NOTE: Attached to the end of Part II is a list of Statutes of Newfoundland and Labrador, 2002 as enacted up to May 22, 2002.



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 77

ST. JOHN'S, FRIDAY, MAY 31, 2002

No. 22

URBAN AND RURAL PLANNING ACT

NOTICE OF REGISTRATION ST. JOHN'S DEVELOPMENT REGULATIONS AMENDMENT NUMBER 255, 2002

TAKE NOTICE that the City of St. John's Development Regulations Amendment Number 255, 2002 adopted on the 29th day of April, 2002, has been registered by the Minister of Municipal and Provincial Affairs.

In general terms the purpose of St John's Development Regulations Amendment Number 255, 2002, is to rezone a portion of the St. Joseph's Property, located at Quidi Vidi Road, to the Residential High Density (R3) Zone.

The St. John's Development Regulations Amendment Number 255, 2002, comes into effect on the day that this notice is published in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of the St. John's Development Regulations Amendment Number 255, 2002 may do so at the City of St. John's Department of Engineering and Planning Department, 3rd Floor, City Hall during regular business hours (Monday through Friday, 9:00 a.m. to 4:30 p.m.)

CITY OF ST. JOHN'S Engineering and Planning Department

NOTICE OF REGISTRATION TOWN OF TORBAY DEVELOPMENT REGULATIONS AMENDMENT NO. 2, 2002

Take notice that the Town of Torbay Development Regulations Amendment No. 2, 2002 adopted and approved on the 15th day of April, 2002, has been registered by the Minister of Municipal and Provincial Affairs.

In general terns, the purpose of the Development Regulations Amendment No. 2, 2002, is to re-designate land located off Bauline Line, formerly known as Trails End, from Residential Subdivision Area to Residential Large Lot. The purpose of the amendment is to allow for a new residential subdivision.

The Town of Torbay Development Regulations Amendment No. 2, 2002, comes into effect on the day that this notice is published in *The Newfoundland and Labrador* Gazette. Anyone who wishes to inspect a copy of the Town of Torbay Development Regulations Amendment No. 2, 2002, may do so at the Town Office, Torbay, during normal working hours.

TOWN OF TORBAY Town Clerk

May 31

QUIETING OF TITLES ACT

2002 01 T 1021

IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR

TRIAL DIVISION

NOTICE OF APPLICATION under the *Quieting of Titles Act*, R.S.N.L. 1990, Chapter Q-3, as amended;

NOTICE OF APPLICATION

NOTICE IS HEREBY GIVEN to all parties that Spencer Howe, Lee Coates and Elizabeth Seward have applied to the Supreme Court of Newfoundland and Labrador to have title to ALL THOSE pieces or parcels of land, more particularly described in Schedules "A", "B" and "C" hereto attached, of which the said Spencer Howe, Lee Coates and Elizabeth Seward claim to be the owner, investigated AND for a declaration that Spencer Howe, Lee Coates and Elizabeth Seward are the absolute owners in fee simple in possession and the said Spencer Howe, Lee Coates and Elizabeth Seaward have been ordered to publish Notice of Application as required by the above named Act. All persons having title adverse to the said title claim by the said Spencer Howe. Lee Coates and Elizabeth Seward shall file in the Registry of the Supreme Court of Newfoundland and Labrador, particulars of such adverse claim and serve the same together with an Affidavit verifying the same on the undersigned Solicitors for the Applications on or before the 15th day of July, 2002, after which date no party having any claims shall be permitted to file the same or to be heard except by special leave of the Court and subject to such conditions as the Court may deem just. All such adverse claims shall then be investigated in such manner as the Court may direct.

DATED at Manuels, in the Town of Conception Bay South, in the Province of Newfoundland and Labrador, this 10th day of May, 2002.

