



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 86

ST. JOHN'S, FRIDAY, FEBRUARY 11, 2011

No. 6

LANDS ACT

NOTICE OF INTENT

Lands Act c36, SNL 1999

NOTICE IS hereby given that BADGER BAY MUSSEL FARMS LTD. of Triton, 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 Pilley's Tickle in the Electoral District of Windsor-Green Bay South for the purpose of Landing and Storage Area (Mussels) more particularly described as follows:

*Bounded on the North by Pilley's Tickle
for a distance of 5 m;*

*Bounded on the East by Pilley's Tickle
for a distance of 5 m;*

*Bounded on the South by property of Wayne Vincent
for a distance of 5 m;*

*Bounded on the West by Route 380
for a distance of 5 m;*

*and containing an area of
approximately 6500 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: JUAN ROBERTS at (709) 263-2104.

Feb 11

QUIETING OF TITLES ACT

**2011 06G 0009
IN THE SUPREME COURT OF
NEWFOUNDLAND AND LABRADOR
TRIAL DIVISION (GENERAL)**

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

NOTICE is hereby given to all parties that JOHN JANES, of Clarenville and PAUL ROGER JANES, of Traytown, in the Province of Newfoundland and Labrador, have applied to the Supreme Court of Newfoundland and Labrador, Trial Division (General), Grand Bank, to have title to all that piece or parcel of property situate at Clarenville, in the Province of Newfoundland and Labrador, which property is more particularly described in Schedule "A" hereto annexed and shown in Schedule "B" hereto annexed.

ALL BEARINGS aforementioned for which JOHN JANES and PAUL ROGER JANES claim to be the owners investigated and for a Declaration that they are the absolute owners in fee simple in possession and the said JOHN JANES and PAUL ROGER JANES have 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 JOHN JANES and PAUL ROGER JANES shall file in the Registry of the Supreme Court of Newfoundland and Labrador, Trial Division (General), Grand Bank, particulars of such adverse claim and serve the same together with an Affidavit verifying same on the undersigned Solicitors for the Applicants on or before the 28th day of February, 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 and Labrador, Trial Division (General), Grand Bank, may direct.

DATED AT Clarenville, in the Province of Newfoundland and Labrador, this 3rd day of February, 2011.

HUGHES AND BRANNAN LAW OFFICE
Solicitors for the Applicant
PER: Katrina A. Brannan

ADDRESS FOR SERVICE:
357 Memorial Drive
Clarenville NL A5A 1R8
Tel: (709) 466-3324
Fax: (709) 466-3107

Feb 11

SCHEDULE "A"

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 northern limit of Bayview Road Extension, the said point having coordinates N 5 335 538.57 metres and E 233 352.15 metres of the Three Degree Modified Transverse Mercator Projection (NAD-83) for the Province of Newfoundland and Labrador.

THENCE by the property of James and Andrea Sharpe north sixty-four degrees zero seven minutes twenty seconds east (N 6407-20 E) fifty-six decimal eight six (56.86) metres, north thirty-eight degrees twenty-four minutes twenty-five seconds east (N 38-24-25 E) four decimal zero four (4.04) metres;

THENCE by the property of the Estate of Raymond Tilley now Fred Tilley south nineteen degrees twenty-nine minutes fifty-five seconds east (S 19-29-55 E) ten decimal one four (10.14) metres;

