



Communities,
Land and
Environment

Communautés,
Terres et
Environnement



Office of the Minister
PO Box 2000, Charlottetown
Prince Edward Island
Canada C1A 7N8

Bureau du ministre
C.P. 2000, Charlottetown
Île-du-Prince-Édouard
Canada C1A 7N8

CANADA

PROVINCE OF PRINCE EDWARD ISLAND

IN THE MATTER of the
Municipal Government Act,
R.S.P.E.I. 1988, Cap. M-12.1
(herein referred to as “the Act”)
Subsections 17(10) and 8(2)

TO: Frank Gillan
CC: The Island Regulatory and Appeals Commission

ORDER

WHEREAS a proposal, dated on or about April 17, 2018, to establish the Greater Three Rivers area municipality (the “proposal”) was filed with the Island Regulatory and Appeals Commission (the Commission) ;

AND WHEREAS the proposal consisted of the amalgamation of seven municipalities, including the municipalities of Georgetown and Montague, together with an annexation of an unincorporated area of land surrounding the seven municipalities;

AND WHEREAS by an Objection to a Proposal to Establish, Restructure, Dissolve a Municipality, received by the Commission on May 15, 2018, the municipality of Georgetown objected to the inclusion of the town in the proposal;

AND WHEREAS by an Objection to a Proposal to Establish, Restructure, Dissolve a Municipality, received by the Commission May 18, 2018, the municipality of Montague objected to the inclusion of the town in the proposal;

AND WHEREAS pursuant to subsection 17(6) of the Act, where an objection to a proposal initiated by a municipality is filed by another municipality, the Commission is required to appoint a mediator to assist the municipalities in resolving the subject matter of the objection;

AND WHEREAS by letter May 24, 2018, the Commission appointed Frank Gillan to act as mediator with respect to the proposal;

AND WHEREAS the mediator commenced mediation on the 6th day of June, 2018;

AND WHEREAS pursuant to subsection 17(10) of the Act, the mediator is required to file a report with the commission not later than 60 days after the commencement of mediation, meaning that the report of the mediator was to be filed with the Commission no later than the 6th day of August, 2018;

AND WHEREAS in light of the significant progress made by the mediator with respect to resolving the subject matter of the objection amongst the parties, by Ministerial Order dated August 3, 2018, I ordered an extension of the date by which the mediator was to file the report with the Commission to the 20th day of August, 2018;

AND WHEREAS by Memorandum of Settlement dated the 8th day of August, 2018, the seven municipalities involved in the proposal to establish the Greater Three Rivers area agreed to the outstanding issues;

AND WHEREAS the Memorandum of Settlement is subject to the approval of all of the seven municipal councils which are involved in the proposal to establish the Greater Three Rivers area;

AND WHEREAS six of the seven councils approved and ratified the Memorandum of Settlement on the 13th day of August, 2018; however, one council has yet to agree to and ratify the Memorandum of Settlement;

AND WHEREAS that council is scheduled to meet on the 20th day of August, 2018 to discuss the matter;

AND WHEREAS as a result of this, the mediator is unable to conclude and finalize the report to the Commission by the 20th day of August, 2018;

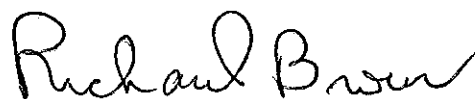
AND WHEREAS pursuant to subsection 8(2) of the Act, I have the authority to make an order extending the time to do something under the Act;

AND WHEREAS I have determined that it is appropriate to extend the time for the mediator to file the report with the Commission with respect to this matter until after the municipal council meeting scheduled for the 20th day of August, 2018;

I THEREFORE ORDER that the time for the mediator Frank Gillan to file a report with the Commission with respect to this matter be extended from the 20th day of August, 2018 to no later than the 24th day of August, 2018.

AND I FURTHER THEREFORE ORDER that this order shall come into force as of the 20th day of August, 2018.

DATED at Charlottetown in Queens County, Province of Prince Edward Island this 16th day of August, 2018.



Richard Brown
MINISTER OF COMMUNITIES, LAND
AND ENVIRONMENT



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AND WHEREAS by an Objection to a Proposal to Establish, Restructure, Dissolve a Municipality, received by the Commission on May 15, 2018, the municipality of Georgetown objected to the inclusion of the town in the proposal;

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AND WHEREAS pursuant to subsection 17(6) of the Act, where an objection to a proposal initiated by a municipality is filed by another municipality, the Commission is required to appoint a mediator to assist the municipalities in resolving the subject matter of the objection;

AND WHEREAS by letter May 24, 2018, the Commission appointed Frank Gillan to act as mediator with respect to the proposal;

AND WHEREAS the mediator commenced mediation on the 6th day of June, 2018;

AND WHEREAS pursuant to subsection 17(10) of the Act, the mediator is required to file a report with the commission not later than 60 days after the commencement of mediation, meaning that the report of the mediator was to be filed with the Commission no later than the 6th day of August, 2018;

AND WHEREAS I have been advised that the mediator has made significant progress with respect to resolving the subject matter of the objection amongst the parties, however, the mediator requires an extension of time in which to file the report with the Commission;

AND WHEREAS pursuant to subsection 8(2) of the Act, I have the authority to make an order extending the time to do something under the Act;

AND WHEREAS I have determined that it is appropriate to extend the time for the mediator to file the report with the Commission with respect to this matter;

I THEREFORE ORDER that the time for the mediator Frank Gillan to file a report with the Commission with respect to this matter be extended from the 6th day of August, 2018 to no later than the 20th day of August, 2018.

AND I FURTHER, THEREFORE ORDER that this order shall come into force as of August 3, 2018.

DATED at Charlottetown in Queens County, Province of Prince Edward Island this 3rd day of August, 2018.



Richard Brown
Richard Brown
MINISTER OF COMMUNITIES, LAND
AND ENVIRONMENT