NOTE: Attached to the end of Part II is a list of Statutes of Newfoundland and Labrador, 2015 as enacted up to June 23, 2015.



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 90	ST. JOHN'S, FRIDAY, JULY 10, 2015	No. 28
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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:

Mineral License 006036M

Held by Energy Fuels Exploration Inc. Situate near Noel Pauls Brook, Central NL

On map sheet 12A/09

Mineral License 010238M

Held by Seaside Realty Ltd.

Situate near Penny Cove, Baie Verte Peninsula

On map sheet 12H/16

Mineral License 017464M

Held by 1314175 Alberta Ltd.

Situate near Little Lobster Harbour, Baie Verte Peninsula

On map sheet 12I/01

Mineral License 017702M Held by Day, Robin Situate near Letitia Lake On map sheet 13L/02 Mineral License 018674M

Held by Rio Tinto Exploration Canada Inc.

Situate near Shabogamo Lake

On map sheet 23G/02

Mineral License 018676M

Held by Rio Tinto Exploration Canada Inc.

Situate near Shabogamo Lake

On map sheet 23G/02

Mineral License 018713M

Held by Unity Resources Inc.

Situate near Lake Virot On map sheet 23B/14

Mineral License 018714M

Held by Unity Resources Inc.
Situate near Duley Lake Provincial Park

On map sheet 23B/14

Mineral License 022119M Held by MacDonald, David

Situate near North of Shoulder Blade Lake, Central NL

On map sheet 12A/16

Mineral License 020962M Held by Hicks, Darrin

Situate near Great Burnt Lake, Central NL

On map sheet 12A/08

A portion of license 023123M Held by Jones, Brian

Situate near Hungry Hill, Central NL

On map sheet 12A/10

more particularly described in an application on file at Department

of Natural Resources

Mineral License 021818M Held by Roche, Vincent D.

Situate near English Pond, Avalon Peninsula

On map sheet 01K/13, 01N/04

Mineral License 021840M Held by Ryan, Kevin

Situate near St. Lawrence Area, Burin Peninsula

On map sheet 01L/14

Mineral License 022012M

Held by Canstar Resources Inc. Situate near Red Indian Lake, Central NL

On map sheet 12A/15

Mineral License 022013M

Held by Canstar Resources Inc. Situate near Red Indian Lake, Central NL

On map sheet 12A/15

Mineral License 022014M

Held by Canstar Resources Inc. Situate near Red Indian Lake, Central NL

On map sheet 12A/15

Mineral License 022015M Held by White, Derek R. Situate near Crash Hill, Western NL

On map sheet 12B/09

Mineral License 022028M Held by Kennedy, Chad Situate near Isabella Falls On map sheet 13L/02

Mineral License 022037M

Held by Coady, Craig Gordon Situate near Cape Caribou River Area

On map sheet 13F/10

Mineral License 022039M Held by Burt, Kenneth

Situate near Indian Head, Western NL

On map sheet 12B/10

Mineral License 022044M

Held by Dahrouge Geological Consulting Ltd.

Situate near Tasialuk Lake On map sheet 14C/04

Mineral License 022045M Held by Quinlan, Roland Situate near Temple Bay On map sheet 02M/13 Mineral License 022046M
Held by Quinlan, Roland
Situate near Temple Bay
On map sheet 12P/16

Mineral License 022047M Held by Quinlan, Roland Situate near Barge Bay Area On map sheet 12P/16

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: 3057, 5684, 9477;

775: 1143, 2008, 2010, 2045, 2046, 3087, 3764, 3893, 4275, 4297, 4382, 4383, 4384, 4385, 4387, 4396, 4398, 4403, 4404, 4405, 4406

July 10

MECHANICS' LIEN ACT

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

Pursuant to section 12 of the Act, and in relation to a contract A4VI-90-CG0052 entered into between VALE NEWFOUNDLAND AND LABRADOR LIMITED and Compass Group Canada Limited which contract is dated as of March 5, 2010, notice is hereby given of the intention of VALE NEWFOUNDLAND AND LABRADOR LIMITED, to the release of mechanics lien holdback funds 30 days following the date of this notice.

Dated at Long Harbour, NL, this 29th day of June, 2015.

VALE NEWFOUNDLAND AND LABRADOR Tim Kindred, Project Director

July 10,17, 24 & 31

MOTORIZED SNOW VEHICLES AND ALL TERRAIN VEHICLES ACT

NOTICE

TOWN OF GRAND FALLS-WINDSOR MOTORIZED SNOW VEHICLES AND ALL TERRAIN VEHICLES REGULATIONS

Pursuant to the authority conferred by the *Motorized Snow Vehicles and All Terrain Vehicles Act* RSNL 1990 cM-20 Section 10 and the *Municipalities Act*, 1999, cM-24, Section 414, the TOWN OF GRAND FALLS-WINDSOR has made the following regulations.

