



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 85

ST. JOHN'S, FRIDAY, DECEMBER 10, 2010

No. 49

MINERAL ACT

DEPARTMENT OF NATURAL RESOURCES

NOTICE

JIM HINCHEY, P.Ge.
Manager - Mineral Rights

Published in accordance with section 62 of CNLR 1143/96 under the *Mineral Act*, cM-12, RSNL 1990 as amended.

File # 759:089

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

Dec 10

Mining Lease	194 (10185M)
held by	Xstrata Canada Corporation
situate near	Indian Cove, Notre Dame Bay, Central NL
on map sheet	2E/5

URBAN AND RURAL PLANNING ACT

NOTICE OF REGISTRATION TOWN OF BELLEORAM MUNICIPAL PLAN 2010 AND DEVELOPMENT REGULATIONS 2010

The lands covered by this notice except for the lands within Exempt Mineral Lands, the Exempt Mineral Lands being described in CNLR 1143/96 and NLR 71/98, 104/98, 97/200, 36/2001, 31/2004, 78/2006, 8/2008 and 28/2009 outlined on 1:50 000 scale maps maintained by the Department of Natural Resources, will be open for staking after the hour of 9:00 AM on the 32nd clear day after the date of this publication.

TAKE NOTICE that the TOWN OF BELLEORAM Municipal Plan 2010 and Development Regulations 2010, adopted on the 8th day of September, 2010 and approved on the 4th day of October, 2010, have been registered by the Minister of Municipal Affairs.

The Belleoram Municipal Plan 2010 and Development Regulations 2010 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

Belleoram Municipal Plan 2010 and Development Regulations 2010 may do so at the Town Office, Belleoram during normal working hours.

TOWN OF BELLEORAM
Evelyn Savory, Town Clerk

Dec 10

**NOTICE OF REGISTRATION
TOWN OF CONCEPTION BAY SOUTH
DEVELOPMENT REGULATION
AMENDMENT NO. 39, 2010**

TAKE NOTICE that the Town of Conception Bay South Development Regulation Amendment No. 39, 2010 adopted by the TOWN COUNCIL OF CONCEPTION BAY SOUTH on July 13th, 2010 has now been registered by the Minister of Municipal Affairs.

In general terms, the purpose of Development Regulations Amendment No. 39, 2010 is to allow existing dwellings in the Residential Low Density (R-1), Residential Medium Density (R-2) and Residential Mixed (R-3) zones that are non-conforming with respect to standards to be re-built or replaced. This amendment is intended to accommodate the re-building or replacement of dwellings within the Town which may not meet current zone requirements with respect to setbacks, lot size or other lot standards. Non-conformity cannot be increased. The amendment proposes that Council evaluate each application to determine impact on general appearance of the area, surrounding residential properties, the road reservation and future road improvements and other factors Council considers to be material.

The Conception Bay South Development Regulation Amendment No. 39, 2010 will come into effect on 19th of November, 2010 the date of publication of this notice in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of this amendment may do so at the Town Office, during normal working hours.

TOWN OF CONCEPTION BAY SOUTH
Elaine Mitchell, MCIP, Director of Planning

Dec 10

**NOTICE OF REGISTRATION
TOWN OF GAMBO
DEVELOPMENT REGULATIONS
AMENDMENT NO. 13, 2010**

TAKE NOTICE that the TOWN OF GAMBO Development Regulations Amendment No. 10, 2009 adopted on the 25th day of October 2010, has been registered by the Minister of Municipal Affairs.

In general terms, the purpose of Development Regulation No. 13, 2010 is to allow Council to change the conditions required for Residential Seasonal Use Zone Table of its Development Regulations to increase the maximum permitted floor area for accessory buildings.

The TOWN OF GAMBO Development Regulations Amendment No. 13, 2010 comes into effect on the day this notice is published in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of The Town of Gambo Development Regulations Amendment No. 13, 2010 may do so at the Town Office, Gambo, NL, during normal working hours.

TOWN OF GAMBO
Jean Blackwood, Town Clerk

Dec 10

**NOTICE OF REGISTRATION
TOWN OF LEWISPORTE
DEVELOPMENT REGULATIONS
AMENDMENT No. 6, 2010**

TAKE NOTICE that the TOWN OF LEWISPORTE Development Regulations Amendment No. 6, 2010, as adopted by Council on the 17th day of August, 2010, has been registered by the Minister of Municipal Affairs.

