



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

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ST. JOHN'S, FRIDAY, FEBRUARY 27, 2015

No. 9

URBAN AND RURAL PLANNING ACT, 2000

NOTICE OF REGISTRATION ST. JOHN'S DEVELOPMENT REGULATIONS AMENDMENT NO. 604, 2014

TAKE NOTICE that the ST. JOHN'S Development Regulations Amendment Number 604, 2014 adopted on the 26th day of January, 2015, has been registered by the Minister of Municipal and Intergovernmental Affairs.

In general terms, the purpose of Development Regulations Amendment Number 604, 2014, is to rezone lands situated at 39, 39B, 39C Quidi Vidi Village Road and an adjoining parcel of City-owned land from the Comprehensive Development Area 6 (CDA 6) Zone to the Residential Quidi Vidi (RQ) Zone and the Open Space (O) 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

Feb 27

NOTICE OF REGISTRATION ST. JOHN'S MUNICIPAL PLAN AMENDMENT NO. 131, 2014 AND ST. JOHN'S DEVELOPMENT REGULATIONS AMENDMENT NO. 606, 2014

TAKE NOTICE that the ST. JOHN'S Municipal Plan Amendment Number 131, 2014, and the ST. JOHN'S Development Regulations Amendment Number 606, 2014 adopted on the 17th day of November, 2014, and approved on the 27th day of January, 2015, have been registered by the Minister of Municipal and Intergovernmental Affairs.

In general terms, the purpose of Municipal Plan Amendment Number 131, 2014, is to redesignate land that is situated at 146-148 Ladysmith Drive from the Institutional (INST) District and the Open Space (O) District to the Residential Medium Density (RMD) District,

In general terms, the purpose of Development Regulations Amendment Number 606, 2014, is to rezone land that is situated at 146-148 Ladysmith Drive from the Institutional (INST) Zone and the Open Space (O) Zone to the Apartment Medium Density (A2) 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, 3rd Floor, St. John's City Hall during regular business hours.

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

Feb 27

**NOTICE OF REGISTRATION
CITY OF CORNER BROOK
DEVELOPMENT REGULATIONS
AMENDMENTS DR14-08**

TAKE NOTICE that the CITY OF CORNER BROOK Development Regulations Amendment DR14-08, adopted on the 19th of January, 2015, has been registered by the Minister of Municipal and Intergovernmental Affairs.

In general terms, the purpose of Development Regulations Amendment DR14-08 is to increase the maximum number of vehicles that may be stored on-site at a vehicle dealership, listed as a Discretionary general industry classification of use, from 100 to 200 vehicles.

The CORNER BROOK Development Regulations Amendment DR14-08 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 CORNER BROOK Development Regulations Amendment DR14-08 may do so at City Hall, Corner Brook during normal business hours.

CITY OF CORNER BROOK
Marina Redmond, City Clerk

Feb 27

**NOTICE OF REGISTRATION
TOWN OF BAULINE
MUNICIPAL PLAN
AMENDMENT NO. 5, 2014,
AND
DEVELOPMENT REGULATIONS
AMENDMENT NO. 5, 2014**

TAKE NOTICE that the TOWN OF BAULINE Municipal Plan Amendment No. 5, 2014, and Development Regulations Amendment No. 5, 2014, adopted by Council on the 10th day of January, 2014, has been registered by the Minister of Municipal and Intergovernmental Affairs.

Municipal Plan Amendment No. 5, 2014, will delete Municipal Plan Policy 3.2.3, Tourism Commercial, and re-designate an area of land west of Bauline Line and along the southeast side of Duck Pond from Tourism Commercial to Residential and Tourism Commercial to Rural.

Development Regulations Amendment No. 5, 2014, will delete the Commercial-Tourist Land Use Zone Table, Schedule C, and re-zone the same area of land from

Commercial-Tourist to Residential Rural, and Commercial-Tourist to Rural. General Regulation 80(c)(ii) will also be amended to increase the maximum length of an unserviced cul-de-sac from 300 metres to 490 metres.

The TOWN OF BAULINE Municipal Plan Amendment No. 5, 2014, and Development Regulations Amendment No. 5, 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 BAULINE Municipal Plan Amendment No. 5, 2014, and Development Regulations Amendment No. 5, 2014, may do so at the Town Office, Bauline during normal working hours.

TOWN OF BAULINE
Craig Drover, Town Clerk

Feb 27

**NOTICE OF REGISTRATION
TOWN OF CARBONEAR
MUNICIPAL PLAN
AMENDMENT NO. 16, 2014, AND
DEVELOPMENT REGULATIONS
AMENDMENT NO. 26, 2014**

TAKE NOTICE that the TOWN OF CARBONEAR Municipal Plan Amendment No. 16, 2014, and Development Regulations Amendment No. 26, 2014, adopted by Council on the 21st day of October, 2014, has been registered by the Minister of Municipal and Intergovernmental Affairs.

