



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

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Vol. 78

ST. JOHN'S, FRIDAY, MAY 9, 2003

No. 19

MINERAL ACT

NOTICE

Published in accordance with regulation 62 of the Mineral Regulations.

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

Mineral Licence 4747M
held by Celtic Minerals Ltd
situate near Harpoon Brook, Central NL
on map sheet 12A/ 9, 12A/10, 12A/15, 12A/16

Mineral Licence 6562M
held by Buchans River Ltd
situate near Lake Ambrose, Central NL
on map sheet 12A/10

Mineral Licence 7279M
held by Daniel Kelly Jr.
situate near Burin Bay, Burin Peninsula
on map sheet 1M/ 3

Mineral Licence 7859M
held by Kevin Brewer
situate near Sock Pond, Eastern NL
on map sheet 1M/15

Mineral Licence 7858M
held by Kevin Brewer

situate near North Lake, Western NL
on map sheet 12H/ 4

Mineral Licence 7862M
held by Wayde Guinchard
situate near Benton, Central NL
on map sheet 2D/16

Mineral Licence 7874M
held by Albert N. Woodman
situate near Benton, Central NL
on map sheet 2D/16

Mineral Licence 7875M
held by Robert Woodman
situate near Benton, Central NL
on map sheet 2D/16

Mineral Licence 7876M
held by Wayde Guinchard
situate near Benton, Central NL
on map sheet 2D/16

Mineral Licence 8301M
held by Black Bart Prospecting Inc
situate near Gander Lake, Central NL
on map sheet 2D/15

Mineral Licence 8303M, 8304M
held by Fenton Scott
situate near Howells River
on map sheet 23J/14

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Mineral Licence 8387M
held by Benjamin Turpin
situate near Noel Pauls Brook, Central NL
on map sheet 12A/ 9

Mineral Licence 8388M
held by Phillip Saunders
situate near Fraser Lake
on map sheet 13L/ 5

Mineral Licence 8390M, 8391M
held by Christopher Hutchings
situate near Whitewood Pond, Avalon Pen.
on map sheet 1N/11

Mineral Licence 8389M
held by Christopher Hutchings
situate near Hearts Delight, Avalon Pen.
on map sheet 1N/14

A portion of licence 7587M
held by Gallery Resources Limited
situate near Coy Pond, Central NL
on map sheet 2D/ 5
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 8463M
held by Cornerstone Resources Inc.
situate near Deer Harbour, Avalon Peninsula
on map sheet 1N/13
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 7943M
held by Cornerstone Resources Inc.
situate near British Harbour, Eastern NL
on map sheet 2C/ 4, 2C/ 5
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 7942M
held by Cornerstone Resources Inc.
situate near Popes Harbour, Eastern NL
on map sheet 2C/ 4
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 7941M
held by Cornerstone Resources Inc.
situate near Deer Harbour, Eastern NL
on map sheet 2C/ 4
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 8466M
held by Cornerstone Resources Inc.
situate near Britannia, Eastern NL
on map sheet 2C/ 4
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 8465M
held by Cornerstone Resources Inc.
situate near Britannia, Eastern NL
on map sheet 2C/ 4
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 7939M
held by Cornerstone Resources Inc.
situate near Loreburn, Eastern NL
on map sheet 2C/ 4
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 8461M
held by Cornerstone Resources Inc.
situate near Trinity Pond, Eastern NL
on map sheet 2C/ 5
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 8459M
held by Cornerstone Resources Inc.
situate near Trouty Pond, Eastern NL
on map sheet 2C/ 5
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 7945M
held by Cornerstone Resources Inc.
situate near Trouty Pond, Eastern NL
on map sheet 2C/ 5
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 7944M
held by Cornerstone Resources Inc.
situate near Kerleys Harbour, Eastern NL
on map sheet 2C/ 5
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 8467M
held by Cornerstone Resources Inc.
situate near Plate Cove, Eastern NL
on map sheet 2C/11, 2C/10

more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 8468M
held by Cornerstone Resources Inc.
situate near Plate Cove, Eastern NL
on map sheet 2C/11, 2C/10
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 8098M
held by Cornerstone Resources Inc.
situate near Hickmans Harbour, Eastern NL
on map sheet 2C/ 4
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 8099M
held by Cornerstone Resources Inc.
situate near Lady Pond, Eastern NL
on map sheet 2C/ 5, 2C/ 4
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 8101M
held by Cornerstone Resources Inc.
situate near Little Catalina, Eastern NL
on map sheet 2C/10, 2C/11, 2C/ 6
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 8531M
held by Altius Resources Inc.
situate near Burnt Pond, Central NL
on map sheet 2E/ 7, 2E/ 2
more particularly described in an application on file at
Dept. of Mines and Energy