MOTORIZED SNOW VEHICLES AND ALL TERRAIN VEHICLES REGULATIONS

- These regulations may be cited as the TOWN OF GRAND FALLS-WINDSOR Motorized Snow Vehicles and All Terrain Vehicles Regulations.
- 2. In these Regulations, unless the context otherwise requires:
 - (a) "Act" means the *Motorized Snow Vehicles and All Terrain Vehicles Act*, RSNL1990 cM-20, Section 10, and amendments.
 - (b) "Council" means the TOWN COUNCIL OF THE TOWN OF GRAND FALLS-WINDSOR.
 - (c) "Highway" means a place or way, including a structure forming part of the place or way, designed and intended for, or used by, the public for the passage of traffic and includes all the space between the boundary lines of the place or way.
 - (d) "Owner" means as defined in the Motorized Snow Vehicles and All Terrain Vehicles Act.
 - (e) "Peace Officer" means as defined in the Motorized Snow Vehicles and All Terrain Vehicles Act.
 - (f) "Public Area" means any park, play area, public walkway, easement, right-of-way, playground or recreational area owned, controlled or managed by the TOWN OF GRAND FALLS-WINDSOR
 - (g) "Registrar" means the Registrar of Motor Vehicles appointed under the Highway Traffic Act
 - (h) "Regulations" means Motorized Snow Vehicles and All-Terrain Vehicles Regulations under the *Motorized Snow Vehicles and All-Terrain Vehicles Act.*
 - (i) "Town" means the TOWN OF GRAND FALLS-WINDSOR.
 - (j) "Vehicle" means all motorized vehicles designed and constructed for travel on or immediately over land, water, snow, ice, marsh, swampland and other natural terrain, including four wheel drive or low pressure tire powered vehicle, low pressure tire motorcycles and related two wheel vehicles, snowmobiles, amphibious machines, ground effect or aircushioned vehicles, but does not include a motor vehicle as defined by Highway Traffic Act.
- 3. A person shall drive, operate, or otherwise move a vehicle upon a highway or any public area within the Town, except in accordance with the regulations, unless by reason of storm or blizzard the highway is incapable of being used by motor vehicle.
- 4(1)(a) A person under the age of 13 years shall not drive a motorized snow vehicle within the Town, unless the person is accompanied and supervised by another person who is 19 years of age or older.
- 4(1)(b) No one shall cause or permit a person under the age of 13 years to drive a motorized snow vehicle within the Town, unless the person is accompanied and supervised by another person who is 19 years of age or older.
- 4(2)(a) A person under the age of 16 years shall not operate an all terrain vehicle within the Town, except in accordance with the Regulations.
- 4(2)(b) No one shall cause or permit a person under the age of 16 years to operate an all terrain vehicle within the Town, unless the person is accompanied and supervised by another person who is 19 years of age or older.
- 4(2)(c) For the purposes of this section an operator of a vehicle is accompanied and supervised when the other person has visual and voice communication with the operator.

- 5(a) A person shall not drive, cause, allow or permit to be driven a vehicle unless that vehicle is registered, and insurance requirements, as required by the Act and the regulations, are complied with.
- 5(b) A person shall not drive a vehicle unless there is affixed to and clearly exposed on that vehicle, in a conspicuous position, numbered plates or decals, issued in accordance to the Act or Regulations.
- Where the ownership of a vehicle that is required to be registered under Act, passes from the owner to another owner, whether by act of the owner or by operation of law, notification of the change in ownership shall be made to the registrar in the manner and within the time prescribed by the Regulations.
- 5(d) When a vehicle is being driven, the driver shall not knowingly use or permit the use of a number plate or decal upon a vehicle except as issued for the vehicle being driven.
- 5(e)(1) Except as permitted by the Act or Regulations, a person shall not drive a vehicle upon a highway unless that person is the holder of a class of driver's licence issued under the *Highway Traffic Act*;
- 5(e)(2) In the case of a person under 19 years of age, that person or the vehicle being driven is insured in the manner provided in the Regulations, and upon the request of a constable to produce true and proper evidence that the driver or vehicle is insured in the manner provided in the regulations.
- 5(f) The driver of a vehicle shall at all times yield the right of way to drivers of all classes of motor vehicles on a highway.
- 5(g) Unless otherwise prescribed in the regulations, a person under the age of 16 years shall not drive a vehicle unless accompanied by a person who is 16 years of age or older; and if, under the age of 19 years, is properly insured, or on whose behalf there is proper insurance for the operation of that vehicle in accordance with the regulations.
- 5(h)(1) No person shall drive or operate a vehicle upon a highway or any public area within the Town without due care and attention; or
- 5(h)(2) Without reasonable consideration for other persons or property; or
- 5(h)(3) While under the influence of intoxicating liquor, narcotics or habit forming drugs.
- 5(i) When a collision occurs upon a highway or any public area within the Town, the driver or other person in charge of a vehicle that is involved in the collision, shall report the collision in a manner as prescribed under the Act.
- 5(j) A person shall not drive or operate a vehicle upon a highway or any public area within the Town in a manner that constitutes danger or hazard to the operators or passengers of other vehicles being operated within the same area.
- 5(k)(1) A person shall not use or operate an all-terrain vehicle outside an approved area, as defined under the regulations.
- 5(k)(2) Subsection (1) does not apply to;
 - (i) a peace officer while in pursuit of a person contravening a law of the province or of Canada; and
 - (ii) where there is a medical or public safety emergency that requires the operation of an all-terrain vehicle outside an approved area.
- A person shall not operate a vehicle unless it is equipped with a noise muffler or other noise reducing equipment which shall be kept in good working condition and which shall prevent excessive or unusual noise, and a person shall not equip a vehicle with a muffler cut-off, straight exhaust, gutted muffler, hollywood muffler, by-pass or other device which has the effect of by-passing or reducing the efficiency of that noise reducing equipment.
- 5(m) A person other than the operator shall not ride on a vehicle unless the vehicle is designed and equipped by the manufacturer to carry more than one person; and the person other than the operator rides on a seat attached to the vehicle and designed to carry a passenger.
- 5(n)(1) A person shall not operate or ride as a passenger on a vehicle unless wearing a helmet that complies with the Licensing and Equipment Regulations, and that helmet is properly fastened.