Municipal Plan Amendment No. 16, 2014, will re-designate an area of land on the north side of Clarke's Road from Commercial to Residential.

Development Regulations Amendment No. 26, 2014, will re-zone the same area of land from Commercial General to Residential Rural.

The TOWN OF CARBONEAR Municipal Plan Amendment No. 16, 2014, and Development Regulations Amendment No. 26, 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 CARBONEAR Municipal Plan Amendment No. 16, 2014, and Development Regulations Amendment No. 26, 2014, may do so at the Town Office, Carbonear during normal working hours.

TOWN OF CARBONEAR
Cynthia Davis, Town Administrator

Feb 27

**NOTICE OF REGISTRATION
TOWN OF CHAPEL ARM
DEVELOPMENT REGULATION
AMENDMENT #3, 2014**

TAKE NOTICE that the TOWN OF CHAPEL ARM Development Regulation Amendment # 3, 2014 as adopted by Council on the 14th day of January, 2015 has been registered by the Minister of Municipal and Intergovernmental Affairs.

Development Regulation Amendment # 3 gives Council the discretion in the Mixed Development Zone of Schedule C to approve a single family residence on a lot which does not have direct frontage on a public road subject to a number of specified conditions. It also reduces the minimum right of way for a local road from 15 to 12 metres.

Development Amendment #3, 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 Development Regulation Amendment #3, 2014 may do so at the Town Office, Chapel Arm during normal business hours.

TOWN OF CHAPEL ARM
Tracy Smith, Town Clerk

Feb 27

**NOTICE OF REGISTRATION
TOWN OF GRAND BANK
MUNICIPAL PLAN
AMENDMENT NO. 1, 2014
AND
DEVELOPMENT REGULATIONS
AMENDMENT NO. 1, 2014**

TAKE NOTICE that the TOWN OF GRAND BANK Municipal Plan Amendment No. 1, 2014 and Development Regulations Amendment No. 1, 2014, adopted on the 18th day of August, 2014 and approved on the 29th day of September, 2014, have been registered by the Minister of Municipal and Intergovernmental Affairs.

The TOWN OF GRAND BANK 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 TOWN OF GRAND BANK Municipal Plan Amendment No. 1, 2014 and Development Regulations Amendment No. 1, 2014, may do so at the Grand Bank Town Office, during normal working hours.

TOWN OF GRAND BANK
Sheila M. Delimount, Office Administrator

Feb 27

**NOTICE OF REGISTRATION
TOWN OF HOLYROOD
MUNICIPAL PLAN
AND
DEVELOPMENT REGULATIONS
2014-2024**

TAKE NOTICE that the TOWN OF HOLYROOD Municipal Plan and Development Regulations 2014-2024 adopted on the 5th day of August, 2014, has been registered by the Minister of Municipal and Intergovernmental Affairs.

The TOWN OF HOLYROOD Municipal Plan and Development Regulations, 2014-2024, 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 HOLYROOD Municipal Plan and Development Regulations, 2014-2024, may do so at the Town Office, Holyrood, during normal working hours.

TOWN OF HOLYROOD
Gary Corbett, CAO/Town Clerk

Feb 27

**NOTICE OF REGISTRATION
TOWN OF HUMBER ARM SOUTH
MUNICIPAL PLAN
AMENDMENT NO. 1, 2014
AND
DEVELOPMENT REGULATIONS
AMENDMENT NO. 2, 2014**

TAKE NOTICE that the TOWN OF HUMBER ARM SOUTH Municipal Plan Amendment No. 1, 2014 and Development Regulations Amendment No. 2, 2014 as adopted on the 9th day of September, 2014 and approved on October 14, 2014 have been registered by the Minister of Municipal and Intergovernmental Affairs.

In general terms the purpose of the amendments is to accommodate existing and additional residential development off John Frank's Road in Frenchman's Cove.

The Municipal Plan Amendment No. 1, 2014 and Development Regulations Amendment No. 2, 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 HUMBER ARM SOUTH Municipal Plan Amendment No. 1, 2014 and HUMBER ARM SOUTH Development Regulations Amendment No. 2, 2014 may do so at the Humber Arm South Town Office during normal working hours.

TOWN OF HUMBER ARM SOUTH
Marion Evoy, Town Clerk

Feb 27

**NOTICE OF REGISTRATION
TOWN OF STEPHENVILLE
MUNICIPAL PLAN
AMENDMENT NO. 10, 2014
AND
DEVELOPMENT REGULATIONS
AMENDMENT NO. 26, 2014**

TAKE NOTICE that the TOWN OF STEPHENVILLE Municipal Plan Amendment No. 10, 2014 and Development Regulations Amendment No. 26, 2014 as adopted on the 20th day of November, 2014 and approved on the 18th day of December, 2014 have been registered by the Minister of Municipal and Intergovernmental Affairs.

