



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 87	ST. JOHN'S, FRIDAY, DECEMBER 21, 2012	No. 51
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MINERAL ACT

CORRECTION NOTICE(S)

In Volume 87, Number 47, pages 445-446 of *The Newfoundland and Labrador Gazette* dated November 23rd, 2012, there appeared *Mineral Act* Notices regarding the cancellation of several mineral licences.

The opening of these licences has been delayed and the notice will be republished on December 28th, 2012, Volume 87, Number 52.

DEPARTMENT OF NATURAL RESOURCES
JIM HINCHEY, P.Geo.
Manager - Mineral Rights

File #'s: 774: 5707, 8576, 8717, 8720, 8723, 8736, 8737,
8782, 8795, 8800

775: 0264, 0265, 0335, 0336, 0337, 1299, 1302,
2075, 2076, 2077, 2368, 2459, 2485, 2486,
2487, 2681

Dec 21

NOTICE

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

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

Mineral License	007694M
Held by	Buchans Minerals Corporation
Situate near	Noel Pauls Brook, Central NL
On map sheet	12A/10 12A/09

Mineral License	007000M, 007002M
Held by	Vinland Resources Limited
Situate near	Millertown, Central NL
On map sheet	12A/15

Mineral License	007001M
Held by	Vinland Resources Limited
Situate near	West of Millertown, Central NL
On map sheet	12A/15

A portion of license	016093M
Held by	Ucore Rare Metals Inc.
Situate near	Caribou Brook, Western NL
On map sheet	12B/09

more particularly described in an application on file at Department of Natural Resources

Mineral License	020131M, 020132M
Held by	Mega Uranium Ltd.
Situate near	Rocky Bay
On map sheet	13J/16

Mineral License	014114M
Held by	Commander Resources Ltd.
Situate near	South of Sango Brook
On map sheet	13N/12

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Mineral License	020394M	Mineral License	017958M
Held by	Vulcan Minerals Inc.	Held by	Shabogamo Mining & Exploration Limited
Situate near	Kingurutik River	Situate near	Miles Lake
On map sheet	14D/15 14E/02	On map sheet	23B/14
A portion of license	017362M	A portion of license	017994M
Held by	Eagleridge International Limited	Held by	Eagleridge International Limited
Situate near	Port Hope Simpson	Situate near	Alexis River
On map sheet	13A/09 13A/10	On map sheet	13A/10
more particularly described in an application on file at Department of Natural Resources		more particularly described in an application on file at Department of Natural Resources	
A portion of license	016160M	A portion of license	018125M
Held by	Eagleridge International Limited	Held by	Eagleridge International Limited
Situate near	Alexis River	Situate near	Paradise River
On map sheet	13A/10	On map sheet	13H/05
more particularly described in an application on file at Department of Natural Resources		more particularly described in an application on file at Department of Natural Resources	
Mineral License	016403M	Mineral License	018126M
Held by	Keats, Allan E. T.	Held by	Pinsent Jr, Nehemiah
Situate near	Jonathans Pond, Central NL	Situate near	Hare Harbour Area
On map sheet	02E/02 Mineral License	On map sheet	13H/10
018905M			
Held by	Newfoundland Fluorspar Exploration Ltd.	Mineral License	018132M
Situate near	Joe Batts Arm, Central NL	Held by	Unity Resources Inc.
On map sheet	02E/09	Situate near	Dykes River
		On map sheet	13H/10
A portion of license	018908M	A portion of license	018910M
Held by	Newfoundland Fluorspar Exploration Ltd.	Held by	Eagleridge International Limited
Situate near	Shoal Bay, Central NL	Situate near	Paradise River
On map sheet	02E/09	On map sheet	13H/04 13H/05
more particularly described in an application on file at Department of Natural Resources		more particularly described in an application on file at Department of Natural Resources	
Mineral License	016431M	A portion of license	018912M
Held by	Eagleridge Minerals Ltd.	Held by	Eagleridge International Limited
Situate near	Fischot Islands, Great Northern Peninsula	Situate near	Paradise River Area
On map sheet	02M/04	On map sheet	13H/03 13H/04
		more particularly described in an application on file at Department of Natural Resources	
Mineral License	016457M	A portion of license	018917M
Held by	Hicks, Darrin	Held by	Eagleridge International Limited
Situate near	Fig River	Situate near	Alexis River
On map sheet	13E/03	On map sheet	13A/10 13A/15
		more particularly described in an application on file at Department of Natural Resources	
A portion of license	016812M	Mineral License	019171M
Held by	Eagleridge International Limited	Held by	Gordon Franics Peddle (34%)/
Situate near	Alexis River		Goldwyn Peddle (33%)/
On map sheet	13A/10		Michael Peddle (33%)
more particularly described in an application on file at Department of Natural Resources		Situate near	Georges Pond, Eastern NL
		On map sheet	02D/01 02D/08
A portion of license	016813M	Mineral License	019198M
Held by	Eagleridge International Limited	Held by	Gordon Franics Peddle (34%)/
Situate near	Alexis River		Goldwyn Peddle (33%)/
On map sheet	13A/10 13A/15		Michael Peddle (33%)
more particularly described in an application on file at Department of Natural Resources		Situate near	Thorburn Lake, Eastern NL
		On map sheet	02D/08
Mineral License	017932M	Mineral License	019199M
Held by	Rogers, Peter	Held by	Gordon Franics Peddle (34%)/
Situate near	Wilson Lake		Goldwyn Peddle (33%)/
On map sheet	13E/07 13E/08		Michael Peddle (33%)
		Situate near	Georges Pond, Eastern NL
Mineral License	017936M	On map sheet	02D/08
Held by	Unity Resources Inc.		
Situate near	Great Gull Lake, Central NL		
On map sheet	12H/01		

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Mineral License Held by Situates near On map sheet	019252M Budgell, Aubrey Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	019266M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06
Mineral License Held by Situates near On map sheet	019253M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	019267M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06
Mineral License Held by Situates near On map sheet	019254M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	019268M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06
Mineral License Held by Situates near On map sheet	019255M Budgell, Aubrey Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	019269M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06
Mineral License Held by Situates near On map sheet	019256M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	019271M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06
Mineral License Held by Situates near On map sheet	019257M Budgell, Aubrey Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	019272M Budgell, Aubrey Sikkoyavik Brook 14E/06
Mineral License Held by Situates near On map sheet	019258M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	019273M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06
Mineral License Held by Situates near On map sheet	019259M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	019274M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06
Mineral License Held by Situates near On map sheet	019260M Budgell, Aubrey Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	019276M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06
Mineral License Held by Situates near On map sheet	019261M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	019277M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06
Mineral License Held by Situates near On map sheet	019262M Budgell, Aubrey Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	019301M Hillier, Lloyd Byron Bay Area 13I/05 13I/12
Mineral License Held by Situates near On map sheet	019263M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	019303M Hillier, Lloyd Byron Bay Area 13I/05 13I/12
Mineral License Held by Situates near On map sheet	019264M Dahrouge Geological Consulting Ltd. Sikkoyavik Brook 14E/06	Mineral License Held by Situates near On map sheet	020567M Natural Resources Baccalieu Tickle - Test Staking 02C/02
Mineral License Held by Situates near On map sheet	019265M Budgell, Aubrey Sikkoyavik Brook 14E/06	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, 97/00, 36/01, 31/04, 78/06, 8/08 and 28/09 and outlined on 1:50 000 scale digital maps maintained by the Department of Natural Resources, will be open	

for staking after the hour of 9:00 a.m. on the 32nd clear day after the date of this publication.

DEPARTMENT OF NATURAL RESOURCES
JIM HINCHEY, P.Geo
Manager - Mineral Rights

File #'s 774: 3169, 3620, 6876, 8904, 8920, 8940

775: 0046, 0239, 0358, 0363, 0364, 0377, 0393, 0634, 0635, 1340, 1344, 1360, 1388, 1497, 1498, 1501, 2208, 2210, 2215, 2434, 2460, 2461, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2531, 2532, 2533, 2534, 2536, 2537, 2557, 2560, 3481

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URBAN AND RURAL PLANNING ACT

NOTICE OF REGISTRATION TOWN OF BAULINE MUNICIPAL PLAN AMENDMENT No. 1, 2012, and DEVELOPMENT REGULATIONS AMENDMENT No. 1, 2012

TAKE NOTICE that the TOWN OF BAULINE Municipal Plan Amendment No. 1, 2012, and Development Regulations Amendment No. 1, 2012, adopted by Council on the 10th day of October, 2012, has been registered by the Minister of Municipal Affairs.

Municipal Plan Amendment No. 1, 2012, will add a new policy that will allow for backlot development and will also amend Municipal Plan Policy 3.2.5.1 to provide Council with discretion to consider cultural and civic buildings in the Open Space-Recreation designation.

