



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 77

ST. JOHN'S, FRIDAY, NOVEMBER 22, 2002

No. 47

CITY OF ST. JOHN'S ACT



ST. JOHN'S MUNICIPAL COUNCIL

NOTICE

ST. JOHN'S ELECTRICAL BY-LAW

TAKE NOTICE that the St. John's Municipal Council has enacted an amendment to the ST. JOHN'S ELECTRICAL BY-LAW.

The said Amendment was passed by Council on the 4th day of November, 2002 and has been made to remove the schedule of fees contained therein and to remove all references to the said schedule of fees, thereby allowing Council to establish fees and amend fees where appropriate without requiring the enactment of a by-law.

All persons are hereby required to take notice that any person who wishes to view such By-Law may view same at the Office of the City Solicitor of the St. John's Municipal Council at City Hall, and that any person who wishes to obtain a copy thereof may obtain it at the said office upon the payment of a reasonable charge as established by the St. John's Municipal Council for such copy.

Dated this 14th day of November, 2002.

DAMIAN RYAN
City Clerk

P. O. # 45116

Nov 22

TRUSTEE ACT

ESTATE NOTICE

IN THE MATTER OF the Estate of Margaret S. Harvey, late of St. John's, in the Province of Newfoundland and Labrador, Homemaker, Widow, deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of Margaret S. Harvey, Homemaker, Widow, deceased, who died at St. John's, in the Province of Newfoundland and Labrador on or about the 31st day of May, 2002, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned solicitors for the Executor of the Estate of the late Margaret S. Harvey, on or before the 31st day of December, 2002, after which date the said Executor will proceed to distribute the said Estate having regard only to the claims of which he shall then have had notice.

Dated at St. John's, in the Province of Newfoundland and Labrador, this 5th day of November, 2002.

WHITE, OTTENHEIMER & BAKER
Solicitors for the Executor
Per: Wayne F. Spracklin, Q.C.

ADDRESS FOR SERVICE:
6th Floor, Baine Johnston Centre
10 Fort William Place
P. O. Box 5457
St. John's, NF A1C 5W4

Nov 15, 22

CHANGE OF NAME ACT

C-8 RSN 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:-

SHEREE HYNES

of 70 Light House Road, P. O. Box 681, Bell Island, A0A 4A0, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

COURTNEY MARIE GALWAY
to
COURTNEY MARIE HYNES

DATED this 14th day of November, 2002.

SHEREE HYNES
(Signature of Applicant)

Nov 22

**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:-

NANCY CARLENE SNOW

of 1721 Topsail Road, Paradise, A1L 1W4, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

KARA NOELLE AUSTIN
to
KARA NOELLE SNOW

DATED this 15th day of October, 2002.

NANCY SNOW
(Signature of Applicant)

Nov 22

**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:-

DENISE COLOMBE (YOUNG)

of P. O. Box 82, St. George's A0N 1Z0, in the Province of Newfoundland and Labrador, as follows:

To change my name from

DENISE COLOMBE
to
DENISE BENNETT

DATED this 5th day of November, 2002.

DENISE COLOMBE
(Signature of Applicant)

Nov 22

**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:-

DULCIE ENA MAE CLARKE

of 13 Prince Charles Place, St. John's, A1A 2P1, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

RYAN MICHAEL HOPKINS

to

RYAN MICHAEL CLARKE

DATED this 8th day of November, 2002.

DULCIE CLARKE
(Signature of Applicant)

Nov 22

**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:-

ROSALIND HEDD

of 710 Lakeside Drive, Labrador City, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

COURTNEY RAE FRANCES NORMAN

to

COURTNEY RAE FRANCES HEDD

DATED this 29th day of October, 2002.

ROSALIND HEDD
(Signature of Applicant)

Nov 22

**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:-

GLORIA LAVERNE HAMYLN (LAVERS)

of P. O. Box 286, Port Saunders, A0K 4H0, in the Province of Newfoundland and Labrador, as follows:

To change my name from

GLORIA LAVERNE HAMYLN

to

LAVERNE GLORIA HAMLYN

DATED this 13th day of November, 2002.

GLORIA LAVERNE HAMYLN (LAVERS)
(Signature of Applicant)

Nov 22

**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:-

BYRON EDWARD MACQUARRIE

of P. O. Box 25, Doyles, A0N 1J0, in the Province of Newfoundland and Labrador, as follows:

To change my name from

BYRON EDWARD MACQUARRIE

to

BYRON EDWARD MCQUARRIE

DATED this 7th day of November, 2002.

BYRON MACQUARRIE
(Signature of Applicant)

Nov 22

CORPORATIONS ACT

NOTICE
SECTION 341(2)

NOTICE IS HEREBY GIVEN that unless cause to the contrary be shown to or an order made by the court under Section 377 of the *Corporations Act* has been delivered to the Registrar of Companies within one hundred and twenty days from this date, the corporations listed below will be dissolved by the Registrar of Companies who will then issue a Certificate of Dissolution in the prescribed form.

NO. 0015294	D. F. Squires Electrical Limited
NO. 0015296	PINWARE RIVER FISHING LIMITED
NO. 0015340	LONE RAVEN DEVELOPMENTS LIMITED
NO. 0015408	G. and S. Limited
NO. 0015474	Phoenix Construction Limited
NO. 0015510	Graphix Limited
NO. 0015549	Communications Ten Limited
NO. 0015628	H. J. Crocker Enterprises Limited
NO. 0015774	Noel Parsley Real Estate Services Limited
NO. 0015905	TREPASSEY DRUGS LIMITED
NO. 0016009	M. & M. Foods Limited
NO. 0016028	MARITIME YACHT SALES LIMITED
NO. 0016036	Grant Chalker Real Estate Limited
NO. 0016037	June's Needleworld Limited
NO. 0016053	Compton Holdings Limited
NO. 0016144	Walsh's Cabinet Limited
NO. 0016306	Samson's Supermarket Limited
NO. 0016360	J. Barnes & Sons Limited
NO. 0016599	C. C. A. CONSTRUCTION LIMITED
NO. 0016635	Tom's Gas Bar Limited
NO. 0016651	E.T. Contracting Limited
NO. 0016703	Trophy Shop (1982) Limited
NO. 0016751	Kingsbridge Properties Limited
NO. 0016755	Connaigre Construction Limited
NO. 0016757	SPORTSTOP LIMITED
NO. 0016839	PERRO CONSTRUCTION LIMITED
NO. 0016898	ABBOTT'S RESTAURANT LIMITED
NO. 0016941	Graham Agencies Inc.
NO. 0016990	SOLFAN CONSTRUCTION LIMITED
NO. 0017099	St. Lawrence Fluorspar Limited
NO. 0017102	Metro Properties Limited
NO. 0017156	J.B.S. Enterprises Limited
NO. 0017158	Truck 'n' Trailer Services Limited
NO. 0017170	Shepherd Developments Limited
NO. 0017241	TROMSO ENTERPRISES LIMITED
NO. 0017247	Almark Construction Limited
NO. 0017273	A. J. & K. Enterprises Limited
NO. 0017283	MUTUAL INVESTMENTS LIMITED
NO. 0017388	W. M. Nolan Limited
NO. 0017412	Western Orthopedic Lab Ltd.
NO. 0017450	COJO ENTERPRISES LIMITED
NO. 0017487	Gander Truck Centre (1984) Limited
NO. 0017517	Torlan Investments Limited
NO. 0017546	Bull Arm Enterprises Limited
NO. 0017586	Fizzard's Limited
NO. 0017622	CHARCOAL PIT LIMITED

NO. 0017640	C. B. Construction Limited
NO. 0017657	PRECISION REBUILDING LIMITED
NO. 0017661	Royal Dragon Trading Company Limited
NO. 0017697	JEN-MAR CONCRETE LIMITED
NO. 017712	Headquarters Limited
NO. 0017726	The Celtics Athletic Association
NO. 0017747	Thunder Construction Limited
NO. 0017840	Sheila Gillard Studio Limited
NO. 0017913	MIFFLIN HOLDINGS LIMITED
NO. 0018185	GRACO ENTERPRISES LIMITED
NO. 0018194	BURSEY & RUSSELL MECHANICAL LIMITED
NO. 0018207	Fort William Development Limited
NO. 0018335	W.W. Holdings Limited
NO. 0018422	Sanctuary Holdings Limited
NO. 0018426	Margaret Dunn Cosmetics Limited
NO. 0018548	SOU'WEST WOODWORKS LIMITED
NO. 0018599	TARAD LIMITED
NO. 0018623	RIDGEVIEW SERVICES LIMITED
NO. 0018670	BRADSHAW'S COVE FISHERIES COMPANY LIMITED
NO. 0018702	PARSONS LOGGING AND LUMBER LIMITED
NO. 0018754	JOHN POOLE LIMITED
NO. 0018882	GILBERT E. D. EASTON LIMITED
NO. 0018894	M.A.P. ENTERPRISES LIMITED
NO. 0018942	Eric A. Gullage and Associates Limited
NO. 0018957	CAMPBELLTON FISHERIES LIMITED
NO. 0018966	HUBERT'S AUTOMOTIVE REPAIR LIMITED
NO. 0018996	CROSS COUNTRY ENTERTAINMENT LIMITED
NO. 0019024	B. & R. Mechanical Services Limited
NO. 0019113	FIRST CLASS CONSTRUCTION LIMITED
NO. 0019115	Vallis Associates Limited
NO. 0019117	ATLANTIC FISH DISTRIBUTORS LIMITED
NO. 0019181	The Junction Limited
NO. 0019279	EASTERN ROOFING LIMITED
NO. 0019325	M. & D. Auto Repairs Limited
NO. 0019369	L.G.M. Holdings Limited
NO. 0019466	MAIN BROOK FOREST PRODUCTS LIMITED
NO. 0019549	FEWERS' ENTERPRISES (1985) LIMITED
NO. 0019559	Atlantic North Limited
NO. 0019571	Shear Exploration Limited
NO. 0019591	BUCHANEER OUTBACK LIMITED
NO. 0019623	Happy Day's Kennel Limited
NO. 0019658	River Communications Limited
NO. 0019710	MICHAEL'S TAKE-OUT LIMITED
NO. 0019757	CONNAIGRE DEVELOPMENT LIMITED
NO. 0019769	Quality Kitchens Limited
NO. 0019779	Marex International Limited
NO. 0019795	REX HAYNES LIMITED
NO. 0019820	DELTA DRUGS LIMITED
NO. 0019845	J & S CONTRACTING LIMITED
NO. 0019937	FRED'S ROCK SHOP LIMITED
NO. 0019980	CANADIAN CAREER INSTITUTE LIMITED
NO. 0019995	J.D. TRUCKING LIMITED
NO. 0019999	Nutrition Limited
NO. 0020010	FREAKE'S FAMILY FOOTWEAR LIMITED

