



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I
PUBLISHED BY AUTHORITY

Vol. 98

ST. JOHN'S, FRIDAY, JUNE 30, 2023

No. 26

MINERAL ACT

NOTICE

Published in accordance with section 62 of CNLR 1143/96 under the *Mineral Act*, RSNL1990 cM-12 as amended.

Mineral rights to the following mineral licenses have reverted to the Crown:

Mineral License 32762M
held by Simms, Herb
on map sheet 01N/07, 01N/06

Mineral License 32781M
held by Duffitt, Margaret
on map sheet 12A/07

Mineral License 32782M
held by Duffitt, Alexander S.
on map sheet 12A/06

Mineral License 32783M
held by Duffitt, Alexander S.
on map sheet 12A/03, 12A/06

Mineral License 32784M
held by Duffitt, Alexander S.
on map sheet 12A/06

Mineral License 32785M
held by Snook, Robert
on map sheet 12A/07

Mineral License 32786M
held by Snook, Robert
on map sheet 12A/07

Mineral License 32787M
held by Snook, Robert
on map sheet 12A/07

Mineral License 32854M
held by Taylor, Judy
on map sheet 12A/02, 12A/07

Mineral License 32859M
held by Russell, Gerald Terrance
on map sheet 12B/08

Mineral License 32890M
held by Lewis, Nigel
on map sheet 11O/10

Mineral License 32926M
held by Bell, Carson
on map sheet 12B/01

| | |
|--------------------------------------|--|
| Mineral License held by on map sheet | 32927M Bell, Carson 12A/11 |
| Mineral License held by on map sheet | 32928M Bell, Carson 12A/11 |
| Mineral License held by on map sheet | 32938M United Gold Inc. 11P/12 |
| Mineral License held by on map sheet | 32954M Bell, Carson 12H/05 |
| Mineral License held by on map sheet | 33029M Russell, Gerald Terrance 12B/10 |
| Mineral License held by on map sheet | 33161M Taylor, Judy 12H/16 |
| Mineral License held by on map sheet | 33173M Chan, Lai Lai 01N/05 |
| Mineral License held by on map sheet | 33182M Ryan, Kevin 01N/05 |
| Mineral License held by on map sheet | 33186M Ryan, Kevin 01N/05 |
| Mineral License held by on map sheet | 33188M Mercer, Roderick 12H/15 |
| Mineral License held by on map sheet | 33282M Delic, Andrew 12A/05 |
| Mineral License held by on map sheet | 33283M Fox, Natasha Khan 12H/05 |
| Mineral License held by on map sheet | 33289M Hicks, Darrin 11O/16 |
| Mineral License held by on map sheet | 33290M Hicks, Darrin 11O/16 |
| Mineral License held by on map sheet | 33314M Hicks, Darrin 12A/07, 12A/06 |

Mineral License held by on map sheet 33315M
Hicks, Cameron
12A/07

Mineral License held by on map sheet 33339M
Mercer, Roderick
12A/13

The lands covered by this notice except for the lands within Exempt Mineral Lands, the Exempt Mineral Lands being described in CNLR 1143/96 and NLR 71/98, 104/98, 97/00, 36/01, 31/04, 78/06, 8/08, 28/09, 5/13 and 3/17 and outlined on 1:50 000 scale digital maps maintained by the Department of Industry, Energy and Technology, will be open for staking after the hour of 9:00 a.m. on the 32nd clear day after the date of this publication.

DEPARTMENT OF INDUSTRY,
ENERGY AND TECHNOLOGY
Trina Adams, Mineral Claims Recorder

June 30

URBAN AND RURAL PLANNING ACT, 2000

**NOTICE OF REGISTRATION
TOWN OF CLARENVILLE
MUNICIPAL PLAN, 2022-2032 AND
DEVELOPMENT REGULATIONS, 2022-2032**

TAKE NOTICE that the TOWN OF CLARENVILLE MUNICIPAL PLAN, 2022-2032 AND DEVELOPMENT REGULATIONS 2022-2032 adopted on the 11th day of October 2022 and approved on the 7th day of March 2023, have been registered by the Minister of Municipal and Provincial Affairs.

THAT the TOWN OF CLARENVILLE MUNICIPAL PLAN 2022-2032 AND DEVELOPMENT REGULATIONS 2022-2032 come into effect on the day that this notice is published in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of these documents may do so at the Town Office during normal working hours.

TOWN OF CLARENVILLE
Town Clerk

June 30

LANDS ACT

**NOTICE OF INTENT, SECTION 7
LANDS ACT, SNL1991 c36 AS AMENDED**

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries, Forestry and Agriculture Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Baie Verte, for the purpose of a boathouse and wharf.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <https://www.gov.nl.ca/ffa/lands/sec7notifications/>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website.

Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of notice on the Department of Fisheries, Forestry and Agriculture website, Crown Lands, <https://www.gov.nl.ca/ffa/lands/>, to the Minister of Department of Fisheries, Forestry and Agriculture by mail or email to the nearest Regional Lands Office:

- Eastern Regional Lands Office, P.O. Box 8700, Howley Building, Higgins Line, St. John's, NL, A1B 4J6 Email: easternlandsoffice@gov.nl.ca
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: centrallandsoffice@gov.nl.ca
- Western Regional Lands Office, P.O. Box 2006, Sir Richard Squires Building, Corner Brook, NL, A2H 6J8 Email: westernregionlands@gov.nl.ca
- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: labradorlandsoffice@gov.nl.ca

(DISCLAIMER: *The Newfoundland and Labrador Gazette* publishes a NOTICE OF INTENT as received from the Applicant and takes no responsibility for errors or omissions in the property being more particularly described.)

June 30

**NOTICE OF INTENT, SECTION 7
LANDS ACT, SNL1991 c36 AS AMENDED**

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries, Forestry and Agriculture Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Cape Broyle Pond, for the purpose of a wharf.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <https://www.gov.nl.ca/ffa/lands/sec7notifications/>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website.

Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of notice on the Department of Fisheries, Forestry and Agriculture website, Crown Lands, <https://www.gov.nl.ca/ffa/lands/>, to the Minister of Department of

Fisheries, Forestry and Agriculture by mail or email to the nearest Regional Lands Office:

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June 30

**NOTICE OF INTENT, SECTION 7
LANDS ACT, SNL1991 c36 AS AMENDED**

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries, Forestry and Agriculture Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Little Gull Pond (Deer Park Road), for the purpose of a wharf.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <https://www.gov.nl.ca/ffa/lands/sec7notifications/>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website.

Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of notice on the Department of Fisheries, Forestry and Agriculture website, Crown Lands, <https://www.gov.nl.ca/ffa/lands/>, to the Minister of Department of Fisheries, Forestry and Agriculture by mail or email to the nearest Regional Lands Office:

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- Western Regional Lands Office, P.O. Box 2006, Sir Richard Squires Building, Corner Brook, NL, A2H 6J8 Email: westernregionlands@gov.nl.ca

- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0
Email: labradorlandsoffice@gov.nl.ca

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June 30

**NOTICE OF INTENT, SECTION 7
LANDS ACT, SNL1991 c36 AS AMENDED**

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries, Forestry and Agriculture Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Parsons Pond, for the purpose of a fishing shed and wharf.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <https://www.gov.nl.ca/ffa/lands/sec7notifications/>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website.

Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of notice on the Department of Fisheries, Forestry and Agriculture website, Crown Lands, <https://www.gov.nl.ca/ffa/lands/>, to the Minister of Department of Fisheries, Forestry and Agriculture by mail or email to the nearest Regional Lands Office:

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June 30

**NOTICE OF INTENT, SECTION 7
LANDS ACT, SNL1991 c36 AS AMENDED**

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries, Forestry and Agriculture Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Riverhead Longpond, for the purpose of a wharf.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <https://www.gov.nl.ca/ffa/lands/sec7notifications/>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website.

Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of notice on the Department of Fisheries, Forestry and Agriculture website, Crown Lands, <https://www.gov.nl.ca/ffa/lands/>, to the Minister of Department of Fisheries, Forestry and Agriculture by mail or email to the nearest Regional Lands Office:

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Email: easternlandsoffice@gov.nl.ca
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- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0
Email: labradorlandsoffice@gov.nl.ca

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June 30

TRUSTEE ACT

ESTATE NOTICE

IN THE MATTER OF the Estate of JULIAN DUST, late of Corner Brook, NL in the Province of Newfoundland and Labrador, Deceased.

ALL PERSONS claiming to be creditors of, or who have any claims or demands either as beneficiaries or next-of-kin (by full or half blood, legal adoption or marriage) upon or

affecting, the Estate of JULIAN DUST, gentleman, who died at St. John's, NL on or about 1st day of January, 2023, are hereby requested to send particulars thereof in writing, duly attested, to: Office of the Public Trustee, Viking Building, Suite 401 - 136 Crosbie Road, St. John's, NL A1B 3K3.

Particulars will be received by the Public Trustee, as Administrator of the Estate of Julian Dust, on or before 30th, of July, 2023, after which date the said Administrator will proceed to distribute the Estate having regard only to the claims of which he then shall have had notice.

DATED at the City of St. John's, in the Province of Newfoundland and Labrador, this 30th day of June, 2023.

OFFICE OF THE PUBLIC TRUSTEE
Administrator of the Estate of
JULIAN DUST

ADDRESS FOR SERVICE:
Viking Building
Suite 401 - 136 Crosbie Road
St. John's, NL A1B 3K3

Tel: (709) 729-4832
Tel: (709) 729-0850
Fax: (709) 729-3063

June 30

ESTATE NOTICE

IN THE MATTER OF the Estate and Effects of late RUBY FREAKE, of the Town of Norris Arm North, in the Province of Newfoundland and Labrador, Retired Person, Deceased.

ALL PERSONS claiming to be creditors of or who have any claims or demands upon or affecting the Estate of RUBY FREAKE, the aforesaid deceased, who died at Lewisporte, in the Province of Newfoundland and Labrador on or about the 11th day of March, 2023, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Executor of the Estate on or before the 3rd day of July, 2023 after which date the Executor have had notice.

DATED at the Town of Gander, Newfoundland and Labrador, this 13th day of June, 2023.

PEDDLE LAW
Solicitor for the Executor
PER: MICHAEL D. PEDDLE

ADDRESS FOR SERVICE:
Peddle Law
P.O.Box 563
137 Bennett Drive
Gander, NL A1V 2E1

Tel: (709) 651-4949
Fax: (709) 651-4951

June 23 & 30

ESTATE NOTICE

IN THE MATTER OF the Estate and Effects of late JAMES MAXWELL HODDINOTT of Gander, in the Province of Newfoundland and Labrador, retired Pharmacist, Deceased.

ALL PERSONS claiming to be creditors of or who have any claims or demands upon or affecting the Estate of JAMES MAXWELL HODDINOTT, the aforesaid deceased, who died at Gander, in the Province of Newfoundland and Labrador on or about the 28th day of August, 2022, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Executors of the Estate. on or before the 3rd day of July, 2023 after which date the Executors will proceed to distribute the said Estate having regard only to the claims of which they shall then have had notice.

DATED at the Town of Gander, Newfoundland and Labrador, this 13th day of June, 2023.

PEDDLE LAW
Solicitor for the Administrator
PER: MICHAEL D. PEDDLE

ADDRESS FOR SERVICE:
Peddle Law
P.O.Box 563
137 Bennett Drive
Gander, NL A1V 2E1

Tel: (709) 651-4949
Fax: (709) 651-4951

June 23 & 30

ESTATE NOTICE

IN THE MATTER OF the Estate and Effects of late GERTIE MARCELLA HOLLOWAY of Mount Pearl, in the Province of Newfoundland and Labrador, retired, Deceased.