- 5(n)(2) Where the vehicle is not equipped with a windshield that is of a height to afford adequate protection to the eyes, the operator shall wear a face shield, safety glasses or goggles.
- 5(n)(3) Subsections (1) and (2) do not apply to;
 - persons working in the forestry, mining, fishing, construction or agricultural industries where those vehicles are used for utility purposes;
 - (ii) persons required to wear protective head gear in accordance with the Occupational Health and Safety Act;
 - (iii) persons operating or riding in vehicles equipped with more than 4 wheels.
- 5(o) A person shall not drive, operate or otherwise move a vehicle between sunset and sunrise unless the vehicle is equipped with and there is in effective operation adequate head and tail lamps.
- 5(p) A person shall not drive, operate or otherwise move a vehicle unless the vehicle is equipped with an adequate and efficient operating braking system.
- 5(q) A person who fails to obey a signal or direction of a peace officer given for the purposes of the Act or these regulations is guilty of an offence.
- 5(r) A person shall not drive, cause, allow or permit to be driven a vehicle unless a valid policy of insurance is in effect for that vehicle, as required by the regulations.
- A person shall not carry, transport or have in his or her possession a firearm while using or operating a vehicle for the purpose of retrieving Big Game, and transporting the animal from the place where it was killed.
- 6(a) No person shall drive or otherwise operate an all terrain vehicle, unless the vehicle is equipped with low pressure bearing tires.
- 6(b) No person shall drive or otherwise operated an all terrain vehicle that is equipped with tire chains.
- 7. A peace officer engaged in the execution of his/her lawful duty, or a person responding to a medical or public safety emergency, is exempt from the provisions of these Regulations.
- 8. Not withstanding Regulation 3, the Council has designated areas within the Town where vehicles may be driven and these areas are more particularly marked and outlined in the diagram attached hereto and marked as Schedule "D", "A.T.V./Snowmobile Trail System" and this diagram forms part of these Regulations.
- 9(a) Where a vehicle is found to be operated in contravention of these Regulations, upon a highway or public place, within the Town, the Council or any person authorized for the purpose by the Council may impound, remove, and direct delivery of the vehicle to a place of storage, at the owner's risk and expense, to a place selected by the Council or person so authorized.
- 9(b) All costs incurred for removal and storage of a vehicle impounded under these Regulations shall be borne by the owner or the operator of the vehicle.
- 9(c) Where a vehicle is impounded under this Section, the vehicle shall be retained in the custody of the peace officer making the seizure, or shall be delivered by the peace officer into the custody of a person that the Council, or any person authorized for the purpose by the Council to be delivered, to a place of storage and shall remain there until the conclusion of the proceedings, including an appeal.
- 9(d) Prior to the return of the vehicle to its owner, the owner or operator shall incur the costs of its removal, and storage, as determined by the Council in addition to the minimum monetary penalty that may be imposed for a conviction listed with Schedule "A", of the offence charged, is paid in full.
- 9(e) Where such costs are not paid by the owner or operator, as identified in subsection (b) and (d), and after ninety (90) days of impoundment under subsection (a), a vehicle is declared abandoned and Council may dispose of the vehicle on Public Sale or Auction to satisfy such costs upon notice to the owner, including the costs, if any, of an incidental to the Public Sale or Auction;

- 9(f) Where the vehicle referred to in subsection (e) cannot be sold at the auction, it becomes the absolute property of the Council and the Council may dispose of it in any manner as the Council considers appropriate.
- 9(g) A sale under subsection (e) vests clear title to the purchase free from all encumbrances and any residual amounts received over and above the costs of its removal, storage and sale shall be paid over to the owner or to any person who satisfies the Council that he has a prior encumbrance.
- 9(h) Where a person is charged, and no convictions under that section result from the charge, the penalty paid to secure the release of a vehicle shall be reimbursed to the payer of the penalty and the vehicle shall be returned to the person from whom it was impounded without a cost for the impoundment;
- 9(i) Where a vehicle is impounded under subsection (a), a person other than a person charged with the offence, who claims that the vehicle was stolen from the owner or otherwise wrongfully taken out of his possession or out of the possession of a person entrusted by him with the care of it, may within thirty (30) days after the impoundment, and upon filing a report to the Police Force of jurisdiction, or upon demonstrating grounds of personal hardship, may apply to Council by an application as set forth in Schedule "B", for early release from impoundment.
- 9(j) Where the owner, or a person entrusted by him with the care of it, satisfies Council, in an application as set forth in Schedule "B", that a vehicle impounded under subsection (a), had been stolen, or upon demonstrating grounds of personal hardship, Council or it's representative, may release the vehicle to the owner, or a person authorized by the owner to take possession of it, upon satisfying the following conditions set forth:
 - (i) The vehicle is release to the owner, or a person authorized by the owner to take possession, upon production a valid drivers license, or other form of photo identification;
 - (ii) Where a vehicle is to be released to a person authorized by the owner to take possession of the vehicle, notice in writing and signed by the owner, authorizing that person to take possession of the vehicle on the owners behalf.
 - (iii) There exists a valid motor vehicle registration as required under the Act, or document establishing proof of ownership;
 - (iv) There exists proof of a valid policy of insurance, where required under the Act;
 - (v) And upon proof of payment of the costs of its removal and storage as determined by the Council;
- 10. Notwithstanding the *Summary Proceedings Act*, any person who violates any of the provisions of the TOWN OF GRAND FALLS-WINDSOR Motorized Snow Vehicles and All Terrain Vehicles Regulations, shall be guilty of an offence and shall be liable on summary conviction to a fine or not more than the maximum and not less than the minimum amount as prescribed for the offence in Schedule "A" to these Regulations and appearing in that Schedule opposite the number or letter or both of the Regulations, subsection or paragraph.
- 11. SPECIAL USE PERMITS Council may issue a permit for the use of an ATV or UTV on a highway within the Municipality, with which they have control, and subject to the following conditions:
 - (i) The Individual/Organization must apply in writing to Council for an ATV/UTV Special Use Permit.
 - (ii) Only four wheeled off road vehicles commonly referred to as ATV's or UTV's are permitted.
 - (iii) The ATV/UTV can only be used in a Parade sanctioned by Council.
 - (iv) All conditions of the permit must be met.
 - (v) Council retains the right to refuse of revoke any Special Use Permits applied for, or issued.

