

Royal Gazette

Prince Edward Island

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VOL. CXXXIX—NO. 12

Charlottetown, Prince Edward Island, March 23, 2013

**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 |
|---|--|--|
| FORD, Leona Margaret Charlottetown Queens Co., PE March 23, 2013 (12-25)* | Floyd Franklin Ford (EX.) | Boardwalk Law Offices 220 Water Street Parkway Charlottetown, PE |
| HOLDEN, Gladys Mae Charlottetown Queens Co., PE March 23, 2013 (12-25)* | Joy Bell MacKenzie (EX.) | Stewart McKelvey PO Box 2140 Charlottetown, PE |
| BRYANTON, Lorne Joseph RR1 Breadalbane Queens Co., PE March 16, 2013 (11-24) | Judy D. Bryanton (EX.) | Judy D. Bryanton 462 Hebron Road Coleman, PE |
| CHAISSON, Daniel Joseph St. Edward Prince Co., PE March 16, 2013 (11-24) | Erna Chaisson (EX.) | Cox & Palmer PO Box 40 Alberton, PE |
| GRANT, Olive Blanche Tyne Valley Prince Co., PE March 16, 2013 (11-24) | Phyllis Mae Lidstone (EX.) | Law Office of John L. Ramsay, QC PO Box 96 Summerside, PE |
| MacKINLEY, Florence L. Charlottetown Queens Co., PE March 16, 2013 (11-24) | Alan Dowling (EX.) | Cox & Palmer 97 Queen Street, Suite 600 Charlottetown, PE |

*Indicates date of first publication in the Royal Gazette.

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

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|---|--|--|
| RENNIE, Elizabeth "Betty" Lou Elmsdale Prince Co., PE March 16, 2013 (11-24) | Allan Wallace John Wallace (EX.) | Cox & Palmer PO Box 40 Alberton, PE |
| RICHARDS, Muriel Ethel Stratford Queens Co., PE March 16, 2013 (11-24) | Daphne E. Dumont (EX.) | Macnutt & Dumont PO Box 965 Charlottetown, PE |
| THIBODEAU, Herbert Joseph Ebbsfleet Prince Co., PE March 16, 2013 (11-24) | Josephine Thibodeau (EX.) | Cox & Palmer PO Box 40 Alberton, PE |
| MacKENDRICK, H. Ruth Alberton Prince Co., PE March 16, 2013 (11-24) | Elaine MacKendrick Glendon MacKendrick (AD.) | Matheson & Murray PO Box 875 Charlottetown, PE |
| GLOVER, Elmer Murray River Kings Co., PE March 9, 2013 (10-23) | Judy Sanders Norma Stewart (EX.) | Cox & Palmer PO Box 516 Montague, PE |
| MADREN, David Trevor Charlottetown Queens Co., PE March 9, 2013 (10-23) | Royal Trust Corporation of Canada (EX.) | Campbell Lea PO Box 429 Charlottetown, PE |
| RICE, Leonard Fortune Bridge Kings Co., PE March 9, 2013 (10-23) | Shelley Rice (EX.) | Cox & Palmer PO Box 516 Montague, PE |
| SHARPLEY, David Macomber Charlottetown Queens Co., PE March 9, 2013 (10-23) | Robert A. Sharpley (EX.) | Stewart McKelvey PO Box 2140 Charlottetown, PE |

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|---|--|--|
| WHITTY, Peter Souris Kings Co., PE March 9, 2013 (10-23) | Aldie Mills (EX.) | Allen J. MacPhee Law Corporation PO Box 238 Souris, PE |
| CAHILL, Zita May Summerside Prince Co., PE March 9, 2013 (10-23) | Barbara MacAusland (AD.) | Donald Schurman 155A Arcona Street Summerside, PE |
| GASKINS, Stephanie Roberta Tampa Florida, USA March 9, 2013 (10-23) | Hubert Gaskins (AD.) | Stewart McKelvey PO Box 2140 Charlottetown, PE |
| WALL, Freda Margaret Kensington Prince Co., PE March 9, 2013 (10-23) | George Arthur Wall (AD.) | McInnes Cooper PO Box 1570 Summerside, PE |
| COOK, Rena Charlottetown Queens Co., PE March 2, 2013 (09-22) | David Samuel Cook (EX.) | Macnutt & Dumont PO Box 965 Charlottetown, PE |
| DUNN, Gertrude Charlottetown Queens Co., PE March 2, 2013 (09-22) | Wendy Frances Dunn (EX.) | Birt & McNeill PO Box 20063 Charlottetown, PE |
| GALLANT, Stephen Joseph Stratford Queens Co., PE March 2, 2013 (09-22) | Patricia (Patsy) Bolger Gallant (EX.) | Stewart McKelvey PO Box 2140 Charlottetown, PE |
| HALL, Teil Charlottetown Queens Co., PE February 23, 2013 (08-21) | Patricia Lynn Belfry (EX.) | Birt & McNeill PO Box 20063 Charlottetown, PE |

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|---|--|---|
| HAWES, Darlene F. Charlottetown Queens Co., PE February 23, 2013 (08-21) | Colin Hawes (EX.) | Carr Stevenson & MacKay PO Box 522 Charlottetown, PE |
| MacPHAIL, Laura Belle Stratford Queens Co., PE February 23, 2013 (08-21) | Scott MacPhail E. Anne Smith (EX.) | Stewart McKelvey PO Box 2140 Charlottetown, PE |
| MAIR, Bartlett Allen (also known as Allan B. Mair) Georgetown Kings Co., PE February 23, 2013 (08-21) | CIBC Trust Corporation (EX.) | Catherine M. Parkman Law Office PO Box 1056 Charlottetown, PE |
| PRIDHAM, Rodney Alden Northport Prince Co., PE February 23, 2013 (08-21) | Vicky Duggan (EX.) | Cox & Palmer PO Box 40 Alberton, PE |
| WOODGATE, William Ronald (also known as Ronald W. Woodgate) Charlottetown Queens Co., PE February 23, 2013 (08-21) | Marsha A. Woodgate (EX.) | Cox & Palmer 97 Queen Street, Suite 600 Charlottetown, PE |
| LUTZ, J. Robert (Bob) Millcove, RR#1 Bedford Mount Stewart Queens Co., PE February 23, 2013 (08-21) | Elizabeth (Betty) Lutz Patricia (Patti) MacLeod (AD.) | Cox & Palmer 97 Queen St., Suite 600 Charlottetown, PE |
| MURRAY, Valerie Patricia Charlottetown Queens Co., PE February 23, 2013 (08-21) | Nicholas James Murray (AD.) | Carr Stevenson & MacKay PO Box 522 Charlottetown, PE |

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IN THE SUPREME COURT - ESTATES DIVISION

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|--|--|--|
| DEAGLE, James Earl (also known as James E. Deagle) Miminegash Prince Co., PE February 16, 2013 (07-20) | Nora Bowness Leonard Deagle (EX.) | Cox & Palmer 82 Summer Street Summerside, PE |
| MacNEVIN, Horace Adams Brae Prince Co., PE February 16, 2013 (07-20) | Angela (Ann) Turner (EX.) | McInnes Cooper PO Box 177 O'Leary, PE |
| MacPHERSON, Jerome Patrick North Grant Antigonish Co., NS February 16, 2013 (07-20) | Linda Shirley MacPherson (EX.) | Philip Mullally Law Office PO Box 2560 Charlottetown, PE |
| MITCHELL, Eileen Charlottetown Queens Co., PE February 16, 2013 (07-20) | Penelope Ruth Miyamoto (EX.) | Macnutt & Dumont PO Box 965 Charlottetown, PE |
| ARSENAULT, Beverley Ann Summerside Prince Co., PE February 9, 2013 (06-19) | Edwin Maxfield (EX.) | Lyle & McCabe PO Box 300 Summerside, PE |
| ARSENAULT, Mary Doris Miscouche Prince Co., PE February 9, 2013 (06-19) | Martin Ronald Arsenault (EX.) | McLellan Brennan 37 Central Street Summerside, PE |
| BEST, Joyce Marie Kensington Prince Co., PE February 9, 2013 (06-19) | Alan Crozier (EX.) | Lyle & McCabe PO Box 300 Summerside, PE |
| DEAGLE, Daniel (Danny) Souris Kings Co., PE February 9, 2013 (06-19) | Allen J. MacPhee (EX.) | Allen J. MacPhee Law Corporation PO Box 238 Souris, PE |

