

NOTE: Attached to the end of Part II is a list of Statutes of Newfoundland and Labrador, 2004 as enacted up to March 29, 2004.



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 79

ST. JOHN'S, THURSDAY, APRIL 8, 2004

No. 15

LANDS ACT

NOTICE OF INTENT

LANDS ACT, Chapter 36, S.N. 1991

Notice is hereby given that Robert James of Grand-Le-Pierre intends to apply to the Department of Environment and Conservation, two months from the publication of this Notice, to acquire title, pursuant to Section 7(2)(e) of the said Act, to that piece of Crown Land situated within fifteen (15) metres of the waters of Fortune Bay in the Electoral District of Bellevue for the purpose of constructing a wharf and slipway and being more particularly described as follows:

*Bounded on the North by West Foothills
for a distance of 30 m;*

*Bounded on the East by Iron Rock Brook
for a distance of 30 m;*

*Bounded on the South by Fortune Bay
for a distance of 30 m;*

*Bounded on the West by Western Point Foothills
for a distance of 30 m;
and containing an area of
approximately 900 square metres.*

Any person wishing to object to the application must file the objection, in writing, within one month from the publication of this notice, with reasons for it, to the Minister of Environment and Conservation, c/o the nearest Regional Lands Office.

For further information regarding the proposed application, please contact Robert James, P.O. Box 107,

Grand-Le-Pierre, NL, A0E 1Y0, Telephone (709) 662-2066.

April 8

URBAN AND RURAL PLANNING ACT

NOTICE OF REGISTRATION ST. JOHN'S DEVELOPMENT REGULATIONS AMENDMENT NO. 309, 2004

Take notice that the St. John's Development Regulations Amendment No. 309, 2004, adopted on the 22nd day of March, 2004 has been registered by the Minister of Municipal and Provincial Affairs.

In general terms the purpose of St. John's Development Regulations Amendment No. 309, 2004, is to make provision for a minimum standard of landscaping of the front yard of single detached dwellings in several residential zones.

The St. John's Development Regulations Amendment No. 309, 2004 comes into effect on the day this notice is published in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of St. John's Development Regulations Amendment No. 309, 2004 may do so at the City of St. John's Department of Planning, 3rd Floor, City Hall during regular business hours (Monday through Friday, 9:00 a.m. to 4:30 p.m.)

CITY OF ST. JOHN'S
Planning Department

April 8

**NOTICE OF REGISTRATION
TOWN OF PORT BLANDFORD
MUNICIPAL PLAN AMENDMENT NO. 1, 2004
AND
DEVELOPMENT REGULATIONS AMENDMENT
NO. 1, 2004**

Take notice that the Town of Port Blandford Municipal Plan Amendment No. 1, 2004 and Development Regulations Amendment No. 1, 2004 adopted on the 2nd day of February, 2004 and approved on the 23rd day of March, 2004 have been registered by the Minister of Municipal and Provincial Affairs.

In general terms, the purpose of the Municipal Plan Amendment No. 1 is to allow Terra Nova Resort (Sports Villas Incorporated) to construct a residential subdivision off the main entrance to the Lodge, and develop a recreational vehicle campground and cottage development off the main entrance and toward the T' Railway and the Trans Canada Highway. The purpose of the Development Regulations amendment is to implement the Municipal Plan Amendment.

The Port Blandford Municipal Plan Amendment No. 1, 2004 and Development Regulations Amendment No. 1, 2004 come into affect on the day that this notice is published in *The Newfoundland and Labrador Gazette*.

Anyone who wishes to inspect a copy of the Port Blandford Municipal Plan Amendment No. 1, 2004 and Development Regulations Amendment No. 1, 2004 may do so at the Town Office, Port Blandford during normal working hours.

TOWN OF PORT BLANDFORD
Town Clerk

April 8

**TRUSTEE ACT
ESTATE NOTICE**

IN THE MATTER OF the Estate of Gerald White, late of Carbonear, in the Province of Newfoundland and Labrador, deceased.