TOWN OF GRAND FALLS-WINDSOR Michael Pinsent, Town Manager/Clerk

Approved by Council at Meeting #447 On June 16, 2015.

SCHEDULE "A"

Schedule of Fines

		Amou	int of F	ine
Regulation			2^{nd}	Subseq.
3	Onoroto on Highway on muhlis area	\$100	\$150	\$225
	Operate on Highway or public area	\$100	\$150	\$225 \$225
4(1)(b)	Allow Person under 13 to Operate Motorized Snow Vehicle	\$100	\$130	\$223
4(2)(a)	Operate ATV under 16	\$100	\$150	\$225
4(2)(b)	Allow Person under 16 to Operate ATV	\$100	\$150	\$225
5(a)	Drive or Permit Operation of Unregistered Vehicle	\$100	\$150	\$225
5(b)	Operate Vehicle without Plates attached	\$100	\$150	\$225
5(c)	Fail to Transfer Ownership	\$100	\$150	\$225
5(d)	Use Plate Other than Issued	\$100	\$150	\$225
5(e)(1)	Operate Vehicle on Highway without Driver License	\$100	\$150	\$225
5(e)(2)	Operate Vehicle on Highway under 19 Without Insurance	\$100	\$150	\$225
5(f)	Fail to Yield Right of Way to Motor Vehicles on Highway	\$100	\$150	\$225
5(g)	Operate Vehicle without Being Properly Accompanied	\$100	\$150	\$225
5(h)(1)	Operate Vehicle without Due Care and Attention	\$100	\$150	\$225
5(h)(2)	Operate Vehicle without Reasonable Consideration	\$100	\$150	\$225
5(h)(3)	Operate Vehicle While Under Influence	\$100	\$150	\$225
5(i)	Fail to Report Accident	\$100	\$150	\$225
5(j)	Operate vehicle in Dangerous or Hazardous Manner	\$100	\$150	\$225
5(k)(1)	Operate Outside Approved Area	\$200	\$300	\$500
5(l)	Operate vehicle without muffler	\$100	\$150	\$225
5(m)	Operator Permitting Passenger	\$100	\$150	\$225
5(n)(1)	Operate or Ride vehicle without a Helmet	\$100	\$150	\$225
5(n)(2)	Operate vehicle without shield, glasses, or goggles	\$100	\$150	\$225
5(o)	Operate vehicle without Adequate Lamps	\$100	\$150	\$225
5(p)	Inadequate Braking system on vehicle	\$100	\$150	\$225
5(q)	Fail to Obey Direction of Peace Officer	\$100	\$150	\$225
5(r)	No Insurance on vehicle	\$250	\$350	\$500
5(s)	Carry Firearm on ATV while retrieving Big Game	\$100	\$150	\$225
6(a)	Operate ATV without low pressure tires	\$100	\$150	\$225
6(b)	Operate ATV equipped with chains	\$100	\$150	\$225

SCHEDULE "B"

Vehicle Impoundment – Early Release Request Form

DATE:		MEO File Number:		
NAME:				
ADDRESS:				
PHONE:		CELL:		
D.L. NUMBER				
VEHICLE DESCRIPTION	ON:			
YEAR: MODEL: LIC #:		MAKE: VIN: COLOR:		
Applicants relationship t	to alleged offender?			
2) Is this application be 3) Are you the registere 4) Where you present a 5) Did the alleged offen 6) If stolen, has a compl 7) Will the continued in	who committed the alleged offence? ing made on behalf of the alleged offence of owner of the impounded vehicle? I the time the alleged offence was comm ce occur without your knowledge and/o lete report been filed with the R.C.M.P. inpoundment cause hardship to someone hicle owned by a company? hicle a rental?	nitted? r consent?	YES	NO

NOTE: An application cannot be made by, or on behalf of an alleged offender

10) Does any other third party hold an interest with the impounded vehicle (ie/ lien)?

Section A - GROUNDS OF HARDSHIP	
When applying for early release of an impounded vehicle, the applicant must clearly demonstrate the hardship the	at
continued impoundment will cause. See considerations section.	
Section B -	
If you answered "yes" to questions 5), 6) or 7) please provide complete details;	
, , , , , , , , , , , , , , , , , , , ,	

Section C - PRESENT AT TIME OF O	FFENCE
If you answered yes to question 4) please	provide additional information as to why you were present at the time of the
alleged offence and measures taken, if any	, to attempt to prevent the alleged offence.
Section D - ADDITIONAL INFORMAT	TION
CONSIDERATIONS OF COUNCIL -	
D. B.H 6 t- 16d 11d- 1- 1- 1	1.
Public safety if the vehicle is released	
The seriousness of the alleged offence Which was falled the seriousness of the alleged offence	
History of alleged offending	711. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.
	e will be used in the commission of further offences
5) Grounds for hardship	
6) Employment of loss of income	
	part of a business required for income, etc)
8) Nature of impact on any other persons	
Any other consideration deemed relev	ant by Council
NOTE: 16	-64-1
	r of the impounded vehicle, and early release is granted, you will require written
authority for the registered owner in order	to collect the vehicle from impound on their behalf
APPLICANTS SIGNATURE:	
L	
_	
DATE:	