Development Regulations Amendment No. 1, 2012, will make changes to the General Development Regulations 38 and amend the Accessory Building conditions in the Residential Community (RC) and Residential Infill (RI) Land Use Zone Tables, Schedule C.

The TOWN OF BAULINE Municipal Plan Amendment No. 1, 2012, and Development Regulations Amendment No. 1, 2012, 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 BAULINE Municipal Plan Amendment No. 1, 2012, and Development Regulations Amendment No. 1, 2012, may do so at the Town Office, Bauline during normal working hours.

TOWN OF BAULINE
Craig Drover, Town Clerk

Dec 21

NOTICE OF REGISTRATION TOWN OF LOGY BAY- MIDDLE COVE-OUTER COVE DEVELOPMENT REGULATIONS AMENDMENT No. 19, 2012

TAKE NOTICE that the TOWN OF LOGY BAY-MIDDLE COVE-OUTER COVE Development Regulations Amendment No. 19, 2012, as adopted by Council on the 26th day of November, 2012, has been registered by the Minister of Municipal Affairs.

In general terms, Development Regulations Amendment No. 19, 2012 will change the maximum height of the Residential Low Density Land Use Zone Table from the present maximum building height of 8 metres to a maximum building height of 11 metres.

The TOWN OF LOGY BAY-MIDDLE COVE-OUTER COVE Development Regulations Amendment No. 19, 2012, 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 LOGY BAY-MIDDLE COVE-OUTER COVE Development Regulations Amendment No. 19, 2012, may do so at the Town Office, Logy Bay-Middle Cove-Outer Cove during normal working hours.

TOWN OF LOGY BAY-MIDDLE COVE-OUTER COVE
Richard Roche, Town Clerk

Dec 21

NOTICE OF REGISTRATION TOWN OF MARYSTOWN MUNICIPAL PLAN AMENDMENT NO. 22, 2012 and DEVELOPMENT REGULATIONS AMENDMENT NO. 30, 2012

TAKE NOTICE that the TOWN OF MARYSTOWN Municipal Plan Amendment No. 22, 2012 and Development Regulations Amendment No. 30, 2012 as adopted on the 9th day of October, 2012 and approved on the 13th day of November, 2012, have been registered by the Minister of Municipal Affairs.

In general terms the purpose of the Municipal Plan Amendment No. 22 and Development Regulations Amendment No. 30 is to accommodate commercial development at 104-106 Ville Marie Drive.

The Municipal Plan Amendment No. 22, 2012 and Development Regulations Amendment No. 30, 2012 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. 22, 2012 and Development Regulations Amendment No. 30, 2012 may do so at the Marystown Town Office during normal working hours.

TOWN OF MARYSTOWN
Dennis Kelly, Town Clerk/Manager

Dec 21

**NOTICE OF REGISTRATION
TOWN OF SPRINGDALE
MUNICIPAL PLAN AMENDMENT NO. 6, 2012
and
DEVELOPMENT REGULATIONS
AMENDMENT NO. 6, 2012**

TAKE NOTICE that the TOWN OF SPRINGDALE Municipal Plan Amendment No. 6, 2012 and the Development Regulations Amendment No. 6, 2012 as adopted on the 4th day of September, 2012 and approved on the 1st day of October, 2012, have been registered by the Minister of Municipal Affairs.

In general terms the purpose of the amendments is to accommodate a new health care facility off Little Bay Road on lands formerly owned by the Pentecostal Assembly of Springdale by changing the Residential designation and zones to Public, and, to accommodate seasonal residential development along Main Street East to Critches Brook at the Town Boundary by changing the Rural designation and zone to Seasonal Residential.

The Municipal Plan Amendment No. 6, 2012 and Development Regulations Amendment No. 6, 2012 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 Springdale Municipal Plan Amendment No. 6, 2012 and Development Regulations Amendment No. 6, 2012 may do so at the Springdale Town Office during normal working hours.

TOWN OF SPRINGDALE
Daphne Earle, Town Clerk

Dec 21

LANDS ACT

**NOTICE OF INTENT
*Lands Act, c36, SNL1991***

NOTICE IS HEREBY given that EASTERN FISH MARKETS LIMITED of Clarenville, 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 Fortune Bay at Pool's Cove, NL, in the Electoral District of Fortune Bay-Cape La Hune for the purpose of

constructing and operating a live lobster holding facility and being more particularly described as follows:

*Bounded on the North by
property of Mason Marshall
for a distance of 26 metres;
Bounded on the East by Water
for a distance of 15 metres;
Bounded on the South by
property of Basil Snook
for a distance of 26 metres;
Bounded on the West by Road
for a distance of 15 metres;
and containing an area of
approximately 390 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, 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: Wayne Wheaton, Telephone number: (709) 534-2702.

Dec 21

**NOTICE OF INTENT
*Lands Act, c36, SNL1991***

NOTICE IS HEREBY given that RONALD MacDONALD of Burgeo, 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 Burgeo Harbour, NL, in the Electoral District of Burgeo - La Poile for the purpose of an existing residence and being more particularly described as follows:

*Bounded on the North by
property of Ivan Ingram
for a distance of 8.2 metres;
Bounded on the East by property of Nathan Baggs
for a distance of 18 metres;
Bounded on the South by
waters of Burgeo Harbour
for a distance of 5.2 metres;
Bounded on the West by
waters of Burgeo Harbour
for a distance of 4.2 metres;*

*and containing an area of
approximately 19 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, 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: RONALD MacDONALD, Telephone Number: (709) 886-2673.

Dec 21

QUIETING OF TITLES ACT

2012 01 G No. 5999 IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR TRIAL DIVISION

IN THE MATTER OF the *Quieting of Titles Act*, cQ-3, RSNL1990, and amendments thereto;

AND IN THE MATTER OF all that piece or parcel of land situate and being at Country Road, Bay Roberts and being in the Electoral District of Port de Grave, in the Province of Newfoundland and Labrador, Canada;

AND IN THE MATTER OF an Application by ROBERT BOWERING and EDGAR BOWERING, both of the Town of Bay Roberts, aforesaid;

NOTICE OF APPLICATION

NOTICE IS HEREBY given to all parties that ROBERT BOWERING and EDGAR BOWERING, both of the Town of Bay Roberts, in the Province of Newfoundland and Labrador, have applied to the Supreme Court, Trial Division, to have the title to ALL THAT piece or parcel of land situate and being at Country Road, in the Town of Bay Roberts, in the Province of Newfoundland and Labrador, Canada, and being more particularly described and delineated in Schedule "A" hereto annexed and outlined on the Plan annexed thereto which are filed with the Application in this matter in the Registry of the Supreme Court of Newfoundland and Labrador, Trial Division at St. John's investigated for declaration that the said Robert

Bowering and Edgar Bowering are the absolute owners thereof;

All persons having title adverse to the said title claimed by the said ROBERT BOWERING and EDGAR BOWERING shall file at the Registry of the Supreme Court of Newfoundland and Labrador, Trial Division, at St. John's particulars of such adverse claim and serve the same together with an Affidavit verifying the same on the undersigned, the Solicitors for the Applicants, on or before January 30th, 2013 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 adverse claims shall be investigated in such manner as the Supreme Court may direct.

DATED AT St. John's, in the Province of Newfoundland and Labrador, this 12th day of December, 2012.

LEWIS, SINNOTT, SHORTALL, HURLEY
Solicitors for the Applicants
PER: David F. Hurley, Q.C.

ADDRESS FOR SERVICE:

Suite 300, TD Place
140 Water Street
P.O. Box 884
St. John's, NL A1C 5L7

Tel: (709) 753-7810
Fax: (709) 738-2965

SCHEDULE "A"

ALL that piece or parcel of land situate and being on the Southern side of Country Road at Country Road - Bay Roberts, in the Electoral district of Port de Grave, in the province of Newfoundland and Labrador being bound and abutted as follows;

BEGINNING at a point on the Southern side of Country Road and on the Northern limit of the Bay Roberts Access Road (Res. 30m wide), said point having reference from Control Monument No. 92192 of South 55°59'39" East 116.499 metres;

THENCE running by the Southern side of Country Road North 25°17'25" East 17.271 metres. North 80°28'30" East 48.048 metres. North 77°44'30" East 57.654 metres;

THENCE running by the Western side a Local Road (Res. 10m. Wide) South 26°35'10" East 46.694 metres. South 39°13'55" East 34.090 metres;

