

THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 80

ST. JOHN'S, FRIDAY, AUGUST 5, 2005

No. 31

URBAN AND RURAL PLANNING ACT

NOTICE OF REGISTRATION TOWN OF GAMBO DEVELOPMENT REGULATIONS AMENDMENT NO. 3, 2005

Take notice that the Town of Gambo Development Regulations Amendment No. 3, 2005, adopted on the 13th day of April, 2005, (as amended) and approved on the 31st day of May, 2005, has been registered by the Minister of Municipal and Provincial Affairs.

In general terms, the purpose of Development Regulations Amendment No. 3, 2005 is to increase the maximum size and height of accessory buildings.

The Town of Gambo Development Regulations Amendment No. 3, 2005 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 Gambo Development Regulations Amendment No. 3, 2005, may do so at the Town Office, Gambo during normal working hours.

TOWN OF GAMBO Town Clerk

Aug. 05

NOTICE OF REGISTRATION TOWN OF PORTUGAL COVE-ST. PHILIP'S DEVELOPMENT REGULATIONS AMENDMENT No. 22, 2005 Take notice that the Town of Portugal Cove-St. Philip's Development Regulations Amendment No. 22, 2005 approved on the 5th. day of July, 2005, has been registered by the Minister Municipal and Provincial Affairs.

In general terms, the purpose of Development Regulations Amendment No. 22, 2005, is to re-zone a portion of land from Development Scheme Area No. 7, Old Broad Cove Road - West to allow for a two (2) lot residential subdivision on a parcel of land west off Chrisara Place.

The Town of Portugal Cove-St. Philip's Development Regulations Amendment No. 22, 2005, 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 Portugal Cove-St. Philip's Development Regulations Amendment No. 22, 2005, may do so at the Town Office, Portugal Cove-St. Philip's, during normal working hours.

Ms. Loretta Tucker Town Clerk

Aug. 05

NOTICE OF REGISTRATION ST. JOHN'S MUNICIPAL PLAN AMENDMENT NO. 21, 2005 AND ST. JOHN'S DEVELOPMENT REGULATIONS AMENDMENT NO. 343, 2005

Take notice that the St. John's Municipal Plan Amendment No. 21, 2005 and St. John's Development Regulations Amendment No. 343, 2005, adopted on the 21st day of June, 2005 and approved on the 25th day of July, 2005, have been registered by the Minister of Municipal and Provincial Affairs.

In general terms, the purpose of Municipal Plan Amendment No. 21, 2005 is to redesignate the Old General Hospital site on Forest Road to the Residential High Density Land Use District.

In general terms, the purpose of Development Regulations Amendment No. 343, 2005 is to rezone the Old General Hospital site on Forest Road to the Residential Medium Density (R2), the Residential High Density (R3) Zone, and the Apartment High Density (A3) Zone and to add a specific height limitation for the A3Zone at this location.

The Municipal Plan Amendment No. 21, 2005 and Development Regulations Amendment No. 343, 2005 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 these amendments may do so at the Department of Planning, 3rd Floor, St. John's City Hall during normal working hours.

CITY OF ST. JOHN'S Cliff Johnston, Department of Planning

Aug 05

QUIETING OF TITLES

2005 01T 8197 IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR TRIAL DIVISION

IN THE MATTER of the *Quieting of Titles Act*, RSNL 1990, Chapter Q-3, and amendments thereto;

AND IN THE MATTER OF all that piece or parcel of land situate and being Civic Number 380 Airport Heights Drive, in the City of St. John's, in the Province of Newfoundland and Labrador:

AND IN THE MATTER of an Application of Morgan Francis Hinchey and Barbara Anne Hinchey, husband and wife, both of the City of St. John's, in the Province of Newfoundland and Labrador;

NOTICE IS HEREBY GIVEN to all parties that Morgan Francis Hinchey and Barbara Anne Hinchey, as owners (hereinafter called "the Owners") have applied to the Supreme Court of Newfoundland and Labrador to have investigated all that piece or parcel of land situate and being Civic Number 380 Airport Heights drive, in the City

of St. John's, in the Province of Newfoundland and Labrador, Canada the same being more particularly described and outlined in Schedule "A" annexed hereto.

