

NOTE: Attached to the end of Part II is a list of Statutes of Newfoundland and Labrador, 2010 as enacted up to December 16, 2010.

Attached is a list of publication dates for the Year 2011



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 85

ST. JOHN'S, FRIDAY, DECEMBER 24, 2010

No. 51

ELECTIONS ACT, 1991

**PROVINCIAL BY ELECTION REPORT FOR THE
ELECTORAL DISTRICT OF CONCEPTION BAY EAST-BELL ISLAND**

Under authority of Section 163 of the *Elections Act, 1991*, the following voting information is provided:

Dated at St. John's this 18th day of December, 2010.

PAUL REYNOLDS
Chief Electoral Officer

No. Electoral District	No. of Electors on Revised Permanent List	Total No. Votes Cast	Total No. Ballots Cancelled	Total No. Ballots Rejected	Name of Candidate	Party Affiliation	No. of Votes Cast For Each Candidate	Candidate Elected
11 CBE-Bell Island	11078	3990	3	8	BRAZIL, David	PC	2640	BRAZIL, David
					BUCKLE, Joy	LIB	299	
					MURPHY, George	NDP	1043	

**CANADA-NEWFOUNDLAND ATLANTIC ACCORD IMPLEMENTATION ACT
AND
CANADA-NEWFOUNDLAND AND LABRADOR ATLANTIC ACCORD
IMPLEMENTATION NEWFOUNDLAND AND LABRADOR ACT**

**CANADA-NEWFOUNDLAND AND LABRADOR OFFSHORE PETROLEUM BOARD
CALL FOR BIDS No. NL10-02**

The Canada-Newfoundland and Labrador Offshore Petroleum Board hereby gives notice of the bids which have been selected in response to Call for Bids No. NL10-02 in the Newfoundland and Labrador Offshore Area. A summary of the terms and conditions applicable to the call was published in the *The Newfoundland and Labrador Gazette*, on July 23, 2010.

This notice is made pursuant to and subject to the *Canada-Newfoundland Atlantic Accord Implementation Act*, S.C., 1987, c. 3, and the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*, RSNL, 1990, cC-2.

Pursuant to Call for Bids No. NL10-02, bids were to be submitted in a prescribed form and were to contain only the information required on this form. In accordance with the requirements, the following bids have been selected. Subject to Ministerial approval, the Board will issue an Exploration Licence for each parcel in January 2011:

Parcel No. 1

Work Expenditure Bid		\$75,147,000
Bid Deposit		\$10,000
Bidders, with participating shares:	Statoil Canada Ltd.	75%
	Repsol E & P Canada Ltd.	25%
Designated Representative	Statoil Canada Ltd.	

Parcel No. 2

Work Expenditure Bid		\$20,047,000
Bid Deposit		\$10,000
Bidders, with participating shares:	Statoil Canada Ltd.	65%
	Husky Oil Operations Limited	35%
Designated Representative	Statoil Canada Ltd.	

Further information, including the full text of the Call for Bids No. NL10-02, may be obtained by contacting Ms. Susan Gover, Legal and Land, Canada-Newfoundland and Labrador Offshore Petroleum Board, Fifth Floor, TD Place, 140 Water Street, St. John's, Newfoundland and Labrador, A1C 6H6.

December 2010

CANADA-NEWFOUNDLAND AND LABRADOR OFFSHORE PETROLEUM BOARD
MAX RUELOKKE, P.Eng.
Chairman and Chief Executive Officer

Dec 24

**CANADA-NEWFOUNDLAND AND LABRADOR OFFSHORE PETROLEUM BOARD
CALL FOR BIDS No. NL10-03**

The Canada-Newfoundland and Labrador Offshore Petroleum Board hereby gives notice of the bids which have been selected in response to Call for Bids No. NL10-03 in the Newfoundland and Labrador Offshore Area. A summary of the terms and conditions applicable to the call was published in the *The Newfoundland and Labrador Gazette*, on July 23, 2010.

This notice is made pursuant to and subject to the *Canada-Newfoundland Atlantic Accord Implementation Act*, S.C., 1987, c. 3, and the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*, RSNL, 1990, cC-2.

Pursuant to Call for Bids No. NL10-03, bids were to be submitted in a prescribed form and were to contain only the information required on this form. In accordance with the requirements, the following bid has been selected. Subject to Ministerial approval, the Board will issue an Significant Discovery Licence for the following parcel in January 2011:

Parcel No. 1

Work Expenditure Bid		\$1,237,000.00
Bid Deposit		\$10,000.00
Bidders, with participating shares:	Statoil Canada Ltd.	65%
	Husky Oil Operations Limited.	35%
Designated Representative	Statoil Canada Ltd.	

Further information, including the full text of the Call for Bids No. NL10-03, may be obtained by contacting Ms. Susan Gover, Legal and Land, Canada-Newfoundland and Labrador Offshore Petroleum Board, Fifth Floor, TD Place, 140 Water Street, St. John's, Newfoundland and Labrador, A1C 6H6.

