



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

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ST. JOHN'S, FRIDAY, FEBRUARY 25, 2005

No. 8

URBAN AND RURAL PLANNING ACT

TOWN OF CONCEPTION HARBOUR RESOLUTION TO RETAIN EXISTING MUNICIPAL PLAN AND DEVELOPMENT REGULATIONS

Under the authority of Section 28 (3) of the *Urban and Rural Planning Act*, S.N.L. U-8, 2000, the Town Council of Conception Harbour reviewed the Conception Harbour Municipal Plan and Development Regulations and determined that no changes are required and that the Conception Harbour Municipal Plan and Development Regulations will be retained.

Adopted by the Town Council of Conception Harbour on the 30th day of November 2004.

Signed and sealed this 6th day of December, 2004

TOWN OF CONCEPTION HARBOUR
Mayor
Town Clerk/Manager

Feb 25

NOTICE OF REGISTRATION TOWN OF ST. ANTHONY MUNICIPAL PLAN AMENDMENT No. 2, 2004, and DEVELOPMENT REGULATIONS AMENDMENT No. 2, 2004

Take notice that the Town of St. Anthony Municipal Plan Amendment No. 2, 2004, and Development Regulations Amendment No. 2, 2004 approved on the 9th day of December, 2004, has been registered by the Minister of Municipal and Provincial Affairs.

In general terms, the purpose of the Municipal Plan Amendment No.1, 2004, is to re-designate an area of land located at the former Carlson House property located at No. 1 McChada Drive, from Residential to Neighbourhood Commercial, and Public Use to Neighbourhood Commercial.

Development Regulations Amendment No. 1, 2004 will re-zone the same area of land from Residential to Neighbourhood Commercial, and Public Use to Neighbourhood Commercial

The Town of St. Anthony Municipal Plan Amendment No. 2, 2004, and Development Regulations Amendment No. 2, 2004, 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 St. Anthony Municipal Plan Amendment No. 2, 2004, and Development Regulations Amendment No. 2, 2004, may do so at the Town Office, St. Anthony, during normal working hours

TOWN OF ST. ANTHONY
Town Clerk

Feb 25

TOWN OF RODDICKTON MUNICIPAL PLAN REVIEW AND DEVELOPMENT REGULATIONS

Take notice that the Town of Roddickton passed a Resolution to retain the Roddickton Municipal Plan and Development Regulations, with no changes, which have been registered by the Minister of Municipal and Provincial Affairs.

The Town of Roddickton Municipal Plan Review and Development Regulations come into effect on the day that this notice is published in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of the Town of Roddickton Municipal Plan Review and Development Regulations may do so at the Town office, Roddickton, during normal working hours.

TOWN MANAGER
Arthur A. Locke

Feb 25

**TOWN OF RODDICKTON
DEVELOPMENT REGULATIONS
AMENDMENT NO. 10, 2004**

Take notice that the Town of Roddickton Development Regulations Amendment No. 10, 2004, adopted on the 15th day of November, 2004, has been registered by the Minister of Municipal and Provincial Affairs.

In general terms, the purpose of Development Regulations No. 10, 2004, is to bring the Town of Roddickton Development Regulations in conformity with the *Urban and Rural Planning Act, 2000*.

The Town of Roddickton Development Regulations Amendment No. 10, 2004, 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 Roddickton Development Regulations Amendment No. 10, 2004, may do so at the Town Office, Roddickton, during normal working hours.

TOWN MANAGER
Arthur A. Locke

Feb 25

**TRUSTEE ACT
ESTATE NOTICE**

**IN THE MATTER OF the Estate of Richard Francis
Bearns, late of the Town of Brooks, in the Province of
Alberta, Canada, Deceased.**

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of Richard Francis Bearns, late of the Town of Brooks, aforesaid, Deceased, are hereby requested to send particulars thereof in writing duly attested to the undersigned Solicitors for the Administrator of the Estate of the said deceased on or before 17th day of March, 2005, after which the said Administrator will proceed to distribute the said Estate having regard only to the claims of which he then shall have notice.

BRUCE & COMPANY
Solicitors for the Estate
PER: John A. Bruce

ADDRESS FOR SERVICE:
11 Church Hill
St. John's, NL
A1C 3Z7

Feb 25

LANDS ACT

NOTICE OF INTENT

LANDS ACT, Chapter 36, S.N. 1991

Notice is hereby given that the Town Council of the Town of Glovertown intends to apply to the Department of Environment and Conservation, two months from the publication of this Notice, to acquire title, pursuant to Section 3 of the said Act, to a water lot within the water of Middle Arm, Glovertown, Alexander Bay in the Electoral District of Terra Nova for the purpose of a Marina Development and being more particularly described as follows:

*Bounded on the North by land of John Butt, Jerry Cheeks,
Donald Burry, James Burry, Mary Burry, George Sparkes
and Central Building Supplies Ltd
for a distance of 380 m;*

*Bounded on the East by waters of Middle Arm
Glovertown, Alexander Bay
for a distance of 230 m;*

*Bounded on the South by land of Bruce Tucker, Chesley
Davis, Hayward Burry, Owens Enterprises Ltd., Hayward
Burry, David Saunders Sr., Briffett's Holdings Ltd., Oram's
Funeral Home Ltd., Crown Land, the Government of
Canada, now or formerly the Estate of Thomas Burry, now
or formerly the Estate of James B. Blackwood and
Glovertown Freshmar Ltd
for a distance of 480 m;*

*Bounded on the West by Main Street South
for a distance of 40 m;
and containing an area of
approximately 84,000 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 Central Regional Lands Office, P. O.Box 2222, Gander, NL A1V 2N9

For further information regarding the proposed application, please contact Lorne Sparkes, Telephone (709) 533-2351.