A portion of licence 8610M
held by Ivan Mesher
situate near Bear Pond, Central NL
on map sheet 2D/11
more particularly described in an application on file at
Dept. of Mines and Energy

The lands covered by this notice except for the lands within
Exempt Mineral Lands, the Exempt Mineral Lands being
described in Consolidated Newfoundland and Labrador
Regulations 1143/96 and Newfoundland and Labrador
Regulation 71/98, 104/98, 97/2000 and 36/2001 and outlined
on 1:50 000 scale maps maintained by the Department of
Mines and Energy, will be open for staking after the hour of
9:00 AM on the 32nd clear day after the date of this

publication. Priority of applications submitted will be
determined by a draw.

JIM HINCHEY, P.Geo.
Manager - Mineral Rights

File # 774: 2306, 3369, 3783, 3977, 4157, 4159, 4170,
4171, 4172, 4216, 4323, 4446, 4450, 4452,
4513, 4514, 4515, 4603, 4649

May 9

CORRECTION NOTICE(S)

In *The Newfoundland and Labrador Gazette* of
April 25, 2003 there appeared a *Mineral Act* Notice regarding
the cancellation of Mineral Licence 9112M.

This notice was published in error. The licence
remains in good standing.

JIM HINCHEY, P.Geo.
Manager - Mineral Rights

File #: 774: 4969

May 9

URBAN AND RURAL PLANNING ACT

NOTICE OF REGISTRATION TOWN OF TORBAY MUNICIPAL PLAN AMENDMENT No. 2, 2003, AND DEVELOPMENT REGULATIONS AMENDMENT No. 3, 2003

Take notice that the Town of Torbay Municipal
Plan Amendment No. 2, 2003, and Development Regulations
Amendment No. 3, 2003 approved on the 15th day of April,
2003, has been registered by the Minister of Municipal and
Provincial Affairs.

In general terms, the purpose of the Municipal Plan
Amendment No.2, 2003, is to re-designate land located off
Marine Drive currently zoned as Rural to Residential.

The purpose of Development Regulations
Amendment No. 3, 2003, is to re-designate land currently
zoned as Rural to Residential Large Lot.

The Town of Torbay Municipal Plan Amendment
No. 2, 2003, and Development Regulations Amendment No.
3, 2003, comes into effect on the day that this notice is

published in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of the Town of Torbay Municipal Plan Amendment No. 2, 2003, and Development Regulations Amendment No. 3, 2003, may do so at the Town Office, Torbay, during normal working hours.

TOWN OF TORBAY
Town Clerk

May 9

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:-

SAMANTHA ALLISON LEMPRIÈRE

of 27 Gillams Road, Corner Brook, A2H 6Z5, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried children's name from

TYLER JOHN CYRIL GREENE

to

TYLER JOHN CYRIL LEMPRIÈRE

RAEANNE MARIE GREENE-BENNETT

to

RAEANNE MARIE LEMPRIÈRE

DATED this 21st day of April, 2003.

SAMANTHA LEMPRIÈRE
(Signature of Applicant)

May 9

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:-

TAMMY ELIZABETH POWER
of General Delivery, Tors Cove, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

OLIVIA LYNN CHAFE

to

OLIVIA LYNN CHAFE POWER

DATED this 30th day of April, 2003.

TAMMY POWER
(Signature of Applicant)

May 9

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:-

SHANNON ELIZABETH CAARIN FISHER

of 78 Grenfell Avenue, St. John's A1C 3E2, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

JACOB HUGH RYERSON EAMON

to

JACOB HUGH RYERSON FISHER

DATED this 30th day of April, 2003.