All persons having title adverse to the said title claim by the owner shall file in the Registry of the Supreme Court of Newfoundland and Labrador, Trial Division, St. John's, particulars of such adverse claim and serve the same together with the Affidavit verifying the same to the undersigned solicitors for the Owners on or before the 30th day of August, 2005, after which date no party having any claim shall be permitted to file the same or to be heard except by leave of the Court and subject to such conditions as the Court may deem just. All adverse claims shall be then investigated in such a manner as the Supreme Court may direct.

DATED at the City of St. John's, in the Province of Newfoundland and Labrador, this 27^{th} day of July, 2005.

PARSONS, ENNIS, SCOTT, MOORES Solicitors for the Applicants PER: Michael J. McCarthy

ADDRESS FOR SERVICE One Church Hill, Suite 201 P.O. Box 2430, Station "C" St. John's, NL A1C 6E7

Aug. 5

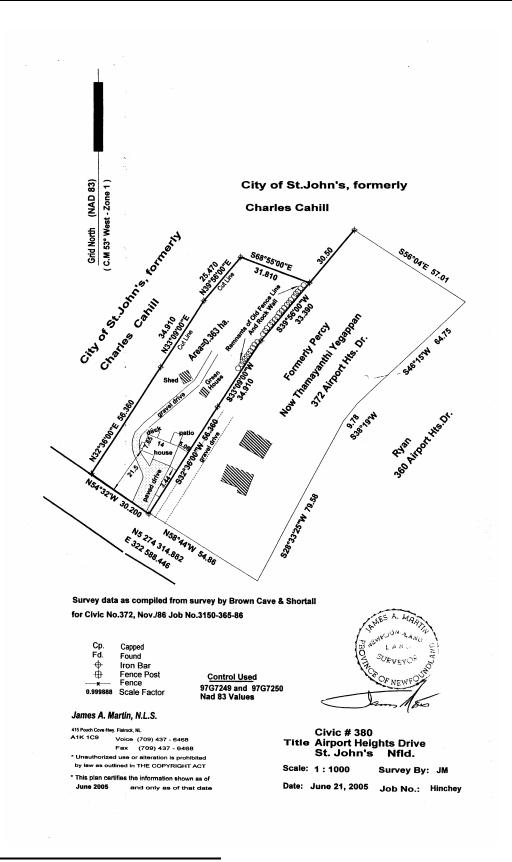
SCHEDULE "A"

Morgan and Barbara Hinchey (380 Airport Hts. Drive St. John's)

All that piece or parcel of land situate and being at St. John's and being bounded and abutted as follows; that is to say, commencing at a point o the northern side of Airport Hts. Drive in the Electoral District of Cape St. Francis the said point having coordinates of N 5 274 314.882 metres and E 322 588.446 metres. Proceeding thence by the northern side of Airport Hts. Drive N 54° 32' W 30.200 metres

Thence by property formerly owned by Cahill and now owned by the City of St. John's N 32° 36' E 56.360 meters and N 33° 09' E 34.91 metres and N 39° 56' E 25.470 metres and S 68° 54' E 31.810 metres.

Thence by property formerly owned by Percy and now owned by Thamayanthi Yegappan and being Civic No. 372 Airport Heights Drive S 39° 56′ W 33.390 metres and S 33° 09′ W 34.910 metres and S 32° 36′ W 56.360 metres, more or less to the point of commencement and being more particularly shown and delineated on the attached plan. The above described parcel of property containing an area of 0.363 hectares more or less. All bearings being Grid and referenced to the three degree transverse mercator projection (Modified) (NAD-83) having central meridian of 53 degrees West longitude.



TRUSTEE ACT ESTATE NOTICE

IN THE MATTER OF the Estate of Catherine Tulk, late of the City of Corner Brook, in the Province of Newfoundland and Labrador, Deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of Catherine Tulk, late of City of Corner Brook, in the Province of Newfoundland and Labrador, 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 the 30th day of August, 2005, after which date the said Administrator will proceed to distribute the said Estate having regard only to the claims of which he then shall have notice.

