



HOUSE USE ONLY

CHAIR:

WITH / WITHOUT

1st SESSION, 67th GENERAL ASSEMBLY
Province of Prince Edward Island
3 CHARLES III, 2024

(Bill No. 65)

**An Act to Amend the Atlantic Provinces Harness Racing
Commission Act**

Hon. Jill Burridge
Minister of Finance

GOVERNMENT BILL

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Charlottetown, Prince Edward Island

**For House
Use Only**

**Prince Edward Island
Legislative Assembly**

AMENDMENTS

ASSEMBLY / SESSION / YEAR
67th General Assembly / 1st / 2024

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TITLE: An Act to Amend the Atlantic Provinces Harness Racing Commission Act

#	SECTION	AMENDMENT	DATE

NOTED:

CERTIFIED CORRECT:

COMMITTEE CLERK

CHAIR, IN COMMITTEE



AN ACT TO AMEND THE ATLANTIC PROVINCES HARNESS RACING COMMISSION ACT

BILL NO. 65

2024

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

1. The title of the *Atlantic Provinces Harness Racing Commission Act* R.S.P.E.I. 1988, Cap. A-22.1, is amended by the deletion of the words “ATLANTIC PROVINCES” and the substitution of the words “MARITIME PROVINCES”.
2. Subsection 1(1) of the Act is amended
 - (a) by the repeal of clause (a.01);
 - (b) in clause (b), by the deletion of the words “Atlantic Provinces” and the substitution of the words “Maritime Provinces”; and
 - (c) by the addition of the following after clause (g.1):
 - (g.2) “Maritime Provinces” means
 - (i) the Province of Nova Scotia,
 - (ii) the Province of New Brunswick, and
 - (iii) the Province of Prince Edward Island;
3. Section 2 of the Act is amended by the deletion of the words “Atlantic Provinces” and the substitution of the words “Maritime Provinces”.
4. (1) Subsection 3(1) of the Act is repealed and the following substituted:
 3. **Maritime Provinces Harness Racing Commission**
 - (1) The Atlantic Provinces Harness Racing Commission, continued by the Council of Maritime Premiers under section 3(1) of the *Atlantic Provinces Harness Racing Commission Act* R.S.P.E.I. 1988, Cap. A-22.1, as it read immediately prior to the coming into force of this section, is continued as the Maritime Provinces Harness Racing Commission.

(2) **Subsection 3(3) of the Act is amended by the deletion of the words “Atlantic Provinces” and the substitution of the words “Maritime Provinces”.**

5. (1) **Subsection 4(1) of the Act is repealed and the following substituted:**

4. Composition

(1) The Commission consists of six members of whom two shall be nominated by the Lieutenant Governor in Council on the recommendation of the Minister.

(2) **Subsection 4(3) of the Act is amended by the deletion of the words “Atlantic Provinces” and the substitution of the words “Maritime Provinces”.**

6. **Subsection 5(2) of the Act is repealed and the following substituted:**

Quorum

(2) Four members of the Commission constitute a quorum, with at least one member from each of the Maritime Provinces being present.

7. **Subsection 15(7) of the Act is amended by the deletion of the words “his or her license” and the substitution of the words “the person’s license”.**

8. **Section 16 of the Act is amended by the deletion of the words “Atlantic Provinces” and the substitution of the words “Maritime Provinces”.**

9. (1) **Clause 18(1)(b) of the Act is amended by the deletion of the words “Atlantic Provinces” and the substitution of the words “Maritime Provinces”.**

(2) **Subsection 18(2) of the Act is amended by the deletion of the words “Atlantic Provinces” and the substitution of the words “Maritime Provinces”.**

10. **Section 19.1 of the Act is repealed and the following substituted:**

19.1 Transition – members

(1) The persons who are members of the former Commission from the Maritime Provinces on the day this section comes into force continue as members of the Maritime Provinces Harness Racing Commission in accordance with the terms of their appointments.

Transition – hearings

(2) The members of the Commission referred to in subsection (1) who were involved in a hearing that was commenced but not concluded immediately prior to the coming into force of this section remain seized of the matter and shall conclude it in accordance with section 14.

