

Royal Gazette

Prince Edward Island

Postage paid in cash at First Class Rates

PUBLISHED BY AUTHORITY**VOL. CXXXV - NO. 44**

Charlottetown, Prince Edward Island, October 31, 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
BOUDREAULT, George Anthony Montague Kings Co., PE October 31, 2009 (44-57)*	Zita Boudreault (EX.)	Philip Mullally Law Office PO Box 2560 Charlottetown, PE
LEYERLE, Mary Ellen Toronto Ontario October 31, 2009 (44-57)*	Eve Leyerle (EX.)	Cox & Palmer PO Box 486 Charlottetown, PE
BRADLEY, Catherine Charlottetown Queens Co., PE October 24, 2009 (43-56)	Leo Bradley Noreen Sherren (EX.)	Philip Mullally Law Office PO Box 2560 Charlottetown, PE
CLINTON, Hazel Mary Charlottetown Queens Co., PE October 24, 2009 (43-56)	Horace B. Carver, QC (EX.) BDC Place	McInnes Cooper Suite 620, 119 Kent Street Charlottetown, PE
MacLEAN, William Jenkins Winsloe Queens Co., PE October 24, 2009 (43-56)	Royal Trust Corporation of Canada (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
MacRAE, Carmena Stratford (Formerly of Charlottetown) Queens Co., PE October 24, 2009 (43-56)	Edith Mabry (EX.)	Campbell Lea PO Box 429 Charlottetown, PE
TATTRIE, Samuel Austin	Marjory Lou Tattrie (EX.)	Stewart McKelvey

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

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

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Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
Heatherdale Kings Co., PE October 24, 2009 (43-56)		PO Box 2140 Charlottetown, PE
FORD, Wilma Margaret Summerside Prince Co., PE October 17, 2009 (42-55)	Isabel Gallant Wendell Ford (EX.)	McLellan Brennan 37 Central Street Summerside, PE
STEWART, Jean Summerside Prince Co., PE October 17, 2009 (42-55)	Hartsford Stewart (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
VICTOR, Leona Ann Cardigan Kings Co., PE October 17, 2009 (42-55)	Lawrence MacIntyre (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
DOHERTY, Edward St. Clair Cambridge Kings Co., PE October 17, 2009 (42-55)	William Doherty (AD.)	Cox & Palmer PO Box 516 Montague, PE
MacDONALD, Allan Francis New Annan Prince Co., PE October 17, 2009 (42-55)	Lela Marie MacDonald (AD.)	Law Office of Kathleen Loo Craig PO Box 11 Summerside, PE
COADY, Joyce E. Charlottetown Queens Co., PE October 10, 2009 (41-54)	Debra Gauthier Linda McClintick (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
MacEWEN, Kenneth Robert Summerside Prince Co., PE October 10, 2009 (41-54)	Teresa Rose MacEwen (EX.)	Ramsay & Clark PO Box 96 Summerside, PE
MacPHERSON, Anne Winsloe Queens Co., PE October 10, 2009 (41-54)	John Malcolm MacPherson (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
McKARRIS, Robert Joseph	Peter C. Ghiz (EX.)	Peter C. Ghiz Law Corporation

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Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
Charlottetown Queens Co., PE October 10, 2009 (41-54)		240 Pownal Street Charlottetown, PE
PETERS, Joseph Lloyd Winnipeg Manitoba October 10, 2009 (41-54)	Mary Carlene Peters (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
BUIST, Joseph James Stratford Queens Co., PE October 10, 2009 (41-54)	Catherine Zahn (AD.)	Cox & Palmer PO Box 486 Charlottetown, PE
HENRY, A. Earle Charlottetown Queens Co., PE October 10, 2009 (41-54)	Roger Henry (AD.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
MALLARD, William Joseph Rock Barra Kings Co., PE October 10, 2009 (41-54)	Mildred (Millie) Cheverie Agnes Cheverie (AD.)	Cox & Palmer PO Box 516 Montague, PE
PERRY, Leonard Joseph St. Felix Prince Co., PE October 10, 2009 (41-54)	Darlene Perry (AD.)	McInnes Cooper PO Box 177 O'Leary, PE
ARSENAULT, Helena (Lena) Tignish Prince Co., PE October 3, 2009 (40-53)	Elmer Arsenault (EX.)	Cox & Palmer PO Box 40 Alberton, PE
DAWSON, John Joseph Crapaud Prince Co., PE October 3, 2009 (40-53)	Nancy Mill Wayne Dawson (EX.)	McLellan Brennan 37 Central Street Summerside, PE
GAMBLE, Horace Keith Casumpec Prince Co., PE October 3, 2009 (40-53)	Mary Oulton (EX.)	McInnes Cooper PO Box 1570 Summerside, PE
HUGHES, Erma Louise (also	Anne Edith Hughes (also	McInnes Cooper

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Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
known as Louise Erma Hughes) Charlottetown Queens Co., PE October 3, 2009 (40-53)	known as Ann Edith Hughes) Myrna Mabel Kielly (EX.)	BDC Place Suite 620, 119 Kent Street Charlottetown, PE
INGS, Sterling Spencer Cherry Valley Queens Co., PE October 3, 2009 (40-53)	Cynthia Irene Ings (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
KOURI, Charles Henry Stanley Bridge Queens Co., PE October 3, 2009 (40-53)	Bryan Sullivan (EX.)	Paul J. D. Mullin, QC PO Box 604 Charlottetown, PE
LIEPMANN, Beverley Jean Charlottetown Queens Co., PE October 3, 2009 (40-53)	Daphne E. Dumont (EX.)	Macnutt & Dumont PO Box 965 Charlottetown, PE
McLELLAN, William (Bill) Byron Charlottetown Queens Co., PE October 3, 2009 (40-53)*	Don Murnaghan (EX.)	Cox & Palmer PO Box 486 Charlottetown, PE
PERRY, Mary Louise Souris Kings Co., PE October 3, 2009 (40-53)*	Janet Perry-Payne (EX.)	Cox & Palmer PO Box 516 Montague, PE
MacDONALD, Joseph Louis Newton, Middlesex County Massachusetts, USA October 3, 2009 (40-53)*	Anna J. MacDonald (AD.)	Reagh & Reagh 17 West Street Charlottetown, PE
BELL, Marion Elizabeth Charlottetown Queens Co., PE September 26, 2009 (39-52)	Matthew Claude Smith Bell (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
HOWARD, Myrtle Irene Halifax Nova Scotia September 26, 2009 (39-52)	Janet Lynn Howard Catherine Susan Howard (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
MacKENZIE, George Alexander	Glenda Earla MacKenzie (EX.)	Catherine M. Parkman Law Office

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Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
Cornwall Queens Co., PE September 26, 2009 (39-52)		PO Box 1056 Charlottetown, PE
MARTIN, Eleanor K. Charlottetown Queens Co., PE September 26, 2009 (39-52)	Pearl Sutherland Pamela Ferguson (EX.)	Matheson & Murray PO Box 875 Charlottetown, PE
ARSENAULT, Joseph Alcide Summerside Prince Co, PE September 26, 2009 (39-52)	Leonce Bernard (AD.)	McInnes Cooper PO Box 1570 Summerside, PE
BALDWIN, Marion Ann Florence Montague Kings Co., PE September 26, 2009 (39-52)	Lillian Whiteway (AD.)	Cox & Palmer PO Box 516 Montague, PE
OXLEY, David Aurora Ontario September 19, 2009 (38-51)	Linda Susan Oxley (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
MacNEVIN, Georgetta Charlottetown Queens Co., PE September 19, 2009 (38-51)	Lloyd MacNevin (AD.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
CULLEN, Lena Mae Charlottetown Queens Co., PE September 12, 2009 (37-50)	Sandra Hughes Wayne Cullen (EX.)	Cox & Palmer PO Box 516 Montague, PE
MacKINNON, Mabel Elizabeth (Betty) Kilmuir Kings Co., PE September 12, 2009 (37-50)	Jamie MacKinnon (EX.)	Cox & Palmer PO Box 516 Montague, PE
MacLEAN, M. Edna Charlottetown Queens Co., PE September 12, 2009 (37-50)	Shirley M. MacLean Anne Bruce (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
MacNEVIN, Hilda Rebecca	Paul Dawson (EX.)	Stewart McKelvey