ROBERT R. REGULAR LAW OFFICE Solicitors for the Applicants Per: C. Brad Leyte

May 31

PARCEL "A"

ALL that piece or parcel of land situate and being on the eastern side of St. Peter's Road at Upper Gullies Newfoundland, in the electoral district of Conception Bay South, and being bounded and abutted as follows, that is to say:

BEGINNING at a point on the eastern side of St. Peter's Road at Upper Gullies said point having coordinates of North 5 259 431.701 metres and East 301 357.300 metres in the Modified Three Degree Transverse Mercator Projection for the Province of Newfoundland and Labrador, Zone One:

THENCE running along the eastern side of St. Peter's Road, North 10° 20' 00" West, 15.943 metres; thence North 3° 52' 00" West, 117.730 metres; thence North 5° 29' 00" West, 393.130 metres:

THENCE turning and running along the land of CBS Integrated School Board, North 62° 48" 00" East, 70,400 metres:

THENCE turning and running along the land originally granted to John Andrews, (volume 63 folio 84, CLR) South 11° 36' 00" East, 93,880 metres; thence South 10° 53' 00" East, 77.020 metres, thence South 11° 12' 00" East, 100. 680 metres; thence South 12° 16' 00" East, 104.651 metres; thence South 11° 00' 00" East, 108.042 metres;

THENCE turning and running along Parcel "B", South 53° 19' 02" West, 137.216 metres, more or less, to the point of commencement and containing an area of 4.695 hectares, more or less, as shown on the attached plan, dated August 2001, Job No. 01-271.

All bearings are Grid bearings referred to Grid North. All distances are horizontal ground distances.

PARCEL "B"

ALL that piece or parcel of land situate and being on the eastern side of St. Peter's Road at Upper Gullies Newfoundland, in the electoral district of Conception Bay South, and being bounded and abutted as follows, that is to say:

BEGINNING at a point on the eastern side of St. Peter's Road at Upper Gullies said point having coordinates of North 5 259 431.701 metres and East 301 357.300 metres in the Modified Three Degree Transverse Mercator Projection for the Province of Newfoundland and Labrador, Zone One;

THENCE running along the eastern side of St. Peter's Road, South 10° 20' 00" East, 23.447 metres;

THENCE turning and running along the land of now or formerly of Robert Kennedy, North 59° 36' 00" East, 57.790 metres; thence South 32° 24' 00" East, 62.840 metres;

THE NEWFOUNDLAND AND LABRADOR GAZETTE May 31, 2002

THENCE turning and running along Parcel "C", North 53° 19' 02" East, 70.606 metres;

THENCE turning and running along the Proposed CBS By-Pass Road, 90.0 metres wide, North 32° 17' 00" West, 45.794 metres; thence North 11° 36' 02" West, 48.958 metres;

THENCE turning and running along Parcel "A", South 53° 19' 02" West, 137.216 metres, more or less, to the point of commencement and containing an area of 0.805 hectares, more or less, as shown on the attached plan, dated August 2001. Job No. 01-271.

All bearings are Grid bearings referred to Grid North. All distances are horizontal ground distances.

PARCEL "C"

ALL that piece or parcel of land situate and being southeast of St. Peter's Road at Upper Gullies, Newfoundland and Labrador, in the electoral district of Conception Bay South, and being bounded and abutted as follows, that is to say:

BEGINNING at a point southeast of St. Peter's Road at Upper Gullies said point having coordinates of North 5 259 384.820 metres and East 301 445.022 metres in the Modified Three Degree Transverse Mercator Projection for the Province of Newfoundland and Labrador, Zone One.

THENCE running along Parcel "B", North 53° 19' 02' East, 70.606 metres;

THENCE turning and running along the land of William Andrews, South 32° 17' 00" East, 68.476 metres; thence South 31° 50' 00" East, 69.980 metres;

THENCE turning and running along the land now or formerly of Helen Dawe, South 59° 36' 00" Est, 69.620 metres;

THENCE turning and running along the land now or formerly of Robert Kennedy, North 32° 24' 00" West, 130.750 metres, more or less to the point of commencement and containing an area of 0.944 hectares, more or less, as shown on the attached plan, dated August 2001, Job No. 01-271.

All bearings are Grid bearings referred to Grid North. All distances are horizontal ground distances.