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|--|--|---|
| GORMAN, Frank Souris (formerly of St. Charles) Kings Co., PE February 9, 2013 (06-19) | Louis MacDonald (EX.) | Allen J. MacPhee Law Corporation PO Box 238 Souris, PE |
| GRIFFIN, John Allan Mississauga Ontario February 9, 2013 (06-19) | Anna Elsie Green (EX.) | McLellan Brennan 37 Central Street Summerside, PE |
| HOWATT, Camella Mary Charlottetown Queens Co., PE February 9, 2013 (06-19) | Elmer McCarville Frank McCarville (EX.) | Campbell Lea PO Box 429 Charlottetown, PE |
| LONGAPHIE, Charles Kenneth Millbrook Peterborough Co., ON February 9, 2013 (06-19) | Nancy Stella MacDonald (EX.) | Carr Stevenson & MacKay PO Box 522 Charlottetown, PE |
| MacLEAN, Alexander Roger (also known as Roger Alexander MacLean) RR#1 Miscouche Prince Co., PE February 9, 2013 (06-19) | Kenneth Roger MacLean (EX.) | Lyle & McCabe PO Box 300 Summerside, PE |
| McTAGUE, L. Joyce Charlottetown Queens Co., PE February 9, 2013 (06-19) | Anne McTague Michael McTague (EX.) | Campbell Stewart PO Box 485 Charlottetown, PE |
| MORROW, Marianne Grantham Charlottetown Queens Co., PE February 9, 2013 (06-19) | Andrew K. Morrow (EX.) | Macnutt & Dumont PO Box 965 Charlottetown, PE |
| PINEAU, Rose Marie North Rustico Queens Co., PE February 9, 2013 (06-19) | Donna Costain (EX.) | Law Office of E. W. Scott Dickieson, QC PO Box 1453 Charlottetown, PE |

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|---|--|---|
| VEALE, William Wyman Stuart Stratford Queens Co., PE February 9, 2013 (06-19) | Louise Annabel Veale (EX.) | Cox & Palmer 97 Queen Street, Suite 600 Charlottetown, PE |
| WATTS, Mary Theresa Grand Tracadie Queens Co., PE February 9, 2013 (06-19) | Gerard Watts (EX.) | Stewart McKelvey PO Box 2140 Charlottetown, PE |
| MacEACHERN, David Philip Irwin Victoria Queens Co., PE February 9, 2013 (06-19) | Charles Murchison MacEachern (AD.) | McInnes Cooper PO Box 1570 Summerside, PE |
| MacKAY, Olive Marjorie Tyne Valley Prince Co., PE February 9, 2013 (06-19) | Marilyn McQuaid (AD.) | McInnes Cooper PO Box 177 O'Leary, PE |
| ARSENAULT, Reginald Joseph Mont Carmel Prince Co., PE February 2, 2013 (05-18) | Marie Anne Arsenault (EX.) | Cox & Palmer PO Box 40 Alberton, PE |
| COSTAIN, Gordon Joseph Ebbsfleet, St. Louis RR Prince Co., PE February 2, 2013 (05-18) | Stephen Costain (EX.) | Cox & Palmer PO Box 40 Alberton, PE |
| FRIZZELL, Lettie Madeline Charlottetown Queens Co., PE February 2, 2013 (05-18) | Charles Frizzell David Rogers (EX.) | Paul J. D. Mullin, QC PO Box 604 Charlottetown, PE |
| KAYS, Emmanuel Joseph Charlottetown Queens Co., PE February 2, 2013 (05-18) | Donna Lee Walker Lori Elaine Kays Heather Lynn Kays Heather Ann Kays (EX.) | Stewart McKelvey PO Box 2140 Charlottetown, PE |

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|---|--|---|
| LEIGH, Jean I. Charlottetown Queens Co., PE February 2, 2013 (05-18) | Kathleen West Patricia Phillips (EX.) | Matheson & Murray PO Box 875 Charlottetown, PE |
| LeLACHEUR, Kimball Frederick Eldon, Belfast PO Queens Co., PE (Formerly of Guernsey Cove Kings Co., PE) February 2, 2013 (05-18) | Donna Louise Butler Kimball Scott LeLacheur (EX.) | HBC Law Corporation PO Box 1074 Charlottetown, PE |
| MILLAR, Gerald Stewart Kelvin Grove Prince Co., PE February 2, 2013 (05-18) | Donna Lee Winters (EX.) | McInnes Cooper PO Box 1570 Summerside, PE |
| GEORGE, Margaret Evelyn Bertha Charlottetown Queens Co., PE January 26, 2013 (04-17) | William James Angus Huestis (EX.) | Macnutt & Dumont PO Box 965 Charlottetown, PE |
| BYRNE, Pearl Veronica Morell Kings Co., PE January 26, 2013 (04-17) | Mary Parkman (AD.) | Cox & Palmer PO Box 516 Montague, PE |
| MacLEOD, George Reginald Vernon Bridge Queens Co., PE January 26, 2013 (04-17) | Valerie A. MacLeod Susan A. McQuillan (AD.) | Cox & Palmer 97 Queen Street, Suite 600 Charlottetown, PE |
| GILLIS, Alberta Gertrude Point Prim Queens Co., PE January 19, 2013 (03-16) | Brian Gillis Elaine MacKenzie (EX.) | Campbell Lea PO Box 429 Charlottetown, PE |
| GOSBEE, Elmer Cecil Beach Point Kings Co., PE January 19, 2013 (03-16) | Vaughen Gosbee Glen Hawkins (EX.) | Campbell Lea PO Box 429 Charlottetown, PE |

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|---|--|---|
| HARPER, William Howard Enfield Nova Scotia January 19, 2013 (03-16) | Peter William Harper (EX.) | Campbell Stewart PO Box 485 Charlottetown, PE |
| HAYWOOD, Bennett Johnstone Waterside Queens Co., PE January 19, 2013 (03-16) | Leona Marie Haywood (EX.) | Hubley Law Office 45 Water Street Charlottetown, PE |
| SWAN, Hilda R. Stratford Queens Co., PE January 19, 2013 (03-16) | David B. Swan (EX.) | Matheson & Murray PO Box 875 Charlottetown, PE |
| TOWNSHEND, Henry Douglas Fortune Bridge Kings Co., PE January 19, 2013 (03-16) | John Jackie Townshend (EX.) | Cox & Palmer PO Box 516 Montague, PE |
| COSTAIN, Everett Lloyd Miminegash Prince Co., PE January 19, 2013 (03-16) | Francis Mary Costain (AD.) | Cox & Palmer PO Box 40 Alberton, PE |
| MacLEAN, Donald New Perth Kings Co., PE January 19, 2013 (03-16) | Mary Katherine "Jean" MacLean (AD.) | Cox & Palmer PO Box 516 Montague, PE |
| BERNARD, Gilles Joseph Pleasant View Prince Co., PE January 12, 2013 (02-15) | Peter J. Gaudet (EX.) | McInnes Cooper PO Box 1570 Summerside, PE |
| FIELD, Verna Ruth Charlottetown Queens Co., PE January 12, 2013 (02-15) | Nancy Jane Field (EX.) | Elizabeth S. Reagh, QC 17 West Street Charlottetown, PE |

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|---|--|--|
| McGONNELL, Peter Claver Charlottetown Queens Co., PE January 12, 2013 (02-15) | Michael McGonnell (EX.) | Stewart McKelvey PO Box 2140 Charlottetown, PE |
| BOURGEOIS, Joseph François Îles-de-la-Madeleine Quebec January 5, 2013 (01-14) | Josephine (Bourgeois) Jackson (EX.) | Cox & Palmer PO Box 516 Montague, PE |
| DOUCETTE, Alvin Joseph Tignish Prince Co., PE January 5, 2013 (01-14) | Dorothy Doucette (EX.) | Cox & Palmer PO Box 40 Alberton, PE |
| HAYDEN, William J. Cherry Valley Vernon Bridge RR#3 Queens Co., PE January 5, 2013 (01-14) | John Hayden (John Trueman Hayden) Reta Ross (Catherine Sareta Ross) Wayne Beaton (Angus Wayne Beaton) (EX.) | McInnes Cooper BDC Place, Suite 620 119 Kent Street Charlottetown, PE |
| MOLLISON, Mildred Eliza Summerside Prince Co., PE January 5, 2013 (01-14) | Alice Noreen Harnois James B. Ramsay (EX.) | Law Office of John L. Ramsay, QC PO Box 96 Summerside, PE |
| MORRISON, Mary Margaret Montague Kings Co., PE January 5, 2013 (01-14) | Paula Marie Morrison Donna Louise Pellerine (EX.) | Cox & Palmer PO Box 516 Montague, PE |
| ROSE, Edna Charlottetown Queens Co., PE (Formerly of Lakeville, Kings Co., PE) January 5, 2013 (01-14) | Noreen Shaw (EX.) | Allen J. MacPhee Law Corporation PO Box 238 Souris, PE |
| BOURGEOIS, Edna M. F. Lower Montague Kings Co., PE January 5, 2013 (01-14) | John Bourgeois Josephine Jackson Alfred Bourgeois (AD.) | Cox & Palmer PO Box 516 Montague, PE |