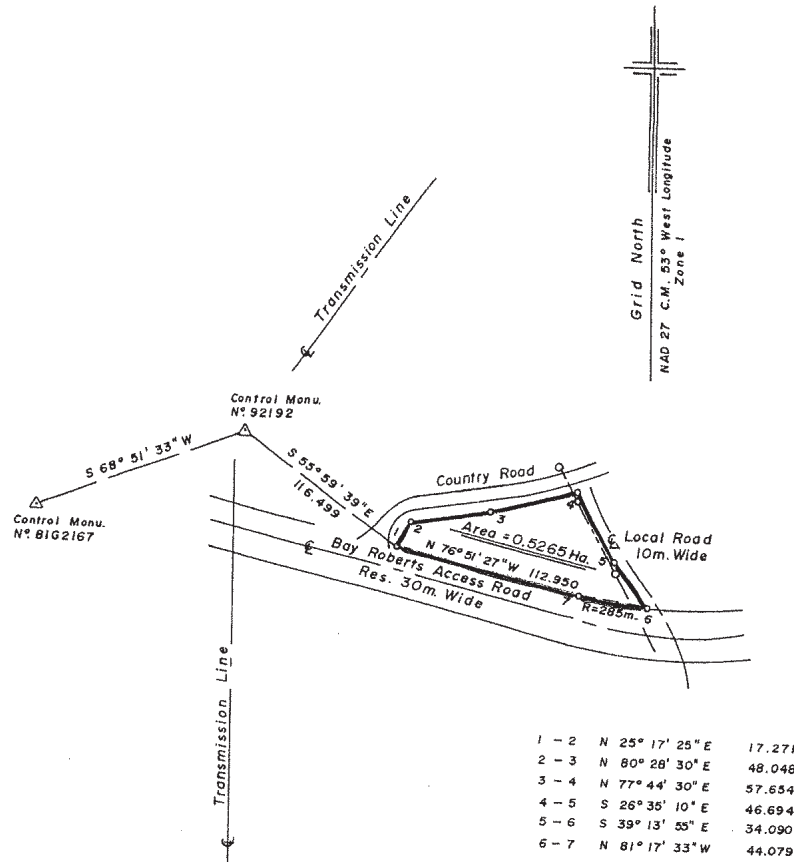
THENCE running by the Northern limit of the Bay Roberts Access Road (Res. 30m. Wide), along the arc of a curve having a radius of 285 metres, on a chord bearing and distance of North 81°17'33" West 44.079 metres;

THENCE running by the Northern limit of the Bay Roberts Access Road (Res. 30m. Wide) North $76^{\circ}51'27''$ West 112.950 metres, more or less, to the Point of Beginning.

The above described piece or parcel of land contains an area of 0.5265 hectares, more or less. Which land is more

particularly as shown and delineated on the attached plan dated September 9th, 2000.

ALL bearings premise that the Grid Bearing from Control Monument No. 92192 to Control Monument No. 81G2167 is South $68^{\circ}51'33''$ West on the NAD 27 reference datum.



Note :

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Control Monument Values:

92192	N	5	269	869.486
	E		281	775.547
81G2167	N	5	269	181.633
	E		279	996.715

Fence.... -x-x-x-
Found Iron Pin...FIP.
Power Line ..0-0-0
Iron Pin.....0
Fence Post.....0
Scale Factor.....1

NORMAN & PARSONS SURVEYS LIMITED.
Newfoundland Land Surveyors
P.O. Box 697 Bay Roberts NF. A0A 1G0

SURVEY ON BEHALF OF

Edgar & Robert Bowering

Country Road, Bay Roberts NF.
Scale: 1 : 2500 Survey by: LN. SP.
Date: Sept. 09/2000 Plan No. 2000-0700

**2011 01 G No. 7523
IN THE SUPREME COURT OF
NEWFOUNDLAND AND LABRADOR
TRIAL DIVISION (General Division)**

IN THE MATTER OF the *Quieting of Titles Act*, cQ-3,
RSNL1990, and amendments thereto;

AND IN THE MATTER OF all that piece or parcel of land
situate and being at North River in the Electoral District of
Port de Grave, in the Province of Newfoundland and
Labrador, Canada;

AND IN THE MATTER OF an Application by GEORGE
CALVIN HALL, of North River aforesaid, WALTER
HALL, of Goose Bay, in the Province of Newfoundland
and Labrador and GERALD HALL, of Toronto, in the
Province of Ontario;

NOTICE OF APPLICATION

NOTICE IS HEREBY given to all parties that GEORGE
CALVIN HALL, of North River, in the Province of
Newfoundland and Labrador, WALTER HALL of Goose
Bay, in the Province of Newfoundland and Labrador, and
GERALD HALL of Toronto, in the Province of Ontario,
have applied to the Supreme Court, Trial Division, to have
the title to ALL THAT piece or parcel of land situate and
being in North River, in the Province of Newfoundland and
Labrador, and being more particularly described and
delineated in Schedule "A" hereto annexed and outlined on
the Plan annexed thereto which are filed with the
Application in this matter in the Registry of the Supreme
Court of Newfoundland and Labrador, Trial Division at St.
John's investigated for declaration that the said GEORGE
CALVIN HALL, WALTER HALL and GERALD HALL
are the absolute owners thereof.

All persons having title adverse to the said title claimed by
the said GEORGE CALVIN HALL, WALTER HALL and
GERALD HALL shall file at the Registry of the Supreme
Court of Newfoundland and Labrador, Trial Division, at St.
John's particulars of such adverse claim and serve the same
together with an Affidavit verifying the same on the
undersigned, the Solicitors for the Applicants, on or before
the 30th day of January, 2013 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 adverse
claims shall be investigated in such manner as the Supreme
Court may direct.

DATED AT St. John's, in the Province of Newfoundland
and Labrador, this 12th day of December, 2012.

LEWIS, SINNOTT, SHORTALL, HURLEY, BRUCE
Solicitors for the Applicants
PER: David F. Hurley, Q.C

ADDRESS FOR SERVICE:
Suite 300, 140 Water Street
P.O. Box 884
St. John's, NL A1C 5L7

Tel: (709) 753-7810
Fax: (709) 738-2965

SCHEDULE "A"

Metes and Bounds Description of Property acquired by
John Newell and located at Snows Pond Road, Province of
Newfoundland and Labrador and being more particularly
described on the accompanying drawing No. 0490:

ALL THAT lot, piece or parcel of land situated and being
along the northern limits of Snows Pond Road, 20.000
metres wide.

BEGINNING at a point, said point being the eastern most
corner within described lot, with Modified Transverse
Mercator Grid Projection Coordinates of N 5,265,242.340
metres. E 279,211.037 metres. as per the North American
Datum 1983, fifty three degrees West longitude;

THENCE running along the aforesaid northern limits of
Snows Pond Road, 20.000 metres wide, S62°36'21"W for
142.155 metres;

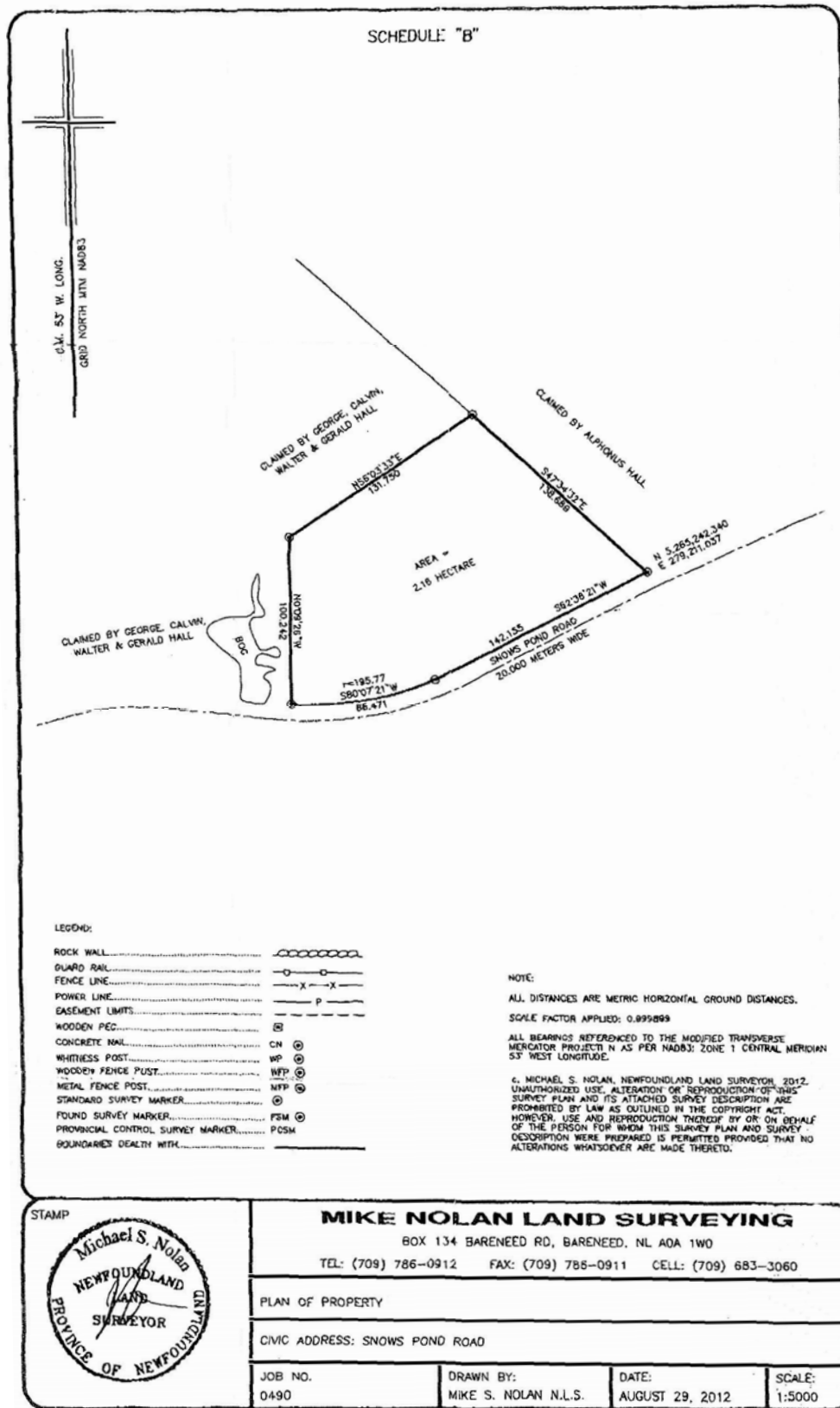
THENCE continuing along the aforesaid northern limits of
Snows Pond Road, 20.000 metres wide, along an arc of a
curve to the right, radius of 195.77, straight line bearing of
S80°07'21"W for 86.471 metres

