



HOUSE USE ONLY

CHAIR:

WITH / WITHOUT

1st SESSION, 67th GENERAL ASSEMBLY
Province of Prince Edward Island
1 CHARLES III, 2023

(Bill No. 5)

An Act to Amend the Climate Leadership Act

Hon. Jill Burridge
Minister of Finance

GOVERNMENT BILL

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AN ACT TO AMEND THE CLIMATE LEADERSHIP ACT

BILL NO. 5

2023

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

1. (1) **Subsection 2(1) of the *Climate Leadership Act* R.S.P.E.I. 1988, Cap. C-9.1, is amended by the addition of the words “purchased prior to July 1, 2023,” after the word “fuel”.**
- (2) **Subsection 2(2) of the Act is amended by the deletion of the words “a levy on carbon” and the substitution of the words “a provincial levy on carbon”.**
- (3) **Subsection 2(3) of the Act is amended in the words preceding clause (a)**
 - (a) **by the deletion of the word “annually”; and**
 - (b) **by the addition of the words “for each fiscal year up to and including the fiscal year ending on March 31, 2024,” after the words “Legislative Assembly”.**
2. **The Act is amended by the addition of the following immediately before section 4:**
- 3.1 **Application of Division**

Sections 4 to 8 apply according to their terms only to fuel purchased, consumed or used prior to July 1, 2023.
3. **The Act is amended by the addition of the following immediately before section 9:**
- 8.1 **Application of Division**

Sections 9 to 12 apply according to their terms only to fuel owned, possessed or purchased prior to July 1, 2023.
4. **Section 25 of the Act is repealed.**
5. **Subsection 26(1) of the Act is amended by the addition of the words “prior to July 1, 2023,” after the words “sells fuel”.**

- 6. The Act is amended by the addition of the following immediately before section 28:**
 - 27.1 Application of Division**

Sections 28 to 31 apply according to their terms only to fuel sold or purchased prior to July 1, 2023.
- 7. The Act is amended by the addition of the following immediately before section 32:**
 - 31.1 Application of Division**

Sections 32 to 40 apply according to their terms only to records, reports and other matters in respect of fuel sold or purchased prior to July 1, 2023.
- 8. The Act is amended by the addition of the following immediately before section 41:**
 - 40.1 Application of Division**

Sections 41 and 42 apply according to their terms to registrations and designations for the purposes of the Act prior to July 1, 2023.
- 9. Clauses 59(e) and (g) of the Act are repealed.**
- 10. Section 60 of the Act is repealed.**
- 11. Table 1 in the Schedule to the Act is amended by the deletion of the words “3 Days After the Date of Assent” and the substitution of the words “May 9, 2022, to June 30, 2023”.**
- 12. This Act comes into force on July 1, 2023.**

EXPLANATORY NOTES

SECTION 1 amends section 2 of the *Climate Leadership Act* to limit its application to fuel purchased prior to July 1, 2023, and to clarify that it applies in respect of the provincial levy on carbon that was in force prior to that date.

SECTION 2 amends the Act by adding a new section 3.1 immediately before section 4 that provides that sections 4 to 8 apply according to their terms only to fuel purchased prior to July 1, 2023.

SECTION 3 amends the Act by adding a new section 8.1 immediately before section 9 that provides that sections 9 to 12 apply according to their terms only to fuel purchased prior to July 1, 2023.

SECTION 4 repeals section 25 of the Act.

SECTION 5 amends subsection 26(1) of the Act to limit its operation to sales of fuel prior to July 1, 2023.

SECTION 6 amends the Act by adding a new section 27.1 immediately before section 28 that provides that sections 28 to 31 apply according to their terms only to fuel sold or purchased prior to July 1, 2023.

SECTION 7 amends the Act by adding a new section 31.1 immediately before section 32 that provides that sections 32 to 39 apply according to their terms only to fuel sold or purchased prior to July 1, 2023.

SECTION 8 amends the Act by adding a new section 40.1 immediately before section 41 that provides that sections 41 and 42 apply according to their terms only to registrations and designations for the purposes of the Act prior to July 1, 2023.

SECTION 9 amends section 59 of the Act by repealing clauses (e) and (g), which will no longer apply after July 1, 2023.

SECTION 10 repeals section 60 of the Act. Section 60 was a transitional provision used when the Act first came into force and is no longer needed.

SECTION 11 amends Table 1 in the Schedule to the Act to clarify that the levy amounts in the final column applied from May 9, 2022, to June 30, 2023.

SECTION 12 provides that this Act comes into force on July 1, 2023.

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<i>STAGE:</i>	<i>DATE:</i>
<i>1st Reading:</i>	May 16, 2023
<i>2nd Reading:</i>	
<i>To Committee:</i>	
<i>Reported:</i>	
<i>3rd Reading and Pass:</i>	
<i>Assent:</i>	

SIGNATURES:

Honourable Antoinette Perry, Lieutenant Governor

Honourable Darlene Compton, Speaker

Joseph Jeffrey, Clerk

Hon. Jill Burridge
Minister of Finance

GOVERNMENT BILL

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