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|---|--|---|
| CROWDIS, Donald Kennedy Toronto Ontario January 5, 2013 (01-14) | Royal Trust Corporation of Canada (AD.) | Stewart McKelvey PO Box 2140 Charlottetown, PE |
| DOIRON, Margaret S. Souris (Formerly of Souris West) Kings Co., PE December 29, 2012 (52-13) | Winnifred Doiron (EX.) | Allen J. MacPhee Law Corporation PO Box 238 Souris, PE |
| MacINTYRE, S. A. Laurretta Charlottetown Queens Co., PE December 29, 2012 (52-13) | Daphne A. Campbell (EX.) | Campbell Stewart PO Box 485 Charlottetown, PE |
| QUINN, Merlin Michael Cardross Kings Co., PE December 29, 2012 (52-13) | Edna M. Quinn (EX.) | Cox & Palmer PO Box 516 Montague, PE |
| SLOSS, Thelma Madalene Eldon (Formerly of South Pinette) Queens Co., PE December 29, 2012 (52-13) | Derrill Shaw Cathy Ann Shaw (EX.) | Carr Stevenson & MacKay PO Box 522 Charlottetown, PE |
| DOIRON, Henry Joseph Rollo Bay Kings Co., PE December 29, 2012 (52-13) | Winnifred Doiron (AD.) | Allen J. MacPhee Law Corporation PO Box 238 Souris, PE |
| BIRT, Verna Genevieve Souris Kings Co., PE December 22, 2012 (51-12) | Donald Birt Linda Birt Cheryl Rose (EX.) | Allen J. MacPhee Law Corporation PO Box 238 Souris, PE |
| CHAPMAN, Anne Gladys Truro Nova Scotia December 22, 2012 (51-12) | Neil William Chapman (EX.) | Cox & Palmer 97 Queen Street, Suite 600 Charlottetown, PE |

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| CHIASSON, Marie "Anita" Tignish Prince Co., PE December 22, 2012 (51-12) | Gerry Doucette Marjorie MacInnis (EX.) | McInnes Cooper PO Box 1570 Summerside, PE |
| DAVOL, Mary "Clarissa" Crapaud Queens Co., PE December 22, 2012 (51-12) | Stephen D. G. McKnight, QC Harold Affleck (EX.) | McInnes Cooper PO Box 1570 Summerside, PE |
| GALLANT, Rita Mary Charlottetown Queens Co., PE December 22, 2012 (51-12) | Claire James (EX.) | Carr Stevenson & MacKay PO Box 522 Charlottetown, PE |
| MacKENZIE, Brenda Lina Morell Kings Co., PE December 22, 2012 (51-12) | Danny Geldert Anita Geldert (EX.) | Boardwalk Law Offices 220 Water Street Parkway Charlottetown, PE |
| MUNRO, James Alastair Richmond Ontario December 22, 2012 (51-12) | Mary Ivy Seabrook Munro (EX.) | Cox & Palmer 97 Queen Street, Suite 600 Charlottetown, PE |
| RACKHAM, Edith Adele Charlottetown Queens Co., PE December 22, 2012 (51-12) | Robert William Rackham (EX.) | McInnes Cooper BDC Place, Suite 620 119 Kent Street Charlottetown, PE |
| SELLICK, Erma Jean O'Leary RR#3 Prince Co., PE December 22, 2012 (51-12) | Terry Hagen (EX.) | Cox & Palmer PO Box 40 Alberton, PE |
| THIBODEAU, John Douglas Alliston Ontario December 22, 2012 (51-12) | Shannon Leigh Thibodeau Shantelle Denise Thibodeau (EX.) | Carr Stevenson & MacKay PO Box 522 Charlottetown, PE |

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| WILSON, Mary Eileen Charlottetown Queens Co., PE December 22, 2012 (51-12) | Roch Beazley Adrianne Goode (EX.) | Carr Stevenson & MacKay PO Box 522 Charlottetown, PE |
| WRIGHT, Suzanne Meredith Charlottetown Queens Co., PE December 22, 2012 (51-12) | Hugh Harold Wright Katherine Mary Wright (EX.) | Macnutt & Dumont PO Box 965 Charlottetown, PE |
| MacDOUGALL, Martin Joseph Glenroy Queens Co., PE December 22, 2012 (51-12) | Darlene Robertson (AD.) | Law Office of E. W. Scott Dickieson, QC PO Box 1453 Charlottetown, PE |
| MacFARLANE, Kenneth Rae Donagh Queens Co., PE December 22, 2012 (51-12) | Dylan Earl Rae Gosbee (AD.) | Collins & Associates National Bank Tower, Suite 200 134 Kent Street Charlottetown, PE |

The following orders were approved by His Honour the Lieutenant Governor in Council dated March 12, 2013.

EC2013-149

ENERGY CORPORATION ACT
PRINCE EDWARD ISLAND ENERGY CORPORATION
BOARD OF DIRECTORS
APPOINTMENTS

Pursuant to sections 2 and 3 of the *Energy Corporation Act* R.S.P.E.I. 1988, Cap. E-7, Council made the following appointments:

| NAME | TERM OF APPOINTMENT |
|--|--------------------------------------|
| Deputy Minister of Finance, Energy and Municipal Affairs | 12 March 2013 to 12 March 2016 |
| Deputy Minister of Transportation and Infrastructure Renewal | 12 March 2013 to 12 March 2016 |
| W. Alexander (Sandy) Stewart, Secretary, Economic Trade and Population Secretariat | 12 March 2013 to 12 March 2016 |
| Rochelle Gallant Director of Intergovernmental Affairs | 12 March 2013 to 12 March 2016 |
| Chief Executive Officer Prince Edward Island Energy Corporation | 12 March 2013 to 12 March 2016 |

Further, Council designated the Deputy Minister of Finance, Energy and Municipal Affairs as Chairperson of the Board pursuant to subsection 3(3) of the Act and noted that the Chief Executive Officer of the Corporation serves as secretary of the Board in accordance with subsection 5(2) of the said Act.

Orders-in-Council EC1998-699, EC2001-251, and EC2003-538 are hereby rescinded.

EC2013-165

MARITIME PROVINCES HARNESS RACING COMMISSION ACT
MARITIME PROVINCES HARNESS RACING COMMISSION
NOMINATION

Pursuant to section 4 of the *Maritime Provinces Harness Racing Commission Act* R.S.P.E.I. 1988, Cap. M-13, Council nominated the following member for appointment:

| NAME | TERM OF APPOINTMENT |
|---------------|---------------------|
| Fred Paynter | 31 March 2013 |
| New London | to |
| (reappointed) | 31 March 2016 |

EC2013-166

REGISTERED NURSES ACT
NURSE PRACTITIONER REGULATIONS
NURSE PRACTITIONER
DIAGNOSTIC AND THERAPEUTICS COMMITTEE
APPOINTMENTS

Pursuant to subsection 8(2) of the *Registered Nurses Act Regulations* (EC91/06), Council recommends the following persons be appointed as members of the Nurse Practitioner Diagnostic and Therapeutics Committee:

| NAME | TERM OF APPOINTMENT |
|---|-------------------------------|
| via clause 8(2)(e) | |
| Amy Cheverie Pharmacist (vice Wendy Cook, term expired) | December 2012 – December 2014 |
| via clause 8(2) (f) | |
| Gail MacNutt Licensed member of the Association of Registered Nurses of P.E.I. (reappointed) | December 2012 – December 2014 |

Signed,

Stephen C. MacLean
Clerk of the Executive Council

**NOTICE OF CHANGE
OF CORPORATE NAME**

Companies Act

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

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

Former Name CENTUM ADVANTAGE
 FINANCIAL GROUP INC.
New Name CENTUM MORTGAGE
 PARTNERS INC.
Effective Date: March 08, 2013
12

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: NATIONAL MANUFACTURING OF
CANADA
Owner: STANLEY BLACK & DECKER
CANADA CORPORATION
Registration Date: March 12, 2013

Name: BETHANY'S PRECIOUS PUPPY
PARLOUR
Owner: Bethany Cousins
Registration Date: March 11, 2013

Name: DOWN EAST DIESEL REPAIR
Owner: Chance Farrell
Registration Date: March 11, 2013

Name: J.C. DRILLING
Owner: John Cyrus Arsenaault
J. Alphonse Arsenaault
Registration Date: March 01, 2013