Feb 25

NOTICE OF INTENT

LANDS ACT, Chapter 36, S.N. 1991

Notice is hereby given that Ian Michelin of North West River 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)(d) of the said Act, to that piece of Crown Land situated within fifteen (15) metres of the waters of Little Lake, in the Electoral District of Lake Melville for the

purpose of obtaining permission for land occupied by residence and being more particularly described as follows:

*Bounded on the North by land of Ian Michelin
for a distance of 36.12 m;
Bounded on the East by Grant V. 267 F. 58
for a distance of 6 m;
Bounded on the South by reservation of Little Lake
for a distance of 36.12 m;
Bounded on the West by reservation of Little Lake
for a distance of 6 m;
and containing an area of
approximately 216 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 Labrador Regional Lands Office, P. O. Box 3014, Postal Station B, 13 Churchill Street, Happy Valley-Goose Bay, NL A0P 1E0.

For further information regarding the proposed application, please contact Ian Michelin, Telephone (709) 497-8320.

Feb 25

NOTICE OF INTENT

LANDS ACT, Chapter 36, S.N. 1991

Notice is hereby given that the Town of Spaniard's Bay, in the Province of Newfoundland and Labrador in of North West River 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) of the said Act, to that piece of Crown Land situated within fifteen (15) metres of the waters of Spaniard's Bay, in the Electoral District of Port de Grave for the purpose of the operation of a wharf and being more particularly described as follows:

*Bounded on the North by the Shoreline of Spaniard's Bay
for a distance of 28.50 m;
Bounded on the East by the Water of Spaniard's Bay
for a distance of 71.20 m;
Bounded on the South by the Waters of Spaniard's Bay
for a distance of 27.823 m;
Bounded on the West by the Waters of Spaniard's Bay
for a distance of 44.087 m;
and containing an area of
approximately 1677 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 Dean Simms, Telephone (709) 772-4460.

Feb 25

PUBLIC ACCOUNTANCY ACT

ROLL OF PUBLIC ACCOUNTANTS OF NEWFOUNDLAND AND LABRADOR 2005

In accordance with Section 9(3) of the *Public Accountancy Act*, P-35, RSNL 1990 as amended, the following is a list of individuals licensed under the Act.

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Chair

Shelley Senior, LL.B.
Secretary

Feb 25

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:-

KATHERINE LILLIAN JESSOP

of 407 Pine Line, Torbay, A1K 1A2, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

MATTHEW TYSON JESSOP
to
MATTHEW TYSON EDWARDS

DATED this 16th day of February, 2005.

KATHERINE JESSOP
(Signature of Applicant)

Feb 25

**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:-

ANNA NORMAN

of P. O. Box 1162, Bay Roberts, A0A 1G0, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

ROBYN MARILLA MICHELLE SIMMS
to
ROBYN MARILLA MICHELLE NORMAN

DATED this 16th day of February, 2005.

ANNA NORMAN
(Signature of Applicant)

Feb 25

**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:-

SHARON MARIE KELLY

of 128 Elizabeth Drive, Paradise, A1L 1E5, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

ELIZABETH LORETTA TURNER
to
ELIZABETH LORETTA KELLY

DATED this 15th day of February, 2005.

SHARON MARIE KELLY
(Signature of Applicant)

Feb 25

**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:-

CORRIE ALEXANDREA PLAXTON

of 29 Mountbatten Drive, St. John's, A1A 3Y1, in the Province of Newfoundland and Labrador, as follows:

To change my name from

CORRIE ALEXANDREA PLAXTON
to
ALEXANDRA FINDABHAIR GRANT

DATED this 13th day of January, 2005.

CORRIE ALEXANDREA PLAXTON
(Signature of Applicant)

Feb 25

**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:-

BORISLAVA SINIK

of 58 Durdle Drive, Goulds, St. John's, A1S 1A5, the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

MCKAYLA JEAN ANKICA SINIK-FOWLER
to
MCKAYLA JEAN ANN TILLEY

DATED this 14th day of February, 2005.

BORISLAVA SINIK
(Signature of Applicant)

Feb 25

**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:-

VOLIA JUANITA KANE

of P. O. Box 70, Baytona, A0G 2J0, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

AMBER AUDREY RUSSELL
to
AMBER AUDREY KANE

DATED this 7th day of February, 2005.

JULIE KANE
(Signature of Applicant)

Feb 25



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 80

ST. JOHN'S, FRIDAY, FEBRUARY 25, 2005

No. 8

NEWFOUNDLAND AND LABRADOR REGULATIONS

NLR 11/05
NLR 12/05
NLR 13/05
NLR 14/05
NLR 15/05
NLR 16/05



NEWFOUNDLAND AND LABRADOR REGULATION 11/05

Labour Standards Regulations (Amendment)
under the
Labour Standards Act
(O.C. 2005-034)

(Filed February 18, 2005)

Under the authority of sections 26 and 27 of the *Labour Standards Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, February 15, 2005.