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Charlottetown Queens Co., PE September 12, 2009 (37-50)		PO Box 2140 Charlottetown, PE
McKENNA, Joseph "Earl" Charlottetown Queens Co., PE September 12, 2009 (37-50)	Geraldine Roberta McKenna (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
MORNINGSTAR, Marilyn Charlottetown Queens Co., PE September 12, 2009 (37-50)	Glen Claybourne (EX.)	Paul J. D. Mullin, QC PO Box 604 Charlottetown, PE
VICKERY, Frank Noble Charlottetown Queens Co., PE September 12, 2009 (37-50)	Melva June O'Connor-Rafuse (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
CLOW, Wayne Summerside Prince Co., PE September 5, 2009 (36-49)	Sharon White (EX.)	Lyle & McCabe PO Box 300 Summerside, PE
HASLAM, Thomas Albert Claredon (also known as T. Claredon Haslam and/or T. A. Clare Haslam) Springfield Queens Co., PE September 5, 2009 (36-49)	Marion E. Haslam David E. R. Haslam (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
STEAD, H. Sidney Stratford Queens Co., PE September 5, 2009 (36-49)	Debra Stead (EX.)	Campbell Stewart PO Box 485 Charlottetown, PE
GALLANT, Paul "Maynard" North Rustico Queens Co., PE September 5, 2009 (36-49)	Eunice Marie Gallant (AD.)	Law Office of E. W. Scott Dickieson PO Box 1453 Charlottetown, PE
KELLY, Gordon Justin Summerside Prince Co., PE September 5, 2009 (36-49)	Ronald G. Kelly (AD.)	Cox & Palmer Summer Street Summerside, PE
BOUDREAULT, James Thomas	Agnes Walsh (EX.)	Philip Mullally Law Office

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Summerville Kings Co., PE August 29, 2009 (35-48)		PO Box 2560 Charlottetown, PE
CLOW, Annie Freetown Prince Co., PE August 29, 2009 (35-48)	Denton Clow (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
DENNIS, Florence Elizabeth "Bessie" O'Leary Prince Co., PE August 29, 2009 (35-48)	Heather Knox (EX.)	Cox & Palmer PO Box 40 Alberton, PE
DOUGLAS, Margaret Gertrude Hazel Grove Queens Co., PE August 29, 2009 (35-48)	Lynne Margaret Douglas (EX.)	Matheson & Murray PO Box 875 Charlottetown, PE
FLANAGAN, George Michael Charlottetown Queens Co., PE August 29, 2009 (35-48)	Bernard Flanagan Kenneth Flanagan Christopher Flanagan (EX.)	Philip Mullally Law Office PO Box 2560 Charlottetown, PE
GALLANT, Irene Mary Charlottetown Queens Co., PE August 29, 2009 (35-48)	Maureen Mills Shirley Anne Cook Lorraine Gay (EX.)	E. W. Scott Dickieson Law Office PO Box 1453 Charlottetown, PE
MURPHY, Erskine Cyril Alberton Prince Co., PE August 29, 2009 (35-48)	Owen Matthews (EX.)	Cox & Palmer PO Box 40 Alberton, PE
MYERS, Dewar William Mt. Albion Queens Co., PE August 29, 2009 (35-48)	Wayne Myers (EX.)	Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE
O'NEILL, Anthony Lawrence (Larry) Stratford Queens Co., PE August 29, 2009 (35-48)	Louise Alchorn (EX.)	McInnes Cooper BDC Place Suite 620, 119 Kent Street Charlottetown, PE
CLOW, Allan	Denton Clow (AD.)	Cox & Palmer

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Freetown Prince Co., PE August 29, 2009 (35-48)		82 Summer Street Summerside, PE
ESSERY, Vernon Arthur Mount Pleasant Prince Co., PE August 29, 2009 (35-48)	Bertha P. Ballum (AD.)	Ramsay & Clark PO Box 96 Summerside, PE
DONAHUE, M. Therese Cornwall Queens Co., PE August 22, 2009 (34-47)	Marcella Drake (formerly known as Marcella Knox) (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
GALLANT, Desmond Arthur Alma Prince Co., PE August 22, 2009 (34-47)	Marvin Gallant Alanna Shea (EX.)	Cox & Palmer PO Box 40 Alberton, PE
GORDON, Lowell K. Murray River Kings Co., PE August 22, 2009 (34-47)	Chandra Gordon-Stanley (EX.)	Matheson & Murray PO Box 875 Charlottetown, PE
MacINNIS, Patrick Joseph St. Peters Bay Kings Co., PE August 22, 2009 (34-47)	Sara Deveau (EX.)	Stewart McKelvey PO Box 2140 Charlottetown, PE
FLINT, Ruth E. Sanbornville, Carroll County New Hampshire, USA August 15, 2009 (33-46)	David K. Flint (EX.)	Cox & Palmer 82 Summer Street Summerside, PE
MacDOUGALL, Allison Charles O'Leary Prince Co., PE August 15, 2009 (33-46)	Florence Irene (MacDougall) MacNevin (EX.)	McInnes Cooper PO Box 177 O'Leary, PE
MacPHAIL, Paul R. Clyde River Queens Co., PE August 15, 2009 (33-46)	Jo-Ann Marie MacPhail (EX.)	Matheson & Murray PO Box 875 Charlottetown, PE

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STEELE, Loretta Benjabina Stratford Queens Co., PE August 15, 2009 (33-46)	Laura (Laurie) Anne King (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
LeBLANC, Marc Louis Hope River Queens Co., PE August 15, 2009 (33-46)	Jacqueline F. LeBlanc (AD.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
MacDONALD, Dorothy Esther Charlottetown Queens Co., PE August 8, 2009 (32-45)	Gordon MacDonald Marjorie Matthews (EX.)	Carr Stevenson & MacKay PO Box 522 Charlottetown, PE
SEXTON, Lillian Regina Borden-Carleton Prince Co., PE August 8, 2009 (32-45)	Donald Sterling Sexton (EX.)	Macnutt & Dumont PO Box 965 Charlottetown, PE
BAGLEY, John Henderson England and Wales August 1, 2009 (31-44)	Judith Sheldon (EX.)	Campbell Lea PO Box 429 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

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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
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

The following orders were approved by Her Honour the Lieutenant Governor in Council dated 20 October 2009.

EC2009-556

**GRAIN ELEVATORS CORPORATION ACT
PRINCE EDWARD ISLAND GRAIN ELEVATORS CORPORATION
BOARD OF DIRECTORS
APPOINTMENT**

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

NAME	TERM OF APPOINTMENT
Clayton Bulpitt	20 October 2009
Cardigan	to
(vice Ian McIsaac, resigned)	20 October 2012

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EC2009-558

**INNOVATION PEI ACT
MINISTER OF INNOVATION AND ADVANCED LEARNING
DESIGNATION**

Pursuant to clause 1(m) of the *Innovation PEI Act*, Stats. P.E.I. 2008, c. 47, Council designated the Minister of Innovation and Advanced Learning to be responsible for administration of the said Act, effective 31 October 2009.

