

From: [Christiana Tweedy](#)
To: [Jessica Gillis](#); [Hughes, Maggie \(Charlottetown\)](#)
Cc: ["Andrea Battison"](#); [Philip Rafuse](#); [Chelsea Collier](#)
Subject: Re: LA23009 Andrea Battison v. City of Charlottetown Order LA24-07
Date: Monday, December 9, 2024 11:04:32 AM
Attachments: [image001.png](#)
[image002.png](#)

Good morning, Ms. Gillis:

It is the PEI Housing Corporation's position that the Commission ought to not exercise its discretion to review, rescind, or vary Order LA24-07, or rehear this application before deciding it as permitted by section 12 of the *Island Regulatory and Appeals Commission Act* (the "Act"). In Order LA24-07, the Commission properly decided the jurisdictional issues before it in finding that the Commission does not have jurisdiction under the *Planning Act* to hear an appeal of a demolition permit that was issued in accordance with the *Building Codes Act*.

Should the Commission make the decision to exercise its discretion under section 12 of the Act, the PEI Housing Corporation reserves the right to provide a further response.

Please let me know if you require anything further from my client.

Thanks,

Christiana

Christiana Tweedy

Departmental Solicitor
Justice and Public Safety
Legal Services Section
Shaw Building, 4th Floor South
95 Rochford Street,
P.O. Box 2000
Charlottetown, PE C1A 7N8
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From: Jessica Gillis <jgillis@irac.pe.ca>
Sent: Friday, December 6, 2024 9:02 AM
To: Hughes, Maggie (Charlottetown) <maggie.hughes@coxandpalmer.com>; Christiana Tweedy <ctweedy@gov.pe.ca>
Cc: 'Andrea Battison' <andrea@crustipath.com>; Philip Rafuse <PJRafuse@irac.pe.ca>; Chelsea Collier <ccollier@gov.pe.ca>
Subject: RE: LA23009 Andrea Battison v. City of Charlottetown Order LA24-07

Thank you, Maggie.

Jessica



Jessica M. Gillis (she/her)

General Counsel

D. 902.368.7860

irac.pe.ca/about/contact/

From: Hughes, Maggie (Charlottetown) <Maggie.Hughes@coxandpalmer.com>
Sent: Wednesday, December 4, 2024 3:38 PM
To: Christiana Tweedy <ctweedy@gov.pe.ca>; Jessica Gillis <jgillis@irac.pe.ca>
Cc: 'Andrea Battison' <andrea@crustipath.com>; Philip Rafuse <PJRafuse@irac.pe.ca>; Chelsea Collier <ccollier@gov.pe.ca>
Subject: RE: LA23009 Andrea Battison v. City of Charlottetown Order LA24-07

Good afternoon, All,

I have now received instructions to advise that it is the City's position that this is not an appropriate case in which the Commission ought to exercise its discretion under section 12 of the Act. Alternatively, if the Commission intends to exercise its discretion in some manner under s. 12, the City would reserve the right to make submissions at that time

Thank you,

Maggie

Maggie Hughes

she/her

Associate | Cox & Palmer

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Dominion Building, 97 Queen Street Suite 600, Charlottetown, PE C1A 4A9

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From: Christiana Tweedy <ctweedy@gov.pe.ca>
Sent: December 3, 2024 8:51 AM
To: Jessica Gillis <jgillis@irac.pe.ca>; Hughes, Maggie (Charlottetown) <Maggie.Hughes@coxandpalmer.com>
Cc: 'Andrea Battison' <andrea@crustipath.com>; Philip Rafuse <PJRafuse@irac.pe.ca>; Chelsea Collier <ccollier@gov.pe.ca>
Subject: Re: LA23009 Andrea Battison v. City of Charlottetown Order LA24-07

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Good morning, Ms. Gillis:

Thank you for your email. I will seek instructions from my client on whether a response will be provided and will update the Commission accordingly on or before December 11th.

Christiana

Christiana Tweedy
Departmental Solicitor
Justice and Public Safety
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From: Jessica Gillis <jgillis@irac.pe.ca>
Sent: Monday, December 2, 2024 11:53 AM
To: Christiana Tweedy <ctweedy@gov.pe.ca>; Hughes, Maggie (Charlottetown) <maggie.hughes@coxandpalmer.com>
Cc: 'Andrea Battison' <andrea@crustipath.com>; Philip Rafuse <PJRafuse@irac.pe.ca>
Subject: RE: LA23009 Andrea Battison v. City of Charlottetown Order LA24-07

Good morning, all.

The Commission received Ms. Battison's Request for Review on October 17, 2024. I note that representatives for both the City and Developer were served with same, and the Commission has

not had any response to the Request for Review from either the City or Developer.

I am writing to advise that the Commission intends to issue its decision in respect of Ms. Battison's request by the end of the year, and if either the City or Developer wishes to provide a response, we would appreciate receiving it by **Wednesday, December 11, 2024**. If you choose not to provide a response, please advise.

Thank you,
Jessica



Jessica M. Gillis (she/her)

General Counsel

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irac.pe.ca/about/contact/

From: Andrea Battison <andrea@crustipath.com>
Sent: Thursday, October 17, 2024 1:24 PM
To: Philip Rafuse <PJRafuse@irac.pe.ca>
Cc: Jessica Gillis <jgillis@irac.pe.ca>; Hughes, Maggie (Charlottetown) <maggie.hughes@coxandpalmer.com>; 'Christiana Tweedy' <ctweedy@gov.pe.ca>; 'McKenna, Melanie (Charlottetown)' <mmckenna@coxandpalmer.com>
Subject: RE: LA23009 Andrea Battison v. City of Charlottetown Order LA24-07

Good Afternoon Philip,

Attached, please find my written Request for Review of Order LA24-07 for consideration by the Commission, which I am submitting as early as was possible.

Sincerely,

Andrea

From: Philip Rafuse <PJRafuse@irac.pe.ca>
Sent: September 27, 2024 11:00 AM
To: Andrea Battison <andrea@crustipath.com>; 'McKenna, Melanie (Charlottetown)' <mmckenna@coxandpalmer.com>; Hughes, Maggie (Charlottetown) <maggie.hughes@coxandpalmer.com>; 'Christiana Tweedy' <ctweedy@gov.pe.ca>

Cc: Jessica Gillis <jgillis@irac.pe.ca>

Subject: LA23009 Andrea Battison v. City of Charlottetown Order LA24-07

Good morning,

Attached is Order LA24-07 which dismisses the appeal on the basis of no jurisdiction.

The Commission will now close its file.

Sincerely,

Philip



Philip J. Rafuse, LL.B.
Appeals Administrator

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