ALL PERSONS claiming to be creditors of or who have any claims or demands upon or affecting the Estate of GERTIE MARCELLA HOLLOWAY, the aforesaid deceased, who died at Mount Pearl, in the Province of Newfoundland and Labrador on or about the 19th day of February, 2023, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Executrix of the Estate on or before the 3rd day of July, 2023 after which date the Executrix will proceed to distribute the said Estate having regard only to the claims of which she shall then have had notice.

DATED at the Town of Gander, Newfoundland and Labrador, this 13th day of June, 2023.

PEDDLE LAW
Solicitor for the Administrator
PER: MICHAEL D. PEDDLE

ADDRESS FOR SERVICE:

Peddle Law
P.O.Box 563
137 Bennett Drive
Gander, NL A1V 2E1

Tel: (709) 651-4949
Fax: (709) 651-4951

June 23 & 30



THE NEWFOUNDLAND AND LABRADOR GAZETTE

**PART II
SUBORDINATE LEGISLATION
FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT**

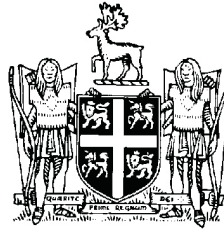
Vol. 98

ST. JOHN'S, FRIDAY, JUNE 30, 2023

No. 26

NEWFOUNDLAND AND LABRADOR REGULATIONS

**NLR 49/23
NLR 50/23
NLR 51/23
NLR 52/23
NLR 53/23**



**NEWFOUNDLAND AND LABRADOR
REGULATION 49/23**

Special By-Election for the Town of Red Bay Order
under the
Municipal Elections Act

(Filed June 28, 2023)

Under the authority of section 7 of the *Municipal Elections Act*, I
make the following Order.

Dated at St. John's, June 27, 2023.

Judith Hearn
Deputy Minister of Municipal and Provincial Affairs

ORDER

Analysis

1. Short title
2. Special by-election.
3. Returning officer

Short title

1. This Order may be cited as the *Special By-Election for the Town of Red Bay Order*.

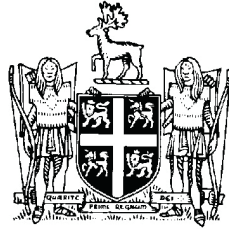
Special by-election.

2. A special by-election to elect 5 members to the town council shall be held in the Town of Red Bay on August 1, 2023.

Returning officer

3. Sadie Howell is appointed as the returning officer for the purpose of conducting the by-election referred to in section 2.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 50/23**

Endangered Species List Regulations (Amendment)
under the
Endangered Species Act
(O.C. 2023-168)

(Filed June 29, 2023)

Under the authority of sections 7 and 44 of the *Endangered Species Act*, the Minister of Fisheries, Forestry and Agriculture, with the approval of the Lieutenant-Governor in Council, makes the following regulations.

Dated at St. John's, June 29, 2023.

Elvis Loveless
Minister of Fisheries, Forestry and Agriculture

Krista Quinlan
Clerk of the Executive Council

REGULATIONS

Analysis

1. Sch. B Amdt.
2. Sch. C Amdt.

NLR 57/02
as amended

1. Schedule B of the *Endangered Species List Regulations* is amended by deleting the species "American Marten (Island of Newfoundland Population) – *Martes americana atrata*".

2. Schedule C of the regulations is amended by

- (a) adding immediately after the species "American Eel – *Anguilla rostrata*" the species "American Marten (Island of Newfoundland Population) – *Martes americana atrata*"; and**
- (b) adding immediately after the species "Common Nighthawk - *Chordeiles minor*" the species "Dense Draba – *Draba pycnosperma*".**

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**NEWFOUNDLAND AND LABRADOR
REGULATION 51/23**

Members' Resources and Allowances Rules (Amendment)
under the
House of Assembly Accountability, Integrity and Administration Act

(Filed June 29, 2023)

Under the authority of subsections 15(5) and 20(7) and section 64 of the *House of Assembly Accountability, Integrity and Administration Act*, as tabled before the House of Assembly Management Commission on February 22, 2023 and distributed to each member of the House of Assembly and posted on the House of Assembly website on March 6, 2023 and as approved by the House of Assembly Management Commission on June 14, 2023, the House of Assembly Management Commission makes the following rules.

Dated at St. John's, June 27, 2023.

Derek Bennett
Chairperson, House of Assembly Management Commission
and Speaker of the House of Assembly

RULES

Analysis

1. Sch. A R&S

SNL2007 cH-10.01
Schedule
as amended

**1. Schedule A of the *Members' Resources and Allowances Rules*
is repealed and the following substituted:**

Schedule A

**House Operations
Estimates of Intra-constituency Costs**

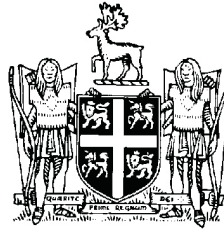
| District No. | Electoral District | Total |
|---------------------|------------------------------------|--------------|
| 1 | Baie Verte - Green Bay | \$14,100 |
| 2 | Bonavista | \$12,200 |
| 3 | Burgeo - La Poile | \$14,100 |
| 4 | Burin - Grand Bank | \$12,200 |
| 5 | Cape St. Francis | \$5,600 |
| 6 | Carbonear - Trinity - Bay de Verde | \$8,200 |
| 7 | Cartwright - L'Anse au Clair | \$26,800 |
| 8 | Conception Bay East - Bell Island | \$8,400 |
| 9 | Conception Bay South | \$5,600 |
| 10 | Corner Brook | \$5,600 |
| 11 | Exploits | \$8,200 |
| 12 | Ferryland | \$12,200 |
| 13 | Fogo Island - Cape Freels | \$14,100 |
| 14 | Fortune Bay - Cape La Hune | \$12,200 |
| 15 | Gander | \$8,200 |
| 16 | Grand Falls - Windsor - Buchans | \$8,200 |
| 17 | Harbour Grace - Port de Grave | \$5,600 |
| 18 | Harbour Main | \$8,200 |
| 19 | Humber - Bay of Islands | \$8,200 |
| 20 | Humber - Gros Morne | \$12,200 |
| 21 | Labrador West | \$5,600 |
| 22 | Lake Melville | \$12,200 |
| 23 | Lewisporte - Twillingate | \$12,200 |
| 24 | Mount Pearl - Southlands | \$5,600 |
| 25 | Mount Pearl North | \$5,600 |
| 26 | Mount Scio | \$5,600 |
| 27 | Placentia - St. Mary's | \$12,200 |
| 28 | Placentia West - Bellevue | \$14,100 |
| 29 | St. Barbe - L'Anse aux Meadows | \$14,100 |
| 30 | St. George's - Humber | \$14,100 |
| 31 | St. John's Centre | \$5,600 |
| 32 | St. John's East - Quidi Vidi | \$5,600 |
| 33 | St. John's West | \$5,600 |
| 34 | Stephenville - Port au Port | \$8,200 |