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EC2009-559

**INNOVATION PEI ACT
INNOVATION PEI
CHIEF EXECUTIVE OFFICER - APPOINTMENT
NEIL STEWART
(APPROVED)**

Pursuant to subsection 9(1) of the *Innovation PEI Act*, Stats. P.E.I. 2008, c. 47, Council appointed Neil Stewart to serve at pleasure as Chief Executive Officer of Innovation PEI, effective 31 October 2009.

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EC2009-560

**FINANCIAL ADMINISTRATION ACT
REPORTING ENTITIES
AMENDMENT**

Pursuant to section 64 of the *Financial Administration Act* R.S.P.E.I. 1988, Cap. F-9, Council amended Schedule B to the said Act

(a) by adding the following reporting entity:

(I) Innovation PEI; and

(b) by deleting the following reporting entities:

- (I) Prince Edward Island Business Development Inc.; and
- (ii) Prince Edward Island Science and Technology Corporation.

This amendment comes into force on 31 October 2009.

Signed,
Rory Beck
Clerk of the Executive Council

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PROCLAMATION

CANADA
PROVINCE OF PRINCE EDWARD ISLAND

(Great Seal)
ELIZABETH THE SECOND, by the
Grace of God of the United Kingdom,
Canada and Her other Realms and
Territories, QUEEN, Head of the
Commonwealth, Defender of the Faith.

HON. BARBARA A. HAGERMAN
Lieutenant Governor

TO ALL TO WHOM these presents shall come or whom the same may in any wise concern:

GREETING A PROCLAMATION

WHEREAS in and by section 25 of Chapter 47 of the Acts passed by the Legislature of Prince Edward Island in the 2nd Session thereof held in the year 2008 and in the fifty-seventh year of Our Reign intituled "Innovation PEI Act" it is enacted as follows:

"This Act comes into force on a date that may be fixed by proclamation of the Lieutenant Governor in Council."

AND WHEREAS it is deemed expedient that the said Act, Stats. P.E.I. 2008, 2nd Session, c. 47 should come into force on the 31st day of October, 2009,

NOW KNOW YE that We, by and with the advice and consent of our Executive Council for Prince Edward Island, do by this Our Proclamation ORDER AND DECLARE that the said Act being the "Innovation PEI Act" passed in the fifty-seventh year of Our Reign shall come into force on the thirty-first day of October, two thousand and nine of which all persons concerned are to take notice and govern themselves accordingly.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made Patent and the Great Seal of Prince Edward Island to be hereunto affixed.

WITNESS the Honourable Barbara A. Hagerman, Lieutenant Governor of the Province of Prince Edward Island, at Charlottetown this twentieth day of October in the year of Our Lord two thousand and nine and in the fifty-eighth year of Our Reign.

By Command,
RORY BECK
Clerk of the Executive Council

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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: ING NOVEX
Owner: NOVEX INSURANCE
COMPANY/NOVEX
COMPAGNIE D'ASSURANCE
Registration Date: October 20, 2009

Name: ING INSURANCE
Owner: INTACT INSURANCE
COMPANY/INTACT
COMPAGNIE D'ASSURANCE
Registration Date: October 20, 2009

Name: INTACT INSURANCE COMPANY
Owner: INTACT INSURANCE
COMPANY/INTACT
COMPAGNIE D'ASSURANCE
Registration Date: October 20, 2009

Name: INTACT COMPAGNIE
D'ASSURANCE
Owner: INTACT INSURANCE
COMPANY/INTACT
COMPAGNIE D'ASSURANCE
Registration Date: October 20, 2009

Name: BROOKFIELD GARDENS
Owner: Edger B. Dykerman
Gerald Dykerman
Registration Date: October 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: P.E.I. ADVENTURE INITIATIVE
INC.
105 MacWilliams Road
Charlottetown, PE C1C 1L4
Incorporation Date: October 23, 2009

Name: SOLAR SOURCE PEI CORP.
50 Water Street
Charlottetown, PE C1A 1L1
Incorporation Date: October 21, 2009

Name: THE DOMINION ORDNANCE
MUSEUM INC.
50 Douglas Street
Charlottetown, PE C1A 7J2
Incorporation Date: October 21, 2009

Name: THE PROFESSIONAL INSTITUTE
OF PODIATRY AND FOOT CARE
INC.
1 Rochford Street
Charlottetown, PE C1A 9L2
Incorporation Date: October 02, 2009

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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: MANSFIELD OF CANADA
Owner: MANSFIELD OIL COMPANY OF
GAINESVILLE, INC.
1025 Airport Parkway
Gainesville, GA 30501
Registration Date: October 21, 2009

Name: TIP
Owner: GE CANADA VEHICLE &
EQUIPMENT SERVICES/GE
CANADA SERVICES DE
LOCATION DE VEHICULES ET
D'EQUIPEMENT
2300 Meadowvale Blvd.
Mississauga, ON L5N 5P9
Registration Date: October 21, 2009

Name: TRANSPORT INTERNATIONAL
POOL
Owner: GE CANADA VEHICLE &
EQUIPMENT SERVICES/GE
CANADA SERVICES DE
LOCATION DE VEHICULES ET
D'EQUIPEMENT
2300 Meadowvale Blvd.
Mississauga, ON L5N 5P9
Registration Date: October 21, 2009

Name: TAC WORLDWIDE
Owner: TECHNICALAID
INTERNATIONAL INC.
888 Washington Street
Dedham, MA 02026
Registration Date: October 21, 2009

Name: OWENS MACFADYEN GROUP
Owner: OMG BENEFITS CONSULTING
INC.
860 Main Street
Suite 300
Moncton, NB E1C 1G2
Registration Date: October 21, 2009

Name: OWENS MACFADYEN GROUP
Owner: OMG INSURANCE SERVICES
(NS) INC.
860 Main Street
Suite 300
Moncton, NB E1C 1G2
Registration Date: October 21, 2009

Name: OWENS MACFADYEN GROUP
Owner: OMG INSURANCE SERVICES
INC.
860 Main Street
Suite 300
Moncton, NB E1C 1G2
Registration Date: October 21, 2009

Name: CRAZY LADIES GIFT SHOP &
GARDEN CENTER
Owner: JONSEY'S RESTAURANT (2008)
INC.
P.O. Box 34
Morell, PE C0A 1S0
Registration Date: October 26, 2009

Name: ARCTIC HALF CIRCLE
CONTRACTORS
Owner: Arthur Lebsack
P.O. Box 196
Lower Montague
Montague, PE C0A 1R0
Owner: Eilien Lebsack
P.O. Box 196
33 Lower Montague
Montague, PE C0A 1R0
Registration Date: October 13, 2009

Name: BALL BREAKERS PAINTBALL
Owner: Brian Paterson
50 Bayberry Court
R R # 9
Winsloe, PE C1E 1Z3
Registration Date: October 23, 2009

Name: BILL'S AUTOBODY
Owner: William Lewis Myers
P.O. Box 1027
Cornwall, PE C0A 1H0
Registration Date: October 23, 2009

Name: ISLAND DESIGN &
FABRICATION
Owner: Thomas Gillis
91 Oak Drive
Charlottetown, PE C1A 6V2
Registration Date: October 20, 2009