December 2010

CANADA-NEWFOUNDLAND AND LABRADOR OFFSHORE PETROLEUM BOARD
MAX RUELOKKE, P.Eng.
Chairman and Chief Executive Officer

Dec 24

**LANDS ACT
NOTICE OF INTENT
Lands Act, c36, SNL 1991**

*Bounded on the West by Main St. South
for a distance of 44.78 m
and containing an area of
approximately 1794 square meters.*

Notice is hereby given that NORCON MARINE SERVICES LTD of Glovertown, 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) of the said act, to that piece of crown land situated within (15) fifteen meters of the waters of Alexander Bay in the electoral district of Terra Nova, for the purposes of Marina Support and being more particularly described as follows:

*Bounded on the North by property of
Norcon Marine Services Ltd.
for a distance of 62.989 m;
Bounded on the East by the Town of Glovertown
for a distance of 30.783 m;
Bounded on the Southeast by Crown Land
for a distance of 9.63 m;
Bounded on the South by Oram Group
for a distance of 44.78 m;*

Any person wishing to object to the application must file an 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:

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 1L7

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 GLENN BURRY (709) 533-1087

Dec 24

TRUSTEE ACT

ESTATE NOTICE

IN THE MATTER OF the Estate of EVELYN LILLIAN RENDELL, late of St. John's in the Province of Newfoundland and Labrador, retired, deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of EVELYN LILLIAN RENDELL, aforesaid, deceased, who died at St. John's in the Province of Newfoundland and Labrador, on or about the 11th day of October, 2009, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Administratrix of the Estate of the said deceased on or before the 21st day of January, 2011, after which date the Administratrix 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 17th day of December, 2010.

BENSON MYLES PLC INC.
Solicitors for the Administratrix
PER: J. David B. Baird, QC

ADDRESS FOR SERVICE

Suite 900, Atlantic Place
P.O. Box 1538
St. John's, Newfoundland
A1C 5N8
Tel: (709) 579-2081
Fax: (709) 579-2647

Dec 24 & 31

ESTATE NOTICE

IN THE MATTER OF the Estate of MADELINE RALPH, late of Bellevue in the Province of Newfoundland and Labrador, Homemaker, Deceased

All persons claiming to be creditors of or who have any claims or demands either as beneficiaries or next of kin (by blood, legal adoption or marriage) upon or affecting the Estate of MADELINE RALPH, Homemaker, who died at Bellevue, in the Province of Newfoundland and Labrador, on January 12th 2010, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned solicitors for the Estate of MADELINE RALPH, on or before January 18th 2011, after which date the Executor will proceed to distribute the Estate having regard only to the claims of which they then shall have had notice.

DATED AT Paradise, Newfoundland and Labrador, this 15th day of December, 2010.

AYLWARD, CHISLETT & WHITTEN
Solicitors for the Executor of the
Estate of MADELINE RALPH
PER: Marina Whitten, Q.C.

ADDRESS FOR SERVICE:

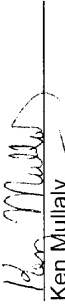
1655 Topsail Road
Suite 200
Paradise, NL A1L 1V1
Tel: (709) 726-6000
Fax: (709) 726-1225

Dec 24

CHANGE OF NAME ACT, 2009

Legal Name Changes
Processed During the Period
NOVEMBER 2010

<u>Former Name</u>	<u>Present Name</u>	<u>ADDRESS</u>
Levandauskaite, Liepa	Levand, Leia	St. John's
Spencer, Dylan Michael	Spencer-Crocker, Dylan Michael	Marystown
Wells-Childs, Tegan Claude	Childs, Tegan Claude	Lark Harbour
Toop, William	Toope, William	St. Barbe
Gray, Sarah Pamela	Corbett, Sarah Pamela	LaScie
Hayward, Lindsey Madonna	Fitzgerald, Lindsey Madonna	St. John's
King, Constance Kathleen Annie	Leavitt, Constance Kathleen Annie	Gander
Whelan, Johnathan Thomas	Roberts, Johnathan Thomas	Spaniard's Bay
Keats, Avery Sheldon	Keats-Jeddore, Avery Sheldon	Deer Lake
LeBlanc, Derek Wallace	LeBoubon, Derek Wallace	Happy Valley-Goose Bay
Lamb, Elisabeth Mary	Lambe, Elizabeth Marie	Paradise
Gillard, Jordan Gregory Neil	Fillier, Jordan Gregory Neil	Englee
Power, Kayla Christine	Hansen, Dheedra Kayla	St. John's
Drover-Hillier, Riley Stephen	Drover, Riley Stephen	Deer Lake
Drover-Hillier, Noah James	Drover, Noah James	Deer Lake
McDonald, Roland George	MacDonald, Roland George	St. Alban's
Chappella, Thomas Warren	Chappella, Warren Thomas	Port Saunders
Glover, Kevin Dale	Kelloway, Kevin Dale	Wesleyville
MacDonald, Selina Amanda Elsie	Croucher, Selina Amanda Elsie	Burnt Islands
MacDonald, Jessie Clarissa	Croucher, Jessie Clarissa	Burnt Islands
Chapman, Albert George	Chatman, Albert George	Lethbridge
Canning, Sydney Nicole Skye	Driscoll, Sydney Nicole Skye	St. John's
Bolt, Jessica Marie	Doyle, Jessica Marie	St. Lawrence
Colbourne-Winsor, Kaylie Cameron	Winsor, Kaylie Cameron	Grand Falls-Windsor
Newell, Denise Darlene	Fox, Meaghan Denise	Corner Brook
Giles, Keisha Rae	Skinner, Keisha Rae	Ramea
Finn-Bennett, Kelly Joy	Bennett, Kelly Joy Finn	St. John's
Wells, Shawn John Cyril	Boland, Shawn John Cyril	St. John's


