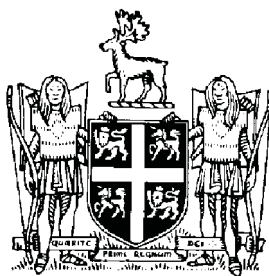


No Subordinate Legislation
received at
time of printing



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 90

ST. JOHN'S, FRIDAY, MARCH 6, 2015

No. 10

JUDICATURE ACT

RULES OF THE SUPREME COURT OF NEWFOUNDLAND, 1986 COURT OF APPEAL PRACTICE NOTE CAPN NO. 2015-01

DATE ISSUED: February 27, 2015
STATUTE AFFECTED: *Judicature Act*, s. 7
RULE AFFECTED: 57.01(d)
EFFECTIVE DATE: Upon Publication

The following Practice Note was filed with the Deputy Registrar of the Court of Appeal and is published pursuant to Rule 57.31(3) of the *Rules of the Supreme Court, 1986*.

Constitution of Five-Judge Panels for Possible Reconsideration or Reversal of Previous Decisions of the Court

Background

1. The *Judicature Act* allows three judges to exercise all of the powers of the Court: RSNL1990 cJ-4, s.7.
2. The Chief Justice may, however, designate a larger number of judges to sit as a panel in a particular case: *Rules of the Supreme Court, 1986, Rule 57.01 (d)*.
3. The practice has grown up, in some circumstances, of constituting a panel of five judges where it is apparent that counsel will submit as part of their argument that a previous decision of the Court should be reconsidered or reversed in accordance with the limited grounds, as discussed in the case law, upon which reconsideration or reversal is permitted.
4. Counsel do not always make their position with respect to reconsideration or reversal clear in the written argument which they file. Furthermore, argument is sometimes expressed in a way that does not expressly invite the Court to reconsider or reverse a previous decision but the result being argued for nevertheless implicitly would require the Court to modify or reverse a previous decision.

5. It is important for the Court to know well in advance of the hearing date that possible reconsideration or reversal of a previous decision may be engaged, either expressly or implicitly, so that an appropriate panel may be struck.

Practice Note

6. When crafting their written submissions, counsel should be alert to the possibility that their arguments, either expressly or implicitly, may involve asking the Court to reconsider or reverse a previous decision of the Court.
7. Where counsel believe that their submissions, whether made as part of their primary argument or in the alternative, may involve submitting that a previous decision should be reconsidered or reversed, they should provide, at the time of filing their factum:
- (a) separate written notice to that effect to the Court and to the other parties in the appeal; and
 - (b) two additional copies of all written material which that party is required to file for the purpose of perfecting the appeal.
8. Upon being so notified, other parties to the appeal shall file two additional copies of all material which they are required to file for the purpose of the appeal.
9. Failure to so notify the Court and the other parties may result in a scheduled appeal being delayed until a panel of appropriate size can be constituted and the additional panel members, if any, can familiarize themselves with the appeal materials. In addition, parties adversely affected by the failure of a party to notify the Court or the other parties may, on taxation, be able to claim (or offset) the additional costs occasioned by that failure.
10. Where notice of an intention to ask the Court to reconsider or reverse a previous decision is given and other parties go to extra expense in filing material with respect to that issue or are required to file additional copies of material and it ultimately appears that it was not appropriate for the Court to address reconsideration or reversal of the previous decision in question, that fact can be taken into account on the issue of costs.

J. DEREK GREEN
Chief Justice of Newfoundland and Labrador
Court of Appeal
Supreme Court of Newfoundland and Labrador

KATHY BLAKE
Deputy Registrar
Court of Appeal

Mar 6

MINERAL ACT

NOTICE

Published in accordance with section 62 of CNLR 1143/96 under the *Mineral Act*, RSNL1990 cM-12, as amended.

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

A portion of license 018519M
Held by 7980736 Canada Inc.
Situates near Red Indian Lake, Central NL
On map sheet 12A/10, 12A/11
more particularly described in an application on file at Department of Natural Resources.

A portion of license 015311M, 015312M, 015313M
Held by 7980736 Canada Inc.
Situates near Red Indian Lake, Central NL
On map sheet 12A/10, 12A/11
more particularly described in an application on file at Department of Natural Resources.