Tim Murphy
Deputy Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|----------------------------|-------------------------------------|
| 1. S.8 R&S
Minimum wage | 2. S.9 R&S
Interim overtime wage |
|----------------------------|-------------------------------------|

CNLR 781/96
as amended

1. Section 8 of the *Labour Standards Regulations* is repealed and the following substituted:

Minimum wage

8. (1) Effective June 1, 2005, every employer shall pay to every employee a wage rate of not less than \$6.25 an hour.

(2) Effective January 1, 2006, every employer shall pay to every employee a wage rate of not less than \$6.50 an hour.

(3) Effective June 1, 2006, every employer shall pay to every employee a wage rate of not less than \$6.75 an hour.

(4) Effective January 1, 2007, every employer shall pay to every employee a wage rate of not less than \$7.00 an hour.

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

Interim overtime
wage

9. (1) Effective June 1, 2005, for the purpose of section 25 of the Act, overtime wages shall be paid at a rate of not less than \$9.38 an hour.

(2) Effective January 1, 2006, for the purpose of section 25 of the Act, overtime wages shall be paid at a rate of not less than \$9.75 an hour.

(3) Effective June 1, 2006, for the purpose of section 25 of the Act, overtime wages shall be paid at a rate of not less than \$10.13 an hour.

(4) Effective January 1, 2007, for the purpose of section 25 of the Act, overtime wages shall be paid at a rate of not less than \$10.50 an hour.

(5) Notwithstanding subsections (1), (2), (3) and (4), effective April 1, 2003, for the purpose of section 25 of the Act, overtime wages shall be paid at a rate of not less than one and one half an employee's regular rate of pay to those employees subject to a collective agreement negotiated after December 6, 2001, where the collective agreement, or a letter of understanding, schedule or other correspondence between the employer and a representative of the employees, attached to or forming part of the collective agreement, references an announcement of government that, effective April 1, 2003, these regulations would be amended to require all employers to pay overtime wages at a rate of not less than one and one half an employee's regular rate of pay, notwithstanding that such an amendment has not come into effect.

(6) Section 25 of the Act does not apply to a person employed

- (a) in the planting, cultivating and harvesting of farm produce other than the production of fruit and vegetables in greenhouse and nursery operations;
- (b) in the raising of livestock; or
- (c) as a live-in housekeeper or baby-sitter where there is an arrangement by which that employee is entitled to time off with pay for hours worked in excess of 40 hours per week.

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NEWFOUNDLAND AND LABRADOR REGULATION 12/05

Livestock Health Regulations (Amendment)
under the
Livestock Health Act
(O.C. 2005-032)

(Filed February 18, 2005)

Under the authority of section 4 of the *Livestock Health Act*, the Minister with the approval of the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, February 14, 2005.

Edward J. Byrne
Minister of Natural Resources

Robert C. Thompson
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|-----------------------------|-------------------------|
| 1. S.15 R&S | 2. Ss.20.1 & 20.2 Added |
| Bringing livestock into the | 20.1 Entry of mink |
| province | 20.2 Entry of honeybees |

CNLR 1081/96
as amended
Bringing livestock
into the province

1. Section 15 of the *Livestock Health Regulations* is repealed and the following substituted:

15. A person shall not bring honeybees, honeybee hives, mink or swine into the province unless that person has first obtained a permit to do so from the Director of Animal Health or an inspector designated by him or her for this purpose.

2. The regulations are amended by adding immediately after section 20 the following:

Entry of mink

20.1 (1) A person shall not bring mink into the province unless accompanied by a certificate signed by an official veterinarian or licensed veterinarian in the place of origin of the mink or by an accredited veterinarian certifying that:

- (a) the farm from which the mink originated routinely tests each year at least 10% of its breeding stock of mink for Aleutian Disease and there have been no confirmed cases of Aleutian Disease in the 12 months prior to the importation of the mink; and
- (b) the mink were sampled for Aleutian Disease with negative test results within 7 to 45 days preceding entry to the province.

(2) A person who imports mink shall ensure that the mink chosen for import are kept separate from other mink once they have been tested for the purposes of paragraph (1)(b) and are not exposed to other mink, or animals that could spread Aleutian Disease, during shipment.

(3) Upon entry into the province all mink, regardless of compliance with subsection (1), shall be quarantined for at least 30 days at a site approved by an inspector and only released with the permission of an inspector after further testing of the mink indicates they are still free from Aleutian Disease.

(4) Mink shall not be killed or pelted or moved from the quarantine site without permission from an inspector.

(5) All cases of illness or death of imported mink on the importing farm that occur within 12 months of importation shall be reported to an inspector.

(6) Where mink are brought into the province without the certificate referred to in subsection (1) or in contravention of subsection (2) or (3), the Director of Animal Health may order that the animals be seized and returned to their place of origin at the cost or expense of the person owning or having possession, custody or control of the animals.

Entry of honeybees

20.2 (1) A person shall not bring honeybees or honeybee hives into the province unless accompanied by a certificate signed by an official veterinarian or licensed veterinarian in the place of origin of the honeybees or hives or by an accredited veterinarian or other person approved by the Director of Animal Health certifying that:

- (a) the honeybees and hives are free from the Honeybee Tracheal Mite (*Acarapis woodi*), Varroa Mite (*Varroa destructor*), Greater Wax Moth (*Galleria mellonella*) and Small Hive Beetle (*Aethina tumida*);
- (b) the apiary from which the honeybees or hives originated were completely free from the pests described in paragraph (a) when the honeybees or hives were taken from the apiary and in the 12 months immediately preceding their departure; and
- (c) the honeybees or hives were tested for the pests described in paragraph (a) with negative results within the 30 days preceding entry to the province.

