

Royal Gazette

Prince Edward Island

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Charlottetown, Prince Edward Island, November 14, 2020

**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
BOS, Bernardus “Ben” Hendrikus (also known as Benny Hendriekus Bos) Stratford Queens Co., PE November 14, 2020 (46–07)*	Nancy Lee Brandon (EX.)	Birt & McNeill 138 St. Peters Road Charlottetown, PE
CONNOLLY, Mary Helen Joan Kinkora Prince Co., PE November 14, 2020 (46–07)*	Baden Connolly (EX.)	Cox & Palmer 250 Water Street Summerside, PE
COUSINS, Robert Alistair Charlottetown Queens Co., PE November 14, 2020 (46–07)*	Judith Annabelle Cousins (EX.)	Robert MacArthur 3291 West River Road Long Creek, PE
LeCLAIR, Winnifred Emaline Tignish Prince Co., PE November 14, 2020 (46–07)*	Linda Wells (EX.)	Key Murray Law 494 Granville Street Summerside, PE
MacBEATH, Robert Bruce Summerside Prince Co., PE November 14, 2020 (46–07)*	Julia (MacBeath) Gaudet (EX.) Nancy (MacBeath) Fotopoulos (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE

*Indicates date of first publication in the Royal Gazette.

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www.princeedwardisland.ca/royalgazette

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NEARING, William James Charlottetown Queens Co., PE November 14, 2020 (46-07)*	William Edward Nearing (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
ROBERTSON, Lorna Bernice Souris, formerly Kingsboro Kings Co., PE November 14, 2020 (46-07)*	Anna Keus (EX.)	Key Murray Law 106 Main Street Souris, PE
WALSH, John Wayne Alberton Prince Co., PE November 14, 2020 (46-07)*	Geoffrey Wayne Walsh (EX.)	Cox & Palmer 250 Water Street Summerside, PE
WOOD, Alfred Blake Stratford Queens Co., PE November 14, 2020 (46-07)*	Shirley Irene Wood (EX.) Ronald H. MacMillan (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
HOGAN, Anna Lalia Charlottetown Queens Co., PE November 14, 2020 (46-07)*	Thomas A. Matheson (AD.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
VAIL, James Ernest "Ernie" (also known as J. Ernest Vail) Stanchel Queens Co., PE November 14, 2020 (46-07)*	Vera E. Vail (AD.)	McInnes Cooper 141 Kent Street Charlottetown, PE
WALLACE, Arthur Bell Fortune Cove Prince Co., PE November 14, 2020 (46-07)*	Gary Wallace (AD.)	Cox & Palmer 250 Water Street Summerside, PE
WEIBEL, Rolf Souris Kings Co., PE November 14, 2020 (46-07)*	Ok-Son Weibel (AD.)	Ok-Son Weibel 2121 Souris Line Road Souris, PE

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Estate of: Date of the Advertisement	Personal Representative: Executor/Executrix (Ex) Administrator/Administratrix (Ad)	Place of Payment
CREIGHAN, Helen Bernice Charlottetown Queens Co., PE November 7, 2020 (45-06)	Karen Creighan (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
DENNIS, John William Cornwall Queens Co., PE November 7, 2020 (45-06)	Beverley Dennis (EX.) Glen Dennis (EX.) Troy Dennis (EX.)	Campbell Lea 65 Water Street Charlottetown, PE
GALLANT, Gordon Edward Clinton Queens Co., PE November 7, 2020 (45-06)	Marlene Cotter (EX.)	E. W. Scott Dickieson Law Office 10 Pownal Street Charlottetown, PE
KELLY, James Richard Kensington Prince Co., PE November 7, 2020 (45-06)	Norma Rose Costain (EX.)	Key Murray Law 494 Granville Street Summerside, PE
McGHEE, William Arnold Burlington Ontario November 7, 2020 (45-06)	Katherine Mabel McGhee (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
MELLA, Angelo Peter Stratford Queens Co., PE November 7, 2020 (45-06)	Patricia Janet Mella (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
SIMMONS, Kevin John Belfast Queens Co., PE November 7, 2020 (45-06)	Brenda Mary Simmons (EX.)	Key Murray Law 119 Queen Street Charlottetown, PE
GALLANT, Ronald Edward Charlottetown Queens Co., PE October 31, 2020 (44-05)	David Gallant (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE

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JENKINS, Verna Prudence Stratford Queens Co., PE October 31, 2020 (44-05)	Kevin Jenkins (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
MacLEAN, Phyllis May (also known as Phyllis Mae MacLean) Stratford Queens Co., PE October 31, 2020 (44-05)	Athol Auld (EX.) Elizabeth Auld (EX.)	Birt & McNeill 138 St. Peters Road Charlottetown, PE
MacQUEEN, Lila Arlene Montague Kings Co., PE October 31, 2020 (44-05)	Susan Stewart (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
McASSEY, Lulu Meriam Alma Prince Co., PE October 31, 2020 (44-05)	Margaret H. Decourcey (EX.)	Cox & Palmer 347 Church Street Alberton, PE
PYE, Sydella Theresa Charlottetown Queens Co., PE October 31, 2020 (44-05)	Grant Pye (AD.)	E.W. Scott Dickieson Law Office 10 Pownal Street Charlottetown, PE
BAILEY, Sheila Margaret Elmira Kings Co., PE October 24, 2020 (43-04)	Kevin Aeneas Bailey (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE
BROWN, William Harold Ottawa Ontario (formerly of Bedford, Nova Scotia) October 24, 2020 (43-04)	William Mark Brown (EX.)	McInnes Cooper 141 Kent Street Charlottetown, PE
GAO, Hongyan Charlottetown Queens Co., PE October 24, 2020 (43-04)	Huan Wei (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE

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HARRIS, Randy Alvin Summerside Prince Co., PE October 24, 2020 (43-04)	Carol Anne Harris (EX.) (also known as Carol Ann Harris)	Key Murray Law 119 Queen Street Charlottetown, PE
MAYHEW, Helen Mary Charlottetown Queens Co., PE October 24, 2020 (43-04)	Kenneth Mayhew (EX.) Alan Mayhew (EX.)	McInnes Cooper 141 Kent Street Charlottetown, PE
SPUNGIN, Howard Thomas Ottawa Ontario October 24, 2020 (43-04)	Janice Pleet-Spungin (AD.)	Cox & Palmer 97 Queen Street Charlottetown, PE
ARSENAULT, Hector Joseph St. Chrysostome Prince Co., PE October 17, 2020 (42-03)	Mary Alta Arsenault (EX.)	McLellan Brennan 37 Central Street Summerside, PE
HARTIGAN, Aileen Marie Charlottetown Queens Co., PE October 17, 2020 (42-03)	Gerard Patrick Hartigan (EX.)	Boardwalk Law 20 Great George Street Charlottetown, PE
NIELSEN, Dorothy Bell (also known as Dorothy Bell Neilsen) Montague Kings Co., PE October 17, 2020 (42-03)	Charles D. Moore (EX.) Sabina E. MacLeod (EX.)	Boardwalk Law 20 Great George Street Charlottetown, PE
SMITH, Wade Allister Pleasant Valley Queens Co., PE October 17, 2020 (42-03)	Shelley Smith (EX.)	McCabe Law 193 Arnett Avenue Summerside, PE
JAY, Hannah Jane Charlottetown Queens Co., PE October 17, 2020 (42-03)	Norma Douglas (AD.)	Cox & Palmer 4A Riverside Drive Montague, PE

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MacKINNON, Kathleen Ann Summerside Prince Co., PE October 17, 2020 (42-03)	Sherri Cheverie (AD.)	Cox & Palmer 250 Water Street Summerside, PE
SKINNER, Steven George Georgetown Kings Co., PE October 17, 2020 (42-03)	Angela Parsons (AD.)	Cox & Palmer 4A Riverside Drive Montague, PE
CALLAGHAN, Wilfred Justin Tignish Prince Co., PE October 10, 2020 (41-02)	Jennifer Callaghan (EX.)	Cox & Palmer 250 Water Street Summerside, PE
CROZIER, Henry Alan Summerside Prince Co., PE October 10, 2020 (41-02)	Mary Lou Crozier (EX.) Steven Crozier (EX.)	McCabe Law 193 Arnett Avenue Summerside, PE
GUPTILL, Nancy Evelyn Summerside Prince Co., PE October 10, 2020 (41-02)	Nancy Elizabeth Guptill (EX.) Peggy Elaine Malone (EX.)	Cox & Palmer 250 Water Street Summerside, PE
KENNEDY, Patricia Ann Charlottetown Queens Co., PE October 10, 2020 (41-02)	Michael James Keith Kennedy (EX.)	Birt & McNeill 138 St. Peters Road Charlottetown, PE
MAXFIELD, Donald Lea Summerside Prince Co., PE October 10, 2020 (41-02)	Lindsay Maxfield (EX.)	Cox & Palmer 250 Water Street Summerside, PE
McASKILL, Joseph William Stratford Queens Co., PE October 10, 2020 (41-02)	Trudi Jean McAskill (EX.)	Campbell Stewart 137 Queen Street Charlottetown, PE

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O'BRIEN, Francis Gerard Green Meadows Kings Co., PE October 10, 2020 (41-02)	Robert O'Brien (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
WILLIAMS, Kenneth Elliot Oliver Murray River Kings Co., PE October 10, 2020 (41-02)	Rena Ruth Howe (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE
KING, Kevin Bruce Lower Montague Kings Co., PE October 10, 2020 (41-02)	Florence King (AD.)	Cox & Palmer 4A Riverside Drive Montague, PE
MacLEAN, James B. Belfast Queens Co., PE October 10, 2020 (41-02)	Elton Raymond MacLean as represented by the Public Trustee of PEI (AD.)	E.W. Scott Dickieson Law Office 10 Pownal Street Charlottetown, PE
MacLEAN, John (Jackie) Little Sands Kings Co., PE October 10, 2020 (41-02)	Elton Raymond MacLean as represented by the Public Trustee of PEI (AD.)	E.W. Scott Dickieson Law Office 10 Pownal Street Charlottetown, PE
SCHYLE-ARSENAULT, Rita Leonie Meadowbank Queens Co., PE October 10, 2020 (41-02)	Mathieu Arthur Arsenault (AD.)	McInnes Cooper 141 Kent Street Charlottetown, PE
WARREN, Janet Kathleen Kinkora Prince Co., PE October 10, 2020 (41-02)	William Warren (AD.)	William Warren 448 Pius Croken Road Kinkora, PE
FARMER, Paula Beatrice Marie Stratford Queens Co., PE October 3, 2020 (40-01)	Patrick Farmer (EX.) Maura Elizabeth Farmer (formerly known as Maura Elizabeth Stevens) (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE

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LADNER, Gary Mark Clyde River Queens Co., PE October 3, 2020 (40-01)	Jennifer Dawn Clements (EX.) Gary Dylan Jenkins (EX.)	Robert MacArthur 3291 West River Road Long Creek, PE
WACHTER, Rose Calcerano Cathedral City California United States of America October 3, 2020 (40-01)	Elise Winn Hallinan (EX.)	Campbell Lea 65 Water Street Charlottetown, PE
WOOLDRIDGE, Elsie Alvina Charlottetown Queens Co., PE October 3, 2020 (40-01)	Allison H. Wooldridge (EX.)	Allison H. Wooldridge 22 Pinehill Drive Stratford, PE
DRISCOLL, Ellen Marea Charlottetown Queens Co., PE October 3, 2020 (40-01)	Madelyn Driscoll (AD.) Christine Driscoll-Mallard (AD.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
MacKENZIE, Thomas Carlyle Summerside Prince Co., PE October 3, 2020 (40-01)	Dwain Alexander MacKenzie (AD.)	Key Murray Law 494 Granville Street Summerside, PE
MULLALLY, Ryan St. Clair Kingston Queens Co., PE October 3, 2020 (40-01)	Mary Elizabeth Allana Gayle Mullally (AD.)	Key Murray Law 119 Queen Street Charlottetown, PE
GREENCORN, David William Summerside Prince Co., PE September 26, 2020 (39-52)	Rhonda Gaudet (EX.) (also known as Rhonda Greencorn)	Cox & Palmer 250 Water Street Summerside, PE
MacKENZIE, Freda Marion (also known as Freda Marion Mayhew MacKenzie) Summerside, Prince Co., PE September 26, 2020 (39-52)	Dwain Alexander MacKenzie (EX.)	Key Murray Law 494 Granville Street Summerside, PE

