



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 91 ST. JOHN'S, FRIDAY, MARCH 4, 2016 No. 9

MINERAL ACT

NOTICE

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

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

Mineral License 023631M, 023632M, 023633M
 Held by Lushman, Gilbert
 Situate near Grey River, Southern NL
 On map sheet 11P/11

Mineral License 017069M
 Held by North Atlantic Iron Corporation
 Situate near Goose Bay
 On map sheet 13F/08

Mineral License 011370M
 Held by Nu Nova Energy Ltd.
 Situate near Kaipokok River
 On map sheet 13K/10

Mineral License 021759M
 Held by Hicks, Darrin
 Situate near Lawn, Burin Peninsula
 On map sheet 01L/14

Mineral License 020469M
 Held by Sokoman Iron Corp.
 Situate near Pilley's Island, Central NL
 On map sheet 02E/12

Mineral License 015780M
 Held by Iron Ore Company of Canada
 Situate near Lac Virot
 On map sheet 23B/14

A portion of license 019626M
 Held by Midland Exploration Inc.
 Situate near Strange Lake Area, West of Nain
 On map sheet 24A/08, 14D/05
 more particularly described in an application on file at Department of Natural Resources.

Mineral License 016596M
 Held by Alterra Resources Inc.
 Situate near Letitia Lake
 On map sheet 13L/01

Mineral License 016601M
 Held by Alterra Resources Inc.
 Situate near Isabella Falls
 On map sheet 13L/02

Mineral License 016602M
 Held by Alterra Resources Inc.
 Situate near Isabella Falls
 On map sheet 13L/02

Mineral License 016625M
 Held by Martin, John
 Situate near Crooks Lake
 On map sheet 13B/11

Mineral License 023593M
 Held by Rambler Metals and Mining Canada Limited
 Situate near Rambler, Baie Verte Peninsula

THE NEWFOUNDLAND AND LABRADOR GAZETTE
March 4, 2016

| | | | |
|-----------------|--------------------------------|-----------------|------------------------------------|
| On map sheet | 12H/16 | Mineral License | 018357M |
| Mineral License | 016628M | Held by | Northern Star Minerals Ltd. |
| Held by | Alterra Resources Inc. | Situate near | Shoal Lake |
| Situate near | Isabella Falls | On map sheet | 23J/08 |
| On map sheet | 13E/15, 13L/02 | | |
| Mineral License | 016676M | Mineral License | 018361M |
| Held by | Alterra Resources Inc. | Held by | Northern Star Minerals Ltd. |
| Situate near | Bessie Lake | Situate near | Petitsikapau Lake |
| On map sheet | 13L/01 | On map sheet | 23J/09 |
| Mineral License | 018339M | Mineral License | 018376M |
| Held by | Northern Star Minerals Ltd. | Held by | Northern Star Minerals Ltd. |
| Situate near | Petitsikapau Lake | Situate near | Sims Lake |
| On map sheet | 23J/09 | On map sheet | 23H/13, 23H/14 |
| Mineral License | 018340M | Mineral License | 021856M |
| Held by | Northern Star Minerals Ltd. | Held by | Kendell, Colin Albert |
| Situate near | Birch Lake | Situate near | North of Little River, Southern NL |
| On map sheet | 23I/04 | On map sheet | 01M/14, 02D/03 |
| Mineral License | 018341M | Mineral License | 019503M |
| Held by | Northern Star Minerals Ltd. | Held by | Pike, Lloyd |
| Situate near | Astray Lake | Situate near | Queens Cove, Eastern NL |
| On map sheet | 23J/07, 23J/08, 23J/10, 23J/09 | On map sheet | 02C/04 |
| Mineral License | 022861M | Mineral License | 019505M |
| Held by | Northern Star Minerals Ltd. | Held by | Northern Star Minerals Ltd. |
| Situate near | Astray Lake | Situate near | Point Lake |
| On map sheet | 23J/09, 23J/08 | On map sheet | 23I/05 |
| Mineral License | 018345M | Mineral License | 022804M |
| Held by | Northern Star Minerals Ltd. | Held by | White Fox Silver Resources Inc. |
| Situate near | Greig Lake | Situate near | Foxtrap Turnoff, Avalon Peninsula |
| On map sheet | 23J/01 | On map sheet | 01N/07 |
| Mineral License | 018348M | Mineral License | 022404M |
| Held by | Northern Star Minerals Ltd. | Held by | Ubique Minerals Ltd. |
| Situate near | Petitsikapau Lake | Situate near | Clench Brook, Central NL |
| On map sheet | 23J/08, 23J/09 | On map sheet | 12A/15 |
| Mineral License | 022862M | Mineral License | 022680M |
| Held by | Northern Star Minerals Ltd. | Held by | Benton Resources Inc. |
| Situate near | Fawley Lake | Situate near | Isle aux Morts, Southern NL |
| On map sheet | 23J/09, 23J/08 | On map sheet | 11O/11 |
| Mineral License | 018351M | Mineral License | 020551M |
| Held by | Northern Star Minerals Ltd. | Held by | Maritime Resources Corp. |
| Situate near | Point Lake | Situate near | Ovals Brook Area, Central NL |
| On map sheet | 23J/08 | On map sheet | 12H/09 |
| Mineral License | 018354M | Mineral License | 020552M |
| Held by | Northern Star Minerals Ltd. | Held by | Maritime Resources Corp. |
| Situate near | Point Lake | Situate near | Ovals Brook Area, Central NL |
| On map sheet | 23J/08, 23I/05 | On map sheet | 12H/08, 12H/09 |
| Mineral License | 018355M | Mineral License | 020614M |
| Held by | Northern Star Minerals Ltd. | Held by | Strong, Paul |
| Situate near | Sims Lake | Situate near | Gander Lake Area, Central NL |
| On map sheet | 23G/16, 23H/13, 23J/01, 23I/04 | On map sheet | 02D/16 |