Name: ODD JOBBERS PEI
Owner: Alex Davidson
Registration Date: March 15, 2013
12

**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: 101620 P.E.I. INC.
82 Summer Street
Summerside, PE C1N 3H9
Incorporation Date: March 15, 2013

Name: 101630 P.E.I. INC.
225 Walker Avenue
Summerside, PE C1N 5N9
Incorporation Date: March 15, 2013

Name: BBD FISHING LTD.
21029 Seacow Pond Road
R R #4
Tignish, PE C0B 2B0
Incorporation Date: March 15, 2013

Name: C & C FISHING LTD.
256 Haywood Road
Tignish, PE C0B 2B0
Incorporation Date: March 08, 2013

Name: CASCUMPEC BAY WATERSHED
ASSOCIATION INC.
162 Hardy Road
Alberton, PE C0B 1B0
Incorporation Date: March 11, 2013

Name: COWAY CANADA INC.
14 Millenium Drive
Stratford, PE C1B 2H2
Incorporation Date: March 08, 2013

Name: CPM HOLDINGS INC.
10 Cedar Avenue
Charlottetown, PE C1A 6K3
Incorporation Date: March 12, 2013

Name: DOCTOR JOHN HAYDEN
PROFESSIONAL CORPORATION
50 Water Street
P. O. Box 522
Charlottetown, PE C1A 7L1
Incorporation Date: March 15, 2013

Name: DOWN EAST DIESEL REPAIR INC.
5237 Greenfield Road
R R #3
Montague, PE C0A 1R0

Incorporation Date: March 11, 2013

Name: ICD HOLDINGS INC.
5 Campbell Road
P. O. Box 10
Winsloe, PE C1E 1Z2

Incorporation Date: March 14, 2013

Name: JCJP AND ASSOCIATES INC.
103 Baglole Street
Summerside, PE C0B 5G5

Incorporation Date: March 15, 2013

Name: JESSEM ENTERPRISES INC.
124 Merriam Drive
Summerside, PE C1N 5N3

Incorporation Date: March 15, 2013

Name: ODD JOBBERS PEI LTD.
39 Hartz Road
Charlottetown, PE C1C 0H6

Incorporation Date: March 15, 2013

Name: SENIORS COLLEGE OF PRINCE
EDWARD ISLAND INC.
550 University Avenue
Charlottetown, PE C1A 4P3

Incorporation Date: February 26, 2013
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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: CERETTI'S GROCERY &
HARDWARE LTD.

Purpose To increase the authorized capital.
Effective Date: March 07, 2013

12

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: BINARY STAR CONSULTING

Owner: 101603 P.E.I. INC.
30 Parson Creek Drive
York, PE C0A 1P0

Registration Date: March 12, 2013

Name: INTER-AG

Owner: Bayer CropScience Inc.
#200, 160 Quarry Park Blvd. SE
Calgary, AB T2C 3G3

Registration Date: March 12, 2013

Name: INTER-AG - A DIVISION OF BAYER
CROPSCIENCE

Owner: Bayer CropScience Inc.
#200, 160 Quarry Park Blvd., SE
Calgary, AB T2C 3G3

Registration Date: March 12, 2013

Name: ZEP VEHICLE CARE

Owner: ACUITY HOLDINGS, INC.
Suite 2500-1000 de la Gauchetière St. W.
Montreal, PQ H3B 0A2

Registration Date: March 08, 2013

Name: PC MOBILE

Owner: LOBLAWS INC.
22 St. Clair Avenue East
Toronto, ON M4T 2S5

Registration Date: March 12, 2013

Name: CREEKSIDE COTTAGES

Owner: N & J MACKAY INC.
19 Appleby Lane
Cornwall, PE C0A 1H0

Registration Date: March 11, 2013

Name: COMBAT ZONE LASER TAG

Owner: N & J MACKAY INC.
19 Appleby Lane
Cornwall, PE C0A 1H0

Registration Date: March 11, 2013

Name: FIRESTONE BUILDING PRODUCTS
CANADA

Owner: BRIDGESTONE CANADA INC.
5770 Hurontario Street, #400
Mississauga, ON L5R 3G5

Registration Date: March 12, 2013

Name: JUDSON'S BOAT HAULING

Owner: JUDSON'S AUTO TECH INC.
2169 Route 17
Albion
Montague, PE C0A 1R0

Registration Date: March 14, 2013

Name: CIBC GRIFFIS & SMALL

Owner: CIBC WORLD MARKETS INC./
MARCHES MONDIAUX CIBC INC.
161 Bay Street
Brookfield Place, 6th Floor
Toronto, ON M5J 2S8

Registration Date: February 27, 2013

Name: BETHANY'S K-9 KUTS

Owner: Bethany Cousins
4325 Park Corner
Kensington, PE C0B 1M0

Registration Date: March 11, 2013

Name: CLEAN IT ALL

Owner: Jeffrey Sanderson
38 Bears Way
Clyde River, PE C0A 1H3

Registration Date: March 14, 2013

Name: CREEKSIDE GUEST HOUSE

Owner: Nancy L. MacKay
19 Appleby Lane
Cornwall, PE C0A 1H0

Registration Date: March 11, 2013

Name: EARTH FOOTSTOOLS

Owner: Perry Gotell
P. O. Box 234
Georgetown, PE C0A 1L0

Registration Date: March 13, 2013

Name: FIVE ELEVEN WEST

Owner: City of Summerside
275 Fitzroy Street
Summerside, PE C1N 1H9

Registration Date: March 08, 2013

Name: H20 TESTING AND COMPANY

Owner: Scott MacLean

107 Maple Avenue

Charlottetown, PE C1A 7T1

Owner: Angela MacLean

107 Maple Avenue
Charlottetown, PE C1A 7T1

Registration Date: March 15, 2013

Name: IN MY MOCCASINS

Owner: Marlene MacKenzie
33 Victory Avenue
Charlottetown, PE C1A 5E9

Registration Date: March 14, 2013

Name: ISLAND DREAM CERAMICS

Owner: Robyn Fern Seddon
1424 Union Road
Huntley, PE C0B 1B0

Registration Date: March 14, 2013

Name: ISLAND NATURAL COMPOUNDS

Owner: Kelly Finlayson
257 Central St.
Summerside, PE C1N 3M5

Registration Date: March 12, 2013

Name: K. ASH CONSULTING

Owner: Kevin Ash
67 Beaver Run Drive
Stanhope, PE C0A 1P0

Registration Date: March 11, 2013

Name: KMG ISLAND PHOTOGRAPHY

Owner: Melody Garnhum
252 Sleepy Hollow Road
Milton Station, PE C1E 0Y8

Registration Date: March 12, 2013

Name: LA SERENA FARM

Owner: Charles Lipnicki
820 Millboro Rd.
Hunter River, PE C0A 1N0

Owner: Laura Lipnicki
820 Millboro Rd.
Hunter River, PE C0A 1N0

Registration Date: February 25, 2013

Name: PANDA REALTY

Owner: Daniel Rashed
439 Queen Street
Charlottetown, PE C1A 4E9

Registration Date: March 14, 2013

Name: POINT PRIM COUNSELLING

Owner: Rinda Dean

1556 Point Prim Road
Belfast, PE C0A 1A0
Registration Date: March 14, 2013

Name: RADI FOODS
Owner: Nasser Subh
108 Stratford Rd.
Stratford, PE C1B 1Y4
Owner: Deon Chaulk
136 Stratford Rd.
Stratford, PE C1B 1Y4
Registration Date: March 08, 2013

Name: SELKIRK STORIES
Owner: John Westlie
678 Route 19
Meadowbank, PE C0A 1H1
Owner: Margaret A. Westlie
678 Route 19
Meadowbank, PE C0A 1H1
Registration Date: March 12, 2013

Name: SMYTH ENGINEERING & MARINE
Owner: Brian Smyth
223 St. Mary's Road East Route 318
St. Mary's Road, PE C0A 1R0
Registration Date: March 15, 2013

Name: SPORTS AND IMPORTS AUTO
SALES
Owner: Nicholas MacAulay
319 Fitzroy Street
Charlottetown, PE C1A 1T3
Registration Date: March 12, 2013

Name: THE MOUNT CONTINUING CARE
COMMUNITY
Owner: 7628382 Canada Corporation
1 Bardin Crescent
Charlottetown, PE C1A 1L8
Registration Date: February 27, 2013

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NOTICE OF APPLICATION FOR CONTINUANCE

Prince Edward Island Spiritual Science Fellowship Inter-faith Ministry Inc. a body corporate, duly incorporated under the laws of the Province of Prince Edward Island, hereby gives notice pursuant to section 86 of the *Companies Act* of the Province of Prince Edward Island, R.S.P.E.I. 1988, Cap. C-14, that

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

it intends to make application for Continuance under the federal laws of Canada.