SCHEDULE "B"

ALL that piece or parcel of land situate, lying and being on the southeast side of the Conception Bay Highway at Kelligrews in the Electoral District of Hr. Main in the Province of Newfoundland and Labrador, Canada, and being more particularly described as follows, that is to say:

BEGINNING at a point, said point being an iron pin set in the southeast limit of the Conception Bay Highway (20.0 metres wide) said point being a distance of 152.531 metres on a bearing of N 42° 28' 11" E from Crown Land Monument Number 83G3257;

THENCE running by land of Abe Butler S 29° 37′ E a distance of 8.36 metres to an iron pin;

THENCE running S 24° 58' E a distance of 94.82 metres to an iron pin;

THENCE running S 21°15' E a distance of 7.29 metres to an iron pin;

THENCE running S 15° 13' E a distance of 9.90 metres to an iron pin;

THENCE running S 19° 52' E a distance of 88.91 metres to an iron pin;

THENCE running S 18° 33' E a distance of 33.77 metres to an iron pin;

THENCE running S 11° 49' E a distance of 31.16 metres to an iron pin;

THENCE running S 05° 48' E a distance of 26.66 metres to an iron pin;

THENCE running S 05° 05' E a distance of 85.13 metres to an iron pin;

THENCE running by land of Frank Dawe N 73° 36' E a distance of 26.04 metres to an iron pin;

THENCE running by land of M. Dawe N 05° 12' W a distance of 12.99 metres to an iron pin;

THENCE running N 03° 52' W a distance of 59.98 metres to an iron pin;

THENCE running N 03° 58' W a distance of 42.69 metres to an iron pin;

THENCE running N 15° 00' W a distance of 62.23 metres to an iron pin;

THENCE running N 19° 52' W a distance of 129.00 metres to an iron pin;

THE NEWFOUNDLAND AND LABRADOR GAZETTE May 31, 2002

THENCE running by land of M. Dawe and by land of R. Harvey N 25° 45' W a distance of 97.30 metres to an iron pin;

THENCE running along the aforementioned southeast limit of the Conception Bay Highway S 41° 01' W a distance of 32.81 metres, more or less, to the iron pin at the principal Point of Beginning.

The above described piece or parcel of land contains an area of 1.1266 hectares, the same being more particularly described as delineated on the drawing hereto attached.

All bearings refer to Grid North.

SCHEDULE "C"

All that piece or parcel of land situate, lying and being on the west side of Wharf Road, at Upper Gullies, in the Electoral District of Hr. Main, in the Province of Newfoundland and Labrador, Canada, and being more particularly described as follows; that is to say;

BEGINNING at a point, said point being an iron pin set in the west limit of Wharf Road and having co-ordinates of North 5,260,627.051 metres and East 301, 148.071 metres of the Modified Three Degree Transverse Mercator Projection for the Province of Newfoundland and Labrador;

THENCE running along the aforementioned west limit of Wharf Road S 9° 27' E a distance of 10.99 metres to an iron pin;

THENCE running S 21° 34' E a distance of 22.70 metres to an iron pin;

THENCE running S 27° 08' E a distance of 15.77 metres to an iron pin;

THENCE running by land of Newfoundland and Labrador Housing Corporation S 76° 39' W a distance of 3.67 metres to an iron pin;

THENCE running N 31° 26' W a distance of 14.64 metres to an iron pin;

THENCE running S 56° 28' W a distance of 46.63 metres to an iron pin;

THENCE running along the east bank of a small brook N 26° 12' W a distance of 28.51 metres to an iron pin;

THENCE running by land of Harvey Nurse N 57° 53' E a distance of 36.47 metres to an iron pin;

THENCE running S 43° 07′ E a distance of 5.04 metres to an iron pin;