NO. 0020030	AGGIE'S LIMITED
NO. 0020049	TRI - C - Associates Limited
NO. 0020051	Complete Carpentry Limited
NO. 0020075	INSUL-WALL NEWFOUNDLAND LIMITED
NO. 0020221	DOUBLE "D" CRAFTS LIMITED
NO. 0020223	Waste Disposal Limited
NO. 0020284	Security Patio Doors Limited
NO. 0020297	TRIPLE T ENTERPRISES LIMITED
NO. 0020322	Island Imports & Exports Limited
NO. 0020324	BUTTS ENTERPRISES LIMITED
NO. 0020484	ACCUSEARCH LIMITED
NO. 0020490	F & D Enterprises Limited
NO. 0020523	Octagon Automotive Limited
NO. 0020528	S AND S SECURITY LIMITED
NO. 0020571	JESS PAUL LIMITED
NO. 0020587	JOB BUSTERS LIMITED
NO. 0020616	C.S.B.D. Construction Limited
NO. 0020624	C.C.L. Lounge Limited
NO. 0020651	A.G.M. Engineering & Contracting Limited
NO. 0020659	MASK ENTERPRISES LIMITED
NO. 0020684	Iron Rod Limited
NO. 0020844	Lobster Specialties Limited
NO. 0020865	King-Ellis Safety and Security Supplies Limited
NO. 0020876	10001 (NFLD.) LIMITED
NO. 0020886	Beothuck Farms Produce Limited
NO. 0020930	GORDON W. GENGE AND COMPANY LIMITED
NO. 0020931	CORBETT & CORBETT CONSTRUCTION LIMITED
NO. 0021030	Spruce Hill Holdings Limited
NO. 0021040	Keats, The Advertising Group Limited
NO. 0021074	TIFFANY'S LIMITED
NO. 0021076	Marisel Inc.
NO. 0021077	B & K Enterprises Limited
NO. 0021126	WEE CARE DAY CARE LIMITED
NO. 0021128	Paladin Resources Limited
NO. 0021170	JUMBLES PUB LIMITED
NO. 0021174	R. & M. Design Inc.
NO. 0021233	J & M VENTURES LIMITED
NO. 0021250	HILLTOP BLUEBERRY FARMS LIMITED
NO. 0021279	UPPER TRINITY FURS LIMITED
NO. 0021295	Eastern Atlantic Seafoods Inc.
NO. 0021312	C & S INSULATING LIMITED
NO. 0021433	Bay St. George Bricklaying Limited
NO. 0021450	QUALITY CLEANERS & PAINTERS LIMITED
NO. 0021452	QUALITY BLINDS (WESTERN) LIMITED
NO. 0021455	Humber Arm Shipbuilding Company Limited
NO. 0021586	Linda's Variety Limited
NO. 0021607	P. & P. FOOD MARKET LIMITED
NO. 0021618	MADDOX SAWMILL LIMITED
NO. 0021729	RANDELL HOMES LIMITED
NO. 0021731	Creative Toys Limited
NO. 0021749	CULL'S HOME STYLE BAKERY LIMITED
NO. 0021756	PEM TRANSPORT LIMITED
NO. 0021773	AUTO PLAZA LIMITED
NO. 0021793	Tetford Refrigeration Limited
NO. 0021826	Russell, Keough Forest Products Limited

NO. 0021830 Love a Tot Day Care Limited
NO. 0021841 Economic Development Association of Newfoundland & Labrador

INCORPORATED

NO. 0021887 Boone's Wholesale Limited
NO. 0021896 B.V.A. COMPANY LIMITED
NO. 0021903 Jenkins Construction Limited
NO. 0021934 B. & B. PAINTING COMPANY LIMITED
NO. 0021945 POLANCO LIMITED
NO. 0021969 M.M.P. ENTERPRISES LIMITED
NO. 0021973 CLAUDE'S BARBER SHOP AND BEAUTY SALON LIMITED
NO. 0021991 WATERBED DISTRIBUTERS LIMITED
NO. 0022031 Eastern Canadian Hunting & Fishing Adventures Ltd.
NO. 0022069 Stop N Snack Limited
NO. 0022078 A & S Hydraulic Sales & Services Incorporated
NO. 0022086 THE SEWING LOFT LIMITED
NO. 0022143 ROSTELLEN INN AND RESTAURANT LIMITED
NO. 0022190 Weststar Builders Ltd.
NO. 0022235 Bayside Holdings Limited
NO. 0022246 CELESTIAL ENTERPRISES LIMITED
NO. 0022262 GOR Construction Limited
NO. 0022296 Whiffens Enterprises Ltd.
NO. 0022393 VICTORIAN CARPETS CO. LTD.
NO. 0022406 Allied Enterprises Incorporated
NO. 0022415 Northern Design and Management Limited
NO. 0022422 SHANNON'S PHARMACY LTD.
NO. 0022439 Oceanview Take-Out Limited
NO. 0022489 Home Life King Real Estate Limited
NO. 0022492 CANNING BROTHERS CONSTRUCTION LIMITED
NO. 0022524 MG and CLARKE Limited
NO. 0022558 PARDY CONTRACTING LIMITED
NO. 0022569 CENTURY CONSTRUCTION INC.
NO. 0022597 C.D.K. CONTRACTING LIMITED
NO. 0022600 COMMONWEALTH DRY CLEANERS LIMITED
NO. 0022613 WACO LIMITED
NO. 0022637 WIND & WAVE LIMITED
NO. 0022695 Skyvision Satellite Inc.
NO. 0022719 Computer Concepts Limited
NO. 0022743 BEST OF THE SEA FISH MARKET LTD.
NO. 0022764 CeBec Management & Holdings Inc.
NO. 0022801 Kavanagh Woodwork Limited
NO. 0022837 M & K BATH LTD.
NO. 0022840 MILLEY'S SHEEP RANCH LIMITED
NO. 0022842 NEW-LAB SIDING LIMITED
NO. 0022928 SHUTTERED & FRAMED LTD.
NO. 0022935 Reidco Ltd.
NO. 0022936 Little Rock Fisheries Limited
NO. 0022946 SEAPORT HOLDINGS INC.
NO. 0022976 Austin's Convenience Inc.
NO. 0023013 BAR-TECH INDUSTRIES INC.
NO. 0023060 JMP FISHERIES COMPANY, INC.
NO. 0023062 CALEDONIA CONTRACTING LIMITED
NO. 0023082 Blow-Me-Down Tours Ltd.
NO. 0023085 ELKAY ENTERPRISES LIMITED

NO. 0023188	S.&J. Construction Limited
NO. 0023196	WRS CONTRACTING LIMITED
NO. 0023206	PROFESSIONAL HOME RENOVATIONS AND REPAIRS CO. LTD.
NO. 0023211	DRODGE REALTY (1988) LIMITED
NO. 0023214	ATLANTICUT LIMITED
NO. 0023232	VOKEY'S SHIPYARD LIMITED
NO. 0023234	WEST COAST SMALL ENGINE PARTS & SERVICE LIMITED
NO. 0023241	G. & R. Drywall Limited
NO. 0023313	Driver Training Academy Limited
NO. 0023324	P. Duff & Sons Limited
NO. 0023335	E.M.R. HOLDINGS LTD.
NO. 0023349	BISHOP'S PAVING LTD.
NO. 0023357	NEW-FORT LIMITED
NO. 0023369	H & H Manufacturing Incorporated
NO. 0023397	MELVILLE SHEET METAL LIMITED
NO. 0023402	M.E.J. HOLDINGS LIMITED
NO. 0023416	H.V.D. Corporate Group Inc.
NO. 0023418	TWILLINGATE BOATBUILDERS LIMITED
NO. 0023447	Arctic Seafood Processors Limited
NO. 0023449	EASTERN CARPENTRY LIMITED
NO. 0023471	PRINTSTANT LIMITED
NO. 0023473	M. J. Enterprises Incorporated
NO. 0023475	Eastern Partitions Systems Limited
NO. 0023481	SMITH'S HOME FURNITURE LIMITED
NO. 0023485	CLAYMAR HOLDINGS LIMITED
NO. 0023507	Rumbolt and Company Inc.
NO. 0023528	B & S Exercise Studio Inc.
NO. 0023556	JAR-MARK Sports Limited
NO. 0023557	M V ARCTIC PRINCESS LIMITED
NO. 0023566	GERALD MUSSEAU & SON LTD.
NO. 0023576	G & D HOLDINGS LIMITED
NO. 0023602	Cardinal Construction and Equipment Rental Limited
NO. 0023619	The Newfoundland Clam Company Limited
NO. 0023652	Westmount Construction Limited
NO. 0023746	Communications Plus Limited
NO. 0023767	Triple Crown Trading Limited
NO. 0023778	LAKLIFT CRANE RENTALS LIMITED
NO. 0023787	Homestyle Food Services Limited
NO. 0023792	TERRA NOVA AUCTIONEERS INC.
NO. 0023831	10190 Newfoundland Limited
NO. 0023857	BRITE SIGNS & DISPLAYS INC.
NO. 0023880	BENNETT'S TOURIST HOME LIMITED
NO. 0023892	Netvest Inc.
NO. 0023961	Premium Installment Plan, Inc.
NO. 0023962	10046 Newfoundland, Inc.
NO. 0023995	Earle O'Connell Holdings Limited
NO. 0024003	ITALO ITALIANO LIMITED

DATED AT ST. JOHN'S THIS 6th DAY OF NOVEMBER, 2002.

DOUGLAS LAING
Director of Commercial
Registrations

Nov 22



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 77

ST. JOHN'S, FRIDAY, NOVEMBER 22, 2002

No. 47

NEWFOUNDLAND AND LABRADOR REGULATION

NLR 81/02

NLR 82/02

NLR 83/02

NLR 84/02

NLR 85/02

NLR 86/02

NLR 87/02



**NEWFOUNDLAND AND LABRADOR
REGULATION 81/02**

*Special By-Election for the Town of
Charlottetown Order
under the
Municipal Elections Act*

(Filed November 15, 2002)

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

Dated at St. John's, November 13, 2002.

Oliver Langdon
Minister of Municipal and Provincial Affairs

ORDER

Analysis

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

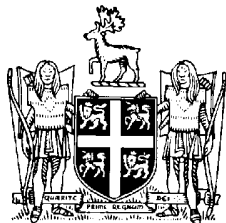
Short title **1.** This Order may be cited as the *Special By-Election for the Town of Charlottetown Order*.

Special by-election **2.** A special by-election to elect one member to the town council shall be held in the Town of Charlottetown on December 16, 2002.

Returning officer

3. Zillah Kippenhuck 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 82/02**

Used Oil Control Regulations
under the
Environmental Protection Act
(O.C. 2002-430)

(Filed November 18, 2002)

Under the authority of section 111 of the *Environmental Protection Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, November 12, 2002.

Deborah E. Fry
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|--|--|
| 1. Short title | 8. Disposal of certain substances prohibited |
| 2. Interpretation | 9. Used oil filters |
| 3. Designate | 10. Application |
| 4. Used grease | 11. Return facilities for used lubricating oil |
| 5. Disposal of used oil or used grease | 12. Used lubricating oil visual inspection |
| 6. Combustion of used oil or used grease | 13. Storage facilities |
| 7. Prohibition on contaminating used oil | 14. Industrial vendors |

- | | |
|--|---|
| 15. Storage facility owner responsibilities | 20. Suspension or cancellation of certificate of approval |
| 16. Application | 21. Construction standards |
| 17. Storage of used oil by classification | 22. Ownership of used oil |
| 18. Certificates of approval for used oil collection, storage and transportation | 23. Accreditation standards |
| 19. Application for certificate of approval | 24. Inspections |
| | 25. Offences |
| | 26. Commencement |
| | Schedule |

Short title 1. These regulations may be cited as the *Used Oil Control Regulations*.