THENCE running along land claimed by George, Calvin,
Walter and Gerald Hall N00°09'26"W for 100.242 metres;

THENCE continuing along land claimed by George,
Calvin, Walter and Gerald Hall N56°03'33"E for 131.750
metres;

THENCE running along land claimed by Alphonus Hall
S47°34'32"E for 138.689. metres, more or less to the point
or place of beginning containing 2.16 hectare, more or less.

ALL BEARINGS being referred to the meridian of fifty-
three degrees west longitude of the three degree modified
transverse mercator projection as per the NAD83 datum.



2012 01 G 4307
IN THE SUPREME COURT OF
NEWFOUNDLAND AND LABRADOR TRIAL
DIVISION (General)

IN THE MATTER OF an Application of SUTTON GROUP-CAPITAL REALTY LIMITED, a body corporate, incorporated pursuant to the laws of the Province of Newfoundland and Labrador,

AND

IN THE MATTER the *Quieting of Titles Act*, cQ-3, of the RSNL1990, and amendments thereto

AND

IN THE MATTER OF a piece or parcel of land situate and being at Dogberry Hill Road and White Ash Drive, in the Town of Portugal Cove-St. Philips in Province of Newfoundland and Labrador

NOTICE OF APPLICATION UNDER THE *QUIETING OF TITLES ACT*, cQ-3, RSNL1990 AND AMENDMENTS THERETO

NOTICE IS HEREBY GIVEN to all parties that SUTTON GROUP-CAPITAL REALTY LIMITED has 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 at Dogberry Hill Road and White Ash Drive, in the Town of Portugal Cove-St. Philips, in the Province of Newfoundland and Labrador and being more particularly described in the Schedule hereunto attached and marked "A" and "B" of which the said SUTTON GROUP-CAPITAL REALTY LIMITED claims on its behalf to be the owner investigated and it requests a declaration that the said SUTTON GROUP-CAPITAL REALTY LIMITED is the legal and beneficial owner 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 SUTTON GROUP-CAPITAL REALTY LIMITED 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 title Applicant on or before the 7th day of January, 2013, 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 3rd, day of December, 2012.

BENSON BUFFETT PLC INC.
Solicitors for the Applicant
PER: Meghan M. King

ADDRESS FOR SERVICE:

Suite 900 Atlantic Place
215 Water Street
P.O. Box 1538
St. John's, NL, A1C 5N8

Tel: (709) 570-7252
Fax: (709) 579-2647

SCHEDULE "A"
BOUNDARY DESCRIPTION

Dogberry Hill Road Portugal Cove-St. Philip's, NL

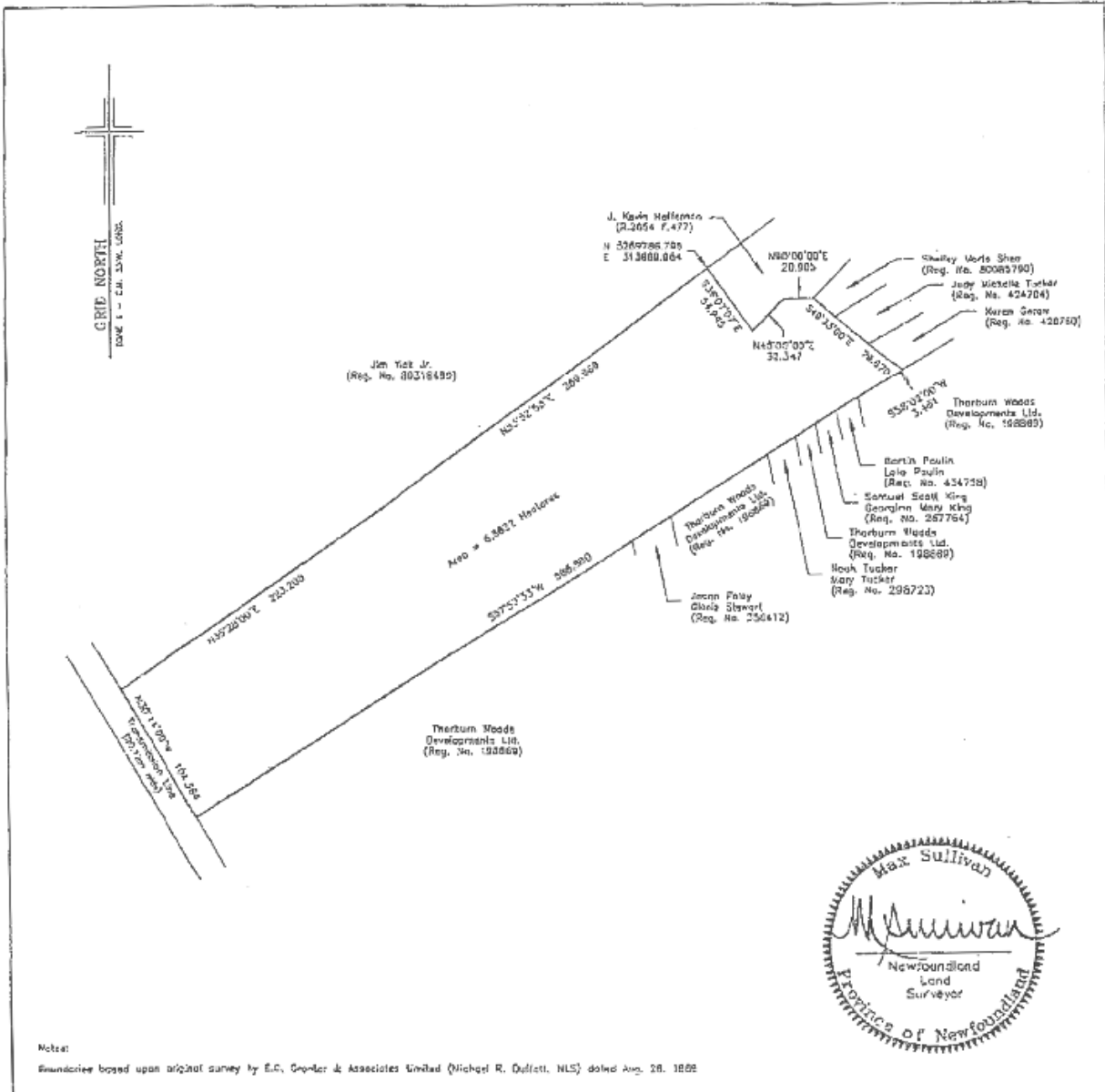
BEGINNING at a point, said point having the following NAD-83 coordinates in Zone 1 of the Transverse Mercator Projection as modified for the Province of Newfoundland and Labrador;

N 5 269 786,795
E 313 669.964

THENCE along the grid bearing of S36°07'07"E for a distance of 54.945 metres; the grid bearing of N45°00'00" E for a distance of 32,347 metres; and the grid bearing of N90°00'00"E for a distance of 20.905 metres by J. Kevin Heffernan (R.2654 F.477); THENCE along the grid bearing of S49°33'00"E for a distance of 79.670 metres by Shelly Marie Shea (Reg. No. 80085790); Judy Michelle Tucker (Reg. No. 424704) and Karen Gerow (Reg. No. 428780); THENCE along the grid bearing of S58°02'00"W for a distance of 3.461 metres by Thorburn Woods Developments Ltd. (Reg. No. 198869); THENCE along the grid bearing of S57°57'33"W for a distance of 588.880 metres by Thorburn Woods Developments Ltd. (Reg. No. 198869), Bertin Paulin and Lola Paulin (Reg. No. 424758), Samuel Scott King and Georgina Mary King (Reg. No. 267764), Noah Tucker and Mary Tucker (Reg. No. 298723), and Jason Foley and Gloria Stewart (Reg. No. 358412); THENCE along the grid bearing of N30°14'00"W for a distance of 104.364 metres by a transmission line/reserved road (20.12m wide); THENCE along the grid bearing of N55°28'00"E for a distance of 223.205 metres; and the grid bearing of N53°52'53"E for a distance of 289.668 metres by Jim Yick Jr. (Reg. No. 8031649) to the POINT OF BEGINNING,

The above described piece or parcel of land contains an area of 6.5822 Hectares, more or less, and is more particularly shown on the plan hereto attached dated 2012 03 26.