In general terms, Development Regulations Amendment No. 6, 2010, will add commercial residential as a permitted use to the Mixed Development Land Use Zone Table. The amendment will also add a condition for commercial residential use in the Mixed Development Land Use Zone. Factory constructed residential dwelling rental units will be added to the list of examples for Section C for Residential Uses; General Residential Uses; Sub-Section C – Commercial Residential, Schedule B.

The TOWN OF LEWISPORTE Development Regulations Amendment No. 6, 2010, 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 LEWISPORTE Development Regulations Amendment No. 6, 2010, may do so at the Town Office, Lewisporte during normal working hours.

TOWN OF LEWISPORTE
Elaine Bursey, Town Clerk

Dec 10

NOTICE OF RESCINDMENT

TAKE NOTICE that the TOWN OF MARYSTOWN hereby rescinds the Notice of Registration, Municipal Plan Amendment No. 15, 2010, and Development Regulations Amendment No. 23, 2010, as published in *The Newfoundland and Labrador Gazette*, Vol. 85, No. 47, dated November 26th, 2010, page 432.

DATED at Marystown, Newfoundland and Labrador this 1st day of December, 2010.

TOWN OF MARYSTOWN
Dennis Kelly, Town Clerk/Manager

Dec 10

**NOTICE OF REGISTRATION
TOWN OF MARYSTOWN
MUNICIPAL PLAN
AMENDMENT NO. 15, 2010 AND
DEVELOPMENT REGULATIONS
AMENDMENT NO. 23, 2010**

TAKE NOTICE that the TOWN OF MARYSTOWN Municipal Plan Amendment No. 15, 2010 and Development Regulations Amendment No. 23, 2010 as adopted on the 28th day of September, 2010, and approved on the 2nd day of November, 2010, have been registered by the Minister of Municipal Affairs.

In general terms the purpose of the Municipal Plan and Development Regulations amendments is to accommodate the expansion of residential properties at 463-465 and 467-469 Creston Boulevard by redesignating and rezoning the rears of these properties from Rural to Residential.

The Municipal Plan Amendment No. 15, 2010 and Development Regulations Amendment No. 23, 2010 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 Marystown Municipal Plan Amendment No. 15, 2010 and Development Regulations Amendment No. 23, 2010 may do so at the Marystown Town Office during normal working hours.

TOWN OF MARYSTOWN
Dennis Kelly, Town Clerk/Manager

Dec 10

NOTICE OF RESCINDMENT

TAKE NOTICE that the TOWN OF MARYSTOWN hereby rescinds the Notice of Registration, Municipal Plan Amendment No. 16, 2010, and Development Regulations Amendment No. 24, 2010, as published in *The Newfoundland and Labrador Gazette*, Vol. 85, No. 47, dated November 26th, 2010, page 433.

DATED at Marystown, Newfoundland and Labrador this 1st day of December, 2010.

TOWN OF MARYSTOWN
Dennis Kelly, Town Clerk/Manager

Dec 10

**NOTICE OF REGISTRATION
TOWN OF MARYSTOWN
MUNICIPAL PLAN
AMENDMENT NO. 16, 2010 AND
DEVELOPMENT REGULATIONS
AMENDMENT NO. 24, 2010**

TAKE NOTICE that the TOWN OF MARYSTOWN Municipal Plan Amendment No. 16, 2010 and Development Regulations Amendment No. 24, 2010 as adopted on the 28th day of September, 2010, and approved

on the 2nd day of November, 2010, have been registered by the Minister of Municipal Affairs.

In general terms the purpose of the Municipal Plan and Development Regulations amendments is, at 117 A Bayview Street, to extend the Residential Designation in order to accommodate an accessory building by redesignating and rezoning this property from Rural to Residential, and the other is, at 7 and 9 Ville Marie Drive, to accommodate existing commercial and light industrial developments by redesignating and rezoning this area from Rural to Commercial and Community Service.

The Municipal Plan Amendment No. 16, 2010 and Development Regulations Amendment No. 24, 2010 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 Marystown Municipal Plan Amendment No. 16, 2010 and Development Regulations Amendment No. 24, 2010 may do so at the Marystown Town Office during normal working hours.