Interpretation 2. (1) In these regulations,

(a) "accredited laboratory" means a laboratory formally recognized as being competent to carry out specified tests and meeting departmental policy;

(b) "Act" means the *Environmental Protection Act*;

(c) "class 1" means used oil in which the concentration of each contaminant listed in column 1 of the Schedule is equal to or below the corresponding level in column 2 of the Schedule;

(d) "class 2" means used oil in which the concentration of each contaminant listed in column 1 of the Schedule is equal to or below the corresponding level in column 2 of the Schedule with the exception of lead which is above the corresponding level in column 2 of the Schedule but below or equal to the corresponding level in column 3 of the Schedule;

(e) "class 3" means used oil in which the concentration of each contaminant listed in column 1 of the Schedule is equal to or below the corresponding level in column 2 of the Schedule, with the exception of polychlorinated biphenyls (PCBs) and total organic halogens (TOHs) with the concentration of PCBs or TOHs being above the corresponding level in column 2 of the Schedule and equal to or below the corresponding level in column 3 of the Schedule;

(f) "class 4" means used oil in which the concentration of at least one of the contaminants listed in column 1 of the

Schedule is above the corresponding level in column 3 of the Schedule;

- (g) "contaminated used oil" means used oil which contains one or more contaminants, excluding those contaminants listed in column 1 of the Schedule, including paint, paint thinner, chemical solvent or gasoline;
- (h) "department" means the department presided over by the minister;
- (i) "generator" means a person who generates used oil either directly in his or her business or indirectly as a vendor and includes a used oil collector;
- (j) "grease" means a semisolid lubricant composed of a fluid hydrocarbon based lubricant thickened with a material that contributes a degree of plasticity;
- (k) "high efficiency" means having a retention time of at least 2 seconds at a temperature of at least 1250° Celsius;
- (l) "industrial user" means a person who purchases lubricating oil from an industrial vendor;
- (m) "industrial vendor" means a vendor who sells lubricating oil directly to industrial users by a contract that includes provisions respecting the life cycle management of the lubricating oil;
- (n) "leak" means a discharge of used oil from a storage tank system, pipeline, tank vessel, tank car or tank vehicle other than through the usual function for which the storage tank system, pipeline, tank vessel, tank car or tank vehicle was designed;
- (o) "life cycle management" means a process that ensures the appropriate environmental management of used lubricating oil, including the return of used lubricating oil from all contracted industrial users to the industrial vendor for recycling, treatment, reuse or disposal;

- (p) "lubricating oil" means crankcase oil, gear oil and transmission fluid;
- (q) "minister" means the minister appointed under the *Executive Council Act* to administer the *Environmental Protection Act*;
- (r) "oil" means a hydrocarbon mixture that is refined from crude or synthetic oil, and includes naphtha, middle distillates, fuel oil, base stocks, mineral spirits, hydraulic fluids, metal working fluids, insulating fluids or coolants, treated oil and hydrocarbon solvents, but does not include gasoline, grease, chemical solvents, ethylene glycol or oil derived from animal or vegetable fats;
- (s) "organic halogen" means an organic chemical into which one or more of the halogen elements are incorporated;
- (t) "person" includes a group of persons whether or not they are incorporated;
- (u) "polychlorinated biphenyls" or "PCBs" means chlorobiphenyls that have a molecular formula $C_{12}H_{10-n}Cl_n$ in which "n" is greater than 2;
- (v) "remote" means, with reference to a community, not connected to the provincial road network and not connected, even seasonally, by a scheduled ferry capable of carrying a tank truck with a capacity of 9,000 litres;
- (w) "residence" means a house, mobile home, apartment, cottage, cabin or other dwelling and ancillary buildings including sheds, garages, and other attached or detached buildings, whether temporary or permanent;
- (x) "return facility" means a facility set up, in accordance with section 11, for the purpose of collecting used lubricating oil returned by the general public;
- (y) "secondary containment" means containment that prevents leaks from the primary storage tank system from reaching outside the containment area and includes double-wall storage tanks and piping, and impermeable barriers;

- (z) "spill" means a loss of used oil or used grease in excess of 70 litres from a storage tank system, pipeline, tank vessel or vehicle onto or into the soil or water and "spillage" has a corresponding meaning;
- (aa) "storage facility" means a facility set up for the purpose of collecting and storing used oil and includes all associated storage tank systems, loading and unloading areas and used oil transport vehicle parking areas;
- (bb) "storage tank" means a closed container with a capacity greater than 205 litres, used or intended for use for the containment of petroleum products, that is located in a stationary location, including a temporary arrangement on cradles, skids or wheels;
- (cc) "total petroleum hydrocarbons" means the sum of total purgeable and total extractable hydrocarbons;
- (dd) "used grease" means grease that as a result of spillage or contamination by any means or by its use, is altered so that it is no longer suitable for its intended purpose;
- (ee) "used lubricating oil" means lubricating oil that as a result of its use, storage or handling, is altered so that it is no longer suitable for its intended purpose but is suitable for re-refining or other permitted uses;
- (ff) "used lubricating oil recycling logo" means a logo that is designated by the minister;
- (gg) "used oil" means a used lubricating oil or waste oil;
- (hh) "used oil collector" means a person holding a valid certificate of approval, issued by the minister, to engage in the business of collecting, transporting, storing, selling and handling used oil and includes an agent of a used oil collector;
- (ii) "vendor" means a person who stores lubricating oil for sale direct to customers, and includes a bulk oil plant, service station, marine station, department store, grocery store, auto supply store, drug store, or other fixed location, and a truck,

van or other mobile unit, or business that sells, or offers for sale, lubricating oil; and

(jj) "waste oil" means an oil that as a result of contamination by any means or by its use, is altered so that it is no longer suitable for its intended purpose.

(2) For the purpose of these regulations, used oil, used oil filters and used grease shall be considered to be waste material.

(3) Where these regulations provide a discretion to the minister, a person may apply to the minister in writing, to request the minister to exercise his or her discretion.

Designate

3. The minister may designate an employee of the government to act in his or her behalf for the purpose of these regulations.

Used grease

4. (1) A person generating used grease shall ensure that

(a) used grease is collected and stored in suitable lidded containers including barrels, drums or pails;

(b) containers used to collect and store used grease have their lids in place or are otherwise kept covered at all times except when used grease is being placed into or being removed from the containers;

(c) containers used to collect and store used grease are stored in a manner that ensures that the used grease stored in the container does not come into contact with precipitation; and

(d) used grease is disposed of in accordance with the requirements of subsection 22(6).

(2) Notwithstanding subsection (1), a person may use other measures, acceptable to the minister, to prevent the release of used grease into the environment.

Disposal of used oil or used grease

5. (1) In this section, "used oil" includes any mixture of used oil and another liquid where the concentration of total petroleum hydrocarbons exceeds 15 parts per million.

(2) A person shall not

- (a) deposit, empty, pour, pump, dump, discard or otherwise dispose of used oil or used grease, either directly or indirectly, into a body of water or a sanitary or storm sewer, or to a fixture, catch basin, or drain, leading to a sanitary or storm sewer, or into a body of water unless the fixture, catch basin or drain has incorporated into its design a method or means to retain and remove the used oil or used grease in a manner acceptable to the minister;
- (b) apply, abandon, deposit, empty, pour, pump, dump, discard or otherwise dispose of used oil or used grease on public or private land, including a highway, road, lane, trail, bridge, parking area or quarry, for any purpose, including dust suppression;
- (c) abandon, deposit, empty, pour, pump, dump, discard or otherwise dispose of used oil or used grease in a waste disposal site;
- (d) place used oil or used grease in a container, or with other waste material, intended for pick up for transportation to, a waste disposal site;
- (e) apply or use used oil or used grease as a base for a preparation to be applied to the underside of vehicles as a rust inhibitor;
- (f) use used grease in an explosive formulation to facilitate the legitimate use of explosives;
- (g) use used oil in an explosive formulation to facilitate the legitimate use of explosives unless the facility, company or person has a certificate of approval to use used oil for this purpose issued under the Act; and
- (h) sell or give for use, or use used oil as a lubricant or coating for a chainsaw or other mechanical device unless
 - (i) the used oil is a class 1 used oil,
 - (ii) the used oil has a flash point greater than 38° Celsius, and

(iii) the used oil is obtained from a facility which has a certificate of approval issued under the Act.

(3) The minister may waive the requirements of paragraphs (2)(c) and (d) with respect to a remote community where in his or her opinion no other viable means exists to properly treat or dispose of used oil.

Combustion of used oil or used grease

6. (1) A person shall not

- (a) abandon, deposit, empty, pour, pump, dump, discard or otherwise dispose of used oil or used grease, or place used oil or used grease in a container, in or with other waste material intended for pick up for transportation to an incinerator other than one referred to in subsection (2);
- (b) use used oil or used grease as a fuel or otherwise combust used oil or used grease in a furnace, boiler, burner or other combustor located in, attached to or associated with a residence for the purpose of heating a residence, or for another purpose; or
- (c) ignite used oil or used grease to start a brush fire, bonfire, or incinerator or for fire fighting training or practice.

(2) A person shall not use used oil or used grease as a fuel or otherwise combust used oil or used grease in a furnace, boiler, burner or other combustor unless the furnace, boiler, burner or other combustor complies with the *Air Pollution Control Regulations*.

Prohibition on contaminating used oil

7. (1) Notwithstanding section 17, a person shall not

- (a) contaminate used oil with, or add to used oil, paint, paint thinner, chemical solvent, gasoline or another substance except used oil; or
- (b) knowingly mix used oils of class 1, class 2, class 3, or class 4 with other used oil or hydrocarbon except
 - (i) in quantities less than 10 litres, including
 - (A) used lubricating oil returned by the public to a return facility, or

- (B) used oil collected by industry in a manner similar to that referred to in clause (A),
- (ii) in the collection of used oil by a licensed used oil collector using a bulking truck,
- (iii) in the initial bulking in a fixed tank by the same used oil collector,
- (iv) that used oil may be mixed with another volume of used oil in the same class,
- (v) a person referred to in subsection 6(2), or
- (vi) by the owner of an industrial or processing works approved under the Act to facilitate the efficient delivery of the used oil feedstock to the works.

(2) The mixing of otherwise uncontaminated products resulting from the flushing of product lines from a tanker, tank vessel, tank car or tanks at a bulk plant or similar facility is not considered contamination as referred to in paragraph (1)(a).

Disposal of certain substances prohibited

8. Except as provided for in clause 7(1)(b)(i)(A), a person shall not dispose of used grease, waste oil, contaminated used oil, class 2, class 3 or class 4 used oil at a return facility.

Used oil filters

9. (1) A person removing filters containing used oil from vehicles or equipment on a commercial or maintenance basis shall ensure that free flowing oil is drained from them and they are placed in an appropriate container.

(2) A used oil collector or an owner of a return facility shall ensure, with respect to oil filters referred to in subsection (1), that

- (a) the filters are crushed, punctured, perforated or otherwise have their structural integrity compromised so that all free flowing used oil is drained from the filters;
- (b) the used oil that drains from the filters is collected for placement into an approved storage facility; and

(c) once drained, the filters are collected for recycling or disposal in a manner acceptable to the department including deposit in a waste material disposal site.

