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3rd SESSION, 67th GENERAL ASSEMBLY
Province of Prince Edward Island
5 CHARLES III, 2026

(Bill No. 39)

Entry and Search Warrant Procedures Amendment Act

Hon. Bloyce Thompson
Minister of Justice and Public Safety and Attorney General

GOVERNMENT BILL

Andrea MacRae
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Prince Edward Island
Legislative Assembly

AMENDMENTS

ASSEMBLY / SESSION / YEAR
67th General Assembly / 3rd / 2026

BILL NUMBER: **39**

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TITLE: **Entry and Search Warrant Procedures Amendment Act**

#	SECTION	AMENDMENT	DATE

NOTED:

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COMMITTEE CLERK

CERTIFIED CORRECT:

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CHAIR, IN COMMITTEE

ENTRY AND SEARCH WARRANT PROCEDURES AMENDMENT ACT

BILL NO. 39 **2026**

BE IT ENACTED by the Lieutenant Governor and the Legislative Assembly of the Province of Prince Edward Island as follows:

1. Animal Welfare Act

(1) The *Animal Welfare Act* R.S.P.E.I. 1988, Cap. A-11.2, is amended by this section.

(2) Subsection 33(1) of the Act is amended

(a) by the deletion of the words "The court may issue**" and the substitution of the words "**The court or a judicial justice of the peace may issue**"; and**

(b) by the deletion of the words "the court is satisfied**" and the substitution of the words "**the court or the judicial justice of the peace, as the case may be, is satisfied**".**

2. Business Practices Act

(1) The *Business Practices Act* R.S.P.E.I. 1988, Cap. B-7, is amended by this section.

(2) Subsection 12(4) of the Act is amended

(a) by the deletion of the words "a judge of the Supreme Court**" and the substitution of the words "**a judicial justice of the peace**"; and**

(b) by the deletion of the words "the judge**" wherever they occur and the substitution of the words "**the judicial justice of the peace**".**

3. Cannabis Control Act

(1) The *Cannabis Control Act* R.S.P.E.I. 1988, Cap. C-1.2, is amended by this section.

(2) Subsection 21(5) of the Act is amended by the deletion of the words "or judge**" wherever they occur.**

4. Charitable Lotteries Act

(1) The *Charitable Lotteries Act* R.S.P.E.I. 1988, Cap. C-3.2, is amended by this section.

(2) Subsection 21(5) of the Act is amended by the deletion of the words "the court**" and the substitution of the words "**a judicial justice of the peace**".**

5. Consumer Reporting Act

(1) The *Consumer Reporting Act* R.S.P.E.I. 1988, Cap. C-20, is amended by this section.

(2) Subsection 17(4) of the Act is amended

(a) by the deletion of the words "a judge of the Supreme Court**" and the substitution of the words "**a judicial justice of the peace**"; and**

(b) by the deletion of the words "the judge**" wherever they occur and the substitution of the words "**the judicial justice of the peace**".**

6. Fire Safety Act

(1) The *Fire Safety Act* R.S.P.E.I. 1988, Cap. F-11.1, is amended by this section.

(2) Subsection 52(4) of the Act is amended by the deletion of the words "or a judge**".**

(3) Subsection 52(5) of the Act is amended

(a) by the deletion of the words "or a judge**"; and**

(b) by the deletion of the words "or the judge**".**

7. Funeral Services and Professions Act

(1) The *Funeral Services and Professions Act* R.S.P.E.I. 1988, Cap. F-17, is amended by this section.

(2) Clause 31(5)(a) of the Act is amended by the deletion of the words "to the Supreme Court**" and the substitution of the words "**to a judicial justice of the peace**".**

8. Health Information Act

(1) The *Health Information Act* R.S.P.E.I. 1988, Cap. H-1.41, is amended by this section.

(2) Subsection 33(3) of the Act is amended by the deletion of the words "the Supreme Court**" and the substitution of the words "**a judicial justice of the peace**".**

(3) Subsection 33(4) of the Act is amended by the deletion of the words "the court**" and the substitution of the words "**the judicial justice of the peace**".**

9. Payday Loans Act

(1) The *Payday Loans Act* R.S.P.E.I. 1988, Cap. P-2.1, is amended by this section.