SCHEDULE "C"

ATV/UTV Special Use Application/Permit

EVENT DATE:		MEO File Number:	
OPERATOR NAME:			
ADDRESS:			
PHONE:		CELL:	
D.L. NUMBER			
VEHICLE DESCRIPTION:			
YEAR:		MAKE:	
MODEL:		VIN:	
LIC #:		COLOR:	
INSURANCE POLICY #:		INSURANCE COMPANY:	
REASON FOR REQUES	TT.		
When applying the applica	nt must clearly describe the nature of the event, may be related to the event.	, duration, and route travelled, along	g with any

CONDITIONS OF PERMIT

- A valid copy of insurance must be supplied with this application.
 The operator must be 19 years of age or older, and provide a copy of a valid Drivers License with this application.
 The ATV / UTV must be Registered.
 The ATV / UTV can only be used on the Parade Route designated by Council.
 The operator or passenger of the ATV / UTV must wear a helmet and protective glasses.
 The ATV / UTV must comply with all equipment Regulations as prescribed under the Town of Grand Falls-Windsor ATV Regulations.
 No person other than the operator shall ride on an ATV unless the valide is designed and excitated that the contract of the valide is designed and excitated that the contract of the valide is designed and excitated that the contract of the valide is designed and excitated that the contract of the valide is designed and excitated that the valide is designed and excitated the valide is designed and excitated that the valide is designed and excitated the validation of the validation o
- orand Falls-Windsor ATV Regulations.

 No person other than the operator shall ride on an ATV unless the vehicle is designed and equipped by the manufacturer to carry more than one person.

 The ATV / UTV cannot be driven to the Parade Site.

 The ATV / UTV cannot be driven from the Parade Site.

- 10. The operator of the ATV / UTV must produce a valid Drivers License, Registration, and proof of Insurance, upon request.
- 11. The operator must produce upon request, the permit to operate the ATV / UTV in the parade.

 12. Any violations of the Town of Grand Falls-Windsor ATV Regulations, or of this permit, shall render the permit
- null and void.

 13. The operator of the ATV / UTV must not be under the influence of alcohol, prescription or non-prescription drugs, or any other intoxicant, at the time of operation.

APPLICANTS SIGNATURE:		
DATE:		
APPLICATION APPROVED:	APPLICATION REJECTED:	
REASON FOR REJECTION or SPECIAL CO	ONDITIONS APPLIED TO PERMIT:	
REVIEWED BY:	_	
DATE:	_	

Schedule "D", "A.T.V./Snowmobile Trail System"

July 10

LANDS ACT

NOTICE OF INTENT Lands Act, c36, SNL 1991, as amended

NOTICE IS HEREBY given that MARIO MACDONALD of Springdale, Newfoundland and Labrador intends to apply to the Department of Municipal and Intergovernmental Affairs, 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 Davis Pond in the Electoral District of Baie Verte — Springdale for the purpose of erecting/building a boathouse. The land is described as follows:

Bounded on the North by Davis Pond for a distance of 30.5 metres;
Bounded on the East by 49°32'53"N 56°03'54"W 49°32'52"N 56°03'53.6"W for a distance of 30.5 metres;
Bounded on the South by Little Bay Road for a distance of 30.5 metres;
Bounded on the West by 49°32'52.7"N 56°03'55"W 49°32'51.6"N 56°03'55.5"W for a distance of 30.5 metres; and containing an area of approximately 930 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 Municipal and Intergovernmental Affairs, 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 2N9.

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: MARIO MACDONALD, Telephone number: 709-486-9320.

(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.)

July 10

TRUSTEE ACT

ESTATE NOTICE

IN THE ESTATE of MILDRED KEARNEY, Late of the Town of St. George's, in the Province of Newfoundland and Labrador, deceased: August 11, 2012.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of MILDRED KEARNEY, late of St. George's, 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 3rd day of August, 2015, 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 29th day of June, 2015.

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

July 10

ESTATE NOTICE

IN THE MATTER of the Estate of CAROL ANN WAKEHAM, Late, St. John's, in the Province of Newfoundland and Labrador, Retired Bus Driver, Deceased

All persons claiming to be creditors of, or who have any claims or demands upon or affecting the Estate of the above named CAROL ANN WAKEHAM, Deceased, are hereby requested to send particulars of same, in writing, duly attested, to the undersigned Solicitors for the Executrix of the Estate of the said CAROL ANN WAKEHAM, on or before the 31st day of July, 2015, after which date the Executrix will proceed to distribute the said Estate, having regard only to the claims of which she then shall have had notice.

DATED at St. John's, aforesaid, this 30th day of June, 2015.

WELLS PLC INC. Solicitors for the Executrix PER: Graham A. Wells, Q.C., J.D., T.E.P

ADDRESS FOR SERVICE: P.O. Box 26111 10 Freshwater Road St. John's, NL A1E 0A5

Tel: (709) 739-7768 Fax: (709) 739-4434

July 10

ESTATE NOTICE

IN THE ESTATE of VIVIAN YOUNG, Late of the Town of Stephenville in the Province of Newfoundland and Labrador, Retired, Widow, Deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of VIVIAN YOUNG, the aforesaid deceased, who died at the Town of Stephenville, in the Province of Newfoundland and Labrador, deceased, on or about the 7th of January, 2015, are hereby requested to send the particulars of the same in writing, duly attested, to the undersigned Solicitor for the Administrator of the Estate on or before the 11th day of August, 2015, after which date the said Administrator 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 30^{th} day of June, 2015.