Ken Mullaly
Registrar
Vital Statistics

DEPARTMENT OF GOVERNMENT SERVICES
KEN MULLALY
Registrar, Vital Statistics Division



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 85

ST. JOHN'S, FRIDAY, DECEMBER 24, 2010

No. 51

NEWFOUNDLAND AND LABRADOR

REGULATIONS

NLR 113/10

NLR 114/10

NLR 115/10

NLR 116/10



**NEWFOUNDLAND AND LABRADOR
REGULATION 113/10**

Certified Management Accountants Regulations
under the
Certified Management Accountants Act

(Filed December 21, 2010)

Under the authority of section 44 of the *Certified Management Accountants Act*, the board of the Society of Certified Management Accountants of Newfoundland and Labrador makes, with the approval of the Minister of Government Services, the following regulations.

Dated at St. John's, December 14, 2010.

Kent Farrell
Chairperson
Board of the Society of
Certified Management Accountants
Newfoundland and Labrador

Harry Harding
Minister of Government Services

REGULATIONS

Analysis

- | | |
|---------------------------------|--|
| 1. Short title | 12. Firm and professional corporation names and registration |
| 2. Definitions | 13. Limited liability partnerships |
| 3. Admission to membership | 14. Accountancy program |
| 4. Designated accounting bodies | 15. Filing of an allegation |
| 5. Application for membership | 16. Appointment of an adjudication tribunal |
| 6. Readmission to membership | 17. Adjudication tribunal hearing date |
| 7. Retired member | 18. Decision of the adjudication tribunal |
| 8. Fellows | 19. Alternate dispute resolution |
| 9. Honourary membership | 20. Service to the public |
| 10. Membership certificate | |
| 11. Use of designation | |

Short title **1.** These regulations may be cited as the *Certified Management Accountants Regulations*.

Definitions **2.** In these regulations

(a) "Act" means the *Certified Management Accountants Act*;

(b) "applicant" means a person applying to the society for membership;

(c) "by-laws" means the by-laws of the society;

(d) "CMA Canada" means the Certified Management Accountants Society of Canada;

(e) "firm" means a sole proprietorship, partnership or corporation;

(f) "partnership" includes a limited liability partnership;

(g) "profession" means the profession of the certified management accountants in Newfoundland and Labrador and "professional" refers to a member of the profession;

(h) "provincial society" means a society of certified management accountants incorporated in a province or territory of Canada,

or in another country, but does not include the Certified Management Accountants Society of Newfoundland and Labrador;

- (i) "rules of professional conduct" means the rules of professional conduct of the society; and
- (j) "student" means a person who is enrolled with the society in a school or program of accountancy offered or approved by the society as meeting the educational requirements for certification.

Admission to membership

3. (1) The membership of the society consists of those persons who are members or fellows of the society in good standing at the date of the first enactment of these regulations and those other persons who are afterward admitted, and who continue in good standing.

(2) The certification of a certified management accountant granted under section 11 of the Act shall be renewed by the registrar if the member fulfils the following requirements:

- (a) submits to the registrar completed forms or reports that may be prescribed by the board for the continuation of certification; and
- (b) provides full payment to the society of the annual and other fees and dues no later than the date specified in the by-laws or as otherwise determined by the board.

(3) The board may by resolution admit to membership of the society as a student member, a student who has registered with the society and who has fulfilled the educational, practical experience and examination requirements prescribed by the board, completed a declaration in the form the board may require and for whom it has received satisfactory evidence of good moral character.

(4) The board shall admit into membership of the society

- (a) a member in good standing of a provincial society and whose professional qualifications and experience are satisfactory to the board; and
- (b) a member or former member of an accounting body outside Canada which recognizes membership in the society as a ba-

sis for obtaining membership in that body without requiring that its normal final examinations be written and passed, if the other accounting body

- (i) is designated by the board under subsection 4(1), in the case of a current member in good standing of the accounting body,
- (ii) was designated by the board under subsection 4(1), or a predecessor provision when the former member ceased to be a member in good standing of that accounting body, in the case of a former member, or
- (iii) was a body designated by the board under subsection 4(1), or a predecessor provision, on the date the person applying to the society was admitted to membership in that body, if the body is not designated under subsection 4(1), on the date of making application to the society,

and if the applicant has fulfilled all of the educational, practical experience, and examination requirements as prescribed by the board for an applicant under this paragraph.

Designated accounting bodies

4. (1) The board may designate particular accounting bodies outside Canada that have educational, practical experience and examination requirements for qualification for membership that are acceptable to the board, and professional standards and requirements for admission to and continuance of membership which are acceptable to the board.

(2) The board may remove the designation of a particular accounting body made under subsection (1).

(3) The board may prescribe the educational, practical experience, and examination requirements for persons who apply for membership.

