



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 90

ST. JOHN'S, FRIDAY, JULY 31, 2015

No. 31

CITY OF ST. JOHN'S ACT



ST. JOHN'S MUNICIPAL COUNCIL NOTICE

ST. JOHN'S ELECTION FINANCE (AMENDMENT NO. 2, 2015) BY-LAW

TAKE NOTICE that the ST. JOHN'S Municipal Council has enacted the St. John's Election Finance (Amendment No. 2, 2015) By-Law.

The said By-Law was passed by Council on the 14th day of July, 2015, which will have the effect of requiring all candidates in a municipal election in St. John's to file a statement following the election outlining the total amount of contributions received; a list of each contribution from a corporation and the contributors of those amounts; and a list of each contribution from an individual that exceeds \$250.00 and the contributors of those amounts.

All persons are hereby required to take notice that any person who wishes to view such Regulations may view same at the Office of the City Solicitor of the ST. JOHN'S Municipal Council at City Hall, and that any person who wishes to obtain a copy thereof may obtain it at the said office upon the payment of a reasonable charge as established by the St. John's Municipal Council for such copy.

Dated this 14th day of July, 2015.

CITY OF ST. JOHN'S
Elaine Henley, City Clerk

July 31

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

Jul 10, 17, 24 & 31

TRUSTEE ACT

ESTATE NOTICE

IN THE ESTATE of C. MARY CLARKE, Widow, Late of the Town of Rose Blanche, District of Burgeo - La Poile Province of Newfoundland and Labrador, Canada Deceased.

All persons claiming to be creditors 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 C. MARY CLARKE, Widow, Deceased, are hereby requested to send particulars thereof in writing duly attested to the undersigned solicitors for the Executor of the Estate or the said deceased on or before the 3rd day of September, 2015, after which date the said Executor will proceed to distribute the said Estate having regard only to the claims to which he shall then have had notice.

DATED at the Town of Channel-Port aux Basques, Province of Newfoundland and Labrador this 24th day of July, 2015.

MARKS & PARSONS
Solicitors for the Executor
PER: M. Beverley L. Marks, Q.C.

ADDRESS FOR SERVICE:
P.O. Box 640
174 Caribou Road
Channel-Port aux Basques, NL A0M 1C0

Tel: (709) 695-7341
Fax: (709) 695-3944

Jul 31

ESTATE NOTICE

IN THE MATTER OF the Estate of JESSIE MILDRED MERCER, Late of Bay Roberts, in the Province of Newfoundland and Labrador, Gentlewoman.

All persons claiming to be creditors of, or who have any claims or demands upon or affecting the Estate of the above named JESSIE MILDRED MERCER, Deceased, are hereby requested to send particulars of same, in writing, duly attested, to the undersigned Solicitors for the Administrator of the Estate of the said JESSIE MILDRED

MERCER, on or before the 17th day of August, 2015, after which date the Administrator will proceed to distribute the said Estate, having regard only to the claims of which he then shall have had notice.

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

WELLS PLC INC.
Solicitors for the Administrator
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

Jul 31

ESTATE NOTICE

IN THE MATTER of the Estate and Effects of the Late LEVI DANIEL WHITE of Valleyfield, 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 LEVI DANIEL WHITE, the aforesaid deceased, who died at Brookfield, in the Province of Newfoundland and Labrador on or about the 2nd day of January, 2015, 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 4th day of September, 2015 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 21st day of July, 2015.

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

Jul 31 & Aug 7



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

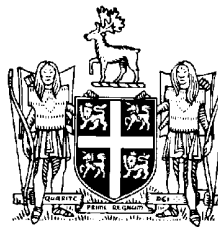
Vol. 90

ST. JOHN'S, FRIDAY, JULY 31, 2015

No. 31

NEWFOUNDLAND AND LABRADOR REGULATIONS

NLR 47/15
NLR 48/15
NLR 49/15
NLR 50/15



NEWFOUNDLAND AND LABRADOR REGULATION 47/15

Net Metering Exemption Order
under the
Electrical Power Control Act, 1994
(O.C. 2015-148)

(Filed July 28, 2015)

Under the authority of section 5.2 and subsection 14.1(7) of the *Electrical Power Control Act, 1994*, the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, July 28, 2015.