All persons claiming to be creditors of or who have any claims or demands either as beneficiaries or next of kin, (by blood, legal adoption or marriage) upon or affecting the Estate of the late Gerald White, the aforesaid deceased who died at Carbonear, in the Province of Newfoundland and Labrador, aforesaid on or about the 23rd day of January, 2004, are hereby requested to send particulars thereof in writing, duly attested to the undersigned Solicitor for the Executor of the Estate on or before the 30th day of April, 2004, after which date the Executor will proceed to distribute the said Estate having regard only to the claims which she shall then have had notice.

DATED at Carbonear, in the Province of Newfoundland and Labrador, this 2nd day of April, 2004.

BABB LAW OFFICE
Solicitor for the Executor of the
Estate of Gerald White, deceased.
PER: John M. Babb

Address for Service:
P. O. Box 400
Carbonear, NL
A1Y 1B8

April 8

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 for a change of name, pursuant to the provisions of the *Change of Name Act, by me:-*

PATRICIA NAOMI (GOODMAN) BEAUDOIN

Of P.O. Box 257, Port Saunders, A0K 4H0, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

LEILA JOANNE GOODMAN
to
LEILA JOANNE BEAUDOIN

DATED this 24th day of March, 2004

PATRICIA BEAUDOIN
(Signature of Applicant)

April 8

**NOTICE OF APPLICATION
FOR CHANGE OF NAME**

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

ROSS DOUGLAS BAGGS

Of 39 Municipal Square, Clarenville, A5A 1T4, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried children's name from

ADRIAN JORDAN CRITCH
to
ADRIAN JORDAN BAGGS

ALEXANDER DOUGLAS CRITCH
to
ALEXANDER DOUGLAS BAGGS

AMANDA DAWE
(Signature of Applicant)

April 8

**NOTICE OF APPLICATION
FOR CHANGE OF NAME**

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

DATED this 29th day of March, 2004

ROSS BAGGS
(Signature of Applicant)

April 8

**NOTICE OF APPLICATION
FOR CHANGE OF NAME**

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

DAVID BRADLEY BUTT

Of 16 Carlisle Drive, Paradise, in the Province of Newfoundland and Labrador, as follows:

To change my name from

DAVID BRADLEY BUTT
to
DAVID BRADLEY ROBERTS

DATED this 30th day of March, 2004

DAVID BUTT
(Signature of Applicant)

April 8

**NOTICE OF APPLICATION
FOR CHANGE OF NAME**

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

AMANDA DAWE

Of 73 Pocket Rd. Conception Bay South, A1W 5A7, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried children's name from

AMY VIOLET WHITE
to
AMY VIOLET DAWE

MEAGHAN NICHOLE WHITE
to
MEAGHAN NICHOLE DAWE

DATED this 24th day of March, 2004

COLLEEN HANN

Of 14 Branscombe St., St. John's, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

MICHAEL DAVID FISHER
to
MICHAEL DAVID NEWMAN

DATED this 24th day of March, 2004

COLLEEN HANN
(Signature of Applicant)

April 8



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDIANTE LEGISLATION
FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

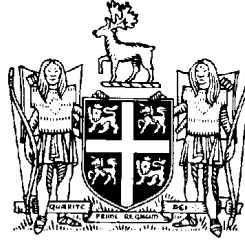
Vol. 79

ST. JOHN'S, THURSDAY, APRIL 8, 2004

No. 15

NEWFOUNDLAND AND LABRADOR
REGULATIONS

NLR 28/04
NLR 29/04
NLR 30/04



**NEWFOUNDLAND AND LABRADOR
REGULATION 28/04**

Rules of the Supreme Court, 1986 (Amendment)
under the
Judicature Act
(O.C. 2004-176)

(Filed April 5, 2004)

Under the authority of subsection 55(2) of the *Judicature Act*, the Lieutenant-Governor in Council makes the following Rules.

Dated at St. John's, April 2, 2004.