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MAYNE, Barry Leland Emerald Prince Co., PE September 26, 2020 (39-52)	Carol Joann Mayne (EX.)	Key Murray Law 494 Granville Street Summerside, PE
STOSHNOF, Philip Anthony (also known as Phil A. Stoshnof and Philip A. Stoochnoff) Murray River, Kings Co., PE September 26, 2020 (39-52)	Jason C. Aspin (EX.)	Birt & McNeill 138 St. Peters Road Charlottetown, PE
ARSENAULT, Lionel Joseph Wellington Prince Co., PE September 19, 2020 (38-51)	Theresa Arsenault (EX.)	Cox & Palmer 250 Water Street Summerside, PE
BREEZE, Oliver (also known as Oliver Goodwin Breeze) Charlottetown, Queens Co., PE September 19, 2020 (38-51)	Dorothy Breeze (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
CAMPBELL, James Aeneas Souris West Kings Co., PE September 19, 2020 (38-51)	Allan Vincent Campbell (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
CHAMPION, Olive Ethel Kensington Prince Co., PE September 19, 2020 (38-51)	Everett Carl Champion (EX.) Waldron Dale Champion (EX.)	Key Murray Law 494 Granville Street Summerside, PE
CONDON, Everett William Sturgeon Kings Co., PE September 19, 2020 (38-51)	Katherine Loucina Condon (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE
GIESBRECHT, Judith "Judy" Anne (also known as Judith "Judy" Ann Giesbrecht) Charlottetown Queens Co., PE September 19, 2020 (38-51)	David Giesbrecht (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE

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HAYES, Genevieve Ann Summerside Prince Co., PE September 19, 2020 (38-51)	Heather Beacham (EX.) Ann Hayes McKenzie (EX.)	Key Murray Law 494 Granville Street Summerside, PE
KELLY, Howard William Charlottetown Queens Co., PE September 19, 2020 (38-51)	Mary Ann Kelly Robison (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
LEARD, Gordon Russell Summerside Prince Co., PE September 19, 2020 (38-51)	Leta Margaret Leard (EX.)	Donald Schurman 155A Arcona Street Summerside, PE
MacDONALD, Donald Belfast Queens Co., PE September 19, 2020 (38-51)	Lori Sorette (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE
PETERS, Ivan Joseph Tignish Prince Co., PE September 19, 2020 (38-51)	Darlene Doucette (EX.) Norman Doucette (EX.)	Carla L. Kelly Law Office 102-100 School Street Tignish, PE
POWER, Mary Evelyn Frances "Fran" Charlottetown Queens Co., PE September 19, 2020 (38-51)	David Augustin Power (EX.)	T. Daniel Tweel Law 105 Kent Street Charlottetown, PE
HILL, Wallace Gerald Winston Mayfield Queens Co., PE September 19, 2020 (38-51)	Gerald Paul Ira Hill (AD.)	Donald Schurman 155A Arcona Street Summerside, PE
McCABE, Jack Wade Miminegash Prince Co., PE September 19, 2020 (38-51)	Natalia McCabe (AD.)	Carla L. Kelly Law Office 102-100 School Street Tignish, PE

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MacKINNON, Patricia Ann Peakes Kings Co., PE September 19, 2020 (38-51)	Gladys Laybolt (AD.)	Cox & Palmer 4A Riverside Drive Montague, PE
WELDIN, Vicki Lynn Charlottetown Queens Co., PE September 19, 2020 (38-51)	Hiliary Alana-Rae Every (AD.)	Cox & Palmer 97 Queen Street Charlottetown, PE
WHITE, John Douglas Arthur Kensington Prince Co., PE September 19, 2020 (38-51)	Jennifer Elizabeth Shirley White (AD.)	Lecky Quinn 129 Water Street Charlottetown, PE
DUNNING, Dorothy Jessie Mary Cornwall Queens Co., PE September 12, 2020 (37-50)	Linda L. Dunning (EX.) (formerly known as Linda Thomas) Wayne J. Dunning (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
BROWN, Daryl Robert Stratford Queens Co., PE September 12, 2020 (37-50)	Charlotte Brown (AD.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
GAUDETTE, Roger Brendon Christopher Cross Prince Co., PE September 12, 2020 (37-50)	Gail Gaudette (AD.)	Cox & Palmer 347 Church Street Alberton, PE
McGUIGAN, James Anthony Charlottetown Queens Co., PE September 12, 2020 (37-50)	M. Anita McGuigan (AD.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
STEVENSON, Shawn Francis Summerside Prince Co., PE September 12, 2020 (37-50)	Cory Stevenson (AD.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE

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THOMPSON, Janice Patricia Charlottetown Queens Co., PE September 12, 2020 (37–50)	Candace Gregory (AD.) John Thompson (AD.)	Candace Gregory 62 Greys Road Belle River, PE
ANDREW, Shirley (also known as Shirley Mae Andrew) Montreal Quebec September 5, 2020 (36–49)	Gary Diorio (EX.)	Cox & Palmer 250 Water Street Charlottetown, PE
CONNOLLY, Brenda Margaret Rice Point Queens Co., PE September 5, 2020 (36–49)	George Christopher Crump (EX.)	E.W. Scott Dickieson Law Office 10 Pownal Street Charlottetown, PE
EMOND, Mary Eileen North Rustico Queens Co., PE September 5, 2020 (36–49)	Patrick Emond (EX.) Marie Claire Emond (also known as Marie Claire Spencer) (EX.)	E.W. Scott Dickieson Law Office 10 Pownal Street Charlottetown, PE
JAY, Allen David Marie Kings Co., PE September 5, 2020 (36–49)	Dianne Lillian McKay (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
JUDSON, Arthur Andrew “Andy” Stratford Queens Co., PE September 5, 2020 (36–49)	Pauline Elizabeth Judson (EX.)	Birt & McNeill 138 St. Peters Road Charlottetown, PE
KINSELLA, Patrick Santry, Dublin 9 Republic of Ireland September 5, 2020 (36–49)	Jacqueline Downey (EX.) Eric Kinsella (EX.)	McLellan Brennan 37 Central Street Summerside, PE
MacKENZIE, John James Borden-Carleton Prince Co., PE September 5, 2020 (36–49)	John Kenneth MacKenzie (EX.) Earl MacKenzie (EX.)	Robert McNeill 251 Water Street Summerside, PE

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MacLELLAN, Phyllis Winnifred Hamilton Ontario September 5, 2020 (36-49)	Robert Francis MacLellan (EX.) Margaret Mary Kimberly MacLellan (EX.)	Key Murray Law 494 Granville Street Summerside, PE
MacLEOD, Vivian Elaine Charlottetown Queens Co., PE September 5, 2020 (36-49)	Carl Stewart MacLeod (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
MURCHISON, Douglas Brian Cripps Montague Kings Co., PE September 5, 2020 (36-49)	Steven J. Murchison (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
PENKIUNAS, Vytautas J. Annapolis Maryland, U.S.A. September 5, 2020 (36-49)	Birute A. Balciunas (EX.) Algis K. Penkiunas (EX.)	Angela R. Jorden Law Firm 10 Anne Crescent Stratford, PE
STEWART, Harvey Martin Summerside Prince Co., PE September 5, 2020 (36-49)	Jordan Harvey Stewart (EX.) Jason David Stewart (EX.)	Key Murray Law 494 Granville Street Summerside, PE
McAUSLAND, Pauline Audrey Charlottetown Queens Co., PE September 5, 2020 (36-49)	Stephen White (AD.) Helen Winter (AD.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
PETERS, Michael Andrew John Thunder Bay Ontario September 5, 2020 (36-49)	Michelle Monique Gallant (AD.)	Key Murray Law 494 Granville Street Summerside, PE
BOWIE, Eric Anthony Ottawa Ontario August 29, 2020 (35-48)	Marilynn Sue Bowie (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE

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MacKENZIE, George Windsor North Milton Queens Co., PE August 29, 2020 (35-48)	Doris M. MacKenzie (EX.) Charles Trevor MacKenzie (EX.)	HBC Law Corp 25 Queen Street Charlottetown, PE
SMITH, Mary Noreen Summerside Prince Co., PE August 29, 2020 (35-48)	Mary McCarvill (EX.) Amy Duffy (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
TOY, Michael John Belfast Queens Co., PE August 29, 2020 (35-48)	Wendy Elizabeth Toy (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
ASSING, Melanie Sue Port Perry Ontario August 22, 2020 (34-47)	Jesse Richard Assing (EX.)	Key Murray Law 494 Granville Street Summerside, PE
BRUCE, Joseph Michael Raymond Rene (also known as Joseph Michael Bruce) Stratford, Queens Co., PE August 22, 2020 (34-47)	Laura Pettigrew (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
CANN, Wyman Leonard Oakville Ontario August 22, 2020 (34-47)	Kayla Payne (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
COLES, Verna A. Younker (also known as Verna Austina Coles) Charlottetown Queens Co., PE August 22, 2020 (34-47)	Alvin Leigh Coles (EX.) Marvin Kenneth Coles (EX.)	HBC Law Corp. 25 Queen Street Charlottetown, PE
DESORMEAU, Luella Frances Charlottetown Queens Co., PE August 22, 2020 (34-47)	Nancy Lee Desormeau (EX.)	E.W. Scott Dickieson Law Office 10 Pownal Street Charlottetown, PE

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DesROCHES, Kevin Fidele Tignish Prince Co., PE August 22, 2020 (34-47)	Blair DesRoches (EX.)	Cox & Palmer 347 Church Street Alberton, PE
GILLIS, Ronald Douglas Wellington Station Prince Co., PE August 22, 2020 (34-47)	Christopher Ronald Gillis (EX.)	Key Murray Law 494 Granville Street Summerside, PE
GOSS, Brian Warren Manchester New Hampshire August 22, 2020 (34-47)	Kenneth George Goss (EX.)	Key Murray Law 446 Main Street O'Leary, PE
GOUGH, Jean Elizabeth (also known as Jean E. Gough) Charlottetown, Queens Co., PE August 22, 2020 (34-47)	Susan M. Breen (EX.)	Carr, Stevenson & MacKay 65 Queen Street Charlottetown, PE
ROBINSON, Margaret Hooper Charlottetown Queens Co., PE August 22, 2020 (34-47)	Susan Kathleen Duncan (EX.) Elizabeth Gail Blair (EX.) Peter Bruce Nelson Robinson (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
LAIRD, Robert Eric Charlottetown Queens Co., PE August 22, 2020 (34-47)	Marilyn Sentner (EX.) David Laird (EX.) Myron Glen Laird (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
MacDONALD, John Alexander "Sandy" Summerside Prince Co., PE August 22, 2020 (34-47)	Margot Elaine MacDonald (EX.)	Birt & McNeill 138 St. Peters Road Charlottetown, PE
MacDONALD, Wilbur Bernard Stratford Queens Co., PE August 22, 2020 (34-47)	Helena Yeo (EX.) Faber MacDonald (EX.)	Cox & Palmer 4A Riverside Drive Montague, PE

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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
MACK, Bradford James Allison (also known as Bradford J. Mack) Arlington Prince Co., PE August 22, 2020 (34-47)	Heather Perry (EX.)	Key Murray Law 446 Main Street O'Leary, PE
MacKENZIE, Waldo Blair (also known as W. Blair MacKenzie) Charlottetown Queens Co., PE August 22, 2020 (34-47)	Heidi J. Lawlor (EX.)	Cox & Palmer 97 Queen Street Charlottetown, PE
MacRAE, Duncan Joseph Charlottetown Queens Co., PE August 22, 2020 (34-47)	Raymond (Ray) Sheldon MacRae (EX.)	Boardwalk Law 20 Great George Street Charlottetown, PE
POOLE, George Raymond Lower Montague Kings Co., PE August 22, 2020 (34-47)	Glenna Clow (EX.)	HBC Law Corp. 25 Queen Street Charlottetown, PE
WILLIAMS, Doris Winnifred Stratford Queens Co., PE August 22, 2020 (34-47)	Linda Rodd (EX.)	Stewart McKelvey 65 Grafton Street Charlottetown, PE
BAMBRICK, Thomas Alexander Brackley Queens Co., PE August 22, 2020 (34-47)	Mary Dorine Huggan (AD.) (also known as Doreen Huggan)	Key Murray Law 119 Queen Street Charlottetown, PE
CAMPBELL, Mark Andrew Bedford Nova Scotia August 22, 2020 (34-47)	Tricia Dawn MacLean (AD.)	McInnes Cooper 1969 Upper Water Street Halifax, NS
WHITE, Francis Joseph Carl Charlottetown Queens Co., PE August 22, 2020 (34-47)	John Matthew White (AD.)	Key Murray Law 119 Queen Street Charlottetown, PE

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
RUSSELL, Elsie Mae (also known as Elsie Russell) St. Peters, Kings Co., PE August 15, 2020 (33-46)	John MacKinnon (EX.)	Key Murray Law 119 Queen Street Charlottetown, PE
SIMMONS, Margaret Edna Janette Darnley Prince Co., PE August 15, 2020 (33-46)	Beverly Ann Simmons Hillier (EX.) Marla Joy Simmons (EX.) Shelley Margaret Simmons- Reynolds (EX.)	Key Murray Law 494 Granville Street Summerside, PE

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. ANTOINETTE PERRY
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 16 of Chapter 50 of the Acts passed by the Legislature of Prince Edward Island in the Second Session thereof held in the year 2016 and in the sixty-fifth year of Our Reign intituled “Procurement of Goods 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. 2016, c. 50 should come into force on the 15th day of November, 2020,

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 “Procurement of Goods Act” passed in the sixty-fifth year of Our Reign shall come into force on the fifteenth day of November, two thousand and twenty 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 Antoinette Perry, Lieutenant Governor of the Province of Prince Edward Island, at Charlottetown this third day of November in the year of Our Lord two thousand and twenty and in the sixty-ninth year of Our Reign.