TOWN OF MARYSTOWN
Dennis Kelly, Town Clerk/Manager

Dec 10

LANDS ACT

NOTICE OF INTENT

LANDS ACT, c36, SNL 1991

NOTICE IS hereby given that BARREY STUBER of Summerville, Bonavista Bay, NL 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 Summerville (Upper Arm), in the Electoral District of Bonavista for the purpose of a Breakwater and Foundation for a boat storage building and being more particularly described as follows:

*Bounded on the North by Crown Land
for a distance of 1000 m;
Bounded on the East by water
for a distance of 500 m;
Bounded on the South by Crown Land
for a distance of 40 m;
Bounded on the West by Crown Land
for a distance of 500 m;
and containing an area of
approximately 425 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, and mail to the nearest Regional Lands Office:

(Choose Area Applicable)

c/o Eastern Regional Lands Office, P. O. Box 8700, 5
Mews Place, St. John's, NL, A1B 4J6.

c/o Central Regional Lands Office, P. O. Box 2222,
Gander, NL, A1V 2N9.

c/o Western Regional Lands Office, P. O. Box 2006, Noton
Building, Corner Brook, NL, A2H 6J8.

c/o Labrador Regional Lands Office, P. O. Box 3014,
Station "B", Happy Valley-Goose Bay, NL A0P 1E0.

For further information on the proposed application, please
contact BARREY STUBER, Telephone (709) 462-3615.

Dec 10

TRUSTEE ACT

ESTATE NOTICE

IN THE MATTER OF the Estate of PAUL DERRICK
BOWRING, late of Conception Bay South 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 PAUL
DERRICK BOWRING aforesaid, deceased, who died at St.
John's in the Province of Newfoundland and Labrador, on
or about the 10th day of December, 2009, are hereby
requested to send particulars thereof in writing, duly
attested, to the undersigned Solicitor for the Executor of the
Estate of the said deceased on or before the 17th day of
December, 2010, after which date the Executor will
proceed to distribute the Estate having regard only to the
claims of which it shall then have had notice.

DATED at St. John's, Newfoundland and Labrador, this
19th day of November, 2010.

BENSON MYLES PLC INC.
Solicitor for the Executrix
PER: J. David B. Baird, QC

ADDRESS FOR SERVICE

Suite 900, Atlantic Place
P.O. Box 1538
Water Street
St. John's, NL A1C 5N8
Tel: (709) 579-2081
Fax: (709) 739-8184

Nov 26, Dec 3 & Dec 10

ESTATE NOTICE

IN THE MATTER OF the Estate of ELIZABETH MARIE
COLLINS, late of the City of St. John's 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
ELIZABETH MARIE COLLINS aforesaid, deceased, who
died at St. John's in the Province of Newfoundland and
Labrador, on or about the 25th day of June, 2010, are

hereby requested to send particulars thereof in writing, duly
attested, to the undersigned Solicitor for the Executor of the
Estate of the said deceased on or before the 7th day of
January, 2011, after which date the Executor will proceed
to distribute the Estate having regard only to the claims of
which it shall then have had notice.

DATED at St. John's, Newfoundland and Labrador, this
19th day of November, 2010.

BENSON MYLES PLC INC.
Solicitor for the Executor
PER: J. David B. Baird, QC

ADDRESS FOR SERVICE

Suite 900, Atlantic Place
P.O. Box 1538
Water Street
St. John's, NL A1C 5N8
Tel: (709) 579-2081
Fax: (709) 739-8184

Nov 26, Dec 3 & Dec 10



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 85

ST. JOHN'S, FRIDAY, DECEMBER 10, 2010

No. 49

NEWFOUNDLAND AND LABRADOR

REGULATIONS

NLR 107/10

NLR 108/10

NLR 109/10

NLR 110/10



**NEWFOUNDLAND AND LABRADOR
REGULATION 107/10**

*Off-road Vehicle Operation in the T'Railway Provincial
Park Prohibition Order (Amendment)*
under the
Provincial Parks Regulations
and the
Provincial Parks Act

(Filed December 7, 2010)

Under the authority of section 11 of the *Provincial Parks Regulations* and the *Provincial Parks Act*, I make the following Order.