(2) A person who imports honeybees or honeybee hives shall ensure that the honeybees and hives are not exposed to other honeybees or honeybee hives during shipment.

(3) Upon entry into the province all honeybees and honeybee hives, regardless of compliance with subsection (1), shall be quarantined on the premises of the importer for a period of 12 months from the date of entry.

(4) Honeybees and honeybee hives shall not be moved from the premises of the importer during the period of quarantine set out in subsection (2).

(5) Where honeybees or honeybee hives are brought into the province without the certificate referred to in subsection (1) or in contravention of subsection (2) or (3), the Director of Animal Health may

order that the honeybees and hives be seized and returned to their place of origin at the cost or expense of the person owning or having possession, custody or control of the honeybees or hives.

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NEWFOUNDLAND AND LABRADOR REGULATION 13/05

*Notice of Protected Water Supply Area of
Indian Cove Pond, WS-S-0559
under the
Water Resources Act*

(Filed February 18, 2005)

Under the authority of section 39 of the *Water Resources Act*, I designate the area generally known as the *Indian Cove Pond Water Supply Area, WS-S-0559*, for the Town of Point of Bay as a protected water supply area.

Dated at St. John's, January 28, 2005.

Tom Osborne
Minister of Environment and Conservation

NOTICE

This area includes all lands in the Provincial Electoral District of Exploits abutted and bounded as follows:

Beginning at a point having scaled UTM coordinates of easting 627 237 metres and northing 5 459 542 metres;

Then running in a southwesterly direction for a distance of 1172 metres, more or less, to a point having scaled UTM coordinates of easting 626 541 metres and northing 5 458 599 metres;

Then running in a southwesterly direction for a distance of 738 metres, more or less, to a point having scaled UTM coordinates of easting 625 912 metres and northing 5 458 213 metres;

Then running in a southwesterly direction for a distance of 1608 metres, more or less, to a point having scaled UTM coordinates of easting 624 598 metres and northing 5 457 287 metres;

Then running in a southwesterly direction for a distance of 1569 metres, more or less, to a point having scaled UTM coordinates of easting 623 766 metres and northing 5 455 957 metres;

Then running in a southwesterly direction for a distance of 2904 metres, more or less, to a point having scaled UTM coordinates of easting 621 655 metres and northing 5 453 963 metres;

Then running in a westerly direction for a distance of 82 metres, more or less, to a point having scaled UTM coordinates of easting 621 573 metres and northing 5 453 968 metres;

Then running in a westerly direction for a distance of 1045 metres, more or less, to a point having scaled UTM coordinates of easting 620 578 metres and northing 5 454 288 metres;

Then running in a southwesterly direction for a distance of 891 metres, more or less, to a point having scaled UTM coordinates of easting 619 777 metres and northing 5 453 898 metres;

Then running in a southeasterly direction for a distance of 667 metres, more or less, to a point having scaled UTM coordinates of easting 620 325 metres and northing 5 453 518 metres;

Then running in a southwesterly direction for a distance of 762 metres, more or less, to a point having scaled UTM coordinates of easting 619 731 metres and northing 5 453 040 metres;

Then running in a northwesterly direction for a distance of 545 metres, more or less, to a point having scaled UTM coordinates of easting 619 240 metres and northing 5 453 276 metres;

Then running in a southerly direction for a distance of 2033 metres, more or less, to a point having scaled UTM coordinates of easting 619 396 metres and northing 5 451 249 metres;

Then running in a southwesterly direction for a distance of 1803 metres, more or less, to a point having scaled UTM coordinates of easting 618 059 metres and northing 5 450 040 metres;

Then running in a northwesterly direction for a distance of 725 metres, more or less, to a point having scaled UTM coordinates of easting 617 569 metres and northing 5 450 574 metres;

Then running in a southwesterly direction for a distance of 377 metres, more or less, to a point having scaled UTM coordinates of easting 617 231 metres and northing 5 450 406 metres;

Then running in a southerly direction for a distance of 927 metres, more or less, to a point having scaled UTM coordinates of easting 616 951 metres and northing 5 449 522 metres;

Then running in a southwesterly direction for a distance of 453 metres, more or less, to a point having scaled UTM coordinates of easting 616 566 metres and northing 5 449 283 metres;

Then running in a southwesterly direction for a distance of 1671 metres, more or less, to a point having scaled UTM coordinates of easting 615 484 metres and northing 5 448 010 metres;

Then running in a northwesterly direction for a distance of 1042 metres, more or less, to a point having scaled UTM coordinates of easting 614 621 metres and northing 5 448 594 metres;

Then running in a northerly direction for a distance of 1610 metres, more or less, to a point having scaled UTM coordinates of easting 614 134 metres and northing 5 450 129 metres;

Then running in a northeasterly direction for a distance of 1478 metres, more or less, to a point having scaled UTM coordinates of easting 614 815 metres and northing 5 451 441 metres;

Then running in a northerly direction for a distance of 1180 metres, more or less, to a point having scaled UTM coordinates of easting 614 448 metres and northing 5 452 562 metres;