Application for membership

5. (1) An applicant for membership in the society shall make application to the registrar in writing and the application shall be accompanied by a declaration signed by the applicant that the contents of the application are true and correct.

(2) An applicant shall inform the board if he or she

- (a) has been convicted of a criminal or similar offence;
- (b) has pleaded guilty or been found guilty of a violation of the rules of professional conduct;
- (c) is the subject of an investigation by the complaints authorization committee or a body having similar powers with another provincial society;
- (d) is the subject of a charge laid by the disciplinary body of another provincial society; and
- (e) has pleaded guilty or been found guilty of violating the provisions of the *Securities Act* or regulations or an equivalent Act or regulations in another jurisdiction.

Readmission to membership

6. (1) The board may re-admit to membership of the society an applicant who has completed the requirements prescribed by the board for readmission.

(2) The board may require an applicant to submit documentation acceptable to it that an applicant has completed the prescribed requirements for readmission.

(3) The board shall give prompt written notice to the applicant of its decision reached under subsection (1).

Retired member

7. (1) The board may designate a member who is in good standing, at the member's request, as a retired member.

(2) A retired member is entitled to use the designation "Certified Management Accountant" or the initials "CMA".

(3) The use of the designation or the initials is subject to the by-laws of the society.

Fellows

8. (1) A member of the society, in good standing, who has been designated a fellow by CMA Canada shall be admitted as a fellow of the society.

(2) A member who is admitted as a fellow of the society shall be entitled to take and use the designation "Fellow of Certified Management Accountants" or the initials F.C.M.A.

(3) The use of the designation F.C.M.A. shall be subject to the by-laws of the society.

(4) A fellow may not continue to hold the title fellow if he or she is no longer a member of the society or a member of another provincial society.

Honourary membership

9. (1) A person, who has given conspicuous service to the society, either in the advancement of its educational objects or general welfare, or by material contribution to it, may by 2/3 vote of the board be elected to honorary membership in the society.

(2) An honorary membership does not confer upon a person the right to use the designation "certified management accountant" or be elected to the board.

Membership certificate

10. (1) A member of the society shall be entitled to receive a certificate of membership which shall be in the form that the board may determine and to hold the certificate as long as he or she remains a member.

(2) A membership certificate remains the property of the society and in the event of termination or suspension of membership for a reason other than death shall, at the request of the board, be returned to the society.

(3) A membership certificate shall be under the seal of the society and be signed by the chairperson or vice-chairperson of the board and by the registrar or secretary.

Use of designation

11. A member, practising in partnership with a person who is not a member, shall not permit the partnership to take or use the designation "Certified Management Accountants" or "Fellow of Certified Management Accountants", or permit the partnership to take the initials "C.M.A." or "F.C.M.A.".

Firm and professional corporation names and registration

12. (1) A member, firm, or professional corporation shall register with the society, in the manner prescribed by the board, the name or names under which the member or firm carries on an accounting practice or a related function, business or practice.

(2) The board may authorize a firm to practice under a name which is consistent with the rules of professional conduct.

(3) Upon registration with the society, a firm or professional corporation shall designate a member of the society to be the designated representative of the firm or professional corporation.

(4) In addition to the requirements in subsection 18(2) of the Act, a professional corporation shall

- (a) provide to the registrar a certified copy of the articles of incorporation; and
- (b) pay an annual or other fees or dues prescribed by the board.

(5) A member shall notify the board in writing not later than 30 days following

- (a) a merger of the member's practice with another member's practice or a firm or practice;
- (b) the acquisition by the member of another member's practice or a firm or practice; and
- (c) the closure or termination of the member's practice.

(6) The designated representative of a firm shall notify the board in writing not later than 30 days following

- (a) the merger of the firm's practice with another member's practice or a firm or practice;
- (b) the acquisition by the firm of another member's practice or a firm or practice; and
- (c) the dissolution of the firm.

(7) The designated representative of a professional corporation shall notify the board in writing not later than 30 days following

- (a) the merger of the professional corporation's practice with another member's practice, or firm or practice;
- (b) the sale or transfer of the voting shares of the professional corporation to another member or firm;

(c) the acquisition by the professional corporation of another member's practice or a firm or practice; and

(d) the dissolution or amalgamation of the professional corporation.

(8) The name of the professional corporation shall include the words "professional corporation" and shall comply with subsection (1) in respect of the names that may be used and registered by professional corporations.

(9) A partnership consisting of 2 or more professional corporations or of one or more members and one or more professional corporations may establish a firm for the purpose of providing the services of certified management accountants.

(10) The sale or transfer of the voting shares of a professional corporation to another member or firm does not require re-registration unless the professional corporation continues to provide the services of a certified management accountant after the sale or transfer takes effect.

Limited liability partnerships

13. (1) A firm that has registered one or more offices under section **12** is eligible to be registered as a limited liability partnership under section 55 of the *Partnership Act*.

(2) A limited liability partnership shall provide to the board proof of registration as a limited liability partnership and pay the fee the board may prescribe.

(3) Upon receipt of proof of registration, the board shall change the firm name registered with it by adding the phrase Limited Liability Partnership or its abbreviation LLP.