DATED at Corner Brook, Newfoundland and Labrador, this 28th day of July, 2005.

BROTHERS & BURDEN Solicitors for the Administrator PER: Lorilee A. Sharpe

ADDRESS FOR SERVICE 89 West Valley Road Corner Brook, NL

A2H 2X4

Aug. 5

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:-

TINA MARLENE HOUNSELL BOLAND

of Pound Cove, Bonavista Bay, A0G 3S0, in the electoral district of Bonavista North, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

DAVID TRAVIS HOUNSELL to DAVID TRAVIS HOUNSELL BOLAND

DATED this 27th day of April, 2005.

TINA BOLAND (Signature of Applicant)

Aug. 5

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:-

GEORGEANN BUTLER

of Parson's Point, Box 391, A0E 1E0, in the electoral district of Burin, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

RODNEY PAUL COMBY to RODNEY PAUL BUTLER

DATED this 26th day of July, 2005.

GEORGEANN BUTLER (Signature of Applicant)

Aug. 5



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 80 ST. JOHN'S, FRIDAY, AUGUST 5, 2005 No. 31

NEWFOUNDLAND AND LABRADOR REGULATIONS

NLR 33/05 (REPRINT) NLR 62/05 NLR 63/05 NLR 64/05



NEWFOUNDLAND AND LABRADOR REGULATION 33/05 - REPRINT

Notice of Protected Water Supply Area of Hodges River, WS-S-0779 under the Water Resources Act

(Filed April 29, 2005)

Under the authority of section 39 of the *Water Resources Act*, I designate the area generally known as the *Hodges River Water Supply Area, WS-S-0779*, for the Town of Whitbourne as a protected water supply area.

Dated at St. John's, April 21, 2005.

Tom Osborne Minister of Environment and Conservation

NOTICE

This area includes all lands in the Provincial Electoral District of Harbour Main - Whitbourne abutted and bounded as follows:

Beginning at a point having scaled UTM coordinates of easting 310 170 metres and northing 5 254 573 metres;

Then running in a northerly direction for a distance of 148 metres, more or less, to a point having scaled UTM coordinates of easting 310 208 metres and northing 5 254 716 metres;

Then running in a northeasterly direction for a distance of 694 metres, more or less, to a point having scaled UTM coordinates of easting 310 830 metres and northing 5 255 024 metres;

Then running in a northeasterly direction for a distance of 681 metres, more or less, to a point having scaled UTM coordinates of easting 311 139 metres and northing 5 255 631 metres;

Then running in a northerly direction for a distance of 974 metres, more or less, to a point having scaled UTM coordinates of easting 311 129 metres and northing 5 256 605 metres;

Then running in a northeasterly direction for a distance of 942 metres, more or less, to a point having scaled UTM coordinates of easting 311 589 metres and northing 5 257 427 metres;

Then running in a northeasterly direction for a distance of 765 metres, more or less, to a point having scaled UTM coordinates of easting 311 912 metres and northing 5 258 121 metres;

Then running in a northeasterly direction for a distance of 605 metres, more or less, to a point having scaled UTM coordinates of easting 312 340 metres and northing 5 258 548 metres;

Then running in a easterly direction for a distance of 608 metres, more or less, to a point having scaled UTM coordinates of easting 312 922 metres and northing 5 258 725 metres;

Then running in a northerly direction for a distance of 1241 metres, more or less, to a point having scaled UTM coordinates of easting 313 185 metres and northing 5 259 938 metres;

Then running in a easterly direction for a distance of 360 metres, more or less, to a point having scaled UTM coordinates of easting 313 521 metres and northing 5 259 809 metres;

Then running in a easterly direction for a distance of 602 metres, more or less, to a point having scaled UTM coordinates of easting 314 123 metres and northing 5 259 790 metres;

Then running in a easterly direction for a distance of 317 metres, more or less, to a point having scaled UTM coordinates of easting 314 431 metres and northing 5 259 865 metres;