Definition – “former Commission”

(3) In this section and section 19.2, “**former Commission**” means the Atlantic Provinces Harness Racing Commission as it existed prior to the coming into force of this section.

11. The Act is amended by the addition of the following after section 19.1:

19.2 Transition

The persons who, as members of the former Commission from the Province of Newfoundland and Labrador, were involved in a hearing that was commenced but not concluded immediately prior to the coming into force of this section remain seized of the matter and shall conclude it in accordance with section 14.

12. This Act comes into force on a date that may be fixed by proclamation of the Lieutenant Governor in Council.

EXPLANATORY NOTES

SECTION 1 changes the name of the Act to the *Maritime Provinces Harness Racing Commission Act*.

SECTION 2 amends subsection 1(1) of the Act to repeal the definition of “Atlantic Provinces”, which is no longer applicable to the Commission, and add a new definition of “Maritime Provinces”. Clause 1(1)(b) of the Act is amended to change the name of the Commission.

SECTION 3 amends section 2 of the Act to state that the purpose of the Act is to govern, regulate and ensure the integrity of harness racing in the Maritime Provinces.

SECTION 4 repeals subsection 3(1) of the Act and substitutes a new section 3(1) that provides that the Atlantic Provinces Harness Racing Commission, continued by the Council of Maritime Premiers under section 3(1) of the *Atlantic Provinces Harness Racing Commission Act* R.S.P.E.I. 1988, Cap. A-22.1, as it read immediately prior to these amendments, is continued as the Maritime Provinces Harness Racing Commission. It also amends subsection 3(3) of the Act to state that the Commission has unified jurisdiction throughout the Maritime Provinces.

SECTION 5 repeals subsection 4(1) of the Act and substitutes a new subsection 4(1) to provide that the Commission consists of six members, of whom two are nominated by the Lieutenant Governor in Council on the recommendation of the Minister. The section also amends subsection 4(3) to delete the words “Atlantic Provinces” and substitute the words “Maritime Provinces”.

SECTION 6 repeals subsection 5(2) of the Act and substitutes a new subsection 5(2) that establishes that four members of the Commission constitute a quorum, with at least one member from each of the Maritime Provinces being present.

SECTION 7 amends subsection 15(7) of the Act to eliminate gendered wording.

SECTION 8 amends section 16 of the Act to change the scope of the section from the Atlantic Provinces to the Maritime Provinces.

SECTION 9 amends clause 18(1)(b) and subsection 18(2) of the Act to change “Atlantic Provinces” to “Maritime Provinces”.

SECTION 10 repeals section 19.1 of the Act, which was a transitional provision that is now spent, and substitutes a new transitional provision to confirm that those persons who are members of the former Commission from the Maritime Provinces on the day the section comes into force continue as members of the Maritime Provinces Harness Racing Commission in accordance with the terms of their appointments, and continue to have the authority to hear and decide matters in accordance with section 14.

SECTION 11 amends the Act by adding a new section 19.2 that confirms that those persons who were members of the former Commission from the Province of Newfoundland and Labrador and were involved in a hearing that was commenced but not concluded immediately prior to the coming into force of this section remain seized of the matter and shall conclude it in accordance with section 14.

SECTION 12 provides for the commencement of the Act.

(Bill No. 65)

**An Act to Amend the Atlantic Provinces Harness
Racing Commission Act**

<i>STAGE:</i>	<i>DATE:</i>
<i>1st Reading:</i>	November 5, 2024
<i>2nd Reading:</i>	
<i>To Committee:</i>	
<i>Reported:</i>	
<i>3rd Reading and Pass:</i>	
<i>Assent:</i>	

SIGNATURES:

Honourable Dr. Wassim Salamoun, Lieutenant Governor

Honourable Darlene Compton, Speaker

Joseph Jeffrey, Clerk

Hon. Jill Burridge
Minister of Finance

GOVERNMENT BILL

2024
1st SESSION, 67th GENERAL ASSEMBLY