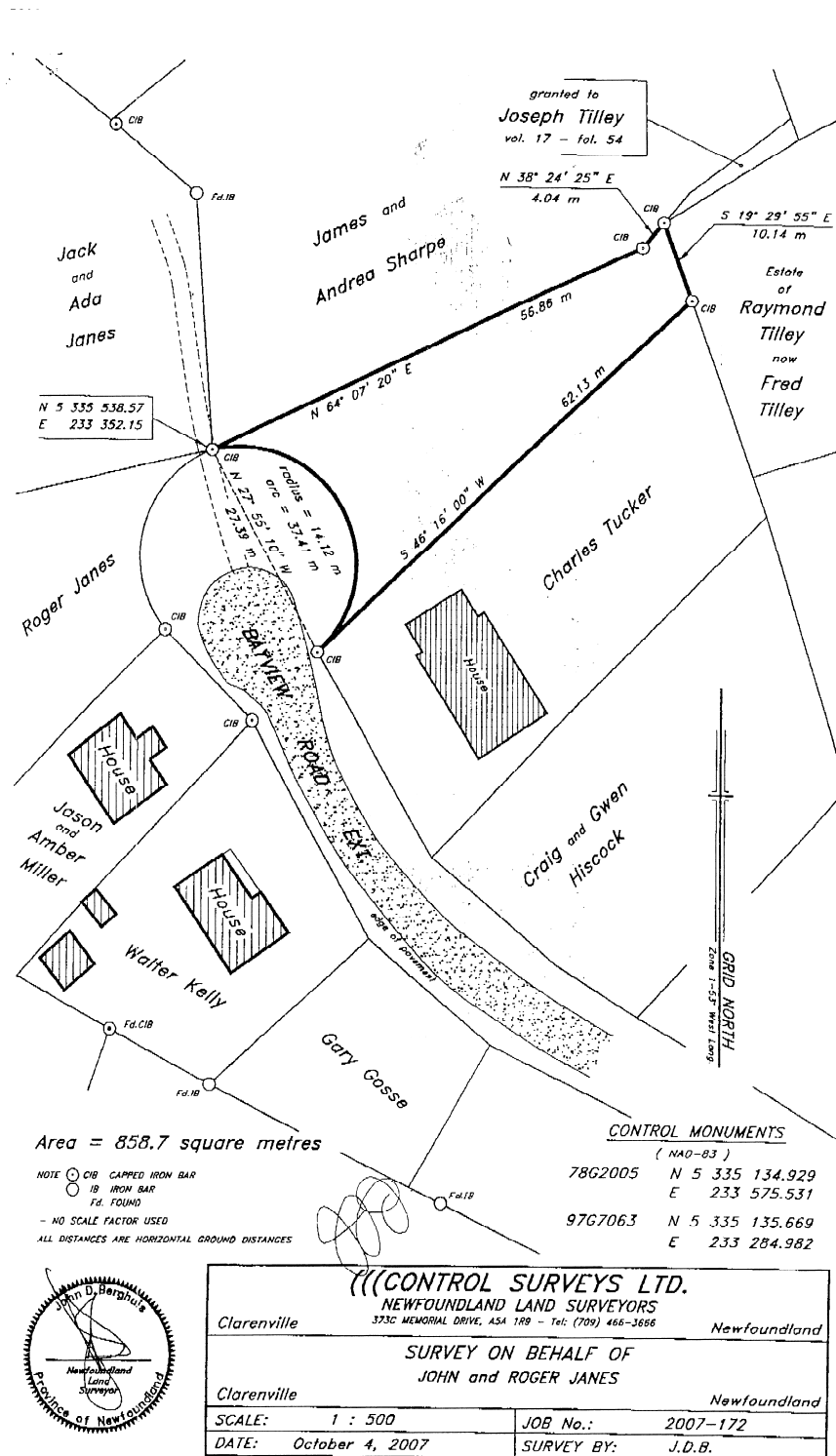
THENCE by the property of Charles Tucker south forty-six degrees sixteen minutes zero zero seconds west (S 46-16-00 W) sixty-two decimal one three (62.13) metres;

THENCE along the eastern limit of Bayview Road Extension along the arc of a curve having a radius of fourteen decimal one two (14.12) metres to a point, the said point being distant twenty-seven decimal three nine (27.39) metres as measured on a bearing of north twenty-seven degrees fifty-five minutes ten seconds west (N 27-55-10 W) from the last mentioned point, more or less to the point of beginning and containing an area of 858.7 square metres.

ALL BEARINGS refer to the above mentioned Projection.

(CONTROL SURVEYS LTD.)

SCHEDULE "B"



TRUSTEE ACT

ESTATE NOTICE

IN THE MATTER OF the Estate of JOAN BARRON, late of the City of St. John's in the Province of Newfoundland and Labrador, Newfoundland and Labrador, widow, deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of JOAN BARRON, aforesaid, deceased, who died at St. John's in the Province of Newfoundland and Labrador, on or about the 30th day of December 2010, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Executrix of the Estate of the said deceased on or before the 4th day of March, 2011 after which date the Executrix 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 28th day of December, 2010.

BENSON MYLES
Solicitor for the Executrix
PER: Christopher D.G. Pike, LLB.