The purpose of these amendments is to accommodate tourist cabins and other selected commercial uses on a property located off West Street and Kin Court.

The Municipal Plan Amendment No. 10, 2014 and Development Regulations Amendment No. 26, 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 STEPHENVILLE Municipal Plan Amendment No. 10, 2014 and Development Regulations Amendment No. 26, 2014 may do so at the Stephenville Town Office during normal working hours.

TOWN OF STEPHENVILLE
Carolyn Lidstone, Town Clerk

Feb 27

TRUSTEE ACT

ESTATE NOTICE

IN THE MATTER OF the Estate and Effects of Late HENDRICK OBERHOLZER, 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 HENDRICK OBERHOLZER, the aforesaid deceased, who died at Town of Gander, in the Province of Newfoundland and Labrador, on or about the 23rd day of February, 2010, 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 6th day of March, 2015 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 11th day of February, 2015.

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

Feb 20 & 27

ESTATE NOTICE

IN THE MATTER OF the Estate and Effects of Late JANET THISTLE 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 JANET THISTLE, the aforesaid deceased, who died at Town of Gander, in the Province of Newfoundland and Labrador on or about the 26th day of December, 2014, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Executor of the Estate on or before the 6th day of March, 2015 after which date the Executor 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 11th day of February, 2015.

BONNELL LAW
Solicitor for the Executor
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

Feb 20 & 27

ESTATE NOTICE

IN THE MATTER of the Estate of REGINA MARY GILLAM, Late of Corner Brook, in the Province of Newfoundland and Labrador, Deceased,

All persons claiming to be creditors of or who have any claims or demands either as beneficiaries or next of kin (by blood, legal adoption or marriage) upon or affecting the Estate of REGINA MARY GILLAM, Gentlewoman, who died at Corner Brook, NL on or about February 24, 2010, are hereby requested to send particulars thereof in writing, duly attested, to the Office of the Public Trustee, 401 – 136 Crosbie Road, St. John's, NL, A1B 3K3, Administrator of the Estate of REGINA MARY GILLAM, on or before March 31, 2015, after which date the said Administrator

will proceed to distribute the Estate having regard only to the claims of which he then shall have had notice.

DATED at St. John's, this 17th day of February, 2015.

OFFICE OF THE PUBLIC TRUSTEE
Administrator of the
Estate of REGINA MARY GILLAM

ADDRESS FOR SERVICE:

Viking Building
401 - 136 Crosbie Road
St. John's, NL, A1B 3K3

Tel: (709) 729-1025

Fax: (709) 729-3063

Feb 27

ESTATE NOTICE

IN THE ESTATE of JOHN DELANCEY CAMERON WALLER, of the Town of Brigus, in the Province of Newfoundland and Labrador, Gentleman, Deceased.

ALL PERSONS claiming to be creditors of or who have any claims or demands upon or affecting the Estate of JOHN DELANCEY CAMERON WALLER, of the Town of Brigus, in the Province of Newfoundland and Labrador, Gentleman, Deceased, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Executor of the said Deceased, on or before the 31st day of March, 2015, after which date the Executor will proceed to distribute the said Estate having regard only to the claim(s) of which they then shall have had notice.

DATED at the Town of Carbonear, in the Province of Newfoundland and Labrador, this 17th day of February, 2015.

BABB LAW OFFICE
Barristers and Solicitors
PER: John M. Babb, Q.C.

ADDRESS FOR SERVICE:

18 Goff Avenue
Carbonear, NL A1Y 1B8

Tel: (709) 596-2377

Fax: (709) 569-0415

Toll Free: 1-800-596-0596

Feb 27



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 90

ST. JOHN'S, FRIDAY, FEBRUARY 27, 2015

No. 9

NEWFOUNDLAND AND LABRADOR REGULATIONS

CORRECTION NOTICE NLR 18/15
NLR 21/15
NLR 22/15

Correction Notice

(February 27, 2015)

The Rules of the Supreme Court, 1986 (Amendment), Newfoundland and Labrador Regulation 18/15, published under the Judicature Act in the Gazette on Friday, February 13, 2015, p.89, is corrected by deleting the words "child support" and substituting the words "spousal support and partner support" in Form 56A.26A(A) under the section entitled "Spousal Support or Partner Support".



NEWFOUNDLAND AND LABRADOR REGULATION 21/15

Nickel-in-Concentrate Exemption Order, 2015
under the
Mineral Act
(O.C. 2015-026)

(Filed February 24, 2015)

Under the authority of section 31.1 of the *Mineral Act*, the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, February 23, 2015.

