

THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 89 ST. JOHN'S, FRIDAY, AUGUST 8, 2014

No. 32

URBAN AND RURAL PLANNING ACT, 2000

NOTICE OF REGISTRATION
MADDOX COVE ROAD
ST. JOHN'S URBAN REGION
REGIONAL PLAN
AMENDMENT NO. 1, 2012,
ST. JOHN'S MUNICIPAL PLAN
AMENDMENT NO. 95, 2013 AND
ST. JOHN'S DEVELOPMENT
REGULATIONS AMENDMENT NO. 512, 2013

TAKE NOTICE that the ST. JOHN'S Urban Region Regional Plan Amendment Number 1, 2012 adopted by the Minister of Municipal and Intergovernmental Affairs on the 11th day of February, 2013, has been approved by the Minister on the 2nd day of July, 2014.

The ST. JOHN'S Urban Region Regional Plan is amended by re-designating land on Maddox Cove Road from Restricted to Rural.

Take notice that the ST. JOHN'S Municipal Plan Amendment Number 95, 2013, and the St. John's Development Regulations Amendment Number 512, 2013, adopted on the 23rd day of April, 2013 and approved on the

28th day of April, 2014, have been registered by the Minister of Municipal and Intergovernmental Affairs.

In general terms, the purpose of Municipal Plan Amendment Number 95, 2013, is to redesignate land at the west end of Maddox Cove Road, adjacent to the municipal boundary of the City with the Town of Petty Harbour-Maddox Cove, from the Restricted Land Use District to the Rural Land Use District

In general terms, the purpose of Development Regulations Amendment Number 512, 2013, is to rezone land at the west end of Maddox Cove Road, adjacent to the municipal boundary of the City with the Town of Petty Harbour-Maddox Cove, from the Open Space Reserve (OR) Zone to the Rural Residential Infill (RRI) Zone

These amendments come into effect on the date that this notice is printed in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of the amendments may do so at the Department of Planning, Development and Engineering, 3rd Floor, St. John's City Hall during regular business hours.

August 8, 2014

CITY OF ST. JOHN'S Ken O'Brien, MCIP – Chief Municipal Planner

Aug 8

NOTICE OF REGISTRATION ST. JOHN'S DEVELOPMENT REGULATIONS AMENDMENT NO. 584, 2014

TAKE NOTICE that the ST. JOHN'S Development Regulations Amendment Number 584, 2014 adopted on the 9th day of June, 2014, has been registered by the Minister of Municipal and Intergovernmental Affairs.

In general terms, the purpose of Development Regulations Amendment Number 584, 2014, is to rezone the property located at 12-20 Mount Cashel Road from the Residential Medium Density (R2) Zone to the Residential Medium Density-Condominium (R2-Condo) Zone.

This amendment comes into effect on the date that this notice is printed in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of the amendment may do so at the Department of Planning, Development and Engineering, 3rd Floor, St. John's City Hall during regular business hours.

CITY OF ST. JOHN'S

Ken O'Brien, MCIP, Chief Municipal Planner

Aug 8

NOTICE OF REGISTRATION
TOWN OF GLOVERTOWN
MUNICIPAL PLAN AMENDMENT
NO. 1, 2014
AND
DEVELOPMENT REGULATIONS
AMENDMENT NO. 1, 2014

TAKE NOTICE that the TOWN OF GLOVERTOWN Municipal Plan Amendment No. 1, 2014 and Development Regulations Amendment No. 1, 2014 adopted on the 28th day of May, 2014, and approved (as amended) on the 17th day of July, 2014, has been registered by the Minister of Municipal and Intergovernmental Affairs.

In general terms, the purpose of Municipal Plan Amendment No. 1, 2014 is to

- Change the Future Land Use designation of approximately 7.3 hectares from Rural to Industrial to accommodate commercial and light industrial development.
- Change the Future Land Use designation of approximately 0.3 hectares from Rural to Residential to accommodate the conversion of an existing commercial building to a single dwelling.

