 2009 (27-40)	Gerarda Mary Corcoran (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
FOLLAND, Hilda E. Summerside Prince Co., PE July 4, 2009 (27-40)	Sarah (Sally) Basler Terry Hamilton George A. Lyle (EX.)	Lyle & McCabe PO Box 300 Summerside, PE
HUGHES, Francis (Frank) Joseph Charlottetown Queens Co., PE July 4, 2009 (27-40)	Maurice Hughes, Sr. (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
MacAULAY, Hugh Francis Souris (Formerly of Souris West) Kings Co., PE July 4, 2009 (27-40)	George Mullally L. James MacPhee (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE

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MacPHERSON, Irene May Flat River Queens Co., PE July 4, 2009 (27-40)	Marshall MacPherson (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
PRATT, Barbara B. Charlottetown Queens Co., PE (Formerly of St. Peters Bay, Kings Co., PE) July 4, 2009 (27-40)	Charles E. Pratt O. Kathleen Anderson (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
VESSEY, Mary Lela Charlottetown (Formerly of York) Queens Co., PE July 4, 2009 (27-40)	Lowell Vessey Gordon Vessey Ferne MacPhail (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
YOUNG, Doris Ruth Albion Cross Kings Co., PE July 4, 2009 (27-40)	Shirley Hazelden Mary Catherine (Cathy) Peters (EX.)	Cox & Palmer PO Box 516 Montague, PE
COLES, Sarah Alice Summerside Prince Co., PE June 27, 2009 (26-39)	Norma Pauline (Paula) MacDonald Sarah Alexandra (Cindy) Coles Walker L. Alexander Coles (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
MORESIDE, James William Charlottetown Queens Co., PE June 27, 2009 (26-39)	Elizabeth Adele Moreside MD Private Trust Company (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
RAYNER, Wanda Pearl Crapaud Queens Co., PE June 27, 2009 (26-39)	Garth Wayne Rayner Gary William Rayner (EX.)	Lyle & McCabe PO Box 300 Summerside, PE
TURNER, Orville R. Charlottetown Queens Co., PE June 27, 2009 (26-39)	Lana Turner (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
LANEY, Marsha Magnolia Summerside Prince Co., PE June 27, 2009 (26-39)	Sandra Geary (AD.)	Cox & Palmer 82 Summer Street Summerside, PE

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PETRIE, Robert Hallett Charlottetown Queens Co., PE June 27, 2009 (26-39)	Gordon Lynn Petrie (AD.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
SMITH, Mary Stella Marie Charlottetown Queens Co., PE June 27, 2009 (26-39)	Patricia Bertram (AD.)	Paul J. D. Mullin, QC PO Box 604 Charlottetown, PE
CAMERON, Edson Miscouche RR#1 Prince Co., PE June 20, 2009 (25-38)	Dale Cameron (EX.)	Lyle & McCabe PO Box 300 Summerside, PE
DARRACH, Anna Muriel Summerside Prince Co., PE June 20, 2009 (25-38)	Myrna Laurina Moore (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
DYMENT, Rita Pearl Summerside Prince Co., PE June 20, 2009 (25-38)	John Milton Dymont Margaret Ann Dymont Gary L. Cook (EX.)	McInnes Cooper PO Box 1570 Summerside, PE
McGUIGAN, M. Bernadette Charlottetown Queens Co., PE June 20, 2009 (25-38)	J. Robin McGuigan (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
NICHOLSON, Annie Mae Montague Kings Co., PE June 20, 2009 (25-38)	Roger Nicholson (EX.)	T. Daniel Tweel PO Box 3160 Charlottetown, PE
TAYLOR, Campbell Blakely Winchester Ontario June 20, 2009 (25-38)	BDO Dunwoody Limited(AD.)	Cox & Palmer PO Box 516 Montague, PE
CHANDLER, John Ernest Charlottetown Queens Co., PE June 13, 2009 (24-37)	Brian F. Chandler (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE

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GAUDET, Joan Mary Anglo Prince Co., PE June 13, 2009 (24-37)	Douglas Gaudet (EX.)	Cox & Palmer PO Box 40 Alberton, PE
LESTER, Robert Claude Worcester County Maryland, USA June 13, 2009 (24-37)	Molly C. Lester (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
SMITH, Hélène Evelyn Charlottetown Queens Co., PE June 13, 2009 (24-37)	L. J. André Smith (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
CLINTON, Maureen Wood Charlottetown Queens Co., PE June 13, 2009 (24-37)	Rosalie "Rose" Clinton (AD.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
ALLAIN, Joseph Gerald Miscouche Prince Co., PE June 6, 2009 (23-36)	Lisa Ronahan Rebecca Allain (Pettipas) (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
CHING, Bessie Red Point Kings Co., PE June 6, 2009 (23-36)	Elwood Ching (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
COMPTON, Simon Theodore Stratford Queens Co., PE June 6, 2009 (23-36)	Ronald Compton Trudy Tomlinson Cynthia (Cindy) Beharrell (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
FULFORD, Mary Eileen Stratford Queens Co., PE June 6, 2009 (23-36)	John A. McMillan Maura Jean Davies (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
MURPHY, Raymond Charlottetown Queens Co., PE June 6, 2009 (23-36)	Bernetta Murphy (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE

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NEWSON, Elmer James Summerside Prince Co., PE June 6, 2009 (23-36)	Beulah Madeline Newson (EX.)	McLellan Brennan 37 Central Street Summerside, PE
RIORDAN, Mary C. Livermore Falls Androscoggin Co. Maine, USA June 6, 2009 (23-36)	Michael Riordan (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
SAWYER, Christina Marie Charlottetown Queens Co., PE June 6, 2009 (23-36)	Douglas Harvey Judy Clinton Harvey (EX.)	Philip Mullally Law Office PO Box 2560 Charlottetown, PE
VIDAL, Fernando Charlottetown Queens Co., PE June 6, 2009 (23-36)	Robert Vidal (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
WILSON, Catherine L. New Dominion Queens Co., PE June 6, 2009 (23-36)	Joseph A. Fraser (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
CAMPBELL, Edith Joyce Cornwall Queens Co., PE June 6, 2009 (23-36)	Sheila Campbell (AD.)	Philip Mullally Law Office PO Box 2560 Charlottetown, PE
KENNY, Eleanor County of Middlesex City of New Brunswick State of New Jersey, USA June 6, 2009 (23-36)	James B. Kenny (AD.)	Paul J. D. Mullin, QC PO Box 604 Charlottetown, PE
PETERS, Arthur Augustine Charlottetown Queens Co., PE June 6, 2009 (23-36)	Kenneth Peters (AD.)	Campbell Stewart PO Box 485 Charlottetown, PE
CHICKERING, Mavis M. Keene, New Hampshire United States of America May 30, 2009 (22-35)	Levi Chickering (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE

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MURPHY, Catherine Chelton Prince Co., PE May 30, 2009 (22-35)	Carmen Riedel Monique Riedel (EX.)	Donald Schurman 155A Arcona St. Summerside, PE
POWER, Ann Catherine (Katie) Charlottetown Queens Co., PE May 30, 2009 (22-35)	Faustina (Tina) Gallant (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
CARR, Robert Milton Charlottetown Queens Co., PE May 23, 2009 (21-34)	Sandra Elizabeth Melanson John Allison Carr, QC (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
INGHAM, Emma Jane Lucan Ontario May 23, 2009 (21-34)	Elizabeth Jane Gingerich (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
MacDONALD, Elizabeth Ardell Milo Prince Co., PE May 23, 2009 (21-34)	Beverley Wells David MacDonald (EX.)	Cox & Palmer PO Box 40 Alberton, PE
MURRAY, Eleanor Carolyn St. Lawrence Prince Co., PE May 23, 2009 (21-34)	Hazel Murray Smallman (EX.)	Cox & Palmer PO Box 40 Alberton, PE
PITKETHLY, Virginia Gail (also known as Virginia Gail Proffitt and Virginia Gail Smith) Smith Falls, ON May 23, 2009 (21-34)	John L. Pitkethly (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
SOBOL, Janet Ann Amherst Nova Scotia May 23, 2009 (21-34)	John Richard Sobol (EX.)	McInnes Cooper PO Box 1570 Summerside, PE
BRYAN, William J. Unionvale Prince Co., PE May 23, 2009 (21-34)	Lois Fillmore (AD.)	Cox & Palmer PO Box 40 Alberton, PE

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MacLEOD, Mary Florence Charlottetown Queens Co., PE May 23, 2009 (21-34)	George MacLeod Debbie Heald (AD.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
COUGHLIN, Ruth Georgina Alberton Prince Co., PE May 16, 2009 (20-33)	Lynn Adams Cora Hardy (EX.)	Cox & Palmer PO Box 40 Alberton, PE
CREAMER, Willard Fortune Kings Co., PE May 16, 2009 (20-33)	Doreen Creamer (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
DARRACH, David Neil Charlottetown Queens Co., PE May 16, 2009 (20-33)	Malcolm Stewart Darrach (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
HOPE, Nora Kathleen Mill Valley, Marin County California, USA May 16, 2009 (20-33)	Barney Francis Hope (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
REYNOLDS, David Clarence Lower Montague Kings Co., PE May 16, 2009 (20-33)	William Hicken (EX.)	Cox & Palmer PO Box 516 Montague, PE
VISSER, Gerrit Orwell Cove Queens Co., PE May 16, 2009 (20-33)	William Visser Randolph Visser (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
McKINNON, Mary Jacinta (Cindy) Charlottetown Queens Co., PE May 16, 2009 (20-33)	Joseph John Blair McKinnon (AD.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
EASTER, Flora May Municipality of Delta British Columbia May 9, 2009 (19-32)	Elaine Maude Canning (EX.)	McInnes Cooper PO Box 177 O'Leary, PE

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HICKEN, Harold Clayton Eldon Queens Co., PE (Formerly of Brooklyn, Kings Co., PE) May 9, 2009 (19-32)	Carol E. Hicken (EX.)	Cox & Palmer PO Box 516 Montague, PE
MacLEAN, Wendell N. Charlottetown Queens Co., PE May 9, 2009 (19-32)	Wanda T. MacLean (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
PERRY, Earl J. Wellington Prince Co., PE May 9, 2009 (19-32)	Jamie Dion Perry (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
QUIGLEY, John N. Borden-Carleton Prince Co., PE May 9, 2009 (19-32)	Hazel Quigley Brenda Jean Newcombe (EX.)	Cox & Palmer PO Box 40 Alberton, PE
MacDONALD, Ethel Ann Wood Islands Queens Co., PE May 9, 2009 (19-32)	Karen M. MacLeod (AD.)	Cox & Palmer PO Box 516 Montague, PE
BARLOW, Lorne Keith Wellington Prince Co., PE May 2, 2009 (18-31)	Valerie Connors Catherine Barlow- Mitchell (EX.)	Cox & Palmer PO Box 40 Alberton, PE
BRYENTON, Rena Vere RR#9 Station Main Charlottetown Queens Co., PE May 2, 2009 (18-31)	Allison Harold Bryenton (EX.)	Macnutt & Dumont PO Box 965 Charlottetown, PE
COOPER, Charles Kenneth Aiken South Carolina, USA May 2, 2009 (18-31)	Charles Guy Cooper Graeme Scott Cooper (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
GALLANT, Frederick Albert Cornwall Queens Co., PE May 2, 2009 (18-31)	Nancy McCabe (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE

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MacDONALD, Patrick J. Alden Charlottetown Queens Co., PE May 2, 2009 (18-31)	Thomas J. MacDonald (Tommy) Francis William MacDonald (Bill) (EX.)	Allen J. MacPhee Law Corporation PO Box 238 Souris, PE
MURPHY, Bernard Patrick Doha, State of Qatar United Arab Emirates (Formerly of Halifax, NS) May 2, 2009 (18-31)	Rosemary Elaine Gaudet Phyllis Marie Duffy Joseph Leaming Murphy (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
WEEKS, John Graham Winsloe Queens Co., PE May 2, 2009 (18-31)	Eleanor Bernice Weeks (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
FISHER, Evelyn Louise (nee MacKinnon), also previously known as Evelyn O'Brien and Evelyn O'Brien Fisher Church Road Kings Co., PE May 2, 2009 (18-31)	Arthur John MacKinnon (AD.)	Boardwalk Law Offices 220 Water Street Parkway Charlottetown, PE
JENKINS, Charlotte Catherine Mount Mellick Queens Co., PE May 2, 2009 (18-31)	Randall I. Jenkins (AD.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
PENDERGAST, Donalda Riverview Albert Co., NB May 2, 2009 (18-31)	Elizabeth Pendergast Donald Pendergast (AD.)	Stewart McKelvey PO Box 2140 Charlottetown, PE

DFPEI 2009-02
DAIRY FARMERS OF PRINCE EDWARD ISLAND

ORDER: DFPEI 2009-02
EFFECTIVE: 1 August 2009

Under the Dairy Farmers of Prince Edward Island Regulations and under the *Natural Products Marketing Act*, R.S.P.E.I.1988, Cap. N-3, Dairy Farmers of Prince Edward Island makes the following Order:

PRICE DETERMINATION ORDER

- Application 1. This Order provides for the establishment of prices for each kilogram of butterfat, protein and other solids contained in milk used in the classes described in the Board's Classification of Milk Order.
- Definitions 2. The words herein shall have the meanings as found in the Prince Edward Island Natural Products Marketing Act and the Dairy Farmers of Prince Edward Island Regulations unless differentiated herein and as hereinafter defined:
- (a) "CMSMC" shall mean the Canadian Milk Supply Management Committee.
- Over Quota Milk 3. There shall be \$0 paid for components contained in milk marketed that exceeds volumes permitted by a producer's quota.
- Component Prices 4. The price to be paid to Dairy Farmers of Prince Edward Island by processors for each kilogram of butterfat, protein and other solids contained in milk used shall be as follows:

Class	Butterfat	Protein	Other Solids
2	\$7.4732	\$5.7070	\$5.7070
3(a)	\$7.4732	\$13.2992	\$0.8354
3(b)	\$7.4732	\$12.8496	\$0.8354
4(a)	\$7.4732	\$5.1562	\$5.1562
4(a)1	\$7.4732	Established by the CMSMC	Established by the CMSMC
4(b)	\$7.4732	\$5.2637	\$5.2637
4(c)	Discounted 15 % from the product's end classification		
4(d)	\$7.4732	\$5.1562	\$5.1562
4(m)	Established by the CMSMC	Established by the CMSMC	Established by the CMSMC
5(a)	Established by the CMSMC	Established by the CMSMC	Established by the CMSMC
5(b)	Established by the CMSMC	Established by the CMSMC	Established by the CMSMC
5(c)	Established by the CMSMC	Established by the CMSMC	Established by the CMSMC
5(d)	Established by the CMSMC	Established by the CMSMC	Established by the CMSMC

Revocation 4. DFPEI Order 2008-04 effective the 1st day of February 2009 is hereby revoked.

Commencement 5. This Order comes into force on the 1st day of August 2009.

DATED at Charlottetown, Prince Edward Island, this 29th day of May 2009

Harold MacNevin, Chair
Ronald Maynard, Secretary

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DFPEI 2009-03

DAIRY FARMERS OF PRINCE EDWARD ISLAND

ORDER: DFPEI 2009-03
EFFECTIVE: 1 August 2009

Under the Dairy Farmers of Prince Edward Island Regulations and under the *Natural Products Marketing Act*, R.S.P.E.I.1988, Cap. N-3, Dairy Farmers of Prince Edward Island makes the following Order:

MILK TRANSPORTATION RATE DETERMINATION ORDER

- | | |
|------------------------|--|
| Application | 1. This Order provides for the establishment of bulk milk transportation rates for all raw milk transported directly by a transporter from a producer's farm to a designated dairy manufacturing plant. |
| Definitions | <p>2. The words herein shall have the meanings as found in the <i>Prince Edward Island Natural Products Marketing Act</i> and the Dairy Farmers of Prince Edward Island Regulations unless differentiated herein and as hereinafter defined:</p> <p>(a) "bulk haulage transportation formula" means the formula used by the Board to determine a transporter's weighted average transport rate using the cost elements described in Appendix "A";</p> <p>(b) "dairy manufacturing plant" means a place where milk or cream is manufactured and processed into Class 1 or industrial milk products;</p> <p>(c) "milk" means the normal milk from cows;</p> <p>(d) "primary transportation" means bulk transportation of raw milk directly from a producer's farm to a dairy manufacturing plant;</p> <p>(e) "primary transportation rate" means the bulk haulage transportation rate established for a transporter by the Board based on an individual transporter's weighted average rate to transport milk from producer's farms to dairy manufacturing plants; and</p> <p>(f) "transporter" means a bulk milk transportation company approved by the Board to transport bulk milk from producer's farms to dairy manufacturing plants.</p> |
| Establishment of Rates | 3. The Board shall establish a bulk milk haulage transportation rate using the formula established in 2(a) and these calculations shall be updated using the bulk milk haulage transportation formula at least once per annum and on the first of a month if there is a change of + or - 4% in the ultra low sulfur diesel fuel price. Transporters will be notified of changes in the transport rates as soon as the rates have been calculated by the Board. |
| Additional Kilometers | 4. Where a transporter is required to deliver milk to a dairy manufacturing plant other than the one designated for a route or to travel additional kilometers to deliver milk to a second dairy manufacturing plant, compensation for the extra distance travelled shall be based on a rate per kilometer determined by the Board using the bulk haulage transportation formula. |
| Special Pickups | 5. The Board may, from time to time, determine a minimum charge in the event that a transporter is required to make a special trip to pick up bulk milk from a producer's farm for delivery to a dairy manufacturing plant. |

Transporting of milk 6. No person shall transport milk at a rate or rates other than the rates determined by the Board.

Commencement 7. This order comes into force on the 1st day of August 2009.

Dated at Charlottetown, Prince Edward Island, this 25th day of June 2009.

Harold MacNevin, Chair
Ronald Maynard, Secretary

APPENDIX “A”

Cost Elements:

- A. Route configuration determined by the Board in consultation with transporters
- B. Time allowances - for preparation time, on farm activities, waiting times at dairy manufacturing plants, wash time, and miscellaneous time
- C. Pumping speed - volume of milk pumped per minute on farm and at dairy manufacturing plant
- D. Efficiency factors related to volume and time required
- E. Travel speeds - for pickup km and other km
- F. Labour costs - a basic wage rate plus benefits (private medical and pension plans, holiday/vacation/sick/training days) plus overtime
- G. Diesel fuel costs & consumption rates
- H. Equipment costs - tandems, trailers & tanks - depreciation based on useful life and residual values
- I. Repair and maintenance costs
- J. Tire repair costs
- K. Licencing and insurance costs
- L. Other general costs - administration, parking, snow removal and spare truck allowance
- M. Finance cost of equipment
- N. Rate of return on capital
- O. Company profit

A detailed copy of the bulk haulage transportation formula containing the above elements is available to approved bulk milk transporters upon a request to the Board.

**MC09-01
PRINCE EDWARD ISLAND
MARKETING COUNCIL**

**ORDER NO: MC09-01
EFFECTIVE: August 1, 2009**

Under subsection 2(7) of the *Natural Products Marketing Act*, R.S.P.E.I. 1988, Cap N-3, the Prince Edward Island Marketing Council makes the following Order:

**REVOCATION ORDER
PRODUCER CLASS 1 MILK PRICE DETERMINATION ORDER**

- Application 1. This Order revokes the Producer Class 1 Milk Price Determination Order, MC08-03, that was effective on the 1st day of February 2009.
- Revocation 2. The Producer Class 1 Milk Price Determination Order, MC08-03, effective the 1st day of February 2009, is hereby revoked.
- Effective date 3. This Order comes into force on the 1st day of August 2009.

Dated at Charlottetown, Prince Edward Island, this 28th day of April 2009.