Robert C. Thompson
Clerk of the Executive Council

RULES

Analysis

1. Rule 55 Appendix
Item J Amdt.

1. Item J of the Appendix to Rule 55 of the *Rules of the Supreme Court, 1986* is amended as follows:

- (a) in 1, by deleting the amount "\$60.00" and substituting the amount "\$85.00";
- (b) in 3, by deleting the amount "\$30.00" and substituting the amount "\$60.00";

- (c) in 5, by deleting the amount "\$5.00" and substituting the amount "\$10.00";**
- (d) in 6, by deleting the amount "\$60.00" and substituting the amount "\$100.00";**
- (e) in 7, by deleting the amount "\$60.00" and substituting the amount "100.00";**
- (f) in 10, by deleting the amount "\$20.00" and substituting the amount "\$50.00";**
- (g) in 14, by deleting the amount "10.00" and substituting the amount "\$25.00";**
- (h) in 16, by deleting the amount "\$7.50" and substituting the amount "\$20.00";**
- (i) in 17, by deleting the amount "\$60.00" and substituting the amount "\$150.00"; and**
- (j) in 18, by deleting the amount "\$30.00" and substituting the amount "\$50.00".**

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NEWFOUNDLAND AND LABRADOR REGULATION 29/04

Student Financial Assistance Regulations (Amendment)
under the
Student Financial Assistance Act
(O.C. 2004-175)

(Filed April 5, 2004)

Under the authority of section 16 of the *Student Financial Assistance Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, March 30, 2004.

Robert C. Thompson
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|--|--|
| 1. S.2 Amdt.
Definitions | 5.7 Student loan default |
| 2. S.2.1 Added
Application | 5.8 Consolidation and
repayment |
| 3. S.5 R&S | 5.9 Obligation to pay
interest |
| 5. Granting of student
loan | 5.10 Application to
pre-April, 2004 loans |
| 5.1 Loan disbursement | 5.11 Revision of terms |
| 5.2 Interest free status | 4. Ss.6 to 8 Amdt. |
| 5.3 Rules respecting
interest free status | 6. Debt reduction grants |
| 5.4 Notification | 7. Debt reduction
calculations |
| 5.5 Required provisions | 8. Loan remission |
| 5.6 Amendment to prevent | |

- | | |
|--|---|
| 5. S.9 Amdt.
Early childhood education grants | 7. S.12 Amdt.
Loan forgiveness due to disability |
| 6. S.10 Amdt.
Interest relief | 8. Sch. R&S
9. Commencement |

NLR 105/03

1. (1) Section 2 of the *Student Financial Assistance Regulations* is amended by adding immediately after paragraph (a) the following:

(a.1) "consolidated loan agreement" means an agreement entered into between a lender and a borrower to establish the terms and conditions of the repayment of the borrower's student loan;

(2) Paragraph 2(c) of the regulations is repealed.

(3) Section 2 of the regulations is amended by deleting the word "and" at the end of paragraph (g) and by adding immediately after paragraph (g) the following:

(g.1) "prime rate" means the variable reference rate of interest as calculated monthly by Canada's Minister of Human Resources and Skills Development based upon the variable reference rates of interest declared by the largest 5 Canadian financial institutions as their rate for Canadian dollar consumer demand loans and the prime rate will be calculated by ignoring both the highest and the lowest of those 5 rates and taking the average of the remaining 3 rates;

(4) Section 2 of the regulations is amended by deleting the period at the end of paragraph (h) and substituting a semi-colon and the word "and" and by adding immediately after paragraph (h) the following:

(i) "service provider" means a person who has entered into an agreement with the minister or the corporation to provide services with respect to the disbursement, administration, management and recovery of student loans.

2. The regulations are amended by adding immediately after section 2 the following:

Application **2.1** These regulations apply to all student loans unless otherwise is expressly stated.

3. Section 5 of the regulations is repealed and the following substituted:

Granting of student loan **5.** (1) A person to whom a certificate of eligibility has been issued shall

- (a) have an appropriate official of the educational institution where that person is enrolled, confirm that person's enrolment as a full time student on the certificate of eligibility;
- (b) sign a student loan agreement in which he or she agrees to repay his or her student loan in accordance with the terms and conditions of that agreement and these regulations;
- (c) sign those consents, authorizations and certificates that the minister may require; and
- (d) submit the completed certificate of eligibility to the corporation or service provider within 30 days of the educational institution confirming full time enrolment and before the last day of the month of his or her period of study end date.