Then running in a northeasterly direction for a distance of 2453 metres, more or less, to a point having scaled UTM coordinates of easting 616 362 metres and northing 5 454 097 metres;

Then running in a easterly direction for a distance of 736 metres, more or less, to a point having scaled UTM coordinates of easting 617 097 metres and northing 5 454 121 metres;

Then running in a northeasterly direction for a distance of 1004 metres, more or less, to a point having scaled UTM coordinates of easting 617 580 metres and northing 5 455 002 metres;

Then running in a easterly direction for a distance of 1053 metres, more or less, to a point having scaled UTM coordinates of easting 618 560 metres and northing 5 455 389 metres;

Then running in a northeasterly direction for a distance of 1102 metres, more or less, to a point having scaled UTM coordinates of easting 619 559 metres and northing 5 455 852 metres;

Then running in a northwesterly direction for a distance of 1167 metres, more or less, to a point having scaled UTM coordinates of easting 619 061 metres and northing 5 456 907 metres;

Then running in a northeasterly direction for a distance of 921 metres, more or less, to a point having scaled UTM coordinates of easting 619 632 metres and northing 5 457 630 metres;

Then running in a easterly direction for a distance of 1293 metres, more or less, to a point having scaled UTM coordinates of easting 620 910 metres and northing 5 457 433 metres;

Then running in a northeasterly direction for a distance of 1456 metres, more or less, to a point having scaled UTM coordinates of easting 621 877 metres and northing 5 458 521 metres;

Then running in a northerly direction for a distance of 724 metres, more or less, to a point having scaled UTM coordinates of easting 622 003 metres and northing 5 459 234 metres;

Then running in a northwesterly direction for a distance of 728 metres, more or less, to a point having scaled UTM coordinates of easting 621 605 metres and northing 5 459 844 metres;

Then running in a easterly direction for a distance of 1883 metres, more or less, to a point having scaled UTM coordinates of easting 623 487 metres and northing 5 459 778 metres;

Then running in a northeasterly direction for a distance of 812 metres, more or less, to a point having scaled UTM coordinates of easting 623 992 metres and northing 5 460 414 metres;

Then running in a northeasterly direction for a distance of 1092 metres, more or less, to a point having scaled UTM coordinates of easting 624 547 metres and northing 5 461 354 metres;

Then running in a southeasterly direction for a distance of 480 metres, more or less, to a point having scaled UTM coordinates of easting 624 878 metres and northing 5 461 006 metres;

Then running in a easterly direction for a distance of 653 metres, more or less, to a point having scaled UTM coordinates of easting 625 500 metres and northing 5 461 205 metres;

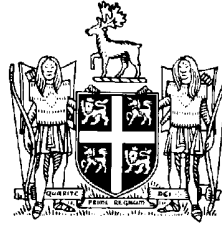
Then running in a easterly direction for a distance of 790 metres, more or less, to a point having scaled UTM coordinates of easting 626 272 metres and northing 5 461 037 metres;

Then running in a southeasterly direction for a distance of 1779 metres, more or less, to the point of commencement.

All coordinates refer Zone 21 of the NAD 83 Universal Transverse Mercator Projection.

The Notice of Protected Water Supply Area of Charles Brook, Consolidated Newfoundland and Labrador Regulation 547/96, is repealed.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 14/05**

*Notice of Protected Water Supply Area of
Whirl Pond, WS-S-0132
under the
Water Resources Act*

(Filed February 18, 2005)

Under the authority of section 39 of the *Water Resources Act*, I designate the area generally known as the *Whirl Pond Water Supply Area, WS-S-0132*, for the Town of Trinity Bay North and Little Catalina as a protected water supply area.

Dated at St. John's, January 31, 2005.

Tom Osborne
Minister of Environment and Conservation

NOTICE

This area includes all lands in the Provincial Electoral District of Bonavista South abutted and bounded as follows:

Beginning at a point having scaled UTM coordinates of easting 343 644 metres and northing 5 378 458 metres;

Then running in a easterly direction for a distance of 337 metres, more or less, to a point having scaled UTM coordinates of easting 343 978 metres and northing 5 378 414 metres;

Then running in a southerly direction for a distance of 723 metres, more or less, to a point having scaled UTM coordinates of easting 343 705 metres and northing 5 377 744 metres;

Then running in a southeasterly direction for a distance of 1710 metres, more or less, to a point having scaled UTM coordinates of easting 344 836 metres and northing 5 376 462 metres;

Then running in a southerly direction for a distance of 524 metres, more or less, to a point having scaled UTM coordinates of easting 344 775 metres and northing 5 375 942 metres;

Then running in a southerly direction for a distance of 338 metres, more or less, to a point having scaled UTM coordinates of easting 344 894 metres and northing 5 375 626 metres;

Then running in a southerly direction for a distance of 582 metres, more or less, to a point having scaled UTM coordinates of easting 345 098 metres and northing 5 375 081 metres;

Then running in a southerly direction for a distance of 749 metres, more or less, to a point having scaled UTM coordinates of easting 345 008 metres and northing 5 374 337 metres;

Then running in a southwesterly direction for a distance of 558 metres, more or less, to a point having scaled UTM coordinates of easting 344 627 metres and northing 5 373 930 metres;

Then running in a westerly direction for a distance of 776 metres, more or less, to a point having scaled UTM coordinates of easting 343 852 metres and northing 5 373 882 metres;

