

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

No Subordinate Legislation received at time of printing



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 85

ST. JOHN'S, FRIDAY, DECEMBER 31, 2010

No. 52

URBAN AND RURAL PLANNING ACT

NOTICE OF REGISTRATION CITY OF MOUNT PEARL DEVELOPMENT REGULATIONS AMENDMENT NO. 208, 2010

TAKE NOTICE that the CITY OF MOUNT PEARL Development Regulations Amendment No. 208, 2010, adopted by Council on the 16th day of November, 2010 has been registered by the Minister of Municipal Affairs.

In general terms, the purpose of the Development Regulations Amendment No. 208, 2010 is to Amend Part II – General Development Standards, in Regulation 35, Antenna, delete Regulation 35(3)(d); and, in Regulation 40 Height Exceptions, delete the reference to “20%” and replace with “25%”. The amendment also clarifies the

regulation numbering references so they are internally consistent.

The intention of this amendment is make the Development Regulations consistent with the *Federal Radio Communication Act* with respect to the placement and location of an antenna.

Development Regulations Amendment No. 208, 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 these Amendments may do so at the Mount Pearl City Hall, 3 Centennial Street, during normal working hours.

CITY OF MOUNT PEARL
Per: Gerard Lewis, Chief Administrative Officer

Dec 31

LANDS ACT

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

NOTICE IS hereby given that HARBOUR AUTHORITY OF PORT SAUNDERS of Port Saunders, 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 fifteen (15) metres of the waters of Port Saunders in the Electoral District of St. Barbe for the purpose of a small boat storage area and being more particularly described as follows:

*Bounded on the North by Access Road
for a distance of 150 m;
Bounded on the East by the bottom
of Port Saunders Harbour
for a distance of 1000 m;
Bounded on the South by Port Saunders Harbour
for a distance of 0 m;
Bounded on the West by Harbour Authority Property
for a distance of 200 m;
and containing an area of
approximately 30,000 square metres.*

Any person wishing to object to the application must file the objection in writing, within one month from the publication of this notice, with reasons for it, to the Minister of Environment and Conservation 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, 230 Airport Boulevard, Fraser Mall, Gander, NL, A1V 2N9

c/o Western Regional Lands Office, P.O. Box 2006, 1 Riverside Drive, 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: MAURICE RYAN at (709) 861-7406.

Dec 31

QUIETING OF TITLES ACT

**2010 05G 0293
IN THE SUPREME COURT OF
NEWFOUNDLAND AND LABRADOR
TRIAL DIVISION (GENERAL)**

NOTICE OF APPLICATION under the *Quieting of Titles Act*, cQ-3, RSNL 1990.

NOTICE is hereby given to all parties that SHOAL INVESTMENTS LIMITED, of the Town of Clarenville, in the District of Trinity North, in the Province of Newfoundland and Labrador, has applied to the Supreme Court, Trial Division, Gander, to have title to all that piece or parcel of property situate at the Town of Clarenville, in the Province of Newfoundland and Labrador, which property is more particularly described in Schedules "A" and "C" hereto annexed and shown in Schedules "B" and "D" hereto annexed.

ALL BEARINGS aforementioned, for which SHOAL INVESTMENTS LIMITED claims to be the owner investigated and for a Declaration that SHOAL INVESTMENTS LIMITED is the absolute owner in fee simple in possession and the said SHOAL INVESTMENTS LIMITED has been ordered to publish Notice of Application as required by the above named Act.

All persons having title adverse to the said title claimed by the said SHOAL INVESTMENTS LIMITED shall file in the Registry of the Supreme Court of Newfoundland and Labrador, Trial Division, Gander, particulars of such adverse claim and serve the same together with an Affidavit verifying same on the undersigned Solicitors for the Petitioner on or before the 21st day of January, 2011, after which date no party having any claim shall be permitted to file the same or to be heard except by special leave of the Court and subject to such conditions as the Court may deem just.