In general terms, the purpose of Development Regulations Amendment No. 1, 2014 is to:

- 1. Change the Land Use Zoning of approximately 7.3 hectares from Rural to Light Industrial/Commercial to facilitate commercial and light industrial development.
- Change the Land Use Zoning of approximately 0.3 hectares from Rural to Residential Medium Density to accommodate the conversion of an existing commercial building to a single dwelling.
- 3. Add Agriculture as a Discretionary Use Class in the Light Industrial/Commercial Use Zone Table.

The Municipal Plan Amendment No. 1, 2014 and Development Regulations Amendment No. 1, 2014 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 Municipal Plan Amendment No. 1, 2014 and Development Regulations Amendment No. 1, 2014 may do so at the TOWN OF GLOVERTOWN Town office during normal working hours.

TOWN OF GLOVERTOWN Laura Moss

Aug 8

NOTICE OF REGISTRATION TOWN OF LOGY BAY-MIDDLE COVE-OUTER COVE DEVELOPMENT REGULATIONS AMENDMENT No. 24, 2014

TAKE NOTICE that the TOWN OF LOGY BAY-MIDDLE COVE-OUTER COVE Development Regulations Amendment No. 24, 2014, as adopted by Council on the 30th day of June, 2014, has been registered by the Minister of Municipal and Intergovernmental Affairs.

In general terms, Development Regulations Amendment No. 24, 2014, will re-zone an area of land located west of Killick Drive from Residential Subdivision Area to Residential Low Density.

The TOWN OF LOGY BAY-MIDDLE COVE-OUTER COVE Development Regulations Amendment No. 24, 2014, 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. 24, 2014, 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

Town Clerk

Aug 8

NOTICE OF REGISTRATION TOWN OF PARADISE MUNICIPAL PLAN AMENDMENT No. 30 – 2014 DEVELOPMENT REGULATIONS AMENDMENT No. 77 – 2014

TAKE NOTICE that the TOWN OF PARADISE Municipal Plan Amendment No. 30 – 2014 and Development Regulations Amendment No. 77 – 2014, adopted on the 18th day of March, 2014 and approved on the 20th day of May, 2014, have been registered by the Minister of Municipal and Intergovernmental Affairs.

In general terms, the Municipal Plan Amendment redesignates a small cul-de-sac area west of Croydon Street running in a southerly direction to the 190 metre contour line along Neil's Pond Ridge, from Open Space to Residential. The Development Regulation Amendment rezones the same area from Open Space Recreation (OSR) to Residential Medium Density (RMD).

The intent of these amendments is to facilitate the extension of a residential subdivision located south of Neil's Pond.

The Municipal amendments come into effect on the day that this notice is published in *The Newfoundland and Labrador Gazette*. Anyone wishing to inspect a copy of Municipal Plan Amendment No. 30 – 2014 and Development Regulations Amendment No. 77 – 2014 may do so at the Paradise Town Hall, 28 McNamara Drive, during normal hours of operation.

TOWN OF PARADISE Terrilynn Smith, Town Clerk

Aug 8

NOTICE OF REGISTRATION
TOWN OF TORBAY
MUNICIPAL PLAN
AMENDMENT No. 21, 2014,
and
DEVELOPMENT REGULATIONS
AMENDMENT No. 42, 2014

TAKE NOTICE that the TOWN OF TORBAY Municipal Plan Amendment No. 21, 2014, and Development Regulations Amendment No. 42, 2014, as adopted by Council on the 9th day of June, 2014, has been registered by the Minister of Municipal and Intergovernmental Affairs.

In general terms, Municipal Plan Amendment No. 21, 2014, will re-designate an area of land located west of Torbay Road and south of Watts Pond from Residential to Public Use.

Development Regulations Amendment No. 42, 2014, will re-zone the same area of land from Residential Subdivision Area to Public Buildings.

The TOWN OF TORBAY Municipal Plan Amendment No. 21, 2014, and Development Regulations Amendment No. 42, 2014, 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 TORBAY Municipal Plan Amendment No. 21, 2014, and Development Regulations Amendment No. 42, 2014, may do so at the Town Office, Torbay during normal working hours.