Then running in a southwesterly direction for a distance of 1028 metres, more or less, to a point having scaled UTM coordinates of easting 343 184 metres and northing 5 373 101 metres;

Then running in a southerly direction for a distance of 1573 metres, more or less, to a point having scaled UTM coordinates of easting 343 430 metres and northing 5 371 547 metres;

Then running in a southwesterly direction for a distance of 1979 metres, more or less, to a point having scaled UTM coordinates of easting 342 219 metres and northing 5 369 982 metres;

Then running in a westerly direction for a distance of 598 metres, more or less, to a point having scaled UTM coordinates of easting 341 658 metres and northing 5 370 189 metres;

Then running in a southwesterly direction for a distance of 317 metres, more or less, to a point having scaled UTM coordinates of easting 341 388 metres and northing 5 370 022 metres;

Then running in a southerly direction for a distance of 755 metres, more or less, to a point having scaled UTM coordinates of easting 341 114 metres and northing 5 369 318 metres;

Then running in a westerly direction for a distance of 428 metres, more or less, to a point having scaled UTM coordinates of easting 340 686 metres and northing 5 369 312 metres;

Then running in a southwesterly direction for a distance of 663 metres, more or less, to a point having scaled UTM coordinates of easting 340 369 metres and northing 5 368 730 metres;

Then running in a southerly direction for a distance of 1230 metres, more or less, to a point having scaled UTM coordinates of easting 340 519 metres and northing 5 367 509 metres;

Then running in a southwesterly direction for a distance of 1794 metres, more or less, to a point having scaled UTM coordinates of easting 339 325 metres and northing 5 366 170 metres;

Then running in a westerly direction for a distance of 354 metres, more or less, to a point having scaled UTM coordinates of easting 338 976 metres and northing 5 366 110 metres;

Then running in a southerly direction for a distance of 952 metres, more or less, to a point having scaled UTM coordinates of easting 338 707 metres and northing 5 365 197 metres;

Then running in a westerly direction for a distance of 417 metres, more or less, to a point having scaled UTM coordinates of easting 338 290 metres and northing 5 365 191 metres;

Then running in a northwesterly direction for a distance of 967 metres, more or less, to a point having scaled UTM coordinates of easting 337 699 metres and northing 5 365 956 metres;

Then running in a northerly direction for a distance of 1517 metres, more or less, to a point having scaled UTM coordinates of easting 337 173 metres and northing 5 367 379 metres;

Then running in a northwesterly direction for a distance of 1115 metres, more or less, to a point having scaled UTM coordinates of easting 336 458 metres and northing 5 368 234 metres;

Then running in a westerly direction for a distance of 740 metres, more or less, to a point having scaled UTM coordinates of easting 335 760 metres and northing 5 368 480 metres;

Then running in a westerly direction for a distance of 532 metres, more or less, to a point having scaled UTM coordinates of easting 335 229 metres and northing 5 368 513 metres;

Then running in a northwesterly direction for a distance of 536 metres, more or less, to a point having scaled UTM coordinates of easting 334 882 metres and northing 5 368 922 metres;

Then running in a northerly direction for a distance of 906 metres, more or less, to a point having scaled UTM coordinates of easting 334 978 metres and northing 5 369 823 metres;

Then running in a northwesterly direction for a distance of 375 metres, more or less, to a point having scaled UTM coordinates of easting 334 755 metres and northing 5 370 125 metres;

Then running in a westerly direction for a distance of 685 metres, more or less, to a point having scaled UTM coordinates of easting 334 115 metres and northing 5 370 370 metres;

Then running in a northwesterly direction for a distance of 1045 metres, more or less, to a point having scaled UTM coordinates of easting 333 681 metres and northing 5 371 321 metres;

Then running in a northerly direction for a distance of 2162 metres, more or less, to a point having scaled UTM coordinates of easting 333 571 metres and northing 5 373 480 metres;

Then running in a easterly direction for a distance of 1259 metres, more or less, to a point having scaled UTM coordinates of easting 334 830 metres and northing 5 373 460 metres;

Then running in a easterly direction for a distance of 1598 metres, more or less, to a point having scaled UTM coordinates of easting 336 388 metres and northing 5 373 815 metres;

Then running in a easterly direction for a distance of 1117 metres, more or less, to a point having scaled UTM coordinates of easting 337 492 metres and northing 5 373 644 metres;

Then running in a southerly direction for a distance of 907 metres, more or less, to a point having scaled UTM coordinates of easting 337 547 metres and northing 5 372 739 metres;

Then running in a southeasterly direction for a distance of 571 metres, more or less, to a point having scaled UTM coordinates of easting 337 975 metres and northing 5 372 361 metres;

Then running in a northeasterly direction for a distance of 338 metres, more or less, to a point having scaled UTM coordinates of easting 338 269 metres and northing 5 372 527 metres;

Then running in a northeasterly direction for a distance of 600 metres, more or less, to a point having scaled UTM coordinates of easting 338 550 metres and northing 5 373 057 metres;

Then running in a northeasterly direction for a distance of 983 metres, more or less, to a point having scaled UTM coordinates of easting 339 418 metres and northing 5 373 519 metres;

Then running in a northerly direction for a distance of 1376 metres, more or less, to a point having scaled UTM coordinates of easting 339 376 metres and northing 5 374 894 metres;

Then running in a northwesterly direction for a distance of 1316 metres, more or less, to a point having scaled UTM coordinates of easting 338 704 metres and northing 5 376 025 metres;