Mineral License 007739M
Held by Playfair Mining Ltd.
Situates near Meelpaeg Lake, Central NL
On map sheet 12A/02, 12A/07

Mineral License 020845M
Held by Teck Resources Limited
Situates near Burnt Pond, Central NL
On map sheet 12A/09

A portion of license 013704M
Held by French, Roy
Situates near Bellevue Area, Avalon Peninsula
On map sheet 01N/12
more particularly described in an application on file at Department of Natural Resources.

Mineral License 021764M, 021765M
Held by Paragon Minerals Corporation
Situates near Quinn Lake, Central NL
On map sheet 12A/07

A portion of license 021763M
Held by New Millennium Iron Corp.
Situates near Menihok Lake
On map sheet 23J/07
more particularly described in an application on file at Department of Natural Resources.

A portion of license 014954M
Held by New Millennium Iron Corp.
Situates near Menihok Lake
On map sheet 23J/02, 23J/07

THE NEWFOUNDLAND AND LABRADOR GAZETTE
March 6, 2015

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

Mineral License 019834M
Held by White, Jason
Situates near LaManche, Avalon Peninsula
On map sheet 01N/12

Mineral License 017120M
Held by French, Roy
Situates near Bellevue Area, Avalon Peninsula
On map sheet 01N/12

Mineral License 017121M
Held by Hicks, Darrin
Situates near Isabella Falls
On map sheet 13L/02

Mineral License 017128M
Held by Pretty, Adam
Situates near Letitia Lake
On map sheet 13L/02, 13L/01

Mineral License 018096M
Held by Sweetapple, Ronald
Situates near Bloody Reach, Eastern NL
On map sheet 02C/12, 02C/13

Mineral License 018101M
Held by Silver Spruce Resources Inc.
Situates near Hamilton River Area
On map sheet 13F/04, 13F/03

Mineral License 018117M
Held by Mercer, David
Situates near Charles Brook, Central NL
On map sheet 02E/06

Mineral License 022684M
Held by Metals Creek Resources Corp.
Situates near Jacksons Arm, White Bay Area
On map sheet 12H/15

Mineral License 019548M
Held by Duffitt, Alexander S.
Situates near Home Pond, Central NL
On map sheet 02D/16

Mineral License 019550M
Held by Duffitt, Alexander S.
Situates near North West Pond, Eastern NL
On map sheet 02F/04

Mineral License 020463M
Held by Noel, E. Michele
Situates near Nugget Pond, Baie Verte Peninsula
On map sheet 02E/13

Mineral License 020615M
Held by Stares, Mike
Situates near Gander Lake Area, Central NL
On map sheet 02D/16

A portion of license 020798M
Held by Hicks, Darrin
Situates near Wings Point Area, Central NL
On map sheet 02E/08, 02E/07
more particularly described in an application on file at Department of Natural Resources.

Mineral License 021380M
Held by Benton Resources Inc.
Situates near Natashquan River
On map sheet 13D/06

Mineral License 021423M
Held by Kalt, Ryan
Situates near Natashquan River Area
On map sheet 13D/06

Mineral License 021424M
Held by Kalt, Ryan
Situates near Natashquan River Area
On map sheet 13D/06, 13D/07

Mineral License 021429M
Held by Walsh, David
Situates near St. Brides, Avalon Peninsula
On map sheet 01L/16

Mineral License 021431M
Held by Kalt, Ryan
Situates near Natashquan River Area
On map sheet 13D/06

Mineral License 021434M
Held by Kalt, Ryan
Situates near Natashquan River Area
On map sheet 13D/06, 13D/07

Mineral License 021435M
Held by Kalt, Ryan
Situates near Natashquan River Area
On map sheet 13D/06

Mineral License 021436M
Held by Kalt, Ryan
Situates near Natashquan River Area
On map sheet 13D/06

Mineral License 021437M
Held by Kalt, Ryan
Situates near Natashquan River Area
On map sheet 13D/06

Mineral License 021440M
Held by Kalt, Ryan
Situates near Natashquan River Area
On map sheet 13D/06, 13D/07

Mineral License 021444M
Held by Kalt, Ryan
Situates near Natashquan River Area
On map sheet 13D/03

Mineral License 021455M
Held by Kalt, Ryan
Situates near Natashquan River Area
On map sheet 13D/03

Mineral License 021456M
Held by Kalt, Ryan
Situates near Natashquan River Area
On map sheet 13D/03

