

**NOTE:** Attached to the end of Part II is a list of Statutes of Newfoundland and Labrador, 2013 as enacted up to December 10, 2013.



# THE NEWFOUNDLAND AND LABRADOR GAZETTE

## PART I

### PUBLISHED BY AUTHORITY

Vol. 88

ST. JOHN'S, FRIDAY, DECEMBER 20, 2013

No. 51

#### URBAN AND RURAL PLANNING ACT, 2000

#### NOTICE OF REGISTRATION TOWN OF ST. ANTHONY MUNICIPAL PLAN AMENDMENT NO. 1, 2013 AND DEVELOPMENT REGULATIONS AMENDMENT NO. 1, 2013

TAKE NOTICE that the TOWN OF ST. ANTHONY Municipal Plan Amendment No. 1, 2013 and Development Regulations Amendment No. 1, 2013, adopted on the 11<sup>th</sup> day of June, 2013 (as amended) and approved on the day 30<sup>th</sup> of July, 2013, has been registered by the Minister of Municipal Affairs.

In general terms, the purpose of Municipal Plan Amendment No. 1, 2013 is to re-zone a parcel of land from Parks and Recreational Open Space to Town Centre for the purpose of Commercial use.

In general terms, the purpose of Development Regulations Amendment No. 1, 2013 is to re-zone a parcel of land from Parks and Recreational Open Space, to Town Centre for the purpose of Commercial use.

The TOWN OF ST. ANTHONY Amendment No. 1, 2013 and Development Regulations Amendment No. 1, 2013 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 TOWN OF ST. ANTHONY Municipal Plan Amendment No. 1, 2013 and Development Regulations Amendment No. 1, 2013 may do so at the Town Office, TOWN OF ST. ANTHONY during normal working hours.

TOWN OF ST. ANTHONY  
Curtis Richards, Town Manager

P.O. # 2097

Dec 20

## HIGHWAY TRAFFIC ACT

### NOTICE

#### Section 189 (b)

NOTICE IS HEREBY given that pursuant to the *Highway Traffic Act*, Section 189(b) the TOWN OF LOGY BAY-MIDDLE COVE-OUTER COVE has enacted a vehicular five ton limit restriction on Snow's Lane and St. Francis Road. The five ton limit will come into effect December 20, 2013. Notice to this effect has also been made to the Minister of Transportation and Works.

TOWN OF LOGY BAY-MIDDLE COVE-OUTER COVE  
Wayne Langville, Administrative Support Clerk

Dec 20

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## LANDS ACT

### NOTICE OF INTENT

#### *Lands Act, c36, SNL 1991, as amended*

NOTICE IS HEREBY given that RAYMOND BRETT of Moreton's Harbour, 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 Moreton's Harbour in the Electoral District of The Isles of Notre Dame for the purpose of a residence and being more particularly described as follows:

*Bounded on the North by Cross Cove  
for a distance of 25 metres;  
Bounded on the East by Crown land  
for a distance of 10 metres;  
Bounded on the South by Crown land  
for a distance of 25 metres;  
Bounded on the West by Cross Cove  
for a distance of 10 metres;  
and containing an area of  
approximately 250 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, Howley Building, Higgins Line, 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, Sir Richard Squires 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: RAYMOND BRETT, Telephone number: (709) 684-2466.

(DISCLAIMER: *The Newfoundland and Labrador Gazette* publishes a NOTICE OF INTENT as received from the Applicant and takes no responsibility for errors or omissions in the property being more particularly described.)

Dec 20

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### NOTICE OF INTENT

#### *Lands Act, c36, SNL 1991, as amended*

NOTICE IS HEREBY given that BILL GREELEY of Indian Arm West, 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 Indian Arm Pond in the Electoral District of Lewisporte for the purpose of a residence and being more particularly described as follows:

*Bounded on the North by Indian Arm Pond  
for a distance of 10 metres;  
Bounded on the East by Crown land  
for a distance of 10 metres;  
Bounded on the South by Crown land  
for a distance of 10 metres;  
Bounded on the West by Crown land  
for a distance of 10 metres;  
and containing an area of  
approximately 100 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, Howley Building, Higgins Line, 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, Sir Richard Squires 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: BILL GREELEY, Telephone number: (709) 636-2997.

