

Lands Act

Notice of Intent, Section 7

Lands Act, SNL 1991 c36 as amended

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries, Forestry and Agriculture, Crown Lands Division, to acquire title, pursuant to section 7(2)_____ of the said Act, to that piece of Crown lands situated within 15 metres of the waters of

_____ for the purpose of

The application may intrude on the 15 metre shoreline of the above mentioned water body (bodies) in various locations. For a detailed map, please see the Department's website:

www.gov.nl.ca/crownlands/shoreline-development-application-and-notifications/. It may take up to 5 days from the date of application for details to appear.

Any person wishing to object to an application must file the reason for their objection in writing to the Minister of Fisheries, Forestry and Agriculture. Objections must be received within 30 days of the publication date on the Department's website, (www.gov.nl.ca/crownlands/shoreline-development-application-and-notifications/) and must be forwarded by mail or email to the nearest Regional Lands Office:

Eastern Regional Lands Office

Howley Building, Higgins Line, P.O. Box 8700, , St. John's, NL, A1B 4J6
Email: easternlandsoffice@gov.nl.ca

Central Regional Lands Office

Fraser Mall, P.O. Box 2222, Gander, NL, A1V 2N9
Email: centrallandsoffice@gov.nl.ca

Western Regional Lands Office

192 Wheeler's Road, P.O. Box 2006, Corner Brook, NL, A2H 6J8
Email: westernregionlands@gov.nl.ca

Labrador Regional Lands Office

15 Cherrywood Drive, P.O. Box 3014, Station B, Happy Valley-Goose Bay, NL, A0P 1E0
Email: labradorlandsoffice@gov.nl.ca

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Lands Act (SNL 1991 c36 as amended)

Reservation of shoreline

7. (1) Where Crown lands that border on a lake, pond, river, the seashore or foreshore are granted, leased or licensed under this Part, it is considered, in the absence of an express grant, lease or licence of those Crown lands, that a strip of Crown lands not less than 15 metres wide around and adjoining the lake, pond, seashore or foreshore or along each bank of the river was not intended to pass and did not pass to the grantee, lessee or licensee.

(2) A grant, lease or licence of a strip of Crown lands around and adjoining a lake, pond, seashore or foreshore or along each bank of a river that is otherwise reserved under subsection (1) may be issued by the minister under the following circumstances:

- (a) where an applicant demonstrates that a grant, lease or licence of the land is necessary for the purpose of an industrial undertaking and the grant, lease or licence would not cause undue injury to the rights of others;
- (b) to enable a person to carry on aquaculture;
- (c) where a structure that is being used as a residence and was erected before the coming into force of this section intrudes on the reservation, to the extent of the intrusion only; and
- (d) for the purpose of giving a licence only for the construction of boat houses, wharves, slipways, airplane hangars, recreational trails or other structures for recreational purposes prescribed by the minister to the extent that they intrude on the reservation.

(3) A grant, lease or licence under subsection (2) does not convey exclusive hunting or fishing rights, except as provided by the *Aquaculture Act*, to the grantee, lessee or licensee.

(4) A grant, lease or licence issued under paragraph (2)(c) or (d) shall not permit a grantee, lessee or licensee to restrict access to the reservation on the part of the general public by erecting a fence or by other means.

(5) The department shall publish the following information with respect to an application made under this section on its website within 5 days of the date the application is received:

- (a) the exception under which the application is being made;
- (b) a description of the lands in respect of which the application is being made; and
- (c) notice that a person who wishes to object to the application must file the objection with reasons for it with the minister within 30 days from the date the notice is posted on the department's website.

(6) An applicant for a grant, lease or licence under subsection (2) shall publish a notice of his or her application

- (a) in the *Gazette* within 21 days of submitting his or her application; and
- (b) in any other location the minister considers necessary.

(7) The notice required by subsection (6) shall state the information listed in subsection (5) and any other information prescribed by the minister.

(8) The minister may include in a grant, lease or licence issued under subsection (2) those terms and conditions that he or she considers necessary.

(9) An application under this section is not required where a person makes an application for a grant under subsection 36(3) or 36(4) in respect of lands which include a strip of Crown lands around and adjoining a lake, pond, seashore or foreshore or along each bank of a river that is otherwise reserved under subsection (1).