Accountancy program

14. The society may

(a) directly administer a program of accountancy;

(b) enter into agreements or arrangements with another body or school for the provision of a program or school of accountancy; or

(c) enter into agreements for the recognition of other national or international programs or schools of accountancy.

Filing of an allegation

15. (1) Within 30 days of receipt of an allegation under subsection 27(1) of the Act, the respondent shall be notified in writing that an allegation has been received.

(2) A respondent shall have 30 days from receipt of the notification of the allegation to respond to the complainant's allegation.

(3) The chairperson of the complaints authorization committee shall inform the respondent and the complainant within 120 days of receipt of the allegation whether the committee intends to conduct an investigation of the allegation under section 29 of the Act.

Appointment of an adjudication tribunal

16. An adjudication tribunal shall be appointed within 30 days of the receipt of the allegation by the disciplinary panel.

Adjudication tribunal hearing date

17. (1) An adjudication tribunal shall set a hearing date at the later of

(a) 120 days after the decision of the complaints authorization committee that grounds exist to start a disciplinary proceeding; or

(b) 90 days after the complaint is referred to the disciplinary panel.

(2) With the agreement of the respondent and the board, the chairperson of the adjudication tribunal may extend a period referred to in subsection (1).

Decision of the adjudication tribunal

18. The decision and orders of an adjudication tribunal shall be provided in writing to the board and the respondent within 90 days of the completion of the hearing of the complaint by the adjudication tribunal.

Alternate dispute resolution

19. (1) Where an allegation is referred by the complaints authorization committee to the registrar for alternate dispute resolution under paragraph 29(1)(a) of the Act, the alternative dispute resolution process shall be concluded within 120 days from the date of the referral.

(2) Where the persons engaged in alternate dispute resolution under subsection (1) agree, the period referred to in subsection (1) may be extended for an additional 60 days.

Service to the
public

20. For the purpose of subsection 11(3) of the Act, a person provides services directly to the public where he or she

- (a) practises as a "public accountant" as defined in the *Public Accountancy Act*;
- (b) performs an assurance engagement as defined in the *CICA Handbook*;
- (c) performs a specific auditing procedures engagement as defined in the *CICA Handbook*;
- (d) performs a compilation engagement as defined in the *CICA Handbook* where there is third party reliance on financial information that is the subject of the compilation engagement;
- (e) practises accounting, where it involves analysis, advice and interpretation in an expert capacity, but excluding record keeping;
- (f) practises taxation, where it involves advice and counselling in an expert capacity, but excluding mechanical processing of returns; or
- (g) prepares a tax return or other statutory filing when the preparation is in connection with a practice offering or providing a service as described in paragraph (a), (b), (c), (d), (e), or (f).

©Earl G. Tucker, Queen's Printer



**NEWFOUNDLAND AND LABRADOR
REGULATION 114/10**

Heating Oil Storage Tank System Regulations, 2003 (Amendment)
under the
Environmental Protection Act
(O.C. 2010-326)

(Filed December 21, 2010)

Under the authority of section 111 of the *Environmental Protection Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, November 26, 2010.

Robert Thompson
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|---------------------------------------|---|
| 1. S.3.1 Amdt.
Adoption of code | 4. S.13 Amdt.
Delivery prohibited |
| 2. S.4 Amdt.
Prohibition | 5. S.15 Amdt.
Technical requirements |
| 3. S.6 Amdt.
Registration required | 6. S.16 Amdt.
Removal required |
| | 7. Commencement |

NLR 60/03
as amended

1. Subsection 3.1 of the *Heating Oil Storage Tank System Regulations, 2003* is amended by adding immediately after subsection (1) the following:

(1.1) Notwithstanding subsection (1), the following editions of CSA-B139 are adopted in the Labrador Inuit Settlement Area:

- (a) the seventh edition (CSA-B139-04) is adopted from October 1, 2010 to August 31, 2011; and
- (b) the eighth edition of CSA-B139 (CSA-B139-09) is adopted from September 1, 2011.

2. Subsection 4(3) of the regulations is amended by deleting the date "January 1, 2011" and substituting the date "September 1, 2012".

3. Subsection 6(4) of the regulations is repealed and the following substituted:

(4) Notwithstanding subsection (1), the owner of an existing system in the Labrador Inuit Settlement Area shall register the system on or before August 31, 2012.

4. Subsection 13(3) of the regulations is amended by deleting the date "January 1, 2011" and substituting the date "September 1, 2012".

5. Section 15 of the regulations is amended by adding immediately after subsection (7) the following:

(8) Notwithstanding paragraph 15(1)(a), the effective date in the Labrador Inuit Settlement Area is before September 1, 2011.

6. Subsection 16(2.1) of the regulations is amended by deleting the date "December 31, 2010" and substituting the date "August 31, 2012".

Commencement

7. These regulations come into force on December 31, 2010.

©Earl G. Tucker, Queen's Printer



**NEWFOUNDLAND AND LABRADOR
REGULATION 115/10**

Real Estate Licensing Regulations (Amendment)
under the
Real Estate Trading Act
(O.C. 2010-314)

(Filed December 21, 2010)

Under the authority of section 51 of the *Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, December 16, 2010.