| | | | |
|---|------------------------------------|-----------------|--------------------------------------|
| A portion of license | 020840M | Mineral License | 022463M |
| Held by | Brushett, Jeffery | Held by | Power, Raymond J. |
| Situate near | Marystown, Burin Peninsula | Situate near | Lance River, Avalon Peninsula |
| On map sheet | 01M/03 | On map sheet | 01L/16 |
| more particularly described in an application on file at Department of Natural Resources. | | | |
| Mineral License | 021559M | Mineral License | 022464M |
| Held by | Benton Resources Inc. | Held by | Roche, Vincent D. |
| Situate near | Isle aux Morts, Southern NL | Situate near | Lance River, Avalon Peninsula |
| On map sheet | 11O/10, 11O/15 | On map sheet | 01L/16 |
| Mineral License | 021560M | Mineral License | 022465M |
| Held by | Benton Resources Inc. | Held by | Budgell, Aubrey |
| Situate near | Isle aux Morts River, Southern NL | Situate near | Roberts Arm Area, Central NL |
| On map sheet | 11O/10 | On map sheet | 02E/05 |
| Mineral License | 021561M | Mineral License | 022467M |
| Held by | Benton Resources Inc. | Held by | Unity Resources Inc. |
| Situate near | Grand Bay River, Southern NL | Situate near | Bishops Falls Area, Central NL |
| On map sheet | 11O/11 | On map sheet | 02E/03 |
| Mineral License | 021562M | Mineral License | 022472M |
| Held by | Benton Resources Inc. | Held by | McLennon, Michael |
| Situate near | Isle aux Morts River, Southern NL | Situate near | Roberts Arm, Central NL |
| On map sheet | 11O/11, 11O/10 | On map sheet | 02E/05, 02E/12 |
| Mineral License | 021585M | Mineral License | 022476M |
| Held by | Gosse, Derek | Held by | Unity Resources Inc. |
| Situate near | Cape Ray Area, Southern NL | Situate near | St Lewis Inlet |
| On map sheet | 11O/11 | On map sheet | 13A/08 |
| Mineral License | 021591M | Mineral License | 022478M |
| Held by | Crocker, Calvin M. | Held by | Burton, Jason |
| Situate near | Northwest Gander River, Central NL | Situate near | Flatwater Pond, Baie Verte Peninsula |
| On map sheet | 02D/11 | On map sheet | 12H/16 |
| Mineral License | 021611M | Mineral License | 022479M |
| Held by | Stares, Mike | Held by | McLennon, Michael |
| Situate near | St Marys River | Situate near | Roberts Arm, Central NL |
| On map sheet | 13A/08 | On map sheet | 02E/05 |
| Mineral License | 021614M | Mineral License | 022483M |
| Held by | Four Corners Mining Corporation | Held by | Kennedy, Jacob |
| Situate near | Southwest Brook, West - Central NL | Situate near | Gander Lake Area, Central NL |
| On map sheet | 12B/08 | On map sheet | 02D/15 |
| Mineral License | 021615M | Mineral License | 022486M |
| Held by | Four Corners Mining Corporation | Held by | McLennon, Michael |
| Situate near | Southwest Brook, West - Central NL | Situate near | Long Island Tickle, Central NL |
| On map sheet | 12B/08 | On map sheet | 02E/12 |
| Mineral License | 021624M | Mineral License | 022493M |
| Held by | Walsh, Denis F. | Held by | Canstar Resources Inc. |
| Situate near | Tommys Arm River, Central NL | Situate near | Red Indian Lake Area, Central NL |
| On map sheet | 12H/08 | On map sheet | 12A/15 |
| Mineral License | 022365M | Mineral License | 022494M |
| Held by | Kennedy, Jacob | Held by | Hicks, Darrin |
| Situate near | Hawke Hill, Avalon Peninsula | Situate near | Red Indian Lake Area, Central NL |
| On map sheet | 01N/06 | On map sheet | 12A/15 |