By Command,

PAUL T. LEDWELL
Clerk of the Executive Council and Secretary to Cabinet

The following orders were approved by Her Honour the Lieutenant Governor in Council dated November 10, 2020.

EC2020-651**BOILERS AND PRESSURE VESSELS ACT
ADVISORY BOARD
APPOINTMENTS**

Pursuant to section 30 of the *Boilers and Pressure Vessels Act* R.S.P.E.I. 1988, Cap. B-5 Council made the following appointments:

NAME	TERM OF APPOINTMENT
Kathe Nissen Charlottetown (reappointed)	17 January 2020 to 17 January 2023
Ray Peters Winsloe (reappointed)	17 January 2020 to 17 January 2023
Sean Wheeler Charlottetown (reappointed)	17 January 2020 to 17 January 2023

EC2020-655**GRAIN ELEVATORS CORPORATION ACT
PRINCE EDWARD ISLAND GRAIN ELEVATORS CORPORATION
BOARD OF DIRECTORS
APPOINTMENTS**

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

NAME	TERM OF APPOINTMENT
Rollin Andrew Charlottetown (reappointed)	26 April 2019 to 26 April 2022
Denton Ellis O'Leary (reappointed)	21 February 2020 to 21 February 2023
Alvin Keenan Souris (reappointed)	26 April 2019 to 26 April 2022

Nelson MacKinnon	26 April 2019
Grand River	to
(reappointed)	26 April 2022
James McIver	17 January 2020
Albany	to
(reappointed)	17 January 2023

Further, in accordance with subsection 2(3) of the said Act, Council designated Alvin Keenan to continue as President and Rollin Andrew to continue as Secretary-Treasurer for the duration of their terms as members.

EC2020-656**HOLLAND COLLEGE ACT
BOARD OF GOVERNORS
APPOINTMENTS**

Pursuant to subsection 6(1) of the *Holland College Act* R.S.P.E.I. 1988, Cap. H-6 Council made the following appointments:

NAME	TERM OF APPOINTMENT
------	---------------------

via clause (c)

Jessie Inman	10 November 2020
Charlottetown	to
(vice Candace Cormier, term expired)	10 November 2023
Bruce MacIsaac	17 January 2020
Charlottetown	to
(reappointed)	17 January 2023

EC2020-657**ISLAND INVESTMENT DEVELOPMENT ACT
ISLAND INVESTMENT DEVELOPMENT INC.
BOARD OF DIRECTORS
APPOINTMENTS**

Pursuant to section 3 of the *Island Investment Development Act* R.S.P.E.I. 1988, Cap. I-10.1 Council made the following appointments:

NAME	TERM OF APPOINTMENT
------	---------------------

via clause 3(1.01)(b)

Brendon McCloskey	31 December 2020
Charlottetown	to
(reappointed)	31 December 2023

Pamela Montgomery
Summerside
(reappointed)

31 December 2020
to
31 December 2023

EC2020-661

**NATURAL PRODUCTS MARKETING ACT
NATURAL PRODUCTS APPEALS TRIBUNAL
APPOINTMENT**

Pursuant to section 18 of the *Natural Products Marketing Act* R.S.P.E.I. 1988, Cap. N-3, Council made the following appointment:

NAME	TERM OF APPOINTMENT
Ralph Yeo Kensington (reappointed)	20 September 2019 to 20 September 2022

EC2020-662

**NATURAL PRODUCTS MARKETING ACT
PRINCE EDWARD ISLAND MARKETING COUNCIL
APPOINTMENT**

Pursuant to subsection 2(2) of the *Natural Products Marketing Act* R.S.P.E.I. 1988, Cap. N-3 Council made the following appointment:

NAME	TERM OF APPOINTMENT
Charles Murphy Vernon Bridge (reappointed)	20 July 2020 to 20 July 2023

EC2020-663

**REGULATED HEALTH PROFESSIONS ACT
COUNCIL OF THE COLLEGE OF MASSAGE THERAPISTS
OF PRINCE EDWARD ISLAND
APPOINTMENT**

Pursuant to subsection 7(4)(b) of the *Regulated Health Professions Act* R.S.P.E.I. 1988, Cap. R-10.1, Council made the following appointment to the Council of the College of Massage Therapists of Prince Edward Island:

NAME	TERM OF APPOINTMENT
James Profit Kensington (vice James Sanders, resigned)	10 November 2020 to 10 November 2023

EC2020-664

REGULATED HEALTH PROFESSIONS ACT
COUNCIL OF THE COLLEGE OF PHYSIOTHERAPY
OF PRINCE EDWARD ISLAND
APPOINTMENT

Pursuant to subsection 7(4)(b) of the *Regulated Health Professions Act* R.S.P.E.I. 1988, Cap. R-10.1, Council made the following appointment to the Council of the College of Physiotherapy of Prince Edward Island:

NAME	TERM OF APPOINTMENT
Robert S. Clow Fairview	10 November 2020 to 10 November 2023

EC2020-665

REVENUE ADMINISTRATION ACT
PROVINCIAL TAX COMMISSIONER
RYAN PINEAU
APPOINTMENT

Pursuant to section 2 of the *Revenue Administration Act*, R.S.P.E.I. 1988, Cap. R-13.2, Council confirmed the appointment of Ryan Pineau as Provincial Tax Commissioner (vice Elizabeth (Beth) Gaudet, retired) effective October 5, 2020.

EC2020-669

WORKERS COMPENSATION ACT
WORKERS COMPENSATION BOARD OF
PRINCE EDWARD ISLAND
APPOINTMENT

Pursuant to subsection 19(2) of the *Workers Compensation Act* R.S.P.E.I. 1988, Cap. W-7.1, Council made the following appointment:

NAME	TERM OF APPOINTMENT
as employer representative	
Gail Ellis Richmond (reappointed)	19 December 2020 to 19 December 2023

Signed,

Paul T. Ledwell
Clerk of the Executive Council and Secretary to Cabinet

**NOTICE OF COMPANY
AMALGAMATIONS***Business Corporations Act*

R.S.P.E.I. 1988, Cap. B-6.01

PUBLIC NOTICE is hereby given that under the *Business Corporations Act*, a certificate of amalgamation has been issued to:

PCM HOLDINGS INC.

THE ROOT CELLAR LTD.

Amalgamating Companies

THE ROOT CELLAR LTD.

Amalgamated Company

Date of Amalgamation: November 01, 2020

46

NOTICE OF INCORPORATION*Business Corporations Act*

R.S.P.E.I. 1988, Cap. B-6.01

PUBLIC NOTICE is hereby given that under the *Business Corporations Act*, a certificate of Incorporation has been issued to:

Name: 102539 P.E.I. INC.

3 Lower Malpeque Rd

Charlottetown, PE C1E 1R4

Incorporation Date: November 05, 2020

Name: 102540 P.E.I. INC.

65 Bardin Cr

Charlottetown, PE C1E 1N3

Incorporation Date: November 09, 2020

Name: HUMBLE BARBER

CHARLOTTETOWN INC.

119 Kent St

Charlottetown, PE C1A 1N3

Incorporation Date: October 28, 2020

Name: ISLAND MOTORSPORTS AND

FABRICATION INC.

31 Horseshoe Bl

Charlottetown, PE C0A 1R0

Incorporation Date: November 05, 2020

Name: K&J GLOBAL SALES LTD.

3 Bungalow Pl

Charlottetown, PE C1A 1Y4

Incorporation Date: November 04, 2020

Name: M.L. CREATE TECHNOLOGY INC.

60 Burns Av

Charlottetown, PE C1E 2G2

Incorporation Date: November 05, 2020

Name: MI'KMAQ PARANORMAL

INCORPORATED

23 Birchwood Dr

Rocky Point, PE C0A 1H2

Incorporation Date: November 05, 2020

Name: MJD CONSULTING INC.

836 Crooked Creek Rd - Rte 251

Wheatley River, PE C1E 0M4

Incorporation Date: November 05, 2020

Name: PREDICTIVE GLOBAL INC.

141 Kent St

Charlottetown, PE C1A 1N3

Incorporation Date: October 20, 2020

Name: RE-FUEL RENEWABLE FUELS

INC./RE-FUEL CARBURANTS

RENOVABLES INC.

101 Kent St

Charlottetown, PE C1A 7K7

Incorporation Date: November 04, 2020

Name: THE GARNETT GROUP INC.

3132 Kerrytown Rd - Rte 107

Clinton, PE C0B 1M0

Incorporation Date: November 03, 2020

46

**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: KERALA PEI CULTURAL

ASSOCIATION INC.

119 Queen Street, Suite 202

Charlottetown, PE C1A 4B3

Incorporation Date: November 02, 2020

Name: PEI LIFE ASSOCIATION INC.
16 Shelby Court
P.O. Box 1988
Charlottetown, PE C1E 1R5
Incorporation Date: July 17, 2009
46

NOTICE OF AMENDMENT

Business Corporations Act

R.S.P.E.I. 1988, Cap. B-6.01

PUBLIC NOTICE is hereby given that under the *Business Corporations Act*, a certificate of amendment has been issued to:

Name: SMART GROCERY STORE INC.
Purpose: To amend the objects and purposes of the company
Effective Date: November 09, 2020
46

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: SANDY TOES BEACH HOUSE
Owner: Chris Raymond Cutcliffe
173 Campbells Wy
Cape Traverse, PE C0B 1X0
Registration Date: November 03, 2020

Name: EDMOBIESENTIALS
Owner: Wilson Edomobi
3 Gates Dr
Charlottetown, PE C1E 1R3
Registration Date: November 02, 2020

Name: DREAM HOME DAYCARE
Owner: Marjane Sanayie
46 Aspin Cr
Stratford, PE C1B 0J5
Registration Date: November 02, 2020

Name: KITBAG THEATRE
Owner: Melissa MacKenzie
57 Fitzroy St
Charlottetown, PE C1A 1R4
Owner: Rebecca Parent
148 Richmond St, Apt. 33
Charlottetown, PE C1A 1H9
Registration Date: November 02, 2020

Name: ISLAND ROOTS HOMESTEAD
Owner: Jessica A Simmonds
545 North River Rd
Charlottetown, PE C1E 1J6
Registration Date: November 03, 2020

Name: QUEEN SQUARE PRESS
Owner: Reinvented Inc.
100 Prince St
Charlottetown, PE C1A 4R4
Registration Date: November 03, 2020

Name: ZILLOW
Owner: Zillow (Canada), Inc.
1122 Mainland Street, Suite 460
Vancouver, BC V6B 5L1
Registration Date: November 04, 2020

Name: BATESVILLE CANADA
Owner: Batesville Canada ULC/Batesville
Canada SRI
1300-1969 Upper Water Street
Halifax, NS B3J 3R7
Registration Date: November 04, 2020

Name: HARBOUR MEDIA
Owner: Brandon Williams
2146 Freetown Rd - Rte 8
Freetown, PE C0B 1M0
Owner: Scott Woodworth
Unit 206 - 176 Rutledge St
Bedford, NS B3B 1R8
Registration Date: November 04, 2020