*Members' Resources and Allowances Rules
(Amendment)*

51/23

| District No. | Electoral District | Total |
|---------------------|---------------------------------|-------------------------|
| 35 | Terra Nova | \$12,200 |
| 36 | Topsail - Paradise | \$5,600 |
| 37 | Torngat Mountains | \$20,700 |
| 38 | Virginia Waters - Pleasantville | \$5,600 |
| 39 | Waterford Valley | \$5,600 |
| 40 | Windsor Lake | \$5,600 |
| | Total | <u>\$391,700</u> |

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**NEWFOUNDLAND AND LABRADOR
REGULATION 52/23**

Income and Employment Support Regulations (Amendment)
under the
Income and Employment Support Act
(O.C. 2023-169)

(Filed June 29, 2023)

Under the authority of section 52 of the *Income and Employment Support Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, June 29, 2023.

Krista Quinlan
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|---|---|
| 1. S.2 Amdt. Definitions | 4. S.6 Amdt. Criteria to assess information |
| 2. S.4 Amdt. Residency required | 5. S.7 Amdt. Responsibilities of applicant or recipient |
| 3. S.5 Amdt. Information which may be required to assess or review eligibility | 6. S.8 Amdt. Definitions |

- | | |
|--|---|
| 7. S.9 R&S Determining eligibility of applicant | 21. S.31 Amdt. Financial employment supports |
| 8. S.10 Amdt. Effect of lump sum payment on continued eligibility | 22. S.34 Amdt. Criteria to assess application |
| 9. S.12 Amdt. Exemptions | 23. S.35 Amdt. Information which may be required to assess or review eligibility |
| 10. S.16 Amdt. Rent or mortgage | 24. S.36 Amdt. Responsibilities of an applicant or recipient |
| 11. S.17 Amdt. Start up allowance | 25. S.37 Amdt. Wage subsidy programs |
| 12. S.18 Amdt. Determination of support | 26. S.41 Amdt. Work supports |
| 13. S.19 Amdt. Other income support | 27. S.44 Amdt. Use of income support to provide employment support |
| 14. S.20 Amdt. Frequency and manner of payment | 28. S.46 Amdt. Investigations |
| 15. S.22 Amdt. Special needs – eye examinations | 29. S.47 Amdt. Temporary or permanent incapacity |
| 16. S.23 Amdt. Special needs – eye glasses | 30. S.48 Amdt. Other powers and duties of officers |
| 17. S.24 Amdt. Special needs - dentures | 31. S.50 Amdt. Rate of recovery |
| 18. S.25 R&S Support trust | 32. S.56 Amdt. Internal review |
| 19. S.26 Amdt. Maximum permissible liquid assets | 33. Commencement |
| 20. S.27 Amdt. Where death is involved | |

NLR 144/04
as amended

1. Paragraph 2(i) of the *Income and Employment Support Regulations* is repealed and the following substituted:

- (i) "support trust" means a trust fund
- (i) established for the use and benefit of a person requiring supportive services as defined in paragraph (g), and
- (ii) established and maintained in a manner and under terms and conditions that the minister may establish or approve; and

2. Subsection 4(3) of the regulations is amended by deleting the words "he or she" wherever they appear and substituting the words "the recipient".

3. (1) Subsection 5(1) of the regulations is repealed and the following substituted:

Information which may be required to assess or review eligibility

5. (1) An applicant or recipient shall, where required for an assessment of the applicant's or recipient's eligibility for income support, provide the following:

- (a) proof of the applicant's or recipient's personal information which may be required by an officer;
- (b) information regarding the applicant's or recipient's citizenship or residency status, including whether the applicant or recipient is a landed immigrant or a refugee claimant;
- (c) consent for the release of, obtaining or verifying personal information about the applicant or recipient;
- (d) proof of the identity of all adults and dependents residing in the home and their relationship to the applicant or recipient;
- (e) verification of whether the applicant or recipient is renting, boarding or has responsibility for a mortgage and the length of time for which the applicant or recipient has been boarding or renting; and
- (f) other information that may be required to assess eligibility as determined by an officer

and the information required under this section shall be used for the purpose for which it was obtained and for no other purpose.

(2) Subsection 5(2) of the regulations is amended by deleting the words "his or her" and substituting the words "the recipient's".

(3) Subsection 5(3) of the regulations is amended by deleting the words "his or her" and substituting the words "the officer's".

4. (1) Paragraph 6(1)(b) of the regulations is amended by deleting the words "the applicant, his or her" and substituting the words "the applicant or the applicant's".

(2) Paragraph 6(2)(c) of the regulations is amended by deleting the number "60" and substituting the number "30".

(3) Subsection 6(3) of the regulations is repealed and the following substituted:

(3) Where an officer has assessed an application under subsection (2) and has determined that the applicant is

(a) eligible for income support, the officer shall issue income support to the applicant according to the Act, these regulations, and any policies, procedures and service standards established by the minister; or

(b) not eligible for income support, the officer shall inform the applicant of the date upon which the applicant may become eligible, as determined by the officer, and of the right to request an internal review of the determination of ineligibility and, pending the outcome of the internal review, of the right to appeal under the authority of the Act and these regulations.