Gordon MacBeath, Chair
Murray Myles, Secretary

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**MC09-02
PRINCE EDWARD ISLAND
MARKETING COUNCIL**

**ORDER NO: MC09-02
EFFECTIVE: August 1, 2009**

Under subsection 2(7) of the *Natural Products Marketing Act*, R.S.P.E.I. 1988, Cap N-3, the Prince Edward Island Marketing Council makes the following Order:

**REVOCATION ORDER
MILK TRANSPORTATION RATE DETERMINATION ORDER**

- Application 1. This Order revokes the Milk Transportation Rate Determination Order, MC00-02, that was effective on the 16th day of November 2000.
- Revocation 2. The Milk Transportation Rate Determination Order, MC00-02, effective the 16th day of November 2000, is hereby revoked.
- Effective date 3. This Order comes into force on the 1st day of August 2009.

Dated at Charlottetown, Prince Edward Island, this 28th day of April 2009.

Gordon MacBeath, Chair
Murray Myles, Secretary

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**MC09-03
PRINCE EDWARD ISLAND
MARKETING COUNCIL**

**ORDER NO: MC09-03
EFFECTIVE: August 1, 2009**

Under subsection 2(7) of the *Natural Products Marketing Act*, R.S.P.E.I. 1988, Cap N-3, the Prince Edward Island Marketing Council makes the following Order:

**REVOCATION ORDER
GENERAL CLASS 1 MILK PRICE ORDER**

- | | |
|----------------|---|
| Application | 1. This Order revokes the General Class 1 Milk Price Order MC86-1, as amended by MC91-1. |
| Revocation | 2. The General Class 1 Milk Price Order, MC86-1, as amended by MC91-1, is hereby revoked. |
| Effective date | 3. This Order comes into force on the 1 st day of August 2009. |

Dated at Charlottetown, Prince Edward Island, this 28th day of April 2009.

Gordon MacBeath, Chair
Murray Myles, Secretary

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**MC09-04
PRINCE EDWARD ISLAND
MARKETING COUNCIL**

**ORDER NO: MC09-04
EFFECTIVE: August 1, 2009**

Under subsection 2(7) of the *Natural Products Marketing Act*, R.S.P.E.I. 1988, Cap N-3, the Prince Edward Island Marketing Council makes the following Order:

AMENDMENTS TO CLASS 1 MILK PRODUCT PRICE DETERMINATION ORDER

- | | |
|-------------|--|
| Application | 1. This Order amends the Class 1 Milk Product Price Determination Order MC08-04. |
| Amendment | 2. The Class 1 Milk Product Price Determination Order, MC08-04, is amended by the addition of the following immediately after section 2. |

Definitions

2.1 In this Order,

(a) "distributor" means a person who purchases a Class 1 milk product from a processor or another distributor and offers for sale or sells the Class 1 milk product to an institution, retail outlet or a consumer;

(b) "home delivery" means the price charged by a processor or a distributor to a consumer for delivery of a Class 1 milk product directly to the home of a consumer;

(c) "processor" means a person engaged in the processing of Class 1 milk or a Class 1 milk product; and

(d) "wholesale" means the price charged by a processor or a distributor to an institution or a retail outlet but does not include the price which consumers pay to a retail outlet.

Sales prices

2.2 No person shall offer for sale or sell a Class 1 milk product at a price less than the price established in section 3.

Purchase prices

2.3 No person shall offer to purchase or purchase a Class 1 milk product at a price less than the minimum price established in section 3.

Effective date 3. This Order comes into force on the 1st day of August 2009.

Dated at Charlottetown, Prince Edward Island, this 28th day of April 2009.

Gordon MacBeath, Chair
Murray Myles, Secretary

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PB09-1

PB09-1

Effective: 07 July, 2009

**PRINCE EDWARD ISLAND
POTATO BOARD**

UNDER the *Natural Products Marketing Act*, R.S.P.E.I. 1988, Cap.N-3, the Prince Edward Island Potato Marketing Plan Regulations, and the *Agricultural Products Marketing Act* (Canada), the Prince Edward Island Potato Board makes the following order:

Dealer Licensing Order

Application 1. This order applies to the control and regulation of potato dealers in Prince Edward Island.

Definitions 2. In this order

1. "Act" means the *Natural Products Marketing Act* R.S.P.E.I. 1988, Cap. N-3;

2. "Board" means the Prince Edward Island Potato Board established pursuant to the Act;

3. "Consumer" means a person who purchases potatoes for personal consumption by that person or his family;

4. "Dealer" means a person who, on his own behalf or as an agent for or on behalf of any other person, is engaged in the marketing of potatoes in Canada and the United States, including Puerto Rico;

5. "Dispute Resolution Corporation" means the Fruit and Vegetable Dispute Resolution Corporation established in 1999 pursuant to Article 707 of the North American Free Trade Agreement;

6. "Marketing" means buying, selling or offering for sale, and includes storing, packing, shipping, and transporting in any manner by any person;

(g) "Person" includes individual, cooperative, partnership, or corporation;

(h) "Plan" means any plan established for the marketing of potatoes established and

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amended from time to time pursuant to the Act;

(i) "Potatoes" means potatoes produced in the Province of Prince Edward Island;

(j) "Producer" means a person who, in Prince Edward Island, grows potatoes on his own land or on land owned by others;

(k) "Responsibly connected person" includes individual owners, partners, members, officers, directors or holders of more than 10% of the outstanding stock of a business, and any individuals who function in an executive or managerial capacity; and

(l) "Transfer" includes any sale of shares of a corporation which results in a change of control of the corporation.

Licensing

3.(1) No dealer shall engage in the marketing of potatoes without a license from the Board.

(2) The maximum number of dealer licenses issued by the Board annually shall not exceed 53 licenses.

(3) Subsection 3.(1) does not apply to any producer who sells his own potatoes directly to a consumer in Prince Edward Island.

Fees

4.(1) The license fee payable to the Board by all dealers engaged in the marketing of potatoes shall be \$ 1,400 plus applicable taxes annually and such license shall be issued to a dealer only on the dealer agreeing to the terms and conditions as set forth in the application for the license.

(2) Applicants applying for a dealer's license shall consent to a credit inquiry to be carried out by the Board. The Board shall have the right to deny the issuance of a dealer's license to any applicant for whom an unsatisfactory credit report is received.

(3) Applicants applying for a dealer's license shall provide to the Board written confirmation from the applicant's financial institution indicating that the applicant has established a line of credit for a minimum of \$100,000.

Collection and
remittance of
levies

5. Each dealer engaged in the marketing of potatoes in Prince Edward Island shall pay a charge to the Board of three cents per hundredweight for potatoes shipped by the dealer based on each transportation number issued by the Board. In addition, each dealer shall collect and remit to the Board the prescribed producer levies for such shipments as set out in Board Order 06-1 (Levies Order) as amended or substituted from time to time.

Application
deadline

6. Applications for dealer licenses must be received by the Board by no later than July 31st of each year.

License issuance

7.(1) Licenses shall be issued by the Board annually on August 1st of each year.

(2) If the holder of a dealer license for the preceding crop year fails to apply for renewal of the license for the current crop year, the Board may issue, for each dealer license which was not renewed, a dealer license to a qualified applicant who meets the criteria for issuance of a dealer license, but who did not hold a dealer license in the preceding crop year.