Name: ROOT SLEUTHS
Owner: Doris Daly
P.O. Box 114
St. Peter's Bay, PE C0A 2A0
Registration Date: November 05, 2020

Name: CAVENDISH BY THE SEA
COTTAGES

Owner: Alysa Johannes
2776 Tallberg Crt
Mississauga, ON L5J 1T1

Registration Date: November 05, 2020

Name: VIRTUELIFE FINANCIAL

Owner: Daniel Martens
4432 Murray Harbour Rd - Rte 24
Lyndale, PE C0A 1A0

Owner: Nicholas Gaudet
14 Windward Cr
Charlottetown, PE C1C 1M5

Registration Date: November 05, 2020

Name: AMERICREDIT

Owner: General Motors Financial of Canada,
Ltd./Financiere General Motors du
Canada Ltée
2001 Sheppard Ave. East
Toronto, ON M2L 4Z8

Registration Date: November 06, 2020

Name: JIM MCKENNA RENTALS

Owner: James Wayne McKenna
49 St Claire Av
Charlottetown, PE C1A 2C7

Registration Date: November 07, 2020

Name: CHAHINE'S BEAUTICIAN AND
SKIN CARE

Owner: Chahine Rashed
92 Newland Cr
Charlottetown, PE C1A 4H7

Registration Date: November 09, 2020

Name: VITAL VISION CREATIVE

Owner: Reddin Ray Handrahan
673 Darlington Rd - Rte 226
Greenvale, PE C0A 1Y0

Registration Date: November 09, 2020

Name: DOUGLAS CONSULTING

Owner: Angela Dianne Banks
60 Celtic Ln
Stratford, PE C1B 1L1

Registration Date: November 09, 2020

Name: ATLANTIC ISLE
NATUROTHERAPY

Owner: Atlantic Isle Gourmet Pasta Inc.
P.O. Box 2912
Charlottetown, PE C1A 8C5

Registration Date: November 02, 2020

Name: C & M PEI FIRST AID

Owner: C & M Inc.
P.O. Box 188
Summerside, PE C1N 4Y8

Registration Date: November 06, 2020

46

UPDATE PARTNERS

Partnership Act

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

PUBLIC NOTICE is hereby given that the following Declarations have been filed under the *Partnership Act*:

Name: HARBOUR MEDIA

Owner: Brandon Williams
2146 Freetown Rd - Rte 8
Freetown, PE C0B 1M0

Owner: Phillip M A Currie
1711 Haliburton Rd - Rte 144
Springfield West, PE C0B 1V0

Owner: Scott Woodworth
Unit 206 - 176 Rutledge St
Bedford, NS B3B 1R8

Amendment Date: November 04, 2020

46

AMENDMENT OF TRADE NAME

Partnership Act

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

PUBLIC NOTICE is hereby given that the following Declarations have been filed under the *Partnership Act*:

Name: CREEKSIDE COTTAGES

Owner: 102400 P.E.I. Inc.
37 Commonwealth Av,
Charlottetown, PE, C1E 2E7

Registration Date: October 27, 2020

46

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: PIZZA & SHAWARMA BUFFET &
TAKE-OUT

Owner: Michael Daoud

Registration Date: November 02, 2020

46

**NOTICE OF INTENTION TO REMOVE
BUSINESS NAME REGISTRATIONS***Partnership Act*

R.S.P.E.I. 1988, Cap. P-1, s.54.1(4)

PUBLIC NOTICE is hereby given that the following business name registrations filed under the *Partnership Act* have expired. It is the intention of the Director of Consumer, Corporate and Insurance Services to remove these business name registrations on the expiration of ninety days after publication of this notice if said business name registrations have not been renewed. Please see the end of this list for information on filing a renewal.

BUSINESS NAME

Canadian Solar Transit System

Gulf Shore Cottages

LL Enterprises

The PEI Baby Potato Company

46

**NOTICE OF APPLICATION FOR
LEAVE TO SURRENDER CHARTER**

102334 P.E.I. Inc., a body corporate, duly incorporated under the laws of the Province of Prince Edward Island, hereby gives notice pursuant to the *Companies Act* of the Province of Prince Edward Island, R.S.P.E.I. 1988, Cap. C-14, that it intends to make application to the Director of Consumer, Labour and Financial Services, Department of Environment, Labour and Justice for the Province of Prince Edward Island, for leave to surrender the Charter of the said Company.

princeedwardisland.ca/royalgazette

DATED at Charlottetown, in Queens County, this 13th day of July, 2020.

Barbara F. Stevenson, Q.C.
Carr, Stevenson & MacKay
Barristers & Solicitors
65 Queen Street, Box 522
Charlottetown, PE C1A 7L1
Solicitor for the Applicant

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The ROYAL GAZETTE is issued every Saturday from the office of Andrea MacRae, Acting Queen's Printer, PO Box 2000, Charlottetown, PEI C1A 7N8. All copy must be received by the Tuesday preceding the day of publication. The subscription rate is \$75.00 per annum, postpaid; single copies are \$2.00 each, postpaid or \$1.25 each, over the counter.

PART II REGULATIONS

EC2020-648

PROCUREMENT OF GOODS ACT PROCUREMENT OF GOODS REGULATIONS

(Approved by Her Honour the Lieutenant Governor in Council dated November 3, 2020.)

Pursuant to section 13 of the *Procurement of Goods Act* R.S.P.E.I. 1988, Cap. P-22.1, the Lieutenant Governor in Council made the following regulations:

PART I INTERPRETATION

1. In these regulations,

- | | Definitions |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|
| (a) “Act” means the <i>Procurement of Goods Act</i> R.S.P.E.I. 1988, Cap. P-22.1; | Act |
| (b) “competitive bidding process” means a procurement process used to acquire goods through a solicitation for bid submissions that is open to more than one supplier and includes an invitation to tender, a request for proposals and a reverse auction; | competitive bidding process |
| (c) “construction material” means asphalt mix, concrete mix, bridge components, gravel, sand, sandstone, and rock and borrow material; | construction material |
| (d) “disqualified” means disqualified from providing goods to Schedule A entities or a Schedule B entity, as the case may be, under section 62; | disqualified |
| (e) “estimated value” means the estimated maximum total value of a procurement contract, including the value of all optional renewals, or, in the case of a standing offer agreement, the estimated maximum total value of all procurement contracts anticipated under the agreement for its original duration, and includes transportation costs, tariffs, duties, installation costs, premiums, fees, commissions, interest and any other costs incidental to the purchase of the goods, but does not include taxes; | estimated value |
| (f) “limited competitive bidding process” means a competitive bidding process that is limited in some aspect when bid submissions are solicited; | limited competitive bidding process |
| (g) “local supplier” means a manufacturer of goods or vendor of goods that has a place of business in Prince Edward Island; | local supplier |

open competitive bidding process	(h) “open competitive bidding process” means a competitive bidding process open to all suppliers, other than disqualified suppliers, in which bid submissions are solicited by public advertisement;
place of business	(i) “place of business” means an establishment where a supplier regularly conducts its activities on a permanent basis, that is clearly identified by name and is accessible during normal business hours;
procurement record	(j) “procurement record” means a record of all documents related to a procurement, compiled in accordance with section 76;
procurement website	(k) “procurement website” means the website established by the Minister in accordance with section 11 for the purposes of conducting and facilitating competitive bidding processes;
procuring entity	(l) “procuring entity” means <ul style="list-style-type: none"> (i) in the case of a Schedule A entity, the Minister or, where the Act or these regulations authorize a Schedule A entity to procure its own goods, the Schedule A entity, or (ii) in the case of a Schedule B entity, the Schedule B entity regardless of whether the procurement is a joint procurement or the Minister procures on its behalf;
solicitation period	(m) “solicitation period” means the period of time during which bids may be received in a competitive bidding process, which closes on the date and time specified in the solicitation documents;
standing offer agreement	(n) “standing offer agreement” means a procurement contract with a supplier by which a procuring entity agrees to buy goods, when needed, from the supplier for a period specified in the contract and the contract includes all terms applicable to the procurement, including the cost of the goods and delivery requirements;
supplier	(o) “supplier” means a manufacturer of goods or a vendor of goods.
Schedule A entities	2. (1) For the purposes of clause 1(1)(e) of the Act, the entities listed in Schedule A of these regulations are Schedule A entities.
Schedule B entities	(2) For the purposes of clause 1(1)(f) of the Act, the entities listed in Schedule B of these regulations are Schedule B entities.
Mixed procurement of goods and services	3. Where both goods and services are to be obtained by a procurement process, the procurement shall be treated as a procurement of goods if the estimated value of the goods to be obtained is greater than the estimated value of the services to be obtained.

PART II
PROCUREMENT RULES

Trade Agreements Do Not Apply

Schedule A Entities

- 4.** Subject to an applicable standing offer agreement, where the estimated value of goods is less than the lowest applicable threshold value of all relevant trade agreements, a Schedule A entity may procure the goods for itself. Schedule A entity may procure itself, under threshold value
- 5.** (1) Where the estimated value of goods is less than \$5,000, a procuring entity may procure the goods for a Schedule A entity by Value under \$5,000
- (a) mutual agreement with a supplier; or
- (b) an open or a limited competitive bidding process.
- (2) Where the estimated value of goods is \$5,000 or more but less than \$10,000, a procuring entity may procure the goods for a Schedule A entity by Value \$5,000 to \$9,999
- (a) mutual agreement with a supplier, after requesting an informal quote in writing from at least three local suppliers; or
- (b) an open or a limited competitive bidding process.
- (3) Where the estimated value of goods is \$10,000 or more but less than the lowest applicable threshold value of all relevant trade agreements, a procuring entity may procure the goods for a Schedule A entity by Value \$10,000 to threshold
- (a) an open competitive bidding process; or
- (b) a limited competitive bidding process, limited to local suppliers.
- (4) Where a competitive bidding process conducted pursuant to this section is not successful, a procuring entity may procure the goods for a Schedule A entity by mutual agreement with a supplier. Competitive bidding process fails

Schedule B Entities

- 6.** (1) Where the estimated value of goods is less than \$250,000, a procuring entity may procure the goods for a Schedule B entity by Value under \$250,000
- (a) mutual agreement with a supplier; or
- (b) an open or a limited competitive bidding process.
- (2) Where the estimated value of goods is \$250,000 or more but less than the lowest applicable threshold value of all relevant trade agreements, a procuring entity may procure the goods for a Schedule B entity by Value \$250,000 to threshold
- (a) an open competitive bidding process; or
- (b) a limited competitive bidding process, limited to local suppliers.

Competitive
bidding process
fails

(3) Where a competitive bidding process conducted pursuant to this section is not successful, a procuring entity may procure the goods for a Schedule B entity by mutual agreement with a supplier.

Exceptions

Exception, specific
goods or
circumstances

7. Notwithstanding subsections 5(2) and (3) and 6(2), a procuring entity may procure goods under those provisions by mutual agreement with a supplier where

(a) the goods are one of the following types:

- (i) compact discs (CDs), digital video discs (DVDs), film, film strips, pre-recorded tapes, videotapes, recordings,
- (ii) printed test materials,
- (iii) subscriptions to magazines, newspapers or periodicals,
- (iv) textbooks,
- (v) artifacts, related books and plaques for historical projects and buildings,
- (vi) works of art,
- (vii) goods of a confidential nature,
- (viii) representational goods for use outside the province,
- (ix) repair parts for road maintenance vehicles and equipment,
- (x) vehicles provided for the use of Ministers,
- (xi) construction material used for highway construction and maintenance;

(b) it is necessary to procure the goods from a particular supplier for the following reasons:

- (i) to ensure compatibility with present supplies,
- (ii) to meet technical requirements,
- (iii) the goods are controlled by a statutory monopoly,
- (iv) the goods originate from a commodity market,
- (v) the goods are under warranty or a maintenance contract,
- (vi) the procurement results from a design contest,
- (vii) the goods are being liquidated or are otherwise available below usual market prices,
- (viii) goods with the desired characteristics are only available from a particular supplier; or

(c) the goods are being procured

- (i) for the first time,
- (ii) in respect of a leased property,
- (iii) for resale,
- (iv) in emergency circumstances,
- (v) to address compromised security or order,
- (vi) from a philanthropic organization, approved by the Minister,
- or
- (vii) from a public body or non-profit organization.

Exempt from Trade Agreements

- 8.** Where the estimated value of goods is equal to or greater than the lowest applicable threshold value of all relevant trade agreements but the goods are exempt under the relevant trade agreements, a procuring entity may procure the goods for a Schedule A entity or a Schedule B entity by
- (a) an open competitive bidding process; or
 - (b) a limited competitive bidding process, limited to local suppliers.