Robert Thompson
Clerk of the Executive Council

REGULATIONS

Analysis

1. Ss.10.1&10.2 Added
 - 10.1 Audits
 - 10.2 Semi-annual reports

CNLR 994/96
as amended

1. The *Real Estate Licensing Regulations* are amended by adding immediately after section 10 the following:

Audits

10.1 A trust account established under section 29 of the Act shall be audited annually by a person who is a public accountant licensed under the *Public Accountancy Act* and a statement in the form approved by

the superintendent respecting the trust account, together with the audit reports in the form approved by the superintendent, shall be submitted by an agent to the superintendent not more than 90 days after the end of the preceding fiscal year.

Semi-annual reports

10.2 In addition to the requirements of section 10.1, an agent shall prepare a statement in the form approved by the superintendent concerning the trust account established under section 29 of the Act and submit the statement to the superintendent within 30 days of the semi-annual reporting date of the agent.

©Earl G. Tucker, Queen's Printer



**NEWFOUNDLAND AND LABRADOR
REGULATION 116/10**

*Notice of Wellhead Protected Water Supply Area of the Town
of Riverhead, Wells Number 1, 2 & 3, WS-G-0620
under the
Water Resources Act*

(Filed December 21, 2010)

Under the authority of section 61 of the *Water Resources Act*, I designate the area generally known as the *Wellhead Protected Water Supply Area, Wells Number 1, 2 & 3* for the Town of Riverhead as a wellhead protected water supply area.

Dated at St. John's, November 1, 2010.

Charlene Johnson
Minister of Environment and Conservation

NOTICE

This area includes all lands in the Provincial Electoral District of Placentia - St. Mary's abutted and bounded as follows:

By a circle of 150 metres radius with its centre being the Town of Riverhead water supply #1 Well, having UTM coordinates northing 5,206,094 metres and easting 309,253 metres.

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

©Earl G. Tucker, Queen's Printer

Index

PART I

Canada-Newfoundland Atlantic Accord Implementation Act and Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act – Notices.....	465
Change of Name Act, 2009 – Notice	468
Elections Act, 1991 – Notice	463
Lands Act – Notice	466
Trustee Act – Notices	467

PART II

CONTINUING INDEX OF SUBORDINATE LEGISLATION

Title of Act and Subordinate Legislation made thereunder	CNLR or NL Reg.	Amendment	NL Gazette Date & Page No.
Certified Management Accountants Act			
Certified Management Accountants Regulations	NLR 113/10	New	Dec 24/10 p. 811
Environmental Protection Act			
Heating Oil Storage Tank System Regulations, 2003 (Amdt.) (In force Dec. 31, 2010)	NLR 114/10	Amends NLR 114/10, Ss.3.1, 4, 6, 13, 15 & 16 Amdt.	Dec 24/10 p. 821
Real Estate Trading Act			
Real Estate Licensing Regulations (Amdt.)	NLR 115/10	Amends CNLR 994/96 Ss. 10.1 & 10.2 Added	Dec 24/10 p. 823
Water Resources Act			
Notice of Wellhead Protected Water Supply Area of The Town of Riverhead, Wells Number 1, 2 & 3 WS-G-0620	NLR 116/10	New	Dec 21/10 p. 825

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.

Copy may be mailed to the address below, faxed to (709) 729-1900 or emailed to queensprinter@gov.nl.ca.

Advertising rates are available upon request. Subscription rate for *The Newfoundland and Labrador Gazette* is \$125.00 for 52 weeks plus applicable tax (\$131.25). Weekly issues of \$3.00 per copy, plus tax payable in advance.

All cheques, money orders, etc., should be made payable to THE NEWFOUNDLAND EXCHEQUER ACCOUNT and all correspondence should be addressed to: Office of the Queen's Printer, P. O. Box 8700, Ground Floor, East Block, Confederation Building, St. John's, NL A1B 4J6. Telephone (709) 729-3649. Fax: (709) 729-1900.

Web Site: <http://www.gs.gov.nl.ca/printer/index.html>

**Place your order by contacting:
Office of The Queen's Printer
Confederation Building, East Block
St. John's, NL A1B 4J6
Telephone: (709) 729-3649 Fax: (709) 729-1900
email: queensprinter@gov.nl.ca**

**Government Information Product
Publication Rate Mail
G.S.T. # R107442683**

All requests for Subscription and Legislation MUST be prepaid.

**STATUTES OF NEWFOUNDLAND AND LABRADOR
2010**

**Third Session, 46th General Assembly
59 Elizabeth II, 2010**

Bill	Act	Chapter
2	<i>Interim Supply Act, 2010</i> <i>(ASSENTED TO MACH 25, 2010)</i>	1
6	<i>Supply Act, 2010</i> <i>(ASSENTED TO JUNE 8, 2010)</i>	2
* 1	<i>Children and Youth Care and Protection Act (To be proclaimed)</i>	C-12.2
3	<i>Income Tax (Amendment) Act, 2000</i>	3
4	<i>Provincial Court (Amendment) Act, 1991</i>	4
5	<i>Pedestrian Trails Liability Protection Act</i>	P-3.1
7	<i>Commissioners for Oaths (Amendment) Act</i>	5
* 8	<i>Notaries Public (Amendment) Act</i>	6
9	<i>Income Tax (Amendment) Act, 2000 No. 2</i> (S.4 considered to have come into force Apr. 1/10 and Ss.1, 2 and 3 in force Jul. 1/10)	7
10	<i>Revenue Administration (Amendment) Act</i> (Considered to have come into Mar. 30 1/10)	8
11	<i>Small Claims (Amendment) Act</i>	9
12	<i>Grand Concourse Authority (Amendment) Act</i>	10
13	<i>Consumer Protection and Business Practices (Amendment) Act</i>	11
14	<i>Private Investigation and Security Services (Amendment) Act</i>	12
15	<i>Fatal Accidents (Amendment) Act</i>	13
16	<i>Insurance Companies (Amendment) Act</i>	14