MILLS LAW Administrator of the Estate of VIVIAN YOUNG PER: Mark A. Mills

ADDRESS FOR SERVICE: P.O. Box 447, 87 Gallant Street Stephenville, NL A2N 3A3

Tel: (709) 643-5688 Fax: (709) 643-2906

July 10



PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 90 ST. JOHN'S, FRIDAY, JULY 10, 2015 No. 28

NEWFOUNDLAND AND LABRADOR REGULATIONS

NLR 42/15 NLR 43/15 NLR 44/15



NEWFOUNDLAND AND LABRADOR REGULATION 42/15

Income and Employment Support Regulations (Amendment)
under the
Income and Employment Support Act
(O.C. 2015-122)

(Filed July 7, 2015)

Under the authority of section 52 of the *Income and Employment Support Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, June 30, 2015.

Julia Mullaley Clerk of the Executive Council

REGULATIONS

Analysis

1. S.19 Amdt. Other income support 2. Commencement

NLR 144/04 as amended

1. Paragraph 19(5)(c) of the *Income and Employment Support Regulations* is repealed and the following substituted:

(c) for a recipient who has been receiving income support continuously for at least 90 days, an amount for municipal taxes and fees levied by a municipality, local service district or regional service board retroactive to the date the recipient began receiving income support; and

Commencement

2. These regulations are considered to have come into force on April 1, 2015.

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NEWFOUNDLAND AND LABRADOR REGULATION 43/15

Rules of Supreme Court, 1986 (Amendment) under the Judicature Act

(Filed July 9, 2015)

Under the authority of section 55 of the *Judicature Act*, the Rules Committee of the Trial Division makes the following Rules.

Dated at St. John's, July 8, 2015.

Raymond P. Whalen Chairperson, Rules Committee

REGULATIONS

Analysis

- 1. Rule 7.19 R&S Waiver or reduction of fees
- 2. Rule 7.20 Added Exemption from costs
- 3. Forms 7.19A & 7.20A Added
- 1. Rule 7.19 of the *Rules of the Supreme Court, 1986* is repealed and the following substituted:

Waiver or reduction of fees

7.19. (1) A person may apply to the Court to have the fees payable pursuant to the *Supreme Court Fees Regulations* waived or reduced.

- (2) An application pursuant to this rule shall be in Form 7.19A and may be accompanied by an affidavit or supporting documents.
- (3) An application pursuant to this rule may be made without notice to any other party.
- (4) No fee shall be charged for an application pursuant to this rule or for any affidavit or documents filed in support of it.
- (5) No document filed in support of an application pursuant to this rule may be used for any other purpose unless any required fees are paid or waived.
- (6) Upon receipt of an application pursuant to this rule, the registrar shall
 - (a) waive the fees payable if the registrar is satisfied that the applicant is in receipt of income support under the *Income* and *Employment Support Act*, or
 - (b) forward the application to a judge.
 - (7) The Court may allow an application summarily at any time.
 - (8) The Court may allow an application in whole or in part if
 - (a) paying the fee would
 - (i) constitute an undue hardship for the applicant, and
 - (ii) prevent the applicant from advancing a non-frivolous and non-vexatious claim or defense; or
 - (b) the fee for accessing or copying documents would prevent the applicant from pursuing studies, reporting, or research in the public interest.
- (9) In exercising its discretion under this rule, the Court may consider whether
 - (a) the applicant's claim, application, notice, defense, or filing

- (i) discloses no reasonable claim or defence,
- (ii) is scandalous, frivolous, or vexatious,
- (iii) may prejudice, embarrass, or delay the course of a proceeding, or
- (iv) is otherwise an abuse of the Court's process;
- (b) the applicant's claim, application, notice, defense, or filing is pursued in good faith in the public interest;
- (c) the applicant's claim, application, notice, defense, or filing raises a question of public importance;
- (d) the applicant's proposed studies, reporting, or research is pursued in good faith in the public interest;
- (e) the Court has already waived fees for the applicant; and
- (f) the applicant has filed every document in the applicant's control that might support the applicant's claim.

2. The rules are amended by adding the following immediately after rule 7.19:

Exemption from costs

- **7.20.** (1) A party may apply to the Court, with notice to all other parties, for an order that the party is to pay no costs in the proceeding.
 - (2) An application pursuant to this rule
 - (a) shall be in Form 7.20A;
 - (b) may be accompanied by an affidavit or supporting documents; and
 - (c) shall be filed no later than 30 days following the close of pleadings.
 - (3) The Court may allow the application where
 - (a) the party is unable to afford to pay an award of costs;

- (b) the risk of an award of costs being made against the party would prevent the party from advancing a non-frivolous and non-vexatious claim or defense; and
- (c) the Court is satisfied that the order would be in the best interests of justice.
- (4) An order made pursuant to this rule may be varied if the circumstances of the party change.
- (5) An order made pursuant to this rule does not apply to proceedings initiated pursuant to rule 53.
 - 3. The rules are amended by adding Forms 7.19A and 7.20A.

				orm 7.19A (rule 7.19)		
		20	G	(insert cas	se number)	
		In the Supr		of Newfoundland ivision (General)	and Labrado	or
		(Inse	rt Title of F	Proceeding (if app	licable))	
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apply	<i>≀ing</i>), re	tion ofequests that the be waived in	ne fees pay	vable pursuant to part.	nsert name o the Supreme	f person Court Fees
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	(plea	se tick one bo	x below)			
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		not in receip	ot of income	e support.		
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2.	Му а			t three years was: (Year:)
2.	Му а	\$		•		

Please attach documentary support for these figures (Notices of Assessment from the Canada Revenue Agency, pay stubs, etc.) to

this application—please note that failure to include this information may result in your application being denied.