(3) If the Board receives more qualified applications for dealer licenses than are licenses

	available for issuance pursuant to sub-section 7(2), the license or licenses to be issued shall be determined by random draw conducted by the Board's auditors.
	(4) No person shall be issued a license unless that person is a member in good standing in the Dispute Resolution Corporation, and the license of that person shall be suspended immediately by the Board if the person's membership in the Dispute Resolution Corporation is suspended, cancelled, or terminated for any reason.
Violation	8. If a licensed dealer, or any other entity in which a responsibly connected person of the licensed dealer has an interest, is found to have violated any provision of a plan or any order or regulation of the Board, the licensed dealer shall be liable to have his license suspended or canceled forthwith.
Transfer of license	9. No dealer license may be the subject of a transfer to another person without the prior written approval of the Board.
Expiry	10. All licenses shall expire on the 31 st day of July in each year.
Renewal	11. Any dealer who is in arrears with the Board with respect to any levies, in addition to any other penalty therefor, shall not be entitled to a renewal of any license required by any licensing order in force from time to time until such time as all arrears of levies are paid to the Board.
Implied term	12. The following provision shall be deemed to be included in any written or oral contract between a PEI potato producer and licensed PEI Potato Dealer for the purchase of potatoes: "Any dispute, controversy or claim arising out of this contract may, at the grower's request, be submitted to, and finally settled by, arbitration administered by the Fruit and Vegetable Dispute Resolution Corporation in accordance with its published rules and procedures. Judgment on the award rendered by the arbitrator(s) may be entered in any court having jurisdiction thereof."
Details of sale to be furnished to Board	13.(1) All dealers shall, within a period of twenty-four hours of finalizing a sale of potatoes from the Province of Prince Edward Island, be required to furnish the Board with the name of the buyer; the destination for such shipment; the quantity and size of package; the price; and the mode of transportation, and shall be required before making such shipment to obtain a transportation number from the Board and furnish to the Board the invoice covering such shipment within a period of thirty days from the date of shipment. (2) Each shipment referred to in subsection 13.(1) shall be evidenced by separate invoice, and no invoices purporting to cover more than one shipment shall be accepted by the Board as compliance with the requirements of subsection 13.(1).
Unsatisfied judgments	14.(1) In the event an unsatisfied judgment is registered against an applicant for a dealer's license, or against any other entity in which a responsibly connected person of the applicant has an interest, the Board shall be entitled to refuse to issue a dealer's license to such applicant until all such judgments are paid and satisfied. In addition, it shall be a term and condition of each dealer's license issued by the Board that, in the event that any judgment be registered against a licensed dealer in Prince Edward Island, or against any other entity in which a responsibly connected person of the dealer has an interest, and remain unsatisfied for a period greater than seven days, the license of such dealer shall be liable to suspension or cancellation at the discretion of the Board.

- | | |
|-----------------------------|---|
| Conflicting information | (2) In the event that information relating to sale of Prince Edward Island potatoes provided by a dealer to the Board orally, in order to obtain a Board transportation order number, varies from information contained in the invoice respecting such sale forwarded to the Board, the Board may, at its discretion, withhold the issuance of further Board transportation order numbers to such dealer until such time as the dealer has an explanation acceptable to the Board for such variance. |
| Failure to provide invoices | (3) In the event that a dealer declines or fails to provide to the Board a copy of the invoice in respect to any sale of Prince Edward Island potatoes within thirty days of receipt by such dealer of a Board transportation order number in respect to such sale, the Board may, in its discretion, withhold the issuance of further Board transportation order numbers to such dealer until such time as the dealer has made an explanation acceptable to the Board for the refusal or failure to provide such invoice in the time stipulated. |
| Power to withhold | 15. The Board hereby delegates to such of its employees who, in the ordinary course of their duties as employees of the Board issue Board transportation order numbers, the power to withhold Board transportation order numbers to a dealer who is in arrears of remittance of levies to the Board, against whom an unsatisfied judgment in Prince Edward Island exists, or who is otherwise in violation of any Plan, order or regulation of the Board, including subsections 14.(2) and (3) above. |
| Penalties | <p>16.(1) A person who violates any provision of this order commits an offence punishable on summary conviction as set out in Section 25(1) of the Natural Products Marketing Act R.S.P.E.I. 1988, Cap. N-3 and also may have his license suspended or revoked.</p> <p>(2) Where a violation of any provision continues for more than one day, the offender commits a separate offence for each day that the violation continues.</p> <p>17. Board Order PB08-4 is hereby revoked.</p> |
| Commencement | <p>18. This order comes into force on the 7th day of July, 2009</p> <p>DATED at Charlottetown, Prince Edward Island this 7th day of July, 2009.</p> <p>BOYD ROSE
Chairman</p> <p>PETER GRIFFIN
Secretary</p> |

PB09-2

PB09-2

Effective: 07 July, 2009

**PRINCE EDWARD ISLAND
POTATO BOARD**

UNDER the *Natural Products Marketing Act*, R.S.P.E.I. 1988, Cap. N-3, the Prince Edward Island Potato Marketing Plan Regulations, and the *Agricultural Products Marketing Act* (Canada), the Prince Edward Island Potato Board makes the following order:

Export Licensing Order

- | | |
|---------------------------|--|
| Application | 1. This order applies to the control and regulation of potato exporters in Prince Edward Island. |
| Definition | 2. In this order |
| | 1. "Act" means the <i>Natural Products Marketing Act</i> R.S.P.E.I. 1988, Cap. N-3; |
| | 2. "Board" means the Prince Edward Island Potato Board established pursuant to the Act; |
| | 3. "Dispute Resolution Corporation" means the Fruit and Vegetable Dispute Resolution Corporation established in 1999 pursuant to Article 707 of the North American Free Trade Agreement; |
| | 4. "Exporter" means a person who, on his own behalf or as an agent for or on behalf of any other person, is engaged in the marketing of potatoes outside of Canada and the United States (including Puerto Rico); |
| | 5. "Exports" or "exported" means marketing potatoes outside of Canada and the United States (including Puerto Rico); |
| | 6. "Marketing" means buying, selling or offering for sale, and includes storing, packing, shipping, and transporting in any manner by any person; |
| | 7. "Person" includes individual, cooperative, partnership, or corporation; |
| | 8. "Plan" means any plan established for the marketing of potatoes established and amended from time to time pursuant to the Act; |
| | 9. "Potatoes" means potatoes produced in Prince Edward Island; |
| | 10. "Producer" means a person who, in Prince Edward Island, grows potatoes on his own land or on land owned by others; and |
| | 11. "Responsibly connected person" includes individual owners, partners, members, officers, directors or holders of more than 10% of the outstanding stock of a business, and any individuals who function in an executive or managerial capacity. |
| Application of provisions | 3. This order does not apply to potatoes marketed in Canada and the United States, including Puerto Rico. |