5. (1) Paragraph 7(1)(f) of the regulations is amended by deleting the words "his or her" and substituting the words "the applicant's or recipient's".

(2) Subsection 7(2) of the regulations is amended by deleting the words "his or her" wherever they appear and substituting the word "the".

6. (1) Subparagraph 8(a)(i) of the regulations is amended by deleting the words "his or her" and substituting the words "an applicant's or recipient's".

(2) Subparagraph 8(a)(ii) of the regulations is amended by deleting the words and reference "referred to in subsection 25(3)".

(3) Paragraph 8(a) of the regulations is amended by deleting the word "or" at the end of subparagraph (xx), deleting the semicolon at the end of subparagraph (xxi) and substituting a comma and the word "or" and by adding immediately after that subparagraph the following:

(xxii) scholarships or bursaries.

(4) Subparagraph 8(b)(vi) of the regulations is repealed and the following substituted:

(vi) Registered Retirement Savings Plans for the value described in subsection 26(3),

(5) Subparagraph 8(b)(viii) of the regulations is repealed and the following substituted:

(viii) funds held in a support trust;

(6) Subparagraph 8(c)(i) of the regulations is amended by deleting the words "his or her" and substituting the words "the applicant's or recipient's".

(7) Subparagraph 8(c)(ii) of the regulations is repealed.

(8) Subparagraph 8(c)(viii) of the regulations is amended by deleting the words "his or her" and substituting the word "an".

(9) Subparagraph 8(d)(v) of the regulations is repealed.

7. Section 9 of the regulations is repealed and the following substituted:

Determining
eligibility of
applicant

9. (1) A person shall, in accordance with section 13 of the Act, pursue all other financial resources available to the person or the person's spouse or cohabiting partner as a condition of eligibility for income support.

(2) An applicant's eligibility for income support shall be determined based on an examination of the applicant's liquid assets and if those assets exceed the limits referred to in section 26, the applicant shall not be eligible for income support.

(3) Where an applicant's liquid assets do not exceed the limits referred to in section 26, an applicant's eligibility for income support shall be determined by evaluating the applicant's financial situation for the 30 days preceding the date of application according to the following formula:

$$BR + (.40 \times BR) + CBA \geq I - D$$

Where:

BR = the amount for maintaining a residence referred to in subsection 13(1), plus the amount for shelter referred to in paragraph 16(1)(a) or (b) if applicable, for the 30 day period before the date of application, or the amount referred to in subsection 14(1) or (2) for the 30 day period before the date of application;

CBA = a child benefit adjustment referred to in paragraph 19(1)(g) if the applicant is entitled to it;

I = the applicant's total net income calculated according to paragraphs 8(c) and 8(d) minus the deduction for expenses incurred in earning that income referred to in section 11; and

D = the deduction referred to in section 11.

(4) An applicant who is not entitled to income support according to subsection (3) may be reconsidered on the date on which the applicant's income during the preceding 30 days has decreased to the level set out in subsection (3).

(5) Notwithstanding another provision of this section, where an applicant is applying for income support due to job action at the workplace, the applicant shall not be eligible for income support.

8. Subsection 10(2) of the regulations is amended by

(a) deleting the words "his or her" and substituting the words "the recipient's"; and

(b) deleting the reference "sections 25 and 26" and substituting the reference "section 26".

9. Paragraph 12(c) of the regulations is repealed.

10. (1) Section 16 of the regulations is amended by

(a) deleting the amount "\$149" wherever it appears and substituting the amount "\$299";

(b) deleting the amount "\$372" wherever it appears and substituting the amount "\$522"; and

(c) deleting the words "his or her" and substituting the words "the recipient's".

(2) Subsection 16(4) of the regulations is repealed.

11. Section 17 of the regulations is amended by deleting the words "he or she" and substituting the words "the applicant or recipient".

12. Subsection 18(4) of the regulations is amended by deleting the words "his or her" and substituting the words "the person's".

13. (1) Paragraph 19(1)(f) of the regulations is amended by deleting the words "applicant and his or her" and substituting the words "applicant or recipient and the applicant's or recipient's".

(2) Subparagraph 19(1)(m)(ii) of the regulations is amended by deleting the words "his or her" and substituting the words "the person's".

(3) Paragraph 19(2)(b) of the regulations is amended by deleting the words "he or she" and substituting the words "the recipient".

14. Subsection 20(2) of the regulations is amended by deleting the words "his or her" and substituting the words "the recipient's".

15. Paragraph 22(1)(b) of the regulations is amended by deleting the words "he or she" and substituting the words "the applicant".

16. Paragraph 23(1)(b) of the regulations is amended by deleting the words "he or she" and substituting the words "the applicant".

17. Subsection 24(1) of the regulations is amended by deleting the words "his or her" and substituting the words "that recipient's".

18. Section 25 of the regulations is repealed and the following substituted:

Support trust

25. An officer may grant income support to an applicant or recipient over the age of 18 years who requires supportive services and for whose use and benefit there is a support trust.

19. (1) Subsection 26(1) of the regulations is repealed and the following substituted:

Maximum permissible liquid assets

26. (1) An officer may grant income support to an applicant or recipient where the applicant's or recipient's liquid assets do not exceed the following maximum permissible limits:

- (a) for one person, \$6,000; and
- (b) for 2 or more people, combined liquid assets of \$11,000.

(2) Subsection 26(3) of the regulations is repealed and the following substituted:

(3) Notwithstanding subsection (1), Registered Retirement Savings Plans owned by an applicant or recipient with a cumulative value of \$20,000 or less are exempt from the other provisions of this section.

(4) Where an applicant or recipient owns Registered Retired Savings Plans with a cumulative value greater than \$20,000, the value of the Registered Retirement Savings Plans in excess of \$20,000 shall, where the Registered Retirement Savings Plans may be liquefied, be considered a liquid asset.

20. (1) Paragraph 27(3)(a) of the regulations is amended by deleting the words "his or her" and substituting the words "the deceased person's".

(2) Paragraph 27(3)(c) of the regulations is amended by deleting the words "his or her".