SHANNON FISHER
(Signature of Applicant)

May 9

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:-

NICOLE DEANNE BUTT

of 19 East Valley Road, Corner Brook, A2H 2Y6, in the Province of Newfoundland and Labrador, as follows:

To change my name from

NICOLE DEANNE BUTT
to
NICOLE DEANNE GULLAGE

To change my minor unmarried child's name from

BETHANY MARGARET KELLEY BUTT-PITTMAN
to
BETHANY MARGARET KELLEY GULLAGE

DATED this 24th day of April, 2003.

NICOLE DEANNE BUTT
(Signature of Applicant)

May 9



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

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

Vol. 78

ST. JOHN'S, FRIDAY, MAY 9, 2003

No. 19

NEWFOUNDLAND AND LABRADOR REGULATION

NLR 50/03



NEWFOUNDLAND AND LABRADOR REGULATION 50/03

Massage Therapy Board Regulations
under the
Massage Therapy Act

(Filed May 5, 2003)

Under the authority of section 26 of the *Massage Therapy Act*, the Massage Therapists' Board with the approval of the Minister of Health and Community Services makes the following regulations.

Dated at St. John's, May 5, 2003.

Tina Thoden
Chair, Massage Therapy Board

Gerald Smith
Minister of Health and Community Services

REGULATIONS

Analysis

- | | |
|--|--------------------------|
| 1. Short title | 6. Letter of approval |
| 2. Definitions | 7. Inactive licence |
| 3. Forms | 8. Renewal and expiry |
| 4. Registration and licensing | 9. Examinations |
| 5. Proof of continuing liability insurance | 10. Continuing education |
| | 11. Licence conditions |

Short title	<p>12. Records</p> <p>1. These regulations may be cited as the <i>Massage Therapy Board Regulations</i>.</p>
Definitions	<p>2. (1) In these regulations</p> <p>(a) "Act" means the <i>Massage Therapy Act</i>;</p> <p>(b) "approved college or university" means</p> <p>(i) a college, university or school accredited or approved by the regulating massage therapy body in a regulated Canadian jurisdiction,</p> <p>(ii) a college, university or school in an unregulated Canadian jurisdiction that meets minimum CMTA standards as assessed by the board; and</p> <p>(iii) a college, university or school in a foreign jurisdiction that meets minimum CMTA standards as assessed by the board;</p> <p>(c) "association" means the Newfoundland and Labrador Massage Therapists' Association Inc.;</p> <p>(d) "board" means the Newfoundland and Labrador Massage Therapists' Board;</p> <p>(e) "CEU" means a continuing education unit;</p> <p>(f) "certificate of good standing" means a certificate from a regulatory body in another jurisdiction certifying that a person meets the professional and practice requirements of a massage therapist in that jurisdiction;</p> <p>(g) "CMTA" means the Canadian Massage Therapy Alliance;</p> <p>(h) "competency examination" means an examination established, adopted or approved by the board; and</p>

- (i) "good standing" means meeting the professional and practice requirements of a massage therapist under the Act and these regulations.

Forms

3. An application for registration and a licence or an approval to practise massage therapy shall be in the form set by the board.

Registration and
licensing

4. (1) Registration and a licence to practise massage therapy shall be granted to a person

(a) who

- (i) submits proof of graduation with a diploma or degree in massage therapy from an approved college or university,
 - (ii) submits proof of successful passing of the competency examination,
 - (iii) pays the required fees,
 - (iv) satisfies the board that he or she has sufficient professional liability insurance,
 - (v) submits proof of membership in the association,
 - (vi) submits a certificate of conduct from the RCMP or local police satisfactory to the board,
 - (vii) demonstrates to the board a reasonable fluency in the English language and provides documents as required in these regulations in an English translation, if necessary, made by a person acceptable to the board, and
 - (viii) submits a certificate of good standing from the jurisdiction where he or she previously held a licence to practise dated not more than two months before making the application, if applying from another jurisdiction; or
- (b) who fulfills the requirements of subsection 9(3) of the Act and meets the requirements imposed by section 3 and paragraphs 4(1)(iii) to (vii) of these regulations.

(2) Notwithstanding paragraph 1(v), a person may provide proof of membership in the association within 30 days after the issuance of a licence.

Proof of continuing liability insurance

5. For the purpose of being satisfied on licensing and renewal of licensing that a massage therapist has sufficient professional liability insurance, the board may require the massage therapist to give his or her consent for the professional liability insurer to provide periodic confirmation of continuing coverage during the period of licence.