Paula Burt
Deputy Clerk of the Executive Council

ORDER

Analysis

- | | |
|---------------------------------|-------------------------------------|
| 1. Short title | 4. Net metering customers exemption |
| 2. Definitions | 5. Exemptions |
| 3. Newfoundland Power exemption | |

Short title

1. This Order may be cited as the *Net Metering Exemption Order*.

Definitions

2. In this Order

(a) "Act" means the *Electrical Power Control Act, 1994*;

(b) "net metering customer" means a producer that

- (i) is a metered customer of a public utility,
 - (ii) has been accepted by that public utility into a net metering program,
 - (iii) generates electricity primarily for its own consumption,
 - (iv) uses the electricity that it generates for its own consumption before
 - (A) delivering any electricity that is in excess of its own needs at the time of generation to the public utility, or
 - (B) accepting delivery of electricity from the public utility,
 - (v) generates electricity solely from a renewable energy source, and
 - (vi) has a rated capacity, in relation to equipment that is connected to the public utility's distribution system, that is no greater than 100 kilowatts; and
- (c) "renewable energy source" means any source of renewable energy from which electricity may be generated and includes electricity from the following energy sources:
- (i) wind,
 - (ii) solar,
 - (iii) photovoltaic,
 - (iv) geothermal,
 - (v) tidal,
 - (vi) wave, and

(vii) biomass.

Newfoundland
Power exemption

3. Newfoundland Power is exempt from subsection 14.1(1) of the Act for all aspects of its activities respecting the purchase of electrical power and energy from a net metering customer.

Net metering cus-
tomers exemption

4. Net metering customers are exempt from paragraph 14.1(1)(a) of the Act for all aspects of their activities respecting the delivery of electrical power and energy to Newfoundland and Labrador Hydro and Newfoundland Power.

Exemptions

5. (1) The exemptions under sections 3 and 4 only apply where a net metering customer's net energy consumption or delivery at a property is measured at a single metering point.

(2) Notwithstanding sections 3 and 4 and subsection (1), only that portion of the combined rated capacity of all net metering customers' equipment connected to a public utility's distribution system that is 5 megawatts or less may be exempted under these regulations.

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NEWFOUNDLAND AND LABRADOR REGULATION 48/15

Labrador Border Zones Rebate Regulations
under the
Revenue Administration Act

(Filed July 28, 2015)

Under the authority of subsection 112(2) and section 113 of the
Revenue Administration Act, I make the following regulations.

Dated at St. John's, July 16, 2015.

Ross Wiseman
Minister of Finance

REGULATIONS

Analysis

- | | |
|------------------|-----------------|
| 1. Short title | 4. Quota |
| 2. Definition | 5. Commencement |
| 3. Rebate amount | |

Short title **1.** These regulations may be cited as the *Labrador Border Zones Rebate Regulations*.

Definition **2.** In these regulations,

(a) "Act" means the *Revenue Administration Act*;

(b) "carton equivalent" means

(i) 200 cigarettes,

(ii) an amount of tobacco calculated in a manner which may be determined by the minister, or

(iii) a combination of (i) and (ii) in the amounts as may be determined by the minister; and

(c) "tobacco" means tobacco other than cigarettes and cigars.

Rebate amount

3. The rebate of tax established under section 98.1 of the Act shall be calculated as follows:

(a) for cigarettes, \$0.1075 per cigarette; and

(b) for tobacco, \$0.2336 per gram.

Quota

4. The quota referred to in subsection 98.1(4) of the Act shall be calculated as follows:

(a) 110,000 carton equivalents annually for town of Labrador City and town of Wabush combined; and

(b) 16,000 carton equivalents annually for the south coast of Labrador extending from the border with the Province of Quebec to and including the community of Red Bay.

Commencement

5. (1) These regulations, except paragraph 4(b), are considered to have come into force on May 1, 2015.

(2) Paragraph 4(b) is considered to have come into force on July 1, 2015.

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NEWFOUNDLAND AND LABRADOR REGULATION 49/15

Student Financial Assistance Regulations (Amendment)
under the
Student Financial Assistance Act
(O.C. 2015-150)

(Filed July 28, 2015)

Under the authority of section 16 of the *Student Financial Assistance Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, July 28, 2015.

Julia Mullaley
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|---|---|
| 1. S.2 Amdt.
Definitions | 3. S.5.1 R&S
Loan and grant disbursement |
| 2. S.5.01 Added
Financial assistance for part
time students | 4. Commencement |

NLR 105/03
as amended

1. (1) Section 2 of the *Student Financial Assistance Regulations* is amended by adding immediately after paragraph (b) the following:

(b.1) "federal part time student loan" means a loan made to a part time student by the Government of Canada under the

Canada Student Financial Assistance Act (Canada) or the Canada Student Loans Act (Canada);

(2) Section 2 of the regulations is amended by adding immediately after paragraph (e) the following:

- (e.1) "part time student" means a qualifying student who is enrolled in at least 20% and less than 60% of a full course load but does not include a qualifying student who is eligible for financial assistance under subsection 3(4) of the *Student Financial Assistance Administration Regulations*;

2. The regulations are amended by adding immediately after section 5 the following:

Financial assistance
for part time
students

5.01 (1) Notwithstanding section 5, the corporation may issue a non repayable grant to a part time student who has been issued a certificate of eligibility for a federal part time student loan.