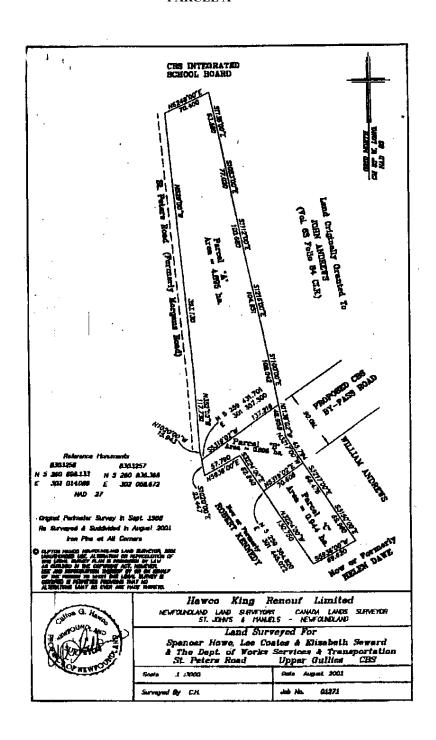
THENCE running N 49° 32' E a distance of 6.89 metres to an iron pin:

THENCE running N 26° 25' W a distance of 12.52 metres to an iron pin;

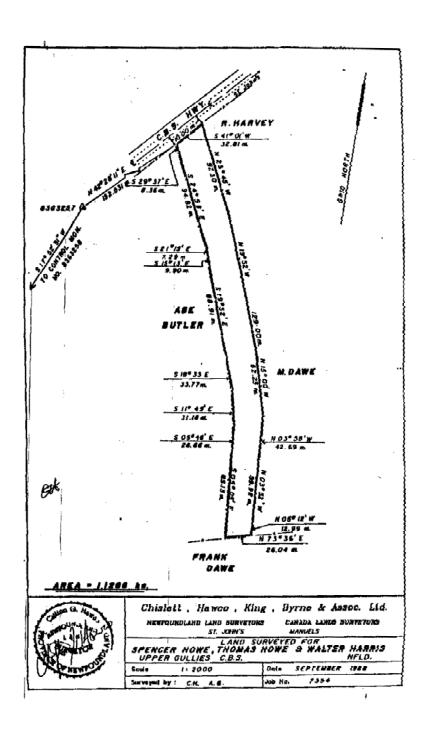
THENCE running by land of Dawe N 74° 33' E a distance of 11.74 metres, more or less, to the principal Point of Beginning. The above described piece or parcel of land contains an area of 0.156 hectares and is more particularly described as delineated on Plan 7354 hereto attached.

All bearings refer, to Grid North.

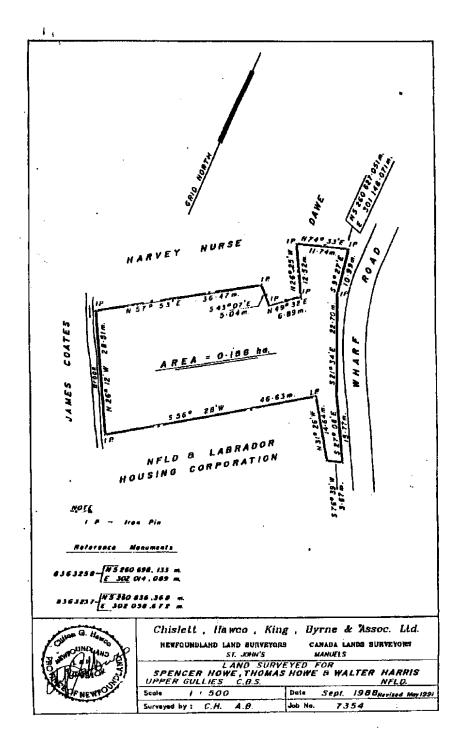
PARCEL A



PARCEL B



PARCEL C



CHANGE OF NAME ACT

C-8 RSN 1990

0 0 1001 (1990

NOTICE OF APPLICATION FOR CHANGE OF NAME

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the *Change of Name Act*, by me:-

CORAL PLEYMAN GORGE PENNY

of Smith's Harbour, Green Bay, A0K 1S0, in the Province of Newfoundland and Labrador, as follows:

To change my name from

CORAL PLEYMEN GORGE PENNY to CARL PLEMAN GEORGE PENNEY

DATED this 23rd day of May, 2002.