Mineral License 021461M
Held by Platinum Group Metals Ltd.
Situates near Natashquan River Area
On map sheet 13D/04, 13D/03

Mineral License Held by Situates near On map sheet	021464M Stares, Mike Natashquan River Area 13D/04, 13D/03
Mineral License Held by Situates near On map sheet	021465M Kalt, Ryan Natashquan River Area 13D/03
Mineral License Held by Situates near On map sheet	021466M Kalt, Ryan Natashquan River Area 13D/04
Mineral License Held by Situates near On map sheet	021467M Kalt, Ryan Natashquan River Area 13D/03
Mineral License Held by Situates near On map sheet	021468M Kalt, Ryan Natashquan River Area 13D/04
Mineral License Held by Situates near On map sheet	021481M Platinum Group Metals Ltd. Senecal Lake 13D/03
Mineral License Held by Situates near On map sheet	021495M Kalt, Ryan Natashquan River Area 13D/03
Mineral License Held by Situates near On map sheet	021498M Kalt, Ryan Natashquan River Area 13D/03
Mineral License Held by Situates near On map sheet	021499M Kalt, Ryan Natashquan River Area 13D/04, 13D/03
Mineral License Held by Situates near On map sheet	021500M Kalt, Ryan Natashquan River Area 13D/03
Mineral License Held by Situates near On map sheet	021501M Kalt, Ryan Natashquan River Area 13D/03
Mineral License Held by Situates near On map sheet	021502M Kalt, Ryan Natashquan River Area 13D/03
Mineral License Held by Situates near On map sheet	021602M Specogna, Marino Lomond, Western NL 12H/05
Mineral License Held by Situates near On map sheet	021605M Warren, Perry Weirs Brook Area, Central NL 02E/02

Mineral License Held by Situates near On map sheet	021608M Barbour, John Bell Island, Avalon Peninsula 01N/11
Mineral License Held by Situates near On map sheet	021609M Squires, Stanley H.B. Bell Island, Avalon Peninsula 01N/10, 01N/11
Mineral License Held by Situates near On map sheet	021610M Squires, Stanley H.B. Bell Island, Avalon Peninsula 01N/10
Mineral License Held by Situates near On map sheet	021632M Prominex Resource Corp. Lake Bond, Central NL 12H/01, 12A/16
Mineral License Held by Situates near On map sheet	021633M Prominex Resource Corp. Dawes Pond, Central NL 12H/01

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, 28/09 and 5/13 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
JUSTIN LAKE
Manager - Mineral Rights

File #'s 774: 3369, 4084, 5662, 8527, 8958, 9599, 9601;
775: 0735, 0758, 0759, 0766, 1472, 1476, 1492,
2754, 2759, 2761, 3390, 3513, 3632, 3962,
4000, 4001, 4006, 4008, 4011, 4012, 4013,
4014, 4017, 4021, 4031, 4032, 4034, 4037,
4038, 4039, 4040, 4041, 4052, 4057, 4060,
4061, 4062, 4063, 4064, 4133, 4136, 4138,
4139, 4140, 4161, 4162

Mar 6

CITY OF MOUNT PEARL ACT



NOTICE OF REVOCATION ADULT MATERIAL DISPLAY REGULATIONS

TAKE NOTICE that the MOUNT PEARL Adult Material Display Regulations, which were adopted by Council on the 16th day of October, 2007, have been revoked by City

Council pursuant to the *City of Mount Pearl Act* on the 15th day of May, 2014.

The revocation of the above regulations comes into effect on the day that this notice is published in *The Newfoundland and Labrador Gazette*.

CITY OF MOUNT PEARL
Michele Peach
Chief Administrative Officer

Mar 6

**MOUNT PEARL
ANIMAL CONTROL REGULATIONS
NOTICE OF ADOPTION**

TAKE NOTICE that pursuant to the *City of Mount Pearl Act*, the MOUNT PEARL City Council adopted an amendment to the Animal Control Regulations on February 17, 2015.

The amended regulations provide clarification of wording and interpretation.

The amended Regulations will come into effect on the date that the Notice is published in *The Newfoundland and Labrador Gazette*. Any person wishing to view the Regulations may do so at the office of the Chief Administrative Officer or by visiting the City's website www.mountpearl.ca.