Then running in a northeasterly direction for a distance of 980 metres, more or less, to a point having scaled UTM coordinates of easting 339 538 metres and northing 5 376 540 metres;

Then running in a northerly direction for a distance of 1192 metres, more or less, to a point having scaled UTM coordinates of easting 339 825 metres and northing 5 377 697 metres;

Then running in a northerly direction for a distance of 844 metres, more or less, to a point having scaled UTM coordinates of easting 339 976 metres and northing 5 378 527 metres;

Then running in a northerly direction for a distance of 764 metres, more or less, to a point having scaled UTM coordinates of easting 339 986 metres and northing 5 379 291 metres;

Then running in a northeasterly direction for a distance of 336 metres, more or less, to a point having scaled UTM coordinates of easting 340 268 metres and northing 5 379 474 metres;

Then running in a easterly direction for a distance of 641 metres, more or less, to a point having scaled UTM coordinates of easting 340 874 metres and northing 5 379 683 metres;

Then running in a southeasterly direction for a distance of 320 metres, more or less, to a point having scaled UTM coordinates of easting 341 051 metres and northing 5 379 417 metres;

Then running in a southerly direction for a distance of 821 metres, more or less, to a point having scaled UTM coordinates of easting 340 947 metres and northing 5 378 603 metres;

Then running in a easterly direction for a distance of 630 metres, more or less, to a point having scaled UTM coordinates of easting 341 568 metres and northing 5 378 499 metres;

Then running in a southerly direction for a distance of 779 metres, more or less, to a point having scaled UTM coordinates of easting 341 766 metres and northing 5 377 746 metres;

Then running in a southerly direction for a distance of 386 metres, more or less, to a point having scaled UTM coordinates of easting 341 629 metres and northing 5 377 385 metres;

Then running in a southeasterly direction for a distance of 195 metres, more or less, to a point having scaled UTM coordinates of easting 341 740 metres and northing 5 377 225 metres;

Then running in a northeasterly direction for a distance of 389 metres, more or less, to a point having scaled UTM coordinates of easting 341 979 metres and northing 5 377 532 metres;

Then running in a northeasterly direction for a distance of 434 metres, more or less, to a point having scaled UTM coordinates of easting 342 366 metres and northing 5 377 729 metres;

Then running in a easterly direction for a distance of 489 metres, more or less, to a point having scaled UTM coordinates of easting 342 852 metres and northing 5 377 785 metres;

Then running in a northeasterly direction for a distance of 608 metres, more or less, to a point having scaled UTM coordinates of easting 343 391 metres and northing 5 378 066 metres;

Then running in a northeasterly direction for a distance of 467 metres, more or less, to the point of commencement.

All coordinates refer Zone 22 of the NAD 83 Universal Transverse Mercator Projection.

The Notice of Protected Water Supply Area of Whirl Pond, Consolidated Newfoundland and Labrador Regulation 731/96, is repealed.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 15/05**

Proclamation bringing Section 2 and 6 of the
Act into force (SNL 2004 c 17) (February 28/05)
under the
Mineral (Amendment) Act
(O.C. 2005-049)

(Filed Feb 24, 2005)

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

EDWARD ROBERTS
Lieutenant Governor

THOMAS W. MARSHALL, QC
Minister of Justice

TO ALL TO WHOM THESE PRESENTS SHALL COME,

GREETING;

A PROCLAMATION

WHEREAS in and by section 7 of “*An Act to Amend the Mineral Act*”, S.N.L. 2004, c .17 (the “Act”) it is provided that sections 2 and 6 of this Act shall come into force on a day at an hour to be fixed by Proclamation of Our Lieutenant Governor in Council;

AND WHEREAS it is deemed expedient that sections 2 and 6 of the Act shall come into force on the date set out below.

NOW KNOW YE, that We, by and with the advice of Our Executive Council of Our Province of Newfoundland and Labrador, do by this our Proclamation declare and direct that sections 2 and 6 of “*An Act to Amend the Mineral Act*”, S.N.L. 1994 c. 17, shall come into force on February 28, 2005.

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

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

WITNESS: Our trusty and well-beloved the
Honourable Edward Roberts, one of Her Majesty's Counsel
learned in the law, Lieutenant Governor
in and for Our Province of Newfoundland and Labrador

AT OUR GOVERNMENT HOUSE in Our City of St. John's
this 24th day of February, in the year of Our Lord two
thousand and five and in the fifty-
fourth year of Our Reign.

BY COMMAND,

JACK BRYNE
Registrar General



NEWFOUNDLAND AND LABRADOR REGULATION 16/05

Mineral Regulations (Amendment)
under the
Mineral Act
(O.C. 2005-044)

(Filed February 24, 2005)

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

Dated at St. John's, February 24, 2005.

Robert C. Thompson
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|---|---|
| 1. S.6.1 Rep.
Draw for land made available for staking | 6. S.12.1 Added
Fractional claims at zone boundaries |
| 2. S.8 Amdt.
Application fee and deposit | 7. S.13 Amdt.
Deposit not required |
| 3. S.10 R&S
Applications for map staked licence | 8. S.30 Amdt.
Fractions disposed of by minister |
| 4. S.11 R&S
Assessment work and re-funds | 9. S.31 R&S
Work required for fractional claims |
| 5. S.12 Amdt.
Fractional map staked claims | 10. S.36 Amdt.
Grouping of licences |

11. S.61 R&S
Errors and omissions

12. Commencement

CNLR 1143/96
as amended

1. Section 6.1 of the *Mineral Regulations* is repealed.

2. Subparagraph 8(b)(ii) of the regulations is repealed and the following substituted:

(ii) a deposit in the amount and in a form set by the minister.