Then running in a northeasterly direction for a distance of 1006 metres, more or less, to a point having scaled UTM coordinates of easting 315 146 metres and northing 5 260 572 metres;

Then running in a easterly direction for a distance of 629 metres, more or less, to a point having scaled UTM coordinates of easting 315 762 metres and northing 5 260 443 metres;

Then running in a southeasterly direction for a distance of 522 metres, more or less, to a point having scaled UTM coordinates of easting 316 177 metres and northing 5 260 126 metres;

Then running in a southerly direction for a distance of 480 metres, more or less, to a point having scaled UTM coordinates of easting 316 096 metres and northing 5 259 653 metres;

Then running in a southeasterly direction for a distance of 208 metres, more or less, to a point having scaled UTM coordinates of easting 316 280 metres and northing 5 259 555 metres;

Then running in a southerly direction for a distance of 2101 metres, more or less, to a point having scaled UTM coordinates of easting 315 722 metres and northing 5 257 529 metres;

Then running in a southeasterly direction for a distance of 442 metres, more or less, to a point having scaled UTM coordinates of easting 316 098 metres and northing 5 257 297 metres;

Then running in a easterly direction for a distance of 1216 metres, more or less, to a point having scaled UTM coordinates of easting 317 314 metres and northing 5 257 352 metres;

Then running in a northeasterly direction for a distance of 932 metres, more or less, to a point having scaled UTM coordinates of easting 318 076 metres and northing 5 257 888 metres;

Then running in a northeasterly direction for a distance of 3453 metres, more or less, to a point having scaled UTM coordinates of easting 320 700 metres and northing 5 260 132 metres;

Then running in a northeasterly direction for a distance of 2522 metres, more or less, to a point having scaled UTM coordinates of easting 321 932 metres and northing 5 262 333 metres;

Then running in a easterly direction for a distance of 962 metres, more or less, to a point having scaled UTM coordinates of easting 322 886 metres and northing 5 262 457 metres;

Then running in a southeasterly direction for a distance of 617 metres, more or less, to a point having scaled UTM coordinates of easting 323 385 metres and northing 5 262 094 metres;

Then running in a northeasterly direction for a distance of 960 metres, more or less, to a point having scaled UTM coordinates of easting 323 875 metres and northing 5 262 919 metres;

Then running in a easterly direction for a distance of 546 metres, more or less, to a point having scaled UTM coordinates of easting 324 381 metres and northing 5 263 125 metres;

Then running in a southerly direction for a distance of 1178 metres, more or less, to a point having scaled UTM coordinates of easting 324 036 metres and northing 5 261 999 metres;

Then running in a southerly direction for a distance of 786 metres, more or less, to a point having scaled UTM coordinates of easting 324 099 metres and northing 5 261 216 metres;

Then running in a southwesterly direction for a distance of 1269 metres, more or less, to a point having scaled UTM coordinates of easting 323 267 metres and northing 5 260 258 metres;

Then running in a southerly direction for a distance of 400 metres, more or less, to a point having scaled UTM coordinates of easting 323 222 metres and northing 5 259 861 metres;

Then running in a southerly direction for a distance of 2173 metres, more or less, to a point having scaled UTM coordinates of easting 322 469 metres and northing 5 257 823 metres;

Then running in a southeasterly direction for a distance of 660 metres, more or less, to a point having scaled UTM coordinates of easting 322 940 metres and northing 5 257 360 metres;

Then running in a southwesterly direction for a distance of 1734 metres, more or less, to a point having scaled UTM coordinates of easting 321 561 metres and northing 5 256 307 metres;

Then running in a southwesterly direction for a distance of 1206 metres, more or less, to a point having scaled UTM coordinates of easting 321 056 metres and northing 5 255 212 metres;

Then running in a southwesterly direction for a distance of 579 metres, more or less, to a point having scaled UTM coordinates of easting 320 572 metres and northing 5 254 896 metres;

Then running in a westerly direction for a distance of 1489 metres, more or less, to a point having scaled UTM coordinates of easting 319 112 metres and northing 5 255 187 metres;