		-	

Please attach documentary support for these figures (bills, etc.) to this application – please note that failure to include this information may result in your application being denied.

3.

waiver/reduc	tion is granted).		
		·	

, , , ,	 about your ability to pay the fees required:			

Please attach documentary support for this information to this application— please note that failure to include this information may result in your application being denied.

5.

PART B – COMPLETE THIS PART IF YOU ARE SEEKING TO HAVE FEES WAIVED TO CONDUCT PUBLIC INTEREST RESEARCH

_

7.	research:					
I, appli	the Applicant, declare the contents of the within cation are true to the best of my information and belief.					
	SWORN TO (OR AFFIRMED) at this day of (month), 20					
	missioner of Oaths, Notary Public, ster, etc.					

APPENDIX – Rule 7.19

Waiver or reduction of fees

- 7.19. (1) A person may apply to the Court to have the fees payable pursuant to the *Supreme Court Fees Regulations* waived or reduced.
- (2) An application pursuant to this rule shall be in Form 7.19A and may be accompanied by an affidavit or supporting documents.
- (3) An application pursuant to this rule may be made without notice to any other party.
- (4) No fee shall be charged for an application pursuant to this rule or for any affidavit or documents filed in support of it.
- (5) No document filed in support of an application pursuant to this rule may be used for any other purpose unless any required fees are paid or waived.
- (6) Upon receipt of an application pursuant to this rule, the registrar shall

- (a) waive the fees payable if the registrar is satisfied that the applicant is in receipt of income support under the *Income and Employment Support Act*, or
- (b) forward the application to a judge.
- (7) The Court may allow an application summarily at any time.
- (8) The Court may allow an application in whole or in part if
 - (a) paying the fee would
 - (i) constitute an undue hardship for the applicant, and
 - (ii) prevent the applicant from advancing a non-frivolous and non-vexatious claim or defense; or
 - (b) the fee for accessing or copying documents would prevent the applicant from pursuing studies, reporting, or research in the public interest.
- (9) In exercising its discretion under this rule, the Court may consider whether
 - (a) the applicant's claim, application, notice, defense, or filing
 - (i) discloses no reasonable claim or defence,
 - (ii) is scandalous, frivolous, or vexatious,
 - (iii) may prejudice, embarrass, or delay the course of a proceeding, or
 - (iv) is otherwise an abuse of the Court's process;
 - (b) the applicant's claim, application, notice, defense, or filing is pursued in good faith in the public interest;
 - (c) the applicant's claim, application, notice, defense, or filing raises a question of public importance:
 - (d) the applicant's proposed studies, reporting, or research is pursued in good faith in the public interest;
 - (e) the Court has already waived fees for the applicant; and

(f) the applicant has filed every document in the applicant's control that might support the applicant's claim.

				7.20A 7.20)		
		20	G	(insert cas	e number)	
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		\$		(Year:		_)

_____(Year: _____)

\$		_ (Year:)	
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Please set out details of	of your month	ly expenses:		

Please attach documentary support for these figures (bills, etc.) to this application – please note that failure to include this information may result in your application being denied.

about you	r ability to pay	a costs aw	ard if one v	vas made a	igainst yol

Please attach documentary support for this information to this application— please note that failure to include this information may result in your application being denied.

I,	, the Applican	t, declare the contents o	of the within
applio	lication are true to the best of my informati	on and belief.	
(city/i	SWORN TO (OR AFFIRMED) at \(\struct town \) in the Province of \(\sum (month), 20	this	 day of
	nmissioner of Oaths, Notary Public, rister, etc.	Applicant's signature	
	APPENDIX – Rule 7	'.20	
Exen	mption from costs		
). (1) A party may apply to the Court, worder that the party is to pay no costs in		parties, for
(2) A	An application pursuant to this rule		
	(a) shall be in Form 7.20A;		
and	(b) may be accompanied by an affida	avit or supporting docu	uments;
	(c) shall be filed no later than 30 day pleadings.	s following the close o	of
(3) TI	Γhe Court may allow the application wh	ere	
	(a) the party is unable to afford to pa	y an award of costs;	
	(b) the risk of an award of costs bein prevent the party from advancing a r claim or defense; and	•	•
	(c) the Court is satisfied that the order	er would be in the best	t interests

of the party change.

(4) An order made pursuant to this rule may be varied if the circumstances

(5) An order made pursuant to this rule does not apply to proceedings initiated pursuant to rule 53.

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NEWFOUNDLAND AND LABRADOR REGULATION 44/15

Teacher Certification Regulations (Amendment) under the Teacher Training Act (O.C. 2015-138)

(Filed July 9, 2015)

Under the authority of section 11 of the *Teacher Training Act*, the Teachers' Certification Committee, with the approval of the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, May 11, 2015.

Georgina Lake Chairperson Teachers' Certification Committee

> Julia Mullaley Clerk of Executive Council

REGULATIONS

Analysis

1. S.14 Amdt. Speech language pathologists

CNLR 1134/96 as amended

1. Subsection 14(1) of the *Teacher Certification Regulations* is repealed and the following substituted:

Speech language pathologists

14. (1) A level VI certificate, endorsed "Speech Language Pathologist" may be issued to an applicant who has completed an approved Master's degree in speech-language pathology and who is a speech language pathologist registered under section 19 of the *Health Professions Act*.