Bill	Act	Chapter
* 17	<i>Health Professions Act</i> (To be proclaimed)	H-1.02
18	<i>Accident and Sickness Insurance (Amendment) Act, Automobile Insurance (Amendment) Act, Insurance Adjusters, Agents and Brokers (Amendment) Act, Insurance Contracts (Amendment) Act and Life Insurance (Amendment) Act</i>	15
19	<i>Insurance Companies (Amendment) Act No. 2</i>	16
20	<i>Social Workers Act</i> (In force Mar. 31/11)	S-17.2
21	<i>Insurance Adjusters, Agents and Brokers (Amendment) Act</i>	17
22	<i>Portability of Pensions (Amendment) Act</i>	18
23	<i>Securities (Amendment) Act</i>	19
24	<i>Court Security Act, 2010</i> (In force Oct. 1/10)	C-37.02
25	<i>Loan and Guarantee (Amendment) Act, 1957</i>	20
26	<i>Architects (Amendment) Act, 2008</i> (Comes into force on the day SNL2008 cA-15.1 comes into force)	21
27	<i>Highway Traffic (Amendment) Act</i> (S.5 in force Sept. 1/10 and remainder of the Act in force Oct. 1/10)	22
28	<i>Insurance Companies (Amendment) Act No. 3</i>	23
29	<i>Prepaid Funeral Services (Amendment) Act</i>	24
30	<i>Animal Health and Protection Act</i> (To be proclaimed)	A-9.1
* 31	<i>Human Rights Act, 2010</i> (ASSENTED TO JUNE 24, 2010)	H-13.1
32	<i>Real Estate Trading (Amendment) Act</i>	25

Bill	Act	Chapter
33	<i>Consumer Protection and Business Practices (Amendment) Act No. 2</i>	26
34	<i>Mortgage Brokers (Amendment) Act</i>	27
35	<i>Public Safety (Amendment) Act</i>	28
36	<i>Judicature (Amendment) Act</i>	29
37	<i>Statutes (Amendment) Act</i>	30
38	<i>Attorney General Statutes Amendment Act, 2010 (S.3 in force Dec. 22/09 and S.10 in force Oct. 31/08)</i>	31
39	<i>Justices and Public Authorities Protection (Amendment) Act</i>	32
40	<i>Consumer Protection and Business Practices (Amendment) Act No. 3</i>	33
41	<i>Licensed Practical Nurses (Amendment) Act, 2005</i>	34
42	<i>Regional Health Authorities (Amendment) Act</i>	35
43	<i>Municipalities (Amendment) Act, 1999</i>	36
44	<i>Income Tax (Amendment) Act, 2000 No. 3 (S.1(1) in force Jan. 1/05)</i>	37
45	<i>Fishing Industry Collective Bargaining (Amendment) Act</i>	38
46	<i>Tax Agreement Act, 2010 (In force on the day the agreement is executed)</i>	T-0.02
47	<i>Abitibi-Consolidated Rights and Assets (Amendment) Act</i>	39

(ASSENTED TO DECEMBER 16, 2010)

* Bills amended in Committee of the Whole House.

In researching the law readers should note that the following Statutes of Newfoundland and Labrador, 2010 include amendments to other Statutes as listed below:

- Chapter A-9.1 *Animal Health and Protection Act* - (To be proclaimed)
Animal Protection Act (Repealed)
Dog Act (Repealed)
Heritage Animals Act (Repealed)
Livestock Act (Repealed)
Livestock Health Act (Repealed)
Wild Life Act
- Chapter 31 *Attorney General Statutes Amendment Act, 2010*
- (S.3 in force Dec. 22/09 and S.10 in force Oct. 31/08)
Access to Information and Protection of Privacy Act
Attorney General Statutes Amendment Act, 2009
Condominium Act, 2009
Consumer Protection and Business Practices Act
Corporations Act
Energy Corporation Act
Highway Traffic Act
*House of Assembly Accountability, Integrity
and Administration Act*
Income Tax Act, 2000
Lands Act
Liquor Control Act
Lobbyist Registration Act
Municipal Elections Act
Personal Health Information Act
Private Training Institutions Regulations
Protected Road Zoning Regulations
Public Service Commission Act
Obsolete or spent Acts and regulations (Repealed)
- Chapter C-12.2 *Children and Youth Care and Protection Act*
- (To be proclaimed)
Access to Information Regulations
Adoption Act
*An Act to Amend the Adoption Act, the Child Care Services
Act, the Child, Youth and Family Services Act and the
Regional Health Authorities Regulations*
Child Care Services Act
Child, Youth and Family Services Act (Repealed)
Children's Law Act
Family Law Act
Public Trustee Act, 2009
- Chapter 33 *Consumer Protection and Business Practices
(Amendment) Act No. 3*
Consumer Reporting Agencies Regulations (Repealed)
- Chapter C-37.02 *Court Security Act, 2010* - (In force Oct. 1/10)
Court Security Act (Repealed)