Equal to or above threshold value but exempt

Trade Agreements Apply

- 9.** Where the estimated value of goods is equal to or greater than the lowest applicable threshold value of all relevant trade agreements and the goods are not exempt under the relevant trade agreements, a procuring entity shall procure the goods in accordance with the relevant trade agreements.

Equal to or above threshold value, relevant trade agreements apply

PART III COMPETITIVE BIDDING PROCESS

- 10.** This Part applies to a competitive bidding process conducted pursuant to the Act and these regulations, subject to relevant trade agreements.

Application of Part, subject to trade agreements

Conduct of Competitive Bidding Process

- 11.** The Minister shall establish a procurement website for the purposes of conducting and facilitating competitive bidding processes under the Act and these regulations.
- 12.** (1) A competitive bidding process may be conducted in different stages and using different processes, which may or may not bind the parties, to
- (a) enable the procuring entity to better identify the subject of the procurement; and
 - (b) enable suppliers to determine if they wish to participate in the competitive process.
- (2) All suppliers shall be treated fairly, equally and equitably throughout a competitive bidding process, subject to any limits or requirements set out in solicitation documents.
- (3) Where the solicitation documents state that a class of suppliers may be given preferential treatment in a manner authorized in these regulations, the procuring entity shall treat all suppliers in that class fairly, equally and equitably.

Procurement website

Different stages and processes

Fair, equal and equitable treatment

Fair, equal and equitable treatment within class

Future Procurement Plans and Pre-qualification List

Notice of planned procurement	<p>13. (1) A procuring entity may publish notice of its future procurement plans and, where it does so, shall</p> <ul style="list-style-type: none"> (a) publish the notice as early as possible in the fiscal year; and (b) post the notice on the procurement website for at least 35 days but not more than 12 months before the solicitation notice is issued.
Contents of notice	<p>(2) The notice of a planned procurement shall state</p> <ul style="list-style-type: none"> (a) the subject matter of the procurement; and (b) the planned date of the publication of the solicitation notice.
Establishment of pre-qualification list	<p>14. (1) Subject to subsection (2), a procuring entity may, using a competitive bidding process, establish a pre-qualification list of goods or suppliers to be used in a future competitive bidding process.</p>
Open process to establish list if trade agreement	<p>(2) Where a procuring entity intends to use a pre-qualification list to procure goods that are subject to a trade agreement, the procuring entity shall use an open competitive bidding process to establish the list.</p>
Solicitation documents - information	<p>(3) In addition to any other requirements in these regulations respecting solicitation documents, the solicitation documents used to establish a pre-qualification list shall state</p> <ul style="list-style-type: none"> (a) the period for which the list is to be established; (b) the procuring entities that may use the list; and (c) any other conditions governing the use of the list.
Pre-qualification list – evaluations on points	<p>15. Where bid submissions for inclusion on a pre-qualification list are evaluated on a point system, the procuring entity shall place on the pre-qualification list all suppliers with accepted bid submissions that meet the minimum acceptable score as indicated in the solicitation documents.</p>
Validity period	<p>16. (1) A pre-qualification list is valid only for the period indicated in the solicitation documents.</p>
Division into categories	<p>(2) A procuring entity may divide into categories the goods and suppliers that have been pre-qualified.</p>
List governs process	<p>(3) When a pre-qualification list has been established, the procuring entity shall restrict the competitive bidding process to which it applies to</p> <ul style="list-style-type: none"> (a) the suppliers that are on the list or an applicable category of the list; (b) the period for which the list was established; and (c) the procurement of the goods on the list or for which the list was established.
Methods of soliciting competitive bids	<p>(4) The procuring entity shall solicit competitive bids from the suppliers on a pre-qualification list, or a category of the list, by</p> <ul style="list-style-type: none"> (a) inviting the suppliers on the list to respond to the solicitation; or

- (b) publicly advertising a solicitation notice that indicates that participation in the competitive bidding process is restricted to suppliers that have been pre-qualified.

Solicitation of Bids

17. When a solicitation notice is publicly advertised, the procuring entity shall post the notice on the procurement website for the minimum solicitation period specified under section 20, and the notice shall contain the following information:

Posting and contents of public notice

- (a) the solicitation number;
- (b) a brief description of the goods being procured;
- (c) where the goods being procured are subject to a trade agreement, the name and relevant chapter number of the trade agreement;
- (d) the place where relevant information and solicitation documents may be obtained;
- (e) the conditions for obtaining the solicitation documents;
- (f) the location where a bid submission shall be submitted;
- (g) the date and time by which a bid submission shall be submitted;
- (h) the date, time and location that bid submissions are to be opened, if the submissions are to be publicly opened.

18. All suppliers shall be provided with the same information and documents for preparing bid submissions, and the information and documents provided shall be adequate for the preparation of a bid submission.

Same information and documents

19. Where a procuring entity intends to evaluate submissions in a competitive bidding process on criteria in addition to price, the procuring entity shall indicate clearly in the solicitation documents the criteria to be used and the method by which the bid submissions will be evaluated, including the relative weight to be assigned to each criterion.

Criteria in addition to price

20. The minimum solicitation period for an open competitive bidding process is 10 days, unless a longer minimum period is required under a trade agreement that applies to the goods being procured.

Minimum solicitation period – open competitive bidding

21. Where a procuring entity is procuring goods using a limited competitive bidding process, the procuring entity shall give suppliers reasonable time to prepare bid submissions.

Solicitation period – limited competitive bidding

Modification and Clarification

22. (1) At any time before the solicitation period closes, a procuring entity may, for any reason, modify the solicitation documents by issuing an amendment.

Amendment of solicitation documents

(2) Where a procuring entity issues an amendment to solicitation documents, the procuring entity shall

Communication of amendment

	<ul style="list-style-type: none"> (a) communicate the amendment promptly and in the same manner as the original solicitation documents; and (b) provide suppliers with sufficient time to modify their bid submissions, if necessary.
Notification on website	(3) A procuring entity shall post notification of an amendment to a publicly advertised solicitation on the procurement website.
Shortening of solicitation period	<p>23. Subject to section 20, a procuring entity may shorten the solicitation period for a competitive bidding process where</p> <ul style="list-style-type: none"> (a) it is evident that the original closing date was incorrect; or (b) the need for the goods being procured has become more immediate.
Extension of solicitation period	<p>24. A procuring entity may extend the solicitation period for a competitive bidding process where</p> <ul style="list-style-type: none"> (a) the original solicitation period is clearly of an inadequate length to prepare a bid submission; (b) suppliers require additional time to prepare bid submissions as a result of an amendment to the solicitation documents; or (c) the procuring entity considers it appropriate to extend the solicitation period in the circumstances.
Request for clarification	25. (1) A supplier may, in writing, request clarification of the solicitation documents from the procuring entity.
Response to clarification request	(2) A procuring entity shall respond to a written request made under subsection (1) within such reasonable time as to permit the supplier to submit a bid submission.
Communication of clarifying information	(3) Without identifying the source of a request for clarification, a procuring entity shall communicate the clarifying information to all suppliers at the same time as providing a response under subsection (2) and in the same manner as the original solicitation documents.
Notification on website	(4) In the case of a publicly advertised solicitation, notification of the clarification shall be posted on the procurement website.

Submission of Bids

Requirements for bid submission	<p>26. (1) A supplier shall ensure that its bid submission</p> <ul style="list-style-type: none"> (a) is legible and properly completed; (b) contains the proper solicitation number; and (c) is delivered to the location specified in the solicitation documents by the date and time specified in those documents.
No solicitation number	(2) Where a procuring entity receives a bid submission in a sealed envelope that does not bear the solicitation number on it, the procuring entity shall open the envelope to match it to a solicitation for bids, while

taking all reasonable measures to preserve the confidentiality of the envelope's contents.

27. (1) A supplier may amend a bid submission that has been submitted to a procuring entity by delivering the amendment to the location specified in the solicitation documents by the date and time specified in those documents.

Amending bid submissions

(2) A supplier shall ensure that an amendment to its bid submission

- (a) is signed by the person who signed the original bid submission or by a person authorized to sign on his or her behalf; and
- (b) clearly indicates the solicitation number applicable to the bid submission being amended.

Requirements for amendment

(3) For the purposes of these regulations, a bid submission includes all amendments to the bid submission that comply with this section, received by the procuring entity.

Bid submission includes amendments

Receipt of Bid Submissions

28. (1) On receipt of a bid submission, including a late bid submission referred to in section 32, a procuring entity shall stamp the bid submission with the date and time of its receipt, and this shall be the official date and time of receipt of the bid submission.

Date and time of official receipt

(2) Subject to subsection 32(3), a procuring entity shall store each bid submission it receives in a secure place until the bid submissions are opened.

Secure storage

29. (1) A procuring entity shall take all reasonable measures to preserve the confidentiality of a bid submission received by facsimile transmission.

Confidentiality of bid by facsimile

(2) Notwithstanding subsection (1), the confidentiality of information contained in a bid submission received by facsimile transmission is not assured and the procuring entity shall not be held liable if any such information becomes known inadvertently.

Limitation of liability

30. A solicitation period shall close at the date and time indicated in the solicitation documents.

Close of solicitation period

31. A supplier may not withdraw a bid submission after the solicitation period closes unless the solicitation documents provide otherwise.

Withdrawal of bid submissions

32. (1) For the purposes of this section, a "late bid submission" is a bid submission that is received after the solicitation period closes.

Late bid submission

(2) A procuring entity shall reject a late bid submission in a competitive bidding process unless the late receipt of the bid submission was caused solely by the procuring entity.

Not accepted, exception

Returned unopened	(3) Where a late bid submission is rejected in accordance with subsection (2), it shall be returned, unopened if possible, to the supplier.
Documents on file	(4) Where a late bid submission is accepted, all documents related to its acceptance shall be maintained in the procurement record.
Bid submissions received by facsimile transmission	33. (1) Where a procuring entity receives a bid submission by facsimile transmission, the procuring entity may only accept the pages transmitted before the solicitation period closes and shall reject the pages transmitted after the solicitation period closes.
Rejection of bid submission by facsimile transmission	(2) A procuring entity shall reject a bid submission received by facsimile transmission where all the information required in the bid submission is not transmitted before the solicitation period closes.

Opening Bid Submissions

Designated person	34. (1) A procuring entity shall designate a person to open bid submissions for a procurement process and only the person designated may open them.
Public opening	(2) Where bid submissions are to be opened in public, the person designated by the procuring entity shall open them at the location, date and time specified in the solicitation documents.
Rejection of bid submissions	35. (1) The person designated to open bid submissions shall reject a bid submission that <ol style="list-style-type: none">is not signed;is not accompanied by a security deposit in the form and in the amount required by the solicitation documents;does not contain a total price, where more than one item is being procured and a total price was required by the solicitation documents; oris not legible.
Multiple bid submissions	(2) Where a supplier submits more than one bid submission and they are not marked as alternative submissions, the procuring entity shall accept the last bid submission received before the solicitation period closes and all other bid submissions from that supplier shall be rejected.
No award on opening	36. A procuring entity shall not award a procurement contract at the time that bid submissions are opened.
Disclosure of information	37. Following the opening of bid submissions and before awarding a procurement contract, a procuring entity may disclose <ol style="list-style-type: none">in the case of a competitive bidding process based on price, the name of each supplier who submitted a bid and the total price of the supplier's bid, where a total price was required by the solicitation documents; and

(b) in the case of a competitive bidding process based on a point system, the name of each supplier who submitted a bid.

Examination and Evaluation of Bid Submissions

38. (1) Following the opening of bid submissions, the procuring entity shall examine each bid submission. Examination of bid submission

(2) A procuring entity shall reject a bid submission that does not meet the mandatory requirements of the solicitation documents. Reject, does not meet requirements

(3) Notwithstanding subsection (2), a procuring entity may accept a bid submission that does not meet the mandatory requirements of the solicitation documents where Exception

(a) the solicitation documents authorize the procuring entity to do so;

(b) the deficiency in the bid submission

(i) affects the form of the bid submission, rather than its substance, and

(ii) does not affect price, delivery, quality or quantity in the bid submission; and

(c) accepting the bid submission would not give the supplier an unfair advantage over other suppliers who submitted bids.