This description and accompanying plan are integral parts necessary to adequately reflect the legal boundary of the subject property and therefore invalid if separated.



Note:

Boundaries based upon original survey by E.C. Gower & Associates Limited (Michael R. Duffett, NLS) dated Aug. 28, 1992

BOUNDARY SURVEY

Dogberry Hill Road, Portugal Cove/St. Philip's, NL
prepared on behalf of Sutton Group Capital Realty Ltd. for the purpose of
purchasing the property from J. Kevin Heffernan

SURVEYOR'S CERTIFICATION	MAX SULLIVAN SURVEYS LTD.	REFERENCE MONUMENT (NAD 83)	
The authoring surveyor hereby certifies that this plan was prepared under his personal supervision and complies with the standards as defined, or as provided for, by the "Land Surveyor's Act, 1991".	17 Woodford Place Mount Pearl, NL A1N 2S1	8363293 N 5269689.704 E 313813.529	
SURVEYOR'S COPYRIGHT NOTICE		LEGEND	SCALE
Max Sullivan, Newfoundland Land Surveyor, 2012. Unauthorized use, alteration or reproduction of this survey document is prohibited by law as defined by the "Copyright Act". The authoring surveyor hereby authorizes the reproduction of this survey document for matters related to the herein-defined intended purpose only. Any further use is strictly prohibited.	Telephone : (709) 364-3155 Fax : (709) 737-0375 Cell : (709) 682-8997 e-mail : msull@nfld.net	O Placed Boundary Marker □ Found Boundary Marker	1 : 4000 DATE 2012 03 25

SCHIDULE "B"
BOUNDARY DESCRIPTION

White Ash Drive, Portugal Cove/St. Philip's, NL

BEGINNING at a point, said point having the following NAD83 coordinates in Zone 1 of the Transverse Mercator Projection as modified for the Province of Newfoundland and Labrador;

N 5 269 630.490
E 313 718.395

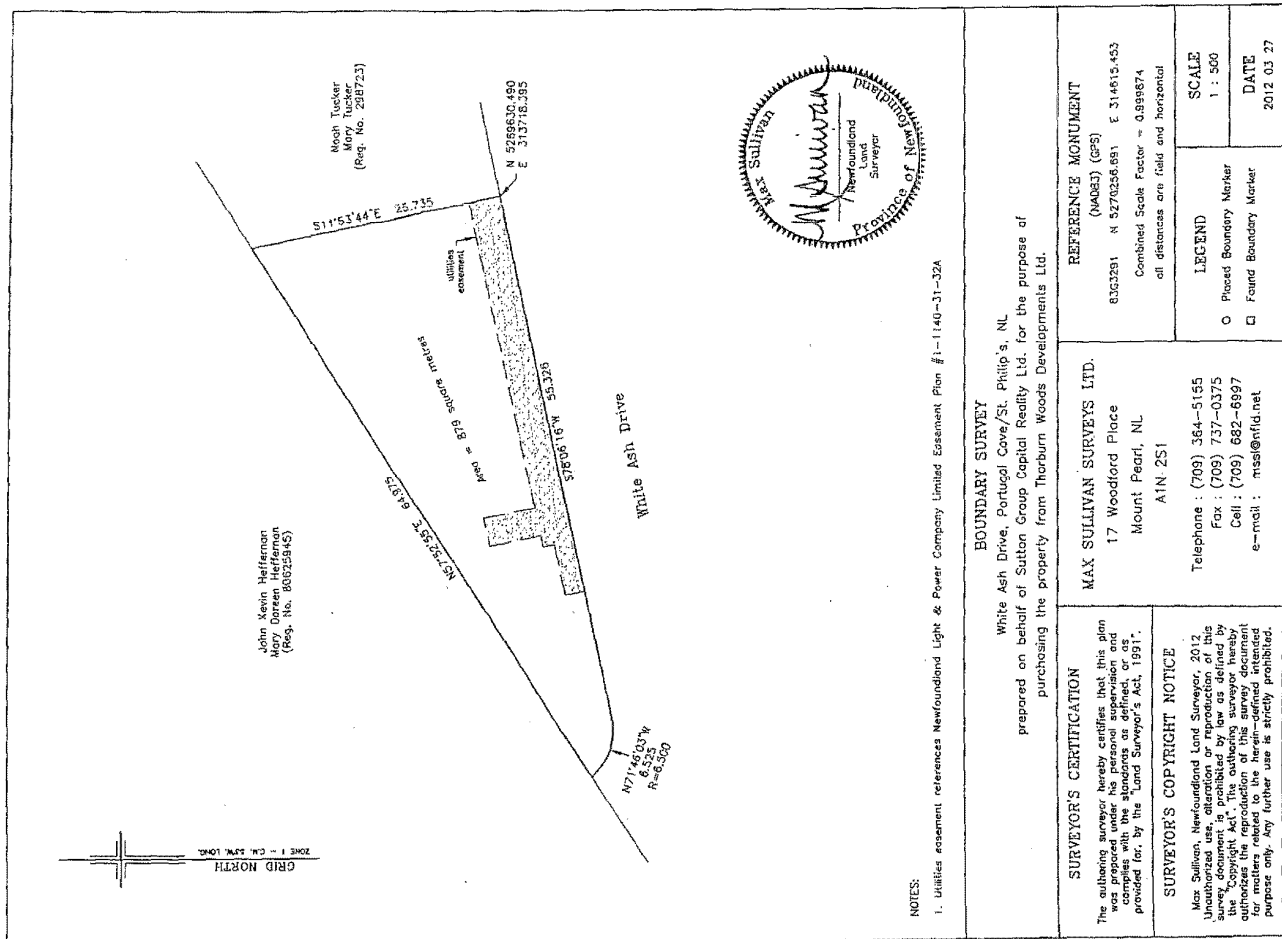
THENCE along the grid bearing of S78°06'16"W for a distance of 55.326 metres and along the arc of a clockwise curve to the right having a radius of 6.500 metres, a grid chord bearing of N71°46'03"W and a chord distance of 6.525 metres by White Ash Drive; THENCE along the grid bearing of N57°52'55"E for a distance of 64.975 metres by

John Kevin Heffernan and Mary Doreen Heffernan (Reg. No. 80625945); THENCE along the grid bearing of S11°53'44"E for a distance of 25.735 metres by Noah Tucker and Mary Tucker (Reg. No. 298723) to the POINT OF BEGINNING.

The above described piece or parcel of land contains an area of 879 square metres, more or less, and is more particularly shown on the plan hereto attached dated 2012 03 27.

The above described piece or parcel of land is subject to a utilities easement as shown on the accompanying plan hereto attached as dated 2012 03 27.

This description and accompanying plan are integral parts necessary to adequately reflect the legal boundary of the subject property and therefore invalid if separated.



TRUSTEE ACT
ESTATE NOTICE

IN THE MATTER OF the Estate of KAREN ANNE MANNING, late of the City of St. John's, in the Province of Newfoundland and Labrador, Public Servant, Deceased.

All persons claiming to be creditors or who have any claims or demands upon or affecting the Estate of KAREN ANNE MANNING late of St. John's, the aforesaid deceased, who died at the City of St. John's on or about the 12th day of November, 2011, are hereby requested to send particulars thereof in writing, duly attested to the undersigned Solicitor for the Executor of the Estate on or before January 31st, 2013 after which date the Executor will proceed to distribute the said Estate, having regard only to the claims which she shall then have had notice.

DATED at the City of St. John's this 12th day of December, 2012.

COX & PALMER
Solicitors for the Executor of the Estate
PER: Michelle A. Willette

ADDRESS FOR SERVICE:

10th Floor, Scotia Centre
235 Water Street
P.O. Box 610
St. John's, NL A1C 5L3

Tel: (709) 738-7800
Fax: (709) 726-4948

Dec 21 & 28

ESTATE NOTICE

IN THE ESTATE of MARY T. MURPHY, late of the Town of Stephenville, in the Province of Newfoundland and Labrador, deceased, Deceased: December 30th, 2008.