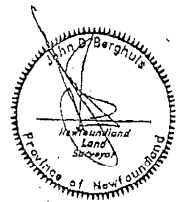
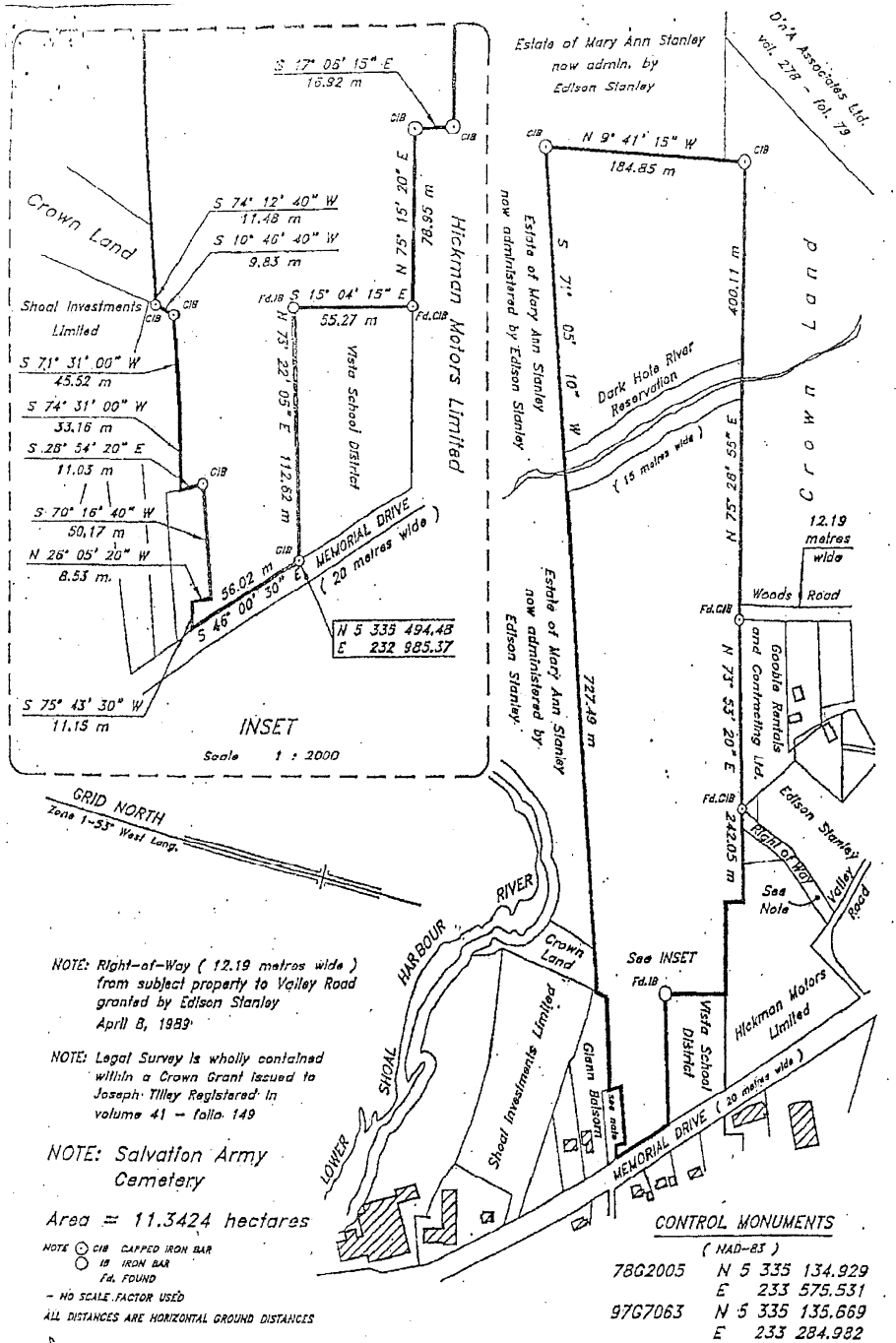
All such adverse claims shall be investigated then in such manner as the Supreme Court of Newfoundland, Trial Division, Gander, may direct.

DATED AT Clarenville, in the Province of Newfoundland and Labrador, this 16th day of December, 2010.

MILLS PITTMAN LAW OFFICES
Solicitors for the Applicant
PER: Corwin Mills, Q.C.

ADDRESS FOR SERVICE:
111 Manitoba Drive
Suite 201
Clarenville, NL A5A 1K2
Tel: (709) 466-2641
Fax: (709) 466-7109

SCHEDULE B



(((CONTROL SURVEYS LTD., NEWFOUNDLAND LAND SURVEYORS 375C MEMORIAL DRIVE, 5A 1R9 - Tel (709) 466-3656 Clareville Newfoundland	
SURVEY ON BEHALF OF PAUL PATEY Clareville Newfoundland	
SCALE: 1 : 4000	JOB No.: 2008-275
DATE: July 16, 2008	SURVEY BY: J.D.B.