(2) Where a person complies with subsection (1), the corporation shall issue a student loan to that person in the amount set out in the certificate of eligibility.

Loan disbursement **5.1** (1) The corporation or service provider shall not disburse a student loan before the borrower's period of study start date or after the last day of the month of the borrower's period of study end date.

(2) The corporation or service provider may, with the written approval of the minister, disburse a student loan that does not comply with subsection (1).

Interest free status **5.2** (1) Where a student loan is issued to a borrower, that student loan has interest free status during the period

- (a) commencing on the period of study start date indicated on the borrower's certificate of eligibility; and

(b) ending on the last day of the month of the borrower's period of study end date as indicated on his or her certificate of eligibility.

(2) If a student loan has an interest free status in accordance with these regulations, interest shall not accrue on that student loan during the period that the student loan has interest free status.

(3) A borrower who is not issued a student loan for a current period of study and

(a) who is enrolled in at least 60% of a full course load; or

(b) meets the requirements of subsection 3(4) of the *Student Financial Assistance Administration Regulations*,

may apply to the minister for interest free status on his or her student loan.

(4) An application under subsection (3) must include or be accompanied by the information that the minister may require.

(5) Where the minister receives an application under subsection (3), and is satisfied that the borrower has complied with these regulations, the minister may grant interest free status to the borrower's student loan.

Rules respecting
interest free status

5.3 (1) If the period of study end date shown on a borrower's application under subsection 5.2(3) changes to another date, his or her student loan interest free status ends on the last day of the month of the new period of study end date.

(2) Notwithstanding subsections 5.2(2) and (3) a borrower is not entitled to interest free status on his or her student loan if that borrower is in arrears on payments on his or her student loan.

(3) The minister may terminate an interest free status where

(a) the borrower to whom that status applies or his or her spouse, parent or sponsor has provided false or misleading information to the minister; or

(b) the borrower fails to comply with a provision of the Act or regulations made under the Act.

(4) Notwithstanding that the last day of the month of the period of study end date as stated on a certificate of eligibility or application made under subsection 5.2(3) has been reached, the student loan to which it applies retains its interest free status during the period between the previous period of study end date and the last day of the month of the next period of study end date as shown on the borrower's current certificate of eligibility or application if

(a) the period between the last day of the month of the previous period of study end date and next period of study start date as shown on that borrower's current certificate of eligibility or application is less than 6 months; and

(b) that borrower delivers the current certificate of eligibility or application made under subsection 5.2(3) to the minister within the 6 month period referred to in paragraph (a).

Notification

5.4 A borrower shall promptly notify the lender or service provider of any change in his or her

(a) marital or family status;

(b) status as a full time student at an educational institution;

(c) education costs for a period of study, and

(d) financial resources

that occurs during the period of study for which the student loan referred to in the student loan agreement is made.

Required provisions

5.5 A student loan agreement made on or after April 1, 2004 shall include provisions that state the following:

(a) any refund of fees paid to an educational institution by the borrower from financial assistance provided under the Act shall be paid by the educational institution to the borrower's lender for credit against a student loan received under the Act by the borrower;

- (b) the borrower shall ratify all student loans made to him or her while he or she was a minor;
- (c) interest on a student loan is payable before and after a default, acceleration or judgement with respect to that student loan; and
- (d) the borrower shall pay all legal fees incurred by the lender to collect the student loan.

Amendment to
prevent default

5.6 A lender and a borrower may amend their consolidated loan agreement if the borrower notifies the lender that the terms of the agreement are such that he or she will be in default and if the lender considers that an amendment to the agreement will enable the borrower to meet his or her obligations under the agreement.

Student loan default

5.7 (1) A borrower is in default of his or her obligation to repay a student loan if he or she refuses to repay all or a part of that loan or if he or she does not make a regularly scheduled payment and the failure to make the required payment continues for 2 months.

(2) Where a borrower is in default of his or her obligation to repay a student loan, the loan is due and payable on the date that is the earlier of the following dates:

- (a) if the default occurs because the borrower refuses to repay all or a part of his or her student loan, on the first day that is at least 30 days after that refusal where a payment due on that student loan is at least 90 days in arrears; or
- (b) if the default occurs because the borrower does not make a regularly scheduled payment to repay his or her student loan, on the day after the date on which a regularly scheduled payment has been outstanding for 2 consecutive months; or
- (c) the date on which the borrower becomes subject to or takes advantage of a law relating to bankruptcy or insolvency.