CITY OF MOUNT PEARL
Michele Peach, C.A.
Chief Administrative Officer

Mar 6

**URBAN AND RURAL PLANNING ACT, 2000
NOTICE OF REGISTRATION
CITY OF MOUNT PEARL
DEVELOPMENT REGULATIONS 2010
AMENDMENT NO. 42, 2015
(ANIMAL GROOMING AMENDMENT)**

TAKE NOTICE that MOUNT PEARL Development Regulations 2010 Amendment No. 42, 2015, adopted by Council on the 27th day of January, 2015, has been registered by the Department of Municipal and Intergovernmental Affairs.

In general terms, the purpose of MOUNT PEARL Development Regulations 2010 Amendment No. 42, 2015, is to define "Animal Grooming" as a use, list it as a permitted or discretionary use in specific use zones, and establish minimum off-street parking requirements for the use.

MOUNT PEARL Development Regulations 2010 Amendment No. 42, 2015, 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 this amendment may do so at the Mount Pearl City Hall, 3 Centennial Street, during normal working hours.

CITY OF MOUNT PEARL
Michele Peach C.A.
Chief Administrative Officer

Mar 6

**NOTICE OF REGISTRATION
CITY OF CORNER BROOK
MUNICIPAL PLAN
AMENDMENT MP14-04 AND
DEVELOPMENT REGULATIONS
AMENDMENT DR14-04**

TAKE NOTICE that the CITY OF CORNER BROOK Municipal Plan Amendment MP14-04 and Development Regulations Amendment DR14-04, adopted on the 20th day of October, 2014 and approved on the 15th day of December, 2014, have been registered by the Minister of Municipal and Intergovernmental Affairs.

In general terms, the purpose of Municipal Plan Amendment MP14-04 is to change the land use designation of an area of land adjacent to the fish processing plant on Griffin Drive, from Environmental Conservation to General Industrial in order to accommodate future industrial expansion.

In general terms, the purpose of Development Regulations Amendment DR14-04 is to change the land use zoning of an area of land adjacent to the fish processing plant on Griffin Drive, from Environmental Conservation to General Industrial in order to accommodate future industrial expansion.

The CORNER BROOK Municipal Plan Amendment MP14-04 and Development Regulations Amendment DR14-04 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 CORNER BROOK Municipal Plan Amendment MP14-04 and Development Regulations Amendment DR14-04 may do so at City Hall, Corner Brook during normal business hours.

CITY OF CORNER BROOK
Marina Redmond, City Clerk

Mar 6

**NOTICE OF REGISTRATION
TOWN OF PARADISE
MUNICIPAL PLAN
AMENDMENT No. 31, 2014
DEVELOPMENT REGULATIONS
AMENDMENT No. 78, 2014**

TAKE NOTICE that the TOWN OF PARADISE Municipal Plan Amendment No. 31, 2014 and Development Regulations Amendment No. 78, 2014, adopted on the 7th day of October, 2014 and approved on

for the province of Newfoundland and Labrador, Zone One;

THENCE running along the southern side of Springdale Street South 87°54'30"East, 59.741 metres;

THENCE turning and running along the land of H. M. in Right of Newfoundland and Labrador, Civic No 1 Springdale Street, roll 82 frame 1435, South 20°23'00"West, 11.125 metres; thence South 73°45'00"East, 5.182 metres;

THENCE turning and running along the land of Civic No. 436 Water Street, South 16°15' 00"West 17.678 metres;

THENCE turning and running along the land of Horwood Lumber (1974) Ltd., Civic No. 440 Water Street, roll 403 frame 963, North 73°45'00"West, 2.134 metres; thence South 29°05'00"West, 9.449 metres;

THENCE turning and running along the western side of Walsh's Lane, South 35°25'00"West, 48.259 metres;

THENCE turning and running along the Northern side of Hamilton Avenue along the arc of counter-clockwise curve 44.477 metres long with a radius of 69.500 metres on a chord bearing and distance of South 86°11'22"West, 43.722 metres; thence South 67°51'14"West, 26.273 metres;

