

**P.E.I. COLLECTION  
LIBRARY OF U.P.E.I.**



**THE ACTS**

**OF THE**

**GENERAL ASSEMBLY**

**OF**

**PRINCE EDWARD ISLAND**

**1981**

**THIRD SESSION OF THE FIFTY-FIFTH GENERAL ASSEMBLY**

Charlottetown  
Printed and Published by Authority of  
G. William K. Auld, Queen's Printer  
1981

**LIBRARY USE ONLY**

## CHAPTER 18

### Interpretation Act

(Assented to April 24th, 1981)

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

#### 1. In this Act

Definitions

- (a) "Act" means an Act of the Legislature;
- (b) "enact" includes to issue, make, establish or prescribe;
- (c) "enactment" means an Act or a regulation or any portion of an Act or regulation;
- (d) "public officer" includes any person in the public service of the province
  - (i) who is authorized by or under an enactment to do or enforce the doing of an act or thing or to exercise a power, or
  - (ii) upon whom a duty is imposed by or under an enactment;
- (e) "regulation" means a regulation, order, rule, form, tariff of costs or fees, proclamation or bylaw enacted
  - (i) in the execution of a power conferred by or under the authority of an Act, or
  - (ii) by or under the authority of the Lieutenant Governor in Council,
 but does not include an order of a court or an order made by a public officer or administrative tribunal in a dispute between two or more persons;
- (f) "repeal" includes revoke, cancel or rescind.

#### APPLICATION

2.

- (1) Every provision of this Act extends and applies to every enactment, whether enacted before or after the commencement of this Act, unless a contrary intention appears in this Act or in the enactment.

Application

38. (1) Where an enactment provides that the Lieutenant Governor in Council or any other person may make regulations, the enactment shall be construed as empowering the Lieutenant Governor in Council or such other person, for the purpose of carrying out the provisions of the enactment according to their intent, Regulations
- (a) to make such regulations as are considered necessary and advisable, are ancillary thereto, and are not inconsistent therewith;
  - (b) to provide for administrative and procedural matters for which no express, or only partial, provision has been made;
  - (c) to limit the application of a regulation as to time or place or both;
  - (d) to prescribe the amount of any fee authorized by the enactment;
  - (e) to provide, with respect to any provision of a regulation made or approved by the Lieutenant Governor in Council, that its contravention constitutes an offence; and
  - (f) to provide that a person who is guilty of an offence created under clause (e) is liable to a penalty specified in the regulations.
- (2) Every regulation made under the authority of an enactment has the force of law.
39. Where an enactment provides that another enactment applies, it applies with the necessary changes and so far as it is applicable. *Mutatis mutandis*
40. Section 2 of the *Time Uniformity Act* R.S.P.E.I. 1974, Cap. T-3 is amended by the deletion of the words "the Standard Time as established by clause 20(m) of the *Interpretation Act* R.S.P.E.I. 1974, Cap. I-6" and the substitution therefor of the words "Atlantic Standard Time". Amendments
41. The *Interpretation Act* R.S.P.E.I. 1974, Cap. I-6 is repealed. Repeal
42. This Act comes into force on such date as may be fixed by proclamation of the Lieutenant Governor in Council. Commencement