Consolidation and
repayment

5.8 (1) A borrower who enters into one or more student loan agreements shall enter into a consolidated loan agreement with the lender after the borrower ceases to be a full time student.

(2) A consolidated loan agreement shall include the amount and duration of the payments to be made to discharge the principal amount of all outstanding student loans and the interest on the outstanding balance from time to time.

(3) If a borrower does not enter into a consolidated loan agreement within 6 months after ceasing to be a full time student, he or she shall be considered to have entered into a consolidated loan agreement and the lender shall establish the amount and duration of the payments to be made to discharge the principal amount of all outstanding student loans of that borrower and the interest on the outstanding balance from time to time unless the borrower subsequently enters into a consolidated loan agreement.

Obligation to pay
interest

5.9 (1) The interest rate in effect on any day on a student loan owned by the corporation shall be,

(a) the prime rate on that day plus 2.5 % yearly; or

(b) after consolidation of a student loan under section 5.8 and where requested by the borrower, the prime rate upon the date that the borrower made the request, plus 5% yearly.

(2) The interest rate on any day on a student loan not owned by the corporation shall be in accordance with the student loan agreement relating to that student loan.

(3) Interest on a student loan shall accrue commencing on the first day of the month following the last day on which the borrower under that student loan ceases to be a full time student.

(4) After consolidation of a student loan, interest on that loan shall accrue daily and shall be calculated monthly.

(5) Interest accruing on a student loan for 6 months immediately after interest commencement under subsection (3) shall accrue daily and be payable on the first day of the seventh month after interest commencement and where the interest amount is not paid as required, that amount shall be capitalized and form part of the principal owed on that student loan.

Application to pre-
April, 2004 loans

5.10 Section 5.8 and subsection 5.9(1) shall only apply to a student loan owned by the corporation that has not been consolidated or entered

into repayment status before April 1, 2004, notwithstanding that contrary terms and conditions of a student loan agreement apply to that loan immediately before that date.

Revision of terms

5.11 (1) Where, on April 1, 2004, a student loan owned by the corporation is in repayment status, the following terms and conditions shall be considered to apply to the student loan agreement applicable to that loan, notwithstanding contrary terms and conditions of that agreement immediately before April 1, 2004:

- (a) interest payable shall be calculated based on the prime rate as defined in these regulations;
- (b) the amortization period shall be adjusted as required to ensure that a borrower's total monthly payment to repay his or her student loan and his or her direct loan under the federal Act is not greater than the sum of his or her monthly student loan payment and federal direct loan payment immediately before April 1, 2004;
- (c) where a student loan has, immediately before April 1, 2004, a fixed interest rate and the borrower's direct loan under the federal Act has a floating rate, the interest rate applicable to the student loan shall be a floating rate that is the prime rate plus 2.5% yearly;
- (d) where a borrower has a student loan with a fixed interest rate and a direct loan under the federal Act with a fixed interest rate that is lower than the fixed interest rate applicable to his or her student loan, the interest rate on his or her student loan shall be reduced to match the fixed interest rate applicable to the borrower's direct loan under the federal Act;
- (e) the allocation and application of payments between a student loan and a direct loan under the federal Act shall be as agreed upon among the minister, the corporation and the Government of Canada; and
- (f) monthly payments on a student loan shall be due and payable on the last day of each month.

(2) Paragraphs (1)(b) to (e) shall apply to a borrower's student loan if that borrower has a direct loan under the federal Act.

(3) In this section, "direct loan" has the same meaning as under the federal Act.

(4) Subsections (1) and (2) shall cease to apply where a borrower enters into an agreement to revise the terms and conditions of his or her student loan agreement or consolidated loan agreement.

4. Sections 6, 7 and 8 of the regulations are amended by adding immediately before the word "loan" wherever it occurs, the word "student".