Name: LORETTA CAMPBELL
PHOTOGRAPHY
Owner: Loretta Campbell
225 Deagle Lane
R R # 1
Souris, PE C0A 2B0
Registration Date: October 21, 2009

Name: OPEN AND SHUT CASE MUSIC
CASE REPAIR
Owner: Craig Taggart
5 Winjoe Drive
Stratford, PE C1B 1X2
Registration Date: October 19, 2009

Name: TERRA FIRMA CONSULTING
Owner: Alexander Kent Rogers
127 Charles Lane
New Haven, R R # 3
Cornwall, PE C0A 1H0
Registration Date: October 23, 2009

Name: JP'S WOODWORKING
Owner: Richard Jason Perry
12362 Roxbury
Cascompec Road, R R # 3
O'Leary PE C0B 1V0
Registration Date: October 20, 2009

44

NOTICE
CREDIT UNIONS ACT
R.S.P.E.I. 1988, Cap. C-29.1, S.9

NOTICE is hereby given that the Minister has approved the following bylaw amendments:

1. Metro Credit Union, amendments to Bylaw Number 5.01, approved by Credit Union Central on November 8, 2007.
2. Central Credit Union, amendments to Bylaw Number 5.01, adopted by Central Credit Union on November 25, 2008.
3. Evangeline Credit Union, amendments to Bylaw Number 5.01cu, adopted by Evangeline Credit Union on November 19, 2008.

DATED: October 23, 2009.

Katharine Tummon
Registrar of Credit Unions

44

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: **DARRYL HERNON**
Address: BOX 1 GREEN MEADOWS
RR 2
MORELL PE C0A 1S0
Present Name: **ISAAC JOHN DARRYL PAUL**

OCTOBER 26, 2009

T.A. Johnston
Director of Vital Statistics

44



Legislative Assembly
of
Prince Edward Island

Private Bills

Pursuant to the Rules of the Legislative Assembly of Prince Edward Island, notice is hereby served that Rules 72 through 77 apply to any person or organization who may wish to promote the introduction of a private bill during the 63rd General Assembly of the Province of Prince Edward Island. Specifically, Rule 76 provides that no such bill having for its object the vesting in, or conferring upon any person or persons, municipality or body corporate the title of any tract of land shall be received or read in the House unless, before the opening of the Legislative Assembly, at least four weeks' notice containing a full description of the land in question has been published in the Royal Gazette and one other newspaper in this province of the intention of such a person or persons, municipality or body corporate to apply for such a bill.

Charles H. MacKay
Clerk of the Legislative Assembly

**NOTICE OF PETITION
FOR PRIVATE BILL**

PUBLIC NOTICE is hereby given that in conformity with the Rules of Legislative Assembly of the Province of Prince Edward Island, at the current sitting of the Legislative Assembly of the said Province, a Petition will be presented for the amendment for an "Act to Incorporate the Summerside Young Men's Christian Association" being (52 Victoria, Cap.18, 1889) and assented to on April 17th, 1889 in the Legislative Assembly of the Province of PEI, and amendments thereto for the following purposes:

1. To change its name from the Summerside Young Men's Christian Association to the YMCA of Prince Edward Island.

DATED at Summerside, Prince County,
Province of Prince Edward Island,
this ____ day of April, 2009.

J. ANDREW D. CAMPBELL
Solicitor for the Applicant

44-45

NOTICE OF TAX SALE

There will be sold at public auction in front of the Law Courts Building, 108 Central Street, Summerside, Prince Edward Island on the 17th day of November, 2009 at the hour of 12:30 o'clock in the afternoon, real property located at 244 Church Street, Tignish, Prince County, Prince Edward Island, being identified as Parcel Number 6114-000, assessed in the name of Joyce McCallum of Tignish.

This property is being sold for nonpayment of taxes in accordance with section 16 of the *Real Property Tax Act*. A more complete legal description may be obtained by contacting the law firm of Ramsay & Clark, attention John Ramsay, at 303 Water Street, P.O. Box 96 Summerside, P.E.I. C1N 4P6, who acts for the Province in connection with this sale.

The said property will be sold subject to a reserve bid and conditions of sale.

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

DATED at Summerside this 22nd day of
October, 2009

ELIZABETH (BETH) GAUDET
Provincial Tax Commissioner for the
Province of Prince Edward Island

44-45

NOTICE OF TAX SALE

There will be sold at public auction in front of the Law Courts Building, 108 Central Street, Summerside, Prince Edward Island on the 17th day of November, 2009 at the hour of 12:30 o'clock in the afternoon, real property located at 775 Conway Rd., - Rte. 175, Conway, Prince County, Prince Edward Island, being identified as Parcel Number 29108-000, assessed in the name of the Estate of Myrtle Palmer .

This property is being sold for nonpayment of taxes in accordance with section 16 of the *Real Property Tax Act*. A more complete legal description may be obtained by contacting the law firm of Ramsay & Clark, attention John Ramsay, at 303 Water Street, P.O. Box 96 Summerside, P.E.I. C1N 4P6, who acts for the Province in connection with this sale.

The said property will be sold subject to a reserve bid and conditions of sale.

DATED at Summerside this 22nd day of
October, 2009.

ELIZABETH (BETH) GAUDET
Provincial Tax Commissioner for the
Province of Prince Edward Island

44-45

NOTICE

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

October 26, 2009

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 Holland College Conservation Enforcement student as an Auxiliary Conservation Officer for the purposes of the *Wildlife Conservation Act* and Regulations thereunder:

Shawn Donovan, Stratford, PEI

This designation of authority shall cease on December 4, 2009 or upon further written notice.

Signed,
Richard Brown
Minister

44

NOTICE

Environment Officer Designation
(pursuant to subsection 6(3) of the
Environmental Protection Act,
(RSPEI 1988 Cap E-9)

October 26, 2009

Pursuant to the authority provided to me by subsection 6(3) of the Prince Edward Island *Environmental Protection Act*, RSPEI 1988 Cap. E-9, I hereby designate the following Holland College Conservation Enforcement student as an Environment Officer for the purposes of the *Environmental Protection Act* and Regulations thereunder:

Shawn Donovan, Stratford, PEI

This designation of authority shall cease on December 4, 2009 or upon further written notice.

Signed,
Richard Brown
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

EC2009-550

**ENVIRONMENTAL PROTECTION ACT
A CODE FOR PLUMBING SERVICES REGULATIONS
AMENDMENT**

(Approved by Her Honour the Lieutenant Governor in Council dated 20 October 2009.)

Pursuant to clause 25(1)(f) of the *Environmental Protection Act* R.S.P.E.I. 1988, Cap. E-9, Council made the following regulations:

1. Subsection 1(1) of the *Environmental Protection Act* A Code of Plumbing Services Regulations (EC666/86) is revoked and the following substituted:

1. (1) The National Plumbing Code of Canada 2005 Edition is hereby adopted as a regulation and subject to the amendments, variations, additions and deletions set out in these regulations. Adoption of Code

2. Clause 2(1)(a) of the regulations is amended by the deletion of the words “National Plumbing Code of Canada 1995” and the substitution of the words “National Plumbing Code of Canada 2005”.

3. Subsection 2(2) of the regulations is amended by the deletion of the words “explained in the guide set out in the Schedule” and the substitution of the words “explained in the Preface of the Code”.

4. The regulations are amended by the revocation of section 5 and the substitution of the following:

4. (1) Division B of Part 2 of the Code is amended by the deletion of the following provisions: Air admittance valves
(a) article 2.2.10.16;
(b) subsection 2.5.9.