PARCEL B
SCHEDULE "C"

Property to be acquired by
SHOAL INVESTMENTS LIMITED
Clarenville, NL

All that piece or parcel of land situate and being in the Town of Clarenville in the Electoral District of Trinity North abutted and bounded as follows;

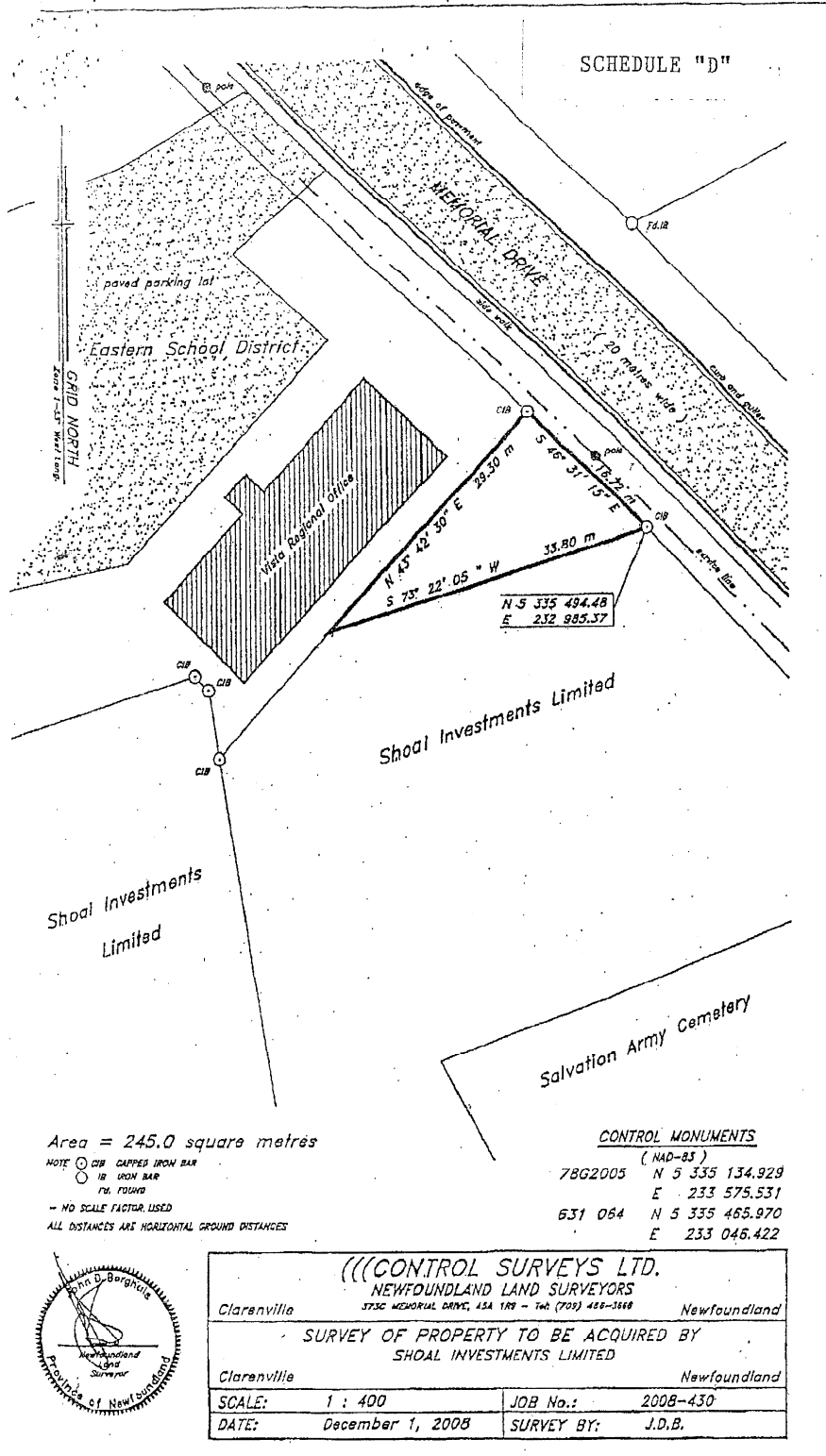
THAT IS TO SAY: Beginning at a point, on the south western limit of Memorial Drive (20 metres wide), the said point having coordinates N 5 335 494.48 metres and E 232 985.37 metres of the Three Degree Modified Transverse Projection (NAD-83) for the Province of Newfoundland and Labrador;