Dated at St. John's, November 30, 2010.

Charlene Johnson
Minister of Environment and Conservation

ORDER

Analysis

1. S.2 R&S
Off-road vehicles prohibited

NLR 76/98
as amended

1. Section 2 of the *Off-road Vehicle Operation in the T'Railway Provincial Park Prohibition Order* is repealed and the following substituted:

Off-road vehicles
prohibited

2. The use of off-road vehicles in the Newfoundland and Labrador T'Railway Provincial Park is prohibited

- (a) in those portions of the park lying within the boundaries of the City of St. John's and the City of Mount Pearl and continuing westward within the municipal boundary of the Town of Paradise, until the park intersects with the McNamara Road in that municipality; and
- (b) within the Town of Conception Bay South in the portion of the park south of the Conception Bay Highway commencing at a point in the westerly limit of Eason's Road, being the point of intersection of that limit with the T'Railway Provincial Park and then running along the southerly limit of the Conception Bay Highway in a general westerly and south-westerly direction for approximately 375 metres, until the park intersects with the easterly limit of Dawson's Run.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 108/10**

*Rules of the Supreme Court, 1986 (Amendment)
under the
Judicature Act*

(Filed December 7, 2010)

Under the authority of section 55 of the *Judicature Act*, the Rules Committee of the Trial Division makes the following rules.

Dated at St. John's, December 7, 2010.

Christopher P. Curran, Q.C.
Registrar of the Supreme Court
Secretary, Rules Committee

RULES

Analysis

1. Rules 56.35 to 56.38 Added
 - 56.35 Electronic filing
 - 56.36 Approval of the registrar
 - 56.37 Original of will etc.
 - 56.38 Electronic Commerce Act
2. Commencement

1. Rule 56 of the Rules of the Supreme Court, 1986 is amended by adding immediately after rule 56.34 the following:

Electronic filing **56.35.** A document, form or other thing required to be filed by this rule may be filed electronically.

Approval of the registrar **56.36.** A person who wishes to file electronically a document, form or other thing required to be filed by this rule may do so by filing it in the registry approved for the purpose by the registrar, using a computer system and a computer network, electronic forms and computer format approved for the purpose by the registrar.

Original of will etc. **56.37.** (1) Notwithstanding a filing under rule 56.36 involving a will, the original will shall be filed in the registry of the court.

(2) Where a filing under rule 56.36 does not include an electronic copy of the will, the application will not be considered by the court until the original of the will is filed with the court.

(3) Where a filing under rule 56.36 includes an electronic copy of the will, the court will not grant an order until the original of the will is filed with the court.

Electronic Commerce Act **56.38.** The *Electronic Commerce Act* applies to an electronic filing under this rule.

Commencement **2. These rules come into force on December 16, 2010.**

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**NEWFOUNDLAND AND LABRADOR
REGULATION 109/10**

Proclamation bringing Act into force
(SNL2009, cR-10.01) (December 13, 2010)

under
Registration of Deeds Act, 2009
(O.C 2010-309)

(Filed Dec 8, 2010)

*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.*

JOHN C. CROSBIE
Lieutenant Governor

DON BURRAGE
Deputy Attorney General

TO ALL TO WHOM THESE PRESENTS SHALL COME,

GREETING;

A PROCLAMATION

WHEREAS in and by section 44 of "*An Act Respecting the Registration of Deeds and Other Documents*," SNL2009, cR-10.01 (the "Act") it is provided that the Act shall come into force on a day to be fixed by Proclamation of Our Lieutenant Governor in Council;

AND WHEREAS it is deemed expedient that the Act shall now come into force;

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 "*An Act Respecting the Registration of Deeds and Other Documents*," SNL2009 cR-10.01, shall come into force on December 13, 2010.

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 John Carnell Crosbie, Member of the Privy Council of Canada, Officer of the Order of Canada, Chancellor of the Order of Newfoundland and Labrador, and 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 7th day of December in the year of Our Lord two thousand and ten in the fifty-ninth year of Our Reign.

BY COMMAND,

KEVIN O'BRIEN
Registrar General



NEWFOUNDLAND AND LABRADOR REGULATION 110/10

Registration of Deeds Regulations
under the
Registration of Deeds Act, 2009

(Filed December 8, 2010)

Under the authority of section 38 of the *Registration of Deeds Act, 2009*, I make the following regulations.