(3) Subsection 27(5) of the regulations is amended by deleting the words "his or her".

21. Subsection 31(2) of the regulations is amended by deleting the words "he or she" and substituting the words "the applicant or recipient".

22. (1) Paragraph 34(2)(d) of the regulations is repealed and the following substituted:

(d) the applicant's qualifications and employment background, including education, training, the location and circumstances of the applicant's last work experience and any transferable skills the applicant may have;

(2) Paragraph 34(2)(e) of the regulations is amended by deleting the words "his or her" and substituting the words "the applicant's".

(3) Paragraph 34(2)(f) of the regulations is amended by deleting the words "his or her" and substituting the word "an".

23. Paragraph 35(1)(c) of the regulations is amended by deleting the words "him or her" and substituting the words "the applicant".

24. Subsection 36(2) of the regulations is amended by deleting the words "his or her" wherever they appear and substituting the word "the".

25. Subsection 37(5) of the regulations is repealed and the following substituted:

(5) The employer in a wage subsidy program solely determines whether to employ an eligible applicant or recipient.

26. Subsection 41(1) of the regulations is amended by deleting the words "his or her" and substituting the words "the applicant's or recipient's".

27. (1) Subsection 44(1) of the regulations is amended by deleting the words "his or her" and substituting the words "the recipient's".

(2) Paragraph 44(3)(c) of the regulations is amended by deleting the words "his or her" and substituting the words "the recipient's".

(3) Subsection 44(6) of the regulations is amended by deleting the words "he or she" and substituting the words "the recipient".

28. (1) Subparagraph 46(3)(b)(ii) of the regulations is amended by deleting the words "himself or herself" and substituting the word "themselves".

(2) Paragraph 46(4)(b) of the regulations is amended by deleting the words "his or her" wherever they appear and substituting the word "the".

29. Section 47 of the regulations is amended by deleting the words "his or her" and substituting the words "the applicant's or recipient's".

30. Paragraph 48(2)(g) of the regulations is amended by deleting the words "his or her" and substituting the word "the".

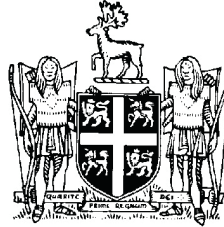
31. Subsection 50(3) of the regulations is amended by deleting the words "his or her" and substituting the words "the minister's".

32. Paragraph 56(2)(f) of the regulations is amended by deleting the words "his or her" and substituting the words "the applicant's or recipient's".

Commencement

33. These regulations come into force on July 1, 2023.

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NEWFOUNDLAND AND LABRADOR REGULATION 53/23

Revenue Administration Regulations (Amendment)
under the
Revenue Administration Act
(O.C. 2023-167)

(Filed June 29, 2023)

Under the authority of sections 107, 108.2, 111 and 113 of the *Revenue Administration Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, June 29, 2023.

Krista Quinlan
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|---|--|
| 1. S.2 Amdt. Interpretation | 3. S.5.01 Rep. Tax to be paid over – carbon tax |
| 2. S.5 Amdt. Tax to be paid over – gasoline tax | 4. S.5.1 Amdt. Tax to be paid over – RST on insurance premiums |

- | | |
|--|--|
| <ul style="list-style-type: none"> 5. S.6 Amdt. Tax to be paid over – tobacco tax 6. S.6.2 Amdt. Tax to be paid over – sugar sweetened beverage tax 7. S.7 R&S Statements to be filed 8. S.12 Amdt. Refunds 9. S.13 R&S Interport refund 10. S.14 Amdt. Refund to group tour operator 11. S.15 Amdt. Refund respecting vehicle 12. Ss.16.1 & 16.2 Rep. 16.1 Carbon tax exemptions 16.2 Industrial facility exemption 13. S.17 Amdt. Tax-exempt diesel grade gasoline 14. S.17.1 Rep. Tax-exempt light fuel oil 15. S.18.1 Rep. Other grades of carbon product 16. S.19.1 Rep. Tax-exempt uses – carbon product 17. S.20 Amdt. Retail sales tax exemptions 18. S.23 Amdt. Rebate of tax 19. S.24 Amdt. Tax-exemption permits 20. S.26 Amdt. Renewal of permits 21. S.27 Amdt. Permit return required | <ul style="list-style-type: none"> 22. S.29 Amdt. Cancellation or suspension of permits 23. S.30 Amdt. Deductions permitted 24. S.38 Amdt. Marked gasoline 25. S.41 Amdt. Duty of collector using dye 26. S.44 Amdt. Safety measures 27. S.51 Amdt. Proof of registration 28. S.52 Amdt. Records required 29. Part VI.1 Rep. Carbon Tax 30. Part VI.2 Heading Amdt. Licence Re: Gasoline 31. S.53.17 Amdt. Retail licensee 32. S.53.18 Rep. Wholesaler licence 33. S.53.19 Amdt. Price to be posted 34. S.64 Amdt. Vehicle appraisal 35. S.64.1 Amdt. Change of seller's circumstances 36. S.64.5 R&S Insurance exemptions 37. S.64.8 Rep. Tax advantage 38. S.68 Amdt. Transportation by retailer 39. S.72 Amdt. Statement of inventory 40. S.75 R&S Transportation of tobacco 41. Transitional 42. Commencement |
|--|--|

NLR 73/11
as amended

1. (1) Subparagraph 2(1)(o)(ii) of the *Revenue Administration Regulations* is amended by deleting the words "he or she" and substituting the words "the person".

(2) Paragraph 2(1)(t.1) of the regulations is repealed.

(3) Paragraph 2(1)(ll.1) of the regulations is repealed.

2. (1) Subsection 5(1) of the regulations is amended by

(a) deleting the words "by him or her";

(b) deleting the number "15th" and substituting the word "fifteenth"; and

(c) deleting the words "he or she" and substituting the words "the retailer or other person".

(2) Subsection 5(2) of the regulations is amended by deleting the words "by him or her".

(3) Subsection 5(3) of the regulations is amended by deleting the words "by him or her".