(2) Division B of Part 2 of the Code is amended by the deletion of sentences 2.2.5.12. (2) and (3). Fire safety, combustible and non-combustible piping

(3) Division B of Part 2 of the Code is amended in subsection 2.4.9. by the addition of the following sentence: Minimum diameter of drainage pipe
2.4.9.2. (5) The minimum diameter of drainage pipe to be used underground shall be 2”.

Backflow
preventers

(4) Division B of Part 2 of the Code is amended by the deletion of sentence 2.6.2.1.(3) and the substitution of the following:

2.6.2.1. (3) Backflow preventers shall be selected, installed, and field-tested as required by the regulatory authority.

2.6.2.1. (4) When setting the requirements for the selection, installation, and field testing of backflow preventers pursuant to sentence (3), the regulatory authority may have reference to, but is not bound by, the provisions of CSA B64.10, "Backflow Prevention Devices - Selection, Installation, Maintenance and Field Testing".

Administrative
requirements

5. Division C of Part 2 of the Code is amended by the deletion of subsection 2.2.1.

5. Sections 6 to 8.1 of the regulations are revoked.

6. The regulations are amended by renumbering section 9 as section 6.

7. The Schedule to the regulations is revoked.

8. Appendix B as set out in Appendix B of the regulations is amended

(a) in subclauses 1(1)(a)(i) and (ii), by the deletion of the words "\$10" wherever they occur and the substitution of the words "\$11"; and

(b) in subclause 1(1)(a)(iii) by the deletion of the words "\$30" and the substitution of the words "\$33".

9. These regulations come into force on November 19, 2009.

EXPLANATORY NOTES

SECTIONS 1 & 2 provide for the adoption of the National Plumbing Code of Canada 2005. Currently, the province enforces the National Plumbing Code of Canada 1995.

SECTION 3 makes an amendment that refers to the Preface of the new Code for an explanation of its new decimal numbering system. (There is an explanation of the numbering system of the current Code in the Schedule of the regulations, but that Schedule is being repealed as the new Code has a somewhat different numbering system.)

SECTIONS 4 to 6 make amendments to the regulations respecting provisions of the Code concerning air admittance valves, the fire safety of piping, the minimum diameter of drainage pipe, and the selection, installation and testing of backflow preventers. These sections also revoke unnecessary provisions of the current regulations dealing with these subjects.

SECTION 7 repeals the Schedule of the regulations, which provides an explanation of the numbering system of the current Code. As the new Code being adopted by these regulations uses a different numbering system, the Schedule is no longer needed.

SECTION 8 increases the fees for applications for certain permits by ten percent.

SECTION 9 provides for the commencement of these regulations.

Certified a true copy,

Rory Beck

Clerk of the Executive Council

EC2009-551

**ENVIRONMENTAL PROTECTION ACT
SEWAGE DISPOSAL SYSTEMS REGULATIONS
AMENDMENT**

(Approved by Her Honour the Lieutenant Governor in Council dated 20 October 2009.)

Pursuant to section 25 of the *Environmental Protection Act* R.S.P.E.I. 1988, Cap. E-9, Council made the following regulations:

1. Section 1 of the *Environmental Protection Act* Sewage Disposal Systems Regulations (EC403/03) is amended

(a) by the revocation of clause (c) and the substitution of the following:

(c) “authority having jurisdiction” means the Department of Environment, Energy and Forestry; authority having jurisdiction

(b) by the addition of the following after clause (oo):

(oo.1) “septage holding facility” means a facility that is used for the temporary storage of septage prior to the final disposal of septage within a wastewater treatment facility approved to receive septage by the authority having jurisdiction; septage holding facility

2. (1) Subsections 22(1), (3.1) and (4) of the regulations are amended by the deletion of the words “septage or”.

(2) Subsection 22(3) of the regulations is amended by the deletion of the words “septage or” wherever they occur.

3. The regulations are amended by the addition of the following after section 23:

Disposal of septage

23.1 Notwithstanding section 23, no person shall dispose of septage or septage temporarily held at a septage holding facility other than at a waste treatment system approved by the authority having jurisdiction, as outlined in Schedule II, Appendix F.

4. Section 24 of the regulations is amended by the deletion of the word “him” and the substitution of the words “the person”.

5. The regulations are amended by the addition of Appendix F, as set out in the Schedule to these regulations, after Appendix E.

6. These regulations come into force on January 1, 2010.

SCHEDULE

APPENDIX F

Wastewater Treatment Facilities Approved for the Receipt of Septage or Unstabilized Sewage

The following wastewater treatment facilities are approved for the receipt and treatment of septage or unstabilized sewage:

- (1) Charlottetown - Water and Sewer Utility wastewater treatment facility
- (2) Summerside - Water and Sewer Utility wastewater treatment facility

EXPLANATORY NOTES

SECTION 1 adds a definition to the definition section of the regulations.

SECTION 2 removes terms that are no longer required.

SECTION 3 adds a new provision which provides that the disposal of septage may only take place at a waste treatment system approved by the authority having jurisdiction. (“Authority having jurisdiction” is a defined term in the regulations and means the Department of Environment, Energy and Forestry.)

SECTION 4 amends the provision to provide for gender neutral language.

SECTION 5 adds a Schedule to the regulations in respect of approved wastewater treatment facilities.

SECTION 6 provides for the commencement of these regulations.

Certified a true copy,
Rory Beck
Clerk of the Executive Council

EC2009-552

**ENVIRONMENTAL PROTECTION ACT
SAND REMOVAL FROM BEACHES REGULATIONS
REVOCATION**

(Approved by Her Honour the Lieutenant Governor in Council dated 20 October 2009.)

Pursuant to section 25 of the *Environmental Protection Act* R.S.P.E.I. 1988, Cap. E-9, Council made the following regulations:

- 1. The *Environmental Protection Act* Sand Removal from Beaches Regulations (EC323/90) are revoked.**
- 2. These regulations come into force on October 31, 2009.**

EXPLANATORY NOTES

SECTION 1 revokes the Sand Removal from Beaches Regulations made under the *Environmental Protection Act*.

SECTION 2 provides for the commencement of these regulations.

Certified a true copy,
Rory Beck
Clerk of the Executive Council

EC2009-553**ENVIRONMENTAL PROTECTION ACT
WATERCOURSE AND WETLAND PROTECTION
REGULATIONS
AMENDMENT**

(Approved by Her Honour the Lieutenant Governor in Council dated 20 October 2009.)

Pursuant to section 25 of the *Environmental Protection Act* R.S.P.E.I. 1988, Cap. E-9, Council made the following regulations:

1. Section 2 of the *Environmental Protection Act* Watercourse and Wetland Protection Regulations (EC720/08) is amended by the addition of the following after subsection (3):

Exception

(4) Notwithstanding clause 2(1)(a), a person may remove sand, gravel, stones, rocks, aggregate or material from a beach if the sand, gravel, stones, rocks, aggregate or material is

- (a) removed from below the high water mark;
- (b) utilized for personal domestic non-commercial purposes;
- (c) transported directly from the beach to the point of use;
- (d) hauled with a motor vehicle that has a load capacity not larger than a single axle light duty truck;
- (e) loaded manually through the use of hand tools; and
- (f) of a volume that does not exceed one cubic meter.

2. These regulations come into force on October 31, 2009.

EXPLANATORY NOTES

SECTION 1 authorizes the removal of sand, gravel, stones, rocks, aggregate or material from a beach in the described circumstances.

SECTION 2 provides for the commencement of these regulations.