39. A procuring entity may reject a bid submission for reasons that include the following: May reject bid submission

(a) the submission contains substantive qualifications or conditions that are contrary to the terms of the solicitation documents;

(b) the submission is from a disqualified supplier;

(c) the submission contains a change in price that was not initialled by the person who signed the submission;

(d) the procuring entity determines that the information submitted with respect to the qualifications of the supplier is false or misleading.

40. (1) A procuring entity shall objectively evaluate each bid submission accepted into the competitive bidding process and consider all bid submissions equally, fairly and honestly. Evaluation standard

(2) All bid submissions accepted in a competitive bidding process shall be evaluated by the same individual or group of individuals. Same individual or group

41. When evaluating a bid submission and determining the successful supplier, a procuring entity shall use only those criteria, weighting and procedures set out in the solicitation documents and shall apply those criteria and procedures only in the manner set out in the solicitation documents. Evaluation according to solicitation documents

42. Where there is a discrepancy between the stated unit price and the stated total price in a bid submission, the procuring entity shall use the unit price to calculate the total price for evaluation purposes. Discrepancy in price

Clarification of bid submission	43. (1) A procuring entity may request clarification of a bid submission from a supplier.
No substantive changes	(2) No changes to the substance of a bid submission may be made, proposed or allowed following a request for clarification under this section.
Abnormally low price	44. (1) Subject to subsection (2), a procuring entity may reject a bid submission where it determines that the bid price, in combination with other aspects of the submission, is so abnormally low in relation to the subject matter of the procurement that it raises concerns respecting the supplier's ability to perform the procurement contract.
Clarification	(2) Before rejecting a bid under subsection (1), a procuring entity shall request and consider clarification of the bid submission from the supplier.
Request in writing	(3) The request for clarification under subsection (2) shall be in writing and state the deadline for the written submission of clarifying information.
Consideration of information	(4) A procuring entity may only consider clarifying information received from the supplier by the deadline set out in the request for clarification.
Record	(5) A procuring entity shall keep a record of a decision to reject a bid submission under this section in the procurement record, including the reasons for rejecting the submission and all written communications between the procuring entity and the supplier.
Notice to supplier	(6) A procuring entity shall promptly communicate to the supplier a decision to reject a bid submission under this section.

Negotiation of Terms

Negotiations during procurement process	<p>45. In the context of a competitive bidding process, the terms of a procurement contract may be negotiated between a procuring entity and a supplier if</p> <ul style="list-style-type: none"> (a) the authority to negotiate is set out in the solicitation documents, including the negotiation process to be used and the conditions under which negotiations will take place; (b) the negotiations are confidential, and the procuring entity shall not disclose any information with respect to the bid submission of another supplier; (c) the solicitation documents do not permit the procuring entity give an unfair advantage to, or discriminate against, a supplier in the course of negotiations; and (d) suppliers are eliminated from the process based on the criteria set out in the solicitation documents.
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Preferential Treatment

- 46.** To apply preferential treatment in the evaluation of bid submissions, a procuring entity shall clearly indicate on the solicitation documents
- (a) that preferential treatment may be applied; and
 - (b) the method to be used in applying the preferential treatment.
- 47.** A supplier may be advantaged by preferential treatment only once during a procurement process, regardless of whether the procurement is completed in stages or multiple parts.
- 48.** (1) Where the estimated value of the goods to be procured is less than the lowest applicable threshold value of all relevant trade agreements, a procuring entity may give preferential treatment to a local supplier.
- (2) Where bid submissions are evaluated on price, a procuring entity may give preferential treatment under subsection (1) by reducing the local supplier's bid price by up to 10% for the purposes of evaluating the bids.
- (3) Where bid submissions are evaluated on a point system, a procuring entity may give preferential treatment under subsection (1) by reducing the price component of the local supplier's bid by up to 10% for the purposes of evaluating the bids.
- 49.** Where the estimated value of the goods to be procured is equal to or greater than the lowest applicable threshold value of all relevant trade agreements but the goods are exempt from the application of the relevant trade agreements, a procuring entity shall not give preferential treatment to any supplier.

Required contents of solicitation documents

Supplier may be advantaged only once

Preferential treatment, local supplier

Evaluation based on price

Evaluation based on points

No preferential treatment, exempt goods

Cancellation of Competitive Bidding Process

- 50.** A procuring entity may cancel a competitive bidding process and decline to enter into a procurement contract
- (a) where none of the bid submissions are acceptable;
 - (b) where the goods that were the subject of the competitive bidding process are no longer required; or
 - (c) in accordance with the solicitation documents, if applicable.

Cancellation of a competitive bidding process

Awarding Procurement Contract

- 51.** (1) Subject to subsection (2), where bid submissions are evaluated on price, the procuring entity shall award the procurement contract to the supplier with the accepted bid submission that has the lowest price, subject to any preferential treatment given in accordance with these regulations.
- (2) A procuring entity may award a procurement contract under subsection (1) to multiple suppliers with the accepted bid submissions

Award – evaluations on price

Award to more than one supplier

with the lowest prices, if that possibility was indicated in the solicitation documents.

Price of good

(3) For the purposes of this section, the price of a good includes the total cost of ownership of the good or the value of the return on investment to the procuring entity, where the solicitation documents disclosed that these factors would be considered when evaluating bid submissions.

Award –
evaluations on
points

52. (1) Subject to subsection (2), where bid submissions are evaluated on a point system, the procuring entity shall award the procurement contract to the supplier with the accepted bid submission that receives the highest score.

Award to more than
one supplier

(2) A procuring entity may award a procurement contract under subsection (1) to multiple suppliers with the accepted bid submissions that have the highest scores, if that possibility was indicated in the solicitation documents.

Points include
preferential
treatment

(3) For greater certainty, when bid submissions are evaluated on a point system, preferential treatment given under these regulations is considered in the awarding of points.

Award – Tie among
bid submissions

53. Where there is a tie among two or more accepted bid submissions after bid submissions have been evaluated, the procuring entity shall select a fair and transparent method for awarding a procurement contract under section 51 or 52.

Authorization for
procurement
\$25,000 to
\$249,999

54. (1) Notwithstanding sections 51 and 52, where the value of a procurement contract is \$25,000 or more but less than \$250,000, no person shall award a contract to a supplier or suppliers without the approval of the Minister or the head of a Schedule B entity, as the case may be.

No delegation

(2) The authority of the Minister or the head of a Schedule B entity to approve a procurement contract under subsection (1) may not be delegated to another person.

Authorization for
procurement
\$250,000 or greater

(3) Notwithstanding sections 51 and 52, where the value of a procurement contract is \$250,000 or more, no person shall award a contract to a supplier or suppliers without the approval of the Treasury Board.

Award documents

55. (1) On awarding a procurement contract following a competitive bidding process, a procuring entity shall issue award documents to the successful supplier or suppliers and the documents shall include all information pertinent to the procurement.

Amendments or
alterations

(2) A procuring entity may only amend or alter award documents issued under this section in the following circumstances:

- (a) on the agreement of the supplier and the procuring entity, to make an addition to or deletion from the contract with respect to a matter not dealt with in the original solicitation documents due to an error or oversight;
- (b) to correct a clerical error in the award documents to render the award documents consistent with the supplier's bid submission;
- (c) on the agreement of the supplier and the procuring entity, to renew the contract, where the solicitation documents included a renewal option.

56. The terms of a procurement contract awarded following a competitive bidding process shall be substantially the same as those terms in the solicitation documents. Contract substantially similar

57. (1) Where the goods being procured are subject to a trade agreement, a procuring entity shall, within 72 days of awarding a procurement contract for the goods under section 51 or 52, publish an award notice on the procurement website. Notice of award, trade agreement

(2) An award notice published in accordance with subsection (1) shall contain the following information: Contents of notice

- (a) the name and address of the procuring entity;
- (b) the solicitation number;
- (c) a description of the goods procured;
- (d) the name and address of the successful supplier;
- (e) the total value of the awarded procurement contract;
- (f) the date the procurement contract was awarded.

58. On awarding a procurement contract following a competitive bidding process, a procuring entity may disclose the name of the successful supplier and the total value of the contract. Disclosure of contract information

59. (1) After a procurement contract has been awarded following a competitive bidding process, on the request of an unsuccessful supplier, the procuring entity shall provide the unsuccessful supplier with a debriefing on the procurement process. Debriefing

(2) During a debriefing, a procuring entity shall not disclose the bid of another supplier, including that of the successful supplier. Non-disclosure

Standing Offer Agreements

60. (1) A procuring entity may enter into a standing offer agreement with a supplier following a competitive bidding process conducted in accordance with these regulations. Standing offer agreement

(2) In addition to any other requirements under these regulations respecting solicitation documents, the solicitation documents for a standing offer agreement shall include Solicitation documents, additional contents

- (a) the period for which the agreement will be valid;

- (b) the terms and conditions of use of the agreement; and
- (c) the Schedule A entities or Schedule B entities that may obtain goods under the agreement.

Period of validity	61. (1) A standing offer agreement is valid only for the period indicated in the solicitation documents.
Identified entities only	(2) Only a Schedule A entity or a Schedule B entity identified in a standing offer agreement may obtain goods under the agreement.
Goods obtained only per agreement	(3) Where a standing offer agreement applies to a Schedule A entity or a Schedule B entity, the entity shall only obtain goods covered by the agreement in accordance with the agreement.

PART IV DISQUALIFICATION OF SUPPLIERS

Disqualification by Minister or Schedule B entity	62. Subject to section 63, the Minister may disqualify a supplier from providing goods to Schedule A entities or a Schedule B entity may disqualify a supplier from providing goods to the Schedule B entity, where <ul style="list-style-type: none"> (a) the Minister or Schedule B entity, as the case may be, has documented significant or persistent deficiencies on the part of the supplier in fulfilling or performing a substantive requirement or obligation under a prior contract or contracts; or (b) the supplier has been found guilty of an offence that, in the opinion of the Minister or Schedule B entity, as the case may be, makes the supplier unsuitable to provide goods to Schedule A entities or the Schedule B entity, as the case may be.
Elements of past performance	63. (1) A supplier's performance under a prior contract that occurred within two years before, and any time after, the coming into force of these regulations may be taken into account for the disqualification of a supplier for past performance.
Previous disqualification	(2) The facts that gave rise to a previous disqualification of a supplier may not be considered with respect to a subsequent disqualification, but the fact that the supplier has been previously disqualified may be considered.
Previous offence not relevant	(3) Only an offence committed after these regulations come into force may result in a disqualification.
Notice of intention to disqualify	64. Before disqualifying a supplier, the Minister or Schedule B entity shall give the supplier notice in writing, which shall state <ul style="list-style-type: none"> (a) detailed reasons as to why the Minister or Schedule B entity is considering disqualifying the supplier; (b) that the supplier, within 15 days after receiving the notice, may object to the disqualification by sending a notice of objection to the

Minister or Schedule B entity, as the case may be, by registered mail;

(c) that the supplier has a right to be represented by counsel, at the supplier's own expense, if the supplier wishes to object to the disqualification; and

(d) that the supplier may present the objection in person or in writing.

65. Where a supplier chooses to present an objection in writing, the supplier shall include with the notice of objection all the documents in the supplier's possession that support the objection. Objection in writing

66. (1) Where a supplier chooses to present an objection in person, the Minister or Schedule B entity, as the case may be, shall set a date, time and place to hear the supplier's objection, and the hearing shall occur within 15 days after receipt of the notice of objection. Objection in person

(2) Notwithstanding subsection (1), the supplier may agree to a hearing occurring within 30 days after receipt of the notice of objection. Extension of time for hearing

67. The Minister or Schedule B entity, as the case may be, shall give notice in writing of the decision, including reasons, respecting the disqualification of a supplier within one of the following time lines: Decision

(a) where the Minister or Schedule B entity, as the case may be, has not received a notice of objection, within five days after the period for sending a notice of objection has expired;

(b) where a hearing has been held in accordance with section 66, within 15 days after the hearing;

(c) where an objection has been made in writing under section 65, within 15 days after the Minister or Schedule B entity, as the case may be, receives the documents under that section.