TOWN OF TORBAY Dawn Chaplin, Town Clerk

Aug 8

QUIETING OF TITLES ACT

2014 01G No. 2234 IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR TRIAL DIVISION (General)

IN THE MATTER of an Application of the HARBOUR AUTHORITY OF PORT DE GRAVE pursuant to the *Quieting of Titles Act*, RSNL1990 cQ-3

AND

IN THE MATTER of that piece or parcel of land situate at Port de Grave, in the Province of Newfoundland and Labrador (hereinafter referred to as the "Subject Property").

Notice of Application under the *Quieting of Titles Act*, RSNL1990 cQ-3.

Notice is hereby given to all parties that the HARBOUR AUTHORITY OF PORT DE GRAVE has applied to the Supreme Court of Newfoundland and Labrador, Trial Division (General), St. John's, to have the title to ALL THAT piece or parcel of land situate in the Town of Port de Grave, in the Province of Newfoundland and Labrador and being more particularly described in Schedule "A" hereto annexed and outlined on the plan annexed hereto marked Schedule "B" for which it claims to be the owner, investigated and for a Declaration that it is the absolute owner in fee simple and that it has been ordered to publish notice of the Application as required by the before noted Act.

All persons having title adverse to the said title claimed by the HARBOUR AUTHORITY OF PORT DE GRAVE shall file in the Registry of the Supreme Court of Newfoundland and Labrador, Trial Division (General), St. John's, in the Province of Newfoundland and Labrador, particulars of such adverse claim and serve the same together with an Affidavit verifying same on the undersigned Solicitor for the Applicant on or before the 25th day of July, 2014, 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.

THE NEWFOUNDLAND AND LABRADOR GAZETTE August 8, 2014

All such adverse claims shall then be investigated in such manner as the said Supreme Court of Newfoundland and Labrador, Trial Division (General), St. John's, may direct.

DATED at Bay Roberts, in the Province of Newfoundland and Labrador, this 25th day of June, 2014.

MORROW & MORROW Solicitor for the Applicant PER: Adam S. Gosse

ADDRESS FOR SERVICE: P.O. Box 870 Bay Roberts, NL A0A 1G0

Tel: (709) 786-9207 1-888 -786-9207 Fax: (709) 786-9507

SCHEDULE "A"

Metes and Bounds Description of property surveyed for the HARBOUR AUTHORITY OF PORT DE GRAVE, located at Port de Grave, in the Electoral District of Port de Grave, Province of Newfoundland and Labrador and is more particularly described as follows:

All that lot or parcel of land situate to the southeast of Main Road.

Beginning at a point, such point being a placed iron pin located at the northwesternmost angle of said described land and having NAD83 coordinates of N 5 271 748.646 and E 288 738.347 of the modified degree transverse Mercator projection for the Province of Newfoundland and Labrador.

Thence running along the southeastern limit of said Main Road twenty-seven degrees forty-nine minutes eleven seconds east (N27°49'11"E) a distance of eight decimal four nine six metres (8.496m);

Thence running along the property claimed by Calvin Ralph south sixty-one degrees seventeen minutes twenty-six seconds east (S61°17'26"E) a distance of twelve decimal nine three two metres (12.932m);

Thence running along property claimed by Calvin Ralph south thirty-four degrees nine minutes zero six seconds east (S34°09'06"E) a distance three decimal seven six seven metres (3.767m);

Thence running along said property claimed by Calvin Ralph south sixty-two degrees forty-two minutes zero two seconds east (S62°42'02"E) a distance of two decimal zero zero three metres (2.003m);