(3) Notwithstanding subsections (1) and (2), the minister may require other measures be taken to prevent the release of used oil, from filters, to the environment.

Application

10. Sections 11 to 15 and 17 to 24 do not apply to households, individual fishers, farmers or loggers consuming less than 400 litres of lubricating oil a year, but they shall return used lubricating oil to a return facility as required in section 11.

Return facilities for used lubricating oil

11. (1) Beginning on April 1, 2003, every vendor, except an industrial vendor or one who sells less than 1,000 litres a year and does not, as part of his or her business, engage in activities that result in the accumulation of used oil at his or her premises, shall

(a) provide a return facility at the vendor's premises; or

(b) contract with a person who operates a return facility who agrees to accept used lubricating oil from the vendor's customers.

(2) A return facility described in paragraph (1)(b) shall be located within a 5 kilometer radius of the vendor's premises.

(3) Notwithstanding subsection (2), where geographical or other considerations do not allow a person to contract with a person within a 5 kilometer radius, the minister may, in writing waive the 5 kilometer requirement to permit a vendor to contract with a person who operates a return facility which is located outside a 5 kilometer radius of the vendor's premises.

(4) Beginning on April 1, 2003, a vendor, except an industrial vendor or one who sells less than 1,000 litres a year, shall

(a) post, at the entrance to the vendor's premises, at the point of display or at the point of sale, at least one sign that

(i) clearly displays the used lubricating oil recycling logo,

- (ii) contains information regarding the return facility on the vendor's premises and, if applicable, the name and location of an alternate return facility as described in paragraph (1)(b),
 - (iii) contains information regarding the days and hours during which used lubricating oil shall be accepted at the return facility or the alternate return facility, if applicable, and
 - (iv) clearly indicates that contaminated oil shall not be accepted; and
- (b) provide an area, either at the point of display or point of sale, for the display of educational materials in the form of pamphlets and other appropriate materials made available by the lubricating oil industry, the department or other authorized official.
- (5) Each vendor, or designate in accordance with paragraph (1)(b) shall, at the return facility or, if addressed in a written agreement in accordance with subsection 13(1)(b), at an alternate return facility, accept back used lubricating oil from a customer,
- (a) in the event of the sale of a quantity of lubricating oil to the customer, an amount equal to at least the quantity purchased;
 - (b) provided that the used lubricating oil is in closed containers;
 - (c) provided that the used lubricating oil is considered acceptable subsequent to the visual inspection conducted in accordance with paragraph 12(1)(a);
 - (d) only at the times posted under subparagraph (4)(a)(iii), those times to be, at a minimum, normal business hours; and
 - (e) without direct charge.
- (6) A vendor shall not reduce, or offer to reduce, the cost of lubricating oil, or offer other goods or services on the condition that the consumer agree not to return a quantity or to return a reduced quantity of used lubricating oil.

(7) Not later than October 1, 2003, a wholesaler or distributor of lubricating oil shall not provide lubricating oil to a vendor without first having determined, where required, that the vendor has a return facility or has contracted with a third party to provide a return facility in accordance with these regulations.

Used lubricating oil
visual inspection

12. (1) An owner of a return facility shall ensure that

- (a) a person who accepts used lubricating oil at the return facility visually inspects the used lubricating oil for possible contamination, as described in paragraph 7(1)(a), before accepting or rejecting it;
- (b) each time used lubricating oil is rejected at the return facility, the person rejecting the used lubricating oil legibly records his or her name, the date, the name and address of the person who brought the used lubricating oil to the return facility, the estimated quantity of used lubricating oil refused and the reason for rejecting the used lubricating oil; and
- (c) each record made at the return facility is kept at the return facility for a period not less than 3 years after it is made.

(2) Used oil rejected under these regulations shall be considered hazardous waste and disposed of at a facility approved for that purpose.

Storage facilities

13. (1) Except for an industrial vendor, all other generators of used oil shall, beginning on April 1, 2003, have in place

- (a) a storage tank system in accordance with section 21; or
- (b) a written agreement, to accept used oil, with the owner of an approved storage facility for used oil.

(2) A generator having a written agreement in accordance with paragraph (1)(b) shall produce that agreement upon the request of an inspector.

(3) Except for industrial vendors, a generator shall, as it is received, place into an approved storage container for used oil, the volumes of used oil

- (a) generated directly in his or her business; or

- (b) returned to the vendor, in accordance with subsection 11(4), at the vendor's premises.

Industrial vendors

14. (1) An industrial vendor shall submit the specified life cycle management portion of his or her contract to the minister for approval under subsection (2).

(2) An industrial vendor who engages in activities associated with the collection, transportation and storage of used lubricating oil, including the construction, installation or operation of used lubricating oil storage tanks or other associated equipment, under the terms of each, and the life cycle management portion of a contract with an industrial user shall obtain an approval for those activities, equipment or facilities under section 18.

(3) An industrial vendor shall not reduce, or offer to reduce the cost of lubricating oil, or offer other goods or services on the condition that the industrial user agrees not to return a quantity or a reduced quantity of used lubricating oil, or on the condition that the industrial user disposes of his or her used lubricating oil to a used oil collector.

Storage facility
owner responsibilities

15. An owner of a storage facility shall ensure that

- (a) by means of gates, fencing, locks, guards or otherwise, only people authorized by the owner have access to used oil at the storage facility;
- (b) a person who accepts, handles, stores or deposits used oil at the storage facility is knowledgeable about relevant legislation, regulations and departmental policy;
- (c) a person who accepts, handles, stores or deposits used oil at the storage facility is
 - (i) an owner of the storage facility or a person who has the charge, management or control of the storage facility, or
 - (ii) an employee of one of the persons referred to in subparagraph (i);
- (d) used oil is stored in approved storage tanks and

- (i) a storage tank used to store used oil bears a visible and legible label or other identification that indicates the name and address of the storage facility and that it contains used oil,
 - (ii) in the case of an underground storage tank, the label or other identification is located on the fill pipe for the storage tank and need not include the name and address of the storage facility,
 - (iii) a storage tank used to store used oil is stored, handled and maintained so as to prevent leaks or spills of used oil, damage or deterioration of the storage tank, or any adverse effect, and
 - (iv) a storage tank used to store used oil is installed in a manner that facilitates both the use of fire fighting equipment and spill or leak containment and clean-up equipment throughout the storage facility and surrounding area and the inspection of the storage facility by an inspector;
- (e) the storage facility is visually inspected for leaks and spills of used oil by a person who is knowledgeable about the requirements pertaining to used oil storage facilities, at least once during each day in which the storage facility is open;
- (f) at the time of an inspection referred to in paragraph (e) the person performing the inspection legibly records his or her name, the date and the findings of the inspection and that inspection record is kept at the storage facility for a period not less than 3 years after it is made;
- (g) used oil is not accepted at the storage facility unless
- (i) the storage facility is located at a facility at which the used oil is to be combusted, disposed or otherwise processed, or
 - (ii) provisions for the ongoing removal of all used oil at the storage facility have been made including

- (A) one or more existing agreements, in writing, and each agreement shall be between the owner of the storage facility and a person to whom a certificate of approval has been issued under the *Environmental Protection Act* or subsection 18(1) of these regulations authorizing the person to transport one or more classes of used oil that includes the class or classes of used oil to be removed from the storage facility by the person under the agreement,
 - (B) the owner of the storage facility having been issued a certificate of approval under either the *Environmental Protection Act* or subsection 18(1) of these regulations authorizing the owner or an employee of the owner to transport one or more classes of used oil that are to be removed from the storage facility, or
 - (C) a combination of clauses (A) and (B);
- (h) used oil is removed from the storage facility only
- (i) by the owner, an employee of the owner or a person with whom a written agreement, in accordance with paragraph 13(1)(b) exists, and
 - (ii) by a person to whom a certificate of approval has been issued under either the *Environmental Protection Act* or subsection 18(1) of these regulations authorizing the transport of one or more classes of used oil; and
- (i) a copy of a written agreement, in accordance with paragraph 13(1)(b), is kept at the storage facility during the term of the agreement and for a period of 3 years after the termination or expiration of the agreement.

Application

16. Sections 17 to 24 do not apply to a retailer who sells less than 1,000 litres, or another quantity the minister considers appropriate in the circumstances, of lubricating oil a year and does not, as part of his or her business, engage in activities that result in the accumulation of used oil at his or her premises.

Storage of used oil
by classification

17. A user of used oil and a used oil collector that stores used oil subsequent to its collection shall ensure that

- (a) class 1, class 2, class 3 and class 4 used oil is stored separately in approved storage tanks; and
- (b) a storage tank used to store used oil bears a label or other suitable identification that indicates the class of used oil contained in that tank.

Certificates of
approval for used
oil collection,
storage and trans-
portation

18. (1) Except as provided for in subsections (3) and (6) and section 16, a person in possession of used oil, including a return facility, shall not construct, install or operate any associated equipment or engage in the collection, transportation and storage of used oil without first

- (a) applying for a certificate of approval in accordance with the requirements of section 19; and
- (b) obtaining a certificate of approval from the minister.

(2) The minister may

- (a) accept or reject an application for a certificate of approval; or
- (b) issue a certificate of approval subject to the terms and conditions that the minister considers appropriate.

(3) A person only storing used oil is not required to obtain a certificate of approval under subsection (1) if that used oil storage tank system is covered by an appropriate certificate of approval under the *Storage and Handling of Gasoline and Associated Products Regulations*.

(4) Where the used oil storage tank system referred to in subsection (3) does not fully comply with the requirements of section 21, that used oil storage tank system shall, within 2 years of the coming into force of these regulations, be

- (a) upgraded to meet the requirements of section 21;
- (b) replaced with a system that meets the requirements of section 21; or

(c) removed from service in accordance with the *Storage and Handling of Gasoline and Associated Products Regulations*.

(5) Where a used oil storage tank system is required to be upgraded or replaced in accordance with subsection (4), a certificate of approval under subsection (1) shall be applied for and obtained before that work is undertaken.

(6) A person only transporting used oil need not obtain a certificate of approval under subsection (1) if that system is covered by a valid certificate of approval under the *Environmental Protection Act*.

(7) A person renewing a certificate of approval issued under the *Environmental Protection Act* solely for the purpose of transporting used oil shall apply for a certificate of approval under subsection (1) of these regulations.

(8) Failure to comply with a term or condition of a certificate of approval is an offence contrary to these regulations.

Application for
certificate of ap-
proval

19. An applicant for a certificate of approval shall provide

- (a) information on the location of the facility;
- (b) information on the equipment used for collecting or transporting the used oil;
- (c) the plans and specifications of the storage or transfer facilities;
- (d) information on the training of employees;
- (e) the contingency plan for the prevention, detection, and handling of leaks and spills;
- (f) an outline of the methods of filling and emptying each storage tank;
- (g) information detailing methods for handling different classes of used oil and for holding used oil while awaiting a certificate of analysis;

- (h) environmental impairment insurance in an amount required by the minister;
- (i) a completed application in a form prescribed by the minister; and
- (j) other information that may be required by the minister.

Suspension or
cancellation of
certificate of ap-
proval

20. (1) The minister may suspend or cancel a certificate of approval for failure by the holder of the certificate to comply with a provision of the Act, these regulations or a term or condition of the certificate of approval.

(2) The minister may, while it is in effect, amend a certificate of approval.