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Index

PART I

Lands Act – Notice	. 257
Mechanics' Lien Act – Notice	. 246
Mineral Act – Notice	. 245
Motorized Snow Vehicles and All Terrain Vehicles Act – Notice	247
Trustee Act – Notices	

PART II

CONTINUING INDEX OF SUBORDINATE LEGISLATION

Title of Act and Subordinate Legislation made thereunder	CNLR or NL Reg.	Amendment	NL Gazette Date & Page No.
Income and Employment Support Act			
Income and Employment Support Regulations (Amdt.) (In force April, 2015)	NLR 42/15	Amends NLR 144/04 S.19 Amdt.	July 10/15 p. 339
Judicature Act			
Rules of the Supreme Court, 1986 (Amdt.)	NLR 43/15	Amends Rules of Supreme Court, 1986 Rule 7.19 R&S Rule 7.20 Added Form 7.19A R&S and 7.20 A Added	July 10/15 p. 341
Teacher Training Act			
Teacher Certification Regulations (Amdt.)	NLR 44/15	Amends CNLR 1134/96 S.14 Amdt.	July 10/15 p. 359

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

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Notices	Rate	13% HST	Total
Lands Act - Notice of Intent - 1 week	\$29.65	\$3.85	\$33.50
Motor Carrier Act - Notice - 1 week	\$38.00	\$4.94	\$42.94
Trustee Act - Estate Notice - 1 week	\$33.00	\$4.29	\$37.29
Trustee Act - Estate Notice - 2 weeks	\$59.40	\$7.72	\$67.12
Trustee Act - Estate Notice - 3 weeks	\$86.90	\$11.30	\$98.20
Trustee Act - Estate Notice - 4 weeks	\$113.30	\$14.73	\$128.03

All other public notices required by law to be published in *The Newfoundland and Labrador Gazette*, eg., Corporations Act, Municipalities Act, Quieting of Titles Act, Urban and Rural Planning Act, etc., are priced according to size: for Single Column \$3.30 per cm or Double Column \$6.60 per cm, plus 13% HST.

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STATUTES OF NEWFOUNDLAND AND LABRADOR 2015

Bill	Act	Chapter
	Third Session, 47 th General Assembly 63 Elizabeth II, 2015	
42	Electoral Boundaries (Amendment) Act	1
	(ASSENTED TO JANUARY 23, 2015)	
	Third Session, 47 th General Assembly 64 Elizabeth II, 2015	
44	Interim Supply Act, 2015 [In force Apr. 1/15]	2
	(ASSENTED TO MARCH 26, 2015)	
43	Provincial Court (Amendment) Act, 1991 [Considered in force Sept. 29/14]	3
	(ASSENTED TO APRIL 1, 2015)	
	Fourth Session, 47 th General Assembly 64 Elizabeth II, 2015	
1	Access to Information and Protection of Privacy Act, 2015 [Subparagraph 2(x)(vi) in force Aug. 1/15]	A-1.2
	(ASSENTED TO JUNE 1, 2015)	
5	Supply Act, 2015	4
	(ASSENTED TO JUNE 9, 2015)	
* 13	House of Assembly (Amendment) Act [Ss2, 3 & 5 in force immediately after dissolution of the 47th General Assembly; s7 in force the day following the General Election]	5
	(ASSENTED TO JUNE 18, 2015)	

Bill	Act	Chapter
2	Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador (Amendment) Act [To be proclaimed]	6
4	Works, Services and Transportation (Amendment) Act [In force Sept. 1/15]	7
6	Income Tax (Amendment) Act, 2000 [S1 in force Jul. 1/15 and s2 considered in force Apr. 1/15]	8
7	Revenue Administration (Amendment) Act [Considered in force May 1/15]	9
8	Services Charges (Amendment) Act	10
9	Legal Aid (Amendment) Act [S8(1) to be proclaimed]	11
10	Loan Act, 2015	12
11	Health and Community Services (Amendment) Act	13
12	Income Tax (Amendment) Act, 2000 No. 2 [S1 in force Jan. 1/16 and ss2, 3 &4 considered in force Jan. 1/15]	14
* 14	Regional Service Boards (Amendment) Act, 2012 [Ss1 to 4 & ss6 & 7 in force Aug. 1/15]	15
15	Teachers' Pensions (Amendment) Act [To be proclaimed]	16
	(ASSENTED TO JUNE 23, 2015)	

(ASSENTED TO JUNE 23, 2015)

In researching the law readers should note that the following Statutes of Newfoundland and Labrador, 2014 include amendments to other Statutes as listed below:

Chapter A-1.2

Access to Information and Protection of Privacy Act, 2015

- (Subparagraph 2(x)(vi) in force Aug. 1/15)

Access to Information and Protection of Privacy Act (Repealed)

Access to Information Regulations

^{*} Bills amended in Committee of the Whole House.

Statutes of Newfoundland and Labrador 2015

Adoption Act, 2013

Auditor General Act

Canada-Newfoundland And Labrador Atlantic Accord

Implementation Newfoundland And Labrador Act

Centre for Health Information Act

Children and Youth Care and Protection Act

Citizens' Representative Act

Energy Corporation Act

Health and Community Services Act

House of Assembly Act

House of Assembly Accountability, Integrity and Administration Act

Medical Care Insurance Act, 1999

Missing Persons Act

Personal Health Information Act

Research and Development Council Act

An Act to Amend the Revenue Administration Act No. 3

Rooms Act

Vital Statistics Act, 2009

Chapter 5

House of Assembly (Amendment) Act

- (Ss.2, 3 & 5 in force immediately after dissolution of the 47th General Assembly; S.7 in force the day following the General Election)

House of Assembly Accountability, Integrity and Administration Act Members' Resources and Allowances Rules

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

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

Office of the Legislative Counsel

Department of Justice and Public Safety 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 www.assembly.nl.ca/legislation/