DATED at Charlottetown, Queens County, this 21st day of February, 2013.

John Carr, Q.C.
Carr Stevenson & MacKay
Barristers & Solicitors
50 Water Street
Charlottetown, PE
Solicitor for the Applicant

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NOTICE OF CORRECTION

WHEREAS Letters Patent were issued to **KLG LAW INC.** dated January 30, 2013.

AND WHEREAS the Letters Patent in the Amalgamation Agreement attached thereto contained a misdescription in the characteristics of the issued capital of the Company.

AND WHEREAS the *Companies Act* R.S.P.E.I. 1988, Cap. C-14 provides the Minister with authority to correct misnomers, misdescriptions and clerical errors.

NOW THEREFORE pursuant to the *Companies Act*, supra, sub-section 10(3), the Minister hereby directs that the characteristics of the issued capital of KLG Law Inc. be corrected as follows:

1. Replace section 5(b) of the Amalgamation Agreement with:

(b) 1,000 Class A preferred shares of Pre-KLG shall be converted into 1,000 Class A preferred shares of the Amalgamated Company to be issued to Kenneth L. Godfrey.

All of the corrections are to be effective as of January 30, 2013.

DATED at Charlottetown, Province of Prince Edward Island, this 18th day of March, 2013.

MINISTER OF ENVIRONMENT, LABOUR
AND JUSTICE

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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: **Shane Charles Clark**
Present Name: **Shane Daniel Edward Mooney**

March 13, 2013

Laura Lee Noonan
Director of Vital Statistics

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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: **My Phuong Lam**
Present Name: **Phuong My Nguyen-Corrigan**

March 13, 2013

Laura Lee Noonan
Director of Vital Statistics

12

**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 **registered** for the purpose of solemnizing marriage in the province of Prince Edward Island:

Rev. Gregory Krauss
1 Millbrook Drive
Stratford PE C1B 1X7

Laura Lee Noonan
Director of Vital Statistics

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

**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 **registered** for the purpose of solemnizing marriage in the province of Prince Edward Island:

Rev. Reanne Krauss
1 Millbrook Drive
Stratford PE C1B 1X7

Laura Lee Noonan
Director of Vital Statistics

12

**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 **registered** for the purpose of solemnizing marriage in the province of Prince Edward Island:

Rev. Scott Wilson
Box 582
Alberton PE C0B 1P0

Laura Lee Noonan
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 **registered** for the purpose of solemnizing marriage in the province of Prince Edward Island:

Rev. Gloria Wooldridge
297 Royalty Road

Milton Station PE C1E 3E6

Laura Lee Noonan
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 from August 1, 2013 to August 31, 2013**, for the purpose of solemnizing marriage in the province of Prince Edward Island:

The Reverend Ralph E. Smith
219 Old Franklin Grove Drive
Chapel Hill, NC 27514
USA

Laura Lee Noonan
Director of Vital Statistics

12

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 from May 24, 2013 to June 23, 2013**, for the purpose of solemnizing marriage in the province of Prince Edward Island:

Rev. James Webber-Cook
144 Mitchell Street
New Glasgow NS B2H 1H5

Laura Lee Noonan
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 from July 1, 2013 to August 31, 2013**, for the purpose of solemnizing marriage in the province of Prince Edward Island:

Rev. Robert Lockhart
209 Terry Boylan Road
Coleman PE C0B 1H0

Laura Lee Noonan
Director of Vital Statistics

12

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 from June 30, 2013 to June 30, 2014**, for the purpose of solemnizing marriages in the province of Prince Edward Island:

Rev. Chesley A. Boutilier
7 Boutilier Lane
RR #2
Kensington PE C0B 1M0

Laura Lee Noonan
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*, registration for the purpose of solemnizing marriage in the province of Prince Edward Island for the following clergy has been **cancelled**:

Rev. Robert Barnes

113 Lodgepole Way
Fort McMurray AB T9K 0E9

Laura Lee Noonan
Director of Vital Statistics

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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 \$65.00 per annum, postpaid; single copies are \$2.00 each, postpaid or \$1.00 each, over the counter.

PART II REGULATIONS

EC2013-158

HEALTH SERVICES PAYMENT ACT REGULATIONS AMENDMENT

(Approved by His Honour the Lieutenant Governor in Council dated March 12, 2013.)

Pursuant to section 5 of the *Health Services Payment Act* R.S.P.E.I. 1988, Cap. H-2, Council made the following regulations:

1. The Introduction of the *Health Services Payment Act* Regulations (EC453/96) is revoked and the following substituted:

Pursuant to section 5 of the *Health Services Payment Act* R.S.P.E.I. 1988, Cap. H-2, Council made the following regulations:

2. Clause 1(s) of the regulations is amended by the deletion of the words “a member of the Royal Canadian Mounted Police,”.

3. Section 8 of the regulations is amended

(a) in subclause (2)(a)(v), by the deletion of the words “or the Royal Canadian Mounted Police”; and

(b) in subsection (3), by the deletion of the words “or the Royal Canadian Mounted Police”.

4. These regulations come into force on April 1, 2013

EXPLANATORY NOTES

SECTION 1 corrects a reference to the regulation-making authority in the Introduction to the regulations.

SECTION 2 amends clause 1(s) of the regulations to remove the reference to “members of the Royal Canadian Mounted Police”. Pursuant to a federal-provincial agreement, Royal Canadian Mounted Police members will now qualify for benefits as residents of the province.

SECTION 3 amends subsections 8(2) and (3) to be consistent with the amendment to clause 1(s) and the new benefits status of Royal Canadian Mounted Police officers.

SECTION 4 provides for the commencement of these regulations.

Certified a true copy,

Stephen C. MacLean
Clerk of the Executive Council

EC2013-168

**RETAIL SALES TAX ACT
REGULATIONS**

(Approved by His Honour the Lieutenant Governor in Council dated March 12, 2013.)

Pursuant to section 20 of the *Retail Sales Tax Act* R.S.P.E.I. 1988, Cap. R-13.03, Council made the following regulations:

Part 1 — Definitions

| | |
|-----------------------------|---|
| Definitions | 1. (1) In these regulations |
| Act | (a) “Act” means the <i>Retail Sales Tax Act</i> R.S.P.E.I 1988, Cap. R-13.03; |
| commercial activity | (b) “commercial activity” has the same meaning as in Part IX of the federal Act; |
| commercial fisher | (c) “commercial fisher” means a fisher who qualifies for a Marked Gasoline/Marked Diesel Oil permit issued under the <i>Gasoline Tax Act</i> R.S.P.E.I 1988, Cap. G-3; |
| fire district | (d) “fire district” has the same meaning as in section 42 of the <i>Fire Prevention Act</i> R.S.P.E.I. 1988, Cap. F-11; |
| member of his or her family | (e) “member of his or her family” in relation to a person means the spouse, common-law spouse, son, daughter, father, mother, grandfather, grandmother, brother, sister, grandson, granddaughter, son-in-law, daughter-in-law, father-in-law, mother-in-law, brother-in-law, sister-in-law, step-father, step-mother, step-son or step-daughter of that person; |
| settler | (f) “settler” means an individual who takes up residence in the province immediately after residing outside the province, (i) in the case of an individual who is an extrajurisdictional student, for a period of not less than three months, or (ii) in the case of an individual other than an extrajurisdictional student, for a period of not less than six consecutive months; |
| settler’s effects | (g) “settler’s effects” means any household goods and equipment, including motor vehicles and boats, a settler brings into the province |

on, or within six months of, taking up residence in the province and that

- (i) are solely for the personal consumption or use of the settler in the province and not for any commercial purpose, and
- (ii) were owned, physically possessed and used by the settler for at least 30 days prior to the settler's taking up residence in the province.

(2) For the purpose of subclause 1(r)(iii) of the Act

Valuation, value

- (a) the following trade valuation books are prescribed:
 - (i) Canadian Red Book, and
 - (ii) Canadian Sport Vehicle Blue Book;
- (b) "value" for the purpose of subparagraph 1(r)(iii)(B)(I) means the
 - (i) average wholesale value in the Canadian Red Book, and
 - (ii) average wholesale value in the Canadian Sport Vehicle Blue Book,
 as the case may be;
- (c) the following persons are authorized to make a written appraisal of the value of a motor vehicle:
 - (i) a motor vehicle dealer who has a Class A or Class D license issued under the Dealer's Trade License Regulations, and
 - (ii) an appraiser authorized by the Commissioner;
- (d) the following persons are authorized to make a written appraisal of the value of an all-terrain vehicle or snow vehicle:
 - (i) a sport vehicle dealer who has a Class E license issued under the Dealer's Trade License Regulations, and
 - (ii) an appraiser authorized by the Commissioner.