68. (1) The Minister or a Schedule B entity may impose on the disqualification of a supplier conditions relating to the scope of the disqualification. Conditions on disqualification

(2) The total length of the first disqualification of a supplier shall not be more than 24 months. Total period of disqualification

69. (1) The Minister or a Schedule B entity may disqualify a supplier while the supplier is in the course of fulfilling a procurement contract for a Schedule A entity or the Schedule B entity, as the case may be. Disqualification during performance of a procurement contract

(2) Where the Minister or a Schedule B entity disqualifies a supplier in the circumstances set out in subsection (1), the Minister or Schedule B entity, as the case may be, may cancel the existing procurement contract unless to do so would be too costly or otherwise detrimental. Cancellation of procurement contract

(3) Where the Minister or Schedule B entity does not cancel a procurement contract pursuant to subsection (2), the Minister or Schedule Oversight measures

B entity, as the case may be, may take oversight measures with respect to the contract including, inspections, measures to prevent delays and tracking of the stages or different aspects of the contract.

Disqualification
during procurement
process

70. The Minister or a Schedule B entity shall not award a procurement contract to a supplier whom the Minister or Schedule B entity, as the case may be, disqualifies during the procurement process for that contract.

Person with
controlling interest
disqualified

71. (1) A supplier is deemed to be disqualified when a person who has a controlling interest in that supplier is disqualified.

Supplier with
controlling interest
disqualified

(2) A supplier is deemed to be disqualified when that supplier has a controlling interest in another supplier that is disqualified.

Application for
reinstatement

72. A supplier who has been disqualified may apply in writing to the Minister or Schedule B entity, as the case may be, to be reinstated after the expiration of

(a) in the case of an initial disqualification, the six-month period following the disqualification; and

(b) in the case of any subsequent disqualification, the twelve-month period following the disqualification.

Reinstatement

73. (1) The Minister or a Schedule B entity, as the case may be, may reinstate a supplier if satisfied that the supplier has taken appropriate corrective measures and is suitable to provide goods to Schedule A entities or the Schedule B entity, as the case may be.

Decision

(2) The Minister or Schedule B entity, as the case may be, shall give notice in writing of the decision, including reasons, respecting the application within 15 days of receiving the application.

Subsequent
applications for
reinstatement

74. Where a supplier is not reinstated under section 73, the supplier may reapply in writing to be reinstated only after the expiration of the six-month period following the decision not to reinstate.

Notice by registered
mail

75. (1) A notice required to be given under this Part shall be served on the appropriate party by registered mail to the last known mailing address of the recipient.

Deemed receipt

(2) A notice sent by registered mail in accordance with subsection (1) is deemed to have been received five days after mailing.

PART V GENERAL

Procurement record

76. Regardless of the value of a procurement contract or the procurement method used, a procuring entity shall maintain a record of all documents related to a procurement of goods, including those necessary to justify the procurement method used.

- 77.** (1) No person shall prepare, design or otherwise structure a procurement or separate procurement requirements in order to avoid the requirements of the Act or these regulations or to avoid the rules set out in a relevant trade agreement. Prohibition, design of procurement process
- (2) No person shall select a method for evaluating bid submissions in order to avoid the requirements of the Act or these regulations. Prohibition, method of evaluating bids
- 78.** Notwithstanding any other provision of these regulations, except as otherwise required by law, a procuring entity shall not disclose any information collected during a procurement process if disclosure of the information would Prohibition, disclosure of information
- (a) endanger the security of the province or the well-being of its residents;
 - (b) interfere with the integrity of the procurement process;
 - (c) be contrary to the law or otherwise interfere with the enforcement of the law;
 - (d) reveal a trade secret or business practice of or otherwise prejudice the legitimate commercial interests of a supplier; or
 - (e) otherwise impede fair competition.
- 79.** When an organization or jurisdiction that is not subject to the Act and these regulations procures goods on behalf of a Schedule A entity or a Schedule B entity, the Minister shall ensure that the goods are procured in compliance with Part 2 and, where applicable, sections 17 and 20. Joint procurement
- 80.** These regulations come into force on November 15, 2020. Commencement

SCHEDULE A

Department of Agriculture and Land
 Department of Economic Growth, Tourism and Culture
 Department of Education and Lifelong Learning
 Department of Environment, Water and Climate Change
 Department of Finance
 Department of Fisheries and Communities
 Department of Health and Wellness
 Department of Justice and Public Safety
 Department of Social Development and Housing
 Department of Transportation, Infrastructure and Energy
 Elections PEI
 Executive Council
 Legislative Assembly
 Office of the Auditor General
 Public Service Commission

SCHEDULE B

Charlottetown Regional Development Corporation
Finance PEI
Health PEI
Innovation PEI
Island Investment Development Inc.
Island Regulatory and Appeals Commission
Island Waste Management Corporation
La Commission scolaire de langue française
Prince Edward Island Agriculture Insurance Corporation
Prince Edward Island Energy Corporation
Prince Edward Island Grain Elevators Corporation
Prince Edward Island Housing Corporation
Prince Edward Island Human Rights Commission
Prince Edward Island Liquor Control Commission
Prince Edward Island Lotteries Commission
Prince Edward Island Museum and Heritage Foundation
Prince Edward Island Student Financial Assistance Corporation
Public Schools Branch
Summerside Regional Development Corporation
Tourism PEI
Workers Compensation Board of Prince Edward Island

EXPLANATORY NOTES

SECTION 1 defines terms used in these regulations.

SECTION 2 provides that the entities listed in Schedule A to these regulations are “Schedule A entities” and the entities listed in Schedule B to these regulations are “Schedule B entities”.

SECTION 3 provides that when both goods and services are to be procured, it shall be treated as a procurement of goods where the estimated value of the goods is greater than the estimated value of the services.

SECTIONS 4 and 5 set out procurement rules for Schedule A entities where the estimated value of goods is less than the lowest applicable threshold value of all relevant trade agreements, so that no trade agreement applies.

In this case, a Schedule A entity may procure goods for itself.

Where the estimated value of goods is less than \$5,000, a procuring entity may procure the goods for a Schedule A entity by mutual agreement, a limited competitive bidding process, or an open competitive bidding process.

Where the estimated value of goods is \$5,000 or more but less than \$10,000, a procuring entity may procure the goods for a Schedule A entity by: mutual agreement for the goods, provided that the procuring entity has first requested an informal quote in writing from at least three local suppliers; a limited competitive bidding process; or an open competitive bidding process.

Where the estimated value of goods is \$10,000 or more but less than the lowest applicable threshold value of all relevant trade agreements, a procuring entity may procure the goods for a Schedule A entity by: a limited competitive bidding process, limited to local suppliers; or an open competitive bidding process.

Where a competitive bidding process is not successful, the procuring entity may procure the goods for a Schedule A entity by mutual agreement.

SECTION 6 sets out procurement rules for Schedule B entities, where the estimated value of goods is less than the lowest applicable threshold value of all relevant trade agreements, so that no trade agreement applies.

Where the estimated value of goods is less than \$250,000, a procuring entity may procure the goods for a Schedule B entity by mutual agreement, a limited competitive bidding process, or an open competitive bidding process.

Where the estimated value of goods is \$250,000 or more but less than the lowest applicable threshold value of all relevant trade agreements, a procuring entity may procure the goods for a Schedule B entity by: a limited competitive bidding process, limited to local suppliers; or an open competitive bidding process.

Where a competitive bidding process is not successful the procuring entity may procure the goods for a Schedule B entity by mutual agreement.

SECTION 7 sets out exceptions to the rules in subsections 5(2) and (3) and 6(2).

SECTION 8 provides that where the estimated value of goods is equal to or greater than the lowest applicable threshold value of all relevant trade agreements, but the goods are exempt under the relevant trade agreements, the procuring entity may procure the goods for a Schedule A entity or a Schedule B entity by: a limited competitive bidding process, limited to local suppliers; or an open competitive bidding process.

SECTION 9 provides that where the estimated value of goods is equal to or greater than the lowest applicable threshold value of all relevant trade

agreements and the goods are not exempt under the relevant trade agreements, a procuring entity shall procure the goods in accordance with the relevant trade agreements.

SECTION 10 provides that Part 3 applies to a competitive bidding process, subject to relevant trade agreements.

SECTION 11 requires the Minister to establish a procurement website to conduct and facilitate competitive bidding processes under the Act and these regulations.

SECTION 12 provides that a competitive bidding process may be conducted in different stages and using different processes, binding or not binding, to enable the procuring entity to better identify the subject of the procurement or suppliers to determine if they wish to participate. It requires that all suppliers or all suppliers within a preferred class, as the case may be, shall be treated fairly, equally and equitably throughout a competitive bidding process.

SECTION 13 permits a procuring entity to publish notice of its future procurements, requires such a notice to be posted as early as possible in the fiscal year for at least 35 days but not more than twelve months before the solicitation notice is issued, and sets out information required in the notice.

SECTION 14 permits a procuring entity to establish a pre-qualification list of goods or suppliers to be used in a future competitive bidding process. It requires the pre-qualification list to be established using a competitive bidding process, and in particular an open process where a trade agreement applies. It also sets out particular requirements for the solicitation documents to establish a pre-qualification list.

SECTION 15 requires that when bid submissions for inclusion on a pre-qualification list are evaluated on a point system, the procuring entity shall include on the list all suppliers with accepted bid submissions that meet the minimum acceptable score indicated on the solicitation documents.

SECTION 16 provides that a pre-qualification list is valid only for the period indicated in the solicitation documents. The list shall apply in respect of the suppliers and goods on the list during the period and in respect of the competitive bidding process for which the list was established. Solicitations of suppliers on the list may be made by invitation or public advertisement indicating the process is restricted to pre-qualified suppliers.

SECTION 17 requires that when a solicitation notice is publicly advertised, the procuring entity shall post the notice on the procurement

website for the minimum solicitation period set out in section 20 and sets out what the notice shall contain.

SECTION 18 requires that all suppliers be provided with the same and adequate information and documents for preparing bid submissions.

SECTION 19 provides that where bid submissions are to be evaluated on criteria in addition to price, the procuring entity shall indicate in the solicitation documents the criteria, the method by which it will be evaluated, and the weight to be given to each criterion.

SECTION 20 states that the minimum solicitation period for an open competitive bidding process is 10 days.

SECTION 21 provides that where a procuring entity is procuring goods using a limited competitive bidding process, it shall give suppliers reasonable time to prepare bid submissions.

SECTION 22 permits a procuring entity to modify solicitation documents by issuing an amendment at any time before the solicitation period closes. It requires that the amendment be communicated promptly and in the same manner as the original solicitation and allows suppliers sufficient time to modify their bid submissions if necessary. It requires that notice of the amendment to a publicly advertised solicitation be posted on the procurement website.

SECTION 23 provides that, subject to the minimum solicitation period requirements in section 15, a procuring entity may shorten a solicitation period if it is evident that the original closing date was incorrect or the need for the goods being procured has become more immediate.

SECTION 24 sets out reasons for which a solicitation period may be extended.

SECTION 25 provides that a supplier may request, in writing, clarification of solicitation documents from the procuring entity. A procuring entity shall respond to the request in a reasonable time to permit the supplier to submit a bid submission. The response shall be communicated to all suppliers in the same manner as the solicitation documents, without identifying the supplier that made the request. In the case of a publicly advertised solicitation, notice of the clarification shall be posted on the procurement website.

SECTION 26 requires a supplier to ensure its bid submission is legible, properly completed, contains the proper solicitation number and is delivered to the location specified in the solicitation documents by the closing date and time. It also sets out the procedure to be followed where

a procuring entity receives a sealed bid submission that does not bear the solicitation number on it.

SECTION 27 provides that a supplier may amend a bid submission if the amendment is delivered to the location specified in the solicitation documents by the closing date and time. It requires that the amendment shall be signed by the person who signed the original bid submission or a person authorized to sign on his or her behalf and clearly indicate the solicitation number of the bid submission being amended. It provides that for the purpose of these regulations, a bid submission includes amendments made in accordance with this section.

SECTION 28 requires a procuring entity to stamp a bid submission with the date and time of its receipt and store it in a secure place until the submissions are opened.

SECTION 29 requires a procuring entity to take all reasonable measures to protect the confidentiality of a bid submission received by facsimile, but provides that the procuring entity is not liable if information in such a bid submission becomes known inadvertently.

SECTION 30 states that a solicitation period closes on the date and at the time indicated in the solicitation documents.

SECTION 31 states that a supplier is not permitted to withdraw a bid submission after the solicitation period closes unless the solicitation documents provide otherwise.

SECTION 32 requires a procuring entity to reject a late bid submission unless the late receipt was caused solely by the procuring entity. It requires that a rejected late bid submission shall be returned, unopened if possible, to the supplier and all documents related to an accepted late bid submission shall be maintained in the procurement record.

SECTION 33 provides that, where a bid submission is received by facsimile, the procuring entity may only accept the pages transmitted before the solicitation period closes and shall reject the bid submission if all the information required is not transmitted before the solicitation period closes.