Construction
standards

21. (1) A used oil storage tank system shall

- (a) be constructed, shop tested, installed and maintained in accordance with standards acceptable to the minister;
- (b) be designed and installed so as to have secondary containment of the tank and all associated piping;
- (c) where the tank is manually filled, be fitted with a funnel having a capacity of at least 25 litres and the funnel shall include a rain cover and a screen;
- (d) have used oil removal or transfer connections located within a spill containment; and
- (e) have
 - (i) interstitial leak detection devices located within all secondary containments which shall be operated at all times when the used oil storage tank system contains any used oil, or
 - (ii) have alternative interstitial space monitoring procedures or methods established for all secondary containments where the minister has reviewed and accepted, in writing, those alternative proposals.

(2) Notwithstanding subsection (1), used oil in a quantity that does not exceed 205 litres a site, may be stored in one 18-gauge, 205 litre steel drum where

- (a) the drum is placed on or in a sturdy structure which acts as a secondary containment and is capable of preventing spilled or leaked used oil from entering the environment;
- (b) the top of the drum is equipped with an opening of sufficient size and shape that spillage during filling or emptying is prevented;
- (c) the drum opening is kept covered when not in use to prevent foreign material from entering;
- (d) if intended for emptying by vacuuming, the drum is equipped with appropriate venting; and
- (e) if intended to be transported by road while containing used oil, the drum meets the requirements of CAN/CGSB - 43.150-95, "Performance Packagings for Transportation of Dangerous Goods".

Ownership of used oil

22. (1) Except in accordance with subsections (4), (5) and (7) or in accordance with section 16, a person shall not dispose of, offer for sale, sell, or transfer possession of used oil for any purpose to a person other than a used oil collector or the owner or operator of a used oil treatment, rerefining, recycling or destruction facility.

(2) A person who disposes of, offers for sale, sells or transfers possession of used oil under subsection (1) shall first

- (a) obtain a certificate of analysis of the results of a representative sample or samples of that used oil from an accredited laboratory; and
- (b) supply copies of the certificate of analysis to the minister and the used oil collector.

(3) Notwithstanding subsection (2), a person, instead of complying with subsection (2), may enter into an agreement in writing, with a used oil collector which provides for

- (a) the collection of used oil from the person,
- (b) the used oil collector to obtain a certificate of analysis of the results of a representative sample or samples of the used oil, either before or after bulking, from an accredited laboratory,
- (c) the used oil to be disposed of in accordance with these regulations, and
- (d) the delivery of a copy of the certificate of analysis to the minister.

(4) A person selling or offering for sale or transferring possession of used oil shall

- (a) maintain a record of the volume of used oil sold or transferred, the date of the transaction, and the person to whom the used oil was sold or transferred;
- (b) keep the record for a period of not less than 3 years from the date of the transaction; and
- (c) keep the certificate of analysis referred to in paragraph (2)(a) for a period of not less than 3 years.

(5) Except that this section shall not apply to used lubricating oil accepted at either a return facility or an alternate return facility for a vendor in accordance with subsection 13(1)(b), every person buying or accepting possession of used oil shall

- (a) maintain a record of the volume of used oil bought or accepted, the date of the transaction, and the person from whom the used oil was bought or accepted;
- (b) keep the record for a period of 3 years from the date of the transaction; and
- (c) keep the certificate referred to in paragraph (2)(a) for a period of not less than 3 years.

(6) Used grease or class 4 used oil may only be offered for sale, sold or transferred to a used oil collector, or to a treatment, re-refining, recycling or destruction facility

- (a) which has a certificate of approval, issued under the Act, to treat, rerefine, recycle or destroy used oil or used grease; or
- (b) permitted by another jurisdiction.

(7) In the event of a spill of used oil or other hydrocarbon, a person may enter into an agreement, which shall be in writing, with another party for the interim storage of the used oil pending compliance with subsections (1), (2) and (3) for a period not to exceed 6 months, or the lesser time the minister may, in writing, specify.

Accreditation standards

23. (1) The minister may set accreditation standards for laboratories performing analyses under subsections 22(1), (2) and (3).

(2) Where accreditation standards are set by the minister under subsection (1), a person shall use an accredited laboratory for analyses as required under subsections 22(1), (2) and (3).

(3) Where the minister does not set accreditation standards under subsection (1) a person may use another appropriate laboratory for analysis as required under subsections 22(1), (2) and (3).

Inspections

24. (1) A person who owns or operates a facility for handling used oil shall furnish information, records, reports and agreements and carry out tests and examinations that an inspector may require for the purpose of carrying out these regulations.

(2) A person shall not hinder or obstruct an inspector in the lawful performance of his or her duties or furnish false information to an employee.

(3) In a prosecution, proceeding or hearing under the Act or these regulations, the production of a certificate or report of an inspector as to the analysis, description, ingredients, quality or quantity of used oil shall be considered to be evidence of the facts stated in that certificate or report.

Offences

25. A person who violates a provision of these regulations is guilty of an offence.

Commencement

26. These regulations come into force on April 1, 2003.

Schedule

Table of Contaminant Limits

Substance	Concentration (milligrams/kilogram)	
	Column 1	Column 2 Column 3
Polychlorinated Biphenyls (PCBs)	5	50
Total Organic Halogens (as chlorine)	1000	3000
Cadmium	2	2
Chromium	10	10
Lead	10	100

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**NEWFOUNDLAND AND LABRADOR
REGULATION 83/02**

Little Grand Lake Provisional Ecological Reserve Order
under the
Wilderness and Ecological Reserves Act
(O.C. 2002-597)

(Filed November 18, 2002)

Under the authority of subsection 14(1) of the *Wilderness and Ecological Reserves Act*, the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, November 13, 2002.

Deborah E. Fry
Clerk of the Executive Council

ORDER

Analysis

- | | |
|------------------|----------|
| 1. Short title | Schedule |
| 2. Area included | |

Short title

1. This Order may be cited as the *Little Grand Lake Provisional Ecological Reserve Order*.

Area included

2. The Little Grand Lake Provisional Ecological Reserve is established and the area included for the purpose of protecting representative portions of 3 ecodistricts contributing to the Natural Areas Systems

*Little Grand Lake Provisional Ecological
Reserve Order*

83/02

Plan and protecting the habitat of the Newfoundland Marten is set out
in the Schedule.

Schedule

All those pieces or parcels of land situate and being in the Grand Lake Area in the Electoral Districts of St. George's-Stephenville East, Grand Falls-Buchans, Humber East and Humber West abutted and bounded as follows:

Beginning at a point on the northerly bank of a brook, that point having scaled UTM coordinates of north 5,389,704 metres and east 475,606 metres;

Then running along the northerly bank of the brook in a northwesterly direction to a point where a brook flows from another pond having scaled UTM coordinates of north 5,391,161 metres and east 471,747 metres;

Then running along the northerly shoreline of the pond at low water to a point where a brook flows into the pond having scaled UTM coordinates of north 5,391,994 metres and east 468,930 metres;

Then running in a northwesterly direction to a point having scaled UTM coordinates of north 5,393,183 metres and east 465,520 metres;

Then running in a northwesterly direction to a point having scaled UTM coordinates of north 5,400,550 metres and east 461,818 metres;

Then running in a northwesterly direction to a point having scaled UTM coordinates of north 5,401,539 metres and east 459,751 metres;

Then running in a southwesterly direction to a point on the southerly bank of Red Indian Brook having scaled UTM coordinates of north 5,399,545 metres and east 458,685 metres;

Then running in a southerly direction to a point on the northeasterly shoreline of a pond at low water having scaled UTM coordinates of north 5,393,776 metres and east 458,755 metres;

Then running in a southerly direction to a point on the easterly shoreline of a pond at low water having scaled UTM coordinates of north 5,393,397 metres and east 458,545 metres;

Then running in a southwesterly direction to a point on the northwest corner of a pond at low water having scaled UTM coordinates of north 5,391,346 metres and east 456,746 metres;

Then running along the westerly shoreline of the pond at low water to a point having scaled UTM coordinates of north 5,390,383 metres and east 456,748 metres;

Then running in a southwesterly direction to a point in the southeast corner of a pond at low water having scaled UTM coordinates of north 5,387,341 metres and east 454,904 metres;

Then running in a southwesterly direction to a point on the northerly shoreline of a pond at low water having scaled UTM coordinates of north 5,385,866 metres and east 454,268;

Then running in a southwesterly direction to a point having scaled UTM coordinates of north 5,385,659 metres and east 453,667 metres;

Then running in a northwesterly direction to a point on the easterly shoreline of a pond at low water having scaled UTM coordinates of north 5,386,696 metres and east 453,239 metres;

Then running in a southwesterly direction to a point on the easterly shoreline of Little Lake at low water having scaled UTM coordinates of north 5,385,557 metres and east 450,243 metres;

Then running along the southerly shoreline of Little Lake at low water to a point on the westerly shoreline having scaled UTM coordinates of north 5,385,020 metres and east 449,247 metres;

Then running in a northwesterly direction to a point on the easterly shoreline of a pond at low water having scaled UTM coordinates of north 5,389,792 metres and east 443,369 metres;

Then running in a westerly direction to a point having scaled UTM coordinates of north 5,389,495 metres and east 442,190 metres;

Then running in a northeasterly direction to a point having scaled UTM coordinates of north 5,390,412 metres and east 442,989 metres;

Then running in a northeasterly direction to a point on the southeasterly shoreline of Grand Lake at low water having scaled UTM coordinates of north 5,391,958 metres and east 444,342 metres;

Then running in a southwesterly direction along the southeasterly shoreline of Grand Lake at low water and along the mouth of Lewaseechjeech Brook to a point on the westerly bank of the Lewaseechjeech Brook having scaled UTM coordinates of north 5,386,804 metres and east 430,235 metres;

Then running along the westerly bank of Lewaseechjeech Brook at low water in a southerly direction to a point on the westerly bank of a brook flowing into the Lewaseechjeech Brook having scaled UTM coordinates of north 5,385,643 metres and east 429,908 metres;

Then running along the westerly bank of the brook and along the westerly shoreline of a pond at low water in a southerly direction to a point on the southerly shoreline of the pond having scaled UTM coordinates of north 5,383,359 metres and east 429,072 metres;

Then running in a southerly direction to a point on the northerly shoreline of another pond at low water having scaled UTM coordinates of north 5,382,971 metres and east 428,980 metres;

Then running along the westerly shoreline of the pond at low water and along the westerly bank of a brook in a southerly direction to a point on the westerly shoreline of a small pond having scaled UTM coordinates of north 5,379,559 metres and east 428,242 metres;

Then running in a southeasterly direction to a point on the northwest corner of the shoreline at low water of a pond contained in Bottom Brook having scaled UTM coordinates of north 5,377,444 metres and east 428,570 metres;

Then running along the westerly shoreline at low water of the pond in a southerly direction to a point on the southwest corner having scaled UTM coordinates of north 5,377,244 metres and east 428,647 metres;

Then running in a southeasterly direction to a point on the northerly shoreline of a pond at low water where a brook flows into the pond having scaled UTM coordinates of north 5,375,629 metres and east 429,663 metres;

Then running in a northerly direction to a point on the southerly bank of Bottom Brook having scaled UTM coordinates of north 5,377,651 metres and east 429,375 metres;