5. Subsections 9(1), (2) and (3) of the regulations are amended by adding immediately before the words "loan" and "loans" the word "student".

6. (1) Subsection 10(1) of the regulations is amended by adding immediately before the word "loan" the word "student".

(2) Subsection 10(2) of the regulations is amended by deleting the word "consider" and substituting the words "include a consideration of".

(3) Subsections 10(3) and (4) of the regulations are amended by adding immediately before the word "loan" wherever it occurs, the word "student".

(4) Section 10 of the regulations is amended by adding immediately after subsection (4) the following:

(5) If a borrower fails to pay interest on a student loan, the minister may, as a condition of providing interest relief or other financial assistance, require the borrower to

- (a) pay all or a part of the accrued interest owing on that student loan; or
- (b) capitalize all or a part of the accrued interest owing on that student loan and that capitalized accrued interest shall form a part of the principal owed on that student loan.

(6) Where the minister grants interest relief under this section, the first payment on principal and interest owed on a student loan that

the borrower must make is due within one month after the end of the interest relief period.

(7) The minister may terminate interest relief that he or she has granted where

- (a) the borrower has provided false or misleading information to the minister; or
- (b) the borrower fails to comply with a provision of the Act, regulations made under the Act or the borrower's student loan agreement.

(8) Where, on April 1, 2004, a borrower's loan under the federal Act is in interest relief status under that Act, an application shall be considered to have been made under subsection (1) with respect to that borrower's student loan.

7. Subsection 12(1) of the regulations is repealed and the following substituted:

Loan forgiveness
due to disability

12. (1) A borrower may apply to the minister to have his or her student loan removed from active recovery because he or she has a permanent disability that was acquired on the earlier of

- (a) the date the borrower enters repayment status on his or her student loan; or
- (b) the first day of the seventh month after his or her period of study end date.

8. The Schedule to the regulations is repealed and the following substituted:

Schedule

Total Monthly Payments (Please see below)	MONTHLY FAMILY INCOME (in dollars)									
	Number of Persons Comprising Borrower, Borrower's Spouse or Common-law Partner and Their Dependants									
	1	2	3	4	5	6	7	8	9	10
0 - 35	1,604	2,506	3,237	3,818	4,351	4,842	5,281	5,651	5,954	6,184
35.01 - 70	1,635	2,550	3,277	3,860	4,395	4,888	5,329	5,700	6,006	6,237