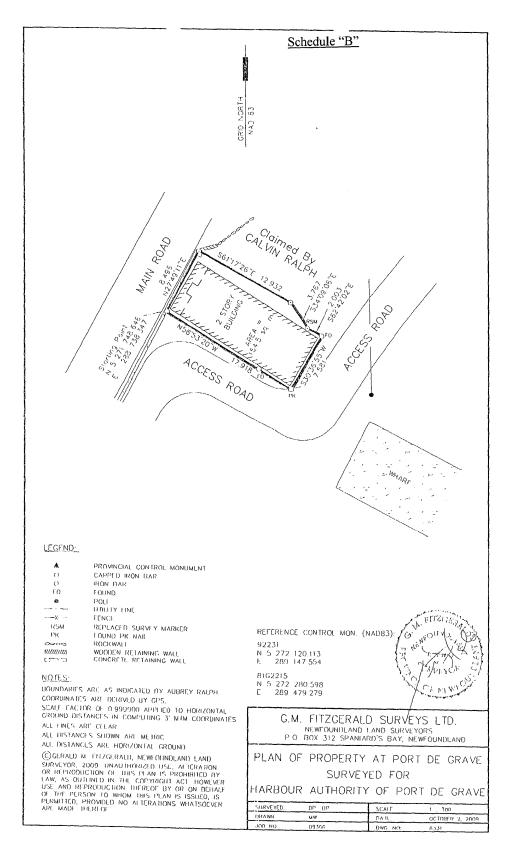
Thence running along an Access Road south thirty degrees thirty-six minutes fifty-five seconds west (S30"36'55"W) a distance of seven decimal five eight one metres (7.581m);

Thence running along said Access Rod north fifty-eight degrees fifty-three minutes twenty seconds west (N58°53'20"W) a distance of seventeen decimal nine one

eight metres (17.918m), more or less, to the point of commencement.

All bearings are referenced from the modified three degree transverse Mercator projection having a central meridian fifty-three degrees west longitude and the whole parcel containing a calculated area of 154.5 square metres, more or less, and is more particularly shown, on the attached plan.

October 2, 2009



July 18, 25, Aug 1 & 8

THE NEWFOUNDLAND AND LABRADOR GAZETTE August 8, 2014

2014 04G No. 0107 IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR TRIAL DIVISION (General)

IN THE MATTER of all that piece and parcel of land situate, lying and being at the Community of West Bay, in the Province of Newfoundland and Labrador, Canada

AND

IN THE MATTER of the Application of LEONARD BESAW for a Certificate of Title of the said parcel of land pursuant to the *Quieting of Titles Act*, RSNL1990 cQ-3.as amended,

NOTICE OF APPLICATION

THIS NOTICE is published pursuant to the Order of the Honourable Justice William Goodridge dated the 25th day of July, 2014.

NOTICE is hereby given to all parties that LEONARD BESAW, of the city of Lethbridge, in the Province of Alberta, as owner, has applied to the Supreme Court of Newfoundland and Labrador, Trial Division at Comer Brook, to have investigated the title to all that piece and parcel of land situate, lying and being at the Community of West Bay, in the Province of Newfoundland and Labrador, abutted, bounded had more particularly described as set out in Schedule "A", annexed hereto; and for a Declaration that the said owner-is the absolute owner thereof in the said owner has been ordered to publish notice of the said Application to be published as required by the abovenamed Act.

All persons having title adverse to said title claimed by the said LEONARD BESAW shall file with the Deputy Registrar of the Supreme Court of Newfoundland and Labrador at Comer Brook, particulars of such adverse claim and serve the same, together with an Affidavit verifying same, on the undersigned solicitors for the Petitioner, on or before the 30th day of September, 2014, 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 or subject to such conditions as the court may deem just.

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

DATED at Stephenville, Province of Newfoundland and Labrador, this first day of August, 2014.

STAGG & STAGG Solicitors for the Petitioner PER: Fred Stagg ADDRESS FOR SERVICE: P.O. Box 214 28 Main Street Stephenville, NL A2N 2Z4

Tel: (709) 643-5651 Fax: (709) 643-5369

SCHEDULE "A"

DESCRIPTION

Land of Leonard Besaw

Main Road, West Bay, NL.