(DISCLAIMER: *The Newfoundland and Labrador Gazette* publishes a NOTICE OF INTENT as received from the Applicant and takes no responsibility for errors or omissions in the property being more particularly described.)

Dec 20

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**MECHANICS' LIEN ACT**  
**NOTICE OF INTENTION TO**  
**RELEASE MECHANIC' LIEN**  
**HOLDBACK PURSUANT**  
**TO SECTION 12 OF THE**  
**MECHANICS' LIEN ACT,**  
**RSNL1990 cM-3 (THE "ACT")**

PURSUANT TO section 12.1 of the Act, and in relation to the Contract entered into between HER MAJESTY THE QUEEN IN RIGHT OF NL AS REPRESENTED BY THE MINISTER OF TRANSPORTATION AND WORKS and Olympic Construction Limited which contract is dated as of September 27, 2010, notice is hereby given of the intention of HER MAJESTY THE QUEEN IN RIGHT OF NL AS REPRESENTED BY THE MINISTER OF TRANSPORTATION AND WORKS, to the release of mechanics' lien holdback funds 30 days following the date of this notice.

Dated at St. John's, NL, this 12<sup>th</sup> day of December, 2013.

GOVERNMENT OF NL  
Department of Transportation and Works  
Robert Matthews, P. Eng., Senior Engineer

Dec 20, 27, Jan 3, 10 & 17

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**TRUSTEE ACT**  
**ESTATE NOTICE**

IN THE MATTER OF the Estate and Effects of late ROBERT PAUL of the Town of Gambo, in the Province of Newfoundland and Labrador, Retired Person, Deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of ROBERT PAUL, the aforesaid deceased, who died at the Town of Gambo, in the Province of Newfoundland and Labrador on or about the 26<sup>th</sup> day of April, 2012, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Co-Administrators of the Estate on or before the 21<sup>st</sup> day of December, 2013 after which date the Co-Administrators will proceed to distribute the said Estate having regard only to the claims of which they shall then have had notice.

DATED at the Town of Gander, Newfoundland and Labrador, this 3<sup>rd</sup> day of December, 2013.

BONNELL LAW  
Solicitor for the Co-Administrators  
PER: R. Archibald Bonnell

ADDRESS FOR SERVICE:  
P.O. Box 563  
218 Airport Boulevard  
Gander, NL A1V 2E1

Tel: (709) 651-4949  
Fax: (709) 651-4951

Dec 13 & 20

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**ESTATE NOTICE**

IN THE MATTER OF the Estate and Effects of late JOHN D. SMITH of the Town of Gander, in the Province of Newfoundland and Labrador, Retired Person, Deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of JOHN D. SMITH, the aforesaid deceased, who died at Town of Gander, in the Province of Newfoundland and Labrador on or about the 21<sup>st</sup> day of May, 2011, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Administratrix of the Estate on or before the 2<sup>nd</sup> day of January, 2013 after which date the Administratrix will proceed to distribute the said Estate having regard only to the claims of which she shall then have had notice.

DATED at the Town of Gander, Newfoundland and Labrador, this 12<sup>th</sup> day of December, 2013.

BONNELL LAW  
Solicitor for the Administratrix  
PER: R. Archibald Bonnell

ADDRESS FOR SERVICE:  
P.O. Box 563  
218 Airport Boulevard  
Gander, Newfoundland A1V 2E1

Tel: (709) 651-4949  
Fax: (709) 651-4951

Dec 20 & 27

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# THE NEWFOUNDLAND AND LABRADOR GAZETTE

## PART II

### SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

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Vol. 88

ST. JOHN'S, FRIDAY, DECEMBER 20, 2013

No. 51

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### NEWFOUNDLAND AND LABRADOR REGULATIONS

NLR 129/13

NLR 130/13





## NEWFOUNDLAND AND LABRADOR REGULATION 129/13

*Newfoundland and Labrador T'Railway Provincial  
Park Proclamation (Amendment)*  
under the  
*Provincial Parks Act*

*(Filed December 18, 2013)*

Under the authority of section 4(2) of the *Provincial Parks Act*, I  
make the following Order.