Part 2 — Point-of-Sale Rebates

2. In this Part:

Definitions for this Part

- (a) "children's diaper" means a product that is designed for babies or children and that is
 - (i) a diaper,
 - (ii) a diaper insert or liner,
 - (iii) a training pant, or
 - (iv) a rubber pant designed for use in conjunction with any of the items referred to in subclauses (i) to (iii);
- (b) "composite property" means property that is wrapped, packaged or otherwise prepared for sale as a single product, the only components of which are a printed book and
 - (i) a read-only medium that contains materially all or substantially all of the value of which is reasonably attributable to one or more of the following:
 - (A) a reproduction of the printed book, and
 - (B) material that makes specific reference to the printed book and its content and that supplements, and is integrated with, that content, or

children's diaper

composite property

| | |
|---------------------|---|
| | (ii) if the product is specially designed for use by students enrolled in a qualifying course, a read-only medium or a right to access a website, or both of them, that contains material that is related to the subject matter of the printed book; |
| national standard | (c) “national standard” means a standard of the National Standards of Canada, as they read on January 1, 2010, in the subject area CAN/CGSB-49, <i>Garment Sizes</i> , published by the Canadian General Standards Board; |
| printed book | (d) “printed book” has the same meaning as in subsection 259.1(1) of the federal Act; |
| qualifying course | (e) “qualifying course” means a course the supply of the service of instructing in which, <ul style="list-style-type: none"> (i) is an exempt supply included in Part III of Schedule V to the federal Act, or (ii) would be an exempt supply included in Part III of Schedule V to the federal Act but for the fact that the supplier of the service has made an election under that Part; |
| read-only medium | (f) “read-only medium” means a tangible medium that is designed for the read-only storage of information and other material in digital format. |
| Qualifying property | <p>3. (1) For the purposes of subclause 5(1)(b)(i) of the Act, children’s clothing means garments (other than garments of a class that is used exclusively in sports or recreational activities, costumes, children’s diapers or footwear referred to in subsection (2)) that are</p> <ul style="list-style-type: none"> (a) designed for babies, including baby bibs, bunting blankets and receiving blankets; (b) children’s garments <ul style="list-style-type: none"> (i) designed for girls and of a size not greater than the size that is girls’ size 16 according to the national standard applicable to the garments, (ii) designed for boys and of a size not greater than the size that is boys’ size 20 according to the national standard applicable to the garments, or (iii) if no national standard applies to the garments, designed for girls or boys and having a size designation of extra small, small, medium or large; or (c) hosiery or stretchy socks, hats, ties, scarves, belts, suspenders, mittens and gloves in sizes and styles designed for children or babies. |
| Footwear | <p>(2) For the purposes of subclause 5(1)(b)(ii) of the Act, children’s footwear means footwear (other than stockings, socks or similar footwear or footwear of a class that is used exclusively in sports or recreational activities) that is</p> <ul style="list-style-type: none"> (a) designed for babies; or |

(b) designed for girls or boys and has an insole length of 24.25 centimetres or less.

(3) For the purposes of subclause 5(1)(b)(iii) of the Act, qualifying heating oil means fuel (other than heavy fuel oil or fuel sold as fuel for use in internal combustion engines) that is suitable for use as heating oil and is marketed or sold as fuel for use as heating oil for heating homes, buildings or similar structures. Heating oil

(4) For the purposes of subclause 5(1)(b)(iv) of the Act, books means: Books

- (a) a printed book or an update of a printed book;
- (b) an audio recording all or substantially all of which is a spoken reading of a printed book;
- (c) a bound or unbound printed version of scripture of any religion;
- (d) a composite property.

Part 3 — Rebates

4. (1) Subject to subsection (2), the Minister may authorize a rebate to a fire district of an amount equal to 35 per cent of the tax paid under subsection 165(2) of the federal Act within four years of the date the tax was paid. Rebate

(2) The rebate under subsection (1) shall be reduced to the extent that the fire district is eligible to receive a rebate of that tax under the provisions of any other federal or provincial Act. Reduction of rebate

Part 4 — Tax on Designated Property

Division 1 — Provisions Relating to Payment of Tax

5. (1) The tax due under sections 11 and 12 of the Act, in relation to designated property that is not a vehicle, is payable on the earlier of the date that is 20 days after the last day of the month in which the designated property was purchased at a sale in Prince Edward Island, brought or sent into Prince Edward Island or delivered in Prince Edward Island. Time of payment of tax

(2) The tax due under sections 11 and 12 of the Act, in relation to designated property that is a vehicle, is payable on the earlier of *Idem*

- (a) the time an application is made for the registration or licensing of the vehicle under the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5 or the *Off-Highway Vehicle Act* R.S.P.E.I. 1988, Cap. O-3; and
- (b) the date that is 20 days after the last day of the month in which the vehicle was purchased at a sale in Prince Edward Island, brought or sent into Prince Edward Island or delivered in Prince Edward Island.

(3) The tax due under section 13 of the Act is payable at the time an application is made for the registration of the vehicle under the *Highway Traffic Act* or *Off-Highway Vehicle Act*. *Idem*, section 13

Prescribed time —
section 14 of the
Act

6. The report and tax due under subsections 14(2) and (4) of the Act are due and payable on the date that is 20 days after the last day of the month in which the designated property was used as described in clause 14(1)(b) or (3)(b) of the Act.

Division 2 — Exemptions

Designated property
shipped out of
province by seller

7. A purchaser is exempt from paying tax under section 11 of the Act in relation to designated property that is not a vehicle if

- (a) the designated property is purchased for use outside of Prince Edward Island;
- (b) after the designated property is purchased, no use is made of the designated property while it is in Prince Edward Island other than to store it and to send it out of Prince Edward Island;
- (c) the seller sends the designated property out of Prince Edward Island; and
- (d) the purchaser does not take possession of the designated property in Prince Edward Island.

Exemption for
vehicles

8. A purchaser is exempt from paying tax under section 11 of the Act in relation to designated property that is a vehicle if

- (a) the vehicle is purchased primarily for use outside Prince Edward Island;
- (b) the vehicle will not be registered or licensed under the *Highway Traffic Act* or the *Off-Highway Vehicle Act*; and
- (c) the vehicle is removed from the province within 30 days of purchase.

Purchase by a
corporation

9. (1) Subject to subsection (3), a corporation is exempt from paying tax under section 11 of the Act on the purchase of designated property if

- (a) the corporation purchased the designated property from a person (the “seller”) who wholly owns and controls the corporation;
- (b) the seller paid tax or was exempt from tax on the designated property under
 - (i) the Act,
 - (ii) the *Revenue Tax Act* R.S.P.E.I. 1988, Cap. R-14, or
 - (iii) subsection 165(2), section 212.1 or 218.1 or Division IV.1 of Part IX of the federal Act; and
- (c) the seller wholly owns and controls the corporation for a period of not less than six months after the date of the purchase referred to in clause (a).

Idem

(2) Subject to subsections (3) and (4), a corporation is exempt from paying tax under section 11 of the Act on the purchase of designated property if

- (a) the corporation purchased the designated property from a person (the “seller”) who does not wholly own and control the corporation;
- (b) the seller paid tax or was exempt from tax on the designated property under
 - (i) the Act,

-
- (ii) the *Revenue Tax Act*, or
- (iii) subsection 165(2), section 212.1 or 218.1 or Division IV.1 of Part IX of the federal Act;
- (c) the consideration for the purchase of the designated property by the corporation is the concurrent issue or transfer of the corporation's own shares to the seller; and
- (d) the seller is the beneficial owner of the shares referred to in clause (c) for a period of not less than six months after the date the shares were issued or transferred to the seller.
- (3) A corporation is not exempt under subsection (1) or (2) if the seller
- (a) was exempt from tax on the designated property under the Act or the *Revenue Tax Act* because the seller
- (i) purchased the designated property for resale, or
- (ii) qualified for exemption by reason of the seller's use of the designated property and the corporation is not entitled to a similar exemption; or
- (b) was exempt from tax on the designated property under section 165(2), 212.1 or 218.1 or Division IV.1 of Part IX of the federal Act because the seller qualified for exemption by reason of the seller's use of the designated property and the corporation is not entitled to a similar exemption.
- (4) If the actual value of the shares issued or transferred in consideration for the purchase of the designated property is
- (a) at least equal to the fair market value of the designated property, all the purchase price is exempt from tax; or
- (b) less than the fair market value of the designated property, the difference between the fair market value of the designated property and the actual value of the shares issued or transferred is subject to the tax.
- (5) For the purposes of this section, "wholly owns and controls a corporation" means that the beneficial ownership of not less than 95 per cent of the total issued and outstanding voting share capital of the corporation is in the hands of a person or of a person and members of his or her family.
- 10.** A commercial fisher is exempt from paying tax under sections 11 and 12 of the Act on designated property that is a boat if the boat is used in the commercial fishery and for no other purpose.
- 11.** A person is exempt from paying tax under section 12 or 13 of the Act in relation to designated property if
- (a) the designated property is sent outside Prince Edward Island within 30 days after the entry date of the designated property to be used primarily outside Prince Edward Island; and
- (b) the designated property is in Prince Edward Island for use in Prince Edward Island for less than 30 days in a calendar year.