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

Feb 4 & Feb 11

ESTATE NOTICE

IN THE MATTER of the Estate of ELVIS CALVIN LEWIS, late of the Town of Meadows, in the Province of Newfoundland and Labrador, Carpenter, Deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of ELVIS CALVIN LEWIS, late of the Town of Meadows, in the Province of Newfoundland and Labrador, Carpenter, 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 21st day of March, 2011, 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.

MURPHY, WATTON & BURRIDGE
Solicitors for the Administrator
PER: Brian V. Murphy, Q.C.

ADDRESS FOR SERVICE
P. O. Box 815
17 West Street
Corner Brook, NL A2H 6H9
Tel: (709) 634-3231
Fax: (709) 634-8889

Feb 11



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION

FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 86

ST. JOHN'S, FRIDAY, FEBRUARY 11, 2011

No. 6

NEWFOUNDLAND AND LABRADOR REGULATIONS

NLR 11/11

NLR 12/11

NLR 13/11



**NEWFOUNDLAND AND LABRADOR
REGULATION 11/11**

*Proclamation bringing Act into force
under the
Tobacco Health Care Costs Recovery Act
(O.C 2011-026)*

(Filed February 7, 2011)

*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.*

J.DEREK GREEN
Administrator

FELIX COLLINS
Attorney General

TO ALL TO WHOM THESE PRESENTS SHALL COME,

GREETING;

A PROCLAMATION

WHEREAS in and by section 11 of “*An Act to Provide for the Recovery of Tobacco Related Health Care Costs*, “ SNL 2001 cT-4.2 (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 to Provide for the Recovery of Tobacco Related Health Care Costs*,“ SNL 2001 cT-4.2 shall come into force on February 7, 2011.

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 Chief Justice J. Derek Green,
Administrator in and for
Our Province of Newfoundland and Labrador.

AT St. John's this 3rd day of February in the year of
Our Lord two thousand and eleven
in the fifty-ninth year of Our Reign.

BY COMMAND,

SANDRA N. BARNES
Registrar General



**NEWFOUNDLAND AND LABRADOR
REGULATION 12/11**

*Jurisdictions Designated for the Purpose of Registration of
Limited Partnerships Order (Amendment)*
under the
Limited Partnership Act
(O.C. 2010-320)

(Filed February 8, 2011)

Under the authority of section 4 of the *Limited Partnership Act*
the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, January 31, 2011.

Robert Thompson
Clerk of the Executive Council

ORDER

Analysis

1. Jurisdiction added

CNLR 782/96
as amended

1. The *Jurisdictions Designated for the Purpose of Registration of Limited Partnerships Order* is amended by adding immediately after the reference "State of Delaware" the reference "State of New York".

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NEWFOUNDLAND AND LABRADOR REGULATION 13/11

Pension Benefits Act Regulations (Amendment)
under the
Pension Benefits Act, 1997
(O.C. 2011-028)

(Filed February 8, 2011)

Under the authority of section 78 of the *Pension Benefits Act, 1997*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, February 7, 2011.

Robert Thompson
Clerk of the Executive Council

REGULATIONS

Analysis

1. S.42.3 Added
Retirement plan exemption

NLR 114/96
as amended

1. The *Pension Benefits Act Regulations* are amended by adding immediately after section 42.2 the following:

Retirement plan
exemption

42.3 (1) The Retirement Plan for Employees of the Town of Happy Valley-Goose Bay is exempt from the requirement of paragraph 12(3)(d) for the period of January 1, 2010 to December 31, 2012 in respect of the solvency deficiency of the plan as of December 31, 2009.

(2) Notwithstanding subsection (1), in the event of the termination of the plan, an amount that would have been payable under paragraph 12(3)(d) had the exemption not been given shall be paid by the Town of Happy Valley-Goose Bay to the fund.

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PART II

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Proclamation bringing Act into force (February 7, 2011)	NLR 11/11	New Extraordinary Gazette Feb 7/11	Feb 11/11 p. 49
Limited Partnership Act			
Jurisdictions Designated for the Purpose of Registration of Limited Partnerships Order (Amdt.)	NLR 12/11	Amends CNLR 782/96	Feb 11/11 p. 51
Pension Benefits Act, 1997			
Pension Benefits Regulations (Amdt.)	NLR 13/11	Amends NLR 114/96 S.42.3 Added	Feb 11/11 p. 53

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