THENCE by the property of SHOAL INVESTMENTS LIMITED south seventy-three degrees twenty-two minutes zero five seconds west (S 73-22-05 W) thirty-three decimal eight zero (33.80) metres;

THENCE by the property of Eastern School District north forty-three degrees forty-two minutes thirty seconds east (N 43-42-30 E) twenty-nine decimal three zero (29.30) metres;

THENCE along the said south western limit of Memorial Drive south forty-six degrees thirty-one minutes fifteen seconds east (S 46-31-15 E) sixteen decimal seven two (16.72) metres, more or less to the point of beginning and containing an area of 245.0 square metres.

ALL BEARINGS refer to the above mentioned Projection.



2010 01G 6294
IN THE SUPREME COURT OF
NEWFOUNDLAND AND LABRADOR
TRIAL DIVISION (GENERAL)

IN THE MATTER OF an Application of VICTOR CHURCHILL and VERA JOYCE CHURCHILL, residents of the Province of Newfoundland and Labrador,

AND

IN THE MATTER OF the *Quieting of Titles Act*, cQ-3, of the RSNL 1990, and amendments thereto

AND

IN THE MATTER OF a piece or parcel of land situate and being in Western Heights Road, Portugal Cove, in the Town of St. Phillips, in the Province of Newfoundland and Labrador

NOTICE OF APPLICATION under the *Quieting of Titles Act*, cQ-3 of the RSNL 1990 and amendments thereto

NOTICE IS HEREBY GIVEN to all parties that VICTOR CHURCHILL and VERA JOYCE CHURCHILL applied to the Supreme Court of Newfoundland and Labrador, Trial Division, to have the title to ALL THAT piece or parcel of land situate and being on Western Heights Road, within the jurisdiction of the Town of Portugal Cove-St. Phillips, in the Province of Newfoundland and Labrador and being more particularly described in the Schedule hereunto attached and marked "A" of which the said VICTOR CHURCHILL and VERA JOYCE CHURCHILL claim to be the owners investigated and they request a declaration that they are the legal and beneficial owners in possession and the said Court having ordered that Notice of the said Application be published as required by the above named Act.

All persons having title adverse to the said title claimed by VICTOR CHURCHILL and VERA JOYCE CHURCHILL shall file in the Registry of the Supreme Court of Newfoundland and Labrador particulars of such adverse claim and serve the same together with an Affidavit verifying the same on the undersigned Solicitors for the Applicants on or before the 31st day of January, 2011, after which date no party having any claim shall be permitted to file the same or to be heard except by special leave of the Court and subject to such conditions as the Court may deem just.

All such adverse claims shall then be investigated in such manner as the said Supreme Court may direct.

DATED at St. John's, this 22nd day of December, 2010.

BENSON MYLES PLC INC.
Solicitors for the Applicant
PER: Andrew G. M. Woodland

ADDRESS FOR SERVICE
Suite 900, Atlantic Place,
215 Water Street, P.O. Box 1538
St. John's, NL A1C 5N8
Tel: (709) 579-2081
Fax: (709) 579-2647

SCHEDULE A

October 24, 2010

ALL THAT piece or parcel of land situate and being at Portugal Cove and being abutted on the western side by Western Heights Road and being described as follows, that is to say:

BEGINNING at a point on the eastern side of Western Heights Road said point having three degree transverse Mercator grid (NAD 1983) coordinates and north 5275418.069 metres and east 316941.152 metres,

THENCE running along the eastern side of Western Heights Road north 25 degrees 11 minutes 41 seconds west 9.829 metres,

THENCE running by land of Morley Baker registered at Roll 752 Frame 1113 of the registry of land and deeds for the province of Newfoundland and Labrador north 46 degrees 11 minutes 52 seconds east 58.686 metres,

THENCE by land formerly of John Hynes Estate and now of the Ann Hussey Estate and registered at Roll 126 Frame 1519 of the said registry south 25 degrees 28 minutes 05 seconds east 30.725,

THENCE by property of Josephine Eells registered at Roll 198 at Frame 569 of the said registry south 25 degrees 59 minutes 09 seconds east 16.259 metres,

THENCE continuing by said registered land south 34 degrees 42 minutes 01 seconds east 21.841 metres,

THENCE by property now or formerly of Gorden Aylward south 35 degrees 21 minutes 50 seconds east 29.010 metres,