CORAL PLEYMEN GORGE PENNY (Signature of Applicant)

May 31

NOTICE OF APPLICATION FOR CHANGE OF NAME

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the *Change of Name Act*, by me:-

MARLENE GRINHAM

of 42A Moores Drive, Mount Pearl, A1N 3L6 in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

JESSICA ROXANNE ROSALYN MILLS to JESSICA ROXANNE ROSALYN GRINHAM DATED this 21st day of May, 2002.

MARLENE GRINHAM (Signature of Applicant)

May 31

NOTICE OF APPLICATION FOR CHANGE OF NAME

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the *Change of Name Act*, by me:-

BEVERLEY ANN AUCOIN

of Box 7, Site 4, RR#1, Port au Port, A0N 1T0, in the Province of Newfoundland and Labrador, as follows:

To change my name from

BEVERLEY ANN AUCOIN to
BEVERLY ANN O'QUINN

DATED this 14th day of May, 2002.

BEVERLEY ANN AUCOIN (Signature of Applicant)

May 31

NOTICE OF APPLICATION FOR CHANGE OF NAME

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the *Change of Name Act*, by me:-

PAUL MCNEIL

of 95 Maryland Drive, Stephenville, A2N 2V7, in the Province of Newfoundland and Labrador, as follows:

To change my name from

PAUL MCNEIL to PAUL MACNEIL

DATED this 16th day of May, 2002.

PAUL MCNEIL (Signature of Applicant)

NOTICE OF APPLICATION FOR CHANGE OF NAME

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the *Change of Name Act*, by me:-

RACHEL LORI BARNES

of 59 Allen's Road, Corner Brook, A2H 3V2, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

ANNIE LEE VERNA ALLEY to ANNIE LEE VERNA ALLEY BARNES DATED this 24th day of April, 2002.

RACHEL BARNES (Signature of Applicant)

May 31

NOTICE ANNULMENT OF CHANGE OF NAME

Under the authority vested in me by Section 23 of the *Change of Name Act*, RSN 1990, c C-8, I hereby annul the Certificate of Change of Name (No. J6214) relating to Laura Elizabeth Ashley White given on the 13th day of September, 2001.

This Annulment is effective from the date noted on this Notice.

Dated at St. John's, Newfoundland and Labrador, this 15^{th} day of May, 2002.

HONOURABLE WALTER NOEL Minister of Government Services and Lands

May 31

NOTICE ANNULMENT OF CHANGE OF NAME

Under the authority vested in me by Section 23 of the *Change of Name Act*, RSN 1990, c C-8, I hereby annul the Certificate of Change of Name (No. J6213) relating to Samantha Emily Alysson White given on the 13th day of September, 2001.

This Annulment is effective from the date noted on this Notice.

 $Dated \ at \ St. \ John's, Province of Newfoundland \ and \\ Labrador, \ this \ 15^{th} \ day \ of \ May, \ 2002.$

HONOURABLE WALTER NOEL Minister of Government Services and Lands

May 31

NOTICE ANNULMENT OF CHANGE OF NAME

Under the authority vested in me by Section 23 of the *Change of Name Act*, RSN 1990, c C-8, I hereby annul the Certificate of Change of Name (No. J6215) relating to Heather Caitlyn Alyssa White given on the 13th day of September, 2001.

This Annulment is effective from the date noted on this Notice

Dated at St. John's, Newfoundland and Labrador, this 15th day of May, 2002.

HONOURABLE WALTER NOEL Minister of Government Services and Lands



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 77 ST. JOHN'S, FRIDAY, MAY 31, 2002 No. 22

NEWFOUNDLAND AND LABRADOR REGULATIONS

NLR41/02 NLR42/02 NLR43/02



NEWFOUNDLAND AND LABRADOR REGULATION 41/02

Nurse Practitioner Regulations (Amendment) under the Registered Nurses Act

(Filed May 27, 2002)

Under the authority of section 22.1 of the *Registered Nurses Act*, the council, with the approval of the minister, makes the following regulations.