Certified a true copy,

Rory Beck

Clerk of the Executive Council

EC2009-561**PRINCE EDWARD ISLAND
BUSINESS DEVELOPMENT INC. ACT
FINANCIAL ASSISTANCE REGULATIONS
REVOCATION**

(Approved by Her Honour the Lieutenant Governor in Council dated 20 October 2009.)

Pursuant to section 11 of the *Prince Edward Island Business Development Inc. Act* R.S.P.E.I. 1988, Cap. B-6.2, Council made the following regulations:

- 1. The *Prince Edward Island Business Development Inc. Act* Financial Assistance Regulations (EC259/05) are revoked.**
- 2. These regulations come into force immediately before the expiry of October 30, 2009.**

EXPLANATORY NOTES

SECTION 1 revokes the Financial Assistance Regulations made under the *Prince Edward Island Business Development Inc. Act*.

SECTION 2 provides for the commencement of these regulations.

Certified a true copy,

Rory Beck

Clerk of the Executive Council

EC2009-562**INNOVATION PEI ACT
GENERAL REGULATIONS**

(Approved by Her Honour the Lieutenant Governor in Council dated 20 October 2009.)

Pursuant to section 22 of the *Innovation PEI Act* R.S.P.E.I. 1988, Cap. I-2.1, Council made the following regulations:

- 1. (1) In these regulations**

(a) “Act” means the *Innovation PEI Act* R.S.P.E.I. 1988, Cap. I-2.1;

Definitions

Act

affiliate	(b) “affiliate” means an affiliate within the meaning of subsection (3);
Code of Conduct	(c) “Code of Conduct” means the Code of Conduct for the persons employed by the Corporation that is established by the Corporation in a bylaw or policy made under subsection 5(1) of the Act;
Credit Management Committee	(d) “Credit Management Committee” means the Credit Management Committee established under section 13 of the Act;
employee of the Government	(e) “employee of the Government” includes an employee or officer of any agency of the Crown, including any Crown corporation;
fiscal year	(f) “fiscal year” means, in respect of the Corporation, the fiscal year as defined in the <i>Financial Administration Act</i> R.S.P.E.I. 1988, Cap. F-9;
person	(g) “person” includes any <ul style="list-style-type: none"> (i) individual, partnership, body corporate or cooperative association, and (ii) any syndicate formed or existing for the purpose of jointly acquiring or administering assets.
Island Prosperity Strategy” or “IPS”	(2) For the purposes of the Act and these regulations the “Island Prosperity Strategy” or “IPS” means the “ <i>Island Prosperity – A Focus for Change</i> ” prepared by Michael Mayne for Premier Robert W.J. Ghiz, published by the Queen’s Printer April 10, 2008 and approved by Executive Council (D2008-666).
Affiliated body corporate	<p>(3) For the purposes of these regulations,</p> <p>(a) one body corporate is affiliated with another body corporate if</p> <ul style="list-style-type: none"> (i) one of them is the subsidiary of the other or both are subsidiaries of the same body corporate, or (ii) each of them is controlled by the same person; <p>(b) if two bodies corporate are affiliated with the same body corporate at the same time, they are deemed to be affiliated with each other;</p> <p>(c) a body corporate is controlled by a person or by two or more bodies corporate if</p> <ul style="list-style-type: none"> (i) securities of the body corporate to which are attached more than fifty per cent of the votes that may be cast to elect directors of the body corporate are held, other than by way of security only, by or for the benefit of that person or by or for the benefit of those bodies corporate, and (ii) the votes attached to those securities are sufficient, if exercised, to elect a majority of the directors of the body corporate; <p>(d) a body corporate is the holding body corporate of another if that other body corporate is its subsidiary; and</p> <p>(e) a body corporate is a subsidiary of another body corporate if</p> <ul style="list-style-type: none"> (i) it is controlled by <ul style="list-style-type: none"> (A) that other body corporate,

- (B) that other body corporate and one or more bodies corporate each of which is controlled by that other body corporate, or
- (C) two or more bodies corporate each of which is controlled by that other body corporate, or
- (ii) it is a subsidiary of a body corporate that is a subsidiary of that other body corporate.

(4) Each of the following sectors of the economy of Prince Edward Island is prescribed as an economic sector for the purposes of clause 1(h) of the Act:

- (a) Agriculture;
- (b) Fisheries and Aquaculture;
- (c) Manufacturing and Processing;
- (d) Tourism and Small Business.

Economic sector

LOANS AND LOAN GUARANTEES

2. (1) An application to the Corporation for a loan or loan guarantee shall be made in writing and shall be in such form and provide such information as the Credit Management Committee may require.

Applications

(2) An applicant for a loan or loan guarantee who is an employee of the Government shall, in his or her application, advise the Corporation that the applicant is an employee of the Government.

Applications by employees of Government

(3) An application to the Corporation for a loan or loan guarantee in an amount less than \$500,000 shall be reviewed and determined by the Chief Executive Officer.

Loans or loan guarantees under \$500,000

(4) Every application referred to in subsection (3) shall be reviewed by the staff and the Corporation before the application is referred to, and reviewed and determined by, the Chief Executive Officer.

Review of application by staff

(5) Subject to subsection (6), an application to the Corporation for a loan or loan guarantee in an amount equal to or exceeding \$500,000 shall be reviewed and determined by the Credit Management Committee.

Loans or loan guarantees equal to or over \$500,000

(6) Every application referred to in subsection (5) shall be reviewed by the staff of the Corporation before the application is referred to, and reviewed and determined by, the Credit Management Committee.

Review of application by staff

3. (1) The Chief Executive Officer may, subject to the provisions of the Act and these regulations, approve, reject, defer or otherwise deal with an application for a loan or loan guarantee referred to in subsection 2(3) in such manner as the Chief Executive Officer considers appropriate.

Approval or rejection of applications for loans or loan guarantees by the Chief Executive Officer

(2) The Credit Management Committee may, subject to the provisions of the Act and these regulations, approve, reject, defer or otherwise deal with an application for a loan or loan guarantee referred to in subsection 2(5) in such manner as the Credit Management Committee considers appropriate.

Approval or rejection of applications for loans or loan guarantees by the Committee

Considerations

(3) In determining whether to approve an application for a loan or loan guarantee, the Credit Management Committee or the Chief Executive Officers, as the case may be, shall consider

- (a) the IPS;
- (b) the interest rates that have been established by the Corporation for loans and loan guarantees; and
- (c) such other matters as the Credit Management Committee or the Chief Executive Officer may consider appropriate.

Advance of a loan or loan guarantee, restriction

4. (1) After reviewing an application from a person for a loan or loan guarantee, the Credit Management Committee or the Chief Executive Officer, as the case may be, may approve the application and advance the loan or loan guarantee to the person if the sum of

- (a) the amount of the requested loan or loan guarantee;
- (b) the total amount owed by the person to the Corporation in respect of any other financial assistance received by the person from the Corporation, including any subsisting loan guarantees provided by the Corporation;
- (c) if the person is a body corporate, the total amount owed by each affiliate of the body corporate to the Corporation in respect of any financial assistance received by the affiliate from the Corporation, including any subsisting loan guarantees provided by the Corporation; and
- (d) if the person is an individual who holds a controlling interest in a body corporate that has received any other financial assistance from the Corporation,
 - (i) the total amount owed by the body corporate to the Corporation in respect of that financial assistance, including any subsisting loan guarantees provided by the Corporation, and
 - (ii) the total amount owed by each affiliate of the body corporate to the Corporation in respect of any other financial assistance received by the affiliate from the Corporation, including any subsisting loan guarantees provided by the Corporation,

does not exceed \$2,500,000.