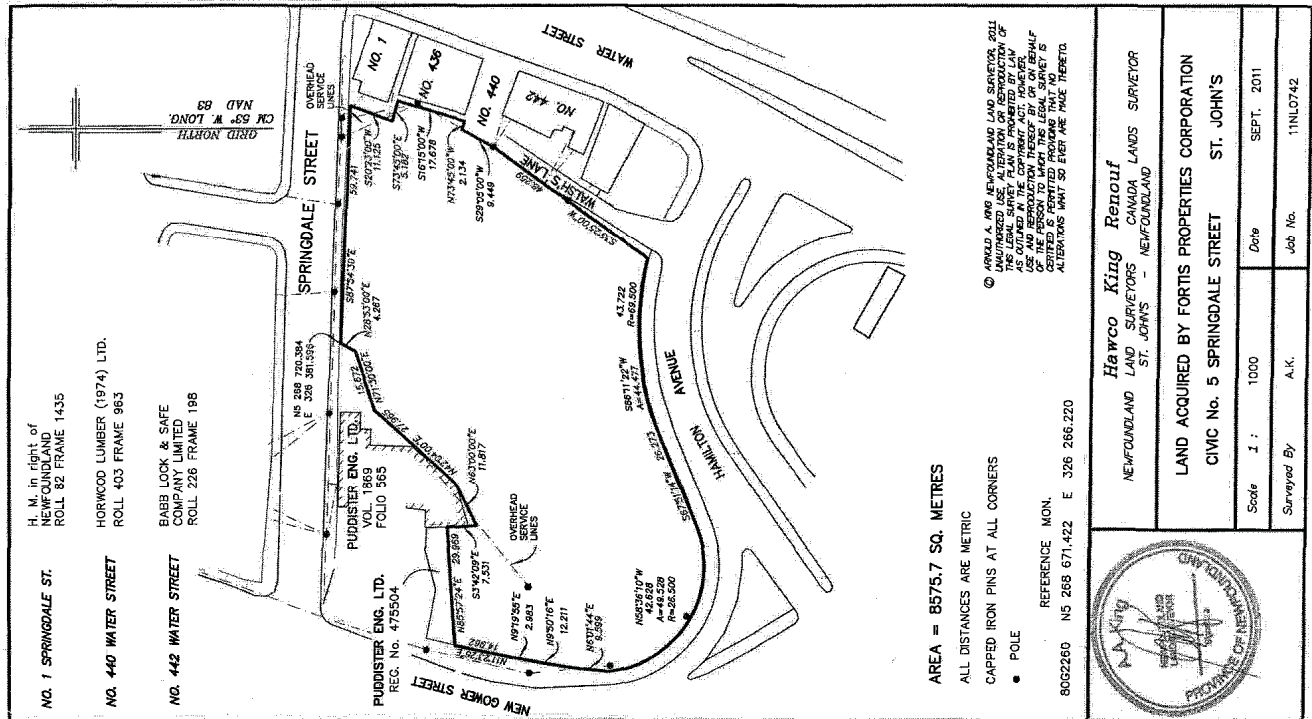
THENCE turning and running along the Eastern side of New Gower Street along the arc of a clockwise curve 49.528 metres long with a radius of 26.500 metres on a chord bearing and distance of, North 58°36'10"West, 42.628 metres; thence North 6°01' 44"East, 9.599 metres; thence North 9°50'16"East, 12.211 metres; thence North 9°19'55"East, 2.983 metres; thence North 11°23'26"East 14.962 metres;

THENCE turning and running along the land of Puddister Eng. Ltd. Vol. 1869 Folio 565, North 85°57'24"East, 29.969 metres; thence South 3°42'09"East 7.531 metres; thence North 63°00'00"East, 11.817 metres; thence North 42°04'00"East 27.965 metres; thence North 71°30'00"East, 15.672 metres; thence- North 28°53'00" East, 4.267 metres; more or less, to the point of commencement, and containing an area of 8575.7 square metres, as shown on the attached plan, Job No. 11NL0742 dated September 2011.

There are overhead service lines crossing the property, as shown on the attached plan.

All bearings are Grid bearings referred to Grid North. All distances are horizontal ground distances.

Arnold A. King, NLS



TRUSTEE ACT

ESTATE NOTICE

IN THE MATTER of the Estate and Effects of Late JEAN SINNOTT 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 JEAN SINNOTT, the aforesaid deceased, who died at Town of Gander, in the Province of Ontario on or about the 9th day of January, 2015, 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 12th day of March, 2015 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 23rd day of February, 2015.

BONNELL LAW
Solicitor for the Administratrix
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

Mar 6 & 13



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 90

ST. JOHN'S, FRIDAY, MARCH 6, 2015

No. 10

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PART II

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**No Subordinate Legislation
Received at Time of Printing**

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

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