Then running along the southerly bank of Bottom Brook in a northeasterly direction to a point on the western shoreline of a pond at low water having scaled UTM coordinates of north 5,378,006 metres and east 429,789 metres;

Then running in a southeasterly direction to a point on the westerly shoreline of Island Pond at low water having scaled UTM coordinates of north 5,376,000 metres and east 434,641 metres;

Then running along the westerly shoreline of Island Pond at low water in a southeasterly direction to a point having scaled UTM coordinates of north 5,374,939 metres and east 435,872 metres;

Then running in a southeasterly direction to a point on the southerly shoreline of Island Pond at low water having scaled UTM coordinates of north 5,374,236 metres and east 437,560 metres;

Then running along the southerly shoreline of Island Pond at low water to a point having scaled UTM coordinates of north 5,374,019 metres and east 438,975 metres;

Then running in a southeasterly direction to a point on the southerly shoreline of a pond at low water having scaled UTM coordinates of north 5,373,738 metres and east 441,754 metres;

Then running in a southeasterly direction to a point on the westerly shoreline of a pond at low water having scaled UTM coordinates of north 5,373,680 metres and east 443,916 metres;

Then running along the northerly shoreline of the pond to a point having scaled UTM coordinates of north 5,373,688 metres and east 444,159 metres;

Then running in a northeasterly direction to a point on the westerly shoreline of a pond at low water having scaled coordinates of north 5,374,221 metres and east 447,675 metres;

Then running along the northerly shoreline of the pond at low water to a point on the easterly shoreline having scaled UTM coordinates of north 5,374,053 metres and east 448,399 metres;

Then running in a southeasterly direction to a point on the easterly shoreline of a pond at low water having scaled UTM coordinates of north 5,373,326 metres and east 452,037 metres;

Then running in a southeasterly direction to a point on the southerly bank of a brook flowing into Little Grand Lake having scaled UTM coordinates of north 5,373,018 metres and east 458,454 metres;

Then running along the southerly bank of the brook and along the southeasterly shoreline of a pond at low water in a northeasterly direction to a point having scaled UTM coordinates north 5,374,178 metres and east 464,746 metres;

Then running in a northeasterly direction to a point on a hilltop having scaled UTM coordinates of north 5,380,135 metres and east 470,561 metres;

Then running in a northeasterly direction to the point of beginning;

The above described piece or parcel of land containing an area of 692.97 kilometres squared, more or less;

Also, all that other piece or parcel of land containing an area of 1.67 kilometres squared, more or less; abutted and bounded as follows:

Beginning at a point on the westerly bank of the Lewaseechjeech Brook at low water, the point having scaled UTM coordinates of north 5,386,804 metres and east 430,235 metres;

Then running along the westerly bank of Lewaseechjeech Brook and along the southwesterly shoreline of Grand Lake at low water in a northwesterly direction to a point on the southerly shoreline having scaled UTM coordinates of north 5,389,218 metres and east 427,412 metres;

Then running in a southeasterly direction to a point on the northerly shoreline of a pond at low water having scaled UTM coordinates of north 5,388,300 metres and east 428,197 metres;

Then running along the northerly shoreline of the pond at low water in a southeasterly direction to a point on the southerly shoreline of the pond where a brook flows from the pond having scaled UTM coordinates of north 5,388,234 metres and east 428,300 metres;

Then running in a northeasterly direction to a point on a hill having scaled UTM coordinates of north 5,388,465 metres and east 429,523 metres;

Then running in a southeasterly direction to the point of beginning;

Also, all that other piece or parcel of land containing an area of 34.46 kilometres squared, more or less, abutted and bounded as follows:

Beginning at a point in the northwesterly shoreline of Grand Lake at low water, the point being located west of Sandy Point on the east bank of a brook flowing into Grand Lake and having scaled UTM coordinates of north 5,391,015 metres and east 427,053 metres;

Then running in a northeasterly direction to a point having scaled UTM coordinates of north 5,391,686 metres and east 428,921 metres;

Then running in a northeasterly direction to a point located on the top of a hill and having scaled UTM coordinates of north 5,392,323 metres and east 429,476 metres;

Then running in southeasterly direction to a point having scaled UTM coordinates of north 5,391,432 metres and east 429,759 metres;

Then running in a southeasterly direction to a point having scaled UTM coordinates of north 5,391,495 metres and east 430,805 metres;

Then running in a northeasterly direction to a point in the centre of a brook flowing into Grand Lake having scaled UTM coordinates of north 5,393,643 metres and east 433,459 metres;

Then running in a northeasterly direction to a point in the centre of a brook flowing into Grand Lake having scaled UTM coordinates of north 5,397,098 metres and east 437,193 metres;

Then running in a northeasterly direction to a point in the centre of a brook flowing into Grand Lake having scaled UTM coordinates of north 5,399,507 metres and east 439,105 metres;

Then running in a northeasterly direction to a point having scaled UTM coordinates of north 5,401,328 metres and east 440,774 metres;

Then running in a northerly direction to a point on a hill having scaled UTM coordinates of north 5,401,885 metres and east 440,743 metres;

Then running in a northeasterly direction to a point in the centre of a brook having scaled UTM coordinates of north 5,402,675 metres and east 441,768 metres;

Then running in a northeasterly direction to a point in the centre of a brook having scaled UTM coordinates of north 5,404,217 metres and east 442,789 metres;

Then running in a northeasterly direction to a point on the southwesterly shoreline of a pond at low water having scaled UTM coordinates of north 5,406,758 metres and east 443,055 metres;

Then running along the southerly shoreline of the pond, along the southerly bank of a brook flowing into the pond, and along the southerly shoreline of another pond at low water to a point at the northern end of the pond having scaled UTM coordinates of north 5,409,299 metres and east 444,989 metres;

Then running in a northeasterly direction to a point on the southerly shoreline of a pond at low water having scaled UTM coordinates of north 5,410,781 metres and east 446,292 metres;

Then running along the southerly shoreline of the pond in a northeasterly direction to a point on the easterly shoreline of the pond having scaled UTM coordinates of north 5,411,049 metres and east 446,880 metres;

Then running in an easterly direction to a point on a hill having scaled UTM coordinates of north 5,411,266 metres and east 448,884 metres;

Then running in a northeasterly direction to a point having scaled UTM coordinates of north 5,413,070 metres and east 450,727 metres;

Then running in a northeasterly direction to a point on a hill having scaled UTM coordinates of north 5,415,357 metres and east 451,840 metres;

Then running in a northwesterly direction to a point on the westerly bank of a brook flowing into the Grand Lake having scaled UTM coordinates of north 5,416,303 metres and east 451,029 metres;

Then running along the westerly bank of the brook in a southerly direction to a point on the northerly shoreline of north Northern Harbour, Grand Lake, at low water having scaled UTM coordinates of north 5,415,033 metres and east 452,861 metres;

Then running along the northerly shoreline of Grand Lake at low water in a southwesterly direction to the point of beginning;

Also, all that other piece or parcel of land containing an area of 2.05 kilometres squared abutted and bounded as follows:

Beginning at a point in the northwesterly shoreline of Grand Lake at low water, at the eastern bank of the mouth of a brook flowing into Northern Harbour, the point having scaled UTM coordinates of north 5,416,118 metres and east 453,821 metres;

Then running in a northeasterly direction, perpendicular to the shoreline, to a point having scaled UTM coordinates of north 5,416,284 metres and east 453,857 metres;

Then running in general southerly and northeasterly directions, parallel to and perpendicularly distant 200 meters from the low water mark of Grand Lake, to a point on the westerly bank of Porters Brook having scaled UTM coordinates of north 5,419,213 and east 459,778 metres;

Then running along the low water mark of the westerly bank of Porters Brook to a point where the brook flows into Bucket Cove, Grand Lake, having scaled UTM coordinates of north 5,419,008 metres and east 459,797 metres;

Then running along the northwesterly shoreline of Grand Lake at low water in southwesterly and northeasterly directions to the point of beginning;

The above described piece or parcel of land being subject to a Newfoundland and Labrador Hydro Line Easement, 152.4 meters wide, extending through the parcel;

*Little Grand Lake Provisional Ecological
Reserve Order*

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Reserving nevertheless, out of the above described pieces or parcels of land all roads and adjacent rights of way crossing the parcels;

The above described pieces or parcels of land containing in all an area of 731.15 kilometres squared, more or less.

All bearings being referred to zone 21 of the Universal Transverse Mercator Projection, NAD83.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 84/02**

Little Grand Lake Provisional Ecological Reserve Regulations
under the
Wilderness and Ecological Reserves Act
(O.C. 2002-598)

(Filed November 18, 2002)

Under the authority of section 25 of the *Wilderness and Ecological Reserves Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, November 13, 2002.

Deborah E. Fry
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|----------------|-------------------------|
| 1. Short title | 3. Scientific research |
| 2. Definitions | 4. Permitted activities |

Short title

1. These regulations may be cited as the *Little Grand Lake Provisional Ecological Reserve Regulations*.

Definitions

2. In these regulations

- (a) "managing agency" means the Parks and Natural Areas Division of the Department of Tourism, Culture and Recreation;
- (b) "motorized boat" means a watercraft equipped with a mechanical means of propulsion and excludes a personal watercraft;
- (c) "Newfoundland Marten" means the Newfoundland population of the *Martes americana atrata*;
- (d) "personal watercraft" means a jet-ski, sea-doo, wave-runner and similar motorized watercraft; and
- (e) "reserve" means the Little Grand Lake Provisional Ecological Reserve.

Scientific research

3. (1) Scientific research within the reserve shall require a permit and those permits may be obtained from the managing agency on submission of a written request fully outlining and detailing the research project.

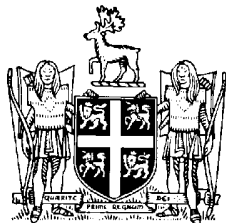
(2) Scientific research permits issued under subsection (1) may be subject to the terms and conditions the managing agency may determine.

Permitted activities

4. Notwithstanding the prohibitions in section 24 of the *Wilderness and Ecological Reserves Act*, a person may do the following within the reserve:

- (a) fish;
- (b) hunt or net an animal other than the Newfoundland Marten;
- (c) use a motorized boat or snowmobile but not a personal watercraft; and
- (d) land aircraft.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 85/02**

Little Grand Lake Wild Life Reserve Regulations
under the
Wild Life Act
(O.C. 2002-599)

(Filed November 18, 2002)

Under the authority of section 7 of the *Wild Life Act*, the minister, with the approval of the Lieutenant-Governor in Council, makes the following regulations.

Dated at St. John's, November 13, 2002.