(2) Subsection 46(1) of the Act is amended by the deletion of the words "the Supreme Court may issue a warrant, if the court is satisfied**" and the substitution of the words "**a judicial justice of the peace may issue a warrant, if the judicial justice of the peace is satisfied**".**

(3) Subsection 46(3) of the Act is amended by the deletion of the words "the court**" wherever they occur and the substitution of the words "**the judicial justice of the peace**".**

(4) Subsection 46(4) of the Act is amended by the deletion of the words "the court**" and the substitution of the words "**the judicial justice of the peace**".**

(5) Subsection 46(7) of the Act is amended by the deletion of the words "the court**" and the substitution of the words "**the judicial justice of the peace**".**

10. Pharmacy Act

(1) The *Pharmacy Act* R.S.P.E.I. 1988, Cap P-6.1, is amended by this section.

(2) Clause 32(6) of the Act is amended by the deletion of the words "apply to the Supreme Court**" and the substitution of the words "**apply to a judicial justice of the peace**".**

11. Prearranged Funeral Services Act

(1) The *Prearranged Funeral Services Act* R.S.P.E.I. 1988, Cap. P-17, is amended by this section.

(2) Clause 6.2(5)(a) of the Act is amended by the deletion of the words "apply to the court**" and the substitution of the words "**apply to a judicial justice of the peace**".**

EXPLANATORY NOTES

SECTION 1 amends subsection 33(1) of the *Animal Welfare Act* R.S.P.E.I. 1988, Cap. A-11.2, to add references to a judicial justice of the peace as a person who is authorized, in addition to the Supreme Court, to issue a warrant for search and entry.

SECTION 2 amends subsection 12(4) of the *Business Practices Act* R.S.P.E.I. 1988, Cap. B-7, to change the authority who may issue a warrant for search and entry under that section from a judge of the Supreme Court to a judicial justice of the peace.

SECTION 3 amends subsection 21(5) of the *Cannabis Control Act* R.S.P.E.I. 1988, Cap. C-1.2, to delete erroneous references to "a judge" as an authority under that section who may issue a warrant for search and entry. The authority responsible for issuing warrants under the section is a judicial justice of the peace.

SECTION 4 amends subsection 21(5) of the *Charitable Lotteries Act* R.S.P.E.I. 1988, Cap. C-3.2, to change the authority who may issue a warrant for search and entry under that section from the court to a judicial justice of the peace.

SECTION 5 amends subsection 17(4) of the *Consumer Reporting Act* R.S.P.E.I. 1988, Cap. C-20, to change the authority who may issue a warrant for search and entry under that section from a judge of the Supreme Court to a judicial justice of the peace.

SECTION 6 amends subsections 52(4) and (5) of the *Fire Safety Act* R.S.P.E.I. 1988, Cap. F-11.1, to delete references to "a judge" as an additional authority under that section who may issue a warrant for search and entry. The only authority responsible for issuing warrants under the section is a judicial justice of the peace.

SECTION 7 amends subsection 31(5) of the *Funeral Services and Professions Act* R.S.P.E.I. 1988, Cap. F-17, to change the authority who may issue a warrant for search and entry under that section from a judge of the Supreme Court to a judicial justice of the peace.

SECTION 8 amends subsections 33(3) and (4) of the *Health Information Act* R.S.P.E.I. 1988, Cap. H-1.41, to change the authority who may issue a warrant for search and entry under those subsections from a judge of the Supreme Court to a judicial justice of the peace.

SECTION 9 amends subsections 46(1), (3), (4) and (7) of the *Payday Loans Act* R.S.P.E.I. 1988, Cap. P-2.1, to change the authority who may issue a warrant for search and entry under that section from the Supreme Court to a judicial justice of the peace.

SECTION 10 amends subsection 32(6) of the *Pharmacy Act* R.S.P.E.I. 1988, Cap. P-6.1, to change the authority who may issue a warrant for search and entry under that section from the Supreme Court to a judicial justice of the peace.

SECTION 11 amends subsection 6.2(5) of the *Prearranged Funeral Services Act* R.S.P.E.I. 1988, Cap. P-17, to change the authority who may issue a warrant for search and entry under that section from the court to a judicial justice of the peace.

(Bill No. 39)

Entry and Search Warrant Procedures Amendment Act

STAGE:	***DATE:***
1st Reading:	November 3, 2026
2nd Reading:	
To Committee:	
Reported:	
3rd Reading and Pass:	
Assent:	

SIGNATURES:

Honourable Dr. Wassim Salamoun, Lieutenant Governor

Honourable Brad Trivers, Speaker

Joseph Jeffrey, Clerk

Hon. Bloyce Thompson

Minister of Justice and Public Safety and Attorney General

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