SECTION 34 requires a procuring entity to designate a person to open bid submissions and provides that only that person may open them. Where bid submissions are to be opened in public, the designated person shall open them at the location, date and time specified in the solicitation documents.

SECTION 35 sets out circumstances in which the designated person shall reject bid submissions. It also provides for how multiple bids from a supplier that are not marked as alternative bids are to be dealt with.

SECTION 36 prohibits a procuring entity from awarding a procurement contract at the time bid submissions are opened.

SECTION 37 sets out what a procuring entity may disclose after bid submissions are opened and before a procurement contract is awarded.

SECTION 38 provides that following the opening of bid submissions, the procuring entity shall examine each bid submission and reject those that do not meet the mandatory requirements of the solicitation documents, except in circumstances specified in the section.

SECTION 39 sets out reasons for which a bid submission may be rejected.

SECTION 40 requires that each accepted bid submission be evaluated by the same individual or group of individuals and considered equally, fairly and honestly.

SECTION 41 requires a procuring entity to evaluate a bid submission and determine the successful supplier in the manner and using only the criteria, weighting and procedures set out in the solicitation documents.

SECTION 42 provides that where there is a discrepancy in a bid submission between the stated unit price and the total price, the procuring entity shall use the unit price to calculate the total price for evaluation purposes.

SECTION 43 permits a procuring entity to request clarification of a bid submission from a supplier but states that no changes to the substance of a bid submission may be made, proposed or allowed following the request.

SECTION 44 permits a procuring entity to reject a bid if it has concerns that the bid price is so abnormally low that the supplier will not be able to perform the procurement contract. It requires the procuring entity to request and consider clarification of the bid submission before rejecting it and sets out a process for doing so.

SECTION 45 provides that the terms of a procurement contract may be negotiated in the context of a competitive bidding process where certain conditions are met.

SECTION 46 sets out the required contents of solicitation documents to apply preferential treatment in the evaluation of bid submissions.

SECTION 47 provides that a supplier may only be advantaged by preferential treatment once during a procurement process, regardless of whether it is completed in stages or parts.

SECTION 48 provides that where the estimated value of goods is below the lowest applicable threshold value of all relevant trade agreements, a procuring entity may give preferential treatment to a local supplier.

It provides that where bid submissions are evaluated on price, preferential treatment may be given to a local supplier by reducing the supplier's bid price by up to 10% for the purpose of evaluating bid submissions.

It provides that where bid submissions are evaluated on points, preferential treatment may be given to a local supplier by reducing the price component of the supplier's bid by up to 10% for the purpose of evaluating bid submissions.

SECTION 49 provides that where the estimated value of goods is equal to or greater than the lowest applicable threshold value of all relevant trade agreements, but the goods are exempt under the relevant trade agreements, no preferential treatment may be given to suppliers.

SECTION 50 sets out the circumstances in which a procuring entity may cancel a competitive bidding process and decline to enter into a procurement contract.

SECTION 51 provides that, where bid submissions are evaluated on price, the procuring entity shall award the procurement contract to the supplier or suppliers with the accepted bid submission with the lowest price or prices, subject to any preferential treatment given in accordance with these regulations. It provides that a contract may be awarded to multiple suppliers only where provided for in the solicitation documents. It provides that in this section, the price of a good includes the total cost of ownership of the good or the value of the return on investment to the procuring entity, but only where this is provided for in the solicitation documents.

SECTION 52 provides that, where bid submissions are evaluated on a point system, the procuring entity shall award the procurement contract to the supplier or suppliers with the accepted bid submission that receives the highest score or scores. It provides that a contract may be awarded to multiple suppliers only where provided for in the solicitation documents. It clarifies that when bid submissions are evaluated on points, preferential treatment given is considered in the awarding of points.

SECTION 53 provides that, where there is a tie among two or more accepted bid submissions, the procuring entity shall select a fair and transparent method for awarding the procurement contract.

SECTION 54 provides that, where the value of a procurement contract is \$25,000 or more but less than \$250,000, no person shall award a contract to a supplier or suppliers without the approval of the Minister or the head of a Schedule B entity, as the case may be. The authority of the Minister or head of a Schedule B entity to approve a procurement contract may not be delegated to another person. It also provides that, where the value of a procurement contract is \$250,000 or more, no person shall award a contract to a supplier or suppliers without the approval of the Treasury Board.

SECTION 55 provides for the issuance of award documents on awarding a procurement contract and sets out the only circumstances in which award documents may be amended or altered after issuance.

SECTION 56 requires that the terms of a procurement contract shall be substantially the same as those terms in the solicitation documents.

SECTION 57 provides that, where goods are subject to a trade agreement, a procuring entity shall publish an award notice on the procurement website within 72 days of awarding a procurement contract for the goods. It also sets out the required contents of the award notice.

SECTION 58 provides that, on awarding a procurement contract following a competitive bidding process, a procuring entity may disclose the name of the successful supplier and the total value of the contract.

SECTION 59 provides that, on the request of an unsuccessful supplier in a competitive bidding process, the procuring entity is required to provide the unsuccessful supplier with a debriefing on the process. It also prohibits the procuring entity from disclosing the bid of another supplier, including the successful supplier, during a debriefing.

SECTION 60 provides that a procuring entity may enter into a standing offer agreement with a supplier following a competitive bidding process conducted in accordance with these regulations. It also sets out additional required contents of solicitation documents for a standing offer agreement.

SECTION 61 provides that a standing offer agreement is only valid for the period indicated in the solicitation documents, only a Schedule A entity or Schedule B entity identified in a standing offer agreement may obtain goods under the agreement, and those entities shall only obtain goods covered by the agreement in accordance with the agreement.

SECTION 62 sets out reasons for which the Minister may disqualify a supplier from providing goods to Schedule A entities or a Schedule B entity may disqualify a supplier from providing goods to the Schedule B entity.

SECTION 63 provides that a supplier's performance under a prior contract that occurred within two years before the coming into force of these regulations and any time after may be taken into account to disqualify a supplier for past performance. It provides that the facts that gave rise to a previous disqualification of a supplier may not be considered with respect to a subsequent disqualification but the fact that the supplier was previously disqualified may be considered. It also provides that only an offence committed after these regulations came into force may result in a disqualification.

SECTION 64 requires the Minister or Schedule B entity to give notice containing specified information to a supplier before disqualifying the supplier.

SECTION 65 provides that, where a supplier chooses to present an objection to the disqualification in writing, the supplier shall include with the objection all supporting documents in the supplier's possession.

SECTION 66 provides that, where a supplier chooses to present an objection to the disqualification in person, the Minister or Schedule B entity shall set a date, time and place to hear the supplier's objection and shall hold the hearing within 15 days of receipt of notice of the objection unless the supplier agrees to a hearing date within 30 days of receipt of the notice of objection.

SECTION 67 requires the Minister or Schedule B entity to give notice in writing of the decision respecting the disqualification of a supplier within a specified time line depending on how the matter proceeded.

SECTION 68 permits that Minister or Schedule B entity to impose on a disqualification conditions relating to the scope of the disqualification. It also provides that the total length of the first disqualification of a supplier shall not be more than 24 months.

SECTION 69 permits the Minister or Schedule B entity to disqualify a supplier while the supplier is in the course of fulfilling a procurement contract for a Schedule A entity or the Schedule B entity, as the case may be, in which case the existing procurement contract may be cancelled unless it would be too costly or otherwise detrimental to do so. It provides that if the existing procurement contract is not cancelled, the Minister or Schedule B entity may take oversight measures with respect to the contract.

SECTION 70 prohibits the Minister or a Schedule B entity from awarding a procurement contract to a supplier whom the Minister or Schedule B entity disqualified during the procurement process for that contract.

SECTION 71 provides that a supplier is deemed to be disqualified when a person who has a controlling interest in that supplier is disqualified or that supplier has a controlling interest in another supplier that is disqualified.

SECTION 72 provides for a supplier who has been disqualified to apply to the person who disqualified the supplier to be reinstated after the expiration of a six-month period, in the case of an initial disqualification, and after a twelve-month period, in the case of any subsequent disqualification.

SECTION 73 provides for the Minister or Schedule B entity to reinstate a supplier if satisfied that the supplier has taken appropriate corrective measures and is suitable to provide goods to Schedule A entities or the Schedule B entity, as the case may be. Notice of the decision in respect of a reinstatement application, including reasons, shall be given within 15 days of receipt of the application.

SECTION 74 provides that, where a supplier is not reinstated under section 73, the supplier may reapply in writing after the expiration of six months following the decision not to reinstate.

SECTION 75 requires that a notice given under Part IV shall be served on the appropriate party by registered mail to the last known address of the recipient and is deemed to have been received five days after mailing.

SECTION 76 requires a procuring entity to maintain a record of all documents related to a procurement process, regardless of the value of the procurement contract or the procurement method used.

SECTION 77 prohibits a person from preparing, designing or otherwise structuring a procurement process or procurement requirements to avoid the requirements of the Act, these regulations or a relevant trade agreement. It also prohibits a person from selecting a method for evaluating bid submissions in order to avoid the requirements of the Act or these regulations.

SECTION 78 prohibits a procuring entity from disclosing information acquired during a procurement process in specified circumstances.

SECTION 79 requires the Minister or Schedule B entity to ensure certain provisions of the regulations are complied with when an organization or jurisdiction that is not subject to the Act or regulations

procures goods on behalf of a Schedule A entity or the Schedule B entity, as the case may be.

SECTION 80 provides for the commencement of these regulations.

Certified a true copy,
Paul T. Ledwell
Clerk of the Executive Council and Secretary to Cabinet

EC2020-650

**PUBLIC PURCHASING ACT
REGULATIONS
REVOCATION**

(Approved by Her Honour the Lieutenant Governor in Council dated November 3, 2020.)

Pursuant to section 7 of the *Public Purchasing Act* R.S.P.E.I. 1988, Cap. P-32, Council made the following regulations:

- 1. The *Public Purchasing Act* Regulations (EC43/85) are revoked.**
- 2. These regulations come into force on November 14, 2020.**

EXPLANATORY NOTES

SECTION 1 revokes the Regulations made under the *Public Purchasing Act*.

SECTION 2 provides for the commencement of these regulations.

Certified a true copy,
Paul T. Ledwell
Clerk of the Executive Council and Secretary to Cabinet

EC2020-670**EMPLOYMENT STANDARDS ACT
MINIMUM WAGE ORDER
AMENDMENT**

(Approved by Her Honour the Lieutenant Governor in Council dated November 10, 2020.)

Pursuant to section 5 of the *Employment Standards Act* R.S.P.E.I. 1988, Cap. E-6.2, Council approved the following Order to amend the Minimum Wage Order, made by the Employment Standards Board:

1. Section 1 of the *Employment Standards Act* Minimum Wage Order (EC139/96) is revoked and the following substituted:

1. The minimum rate of wages for all employees to whom section 5 of the *Employment Standards Act* R.S.P.E.I. 1988, Cap. E-6.2, applies shall be:

\$13.00 per hour effective 1 April 2021.

2. Clause 2(1)(d) of the Order is amended by the deletion of the words “\$4.13 per meal” and the substitution of the words “\$4.25 per meal”.

3. This Order comes into force on April 1, 2021.

EXPLANATORY NOTES

SECTION 1 revokes section 1 of the *Employment Standards Act* Minimum Wage Order and replaces it with a new section 1 that sets out the adjustment in the minimum wage rate, based on a review by the Employment Standards Board, undertaken in accordance with subsection 5(2) of the Act.

SECTION 2 changes the maximum amount for single meals where furnished by the employer from \$4.13 to \$4.25 per meal.

SECTION 3 provides for the commencement of this Order.

Certified a true copy,

Paul T. Ledwell

Clerk of the Executive Council and Secretary to Cabinet

PART II
REGULATIONS INDEX

Chapter Number	Title	Original Order Reference	Amendment	Authorizing Order and Date	Page
P-22.1	Procurement of Goods Act Procurement of Goods Regulations		[new] [eff] Nov. 15/2020	EC2020-648 (03.11.2020)	295-324
P-32	Public Purchasing Act Regulations Revocation	EC43/85	[rev] [eff] Nov. 14/2020	EC2020-650 (03.11.2020)	324
E-6.2	Employment Standards Act Minimum Wage Order	EC139/96	s.1 [R&S] s.2(1)(d) [eff] April 1/2021	EC2020-670 (10.11.2020)	325