3. Section 10 of the regulations is repealed and the following substituted:

Applications for
map staked licence

10. (1) An application for a map staked licence shall be submitted electronically in the manner provided by the recorder.

(2) The recorder shall maintain a computer storage and retrieval system to receive and accept electronic applications.

(3) The order of acceptance of applications for map staked licences shall be governed by the system referred to in subsection (2) and an application is not accepted unless confirmation is transmitted electronically to the applicant.

(4) If access to the system referred to in subsection (2) is not available for any reason, the minister may authorize the recorder to accept applications in a format approved by the minister.

(5) When access to the system referred to in subsection (2) is restored, the recorder shall enter the accepted applications in the system before permitting any other applications.

(6) Where an application is withdrawn by the applicant after acceptance but before a licence is issued, the fee and the deposit referred to in paragraph 8(b) shall be forfeited to the minister.

(7) The recorder is not liable for loss or damage suffered by a person because of the failure of the system referred to in subsection (2) to accept an application or to correctly accept an application.

4. Section 11 of the regulations is repealed and the following substituted:

Assessment work and refunds

11. (1) The deposit referred to in subparagraph 8(b)(ii) shall be refunded to the licensee if the licensee has completed all of the assessment work required to be done during the first year of the licence and has filed with the department a report of all the work done that has been approved and accepted by the minister.

(2) If a licence has been surrendered, cancelled or partially surrendered and the assessment work required to be done during the first year of the licence has not been completed, the deposit or a portion of the deposit in proportion to the partial surrender, referred to in subparagraph 8(b)(ii) shall be forfeited to the minister.

(3) Where a licensee is granted an extension under Condition 2 of the Conditions of Licence, in order to complete the assessment work for the first year of the licence, the deposit referred to in subparagraph 8(b)(ii) shall be refunded to the licensee.

(4) Where a licensee completes a portion of the assessment work required for the first year and has filed with the department a report, acceptable to the minister, of the work done, an equivalent proportion of the deposit referred to in subparagraph 8(b)(ii) shall be refunded to the licensee, the balance of the deposit referred to in subparagraph 8(b)(ii) shall be forfeited to the minister.

(5) Where a licence is transferred in the manner provided for in the Act and regulations, rights to the deposit and the refund of it, as provided, shall pass with the licence.

5. Subsection 12(1) of the regulations is amended by striking out the words "for acquisition under section 6" and substituting the words "for map staking".

6. The regulations are amended by adding immediately after section 12 the following:

Fractional claims at zone boundaries

12.1 (1) Where an application is made for a map staked licence for an area that crosses a UTM zone boundary and that results in fractions of claims being staked, the total area of the fractional claims in hectares shall be divided by 25 and the result, rounded down to the nearest whole number, shall be considered the number of full-size claims represented by the area of fractional claims.

(2) The number produced by the calculation in subsection (1) shall be used for the purpose of recording fees, security deposits and assessment work requirements for the fractional claims staked.

7. Subsection 13(3) of the regulations is amended by striking out the word "reviewed" and substituting the word "renewed".

8. Subsection 30(1) of the regulations is repealed and the following substituted:

Fractions disposed
of by minister

30. (1) When a fraction of a claim exists between claims staked out and ground staked licences applied for in the name of more than one person, the minister may dispose of the fraction by auction or tender to one of the applicants for the claims which abut on it, or may otherwise dispose of it as he or she may consider appropriate.

9. Section 31 of the regulations is repealed and the following substituted:

Work required for
fractional claims

31. A fractional claim described in section 30 shall be treated as a full size claim for the purposes of calculating recording fees and assessment work requirements.

10. (1) Subsection 36(1) of the regulations is amended by striking out the word "convert" and substituting the words "apply to group".

(2) Subsection 36(2) of the regulations is amended by striking out the word "converted" where it twice occurs and substituting the word "grouped".

(3) Subsection 36(3) of the regulations is amended by striking out the word "converted" and substituting the word "grouped".

(4) Subsection 36(4) of the regulations is amended by striking out the word "conversion" and substituting the word "grouping".

11. Section 61 of the regulations is repealed and the following substituted:

Errors and omissions

61. (1) Where a licence or mining lease has been issued to or in the name of the wrong party or contains a clerical error or misnomer, or there is an omission of the conditions of the licence or mining lease, the minister may, provided there is no adverse claim, order the defective licence or mining lease to be cancelled and a correct one to be issued in its place but that action shall not affect the effective dates of the licence or mining lease.

(2) Where the system referred to in section 10 for acceptance of applications for map staked licences incorrectly accepts 2 or more applications for the same claim or claims, the recorder shall not issue a licence to any of the applicants and a draw shall be held to determine which application shall be accepted for that claim or claims.

(3) The recorder is not liable for loss or damage suffered by a person arising out of the non-acceptance of their application in the circumstances described in subsection (2).

Commencement

12. These regulations come into force on the day on which the sections 2 and 6 of the *Mineral (Amendment) Act*, SNL2004 c17, comes into force.

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