Dated at St. John's, November 17, 2010.

Harry Harding
Minister of Government Services

REGULATIONS

Analysis

- | | |
|---|--|
| 1. Short title | 8. Licensed users |
| 2. Definitions | 9. Filing of notices |
| 3. Electronic submission of an instrument | 10. Notice of mortgage |
| 4. Priority of registration | 11. Errors in registration details |
| 5. Instruments that are part of a group | 12. Paper format registration |
| 6. Requirements on authorized users | 13. Adherence to policies and procedures of registry |
| 7. Category of persons | 14. Admissibility of documents |
| | 15. Commencement |

Short title

1. These regulations may be cited as the *Registration of Deeds Regulations*.

2. In these regulations

Definitions

- (a) "authorized user" means a person within the prescribed category of persons who is approved under subsection 9(3) of the Act to file instruments electronically using the CADO system;
- (b) "CADO" means the Companies and Deeds Online system which is the online real property and commercial information system that provides, in part, Internet browser-based query access to land-related information and electronic access for submission of documents under the Act;
- (c) "division" means the Commercial Registrations Division of the Department of Government Services;
- (d) "electronic submission" means submission of an instrument for registration using the CADO system; and
- (e) "RAF" means a Registration Application Form which is an application form for registration as required by paragraph 23(2)(d) of the Act.

Electronic submission of an instrument

3. (1) An authorized user may, to the extent permitted by CADO and upon providing the information required by the Act and these regulations, register an instrument by electronic submission, if it is an instrument that may be registered under the Act.

(2) An authorized user may effect electronic submission of an instrument by

- (a) electronic submission of all of the following
 - (i) the completed RAF,
 - (ii) a scanned copy of the duly executed original instrument,
 - (iii) a scanned copy of another instrument that may be required; and
- (b) remitting the required fee.

(3) An authorized user shall ensure that all information entered for the purpose of electronic submission of an instrument is entered in accordance with data entry rules as set by the registrar.

(4) Notwithstanding subsection (1), instruments greater than 8 1/2 inches x 14 inches in size shall be filed with the registry in paper format.

Priority of registration

4. (1) An instrument electronically submitted is considered to be registered on the date and at the time when the document is submitted, provided it meets compliance.

(2) An instrument electronically submitted will be reviewed for compliance by the registry and where an instrument is rejected for non-compliance by the registry, the instrument will be returned to the authorized user.

(3) Notwithstanding subsection (1), an instrument returned under subsection (2) shall be given a new registration date and time when it has been resubmitted by the authorized user and will, subject to a review under subsection (2), be considered to be registered at that time provided it meets compliance.

(4) An instrument that, in error, is rejected by the registry for non-compliance will be considered to be registered when it has been resubmitted by the authorized user.

Instruments that are part of a group

5. (1) Where an authorized user electronically submits a group of instruments to be registered in a particular sequence, the authorized user is responsible for ensuring that the instruments are registered in the proper order.

(2) If one or more of the instruments submitted under subsection (1) are rejected for non-compliance by the registry, then all the instruments that form part of that group shall be rejected.

(3) Each instrument in a group is considered to be a separate instrument and a fee is payable for each instrument.

(4) Notwithstanding subsection 3(1), a group of instruments that has more than 5 instruments shall be filed with the registry in paper format.

- Requirements on authorized users
6. (1) The registrar may impose technical requirements on an authorized user to allow access to the CADO system.
- (2) The registrar may require an authorized user to submit information and scanned instruments in a specific format.
- Category of persons
7. (1) The registrar may approve the following categories of persons for electronic submission of instruments
- (a) a practicing member of the Law Society of Newfoundland and Labrador;
 - (b) a law firm as defined in the *Law Society Act, 1999*;
 - (c) a chartered bank, trust company, credit union or other recognized financial institution;
 - (d) a title insuring firm;
 - (e) a department of a municipal, the provincial or federal government; and
 - (f) other organizations that demonstrate to the satisfaction of the registrar a legitimate need for electronic submission of instruments.
- (2) Before being approved, an authorized user shall
- (a) complete an authorized user agreement;
 - (b) undergo training approved by the division; and
 - (c) appoint an administrator who will be responsible for maintaining user accounts.
- (3) An authorized user is responsible for the creation, quality and completeness of the RAF and the electronic image of the instrument that is electronically submitted.
- (4) An authorized user who electronically submits an instrument must retain the original or a true copy of the executed instrument and must make it available for review by the registrar upon request.