Dated at St. John's, December 17, 2013.

Joan Shea  
Minister of Environment and Conservation

### REGULATIONS

#### *Analysis*

1. Sch. Amdt.

NLR 93/97  
as amended

**1. The *Newfoundland and Labrador T'Railway Provincial Park Proclamation* is amended by adding at the end of the Schedule the following:**

**The area described in this Schedule is decreased by removing the following parcel of land:**

All that piece or parcel of land lying northwest of Musgrave Drive, in the Town of Steady Brook, in the Province of Newfoundland and Lab-

rador, in the Electoral District of Humber East and being bounded and abutted as follows, that is to say:

Beginning at a survey marker located on the northeast limit of the Newfoundland and Labrador T'Railway Provincial Park, the said survey marker being the southerly angle of the herein described parcel of land, the said angle having coordinates of north 5,423,877.992 and east 353,840.498;

Then running from the above described point of beginning by the Newfoundland and Labrador T'Railway Provincial Park, north 65°56'14" east 9.787 metres to a survey marker on the northwest limit of Musgrave Drive;

Then running by the northwest limit of Musgrave Drive, along a curve having a radius of 23.287, metres, in a clockwise direction, to a survey marker which is distant 4.383 metres as measured on a bearing of north 51°08'57" east from the last mentioned survey marker;

Then continuing by the northwest limit of Musgrave Drive, north 56°32'57" east 2.194 metres, to a survey marker;

Then running by the Newfoundland and Labrador T'Railway Provincial Park north 21°15'43" west 8.276 metres, to a survey marker;

Then running by crown land occupied by Jason Russell, south 59°56'17" west 16.676 metres to a survey marker;

Then running by land granted by the Crown to Bernard Grant and registered under Vol. 301 Fol. 36 in the Registry of Crown Grants, south 23°59'46" east 8.000 metres, more or less to the point of beginning;

Containing an area of 139 square metres more or less.

All bearings refer to 3° Grid North, NAD 1983 as referred to the Traverse Mercator Projection for Newfoundland and Labrador with the Central Meridian at 58°30' west longitude.

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**NEWFOUNDLAND AND LABRADOR  
REGULATION 130/13**

*Workplace Health, Safety and Compensation Regulations (Amendment)*  
under the  
*Workplace Health, Safety and Compensation Act*  
(O.C. 2013-377)

*(Filed December 18, 2013)*

Under the authority of section 123 of the *Workplace Health, Safety and Compensation Act*, the Workplace Health, Safety and Compensation Commission, with the approval of the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, December 18, 2013.

Julia Mullaley  
Clerk of Executive Council

Ralph Tucker  
Chairperson  
Workplace Health, Safety and  
Compensation Commission

## REGULATIONS

### *Analysis*

- |   |                 |
|---|-----------------|
| 1. S.21 Amdt.<br>Maximum compensable and<br>assessable earnings | 2. Commencement |
|---|-----------------|

CNLR1025/96  
as amended

**1. Section 21 of the *Workplace Health, Safety and Compensation Regulations* is repealed and the following substituted:**

Maximum compen-  
sable and assessable  
earnings

**21.** (1) For the purpose of section 102 and subsection 80(8) of the Act, the maximum compensable assessable earnings for 2014 shall be calculated in accordance with the following formula:

$$\text{MCAE} = \text{GW} \times \text{CPI}$$

where

MCAE means the maximum compensable assessable earnings

GW means gross wages of \$60,155

CPI means the difference, rounded to one decimal place, between

- (i) the average monthly Consumer Price Index for Canada as published by Statistics Canada for July 2012 to June 2013, and
- (ii) the average monthly Consumer Price Index for Canada as published by Statistics Canada for July 2011 to June 2012

(2) For the purpose of section 102 and subsection 80(8) of the Act, the maximum compensable assessable earnings for 2015 and each year after that shall be calculated annually in accordance with the following formula:

$$\text{MCAE} = \text{PMCAE} \times \text{CPI}$$

where

MCAE means the maximum compensable assessable earnings

PMCAE means the maximum compensable assessable earnings for the previous year

CPI means the difference, rounded to one decimal place, between

- (i) the average monthly Consumer Price Index as published for Canada by Statistics Canada for the 12 month July to June period immediately preceding the year of the maximum compensable assessable earnings calculation, and
- (ii) the average monthly Consumer Price Index as published for Canada by Statistics Canada for the 12 month July to June period immediately preceding the period referred to in subparagraph (i).