Julie Bettney
Minister of Tourism, Culture and Recreation

Deborah E. Fry
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|------------------------|---------------------------|
| 1. Short title | 6. Building |
| 2. Definitions | 7. Mineral exploration |
| 3. Reserve established | 8. Timber harvesting |
| 4. Camping | 9. Commercial development |

10. Existing development Schedule B

Schedule A

Short title

1. These regulations may be cited as the *Little Grand Lake Wild Life Reserve Regulations*.

Definitions

2. In these regulations

- (a) "existing roads or trails" means roads or trails existing on the date that these regulations come into force;
- (b) "Newfoundland Marten" means the Newfoundland population of the *Martes americana atrata*;
- (c) "outfitter" means the owner or operator of a camp site, lodge, cabin and related facilities constructed solely for the purpose of and used solely as a base for outfitting operations for sports fishing or hunting and related commercial recreational activities, that is licensed under the *Tourist Establishment Regulations*;
- (d) "permit" means a valid permit issued by the minister or an official authorized by the minister;
- (e) "reserve" means the Little Grand Lake Wild Life Reserve;
- (f) "structure" means a man-made object intended to be permanent or semi-permanent in nature and includes, but is not limited to, buildings, houses, cottages, cabins, wharves, docks, boathouses, slipways, trailers, mobile homes, tents, tent platforms, and recreational vehicles used for any purpose; and
- (g) "timber" means trees and shrubs, whether standing or felled, live or dead.

Reserve established

3. The Little Grand Lake Wild Life Reserve is established and the area included in the reserve is set out in Schedule A.

Camping

4. (1) A person shall not camp in the reserve for longer than 10 nights except with a permit.

(2) The minister may issue a permit to camp outside the restrictions in subsection (1).

Restrictions

5. Within the reserve, a person shall not

- (a) disturb, hunt, take, interfere with or kill the Newfoundland Marten;
- (b) bring a dog, except during the open season in the area for hunting and shooting small game;
- (c) trap, net or snare wild life, except by a trap, net or snare approved by the Director of Inland Fish and Wild Life for use in the reserve, or by an underwater beaver set;
- (d) dispose of garbage;
- (e) bring or use poison, pesticides, traps, nets or snares, except a trap, net or snare approved by the Director of Inland Fish and Wild Life for use in the reserve, or an underwater beaver set; or
- (f) pollute or obstruct a stream or other body of water.

Building

6. A person shall not build or expand any structure within the reserve except in accordance with a permit issued under sections 7, 8, 9 and 10.

Mineral exploration

7. (1) A person shall not explore for minerals within the reserve without a permit issued under subsection (2).

(2) The minister may issue a permit for mineral exploration and development, on terms and conditions that the minister considers appropriate.

(3) The permit issued under subsection (2) may exempt the permit holder from any section of this regulation other than section 5.

(4) A permit is not required for exploration activities which comply with sections 4, 5, and 6 and do not cause significant ground disturbance, including foot and aircraft travel, airborne surveys, claim staking, geological mapping, geochemical surveys, geophysical surveys and prospecting.

Timber harvesting **8.** (1) A person shall not harvest timber within the reserve without a permit issued under subsection (2).

(2) The minister may issue a permit for timber harvesting within the area described in Schedule B, on terms and conditions that the minister considers appropriate.

(3) A permit issued under subsection (2) may exempt the permit holder from any section of these regulations other than section 5.

Commercial development **9.** (1) A person shall not operate a commercial enterprise within the reserve without a permit issued under subsection (2).

(2) The minister may issue a permit to operate to an outfitter or operator of a tourism enterprise, on terms and conditions that the minister considers appropriate.

(3) A permit issued under subsection (2) may exempt the permit holder from any section of these regulations other than section 5.

Existing development **10.** (1) The owner or occupier of an existing structure or commercial enterprise with a valid title or lease may continue to exercise rights in relation to the structure or enterprise but no expansion or further development is permitted except under a permit granted by the minister.

(2) The minister may issue a permit for the expansion of an existing structure or commercial enterprise within the reserve.

(3) The minister may issue a permit to an owner or occupier in subsection (1) to cut timber for heating a structure within the reserve.

(4) Nothing in this section permits a person to violate section 5.

Schedule A

All those pieces or parcels of land situate and being south of Grand Lake in the Electoral Districts of St. George's-Stephenville East, Grand Falls-Buchans, and Burgeo and LaPoile abutted and bounded as follows:

Beginning at a point in the southeasterly shoreline of Grand Lake at the low water mark, the point having scaled UTM coordinates of north 5,414,968 metres and east 463,731 metres;

Then running in a southeasterly direction to a point on the westerly bank of a river, the point having scaled UTM coordinates of north 5,393,331 metres and east 477,337 metres;

Then running in a southwesterly direction to a point on the northerly bank of brook, the point having scaled UTM coordinates of north 5,389,704 metres and east 475,606 metres;

Then running along the northerly bank of the brook in a northwesterly direction to a point where the brook flows from a pond having scaled UTM coordinates of north 5,391,161 metres and east 471,747 metres;

Then running along the northerly shoreline of the pond at low water to a point where a brook flows into the pond having scaled UTM coordinates of north 5,391,994 metres and east 468,930 metres;

Then running in a northwesterly direction to a point having scaled UTM coordinates of north 5,393,183 metres and east 465,520 metres;

Then running in a northwesterly direction to a point having scaled UTM coordinates of north 5,400,550 metres and east 461,818 metres;

Then running in a northwesterly direction to a point having scaled UTM coordinates of north 5,401,539 metres and east 459,751 metres;

Then running in a southwesterly direction to a point on the northerly bank of Red Indian Brook having scaled UTM coordinates of north 5,399,545 metres and east 458,685 metres;

Then running in a southerly direction to a point on the northeasterly shoreline of a pond at low water having scaled UTM coordinates of north 5,393,776 metres and east 458,755 metres;

Then running along the easterly shoreline of the pond at low water to a point on the southern shoreline having scaled UTM coordinates of north 5,393,397 metres and east 458,545 metres;

Then running in a southwesterly direction to a point on the northwest corner of a pond at low water having scaled UTM coordinates of north 5,391,346 metres and east 456,746 metres;

Then running along the westerly shoreline of the pond at low water to a point having scaled UTM coordinates of north 5,390,383 metres and east 456,748 metres;

Then running in a southwesterly direction to a point in the southeast corner of a pond at low water having scaled UTM coordinates of north 5,387,341 metres and east 454,904 metres;

Then running in a southwesterly direction to a point on the northerly shoreline of a pond at low water having scaled UTM coordinates of north 5,385,866 metres and east 454,268 metres;

Then running in a southwesterly direction to a point having scaled UTM coordinates of north 5,385,659 metres and east 453,667 metres;

Then running in a northwesterly direction to a point on the easterly shoreline of a pond at low water having scaled UTM coordinates of north 5,386,696 metres and east 453,239 metres;

Then running in a southwesterly direction to a point on the easterly shoreline of Little Lake at low water having scaled UTM coordinates of north 5,385,557 metres and east 450,243 metres;

Then running along the southerly shoreline of Little Lake at low water to a point on the westerly shoreline having scaled UTM coordinates of north 5,385,020 metres and east 449,247 metres;

Then running in a northwesterly direction to a point on the easterly shoreline of a pond at low water having scaled UTM coordinates of north 5,389,792 and east 443,369 metres;

Then running in a westerly direction to a point having scaled UTM coordinates of north 5,389,495 metres and east 442,190 metres;

Then running in a northeasterly direction to a point having scaled UTM coordinates of north 5,390,412 metres and east 442,989 metres;

Then running in a northeasterly direction to a point on the southeasterly shoreline of Grand Lake at low water having scaled UTM coordinates north 5,391,958 metres and east 444,342 metres;

Then running along the southeasterly shoreline of Grand Lake at low water mark to the point of beginning;

The above described piece or parcel of land being subject to a Newfoundland Hydro Line Easement, 152.4 metres wide, extending through the land;

And containing an area of 391.44 kilometres squared, more or less;

Also, all that other piece or parcel of land containing an area of 172.26 kilometres squared, more or less; abutted and bounded as follows:

Beginning at a point in the southeasterly shoreline of a pond at low water, the point having scaled UTM coordinates of north 5,374,178 metres and east 464,746 metres;

Then running in a southwesterly direction to a point on the southerly shoreline of Padille Pond at low water, the point having scaled UTM coordinates of north 5,369,364 metres and east 458,323 metres;

Then running in a northeasterly direction along the westerly shoreline of Padille Pond to a point on the shoreline at low water having scaled UTM coordinates of north 5,371,058 metres and east 459,214 metres;

Then running in a northwesterly direction to a point on the southerly shoreline of a pond at low water having scaled UTM coordinates of north 5,371,300 metres and east 458,353 metres;

Then running in a southwesterly direction to a point near the eastern shoreline of Bottle Lake having scaled UTM coordinates of north 5,370,708 and east 456,118 metres;

Then running in a southwesterly direction to a point on the northerly shoreline of Puddle Pond at low water having scaled UTM coordinates of north 5,369,402 metres and east 455,632 metres;

Then running along the northerly shoreline of Puddle Pond to a point having scaled UTM coordinates of north 5,369,249 metres and east 457,983 metres;

Then running in a southwesterly direction to a point on the northerly limit of the Newfoundland and Labrador Hydro Transmission line easement, 30 metres wide, having scaled UTM coordinates of north 5,365,128 metres and east 452,633 metres;

Then running along the northerly limit of the transmission line easement in a northwesterly direction to a point on the northerly bank of Southwest Brook at low water having scaled UTM coordinates of north 5,367,004 metres and east 443,702 metres;

Then running along the northerly bank of Southwest Brook at low water in a northwesterly direction to a point where a brook flows into Southwest Brook having scaled UTM coordinates of north 5,368,321 metres and east 441,104 metres;

Then running along the easterly bank of the brook at low water in a northerly direction to a point on the southwesterly shoreline of a pond at low water having scaled UTM coordinates of north 5,368,721 metres and east 441,363 metres;

Then running along the westerly shoreline of the pond at low water to a point on the northerly bank of a brook flowing into the pond having scaled UTM coordinates of north 5,368,804 metres and east 441,312 metres;

Then following the northerly bank of the brook in a northwesterly direction to a point on the southerly shoreline of a pond at low water having scaled UTM coordinates of north 5,370,103 metres and east 440,488 metres;

Then running along the southerly shoreline of the pond in a westerly direction at low water to a point having scaled UTM coordinates of north 5,370,113 metres and east 440,319 metres;

Then running in a westerly direction to a point on the southerly shoreline of a pond at low water having scaled UTM coordinates of north 5,370,006 metres and east 437,505 metres;

Then running along the northerly bank of a brook flowing from the pond to a point where the brook meets another brook and both brooks converge and flow into Southwest Brook having scaled UTM coordinates of north 5,368,550 metres and east 435,535 metres;

Then following the northerly bank of the converging brook at low water in a general northwesterly direction to a point having scaled UTM coordinates of north 5,369,891 metres and east 434,472 metres;

Then running in a northwesterly direction to a point having southerly shoreline of North Lake at low water having scaled UTM coordinates of north 5,371,193 metres and east 433,389 metres;

Then running along the westerly shoreline of North Lake at low water in a northwesterly direction to a point at the northwest corner of North Lake having scaled UTM coordinates of north 5,374,841 metres and east 432,517 metres;

Then running in a northwesterly direction to a point in the southerly shoreline of a pond at low water having scaled UTM coordinates of north 5,375,300 metres and east 432,269 metres;

Then following the northerly bank of a brook flowing from the southerly shoreline of the pond at low water in a westerly direction to the point where the brook flows into the easterly shoreline of another pond having scaled UTM coordinates of north 5,375,545 metres and east 430,361 metres;

Then running along the northerly shoreline of the pond at low water to a point where a brook flows into the pond having scaled UTM coordinates of north 5,375,629 metres and east 429,663 metres;