Letter of approval

6. (1) In accordance with subsection 9(1) of the Act the board may provide a letter of approval to practise massage therapy for one year after the coming into force of the Act to a person who

- (a) pays the required fees;
- (b) satisfies the board that he or she has sufficient professional liability insurance; and
- (c) submits proof of graduation from a program in massage therapy that the board considers to be substantially equivalent to the minimum CMTA standards.

(2) An approval given under this section is not renewable.

Inactive licence

7. An inactive licence may be granted to a massage therapist who

- (a) is in good standing with the board;
- (b) pays the required fees; and
- (c) does not maintain an active practice of massage therapy in the province.

Renewal and expiry

8. (1) A licence to practise shall expire annually on June 1, and an inactive licence shall expire on the date specified in the licence.

(2) A licence to practise may be renewed and granted to a massage therapist who

- (a) is in good standing with the board;

- (b) submits an application for renewal of the licence 60 days prior to the expiry date of the currently held licence;
- (c) pays the required fees;
- (d) satisfies the board that he or she has sufficient professional liability insurance;
- (e) submits proof of membership in the association;
- (f) submits proof of completion of the required number of CEUs in the year when a continuing education credit cycle is ending; and
- (g) holds a licence and was in active clinical practice for a minimum of 500 hours of direct clinical care over the preceding 3 years or has graduated from a massage therapy program within the past two years.

(3) Where a massage therapist holds an inactive licence in the year immediately preceding the application for renewal of a licence to practise, he or she shall

- (a) meet the requirements stated in paragraphs (2)(a) to (e); and
- (b) complete a refresher course satisfactory to the board, if the inactive licence was held for two or more consecutive years.

(4) An inactive licence may be renewed and granted to a massage therapist who

- (a) submits an application for renewal of an inactive licence 60 days prior to the expiry date of the currently held licence; and
- (b) meets the requirements stated in paragraphs 7(a), (b) and (c).

(5) A person who allows his or her licence to lapse shall be considered a new applicant for the purpose of registration and licensing.

Examinations **9.** (1) The board shall offer competency examinations once a year, or more frequently, if it considers it necessary.

(2) A person is eligible to take a competency examination if he or she

- (a) submits an application on a form provided by the board;
- (b) pays the required fees;
- (c) submits proof of graduation from an approved college or university;
- (d) submits proof of a current First Aid and CPR certificate; and
- (e) demonstrates to the board's satisfaction that he or she is reasonably fluent in English.

(3) A person who fails an examination

- (a) may apply for re-examination up to 2 times within the 2 year period after the failure; and
- (b) shall provide proof of upgrading satisfactory to the board if he or she applies for re-examination after the 2 year period has elapsed.

Continuing education **10.** A massage therapist shall complete 30 CEUs within a three year continuing education credit cycle set by the board.

Licence conditions **11.** It is a condition of a licence issued under the Act and regulations that a massage therapist shall

- (a) maintain professional liability insurance in an amount considered acceptable by the board;
- (b) notify the board of any change of address or telephone number of the principal place of practise, or of any conviction of the massage therapist of a criminal offence;
- (c) demonstrate to the board, upon request, evidence of satisfactory patient record keeping practices, and

(d) adhere to the code of ethics established by the board.

Records

12. (1) Clinical health records shall be kept in strict confidentiality for each client and, where applicable, shall include

- (a) client name and address;
- (b) date and duration of each visit;
- (c) name of referring health professional;
- (d) relevant medical history and presentation complaints, the reasons for initial visit, notes of examinations and treatments;
- (e) a copy of a consent to treat signed by the client and a treatment plan and needs assessment;
- (f) a record of progress or response to treatment; and
- (g) a record of referrals and advice given by the massage therapist.

(2) Accounting records shall be kept for each client and shall include

- (a) an appointment or day record of attendance showing date, and time of patient visits, and recording of cancellations or non-attendance; and
- (b) a financial record of fees charged for services rendered and a copy of dated receipts issued.

(3) Client records, including clinical, accounting and financial records in relation to a client shall be retained for 10 years following the last visit of that client, and when destroyed shall be done in such a way so as to maintain client confidentiality.

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PART II

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Massage Therapy Act			
Massage Therapy Board Regulations	NLR 50/03	New	May 9/03, p. 379

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