Then running in a northwesterly direction for a distance of 315 metres, more or less, to a point having scaled UTM coordinates of easting 318 827 metres and northing 5 255 322 metres;

Then running in a westerly direction for a distance of 323 metres, more or less, to a point having scaled UTM coordinates of easting 318 505 metres and northing 5 255 341 metres;

Then running in a northerly direction for a distance of 631 metres, more or less, to a point having scaled UTM coordinates of easting 318 284 metres and northing 5 255 932 metres;

Then running in a westerly direction for a distance of 542 metres, more or less, to a point having scaled UTM coordinates of easting 317 753 metres and northing 5 256 042 metres;

Then running in a southwesterly direction for a distance of 1157 metres, more or less, to a point having scaled UTM coordinates of easting 316 711 metres and northing 5 255 540 metres;

Then running in a westerly direction for a distance of 1328 metres, more or less, to a point having scaled UTM coordinates of easting 315 413 metres and northing 5 255 259 metres;

Then running in a southwesterly direction for a distance of 1364 metres, more or less, to a point having scaled UTM coordinates of easting 314 718 metres and northing 5 254 085 metres;

Then running in a westerly direction for a distance of 1443 metres, more or less, to a point having scaled UTM coordinates of easting 313 277 metres and northing 5 254 181 metres;

Then running in a southwesterly direction for a distance of 719 metres, more or less, to a point having scaled UTM coordinates of easting 312 696 metres and northing 5 253 758 metres;

Then running in a northwesterly direction for a distance of 1155 metres, more or less, to a point having scaled UTM coordinates of easting 311 658 metres and northing 5 254 265 metres;

Then running in a westerly direction for a distance of 154 metres, more or less, to a point having scaled UTM coordinates of easting 311 505 metres and northing 5 254 278 metres;

Then running in a southwesterly direction for a distance of 185 metres, more or less, to a point having scaled UTM coordinates of easting 311 345 metres and northing 5 254 185 metres;

Then running in a westerly direction for a distance of 1001 metres, more or less, to a point having scaled UTM coordinates of easting 310 377 metres and northing 5 254 439 metres;

Then running in a westerly direction for a distance of 207 metres, more or less, to a point having scaled UTM coordinates of easting 310 173 metres and northing 5 254 404 metres;

Then running in a northerly direction for a distance of 169 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 Hodges River, Consolidated Newfoundland and Labrador Regulation 601/96, is repealed.

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(Reprinted to correct an error in the authority section)



NEWFOUNDLAND AND LABRADOR REGULATION 62/05

Voisey's Bay Special Project Order (Amendment) under the Labour Relations Act (O.C. 2005-421)

(Filed July 29, 2005)

Under the authority of section 70 of the *Labour Relations Act*, the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, July 27, 2005.

Robert C. Thompson Clerk of the Executive Council

ORDER

Analysis

- 1. S.2 R&S Special project declared
- 2. S.4 R&S Collective agreement
- 3. Ss.6, 7 and 8 R&S
 - 6. Undertaking Order and Impacts and Benefits

- Agreements
- 7. Women's employment plan
- 7.1 Human resources plan
- 8. How long Order remains in effect

NLR 47/03

1. Section 2 of the *Voisey's Bay Special Project Order* is repealed and the following substituted:

Special project declared

2. It is declared that the undertaking with respect to the construction of an open pit mine and concentrator that will occur at Voisey's

Bay, Labrador, and a demonstration facility at Argentia is a special project.

2. Section 4 of the Order is repealed and the following substituted:

Collective agree-

4. The collective agreement entered into between the Voisey's Bay Employers Association Inc. and the Resource Development Trades Council of Newfoundland and Labrador, Schedule A of which relating to the construction of an open pit mine and concentrator at Voisey's Bay became effective September 9, 2002, Schedule B of which relating to the construction of a demonstration facility at Argentia became effective on September 22, 2004, and the entirety of which was confirmed on April 14, 2005, (the "agreement"), is the collective agreement for the purpose of the special project.