Limitation to exemption

Quantum

Definition, wholly owns and controls

Boat purchased by a commercial fisher

Temporary use

| | |
|---|---|
| Family transfer | <p>12. For the purpose of subclause 1(r)(iv) of the Act, a transfer of a vehicle is a transfer between a person and members of his family if</p> <ul style="list-style-type: none"> (a) the person who is the transferor <ul style="list-style-type: none"> (i) has owned the vehicle for a minimum of twelve months prior to the date of transfer, or (ii) has <ul style="list-style-type: none"> (A) owned the vehicle for less than twelve months prior to the date of transfer, and (B) paid the tax under <ul style="list-style-type: none"> (I) Part IX of the federal Act, (II) this Act, on the greater of the purchase price or the value that was set out in the Canadian Red Book or Canadian Sport Vehicle Blue Book, when the person acquired the vehicle, or (III) the <i>Revenue Tax Act</i>, on the greater of the purchase price or the value that was set out in the Canadian Red Book or Canadian Sport Vehicle Blue Book, when the person acquired the vehicle; (b) the transferor has made the transfer to a member of the transferor's family; and (c) the purchase price paid by the transferee is less than the value that is set out in the Canadian Red Book or the Canadian Sport Vehicle Blue Book for the vehicle. |
| Transfer due to dissolution of marriage or relationship | <p>13. (1) In this section, "spouse" means a person who</p> <ul style="list-style-type: none"> (a) is married to another person; or (b) lived with another person in a marriage-like relationship, including a marriage-like relationship between persons of the same gender, for a period of at least 2 years. |
| Exemption | <p>(2) A person is exempt from paying tax under section 11, 12 or 13 of the Act in relation to designated property that the person acquired from a spouse or a former spouse under a written separation agreement, a marriage contract referred to in the <i>Family Law Act</i> R.S.P.E.I. 1988, Cap. F-2.1, or an order of a court on the dissolution of a marriage or marriage-like relationship.</p> |
| Inheritance | <p>14. A person is exempt from paying tax under section 11, 12 or 13 of the Act if the designated property is received as part of the distribution of a deceased's estate.</p> |
| Settler's effects | <p>15. A settler who brings or sends into Prince Edward Island, or receives delivery in Prince Edward Island of, settler's effects that are designated property is exempt from paying tax under section 12 or 13 of the Act.</p> |
| Tax paid under the Act | <p>16. (1) A person is exempt from paying tax under section 12 or 13 of the Act in relation to designated property if</p> <ul style="list-style-type: none"> (a) tax under the Act has been paid previously by that person on that designated property; and |

(b) the person is not eligible for a refund in respect of the tax paid previously under the Act on that designated property.

(2) A person is exempt from paying tax under section 12 or 13 of the Act in relation to designated property if Tax paid under the Revenue Tax Act

(a) tax under the *Revenue Tax Act* has been paid previously by that person on that designated property; and

(b) the person is not eligible for a refund in respect of the tax paid previously under the *Revenue Tax Act* on that designated property.

Division 3 — Refunds

17. The Minister may refund to an applicant the tax paid under section 11 of the Act on designated property if the Minister is satisfied that, within 30 days after the date of the sale of the designated property to the applicant, Designated property returned to seller

(a) ownership of the designated property was transferred to the previous owner;

(b) the designated property was returned to the previous owner; and

(c) the purchase price for the designated property was refunded to the applicant.

18. The Minister may refund to an applicant the tax paid under section 11 of the Act on designated property if the Minister is satisfied that Designated property sent out of PEI within 30 days of purchase

(a) the designated property was subsequently sent out of Prince Edward Island within 30 days of the date of purchase to be used primarily outside Prince Edward Island; and

(b) the applicant paid tax on the designated property under Division IV.1 of Part IX of the federal Act or under the law of another jurisdiction that imposes a sales tax.

19. The Minister may refund to an applicant the tax paid under section 11 of the Act on designated property that is a boat if the Minister is satisfied that Boat purchased by a commercial fisher

(a) the purchaser is a commercial fisher; and

(b) the boat is used in the commercial fishery and for no other purpose.

20. (1) The Minister may refund to an applicant a portion of the tax paid under the Act on the purchase designated property that is a motor vehicle equipped for use by an individual with a disability. Modifications to a motor vehicle

(2) The refundable portion of the tax is the tax related to the cost to modify the motor vehicle for the purpose of Refundable portion of tax

(a) facilitating the placement or transportation of a wheelchair without the need to collapse the wheelchair; or

(b) equipping the motor vehicle with auxiliary driving controls to facilitate the operation of the motor vehicle by an individual with a disability.

- Application for refund **21.** For the purposes of sections 17 to 20, a person may apply for a refund of tax or a portion of the tax paid under the Act in accordance with section 19 of the *Revenue Administration Act*.

Division 4 — Records

- Records respecting designated property **22.** (1) Subsection (2) applies to a person who
(a) is required to pay tax under the Act in respect of designated property; or
(b) is exempt from paying tax under the Act in respect of designated property, other than by reason of an exemption under section 17 of the Act or section 13 of this regulation.

- Requirement to keep records (2) A person to whom this subsection applies must keep, in accordance with subsection (3), all records relating to the purchase, bringing or sending into Prince Edward Island or the delivery in Prince Edward Island of the designated property.

- Location (3) The records required to be kept under subsection (2) must be kept by the person at the principal premises in Prince Edward Island where the records of the person are kept.

- Retention of records **23.** (1) A person who is required to keep records under section 22 must retain those records in Prince Edward Island for a period of 5 years from the dates the records are created.

- Authorization for early destruction (2) If a person who is required to retain records under subsection (1) makes a written application to the Commissioner for permission to destroy a record, the Commissioner may authorize the requested destruction prior to the expiry of the period described in subsection (1).

- Retention of records for longer period (3) Despite any other provision of this section, if a record might be necessary for the purposes of an objection under section 9 or an appeal under section 10 of the *Revenue Administration Act*, the person required to keep the records must retain the record after the expiry of the period described in subsection (1) and until the appeals have been exhausted.

- Commencement **24.** These regulations come into force on April 1, 2013.

EXPLANATORY NOTES

SECTION 1 provides definitions for certain words and terms used in the regulations.

SECTION 2 provides definitions for certain words and terms used in Part 2 – Point-of-Sale Rebates.

SECTION 3 sets out the goods that are eligible for a point-of-sale rebate of the provincial component of the harmonized sales tax.

SECTION 4 provides authority for the Minister to rebate to fire districts an amount equal to 35% of the provincial component of the harmonized sales tax paid on goods and services they purchase.

SECTION 5 sets the time when tax due under sections 11, 12 and 13 of the Act are due and payable.

SECTION 6 sets the time when tax due under section 14 of the Act is due and payable.

SECTION 7 provides an exemption from the tax due under section 11 of the Act where the goods, other than a vehicle, are purchased for delivery out of the province.

SECTION 8 provides an exemption from the tax due under section 11 of the Act where a vehicle is purchased and removed from the province within 30 days of purchase.

SECTION 9 provides an exemption from the tax due under sections 11 of the Act where the goods are purchased by a corporation from a person who wholly owns the corporation or from a person who accepts shares in the corporation as consideration for the sale.

SECTION 10 provides an exemption from the tax due under sections 11 or 12 of the Act where the good is a boat purchased by a commercial fisher.

SECTION 11 provides an exemption from the tax due under sections 12 or 13 on goods that are brought into the province solely for the purpose of being shipped out of the province within 30 days of being brought in.

SECTION 12 provides a definition of the term “family transfer” used in subclause 1(r)(iv) of the Act.

SECTION 13 defines the term “spouse” and provides an exemption from the tax under the Act where designated property is transferred as the result of a marriage breakdown.