Thence continuing by said land south 35 degrees 24 minutes 33 seconds east 17.919 metres to a point on the northern side of Nearys Pond Road,

THENCE running along said northerly side south 40 degrees 41 minutes 39 seconds west 52.722 metres,

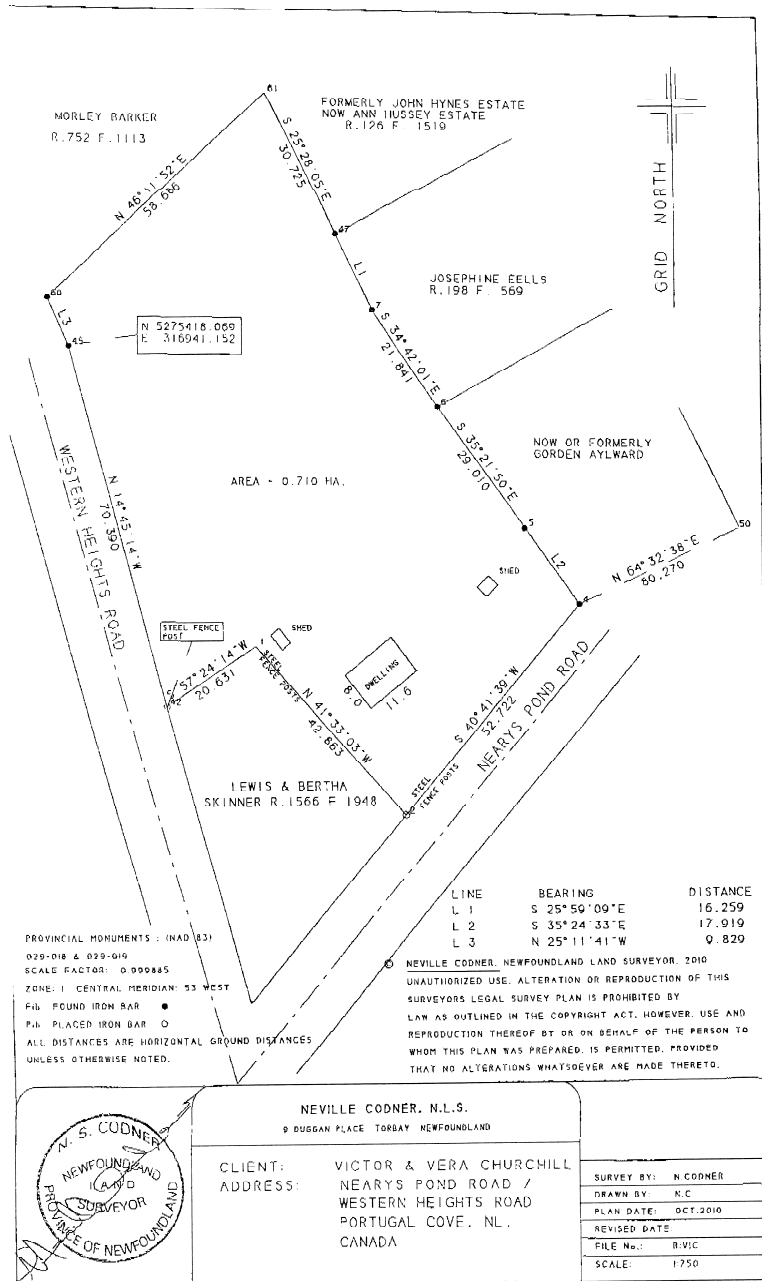
THENCE running by property of Lewis and Bertha Skinner registered at Roll 1566 Folio 1948 of the said registry north 41 degrees 33 minutes 03 seconds west 42.863 metres,

THENCE continuing by said land south 57 degrees 24 minutes 14 seconds west 20.631 metres to a point on the eastern side of Western Heights Road,

THENCE running along same north 14 degrees 45 minutes 14 seconds west 70.390 metres,

MORE or less to the point of beginning and containing a area of 0.710 hectares.

BEARINGS and coordinates are referred to the transverse Mercator grid as adapted by the province of Newfoundland and Labrador.



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



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 85

ST. JOHN'S, FRIDAY, DECEMBER 31, 2010

No. 52

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PART II

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**No Subordinate Legislation
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**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
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42	<i>Regional Health Authorities (Amendment) Act</i>	35
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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
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 Government of Newfoundland and Labrador
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