Licensing	4.(1) No person shall engage in the export of potatoes without a license from the Board. 2. All potatoes exported from Prince Edward Island shall be exported only through licensed potato exporters.
Fees	5. (1) The license fee payable to the Board by all exporters engaged in exporting potatoes shall be \$5,000 plus applicable taxes annually and such license shall be issued to an exporter only on the exporter agreeing to the terms and conditions as set forth in the application for the license. (2) Applicants applying for an exporter's license shall consent to a credit inquiry to be carried out by the Board. The Board shall have the right to deny the issuance of an exporter's license to any applicant for whom an unsatisfactory credit report is received. (3) Applicants applying for an exporter's license shall provide to the Board written confirmation from the applicant's financial institution indicating that the applicant has established a line of credit for a minimum of \$250,000.
Collection and remittance of levies	6. Each exporter engaged in the export of potatoes in Prince Edward Island shall pay a charge to the Board of three cents per hundredweight for potatoes shipped by the exporter. In addition, each exporter shall collect and remit to the Board the prescribed producer levies for such shipments as set out in Board Order 06-1 (Levies Order) as amended or substituted from time to time.
Application deadline	7. Applications for exporter licenses must be received by the Board by no later than July 31 st of each year.
Licence issuance	8.(1) Licenses shall be issued by the Board annually on August 1 st of each year. (2) No person shall be issued a license unless that person is a member in good standing in the Dispute Resolution Corporation, and the license of that person shall be suspended immediately by the Board if the person's membership in the Dispute Resolution Corporation is suspended, cancelled, or terminated for any reason.
Violation	9. If a licensed exporter, or any other entity in which a responsibly connected person of the licensed exporter has an interest, is found to have violated any provision of a plan or any order or regulation of the Board, the licensed exporter shall be liable to have his license suspended or canceled forthwith.
Expiry	10. All licenses shall expire on the 31 st day of July in each year.
Renewal	11. Any exporter who is in arrears with the Board with respect to any levies shall, in addition to any other penalty therefor, not be entitled to a renewal of any license required by any licensing regulations in force from time to time until such time as all arrears of levies are paid to the Board.
Implied term	12. The following provision shall be deemed to be included in any written or oral contract between a PEI potato producer and licensed PEI Potato Exporter for the purchase of potatoes: "Any dispute, controversy or claim arising out of this contract may, at the grower's request, be submitted to, and finally settled by, arbitration administered by the Fruit and Vegetable Dispute Resolution Corporation in accordance with its published rules and procedures. Judgment on the award rendered by the arbitrator(s) may be entered in any court having jurisdiction thereof."

- Details of sale to be furnished to Board 13. All exporters shall, no later than seven days after the shipment has left Prince Edward Island, be required to furnish the Board with the name of the importing country, the size and quantity of the shipment, the average price paid to producers, the shipment date, transportation mode and exit port. The Board will then assign a Board Transportation Order Export Number for the shipment.
- Unsatisfied judgments 14. In the event an unsatisfied judgment is registered against an applicant for an exporter's license, or against any other entity owned or controlled by such applicant which previously held an exporter's license issued by the Board, the Board shall be entitled to refuse to issue an exporter's license to such applicant until all such judgments are paid and satisfied. In addition, it shall be a term and condition of each exporter's license issued by the Board that, in the event that any judgment be registered against such exporter in Prince Edward Island and remain unsatisfied for a period greater than seven days, the license of such exporter shall be liable to suspension or cancellation at the discretion of the Board.
- Power to withhold 15. The Board hereby delegates to such of its employees who, in the ordinary course of their duties as employees of the Board issue Board transportation order export numbers, the power to withhold issuance of further Board transportation order export numbers to an exporter who is in arrears of remittance of levies to the Board, against whom an unsatisfied judgment in Prince Edward Island exists, or who is otherwise in violation of any Plan, order or regulation of the Board.
- Penalties 16.(1) A person who violates any provision of this order commits an offence punishable on summary conviction as set out in Section 25(1) of the Natural Products Marketing Act R.S.P.E.I. 1988, Cap. N-3 and also may have his license suspended or revoked.
- (2) Where a violation of any provision continues for more than one day, the offender commits a separate offence for each day that the violation continues.
17. Board Order PB08-5 is hereby revoked.
- Commencement 18. This order comes into force on the 7th day of July, 2009.
- DATED at Charlottetown, Prince Edward Island this 7th day of July, 2009.
- BOYD ROSE
Chairman
- PETER GRIFFIN
Secretary

PB09-3

PB09-3

Effective: 22 July, 2009

**PRINCE EDWARD ISLAND
POTATO BOARD**

UNDER the *Natural Products Marketing Act*, R.S.P.E.I. 1988, Cap. N-3, the Prince Edward Island Potato Marketing Plan Regulations, and the *Agricultural Products Marketing Act* (Canada), the Prince Edward Island Potato Board makes the following order:

Levies Order

- | | | |
|----------------|-------|--|
| Application | 1. | This order provides for the fixing, imposing and collecting of levies from potato dealers, exporters, processors and producers in Prince Edward Island. |
| Definition | 2. | <p>In this order</p> <p>1. "Act" means the <i>Natural Products Marketing Act</i> R.S.P.E.I. 1988, Cap. N-3;</p> <p>2. "Board" means the Prince Edward Island Potato Board established pursuant to the Act;</p> <p>3. "Dealer" means a person who, on his own behalf or as an agent for or on behalf of any other person, is engaged in the marketing of potatoes in Canada and the United States, including Puerto Rico;</p> <p>4. "Exporter" means a person who, on his own behalf or as an agent for or on behalf of any other person, is engaged in the marketing of potatoes outside of Canada and the United States (including Puerto Rico);</p> <p>5. "Person" includes individual, cooperative, partnership, or corporation;</p> <p>6. "Plan" means any plan for the marketing of potatoes established and amended from time to time pursuant to the Act;</p> <p>7. "Potatoes" means potatoes produced in Prince Edward Island;</p> <p>8. "Processor" means a person who, on his own behalf or as an agent for or on behalf of any other person, is engaged in the processing of potatoes; and</p> <p>9. "Producer" means a person engaged in the production of potatoes for his own account.</p> |
| Levy structure | 3.(1) | <p>Every person engaged in the processing of potatoes in Prince Edward Island shall pay to the Potato Board, in addition to the license fees set out under the Plan, levies at the rate of nine (\$0.09) cents per cwt on all potatoes used by him for processing purposes in the Province of Prince Edward Island. If such person, having purchased potatoes produced in Prince Edward Island, processes such potatoes outside of Prince Edward Island in a plant or plants owned or controlled by such person, he shall pay to the Potato Board, in addition to the license fees set out under the plan, levies at the rate of nine (\$0.09) cents per cwt on all Prince Edward Island potatoes used by him for processing purposes outside the Province of Prince Edward Island, provided such person has entered into an agreement with the Potato Board which enables the Potato Board to verify the processing of such potatoes, which agreement shall be in the form approved by the Potato Board.</p> |