Julia Mullaley
Clerk of the Executive Council

ORDER

Analysis

- | | |
|--|--|
| 1. Short title | 6. Termination of middlings concentrate exemption option |
| 2. Interpretation | 7. Suspension of exemption |
| 3. Production order exemption | 8. NLR 40/13 Rep. |
| 4. Termination of production order exemption | |
| 5. Middlings concentrate exemption option | |

Short title **1.** This Order may be cited as the *Nickel-in-Concentrate Exemption Order, 2015*.

Interpretation **2.** (1) In this Order

(a) "Act" means the *Mineral Act*;

- (b) "development agreement" means the Development Agreement made as of September 30, 2002 among Her Majesty

the Queen in Right of Newfoundland and Labrador, Voisey's Bay Nickel Company Limited and Inco Limited and includes the amendments to the agreement entered into on February 28, 2009, March 28, 2013 and December 19, 2014 by Her Majesty in Right of Newfoundland and Labrador, Vale Newfoundland and Labrador Limited and Vale Canada Limited; and

- (c) "production order" means the Voisey's Bay Nickel Company Limited Primary Production Order.

(2) In interpreting this Order, the terms, "government", "middlings concentrate", "nickel-in-concentrate", "proponent" and "replacement concentrate" have the meanings given to them in the development agreement.

Production order exemption

3. (1) Notwithstanding the production order, the proponent, prior to December 31, 2020, may ship a maximum of 633,000 tonnes of nickel-in-concentrate from the province.

(2) The amount of nickel-in-concentrate the proponent may ship from the province under subsection (1) includes the amount shipped by the proponent before December 19, 2014 under the *Voisey's Bay Nickel Company Limited Nickel Concentrate Exemption Order*, the *Nickel-in-Concentrate Exemption Order, 2009* and the *Nickel-in-Concentrate Exemption Order, 2013*.

(3) In the period beginning on January 1, 2014 and ending on December 31, 2014, the proponent shall not ship from the province an amount of nickel-in-concentrate that exceeds 50,000 tonnes.

Termination of production order exemption

4. The exemption contained in section 3 shall terminate on the earliest of

- (a) the date on which the shipments from the province of nickel-in-concentrate by the proponent have reached a total of 633,000 tonnes;
- (b) December 31, 2020; and

(c) the date on which it is rescinded under subsection 31.1(3) of the Act.

Middlings
concentrate
exemption option

5. (1) Notwithstanding subsection 3(1), the proponent shall have the option to ship middlings concentrate from the province.

(2) Before the proponent exercises the option under subsection (1) it shall notify the minister in writing that it intends to exercise the option.

(3) The notice referred to in subsection (2) shall include the information required under the development agreement.

(4) Where the proponent exercises the option under subsection (1) it shall, within 12 months after the middlings concentrate was shipped from the province, ship into the province replacement concentrate with an equivalent quantity of contained nickel.

Termination of
middlings
concentrate
exemption option

6. The exemption option contained in section 5 shall terminate on the earliest of

(a) December 31, 2020; and

(b) the date on which it is rescinded under subsection 31.1(3) of the Act.

Suspension of
exemption

7. (1) Notwithstanding sections 3 and 5, the right of the proponent to ship nickel-in-concentrate and middlings concentrate from the province shall be suspended where a term of the development agreement provides for the suspension for a failure of the proponent to fulfil an obligation under the development agreement, or for another reason provided for in the development agreement, and a notice, where one is required in the circumstances, has been given by the government to the proponent.

(2) Where the failure of the proponent, or the other reason, giving rise to the suspension of the proponent's right to ship nickel-in-concentrate and middlings concentrate from the province under this Order has been remedied as provided for under the development agreement, the proponent may resume the shipments.

NLR 40/13 Rep.

**8. The *Nickel-in-Concentrate Exemption Order, 2013*,
Newfoundland and Labrador Regulation 40/13 is repealed.**

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NEWFOUNDLAND AND LABRADOR REGULATION 22/15

Special Election Order, Town of Point au Gaul
under the
Municipal Elections Act

(Filed February 24, 2015)

Under the authority of section 7 of the *Municipal Elections Act*, I
make the following Order.

Dated at St. John's, February 23, 2015.

Keith Hutchings
Minister of Municipal and Intergovernmental Affairs

ORDER

Analysis

1. Short title
2. Special election
3. Returning officer

Short title

1. This Order may be cited as the *Special Election Order, Town of Point au Gaul*.

Special election

2. A special election for a 5 member council for the Town of Point au Gaul shall be held on April 7, 2015.

Returning officer

3. Theresa Dodge is appointed as the returning officer for the purpose of the special election.

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PART II

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Mineral Act			
Nickel-in-Concentrate Exemption Order, 2015	NLR 21/15	R&S NLR 40/13 Extraordinary Gazette Feb 24/15	Feb 27/15 p.121
Municipal Elections Act			
Special Election Order, Town of point au Gaul	NLR 22/15	New	Feb 27/15 p.125

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