All persons claiming to be creditors or who have any claims or demands upon or affecting the Estate of MARY T. MURPHY, late of the Town of Stephenville, in the Province of Newfoundland and Labrador, deceased, are hereby requested to send the particulars of the same in writing, duly attested to the undersigned Solicitor for the Executrix of the Estate on or before the 14th day of January, 2013, after which date the said Executrix will proceed to distribute the said Estate, having regard only to the claims of which notice shall have been received.

DATED at Stephenville, Newfoundland and Labrador, this 16th day of December, 2012.

ROXANNE PIKE LAW OFFICE
Solicitor for the Executrix
PER: Roxanne Pike

ADDRESS FOR SERVICE:

P. O. Box 272
43 Main Street
Stephenville, NL A2N 2Z4

Tel: (709) 643-6436
Fax: (709) 643-9343

Dec 21

ESTATE NOTICE

IN THE ESATE of RUDOLF WASMEIER, of the City of St. John's, in the Province of Newfoundland and Labrador, Retired Person, deceased, who died on or about the 9th day of October, 2012.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the estate of RUDOLF WASMEIER, of the City of St. John's, in the Province of Newfoundland and Labrador, Retired Person, deceased, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitors for the Executors of the said Deceased, on or before the 21st day of January, 2013 after which date the Executors will proceed to distribute the said Estate having regard only to the claims of which they then shall have had notice.

DATED at St. John's, this 19th day of December, 2012.

BENSON-BUFFETT
Barristers and Solicitors
PER: Francis P. Fowler, Q.C.

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

Dec 21

CHANGE OF NAME ACT, 2009

Legal Name Changes
Processed During the Period – November 2012

Under the authority vested in me by the *Change of Name Act, 2009*, SNL 2009 C.-8-1, I hereby certify that the following names have been changed.

Former Name	Present Name	Address
Tremblett, Christian Samuel David	Tapper, Christian Samuel David	Torbay
LeRiche, Christopher Carl Lloyd Osmond	Osmond, Christopher Carl Lloyd	Port aux Basques
Tobin, Reily William	Brunsey, Riley William	Stephenville Crossing
Crocker, Chloe Francis	Barnes, Chloe Francis	Trout River
Cumby, Kyle Bruce Joshua	Lane, Kyle Bruce Joshua	Howley
Young, Mitchell Gary	Wiseman, Mitchell Gary	Pasadena
Genge, Makayla Lily	Way, Makayla Lily	Savage Cove
Genge, Avry Adam	Way, Avry Adam	Savage Cove
Vey, Morgan Fredrick	Vey Petten, Morgan Fredrick	Conception Bay South
Vey, Johnathan James	Vey Petten, Johnathan James	Conception Bay South
Dawe, Zachary Michael Vernon	Noseworthy, Zachary Michael Vernon	Spaniard's Bay
Field, Curtis John Day	Day, Curtis	St. John's
Walsh, Kiona Gladelle	McKay, Kiona Gladelle	Stephenville Crossing
Odgen, Carol Ann Marie	Ogden, Carolann Marie	Stephenville
Bolonia, Unica Plaza	Driscoll, Emma Unica	Torbay
Hamm, Makenna Sandra	Hamm-Puddester, Makenna Sandra	St. John's
Hamm, Margaret Alicia	Hamm-Puddester, Margaret Alicia	St. John's
Clemens, Susanne May	Clements, Susanne May	Grand Bank
Lyall, Madinka Regina Lillian	McNeill, Maddie Regina Lillian	Makkovik
Scott, Christopher James	Harris, Christopher James	St. John's
Yousif, Lilian	Raphael, Lilian	St. Lawrence
Yousif, Vian	Raphael, Vian	St. Lawrence
Burry, Tyson Michael	Dixon, Tyson Michael	Wesleyville
Drakes, Geraldine Patricia	Drake, Geraldine Patricia	Gander
Doige, Olivia Elizabeth Autumn	Alexander, Olivia Crosbie	St. John's
McDonald, Daniel Joseph	MacDonald, Daniel Joseph	Stephenville
Yang, Yang	Wong, Iris Yang Yang	St. John's
Zanjani, Jonathan Amir H.	Strickland, Jonathan Amir	Grand Falls-Windsor
Lee, Wayne Keith	Brent, Keith Wayne	Point Leamington
Crawford, Alyssa Ashley	Garland-Crawford, Alyssa Ashley	Victoria
White, Robert George	Richards, Robert George	Stephenville

Dated this 7th day of December, 2012.

SERVICE NL
Ken Mullaly
Registrar Vital Statistics



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION

FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 87

ST. JOHN'S, FRIDAY, DECEMBER 21, 2012

No. 51

NEWFOUNDLAND AND LABRADOR REGULATIONS

Correction Notice NLR 89/12

NLR 90/12

NLR 91/12

NLR 92/12

NLR 93/12

NLR 94/12

Correction Notice

(December 21, 2012)

The *Special Purpose Properties Regulations*, Newfoundland and Labrador Regulation 89/12, published under the *Assessment Act, 2006* on December 7, 2012, beginning on page 1169, is corrected by deleting the number "191522" in line 434 and substituting the number "091522".

An incorrect parcel identification number was included in the original publication.



NEWFOUNDLAND AND LABRADOR REGULATION 90/12

Diagnostic and Therapeutic Drug Regulations, 2012
under the
Optometry Act, 2012

(Filed December 17, 2012)

Under the authority of section 57 of the *Optometry Act, 2012*, the Council of the Newfoundland and Labrador College of Optometrists, with the approval of the Minister of Health and Community Services, makes the following regulations.

Dated at St. John's, December 13, 2012.

Justin Boulay
Council of the Newfoundland and Labrador College of Optometrists

Susan Sullivan
Minister of Health and Community Services

REGULATIONS

Analysis

- | | |
|---------------------------------|-----------------------------|
| 1. Short title | 5. Suspension or revocation |
| 2. Diagnostic drug certificate | 6. Disciplinary action |
| 3. Therapeutic drug certificate | 7. Repeal |
| 4. Foreign bodies | |

Short title

1. These regulations may be cited as the *Diagnostic and Therapeutic Drug Regulations, 2012*.

Diagnostic drug
certificate

2. (1) The council may issue to an optometrist a diagnostic drug certificate.

(2) An optometrist who holds a diagnostic drug certificate may administer and prescribe

(a) topical ophthalmic anaesthetics for the purpose of measuring a patient's intra-ocular pressure; and

(b) topical ophthalmic cycloplegics and mydriatics for the purpose of dilation and to facilitate examination of the eye.

Therapeutic drug
certificate

3. (1) The council may issue a therapeutic drug certificate to an optometrist who

(a) graduated on or after January 1, 1995 from an educational body approved by the council, and has successfully completed the pharmaceutical section of the Optometric Assessment Examinations administered by the Canadian Examiners in Optometry; and

(b) graduated prior to January 1, 1995 from an educational body approved by the council, and

(i) has successfully completed a post-graduate course approved by the council in the administration and prescription of therapeutic medications, and

(ii) has passed an examination administered or approved by the council respecting the use of therapeutic medications.

(2) Notwithstanding subsection (1), where an optometrist completed the requirements of paragraph (1)(a) or (b) before January 1, 2000, the optometrist shall complete a refresher course approved by the council in the administration of therapeutic medicines as a condition of receiving a certificate.

(3) An optometrist who holds a therapeutic drug certificate may administer and prescribe the following pharmaceutical agents for the diagnosis and treatment of ocular anterior segment disorders:

- (a) mydriatics;
- (b) cycloplegics;
- (c) topical local ophthalmic anaesthetics;
- (d) topical ophthalmic non-steroidal anti-allergy medications;
- (e) topical ophthalmic non-steroidal anti-inflammatory medications; and
- (f) topical ophthalmic anti-infective medications.

(4) An optometrist who holds a therapeutic drug certificate may administer and prescribe the following pharmaceutical agents for the diagnosis and treatment of conditions of the ocular surface and adnexa where there is no corneal ulceration:

- (a) topical ocular corticosteroids; and
- (b) topical ocular anti-infective corticosteroid combinations.

Foreign bodies

4. An optometrist who meets the qualifications in section 3 for a therapeutic drug certificate may remove superficial foreign bodies from the human eye and surrounding tissue.

Suspension or
revocation

5. The council may suspend or revoke a diagnostic or therapeutic drug certificate where the member fails to maintain standards which may be set by the council.

Disciplinary action

6. (1) Where an optometrist prescribes or administers pharmaceutical agents without the appropriate certificate or prescribes or administers pharmaceutical agents not authorized by the certificate he or she holds, that action shall be considered conduct deserving of sanction for the purposes of Part IV of the *Optometry Act, 2012*.