*Student Financial Assistance Regulations
(Amendment)*

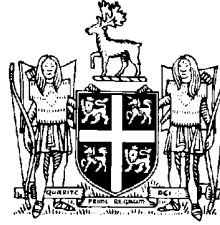
29/04

70.01 - 105	1,671	2,593	3,316	3,901	4,440	4,933	5,378	5,749	6,057	6,290
105.01 - 140	1,707	2,638	3,355	3,943	4,483	4,980	5,426	5,800	6,108	6,344
140.01 - 175	1,743	2,672	3,395	3,984	4,527	5,027	5,475	5,851	6,162	6,398
175.01 - 210	1,782	2,705	3,436	4,025	4,571	5,074	5,525	5,902	6,215	6,453
210.01 - 245	1,821	2,740	3,474	4,067	4,616	5,121	5,574	5,964	6,269	6,507
245.01 - 280	1,858	2,778	3,515	4,109	4,661	5,168	5,623	6,016	6,322	6,563
280.01 - 315	1,898	2,817	3,557	4,152	4,706	5,215	5,672	6,066	6,377	6,618
315.01 - 350	1,937	2,855	3,597	4,195	4,750	5,261	5,721	6,117	6,431	6,674
350.01 - 385	1,976	2,894	3,640	4,239	4,796	5,308	5,772	6,167	6,486	6,730
385.01 - 420	2,015	2,932	3,683	4,283	4,842	5,356	5,823	6,218	6,540	6,785
420.01 - 455	2,055	2,970	3,726	4,326	4,888	5,404	5,874	6,270	6,595	6,842
455.01 - 490	2,096	3,009	3,768	4,370	4,932	5,452	5,927	6,322	6,649	6,899
490.01 - 525	2,139	3,048	3,811	4,413	4,978	5,500	5,979	6,377	6,705	6,955
525.01 - 560	2,180	3,086	3,854	4,458	5,025	5,549	6,031	6,431	6,760	7,012
560.01 - 595	2,223	3,124	3,897	4,502	5,072	5,598	6,082	6,486	6,816	7,070
595.01 - 630	2,265	3,161	3,939	4,545	5,119	5,648	6,135	6,540	6,871	7,128
630.01 - 665	2,308	3,200	3,983	4,589	5,167	5,697	6,187	6,595	6,928	7,185
665.01 - 700	2,351	3,239	4,025	4,634	5,213	5,748	6,240	6,649	6,985	7,244
700.01 - 735	2,395	3,279	4,068	4,678	5,261	5,798	6,294	6,705	7,041	7,303
735.01 - 770	2,441	3,318	4,110	4,723	5,309	5,848	6,347	6,760	7,099	7,362
770.01 - 805	2,486	3,357	4,154	4,768	5,357	5,899	6,400	6,816	7,157	7,421
805.01 - 840	2,533	3,396	4,197	4,813	5,405	5,950	6,454	6,871	7,215	7,481
840.01 - 875	2,580	3,436	4,239	4,859	5,453	6,003	6,507	6,927	7,272	7,541
875.01 - 910	2,628	3,475	4,283	4,905	5,502	6,054	6,562	6,984	7,331	7,601
910.01 - 945	2,661	3,515	4,325	4,951	5,551	6,106	6,616	7,040	7,390	7,661
945.01 - 980	2,692	3,556	4,368	4,998	5,600	6,160	6,671	7,097	7,449	7,722
980.01 - 1015	2,725	3,597	4,410	5,043	5,651	6,213	6,725	7,154	7,508	7,783
1015.01 - 1050	2,763	3,637	4,454	5,090	5,701	6,268	6,781	7,210	7,568	7,844
1050.01 - 1085	2,801	3,679	4,496	5,136	5,750	6,322	6,836	7,268	7,628	7,906
1085.01 - 1120	2,839	3,720	4,539	5,184	5,800	6,377	6,892	7,326	7,688	7,968
1120.01 - 1155	2,878	3,763	4,582	5,232	5,851	6,431	6,948	7,385	7,749	8,030
1155.01 - 1190	2,916	3,805	4,625	5,280	5,902	6,486	7,003	7,444	7,810	8,103
1190.01 - 1225	2,954	3,847	4,667	5,328	5,954	6,540	7,059	7,502	7,871	8,165
1225.01 - 1260	2,992	3,886	4,710	5,376	6,006	6,596	7,114	7,562	7,932	8,228
1260.01 - 1295	3,030	3,925	4,753	5,424	6,058	6,651	7,171	7,622	7,993	8,292
1295.01 - 1330	3,069	3,967	4,796	5,472	6,111	6,707	7,228	7,682	8,055	8,355
1330.01 - 1365	3,109	4,009	4,839	5,520	6,163	6,763	7,284	7,742	8,117	8,419
1365.01 - 1400	3,148	4,052	4,882	5,568	6,215	6,820	7,341	7,802	8,179	8,483

Commencement

9. These regulations shall be considered to have come into force on April 1, 2004.

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NEWFOUNDLAND AND LABRADOR REGULATION 30/04

*Student Financial Assistance Administration
Regulations (Amendment)
under the
Student Financial Assistance Act*

(Filed April 5, 2004)

Under the authority of section 15 of the *Student Financial Assistance Act*, I make the following regulations.

Dated at St. John's, March 30, 2004.

John Ottenheimer
Minister of Education

REGULATIONS

Analysis

- | | |
|--|------------------------------------|
| 1. S.2 Amdt.
Definitions | 5. Ss.20, 23 & 25 Amdt. |
| 2. S.13 Amdt.
Study period contribution | 20. Financial assistance
appeal |
| 3. S.17 R&S
Certificate of eligibility | 23. Appeal to appeal board |
| 4. S.18 Amdt.
Appeal board | 25. Appeal board decision |
| | 6. S.26 R&S |
| | 26. Fees and charges |
| | 26.1 Refunds of \$10 or less |
| | 7. Commencement |

NLR 106/03

1. Paragraph 2(d) of the *Student Financial Assistance Administration Regulations* is repealed.

2. (1) Subsection 13(2) of the regulations is repealed.