(2) A non repayable grant referred to in subsection (1) shall be issued in an amount equal to the amount of the part time student's federal part time student loan.

(3) Where the amount of a part time student's federal part time student loan is increased after the non repayable grant is issued, the corporation may issue a further non repayable grant equal to the amount of the increase.

(4) Notwithstanding subsections (2) and (3), a non repayable grant issued under this section shall not exceed either

(a) \$500 per semester; or

(b) \$1,000 per 12 month period commencing on August 1 each year and ending July 31 the following year.

(5) A part time student to whom a notice of financial assistance has been issued shall:

(a) sign those consents, authorizations and certificates that the minister may require; and

(b) provide information that the minister may require.

(6) Section 4 does not apply to financial assistance issued under this section.

3. Section 5.1 of the regulations is repealed and the following substituted:

Loan and grant
disbursement

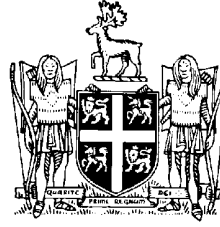
5.1 (1) A student loan or a grant issued under section 4 or 5.01 shall not be disbursed before the borrower's period of study start date or after the last day of the month of the borrower's period of study end date.

(2) Notwithstanding subsection (1), with the written approval of the minister, a student loan or a grant issued under section 4 or 5.01 may be disbursed in a manner that does not comply with the disbursement requirements of subsection (1).

Commencement

4. These regulations come into force on August 1, 2015.

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NEWFOUNDLAND AND LABRADOR REGULATION 50/15

Student Financial Assistance Administration Regulations (Amendment)
under the
Student Financial Assistance Act

(Filed July 28, 2015)

Under the authority of section 15 of the *Student Financial Assistance Act*, I make the following regulations.

Dated at St. John's, July 28, 2015.

Clyde Jackman
Minister of Advanced Education and Skills

REGULATIONS

Analysis

- | | |
|--|----------------------------------|
| 1. S.2 Amdt.
Definitions | 3. S.8 Amdt.
Student category |
| 2. S.3.1 Added
Financial assistance for part
time students | 4. Commencement |

NLR 106/03
as amended

1. (1) Section 2 of the *Student Financial Assistance Administration Regulations* is amended by adding immediately after paragraph (c) the following:

(c.1) "federal part time student loan" means a loan made to a part time student by the Government of Canada under the *Canada Student Financial Assistance Act* (Canada) or the *Canada Student Loans Act* (Canada);

(2) Section 2 of the regulations is amended by adding immediately after paragraph (f) the following:

- (f.1) "part time student" means a qualifying student who is enrolled in at least 20% and less than 60% of a full course load but does not include a qualifying student who is eligible for financial assistance under subsection 3(4);

2. The regulations are amended by adding immediately after section 3 the following:

Financial assistance
for part time
students

3.1 (1) The minister may grant financial assistance to a person where it is substantiated that the person

- (a) is a part time student;
- (b) is eligible for a federal part time student loan for the period of study; and
- (c) is enrolled in an educational institution in the province.

(2) Where the minister is satisfied that the requirements in subsection (1) have been met, the minister may issue a notice of financial assistance to the person.

(3) A notice of financial assistance shall

- (a) be in a form that the minister considers appropriate;
- (b) set out the amount of financial assistance for which the part time student named on the notice is eligible; and
- (c) state other terms that the minister considers necessary.

(4) A notice of financial assistance referred to in this section shall not be issued to a part time student after the end date of the period of study to which that notice applies.

(5) Section 3, sections 4 to 7 and sections 10 to 26.1 do not apply to financial assistance issued under this section.

3. Subsection 8(1) of the regulations is amended by deleting the words "an application for".

Commencement

4. These regulations come into force on August 1, 2015.

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PART II

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Net Metering Exemption Order	NLR 47/15	Extraordinary Gazette July 28/15	July 31/15 p. 377
Revenue Administration Act			
Labrador Border Zone Rebate Regulations	NLR 48/15	New	Jul 31/15 p. 381
Student Financial Assistance Act			
Student Financial Assistance Regulations (Amdt.) (In force August 1, 2015)	NLR 49/15	Amends NLR 105/03 S.2 Added S.5.01 Added S.5.1 R&S	Jul 31/15 p. 383
Student Financial Assistance Administration Regulations (Amdt.) (In force August 1, 2015)	NLR 50/15	Amends NLR 106/03 S.2 Amdt. S.3.1 Added S.8 Amdt.	Jul 31/15 p. 387

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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.

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The Newfoundland and Labrador Gazette
Advertising Rates
Prices effective May 1, 2015

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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