Then running in a northerly direction to a point on the southerly bank of Bottom Brook having scaled UTM coordinates of north 5,377,651 metres and east 429,375 metres;

Then running along the southerly bank of Bottom Brook in a northeasterly direction to a point on the westerly shoreline of a pond at low water having scaled UTM coordinates of north 5,378,006 metres and east 429,789 metres;

Then running in a southeasterly direction to a point on the westerly shoreline of Island Pond at low water having scaled UTM coordinates of north 5,376,000 metres and east 434,641 metres;

Then running along the westerly shoreline of Island Pond at low water in a southeasterly direction to a point having scaled UTM coordinates of north 5,374,939 metres and east 435,872 metres;

Then running in a southeasterly direction to a point on the southerly shoreline of Island Pond at low water having scaled UTM coordinates of north 5,374,236 metres and east 437,560 metres;

Then running along the southerly shoreline of Island Pond at low water to a point having scaled UTM coordinates of north 5,374,019 metres and east 438,975 metres;

Then running in a southeasterly direction to a point on the southerly shoreline of a pond at low water having scaled UTM coordinates of north 5,373,738 metres and east 441,754 metres;

Then running in a southeasterly direction to a point of the westerly shoreline of a pond at low water having scaled UTM coordinates of north 5,373,680 metres and east 443,916 metres;

Then running along the northerly shoreline of the pond at low water to a point on the easterly shoreline having scaled UTM coordinates of north 5,373,688 metres and east 444,159 metres;

Then running in a northeasterly direction to a point on the westerly shoreline of a pond at low water having scaled UTM coordinates of north 5,374,221 metres and east 447,675 metres;

Then running along the northerly shoreline of the pond at low water to a point on the easterly shoreline having scaled UTM coordinates of north 5,374,053 metres and east 448,399 metres;

Then running in a southeasterly direction to a point on the easterly shoreline of a pond at low water having scaled UTM coordinates of north 5,373,326 and east 452,037 metres;

Then running in a southeasterly direction to a point on the southerly bank of a brook flowing into Little Grand Lake having scaled UTM coordinates of north 5,373,018 metres and east 458,454 metres;

Then running along the southerly bank of the brook and along the southerly shoreline of a pond at low water in a northeasterly direction to the point of beginning;

Also all that other piece or parcel of land containing an area of 5.10 kilometres squared, more or less, abutted and bounded as follows:

Beginning at a point on the southerly shoreline of Padille Pond at low water, the point having scaled UTM coordinates of north 5,369,364 metres and east 458,323 metres;

Then running in a northeasterly direction along the westerly shoreline of the Padille Pond to a point on the shoreline at low water having scaled UTM coordinates of north 5,371,058 metres and east 459,214 metres;

Then running in a northwesterly direction to a point on the southerly shoreline of a pond at low water having scaled UTM coordinates of north 5,371,300 and east 458,353 metres;

Then running in a southwesterly direction to a point near the eastern shoreline of Bottle Lake having scaled UTM coordinates of north 5,370,708 and east 456,118 metres;

Then running in a southwesterly direction to a point on the northerly shoreline of Puddle Pond at low water having scaled UTM coordinates of north 5,369,402 metres and east 455,632 metres;

Then running along the northerly shoreline of Puddle Pond at low water to a point having scaled UTM coordinates of north 5,369,249 metres and east 457,983 metres;

Then running in a northeasterly direction to the point of beginning;

Reserving nevertheless out of the above described pieces or parcels of land all roads and adjacent rights of way crossing the parcels;

The above described pieces or parcels of land containing in all an area of 568.80 kilometres squared, more or less;

All bearings being referred to zone 21 of the Universal Transverse Mercator Projection, NAD83.

Schedule B

All that piece or parcel of land situate and being south of Little Grand Lake in the Electoral District of Burgeo and LaPoile abutted and bounded as follows:

Beginning at a point on the southerly shoreline of Padille Pond at low water, the point having scaled UTM coordinates of north 5,369,364 metres and east 458,323 metres;

Then running in a northeasterly direction along the westerly shoreline of the Padille Pond to a point on the shoreline at low water having scaled UTM coordinates of north 5,371,058 metres and east 459,214 metres;

Then running in a northwesterly direction to a point on the southerly shoreline of a pond at low water having scaled UTM coordinates of north 5,371,300 and east 458,353 metres;

Then running in a southwesterly direction to a point near the eastern shoreline of Bottle Lake having scaled UTM coordinates of north 5,370,708 and east 456,118 metres;

Then running in a southwesterly direction to a point on the northerly shoreline of Puddle Pond at low water having scaled UTM coordinates of north 5,369,402 metres and east 455,632 metres;

Then running along the northerly shoreline of Puddle Pond at low water to a point having scaled UTM coordinates of north 5,369,249 metres and east 457,983 metres;

Then running in a northeasterly direction to the point of beginning;

Reserving nevertheless out of the above described piece or parcel of land all roads and adjacent rights of way crossing the parcel;

The above described piece or parcel of land containing an area of 5.10 kilometres squared, more or less;

All bearings being referred to zone 21 of the Universal Transverse Mercator Projection, NAD83.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 86/02**

Glover Island Public Reserve Order
under the
Lands Act
(O.C. 2002-600)

(Filed November 18, 2002)

Under the authority of subsection 8(2) of the *Lands Act*, the minister with the approval of the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, November 13, 2002.

Walter Noel
Minister of Government Services and Lands

Deborah E. Fry
Clerk of the Executive Council

ORDER

Analysis

- | | |
|------------------|----------|
| 1. Short title | 3. Term |
| 2. Area included | Schedule |

Short title

1. This Order may be cited as the *Glover Island Public Reserve Order*.

Area included

2. The Glover Island Public Reserve is established and the area included for the purpose of protecting the habitat of the Newfoundland Marten is set out in the Schedule.

Term

3. The reserve is established for a 10 year period.

Schedule

All that piece or parcel of land situate and being at Glover Island, Grand Lake, in the Electoral District of St. George's-Stephenville East abutted and bounded as follows:

Beginning at a point on the northeasterly shoreline of Glover Island, that point being located at the low water mark of Grand Lake where a brook flows into Grand Lake and having scaled UTM coordinates of north 5,416,332 metres and east 460,210 metres;

Then running along the sinuosities of the shoreline of Glover Island at low water, in general southerly, southwesterly and northeasterly directions for a scaled distance of 85,792 metres, more or less, to the point of beginning;

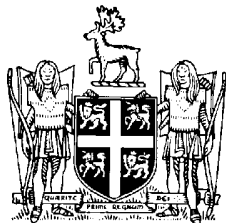
Reserving nevertheless out of the above described piece or parcel of land all roads and adjacent rights of way crossing the parcel;

The above described piece or parcel of land being subject to a Newfoundland and Labrador Hydro Line Easement 152.4 metres wide extending through the land;

And containing an area of 177.58 kilometres squared, more or less.

All bearings being referred to Zone 21, of the Universal Transverse Mercator Projection, NAD 83.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 87/02**

Glover Island Public Reserve Regulations
under the
Lands Act
(O.C. 2002-601)

(Filed November 18, 2002)

Under the authority of section 41 of the *Lands Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, November 13, 2002.

Deborah E. Fry
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|-----------------|---------------------------|
| 1. Short title | 6. Timber harvesting |
| 2. Definitions | 7. Mineral exploration |
| 3. Restrictions | 8. Commercial development |
| 4. Camping | 9. Existing development |
| 5. Building | |

Short title **1.** These regulations may be cited as the *Glover Island Public Reserve Regulations*.

Definitions **2.** In these regulations

- (a) "Newfoundland Marten" means the Newfoundland population of the *Martes americana atrata*;
- (b) "outfitter" means the owner or operator of a camp site, lodge, cabin and related facilities constructed solely for the purpose of and used solely as a base for outfitting operations for sports fishing or hunting and related commercial recreational activities, that is licensed under the *Tourist Establishment Regulations*;
- (c) "reserve" means the Glover Island Public Reserve;
- (d) "structure" means a man-made object intended to be permanent or semi-permanent in nature and includes, but is not limited to, buildings, houses, cottages, cabins, wharves, docks, boathouses, slipways, trailers, mobile homes, tents, tent platforms, and recreational vehicles used for any purpose;
- (e) "timber" means trees and shrubs, whether standing or felled, live or dead; and
- (f) "wild life" means wild life as defined in the *Wild Life Act*.

Restrictions

3. Within the reserve, a person shall not

- (a) disturb, hunt, take, interfere with or kill the Newfoundland Marten;
- (b) bring a dog, except during the open season in the area for hunting and shooting small game;
- (c) trap, net or snare wild life, except by a trap, net or snare approved by the Director of Inland Fish and Wild Life for use in the reserve, or by an underwater beaver set;
- (d) dispose of garbage;
- (e) bring or use poison, pesticides, traps, nets or snares, except a trap, net or snare approved by the Director of Inland Fish and Wild Life for use in the reserve, or an underwater beaver set; or

(f) pollute or obstruct a stream or other body of water.

Camping

4. (1) A person shall not camp in the reserve for longer than 10 nights except with a permit.

(2) The minister responsible for the *Wilderness and Ecological Reserves Act* may issue a permit to camp outside the restrictions in subsection (1).

Building

5. (1) The minister shall not issue a lease, grant or license to occupy for an area of Crown lands within the reserve except in accordance with a permit issued under sections 7, 8 and 9.

(2) A person shall not build or expand any structure within the reserve except in accordance with a permit issued under sections 7, 8 and 9.

(3) Where a structure existed on the land in the reserve prior to the coming into force of this regulation without a lease, grant or permit to occupy, the minister shall not issue a lease, grant or license to occupy in respect of the structure.

(4) The minister may issue a lease, grant or license to occupy for a structure referred to in subsection (3) where the application for the lease, grant or permit to occupy was made prior to the coming into force of this regulation.

Timber harvesting

6. A person shall not harvest timber within the reserve except in accordance with a permit issued under sections 7, 8 and 9.

Mineral exploration

7. (1) A person shall not explore for minerals within the reserve without a permit issued under subsection (2).

(2) The minister may issue a permit for mineral exploration and development, on terms and conditions that the minister considers appropriate.

(3) The permit issued under subsection (2) may exempt the permit holder from any section of this regulation other than section 3.

(4) A permit is not required for exploration activities which comply with sections 3, 4, 5 and 6 and do not cause significant ground disturbance, including foot and aircraft travel, airborne surveys, claim

staking, geological mapping, geochemical surveys, geophysical surveys and prospecting.

Commercial development

8. (1) A person shall not operate a commercial enterprise within the reserve without a permit issued under subsection (2).

(2) The minister may issue a permit to operate to an outfitter or operator of a tourism enterprise, on terms and conditions that the minister considers appropriate.

(3) A permit issued under subsection (2) may exempt the permit holder from any section of these regulations other than section 3.

Existing development

9. (1) The owner or occupier of an existing structure or commercial enterprise with a valid title, lease or permit to occupy may continue to exercise rights in relation to the structure or enterprise but no expansion or further development is permitted except under a permit granted by the minister.

(2) The minister may issue a permit for the expansion of an existing structure or commercial enterprise within the reserve.

(3) The minister may issue a permit to an owner or occupier in subsection (1) to cut timber for heating a structure within the reserve.

(4) Nothing in this section permits a person to violate section 3.

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