Commencement

**2. These regulations come into force on January 1, 2014.**

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### PART II

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<b>Provincial Parks Act</b>			
Newfoundland and Labrador T' Railway Provincial Park Proclamation (Amdt.)	NLR 129/13	Amends NLR 93/97 Sch. Amdt.	Dec. 20/13 p. 843
<b>Workplace Health, Safety and Compensation Act</b>			
Workplace Health, Safety and Compensation Regulations (Amdt.) In force Jan. 1/14	NLR 130/13	Amends CNLR1025/96 S.21 Amdt.	Dec. 20/13 p. 845

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**STATUTES OF NEWFOUNDLAND AND LABRADOR  
2013**

<b>Bill</b>	<b>Act</b>	<b>Chapter</b>
<b>First Session, 47<sup>th</sup> General Assembly 62 Elizabeth II, 2013</b>		
45	<i>Animal Health and Protection (Amendment) Act</i>	1
62	<i>Interim Supply Act, 2013 (In force Apr. 1/13)</i>	2
<b>(ASSENTED TO MARCH 21, 2013)</b>		
<b>Second Session, 47<sup>th</sup> General Assembly 62 Elizabeth II, 2013</b>		
1	<i>Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador (Amendment) Act (To be Proclaimed)</i>	3
2	<i>Supply Act, 2013</i>	4
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<b>(ASSENTED TO MAY 16, 2013)</b>		
8	<i>Supplementary Supply Act, 2013-2014</i>	8
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<b>(ASSENTED TO DECEMBER 10, 2013)</b>		

\* Bills amended in Committee of the Whole House.



In researching the law readers should note that the following Statutes of Newfoundland and Labrador, 2013 include amendments to other Statutes as listed below:

Chapter A-3.1	<u><i>Adoption Act, 2013</i></u> (To be proclaimed) <i>Access to Information Regulations</i> <i>Adoption Act (Repealed)</i> <i>Child and Parental Benefits Regulations</i> <i>Child and Youth Advocate Act</i> <i>Children and Youth Care and Protection Act</i> <i>Family Violence Protection Act</i> <i>Personal Health Information Act</i> <i>Provincial Court Family Rules, 2007</i> <i>Vital Statistics Act, 2009</i>
Chapter 13	<u><i>Attorney General Statutes Amendment Act, 2013</i></u> (S.2 in force Jun. 30/11) <i>Change of Name Act, 2009</i> <i>Elections Act, 1991</i> <i>Financial Administration Act</i> <i>Forestry Act</i> <i>Highway Traffic Act</i> <i>Mental Health Care and Treatment Act</i> <i>Mortgage Brokers Act</i> <i>Public Service Collective Bargaining Act</i> <i>Public Trustee Act, 2009</i> <i>Securities Act</i> Obsolete or spent Acts and regulations (Repealed)
Chapter 3	<u><i>Canada-Newfoundland and Labrador Atlantic Accord</i></u> <u><i>Implementation Newfoundland and Labrador (Amendment)</i></u> <u><i>Act - (To be Proclaimed)</i></u> <i>Labour Relations Act</i> <i>Workplace Health, Safety and Compensation Act</i>
Chapter F-21.1	<u><i>Food Premises Act</i></u> <i>Food and Drug Act (Repealed)</i> <i>Food Premises Regulations</i> <i>Provincial Offences Ticket Regulations, 1999</i> <i>Smoke-Free Environment Act, 2005</i>
Chapter 16	<u><i>Judicature (Amendment) Act</i></u> <i>Access to Information and Protection of Privacy Act</i> <i>Accident and Sickness Insurance Act</i> <i>Adoption Act</i> <i>Agrologists Act</i> <i>Aquaculture Act</i> <i>Architects Act, 2008</i> <i>Automobile Insurance Act</i> <i>Certified General Accountants Act, 2008</i> <i>Certified Management Accountants Act</i> <i>Change of Name Act, 2009</i> <i>Chartered Accountants Act, 2008</i> <i>Child Support Service Regulations</i>