3. Section 5.01 of the regulations is repealed.

4. Subsection 5.1(4) of the regulations is amended by deleting the words "by him or her".

5. Subsection 6(3) of the regulations is amended by deleting the words "by him or her".

6. (1) Subsection 6.2(1) of the regulations is amended by

(a) deleting the words "by him or her"; and

(b) deleting the words "he or she" and substituting the words "the retailer or other person".

(2) Subsection 6.2(2) of the regulations is amended by deleting the words "by him or her".

7. Section 7 of the regulations is repealed and the following substituted:

Statements to be
filed

7. (1) A licensee shall, not later than the twentieth day of each month, file with the minister statements in the form prescribed by the minister showing the number of litres of marked diesel oil and all other marked gasoline sold by the licensee or on the licensee's behalf during the preceding month and also showing the names, addresses and permit numbers of the purchasers and the quantities purchased by them.

(2) In a calendar month where a licensee does not make sales of tax-exempt gasoline, the licensee shall file a statement to this effect on the form approved by the minister.

(3) A licensee shall, in respect of each sale of tax-exempt gasoline, issue an invoice showing the name and address of the licensee, the date of sale, the name and address of the purchaser together with the purchaser's permit number and the type, quantity and price of the gasoline sold.

(4) A licensee shall not sell tax-exempt gasoline to a person who is not a licensee or the holder of a valid permit issued in the person's name.

(5) Subsection (4) does not apply to gasoline exempted under section 16.

(6) Where an agent purchases tax-exempt gasoline on behalf of a permit holder, the invoice is to be made out in the name of the holder and signed on behalf of the holder by the holder's agent.

8. Subsection 12(2) of the regulations is amended by

(a) deleting the words "or a carbon product"; and

(b) deleting the words "or carbon product".

9. Section 13 of the regulations is repealed and the following substituted:

Interport refund

13. (1) A person who has paid tax under paragraph 51(1)(b) of the Act may apply to the minister for a refund of tax paid on the quantity of gasoline consumed travelling from a port in the province directly to a port outside the province or from a port outside the province directly to a port in the province and between a port outside the province and another port outside the province.

(2) Upon being satisfied that the tax has been paid for gasoline consumed as described in subsection (1), the minister shall refund the amount of tax referred to in subsection (1).

(3) Notwithstanding subsection (1), where at the time gasoline is sold for consumption as described in that subsection, the minister is

satisfied that the total quantity of gasoline being sold would qualify for a refund under subsection (1), the minister may authorize the sale to be made exempt from tax.

10. (1) Subsection 14(1) of the regulations is repealed and the following substituted:

Refund to group
tour operator

14. (1) A group tour operator who operates a packaged tour in the province and who either directly or through an agent has paid the tax on gasoline used in a motor bus or motor vessel engaged by the group tour operator for use in providing packaged tours may apply for a refund of the tax on the gasoline used to provide the tour.

(2) Subsection 14(2) of the regulations is amended by deleting the words "him or her" and substituting the words "the minister".

11. Section 15 of the regulations is amended by deleting the words "him or her" wherever they appear and substituting the words "the minister".

12. Sections 16.1 and 16.2 of the regulations are repealed.

13. Subsection 17(2) of the regulations is amended by deleting the words "he or she" and substituting the words "the person".

14. Section 17.1 of the regulations is repealed.

15. Section 18.1 of the regulations is repealed.

16. Section 19.1 of the regulations is repealed.

17. (1) Paragraphs 20(a) and (b) of the regulations are repealed and the following substituted:

(a) a vehicle when brought into the province by a person within 6 months after the person takes up residence in the province where

(i) the person was previously resident outside the province for a continuous period of more than 6 months, and

(ii) the vehicle

- (A) is for the person's own use, and
 - (B) was owned by the person for a period of not less than 30 days before the person takes up residence in this province;
- (b) a vehicle when brought into the province by a person for the person's own use where
- (i) the person is
 - (A) attending or about to attend an educational establishment in the province, or
 - (B) undergoing or about to undergo a course of training in the province under written articles or contract of apprenticeship or under internship, and
 - (ii) the person's residence would, apart from the attendance or training, be outside the province;

(2) Paragraph 20(c) of the regulations is amended by deleting the words "he or she" and substituting the words "the person".

(3) Subparagraph 20(g.1)(i) of the regulations is amended by deleting the words "him or her" and substituting the words "the natural persons".

(4) Subparagraph 20(g.1)(v) of the regulations is amended by deleting the words "him or her" and substituting the words "the minister".

18. (1) Subsection 23(1) of the regulations is amended by deleting the words "or a carbon product paid".

(2) Subsection 23(2) of the regulations is amended by deleting the words "or a carbon product" wherever they appear.

(3) Subsection 23(3) of the regulations is repealed and the following substituted:

(3) The minister shall issue a rebate under this section where the minister approves the application and other information that the minister required under subsection (1).

(4) Subsection 23(4) of the regulations is amended by deleting the words "he or she" wherever they appear and substituting the words "the person".

19. Subsection 24(2) of the regulations is repealed and the following substituted:

(2) Where the minister is satisfied that the applicant is entitled to purchase tax-exempt gasoline, the minister may issue to that person a permit in the form prescribed by the minister authorizing that person to purchase the types of marked gasoline indicated on it.

20. Subsection 26(1) of the regulations is amended by deleting the words "he or she is satisfied" and substituting the words "satisfied that".

21. Section 27 of the regulations is amended by deleting the words "he or she" wherever they appear and substituting the words "the person".

22. (1) Paragraph 29(1)(b) of the regulations is amended by deleting the words "his or her" and substituting the words "the person's".

(2) Paragraph 29(1)(c) of the regulations is amended by deleting the words "his or her" and substituting the word "the".

(3) Subsection 29(2) of the regulations is amended by deleting the words "his or her" and substituting the words "the permit holder's".

23. (1) Subsection 30(1) of the regulations is amended by deleting the words "his or her" and substituting the word "a".