2. Every dealer, exporter and producer shall pay to the Board, in addition to the license fees set out under the Plan, levies in the amount of ten (\$0.10) cents per hundredweight on all potatoes sold or shipped by him except where such potatoes are sold to a processor to whom subsection (1) applies, and until such levies are paid to the Board, every dealer, exporter and producer shall hold the sums representing his liability pursuant to such levies in trust for the Board.
3. With respect to potatoes grown prior to 2009, the levies payable pursuant to subsections 3.(1) and 3.(2) shall be seven (\$0.07) cents per cwt and eight (\$0.08) cents per cwt, respectively.
- Collection and remittance of levy 4.(1) Each person engaged in the processing of potatoes in Prince Edward Island shall, on or before the fifteenth day of each month
- (a) render to the Board a true and correct statement relating to all potatoes purchased by him during the previous month giving the name and address of the grower and the quantity purchased, together with such further information as the Board may from time to time require; and
 - (b) remit to the Board the levies imposed on him pursuant to subsection 3(1).
- (2) Every dealer, exporter and producer shall, on or before the fifteenth day of each month
- (a) render to the Board a true and correct statement relating to all potatoes shipped by him during the previous month giving the following information:
 - i. quantities, varieties and pack of the potatoes; and
 - ii. such further information as the Board may from time to time require; and
 - (b) remit to the Board the levies imposed on him pursuant to subsection 3(2).
- (3) The Board shall issue invoices for levies imposed pursuant to subsection 3(2) no later than July 31st of each year to each producer who has sold seed potatoes to producers in Prince Edward Island, based on the volume of such seed from the previous crop year moved by such producer as determined by information provided to the Board by the Canadian Food Inspection Agency with the consent of such producer.
- (4) If by February 28th of each year, a producer fails to consent, or withdraws any previous consent, to the release of information to the Board by the Canadian Food Inspection Agency with respect to the movement of seed potatoes in Prince Edward Island, the Board shall collect the levy on the sale of such seed potatoes sold by such producer in Prince Edward Island on the basis of \$ 16 per acre for each acre of seed potatoes receiving seed certification status by the Canadian Food Inspection Agency in the previous calendar year, and shall invoice such producer on that basis by no later than April 15th of each year.
5. This order shall apply to dealers, exporters, processors and producers.
6. Board Order PB06-1 is hereby revoked.
- Commencement 7. This order comes into force on the 22nd day of July, 2009.

DATED at Charlottetown, Prince Edward Island this 22nd day of July, 2009.

BOYD ROSE
Chairman

PETER GRIFFIN
Secretary

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: ENBRIDGE PEI
Owner: ENBRIDGE ENERGY DISTRIBUTION INC.
Registration Date: July 22, 2009

Name: PHANTOMWEAR CLOTHING & APPAREL
Owner: 100455 P.E.I. INC.
Registration Date: July 22, 2009

Name: ALY ENTERPRISES
Owner: Mohammad Jafar Eftekhari
Reza Hoseinimousavi
Vahid Ghomoshchi
Registration Date: July 24, 2009

Name: ELLEN'S CREEK CONVENIENCE STORE
Owner: Mohammed Jafar Eftekhari
Vahid Ghomoshchi
Reza Hoseinimousavi
Registration Date: July 24, 2009

Name: JEM ELECTRIC
Owner: Erwin Morrison
Registration Date: July 23, 2009

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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: 5000 YEARS INC.
137 Queen Street, Suite 303
P.O. Box 25026
Charlottetown, PE C1A 9N4
Incorporation Date: July 23, 2009

Name: CMAC DEVELOPMENTS INCORPORATED
45 Croker Street
Charlottetown, PE C1C 1N7
Incorporation Date: July 22, 2009

Name: EAST POINT POTATO 2009 INCORPORATED
3871 East Point Road

South Lake
Elmira RR #1, PE C0A 1K0
Incorporation Date: July 22, 2009

Name: J.E.M. ELECTRIC INC.
139 Halliday Road
RR #1
Belfast, PE C0A 1A0
Incorporation Date: July 23, 2009

Name: ROSEWOOD PROPERTIES INC.
Box 4108
Bedeque, PE C0B 1C0
Incorporation Date: July 27, 2009

Name: WCWF LANDOWNERS' ASSOCIATION INC.
RR #1
O'Leary, PE C0B 1V0
Incorporation Date: July 27, 2009

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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: DELONG & ASSOCIATES INC.
Purpose To increase the authorized capital.
Effective Date: July 23, 2009

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NOTICE OF INTENTION TO SURRENDER CHARTER

Under the provisions of the *Companies Act*, R.S.P.E.I. 1988, Cap. C-14, Part II, and amendments thereto, **2008 Canadian National Junior Baseball Championship Host Committee Inc.** hereby gives notice that it will make application to the Director of Corporations for the Province of Prince Edward Island pursuant to Section 74 of the said Act for leave to surrender its charter and its cancellation on and from a date to be fixed.

DATED at Charlottetown, this 28th day of July, 2009.

Adam W. Hood
Solicitor for the Applicant
CARR, STEVENSON & MacKAY
Barristers & Solicitors
50 Water Street
Charlottetown PE C1A 1A4
Phone: 892-4156

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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: CURTISS-WRIGHT CONTROLS
INTEGRATED SENSING
Owner: NOVATRONICS INC.
119 Queen Street
P.O. Box 875
Charlottetown, PE C1A 7L9
Registration Date: July 21, 2009

Name: EXIT REALTY PEI
Owner: DANNY MOASE HOLDINGS
INC.
9 Templar Avenue
Charlottetown, PE C1A 9G6
Registration Date: July 22, 2009

Name: ISLAND PREGNANCY CENTER
Owner: ISLAND PREGNANCY CARE &
SUPPORT SERVICES INC.
500 Queen Street #204
Charlottetown, PE C1A 9H6
Registration Date: July 23, 2009

Name: SEABOARD/HARMAC
Owner: SEABOARD LIQUID CARRIERS
LIMITED
4 Vido Drive
Dartmouth, NS B3B 1P9
Registration Date: July 27, 2009

Name: ALY ENTERPRISES
Owner: Mohammad Jafar Eftekhari
47A Beach Grove Road
Charlottetown, PE C1E 1N6
Owner: Reza Hoseinimousavi
47A Beach Grove Road
Charlottetown, PE C1E 1N6
Owner: Zahra Eftekhari
47A Beach Grove Road
Charlottetown, PE C1E 1N6
Registration Date: July 24, 2009

Name: DOWNTOWN GIRLS
Owner: Andr  e Boss  
8 C Sunshine Trailor Park
Summerside, PE C1N 5K2
Registration Date: July 24, 2009