(2) Subsection 13(3) of the regulations is repealed and the following substituted:

(3) The resource contribution of a qualifying student's income under this section shall be calculated by the following formula:

$$C = (I - D - AA) \times 100\%$$

where

C is the contribution used as a resource to calculate that student's need;

I is the gross income for the study period;

D is the total amount of deduction from pay that is permitted by the minister; and

AA is the income allowance that is established by the minister.

3. Section 17 of the regulations is repealed and the following substituted:

Certificate of eligibility

17. (1) Where an application is received by the minister under section 7, the minister, if satisfied that the applicant

(a) is a full time student; and

(b) has complied with the Act and regulations made under the Act; and

(c) is eligible for a student loan,

may issue a certificate of eligibility to that applicant and in any other circumstance, may refuse to issue a certificate of eligibility to that applicant.

(2) A certificate of eligibility shall

(a) be in the form that the minister considers appropriate; and

(b) set out the amount of student loan for which the full time student named on the certificate is eligible; and

(c) state other terms that the minister considers necessary.

(3) A certificate of eligibility shall not be issued to a person after the end date of the period of study to which that certificate applies.

(4) The minister shall establish an end date for periods of study for which financial assistance may be provided under the Act.

(5) An educational institution shall provide to the division sufficient information with respect to its programs of study to permit the minister to establish an end date.

4. (1) Subsection 18(1) of the regulations is amended by adding immediately after the word "student" the word "financial".

(2) Subsections 18(2), (4), (5), (6), (7) and (8) of the regulations are amended by adding immediately before the word "board" wherever it occurs, the word "appeal".

5. Sections 20, 23 and 25 of the regulations are amended by adding immediately before the word "board" wherever it occurs, the word "appeal".

6. Section 26 of the regulations is repealed and the following substituted:

Fees and charges

26. Where a borrower owes money to the Crown or to the corporation under an agreement by subrogation or otherwise on account of financial assistance received by the borrower, that borrower shall pay the following charges

- (a) \$35 for a dishonoured cheque provided to the division or to the corporation;
- (b) \$15 for a late payment where the borrower has entered into a repayment arrangement; and
- (c) an amount paid by the Crown to a lender to obtain financial assistance documentation with respect to the borrower who received the financial assistance.

Refunds of \$10 or
less

26.1 Where an amount of \$10 or less is owed to a borrower by the corporation, that amount shall not be refunded to the borrower unless requested by him or her.

Commencement

7. These regulations shall be considered to have come into force on April 1, 2004.

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PART II

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Judicature Act			
Rules of the Supreme Court, 1986 (Amdt.)	28/04	Rule 55 Appendix, Item J Amdt.	April 8, 2004, p. 117 <i>(Extra April 5/04)</i>
Student Financial Assistance Act			
Student Financial Assistance Regulations (Amendment) (In force April 1, 2004)	29/04	5.2 Amdt. 5.2.1 Added 5.5 R&S Ss 5.1-5.11 Added Ss. 6-9 Amdt. Ss. 10&12 Amdt. Sch. R&S	April 8, 2004, p. 119
Student Financial Assistance Administration Regulations (Amendment) (In force April 1, 2004)	30/04	s.2 Amdt. s.13 Amdt. s.17 R&S s.18 Amdt. Ss. 20, 23 & 25 Amdt. s.26 R&S s.26.1 Added	April 8, 2004, p. 131

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**STATUTES OF NEWFOUNDLAND AND LABRADOR
2004**

**First Session, 45th General Assembly
53 Elizabeth II, 2004**

Bill	Act	Chapter
2	<i>Interim Supply Act, 2004</i> <i>(ASSENTED TO MARCH 25, 2004)</i>	1
12	<i>Supplementary Supply Act, 2003-2004</i>	2
1	<i>Student Financial Assistance (Amendment) Act</i> <i>(ASSENTED TO MARCH 29, 2004)</i>	3

* Bills amended in Committee of the Whole House.

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

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