Dated at St. John's, May 21, 2002.

Sharon Smith
President of the Council of the
Association of Registered Nurses of Newfoundland

Gerald Smith Minister of Health and Community Services

REGULATIONS

Analysis

1. Sch. B Amdt.

2. Sch. C Amdt.

NLR 65/98 as amended

1. (1) Schedule B of the $\it Nurse\ Practitioner\ Regulations$ is amended under the heading "BIOCHEMISTRY"

- (a) by inserting immediately before the word "Potassium" the words "Lipid Profile"; and
- (b) by inserting immediately before the word "Urea" the words "Thyroid Stimulating Hormone".
- (2) Schedule B of the Regulations is amended under the heading "FORMS OF ENERGY".
 - (a) by adding immediately before the provision "EKG" the words "Chest X-Ray"; and
 - (b) by deleting the phrase "X-Rays for trauma (limbs) following consultation with a physician" and substituting the words "X-ray limb".

2. Schedule C of the regulations is amended

- (a) under the heading "Anti-infective Drugs" and the sub-heading "Antibiotics" and the further sub-heading "Antibiotics", by adding immediately after the words "nystatin (all forms)" the word "terazol";
- (b) by adding under the heading "Central Nervous System Drugs" and the subheading "Analgesics and Antipyretics" and the provisions following that subheading, the subheading "Antihistamines" and the words "diphenhydramine (oral and injectible)";
- (c) under the heading "Gastrointestinal Drugs" immediately after the subheading "Antiemetic" by adding before the word "metoclopramide" the words "dimenhydrinate (any route)";
- (d) under the heading "Hormones and Synthetic Substitutes" by adding immediately after the subheading "Contraceptives" the words "Depo-Provera injectable".

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NEWFOUNDLAND AND LABRADOR REGULATION 42/02

Labrador Border Zones Rebate Regulations, 2002 under the Tobacco Tax Act

(Filed May 27, 2002)

Under the authority of section 45.2 of the *Tobacco Tax Act*, I make the following regulations.

Dated at St. John's, May 22, 2002.

Joan Marie Aylward Minister of Finance

REGULATIONS

Analysis

1. Short title

3. Repeal

2. Rebate amount

4. Commencement

Short title

1. These regulations may be cited as the *Labrador Border Zones Rebate Regulations*, 2002.

2. The rebate of tax in Labrador border zones established under section 9 of the *Tobacco Tax Act* shall be

Rebate amount

- (a) for cigarettes, \$0.086 per cigarette; and
- (b) for tobacco, \$0.0574 per gram.

Repeal

3. The *Labrador Border Zones Rebate Regulations*, Newfoundland and Labrador Regulation 113/98, are repealed.

Commencement

4. These regulations are considered to have come into force on March 22, 2002.

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NEWFOUNDLAND AND LABRADOR REGULATION 43/02

Proclamation bringing the Act into force under the Massage Therapy Act (o.c. 2002-203)

(Filed May 30, 2002)

ELIZABETH THE SECOND, by the Grace of God of the United Kingdom, Canada and Her Other Realms and Territories QUEEN, Head of the Commonwealth, Defender of the Faith.

ARTHUR MAXWELL HOUSE Lieutenant-Governor

KELVIN PARSONS,Q.C. Minister of Justice

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING;

A PROCLAMATION

WHEREAS in and by section 30 of the *Massage Therapy Act*, S.N.L. 2001, cM-1.1, (the "Act") it is provided that the Act shall come into force on a day to be fixed by Proclamation of Our Lieutenant-Governor in Council;

AND WHEREAS it is deemed it expedient that the Act shall now come into force.

NOW KNOW YE, THAT We, by and with the advice of Our Executive Council of Our Province of Newfoundland and Labrador, do by this Our Proclamation declare and direct that the *Massage Therapy Act*, S.N.L. 2001, cM-1.1 shall come into force on June 1, 2002.