Name: DYNAMIC CURRICULUM
Owner: Alan Harrington
Spring Valley, PE C0B 1M0
Registration Date: July 21, 2009

Name: ELLEN'S CREEK CONVENIENCE
STORE
Owner: Mohammad Jafar Eftekhari
47A Beach Grove Road
Charlottetown, PE C1E 1N6
Owner: Reza Hoseinimousavi
47A Beach Grove Road
Charlottetown, PE C1E 1N6
Owner: Zahra Eftekhari
47A Beach Grove Road
Charlottetown, PE C1E 1N6
Registration Date: July 24, 2009

Name: GUSTO PATISSERIE
Owner: Pinar Paputcu
16 Emmalee Drive
Stratford, PE C1B 1R5
Owner: Adnan Paputcu
16 Emmalee Drive
Stratford, PE C1B 1R5
Registration Date: July 23, 2009

Name: MERMAID AUTO BODY
Owner: 3985628 Canada Inc.
27 Hopeton Road
Stratford, PE C1B 7G2
Registration Date: July 23, 2009

Name: PRECISION G. & T.
ENGINEERING
Owner: Brian Turner
672 Rollo Bay
Souris, PE C0A 2B0
Owner: John Geschke
6 Fox Run Drive
R R # 10
Charlottetown, PE C1E 2J1
Registration Date: July 24, 2009

Name: THREE RIVERS RESTAURANT
Owner: Arlene Smith
73 Water Street
Georgetown, PE C0A 1L0
Registration Date: July 22, 2009

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**CORRECTION TO NOTICE
HIGHWAY TRAFFIC ACT
ROADS ACT
DANGEROUS GOODS
(TRANSPORTATION) ACT
NATURAL PRODUCT MARKETING
ACT**

Under authority vested in me by Section 1(f.1) of the *Highway Traffic Act*, R.S.P.E.I. 1988, I hereby appoint Ronald Stewart MacLeod, 6635, Route 19, Canoe Cove, P.E.I. as a Peace Officer under section 10 of the *Highway Traffic Act*, R.S.P.E.I. 1988, and an Inspector under both Section 13 of the *Roads Act*, Section 10(1) of the *Dangerous Goods (Transportation) Act* and Section 10 (1) of the *Natural Product Marketing Act*. This appointment provides the power for enforcing the said Acts and Regulations. This appointment remains effective until cancelled or for as long as the incumbent is employed with the Highway Safety Division, Department of Transportation and Public Works. Dated at Charlottetown, Prince Edward Island, this 17th day of July, 2009.

Ron MacKinley
Minister
Transportation and Public Works

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**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: **LILLY VIOLET
MAYNE-SINCLAIR**
Address: 23 PARRICUS MEAD
DRIVE
CHARLOTTETOWN PE
C1E 2H2
Present Name: **LILLY VIOLET MAYNE**

JULY 28, 2009

T.A. Johnston
Director of Vital Statistics

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**NOTICE
MARRIAGE ACT**
Prince Edward Island
[Subsection 8(1) of the Act]

Notice is hereby published that, under the authority of the *Marriage Act*, the following clergy has been **temporarily registered** for the purpose of solemnizing marriages in the province of Prince Edward Island on **August 29, 2009**.

Pastor Chester MacPhail
12 Dolphin Drive
Moncton, NB
E1A 4W4

T.A. Johnston

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

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Director of Vital Statistics

NOTICE
Under the *Quieting Titles Act*

TAKE NOTICE that Elmer Gosbee and Lovell Gosbee claim to be the owners in fee simple of the lands hereinafter described;

AND TAKE NOTICE that an application has been made pursuant to the *Quieting Titles Act*, R.S.P.E.I. 1988, Cap. Q-2, to the Supreme Court of Prince Edward Island on behalf of Elmer Gosbee and Lovell Gosbee to have their title judicially investigated and the validity thereof ascertained and declared to the following lands and premises being Parcel No. 292136, located at Lot No. 64, Guernsey Cove, Kings County and Parcel No. 291039 located at Lot No. 64, Beach Point, Kings County, Prince Edward Island being more particularly described as follows:

Parcel No. 291039

ALL THAT PARCEL OF LAND situate, lying and being on Township Number 64 in Kings County in Prince Edward Island, bounded and described as follows, that is to say:

COMMENCING on the South side of the public road that leads from Beach Point to Murray Harbour Village at the Northwest angle of land owned by William D. Irving and running South along the West boundary of the said land a distance of One Hundred and Twenty Five (125) Yards;

THENCE West along the North boundary of land now or formerly owned by Robert Penny a distance of One Hundred and Five (105) Yards;

THENCE North along the East boundary of the said Robert Penny's land to the public road aforesaid a distance of One Hundred and Fourteen (114) Yards;

THENCE East along the said road a distance of Eighty-Four (84) yards to the place of commencement containing Two and One Quarter (2 ¼) Acres of land a little more or less;

BEING the lands described in a Deed from Thomas O. Gosbee Administrator of the Estate of Harriet Caroline Gosbee and others to the said Thomas Gosbee which Deed was dated the 4th day of August A.D. 1945 and registered in the Office of the Registrar of Deeds for Kings County on the 8th day of September A.D. 1945 in Liber 62, Folio 73.

Parcel No. 292136

ALL THAT TRACT OR PARCEL OF LAND situate, lying and being at Guernsey Cove on lot or Township number Sixty-Four (64) aforesaid bounded and described as follows, that is to say:

COMMENCING at a stake set in the beach or shore of the Straits of Northumberland at the southeast angle of land now or formerly in possession of Charles Davey;

THENCE running North along the said Charles Davey's East boundary line a distance of about Fifteen Chains to the south boundary of the Guernsey Cove Road;

THENCE Eastwardly along the same a distance sufficient to give a breadth of Five Chains and Fifty Links;

THENCE South parallel with the said Charles Davey's East line to the said beach or shore;

THENCE West along the same to the place of commencement containing Eight and One Quarter (8¼) Acres of land a little more or less.

AND FURTHER TAKE NOTICE that any person claiming adverse title or interested in said lands is to file a notice with the Registrar of the Supreme Court of Prince Edward Island, 15 Queen Street, Charlottetown, P.E.I. on or before September 11, 2009.

AND FURTHER TAKE NOTICE that if no claim to the said lands adverse to that of Elmer Gosbee and Lovell Gosbee is filed before September 11, 2009, a Certificate of Title certifying that Elmer Gosbee and Lovell Gosbee are the owners in fee simple of the said lands may be granted pursuant to the provisions of the *Quieting Titles Act*.

DATED at Charlottetown, Queens County, Prince Edward Island this 24th day of July, 2009.

PAUL D. MICHAEL, Q.C.
15 Queen Street
Charlottetown, P.E.I.
(902) 566-3400
Solicitor for the Petitioners

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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.