Idem

(2) After reviewing an application from a person for a loan or loan guarantee, the Credit Management Committee or the Chief Executive Officer, as the case may be, may not, without the prior consent of the Lieutenant Governor in Council, approve the application and advance the loan or loan guarantee to the person if the sum of

- (a) the amount of the requested loan or loan guarantee;
- (b) the total amount owed by the person to the Corporation in respect of any other financial assistance received by the person from the Corporation, including any subsisting loan guarantees provided by the Corporation;
- (c) if the person is a body corporate, the total amount owed by each affiliate of the body corporate to the Corporation in respect of any financial assistance received by the affiliate from the Corporation,

including any subsisting loan guarantees provided by the Corporation; and

(d) if the person is an individual who holds a controlling interest in a body corporate that has received any other financial assistance from the Corporation,

(i) the total amount owed by the body corporate to the Corporation in respect of that financial assistance, including any subsisting loan guarantees provided by the Corporation, and

(ii) the total amount owed by each affiliate of the body corporate to the Corporation in respect of any other financial assistance received by the affiliate from the Corporation, including any subsisting loan guarantees provided by the Corporation,

equals or exceeds \$2,500,000.

5. (1) When the Chief Executive Officer approves an application for a loan or loan guarantee, the Chief Executive Officer shall, subject to any requirement for consent under subsection 4(2), decide such matters relating to the loan or loan guarantee as the Chief Executive Officer may consider appropriate, including, where applicable,

Decisions of the
Chief Executive
Officer respecting
loans and loan
guarantees

(a) the amount, the interest rate and terms and conditions of the loan or loan guarantee;

(b) the security to be provided and the fees to be paid by the applicant receiving the loan or loan guarantee;

(c) the covenants to be entered into by the applicant receiving the loan or loan guarantee;

(d) the terms of repayment of any loan or loan guarantee, after appropriate consideration being given by the Chief Executive Officer to the economic life of any asset being financed by the loan or loan guarantee; and

(e) the form and content of any documents to be signed or provided by the applicant.

(2) When the Credit Management Committee approves an application for a loan or loan guarantee, the Credit Management Committee shall, subject to any requirement for consent under subsection 4(2), decide such matters relating to the loan or loan guarantee as the Credit Management Committee may consider appropriate, including, where applicable,

Decisions of the
Credit Management
Committee
respecting loans and
loan guarantees

(a) the amount, the interest rate and terms and conditions of the loan or loan guarantee;

(b) the security to be provided and the fees to be paid by the applicant receiving the loan or loan guarantee;

(c) the covenants to be entered into by the applicant receiving the loan or loan guarantee;

(d) the terms of repayment of any loan or loan guarantee, after appropriate consideration being given by the Credit Management Committee to the economic life of any asset being financed by the loan or loan guarantee; and

(e) the form and content of any documents to be signed or provided by the applicant.

Extension or
deferral of
repayment by Chief
Executive Officer

(3) When the Corporation has extended a loan or loan guarantee to an applicant on the approval of the Chief Executive Officer, the Chief Executive Officer, subject to any requirement for consent under subsection 4(2), may in his or her discretion extend, defer, adjust or compromise the repayment of any such loan or loan guarantee and may amend, vary or alter the terms and conditions of the loan or loan guarantee.

Extension or
deferral of
repayment

(4) When the Corporation has extended a loan or loan guarantee to an applicant on the approval of the Credit Management Committee, the Credit Management Committee, subject to any requirement for consent under subsection 4(2), may in its discretion extend, defer, adjust or compromise the repayment of any such loan or loan guarantee and may amend, vary or alter the terms and conditions of the loan or loan guarantee.

Idem

(5) The power to amend, vary or alter the terms and conditions of any loan or loan guarantee under this section includes the power to agree to the release or partial release of any security held by the Corporation.

GRANTS AND CONTRIBUTIONS

Applications

6. (1) An application to the Corporation for a grant or contribution shall be made in writing and shall be in such form and provide such information as the Chief Executive Officer may require.

Applications by
employees of
Government

(2) An applicant for a grant or contribution who is an employee of the Government shall, in his or her application, advise the Corporation that the applicant is an employee of the Government.

Review of
application by staff

(3) Every application to the Corporation for a grant or contribution shall be reviewed by the staff of the Corporation before the application is referred

(a) to the Chief Executive Officer for his or her review and determination under subsection 7(1); and

(b) to any other employee or officer of the Corporation for his or her review and determination under subsection 7(3).

Grants or
contributions under
\$500,000

7. (1) The Chief Executive Officer

(a) shall review and determine any application to the Corporation for a grant or contribution in an amount not exceeding \$500,000; and

(b) may make or give any such grant or contribution where the Chief Executive Officer considers it appropriate to do so.

Grants or
contributions in
excess of \$500,000

(2) The Board may, by a policy or bylaw made under subsection 5(1) of the Act,

(a) determine which employees or officers of the Corporation

(i) shall review and determine any application to the Corporation for a grant or contribution in an amount exceeding \$500,000, and

(ii) may make or give any such grant or contribution where the employee or officer considers it appropriate to do so; and

(b) the maximum amount of any grant or contribution that any such employee or officer of the Corporation may make or give.

(3) Subject to subsection (4), any employee or officer of the Corporation who is authorized to review and determine any application to the Corporation for a grant or contribution in an amount exceeding \$500,000 *Idem*

(a) shall review and determine any such application that is referred to the employee or officer; and

(b) may make or give any such grant or contribution where the employee or officer considers it appropriate to do so.

(4) An employee or officer of the Corporation may not make any grant or give any contribution on behalf of the Corporation unless *Limits on amounts given by staff*

(a) the employee or officer is authorized to do so by a bylaw or policy referred to in subsection (2); and

(b) the amount of the grant or contribution does not exceed the maximum amount that the employee or officer is authorized by the Corporation to make or give on its behalf.

8. (1) Any financial assistance provided by the Corporation in the form of a grant or contribution shall be expended from the funds available to the Corporation. *Funding for grants or contributions*

(2) Any financial assistance provided by the Corporation in the form of a grant or contribution shall be expended only from the specific applicable program budget approved by the Legislative Assembly. *Expending amounts from approved program budget*

FINANCIAL ASSISTANCE ELIGIBILITY RESTRICTIONS

9. (1) Financial assistance shall not be provided by the Corporation for any commercial business or other activity that is carried out by a charitable club or other charitable organization. *Ineligibility for financial assistance*

(2) Financial assistance shall not be provided by the Corporation to any person for any business activity involving *Idem*

(a) the supply of residential accommodations;

(b) the supply of business premises to non-related persons;

(c) the lending of money or other activities of a finance company, loan company or trust company; or

(d) the provision of insurance within the meaning of the *Insurance Act* R.S.P.E.I. 1988, Cap. I-4,

or any other business activity excluded by the Corporation or by the Minister.

(3) The Corporation shall not, on receipt of an application for financial assistance from an employee or officer of the Corporation, give financial assistance to the employee or officer unless *Code of Conduct*

(a) the Deputy Minister of the Department

(i) has, on the request of the employee or officer, reviewed whether the application for or the receipt of the financial

assistance by the employee or officer would be contrary of the Code of Conduct, and

(ii) issues a written statement indicating that, in the opinion of the Deputy Minister, the application for or receipt of the financial assistance by the employee or officer would not be contrary to the Code of Conduct; and

(b) the employee or officer provides a copy of the written statement from the Deputy Minister to the Corporation with the application of the employee or officer.