(2) Subsection 30(2) of the regulations is repealed and the following substituted:

(2) A collector shall submit with a monthly statement, documentation which is satisfactory to the minister respecting the losses referred to in paragraph (1)(c).

24. (1) Subsection 38(1) of the regulations is amended by deleting the reference "subsection 51(b)" and substituting the reference "paragraph 51(1)(b)".

(2) Subsection 38(3) of the regulations is amended by deleting the words "him or her" and substituting the words "the collector".

25. Subsection 41(2) of the regulations is repealed and the following substituted:

- (2) A collector or an agent or employee of the collector shall
- (a) be responsible for the procurement, storage and distribution of dye;
 - (b) ensure that dye in the possession of the collector or the agent or employee of the collector which is used to colour tax-exempt gasoline is kept in a sealed container in a secure place and that it is used for no purpose other than the purpose of colouring tax-exempt gasoline in the manner prescribed by section 38; and
 - (c) keep a record of dye purchased, used, lost by spillage or other cause, or otherwise disposed of, and shall make the records available for inspection by the minister on request.

26. Subsection 44(2) of the regulations is amended by deleting the words "A licensee, his or her agent or employee" and substituting the words "A licensee or an agent or employee of the licensee".

27. Section 51 of the regulations is amended by deleting the words "his or her" and substituting the words "the operator's".

28. Section 52 of the regulations is amended by deleting the words "his or her" and substituting the words "the interjurisdictional carrier's".

29. Part VI.1 of the regulations is repealed.

30. The regulations are amended by repealing the heading "PART VI.2 LICENCE RE: GASOLINE AND CARBON PRODUCTS" and substituting the following:

**PART VI.2
LICENCE RE: GASOLINE**

31. (1) Paragraph 53.17(a) of the regulations is amended by deleting the words "and carbon product".

(2) Paragraph 53.17(c) of the regulations is amended by deleting the words "and carbon products".

32. Section 53.18 of the regulations is repealed.

33. Section 53.19 of the regulations is amended by deleting the words "and a carbon product".

34. Subsection 64(1) of the regulations is amended by deleting the words "his or her" and substituting the words "the consumer's".

35. Section 64.1 of the regulations is amended by

(a) deleting the words "his or her" wherever they appear and substituting the words "the seller's"; and

(b) deleting the words "he or she" wherever they appear and substituting the words "the seller".

36. Section 64.5 of the regulations is repealed and the following substituted:

Insurance
exemptions

64.5 The following forms of insurance shall be excluded from the application of section 91.1 of the Act:

(a) accident insurance;

(b) sickness insurance;

(c) life insurance;

- (d) automobile insurance;
- (e) marine insurance, other than marine insurance on sport watercraft, when the sport watercraft is 20 tons gross or less;
- (f) personal property insurance;
- (g) surety, guarantee or fidelity insurance;
- (h) residential mortgage default insurance;
- (i) crop insurance provided under the *Crop Insurance Act*;
- (j) livestock insurance provided under the *Livestock Insurance Act*;
- (k) tangible personal property purchased by diplomatic and consular agents, officers or employees, including spouses of those persons, who are so accredited by the Department of Global Affairs (Canada) and who have been issued identity cards authorizing the exemption in the province, provided that the person is not a Canadian citizen, nor a permanent resident of Canada, and is assigned to duty from the state the person represents and is not engaged in another occupation; and
- (l) endorsements on contracts of insurance with an effective date before July 1, 2016.

37. Section 64.8 of the regulations is repealed.

38. (1) Subsection 68(3) of the regulations is amended by deleting the words "in his or her possession" and substituting the words "possession of".

(2) Subsection 68(4) of the regulations is amended by deleting the words "his or her".

39. Subsection 72(1) of the regulations is amended by deleting the words "his or her" and substituting the words "the wholesaler's or retailer's".

40. Section 75 of the regulations is repealed and the following substituted:

Transportation of tobacco

75. A person who transports tobacco, either on the person's own behalf or on behalf of another person, shall produce upon the demand of the minister or the minister's agent all records pertaining to the person's consignments, imports and deliveries of that tobacco.

Transitional

41. Where

(a) before the coming into force of these regulations, a tax was paid on a carbon product under the *Revenue Administration Act*, and

(b) after the coming into force of these regulations, a circumstance occurs that would have resulted in an entitlement to a refund, rebate or credit under the *Revenue Administration Regulations* with respect to the tax paid on the carbon product under the *Revenue Administration Act* before the coming into force of these regulations,

the refund, rebate or credit may be provided or paid as if these regulations had not come into force.

Commencement

42. (1) These regulations, except sections 36 and 37, come into force on July 1, 2023.

(2) Sections 36 and 37 of these regulations are considered to have come into force on April 7, 2023.

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| Special By-Election for the Town of Red Bay Order | NLR 49/23 | New Extraordinary Gazette June 28, 2023 | June 30/23 p. 353 |
| Endangered Species Act | | | |
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| House of Assembly Accountability, Integrity and Administration Act | | | |
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| [In force July 1, 2023 with the exception of sections 36 and 37 which are considered to have come into force on April 7, 2023] | | | |

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|--|----------------------------|---|---|
| Revenue Administration Act | | | |
| Revenue Administration Regulations (Amendment) | NLR 53/23 | S.41 Amdt. S.44 Amdt. S.51 Amdt. S.52 Amdt. Part VI.1 Rep. Part VI.2 Heading Amdt. S.53.17 Amdt. S.53.18 Rep. S.53.19 Amdt. S.64 Amdt. S.64.1 Amdt. S.64.5 R&S S.64.8 Rep. S.68 Amdt. S.72 Amdt. S.75 R&S | June 30/23 p. 371 |
| [In force July 1, 2023 with the exception of sections 36 and 37 which are considered to have come into force on April 7, 2023] | | | |

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The Newfoundland and Labrador Gazette
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|---------------------------------------|-------------|------------|------------------|
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| Trustee Act - Estate Notice - 3 weeks | \$91.25 | \$13.69 | \$104.94 |
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