Chapter H-13.1	<u>Human Rights Act, 2010</u> <i>Human Rights Code (Repealed)</i>
Chapter 37	<u>Income Tax (Amendment) Act, 2000 No. 3 -</u> (S.1(1) in force Jan. 1/05) <i>Child and Parental Benefits Regulations</i>
Chapter 29	<u>Judicature (Amendment) Act</u> <i>Provincial Court Act, 1991</i>
Chapter 28	<u>Public Safety (Amendment) Act</u> <i>Electrical Regulations</i>
Chapter 8	<u>Revenue Administration (Amendment) Act</u> <i>Labrador Border Zones Rebate Regulations, 2006</i>
Chapter S-17.2	<u>Social Workers Act - (In force Mar. 31/11)</u> <i>Social Workers Association Act (Repealed)</i>
Chapter 30	<u>Statutes (Amendment) Act</u> <i>Evidence Act</i> <i>Interpretation Act</i> <i>Statutes and Subordinate Legislation Act</i>
Chapter T-0.02	<u>Tax Agreement Act, 2010</u> (In force on the day the agreement is executed) <i>Tax Agreement Act (Repealed)</i>

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

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

Office of the Legislative Counsel
 Department of Justice
 Government of Newfoundland and Labrador
 4th Floor East Block
 Confederation Building
 P.O. Box 8700
 St. John's, NL, Canada
 A1B 4J6
 f 709.729.2129
 e legcounsel@gov.nl.ca
 w www.assembly.nl.ca/legislation/

The Newfoundland and Labrador Gazette Publication Dates - 2011

Copy for publication must be received before Friday, 4:30-pm, seven days before publication date. Fax: 709-729-1900, Email: queensprinter@gov.nl.ca or Mail: Office of the Queen's Printer, Bookstore, P. O. Box 8700, Ground Floor, East Confederation Building, St. John's, NL A1B 4J6. Inquiries: 709-729-3649.

JANUARY 7/11
Vol 86, No 1

MAY 13/11
Vol 86, No. 19

SEPTEMBER 16/11
Vol 86, No. 37

JANUARY 14/11
Vol 86, No. 2

MAY 20/11
Vol 86, No. 20

SEPTEMBER 23/11
Vol 86, No. 38

JANUARY 21/11
Vol 86, No. 3

MAY 27/11
Vol 86, No. 21

SEPTEMBER 30/11
Vol 86, No. 39

JANUARY 28/11
Vol 86, No. 4

JUNE 3/11
Vol 86, No. 22

OCTOBER 7/11
Vol 86, No. 40

FEBRUARY 4/11
Vol 86, No.5

JUNE 10/11
Vol 86, No. 23

OCTOBER 14/11
Vol 86, No. 41

FEBRUARY 11/11
Vol 86, No. 6

JUNE 17/11
Vol 86, No. 24

OCTOBER 21/11
Vol 86, No. 42

FEBRUARY 18/11
Vol 86, No. 7

JUNE 24/11
Vol 86, No. 25

OCTOBER 28/11
Vol 86, No. 43

FEBRUARY 25/11
Vol 86, No. 8

JUNE 30/11
Vol 86, No. 26

NOVEMBER 4/11
Vol 86, No. 44

MARCH 4/11
Vol 86, No. 9

JULY 8/11
Vol 86, No. 27

NOVEMBER 10/11
Vol 86, No. 45

MARCH 11/11
Vol 86, No. 10

JULY 15/11
Vol 86, No. 28

NOVEMBER 18/11
Vol 86, No. 46

MARCH 18/11
Vol 86, No. 11

JULY 22/11
Vol 86, No. 29

NOVEMBER 25/11
Vol 86, No. 47

MARCH 25/11
Vol 86, No. 12

JULY 29/11
Vol 86, No. 30

DECEMBER 2/11
Vol 86, No. 48

APRIL 1/11
Vol 86, No. 13

AUGUST 5/11
Vol 86, No. 31

DECEMBER 9/11
Vol 86, No. 49

APRIL 8/11
Vol 86, No. 14

AUGUST 12/11
Vol 86, No. 32

DECEMBER 16/11
Vol 86, No. 50

APRIL 15/11
Vol 86, No. 15

AUGUST 19/11
Vol 86, No. 33

DECEMBER 23/11
Vol 86, No. 51

APRIL 21/11
Vol 86, No. 16

AUGUST 26/11
Vol 86, No. 34

DECEMBER 30/11
Vol 86, No. 52

April 29/11
Vol 86, No. 17

SEPTEMBER 2/11
Vol 86, No. 35

MAY 6/11
Vol 86, No. 18

SEPTEMBER 9/11
Vol 86, No. 36