(5) The approval of an authorized user may be cancelled by the registrar where the authorized user

(a) does not comply with the requirements of the Act, regulations or policies; or

(b) violates a term of the authorized user agreement.

Licensed users

8. (1) The registrar may approve a person or category of persons to conduct unlimited online searching and viewing of instruments registered at the registry and available online where the person or category of persons is

(a) a practising member of the Law Society of Newfoundland and Labrador;

(b) a law firm as defined in the *Law Society Act, 1999*;

(c) a chartered bank, trust company, credit union or other recognized financial institution;

(d) a department of a municipal, the provincial or federal government;

(e) a police agency;

(f) an appraisal or survey firm;

(g) a title search firm; or

(h) another organization that demonstrates to the satisfaction of the registrar the legitimate need for unlimited search access.

(2) A licensed user shall

(a) complete a CADO license agreement for each purchased licence agreement;

(b) comply with the terms of the CADO licence agreement;

(c) appoint an administrator who will be responsible for maintaining user accounts;

- (d) refrain from sharing user accounts;
- (e) refrain from data mining or using information for the purposes of soliciting business;
- (f) refrain from accessing and storing bulk data; and
- (g) remit all licence fees.

(3) A license under subsection (1) may be cancelled by the registrar where the licensed user fails to comply with the requirements of the Act, regulations or policies.

Filing of notices

9. A notice filed under paragraph 7(1)(e) or (f) of the Act shall contain information with respect to

- (a) the instrument type; and
- (b) the parties identified in the instrument.

Notice of mortgage

10. (1) A notice of mortgage referred to in paragraph 7(1)(e) of the Act

- (a) shall have a legible written description of the property attached;
- (b) shall contain information with respect to all of the following
 - (i) the consideration,
 - (ii) the instrument date,
 - (iii) the property location;
- (c) may have supporting affidavits attached; and
- (d) may contain information with respect to a related registered instrument.

(2) A notice of mortgage includes an amendment to a mortgage that

- (a) increases the amount of the obligation secured;

- (b) increases the amount available for borrowing under the mortgage;
- (c) adds a parcel of land; or
- (d) permits additional advances up to the original amount secured.

(3) A notice of partial release of mortgage shall include a legible written description of the portion being released.

Errors in registration details

11. Where an authorized user is aware that there is an error in the registration details of an instrument, then the authorized user shall file an amendment.

Paper format registration

12. (1) An instrument that is submitted in paper format for registration shall be accompanied by the required RAF and the RAF shall be

- (a) fully and accurately completed; and
- (b) legible.

(2) Information set out in the RAF will be the only information used for the purposes of recording registration particulars.

(3) An instrument submitted in paper format must be an original.

Adherence to policies and procedures of registry

13. All persons who attend the registry to conduct research of the electronic or paper based records shall adhere to the policies and procedures as set by the registrar.

Admissibility of documents

14. A copy of a registered instrument certified by the registrar is admissible in evidence in a court proceeding to the same extent as the original would have been admissible.

Commencement

15. These regulations come into force n December 13, 2010.

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PART II

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Provincial Parks Act and the Provincial Parks Regulations			
Off-Road Vehicle Operation in the T’Railway Provincial Park Prohibition Order (Amdt.)	NLR 107/10	Amends NLR 76/98 S.2 R&S	Dec 10/10 p. 751
Registration of Deeds Act, 2009			
Proclamation bringing Act into force (In force December 13, 2010)	NLR 109/10	New	Dec 10/10 p. 755
Registration of Deeds Regulations (In force December 13, 2010)	NLR 110/10	New	Dec 10/10 p. 757

The Newfoundland and Labrador Gazette is published from the office of Earl G. Tucker, Queen's Printer.

Copy for publication must be received before **Friday, 4:30 p.m.**, seven days before publication, to ensure inclusion in next issue.

Advertisements should be typewritten or printed legibly, separate from covering letter. Number of insertions required must be stated and the names of all signing officers typewritten or printed.

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