(2) Where an optometrist removes superficial foreign bodies from a human eye or surrounding tissue in violation of section 4, that

action shall be considered conduct deserving of sanction for the purposes of Part IV of the *Optometry Act, 2012*.

Repeal

7. The *Diagnostic and Therapeutic Drug Regulations*, Newfoundland and Labrador Regulations 95/05, are repealed.

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NEWFOUNDLAND AND LABRADOR REGULATION 91/12

Optometry Licensing Regulations, 2012
under the
Optometry Act, 2012

(Filed December 17, 2012)

Under the authority of section 57 of the *Optometry Act, 2012*, the Council of the Newfoundland and Labrador College of Optometrists, with the approval of the Minister of Health and Community Services, makes the following regulations.

Dated at St. John's, December 13, 2012.

Justin Boulay
Council of the Newfoundland and Labrador College of Optometrists

Susan Sullivan
Minister of Health and Community Services

REGULATIONS

Analysis

- | | |
|----------------------------|----------------------------|
| 1. Short title | 4. Qualifying examinations |
| PART I
LICENSING | PART II
DISCIPLINE |
| 2. Application for licence | 5. Filing of allegation |
| 3. Licence to practise | |

- | | |
|---------------------------------------|--------------------------------|
| 6. Investigation | 12. Complainant and respondent |
| 7. Complaints authorization committee | PART III |
| 8. Practice investigation | VISUAL ACUITY CHECKING |
| 9. Adjudication tribunal | 13. Visual acuity checks |
| 10. Hearing | 14. Repeal |
| 11. Filing of decision | |

Short title

1. These regulations may be cited as the *Optometry Licensing Regulations, 2012*.

PART I LICENSING

Application for licence

2. (1) In addition to the requirements in sections 14 and 15 of the Act, an applicant for a licence to practise optometry shall

- (a) complete an application in the form provided by the council;
- (b) submit
 - (i) satisfactory proof of graduation in a course in optometry from the School of Optometry, University of Waterloo or Université de Montréal or another Canadian school of optometry approved by the council,
 - (ii) satisfactory proof of graduation in a course in optometry from another school of optometry considered by the council, at the time of graduation and application, to be comparable to the standards of the institutions referred to in subparagraph (i), or
 - (iii) satisfactory proof that he or she is or was engaged in the practice of optometry in another Canadian jurisdiction and is in good standing with the licensing body in that jurisdiction;
- (c) submit evidence satisfactory to the council that the applicant has not been convicted of professional misconduct in a jurisdiction where an applicant is or was engaged in the practice of optometry;

- (d) submit evidence satisfactory to the council that there are no current proceedings against the applicant for professional misconduct in a jurisdiction where the applicant is or was engaged in the practice of optometry;
- (e) submit evidence satisfactory to the council that he or she is a Canadian citizen, holds an employment visa or has permanent resident status under the *Immigration Act* (Canada);
- (f) submit a current certificate of good conduct from the Royal Newfoundland Constabulary, the Royal Canadian Mounted Police or other appropriate policing agency;
- (g) successfully complete the examinations set or approved by the council; and
- (h) pay any fees set by the council.

(2) In addition to the requirements in section 16 of the Act, an applicant for renewal of a licence to practise optometry shall

- (a) meet the requirements in subsection (1) that the council specifies;
- (b) provide proof of active practise of optometry in the preceding year or other evidence of ability to resume active practise that the council approves; and
- (c) participate in a program of continuing education when required to by the council.

Licence to practise

3. (1) An applicant who meets the requirements of the Act and section 2 shall be entitled to receive a licence to practise optometry and to be registered in the Newfoundland and Labrador Optometric Register.

(2) A licence to practise optometry shall be in the form provided by the council.

Qualifying
examinations

4. An applicant for a licence to practise optometry shall be permitted to write qualifying examinations if he or she has

- (a) filed with the registrar a completed application provided by the council;
- (b) paid to the registrar the non-refundable application fees and examination fees set by the council at least 60 days before the commencement of the examinations; and
- (c) provided proof satisfactory to the council of graduation in a course in optometry from a school of optometry considered by the council at the time of graduation and application to be comparable in its standards to the schools referred to in subparagraph 2(1)(b)(i).

PART II DISCIPLINE

Filing of allegation	5. An allegation shall be filed with the registrar under Part IV of the Act within 2 years from the date on which the event which gave rise to the allegation last occurred.
Investigation	6. An investigation conducted under subsection 30(1) of the Act shall be completed and a report delivered to the chairperson of the complaints authorization committee within 6 months from the date the allegation was filed with the registrar.
Complaints authorization committee	7. The complaints authorization committee shall consider an allegation and either dismiss the allegation under section 30(2) of the Act or take the appropriate action under subsection 30(3) of the Act within 30 days after receiving the report of the investigation conducted under section 30(1) of the Act.
Practice investigation	8. The registrar shall complete an investigation of the respondent's practice under subparagraph 30(3)(c)(ii) of the Act within 30 days after the council approves the investigation.
Adjudication tribunal	9. The chairperson of the disciplinary panel shall appoint an adjudication tribunal under section 31 of the Act within 30 days after receipt of a referral by the registrar.
Hearing	10. An adjudication tribunal shall commence a hearing under section 32 of the Act within 30 days after the tribunal is appointed.
Filing of decision	

11. An adjudication tribunal shall file its decision or order with the registrar in accordance with section 36 of the Act within 30 days after completion of a hearing.

Complainant and
respondent

12. (1) The registrar shall notify

- (a) a respondent of an allegation against him or her within 7 days of receipt of the allegation in writing; and
- (b) both the complainant and the respondent of the referral of an allegation to the complaints authorization committee within 7 days of the referral.

(2) The complaints authorization committee shall notify the complainant and the respondent of the dismissal of an allegation by it within 7 days of the dismissal.

(3) An adjudication tribunal shall provide a copy of a decision or order to the complainant and the respondent within 7 days of filing the decision with the registrar.

PART III VISUAL ACUITY CHECKING

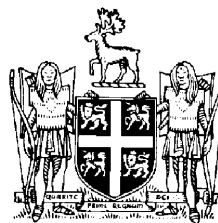
Visual acuity
checks

13. A person employed by a practitioner as an assistant and acting under his or her direct supervision may check the visual acuity of a person.

Repeal

14. The *Optometry Licensing Regulations, Newfoundland and Labrador Regulation 96/05*, are repealed.

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NEWFOUNDLAND AND LABRADOR REGULATION 92/12

Professional Optometric Corporations Regulations, 2012
under the
Optometry Act, 2012

(Filed December 17, 2012)

Under the authority of section 57 of the *Optometry Act, 2012*, the Council of the Newfoundland and Labrador College of Optometrists, with the approval of the Minister of Health and Community Services, makes the following regulations.

Dated at St. John's, December 13, 2012.

Justin Boulay
Council of the Newfoundland and Labrador College of Optometrists

Susan Sullivan
Minister of Health and Community Services

REGULATIONS

Analysis

- | | |
|-----------------------------------|--|
| 1. Short title | 7. Corporate licence |
| 2. Definitions | 8. Expiration or revocation of licence |
| 3. Application for registration | 9. Payment of fees |
| 4. Corporate name | 10. Liability for fees |
| 5. Grounds to refuse registration | 11. Annual practitioner's fees |
| 6. Extra-provincial corporation | |

- | | |
|---|----------------------------------|
| 12. Notification of change of information | 15. Requirements on corporations |
| 13. Change of corporation's name | 16. Corporate register |
| 14. Signatures of practitioners | 17. Giving notice |
| | 18. Repeal |

Short title **1.** These regulations may be cited as the *Professional Optometric Corporations Regulations, 2012*.

Definitions **2.** In these regulations

 (a) "corporate licence" means a licence issued under section 21 of the Act permitting a corporation to provide the services of an optometrist; and

 (b) "corporate register" means the register referred to in section 20 of the Act.

Application for registration **3.** (1) An application for registration of a professional optometric corporation shall be made to the registrar in the form set by the council.

 (2) An applicant, in addition to the requirements in section 20 of the Act, shall

 (a) provide to the registrar a certified copy of the articles of incorporation of the corporation to be registered;

 (b) provide evidence satisfactory to the registrar that the corporation meets the requirements of the Act and these regulations about corporate names; and

 (c) pay the registration fee set by the council.

Corporate name **4.** (1) The name of a professional optometric corporation shall contain

 (a) the surnames, or the surnames and a combination of the given names or initials and professional designations, of one or more practitioners who hold voting shares in the corporation or who are practising optometry as an employee of or on behalf of the corporation; and

 (b) the words "Optometry Corporation" or words with a similar meaning together with the names referenced in paragraph (a)

or together with words establishing a geographic location or area of practice.

(2) The name of a corporation shall not include information other than that permitted or required in subsection (1).