Ineligibility for a
loan or loan
guarantee less than
\$500,000

(4) An applicant for a loan or loan guarantee in an amount less than \$500,000 is not eligible for the loan or loan guarantee unless, in the opinion of the Chief Executive Officer,

(a) the applicant has fulfilled credit assessment requirements to justify economic viability, including an assessment of the competence of management, probable market demand and competition, earning prospects, the applicant's equity and the security available with respect to any loan or loan guarantee and any potential environmental impacts;

(b) the applicant has obtained all approvals, permits or licenses that may be required from any regulatory agency that has lawful authority to regulate the activities of the applicant's business;

(c) the provision of the loan or loan guarantee to the applicant represents a significant economic benefit to the Province and will be in the best interests of the Province and of the community in which the business is or is to be located;

(d) the provision of the loan or loan guarantee to the applicant will not unfairly impact on any other business already operating within the Province; and

(e) there is no acceptable competitive alternative by which a loan or loan guarantee could be obtained by the applicant from another source on reasonable terms and conditions.

Ineligibility for a
loan or loan
guarantee equal to
or more than
\$500,000

(5) An applicant for a loan or loan guarantee in an amount equal to or exceeding \$500,000 is not eligible for the loan or loan guarantee unless, in the opinion of the Credit Management Committee,

(a) the applicant has fulfilled credit assessment requirements to justify economic viability, including an assessment of the competence of management, probable market demand and competition, earning prospects, the applicant's equity and the security available with respect to any loan or loan guarantee and any potential environmental impacts;

(b) the applicant has obtained all approvals, permits or licenses that may be required from any regulatory agency that has lawful authority to regulate the activities of the applicant's business;

(c) the provision of the loan or loan guarantee to the applicant represents a significant economic benefit to the Province and will be in the best interests of the Province and of the community in which the business is or is to be located;

- (d) the provision of the loan or loan guarantee to the applicant will not unfairly impact on any other business already operating within the Province; and
- (e) there is no acceptable competitive alternative by which a loan or loan guarantee could be obtained by the applicant from another source on reasonable terms and conditions.

GENERAL

10. In preparing an annual audit report for a fiscal year for submission to the Minister pursuant to subsection 16(2) of the Act, the Chief Executive Officer shall

Annual audit report

- (a) set out in the annual audit report
 - (i) the interest rates that were established by the Corporation for loans and loan guarantees,
 - (ii) the number of loans outstanding to each of the strategic sectors and the economic sectors prescribed in subsection 1(4),
 - (iii) the number of loan guarantees outstanding to each of the strategic sectors and the economic sectors prescribed in subsection 1(4),
 - (iv) the value of loans outstanding to each of the strategic sectors and the economic sectors prescribed in subsection 1(4),
 - (v) the value of loan guarantees outstanding to each of the strategic sectors and the economic sectors prescribed in subsection 1(4), and
 - (vi) the list of recipients of approved grants and contributions for each program type for the fiscal year; and
- (b) address, in the annual audit report, such other matters as the Minister may request.

11. Upon default in the obligations owed to the Corporation by any person, the Corporation may take steps to enforce the performance of the obligations and to realize on any security held by the Corporation in accordance with policies and procedures adopted by the Board.

Power of
Corporation on
default

COMMENCEMENT

12. These regulations come into force on October 31, 2009.

Commencement

EXPLANATORY NOTES

SECTION 1 sets out the definitions that apply to these regulations. The section also sets out the prescribed economic sectors for the purposes of the Act.

SECTION 2 explains the process for applying to the Corporation for a loan or loan guarantee. The section also indicates that the Chief Executive Officer shall review and determine on applications for loan or loan guarantees in amounts less than \$500,000. Applications for loan or

loan guarantees equal to or exceeding \$500,000 shall be reviewed and determined by the Credit Management Committee.

SECTION 3 sets out items that the Credit Management Committee or the Chief Executive Officer may consider when reviewing an application for a loan or loan guarantee. The section also provides that the Credit Management Committee or Chief Executive Officer may approve, reject, defer or otherwise deal with an application for a loan or loan guarantee.

SECTION 4 indicates that the Credit Management Committee or Chief Executive Officer may approve loan or loan guarantee applications and advance the loan or loan guarantee to the applicant where the amounts of the applicant's indebtedness to the Corporation, including the new loan or loan guarantee, do not exceed \$2,500,000. The section also indicates that the prior consent of the Lieutenant Governor in Council is needed before the Credit Management Committee or Chief Executive Officer approve and advance a loan or loan guarantee to an applicant whose indebtedness to the Corporation, including the new loan or loan guarantee exceed \$2,500,000.

SECTION 5 sets out the matters relating to the loan or loan guarantee to be decided by the Chief Executive Officer or Credit Management Committee when considering an application for a loan or loan guarantee. The section also provides that the Chief Executive Officer or Credit Management Committee may extend, defer, adjust or compromise the repayment of any loan or loan guarantee.

SECTION 6 provides that all applications to the Corporation for grants or contributions shall be reviewed by the staff of the Corporation before the application is referred to, reviewed and determined by, the Chief Executive Officer or another officer or employee of the Corporation.

SECTION 7 provides that the Chief Executive Officer shall review and determine any application to the Corporation for a grant or contribution in an amount not exceeding \$500,000. The Board may determine which employees or officers of the Corporation shall review and determine any application to the Corporation for a grant or contribution in an amount exceeding \$500,000.

SECTION 8 provides that any financial assistance provided by the Corporation in the form of a grant or contribution shall be expended only from the specific program budget approved by the Legislative Assembly.

SECTION 9 sets out circumstances where the Corporation shall not provide financial assistance to an applicant.

SECTION 10 outlines the necessary information to be contained in the annual audit report for a fiscal year that the Chief Executive Officer submits to the Minister.

SECTION 11 provides that the Corporation may take steps to enforce the performance of the obligations and to realize on any security held by the Corporation upon the default of obligations of any person to the Corporation.

SECTION 12 provides for the commencement of these regulations.

Certified a true copy,
Rory Beck
Clerk of the Executive Council

PART II
REGULATIONS INDEX

Chapter Number	Title	Original Order Reference	Amendment	Authorizing Order and Date	Page
E-9	Environmental Protection Act A Code for Plumbing Services Regulations	EC666/86	s.1(1) [R&S] s.2(1)(a) s.2(2) s.4 [added] s.5 [R&S] s.6 – 8.1 [rev] s.9 [renum] s.6 Sched. [rev] App. B [eff] Nov. 19/09	EC2009-550 (20.10.09)	265-267
	Sewage Disposal Systems Regulations	EC403/03	s.1(c) [R&S] s.1(oo.1) [added] s.22(1) s.22(3) s.22(3.1) s.22(4) s.23.1 [added] s.24 Sched., App. F [added] [eff] Jan. 1/10	2009-551 (20.10.09)	267-269
	Sand Removal from Beaches Regulations	EC323/90	[rev] [eff] Oct. 31/09	EC2009-552 (20.10.09)	269
	Watercourse and Wetland Protection Regulations	EC720/08	s.2(4) [added] [eff] Oct. 31/09	EC2009-553 (20.10.09)	270
B-6.2	Prince Edward Island Business Development Inc. Act Financial Assistance Regulations	EC259/05	[rev] [eff] Oct. 30/09	EC2009-561 (20.10.09)	271
I-2.1	Innovation PEI Act General Regulations		[new] [eff] Oct. 31/09	EC2009-562 (20.10.09)	271-281