3. Sections 6, 7 and 8 of the Order are repealed and the following substituted:

Undertaking Order and Impacts and Benefits Agreements **6.** This Order acknowledges that the adjacency principle as referenced in the Voisey's Bay Nickel Company Limited Mine and Mill Undertaking Order ("undertaking order") and the commitments respecting employment made by Voisey's Bay Nickel Company Limited ("VBNC") in the Innu and LIA Impacts and Benefits Agreements, respectively, have application to the portion of the project to which Schedule A applies.

Women's employment plan 7. This Order acknowledges the commitment contained in the undertaking order with respect to the development of a women's employment plan for the portion of the project to which Schedule A applies.

Human resources plan **7.1** This Order acknowledges those conditions attached to the release from further environmental assessment that relate to a human resources plan, including a women's employment plan, for the portion of the project to which Schedule B applies, contained in the letter of the Minister of Environment to the President, Voisey's Bay Nickel Company Ltd., dated December 23, 2003.

How long Order remains in effect **8.** This Order remains in effect until construction, including mobilization and demobilization, and pre-operational work, as defined in the agreement, for the project have been completed and the Voisey's Bay Nickel Company Limited, or Inco Limited, whichever is the entity

338

required to issue them, has issued the appropriate certificates of completion to the contractors as defined in the agreement.

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NEWFOUNDLAND AND LABRADOR REGULATION 63/05

School Board Election Regulations, 1998 (Amendment) under the Schools Act, 1997 (O.C. 2005-420)

(Filed July 29, 2005)

Under the authority of section 118 of the *Schools Act, 1997*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, July 27, 2005.

Robert C. Thompson Clerk of the Executive Council

REGULATIONS

Analysis

1. S.9 R&S Certification of list

NLR 146/97

1. Section 9 of the *School Board Election Regulations*, 1998 is repealed and the following substituted:

Particulars of electoral lists

9. The returning officer shall, when the returning officer has completed the preparation of the list of electors for a polling division or district, endorse at the end of the list a certificate in a form prescribed by the minister signed by the returning officer.

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NEWFOUNDLAND AND LABRADOR REGULATION 64/05

Local Service District of Brigus Junction
Disestablishment Order
under the
Municipalities Act, 1999

(Filed July 29, 2005)

Under the authority of section 387 of the *Municipalities Act*, 1999 I make the following Order.

Dated at St. John's, July 25, 2005.

Jack Byrne Minister of Municipal and Provincial Affairs

ORDER

Analysis

1. Short title

Town disestablished

3. Repeal

Short title

1. This Order may be cited as the *Local Service District of Brigus Junction Disestablishment Order*.

Town disestablished

2. The Local Service District of Brigus Junction is disestablished.

Repeal

3. The *Local Service District of Brigus Junction*, Consolidated Newfoundland and Labrador Regulation 72/96, is repealed.

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Index PART I

Index PART I

Change of Name Act – Applications	420
Quieting of Titles Act - Notice	418
Trustee Act - Notice	420
Urban and Rural Planning Act – Notices	417

PART II CONTINUING INDEX OF SUBORDINATE LEGISLATION

Title of Act and **Subordinate Legislation** CNLR or **NL Gazette** made thereunder NL Reg. Amendment Date & Page No. **Labour Relations Act** NLR 47/03 Voisey's Bay Special Project Order NLR 62/05 Aug. 5/05, p.337 (Amendment) Ss. 2, 4, 6 & 7 R&S S.7.1 Added S.8 R&S **Municipalities Act, 1999** Local Service District of Brigus NLR 64/05 CNLR 72/96 Rep. Aug. 5/05, p.343 Junction Disestablishment Order Schools Act, 1997 NLR 146/97 School Board Election Regulations, NLR 63/05 Aug. 5/05, p.341 1998 (Amendment) S.9 R&S Water Resources Act Notice of Protected Water Supply NLR 33/05 Aug. 5/05, p.331 Reprint to Area of Hodges River, WS-S-0779 correct an error

THE NEWFOUNDLAND AND LABRADOR August 5, 2005

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