All that piece or parcel of land situate, lying and being east of Main Road, West Bay, District of Port au Port, Province of Newfoundland and Labrador, abutted and bounded as follows:

THAT IS TO SAY, beginning at a point, said point is found by running S26°35'57"E from Control Monument No. 85G4232 distance 1586.509 metres;

RUNNING THENCE from the above described point of beginning by property of Benedict Benoit N76°55'40"E distance 71.761 metres and S79°29'41"E distance 307.006 metres:

THENCE along the top of the bank on West Bay \$10°33'37"E distance 178.925 metres;

THENCE along the northerly limits of Beach Road N84°54'34'W distance 37.844 metres; S86°36'57'W distance 57.523 metres; N82°19'34'W distance 30.514 metres; N48°23'08'W distance 44.993 metres and N64°39'55'W distance 42.440 metres;

THENCE by property of Fabian Flynn N15°46'09"E distance 64.605 metres and N86°42'33"W distance 76.988 metres;

THENCE by properties of Mary Martin, Doris O'Gorman and Jason Benoit N77°38'41'W distance 102.486 metres:

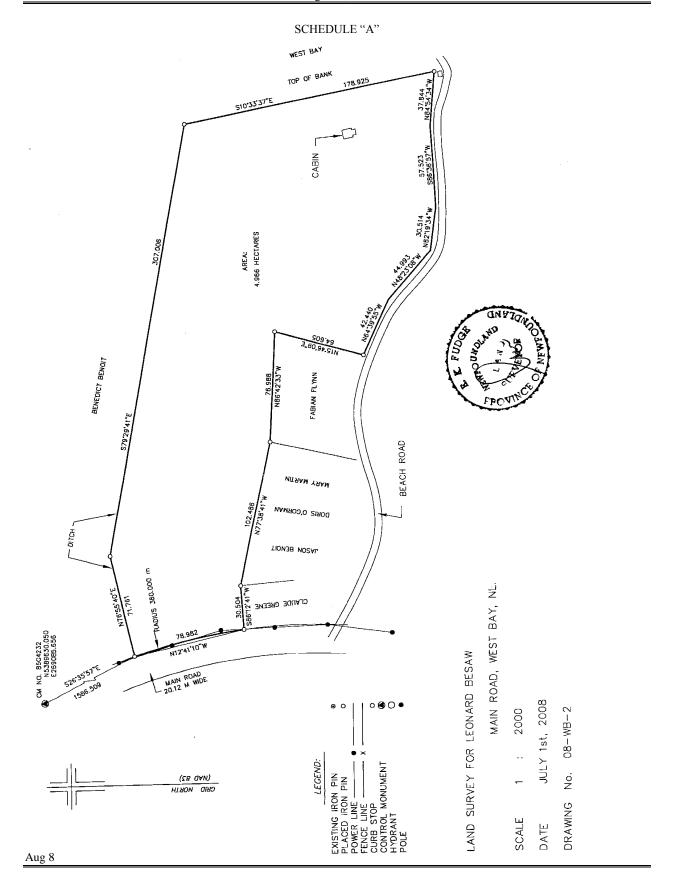
THENCE by property of Claude Greene S86°12'41'W distance 30.504 metres;

THENCE along the easterly limits of the Main Road through West Bay (20.12 metres wide) following the arc of a curve (radius 380.000 metres) having a chord bearing of N12°41'10'W distance 78.982 metres to the point of beginning, containing 4.966 hectares as shown and delineated on attached Drawing No. 08-WB-2.

All bearings refer to Grid North (NAD 83)

Enos K. Fudge Newfoundland Land Surveyor Enos Fudge Surveys 08-WB-2

July 1, 2008



TRUSTEE ACT

ESTATE NOTICE

IN THE MATTER of the Estate and Effects of the Late MYRTLE RUTH GINGELL 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 MYRTLE RUTH GINGELL, the aforesaid deceased, who died at the Town of Gander, in the Province of Newfoundland and Labrador on or about the 11th day of June, 2014, 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 15th day of August, 2014 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 22nd day of July, 2014.