SECTION 14 provides an exemption from the tax due under the Act where the goods are received as part of an inheritance.

SECTION 15 provides an exemption from the tax due under the Act where the goods that are a settler’s effects.

SECTION 16 provides an exemption where tax was previously paid under the Act or the *Revenue Tax Act*.

SECTION 17 provides authority for the Minister to rebate tax paid under the Act where the goods are returned within 30 days and a full refund is received.

SECTION 18 provides authority for the Minister to rebate tax paid under the Act where the goods are shipped out of the province within 30 days of purchase and tax was paid in another jurisdiction.

SECTION 19 provides authority for the Minister to rebate tax paid under the Act on a boat purchased by a commercial fisher.

SECTION 20 provides authority for the Minister to rebate tax paid under the Act where the tax relates to modifications of a vehicle to allow for its use by a person with a disability.

SECTION 21 sets the application process for a rebate under sections 17 to 20.

SECTION 22 sets out the requirements for retaining records related to tax due under the Act.

SECTION 23 sets the length of time that records must be retained and allows the Commissioner to waive the time requirement.

SECTION 24 provides for the commencement of these regulations.

Certified a true copy,

Stephen C. MacLean
Clerk of the Executive Council

EC2013-169

**REVENUE TAX ACT
REGULATIONS
AMENDMENT**

(Approved by His Honour the Lieutenant Governor in Council dated March 12, 2013.)

Pursuant to subsections 57(1) and (2) of the *Revenue Tax Act* R.S.P.E.I. 1988, Cap. R-14, Council made the following regulations:

1. Section 10 of the *Revenue Tax Act* Regulations (EC262/60) is amended

(a) by the addition of the following after subsection (3):

(3.1) Subsection (3) does not apply to a non-resident contractor entering into a contract after March 31, 2013. Application

(b) by the addition of the following after subsection (4):

(4.1) Subsection (4) does not apply to a person entering into a contract with a non-resident contractor after March 31, 2013. Application

2. The regulations are amended by the addition of the following after section 10:

10.1 (1) This section applies in the circumstances described in sections 59 to 63 of the Act with respect to the goods and services referred to in those sections. Application

(2) If the goods are delivered to the person who makes progress payments under the contract and is acquired by that person as purchaser, the following rules govern the manner in which tax imposed under subsection 4(1) of the Act applies with respect to the goods: Goods delivered before April 1, 2013

(a) if the goods are delivered to the purchaser before April 1, 2013, under the contract, tax is payable by the purchaser under subsection 4(1) of the Act for those goods;

(b) if ownership of the goods is transferred to the purchaser before April 1, 2013, under the contract, tax is payable by the purchaser under subsection 4(1) of the Act for those goods;

(c) no tax is payable by the purchaser under subsection 4(1) of the Act for any other goods delivered or transferred to the purchaser under the contract.

(3) If the service is provided to the person who makes progress payments under the contract and is acquired by that person as purchaser, the following rules govern the manner in which tax imposed under subsection 4(1) of the Act applies with respect to the service: Service provided before April 1, 2013

(a) if any part of a taxable service is provided to the purchaser before April 1, 2013, under the contract, tax is payable by the purchaser under subsection 4(1) of the Act for that part of the service;

(b) no tax is payable by the purchaser under subsection 4(1) of the Act for any other part of the service provided to the purchaser under the contract.

(4) In any other circumstance, the tax imposed under subsection 4(1) of the Act applies as provided under sections 59 to 63 of the Act. Application of Act

3. Section 12 of the regulations is amended

(a) by the addition of the following after subsection (1):

(1.1) For the purposes of calculating the amount of the rebate under clause (1)(d), the total contract price referred to in that clause is the amount of the total contract price, as otherwise determined for the Total contract price

purposes of that clause, that is attributable to work performed under the contract before April 1, 2013.

(b) by the addition of the following after subsection (11):

Contract price

(11.1) For the purposes of calculating the amount of the rebate under subsection (11), the contract price referred to in that subsection is the amount of the contract price, as otherwise determined for the purposes of that subsection, that is attributable to work performed under the contract before April 1, 2013.

4. The regulations are amended by the addition of the following after section 12:

Application

12.1 (1) This section applies if a person described in subclause 1(g)(ii) of the definition of “specified purchaser” in the Act,
(a) pays tax under subsection 4(1) of the Act in respect of tangible personal property, a taxable service or an admission; and
(b) is also liable for tax under subsection 165(2) of the *Excise Tax Act* (Canada) in respect of the tangible personal property, taxable service or admission.

Rebate

(2) The Minister may provide a rebate to the person referred to in subsection (1) equal to the tax paid under subsection 4(1) of the Act for the tangible personal property or any part of the taxable service or admission, to the extent that the person is also liable for tax under subsection 165(2) of the *Excise Tax Act* (Canada) in respect of the tangible personal property or that part of the taxable service or admission.

Application for rebate

(3) An application for a rebate under subsection (2) must be made in writing to the Minister and must be accompanied by proof satisfactory to the Minister that the person has paid the tax under subsection 4(1) of the Act and under subsection 165(2) of the *Excise Tax Act* (Canada).

Rebate prohibited

(4) No rebate may be provided under subsection (2) to a person to the extent that the person or another person otherwise receives or is eligible to receive, directly or indirectly, a payment, credit, refund, rebate, adjustment or other relief in respect of the tax to which the rebate under subsection (2) would relate.

5. Section 16 of the regulations is amended

(a) in subsection (1), by the deletion of the word “taxation” and the substitution of the word “tax”; and

(b) by the addition of the following after subsection (3):

(3.1) For the purposes of calculating the amount of the rebate under subsection (3), the contract price referred to in that subsection is the amount of the contract price, as otherwise determined for the purposes of that subsection, that is attributable to work performed under the contract before April 1, 2013. Contract price

6. These regulations come into force on April 1, 2013.

EXPLANATORY NOTES

SECTION 1 removes the requirement, on contracts entered into after March 31, 2013, for non-resident contractors to pay to the Minister 5% of the contract amount or provide a guarantee bond to the Minister in that amount when entering into a contract to perform work on Prince Edward Island. The section also removes the requirement, on contracts entered into after March 31, 2013, for persons contracting with non-resident contractors to withhold 5% of the contract amount and remit this amount to the Minister. Both of these provisions were enacted to provide a guarantee that revenue tax would be paid on the materials consumed in the contract.

SECTION 2 prescribes the manner in which the tax is applied to goods and services delivered or provided under a real property contract in accordance with section 65 of the Act.

SECTION 3(a) allows the Minister to rebate to charities only four per cent of the contract price that applies to work done prior to April 1, 2013, for those real property contracts that straddle the HST implementation date of April 1, 2013. This ensures that only the goods incorporated into the contracts for which the contractor paid PST will be rebated and goods for which the contractor paid HST will not be rebated.

SECTION 3(b) applies to clause 12(11) of the regulations that allows the Minister to rebate four per cent of the contract price for tax paid by contractors on goods incorporated into a wood-chip burning system. This amendment ensures that only that portion of the contract that applies to work done prior to the implementation of HST on April 1, 2013, and thus has PST paid on the goods incorporated into that contract, will be rebated. It prevents a rebate for the portion of the contract on which PST was not paid on any goods incorporated into the contract.

SECTION 4 allows the Minister to rebate any tax paid under subsection 4(1) of the Act if certain situations where the purchaser is required to pay the provincial component of the HST under subsection 165(2) of the federal *Excise Tax Act* before April 1, 2013.

SECTION 5 is a housekeeping measure to replace the word “taxation” with the word “tax” in order to clarify that the exemption only applies to the tax levied under the Act. Also, the section applies to clause 16 of the regulations that allows the Minister to rebate to a municipality four per cent of the contract price for tax paid by contractors on goods incorporated into a sewerage, drainage or water system contract. This amendment ensures that only that portion of the contract that applies to work done prior to the implementation of HST on April 1, 2013, and thus has PST paid on the goods incorporated into that contract, will be rebated.

SECTION 6 provides for the commencement of these regulations.

Certified a true copy,

Stephen C. MacLean
Clerk of the Executive Council

PART II
REGULATIONS INDEX

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| R-13.03 | Retail Sales Tax Act Regulations | | [new] [eff] Apr. 1/13 | EC2013-168 (12.03.13) | 100-110 |
| R-14 | Revenue Tax Act Regulations | EC262/60 | s.10(3.1) [added] s.10(4.1) [added] s.10.1 [added] s.12(1.1) [added] s.12(11.1) [added] s.12.1 [added] s.16(1) s.16(3.1) [added] [eff] Apr. 1/13 | EC2013-169 (12.03.13) | 110-114 |