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*Children's Law Act*  
*Chiropractors Act, 2009*  
*City of Corner Brook Act*  
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*Collections Act*  
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*Consumer Protection and Business Practices Act*  
*Conveyancing Act*  
*Dangerous Goods Transportation Act*  
*Dental Act, 2008*  
*Denturists Act, 2005*  
*Dieticians Act*  
*Dispensing Opticians Act, 2005*  
*Elections Act, 1991*  
*Embalmers and Funeral Directors Act, 2008*  
*Engineers and Geoscientists Act, 2008*  
*Environmental Protection Act*  
*Expropriation Act*  
*Family Law Act*  
*Family Relief Act*  
*Farm Practices Protection Act*  
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*Foresters Act*  
*Health Professions Act*  
*Hearing Aid Practitioners Act*  
*Highway Traffic Act*  
*Highway Traffic Driver Regulations, 1999*  
*Human Rights Act, 2010*  
*Income and Employment Support Act*  
*Income Tax Act, 2000*  
*Insurance Contracts Act*  
*Interjurisdictional Support Orders Act*  
*Interns and Residents Collective Bargaining Act*  
*Interpretation Act*  
*Judgment Enforcement Act*  
*Judgment Interest Act*  
*Labour Relations Act*  
*Labour Standards Act*  
*Land Surveyors Act, 1991*  
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*Leaseholds in St. John's Act*  
*Licensed Practical Nurses Act, 2005*  
*Liquor Control Act*  
*Massage Therapy Act, 2005*  
*Mechanics' Lien Act*  
*Medical Act, 2011*  
*Medical Care Insurance Act, 1999*  
*Mental Health Care and Treatment Act*  
*Mineral Holdings Impost Act*  
*Municipal Elections Act*  
*Municipalities Act, 1999*  
*Occupational Health and Safety Act*  
*Occupational Therapists Act, 2005*  
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*Chapter 16 continued*

*Personal Health Information Act*  
*Pharmacy Act, 2012*  
*Physiotherapy Act, 2006*  
*Private Investigation and Security Services Act*  
*Provincial Court Act, 1991*  
*Psychologists Act, 2005*  
*Public Service Collective Bargaining Act*  
*Public Service Pensions Act, 1991*  
*Public Utilities Acquisition of Lands Act*  
*Quieting of Titles Act*  
*Real Estate Trading Act*  
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*Registered Nurses Act, 2008*  
*Registration of Deeds Act, 2009*  
*Revenue Administration Act*  
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*Smoke-Free Environment Act, 2005*  
*Social Workers Act*  
*St. John's Centennial Foundation Act*  
*Stock Savings Tax Credit Act*  
*Support Orders Enforcement Act, 2006*  
*Supreme Court Fees Regulations*  
*Teachers' Pensions Act*  
*Trustee Act*  
*Uniformed Services Pensions Act, 2012*  
*Urban and Rural Planning Act, 2000*  
*Venture Capital Act*  
*Veterinary Medical Act, 2004*  
*Vital Statistics Act, 2009*  
*Water Resources Act*  
*Wild Life Act*  
*Workplace Health, Safety and Compensation Act*

Chapter 6

*Revenue Administration (Amendment) Act No. 2 -*  
(In force Jul. 1/13)  
*Labrador Border Zones Rebate Regulations, 2006*

Chapter 25

*Schools (Amendment) Act, 1997*  
(Ss.1, 7(2), 8, 9(2) & (3), 10 to 12, 14 & 15 in force Sept.  
1/13)  
*Teacher Training Act*  
*Teachers' Pensions Act*

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

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

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**Office of the Legislative Counsel**  
Department of Justice  
Government of Newfoundland and Labrador  
4th Floor East Block, Confederation Building  
P.O. Box 8700  
St. John's, NL A1B 4J6  
F 729.729.2129  
[legcounsel@gov.nl.ca](mailto:legcounsel@gov.nl.ca)  
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