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

Aug 1 & 8

ESTATE NOTICE

IN THE MATTER of the Estate and Effects of Late TREVOR COLLINS of the Town of Hare Bay, in the Province of Newfoundland and Labrador, Deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of TREVOR COLLINS, the aforesaid deceased, who died at Winnipeg, in the Province of Manitoba on or about the 6th day of February, 2014, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Executrix of the Estate on or before the 29th day of August, 2014 after which date the Executrix 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 25th day of July, 2014.

BONNELL LAW Solicitor for the Executrix 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

Aug 8 & 15

ESTATE NOTICE

IN THE MATTER of the Estate and Effects of Late VIOLET PELLEY of the Town of Glenwood, 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 VIOLET PELLEY, the aforesaid deceased, who died at City of Brampton, in the Province of Ontario, on or about the 7th day of May, 2004, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Administrator of the Estate on or before the 16th day of August, 2014 after which date the Administrator will proceed to distribute the said Estate having regard only to the claims of which he shall then have had notice.

DATED at the Town of Gander, Newfoundland and Labrador, this 30th day of July, 2014.

BONNELL LAW Solicitor for the Administrator 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

Aug 8 & 15



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 89 ST. JOHN'S, FRIDAY, AUGUST 8, 2014 No. 32

NEWFOUNDLAND AND LABRADOR REGULATIONS

NLR 60/14 NLR 61/14



NEWFOUNDLAND AND LABRADOR REGULATION 60/14

Film and Video Industry Tax Credit Regulations (Amendment) under the
Income Tax Act, 2000
(O.C. 2014-215)

(Filed August 5, 2014)

Under the authority of section 68 of the *Income Tax Act*, 2000, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, August 1, 2014.

Julia Mullaley Clerk of the Executive Council

REGULATIONS

Analysis

1. S.7 Amdt. Tax credit 2. Commencement

NLR 3/99 as amended

1. Subsection 7(2) of the Film and Video Industry Tax Credit Regulations is amended by striking out the date "January 1, 2014" and substituting the date "January 1, 2019".

Commencement

2. These regulations shall be considered to have come into force on January 1, 2014.

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NEWFOUNDLAND AND LABRADOR REGULATION 61/14

Public Interest Disclosure and Whistleblower
Protection Regulations
under the
Public Interest Disclosure and Whistleblower
Protection Act
(O.C. 2014-212)

(Filed August 5, 2014)

Under the authority of section 28 of the *Public Interest Disclosure* and *Whistleblower Protection Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, August 1, 2014.

Julia Mullaley Clerk of the Executive Council

REGULATIONS

Analysis

Short title
 Eligibility

3. Limit on amount

Short title

1. These regulations may be cited as the *Public Interest Disclosure* and *Whistleblower Protection Regulations*.

Eligibility

2. (1) The citizens' representative may arrange or pay for the provision of legal advice to an employee, a former employee or a retired employee involved in a proceeding under the Act where that person makes a disclosure under section 7 of the Act and the citizens'

representative has not declined to investigate or ceased an investigation under section 15 of the Act.

(2) A proceeding referred to in subsection (1) does not include a complaint to the Labour Relations Board under section 22 of the Act.

Limit on amount

3. The maximum amount that may be paid by the citizens' representative for the provision of legal advice under section 26 of the Act is \$3,000.

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THE NEWFOUNDLAND AND LABRADOR GAZETTE August 8, 2014

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Film and Video Industry Tax Credit Regulations (Amdt.)	NLR 60/14	Amends NLR 3/99 S.7 Amdt.	Aug 8/14 p. 383
Public Interest Disclosure and Whistleblower Protection Act			
Public Interest Disclosure and Whistleblower	NLR 61/14	New	Aug 8/14 p. 385

Protection Regulations

THE NEWFOUNDLAND AND LABRADOR GAZETTE August 8, 2014

The Newfoundland and Labrador Gazette is published from the Office of the Queen's Printer.

Copy for publication must be received by Friday, 4:30 p.m., seven days before publication date to ensure inclusion in next issue.

Advertisements must be submitted in either PDF format or as a MSWord file. When this is not possible, advertisements must be either typewritten or printed legibly, separate from covering letter. Number of insertions required must be stated and the names of all signing officers typewritten or printed.

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

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