OF ALL WHICH OUR LOVING SUBJECTS AND ALL OTHERS whom these Presents may concern are hereby required to take notice and to govern themselves accordingly.

IN TESTIMONY WHEREOF WE have caused these Our Letters to be made Patent and the Great Seal of Newfoundland and Labrador to be hereunto affixed

WITNESS: Our trusty and well-beloved the Honourable A. M. House, Lieutenant-Governor in and for Our Province of Newfoundland and Labrador.

AT OUR GOVERNMENT HOUSE in Our City of St. John's this 28th day of May, in the year of Our Lord two thousand and two in the fifty-first year of Our Reign.

BY COMMAND,

OLIVER LANGDON Registrar General

Index

PART I

Change of Name Act — Notices of Application & Notices of Annulment256Quieting of Titles Act — Notice250Urban and Rural Planning Act — Notices249					
PART II					
CONTINUING INDEX OF SUBORDINATE LEGISLATION					
Title of Act and Subordinate Legislation made thereunder	CNR or Nfld. Reg.	Amendment	Nfld. Gazette Date & Page No.		
Massage Therapy Act					
Proclamation bringing Act into force	NLR 43/02	new	May 31/02, p.283		
Registered Nurses Act					
Nurse Practitioner Regulations (Amdt)	NLR 41/02	Amends NLR 65/98, Schs. B & C Amdt	May 31/02, p. 279		
Tobacco Tax Act					
Labrador Border Zones Rebate Regulations, 2002	NLR 42/02	R & S NLR 113/98	May 31/02, p. 281		

THE NEWFOUNDLAND AND LABRADOR GAZETTE May 31, 2002

The Newfoundland and Labrador Gazette is published from the office of Earl G. Tucker, Queen's Printer.

Copy for publication must be received before **Friday**, **4:30 p.m.**, seven days before publication, to ensure inclusion in next issue. Advertisements should be typewritten or printed legibly, separate from covering letter. Number of insertions required must be stated and the names of all signing officers typewritten or printed.

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STATUTES OF NEWFOUNDLAND AND LABRADOR 2002

Bill	Act	Chapter
2001	Third Session, 44 th General Assembly 51 Elizabeth II, 2002	2002
*65	Fishery Products International Limited (Amendment) Act	1
*49	Access to Information and Protection of Privacy Act	A-1.1
	(ASSENTED TO MARCH 14, 2002)	
2002	Fourth Session, 44 th General Assembly 51 Elizabeth II, 2002	2002
2	Interim Supply Act, 2002	2
	(ASSENTED TO MARCH 26, 2002)	
3	Supply Act, 2002	3
5	Tobacco Tax (Amendment) Act	4
6	Income Tax (Amendment) Act, 2000	5
*4	Water Resources Act	W-4.01
*1	Environmental Protection Act	E-14.2
	(ACCENTED TO MAY 22, 2002)	

(ASSENTED TO MAY 22, 2002)

In researching the law readers should note that the following Statutes of Newfoundland and Labrador, 2002 include amendments to other Statutes as listed below:

Chapter A-1.1

Access to Information and Protection of Privacy Act

(To Be Proclaimed)

Adoption Act

Auditor General Act

Citizens' Representative Act

Freedom of Information Act (Repealed)

House of Assembly Act

^{*} Bills amended in Committee of the Whole House.

Chapter E-14.2 <u>Environmental Protection Act</u>

Environment Act (Repealed)

Environmental Assessment Act, 2000 (Repealed)

Municipalities Act, 1999

Pesticides Control Act (Repealed)
Waste Management Act (Repealed)
Waste Material Disposal Act (Repealed)

Chapter W-4.01 Water Resources Act

City of Corner Brook Act City of Mount Pearl Act City of St. John's Act

Crown Lands Act (Repealed)

Expropriation Act
Hydro Corporation Act

Mineral Act

Municipalities Act, 1999

Water Resources Protection Act (Repealed)

Well Drilling Act (Repealed)

This list was prepared by the Office of the Legislative Counsel.

Questions or omissions should be brought to the attention of that Office.