Grounds to refuse
registration

5. The registrar may refuse an application for registration or to amend a corporation's entry in the register where, in the opinion of the registrar

- (a) the name is inaccurate or may be misleading;
- (b) the name expresses or implies superiority of qualifications, experience or education over that of another practitioner; or
- (c) the name would tend to bring the optometric profession into disrepute or otherwise is objectionable in light of professional standards of practice and ethics.

Extra-provincial
corporation

6. A professional optometric corporation registered and licensed in another jurisdiction may be registered in the corporate register where the corporation establishes that

- (a) the corporation is registered as an extra-provincial corporation under the *Corporations Act*; and
- (b) the corporation has complied with all other requirements for registration set out in an agreement entered into between the council and an optometric regulatory body, association or other body having responsibility for the registration and licensing of professional optometric corporations in the other jurisdiction as provided for in subsection 20(4) of the Act.

Corporate licence

7. An application by a corporation that has been registered in the corporate register for a licence or renewal of a licence to provide the service of an optometrist in the province shall be made to the registrar in the form set by the council.

Expiration or revocation of licence

8. (1) Where a corporate licence expires without renewal or is revoked under section 22 of the Act, the registrar shall promptly

- (a) enter on the corporate registry a memorandum with respect to the expiry or revocation of the licence; and

(b) notify the professional optometric corporation, all licensed practitioners practising optometry as employees of or on behalf of the corporation, and other parties that the registrar considers appropriate, that the licence of the corporation has expired or has been revoked.

(2) Upon expiry of a corporate licence without renewal, or the revocation of a licence under section 22 of the Act, the registrar shall determine whether the corporation is entitled to apply for a new licence and may set conditions under which the licence shall be issued.

(3) A new licence shall not be issued unless an application for a corporate licence is made in accordance with the Act and these regulations and the registrar is satisfied that the corporation has complied with all the conditions applicable to the licence.

Payment of fees

9. (1) The fee for registration of a professional optometric corporation shall be paid not later than the entry of the corporation in the corporate register.

(2) The fees for issuance and renewal of a corporate licence shall be paid not later than the issuance or renewal of the licence.

Liability for fees

10. A professional optometric corporation is jointly liable for the payment of the annual licensing fee in respect of each practitioner holding voting shares in the corporation and each practitioner practising optometry as an employee of or on behalf of the corporation.

Annual practitioner's fees

11. (1) A practitioner is not liable to pay an annual licensing fee for a year for which the corporation has paid his or her annual licensing fee.

(2) Where a practitioner paid an annual licensing fee before acquiring voting shares in a professional optometric corporation, or before practising optometry as an employee of or on behalf of the corporation, the corporation is not liable to pay the practitioner's annual licensing fee for the year for which he or she has paid the fee.

Notification of change of information

12. (1) A professional optometric corporation shall advise the registrar of a change in the information provided in or with an application for registration or a corporate licence, or an application for renewal of a licence, in the form of notice of change approved by the registrar, within 15 days of the change, and shall pay the fee set by the council.

(2) Where a change includes a change in the name of a corporation registered under the Act, the corporation shall also file with the registrar a certified copy of the amended articles changing the corporate name.

(3) A corporation ceases to be eligible for registration on the corporate register and its corporate licence may be revoked under section 22 of the Act if the corporation fails to provide the registrar with the notice of change described in subsection (1) within the required time.

Change of corporation's name

13. (1) Where the name of a corporation has been changed and the conditions set out in section 12 have been met, the registrar shall register the new corporate name in the corporate register, where the corporation satisfies the registrar that all the requirements set out under section 4 have been met.

(2) Where a corporate name has been changed and the new name registered in the corporate registry, the registrar, on application by the corporation, shall issue a new corporate licence in the new corporate name provided that the corporation continues to meet the requirements for licensing in the Act and the regulations.

(3) A corporation shall provide the services of an optometrist under the name of the corporation as it appears on the corporate register.

Signatures of practitioners

14. All applications, notices and other documents submitted to the registrar on behalf of a professional optometric corporation shall be signed by all of the practitioners who are directors or shareholders of the corporation.

Requirements on corporations

15. A professional optometric corporation shall

- (a) maintain current financial records in accordance with generally accepted accounting principles;
- (b) prepare a financial statement at the end of each fiscal year;
- (c) maintain current patient records;
- (d) maintain, in accordance with generally accepted business standards, records with respect to its employees; and

(e) maintain other records required under the *Corporations Act*.

Corporate register

16. (1) The registrar shall maintain the corporate register required under section 20 of the Act which shall contain the following:

- (a) registration number;
- (b) incorporation number;
- (c) the date of
 - (i) incorporation,
 - (ii) registration and re-registration,
 - (iii) issuance of the original corporate licence and each renewal of it, and
 - (iv) re-issuance of a corporate licence;
- (d) registered address of incorporation;
- (e) date and reason for a corporation's removal from the register;
- (f) date and reason for a cancellation or suspension of a corporate licence;
- (g) list of optometric offices of the corporation;
- (h) list of directors of the corporation and information concerning the directors including
 - (i) name and residential address,
 - (ii) registration number from the register, and
 - (iii) date of registration on the register;
- (i) list of all persons holding voting shares in the corporation and information with respect to each voting shareholder including

- (i) name and residential address,
 - (ii) the number and class of voting shares held by each person,
 - (iii) the terms, conditions and restrictions applicable to the voting shares, and
 - (iv) the shareholder's registration number from the register and date of registration on the register;
- (j) a list of all persons holding non-voting shares in the corporation and information with respect to each non-voting shareholder including
- (i) name and residential address,
 - (ii) the number and class of non-voting shares held by each person, and
 - (iii) the terms, conditions and restrictions applicable to the non-voting shares;
- (k) information concerning the persons who will be practising optometry as employees of or on behalf of the corporation including
- (i) name and residential address,
 - (ii) registration number from the register, and
 - (iii) date of registration on the register; and
- (l) other particulars that may be directed by the council or as the registrar considers appropriate.

(2) All corporations registered under section 20 of the Act shall be assigned a registration number of a composition and sequence to be determined by the council.

Giving notice

17. (1) A notice required to be given to a professional optometric corporation, or to a director, shareholder or employee of a corporation, under the Act or these regulations shall be given by personal service or

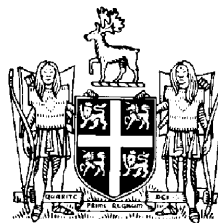
by prepaid registered mail to the last address filed with the registrar with an application for registration or a notice of change.

(2) Where notice of an act or thing is required to be given to the registrar or to the council under the Act or these regulations, it shall be by writing by prepaid registered mail posted in Canada addressed to the registrar at the council's office address.

Repeal

18. The *Professional Optometric Corporations Regulations*, Newfoundland and Labrador Regulation 97/05, are repealed.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 93/12**

Judgment Interest Order, 2013
under the
Judgment Interest Act

(Filed December 17, 2012)

Under the authority of section 6 of the *Judgment Interest Act*, I
make the following Order.

Dated at St. John's, December 17, 2012.

Darin T. King
Minister of Justice

ORDER

Analysis

- | | |
|----------------|------------------|
| 1. Short title | 2. Interest rate |
|----------------|------------------|

Short title

1. This Order may be cited as the *Judgment Interest Order, 2013*.

Interest rate

2. Effective January 1, 2013, the pre-judgment and post-judgment
interest rate shall be 2%.

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NEWFOUNDLAND AND LABRADOR REGULATION 94/12

Credit Union Regulations, 2009 (Amendment)
under the
Credit Union Act, 2009

(Filed December 20, 2012)

Under the authority of section 193 of the *Credit Union Act, 2009*,
I make the following regulations.

Dated at St. John's, December 19, 2012.

Nick McGrath
Minister of Service Newfoundland and Labrador

REGULATIONS

Analysis

1. S.40 Amdt.
Board of guarantee corpora-
tion

NLR 56/09
as amended

1. (1) Section 40 of the *Credit Union Regulations, 2009* is amended by adding immediately after subsection (1) the following:

(1.1) Where the term of a member of the board expires, he or she continues to be a member until reappointed or replaced.

(2) Section 40 of the regulations is amended by adding immediately after subsection (9) the following:

(10) Notwithstanding subsection (1), at least one half of the members next appointed or reappointed under paragraph (1)(d) following the commencement of this subsection shall be appointed for a term of 2 years and the remainder for a term of 3 years and all subsequent appointments of members to the board under paragraph (1)(d) shall be for a term of 3 years.

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Credit Union Regulations, 2009 (Amdt.)	NLR 94/12	NLR 56/09 Amdt. S.40 Amdt.	Dec 21/12 p. 1229
Judgment Interest Act			
Judgment Interest Order, 2013	NLR 93/12	New	Dec 21/12 p. 1227
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