Mineral License 022496M
Held by Kennedy, Jacob
Situates near Five Mile Pond West,
Avalon Peninsula
On map sheet 01N/06

Mineral License 022497M
Held by Benoit, Thomas
Situates near Cape Caribou River Area
On map sheet 13F/07

Mineral License 022512M
Held by Kennedy, Jacob
Situates near Hawke Hill, Avalon Peninsula
On map sheet 01N/06

Mineral License 022516M
Held by Kennedy, Jacob
Situates near Long Gully, Avalon Peninsula
On map sheet 01N/06

Mineral License 022517M
Held by Stares, Alexander T.
Situates near Caribou Brook, Western NL
On map sheet 12B/09

Mineral License 022518M
Held by Stares, Alexander T.
Situates near Caribou Brook, Western NL
On map sheet 12B/09

Mineral License 022526M
Held by Guinchard, Wayde
Situates near Millertown, Central NL
On map sheet 12A/15

Mineral License 022529M
Held by Senior, Carter
Situates near Rushoon, Burin Peninsula
On map sheet 01M/06

Mineral License 022530M
Held by Senior, Carter
Situates near Rushoon, Burin Peninsula
On map sheet 01M/06

Mineral License 022532M
Held by Martin, Cameron
Situates near St. Juliens Area,
Great Northern Peninsula
On map sheet 02M/04

Mineral License 022533M
Held by Burt, Kenneth
Situates near Barachois Brook, Western NL
On map sheet 12B/08

Mineral License 022534M
Held by H&H Enterprises Limited
Situates near Wabush Mountain
On map sheet 23B/15

Mineral License 022537M
Held by Guinchard, Wayde
Situates near Southwest Gander River, Central NL
On map sheet 02D/10

A portion of license 022814M
Held by Brushett, Jeffery
Situates near Marystown, Burin Peninsula
On map sheet 01M/03
more particularly described in an application on file at
Department of Natural Resources.

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: 4135, 5359, 6436, 7581, 8914;
775: 0058, 0419, 0464, 0469, 0470, 0493, 0494,
0496, 0528, 1696, 1697, 1698, 1701, 1702,
1705, 1707, 1708, 1711, 1712, 1713, 1714,
1715, 1718, 1733, 1790, 2720, 2722, 2726,
3393, 3445, 3468, 3469, 3512, 3666, 4112,
4113, 4114, 4115, 4125, 4128, 4141, 4144,
4145, 4153, 4585, 4652, 4653, 4654, 4656,
4661, 4666, 4668, 4669, 4673, 4676, 4683,
4684, 4686, 4687, 4689, 4691, 4692, 4693,
4694, 4706, 4709, 4710, 4712, 4713, 4714,
4716, 4865

Mar 4

TRUSTEE ACT

ESTATE NOTICE

IN THE MATTER OF the Estate of FATHER AIDAN
DEVINE, Late of the Town of Happy Valley-Goose Bay,
in the Province of Newfoundland and Labrador, Retired
Parish Priest, Bachelor, Pensioner, Deceased: January 21,
2016.

All persons claiming to be creditors of or who have any
claims or demands upon or affecting the Estate of
FATHER AIDAN DEVINE, Late of the Town of Happy
Valley-Goose Bay, 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 Executor of the Estate on or before the 5th day
of April, 2016, after which date the said Executor 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 February, 2016.

FATHER MAURICE O'QUINN
Executor of the Estate of
FATHER AIDAN DEVINE

ADDRESS FOR SERVICE:
41 - 3 Pleasant Street
Stephenville, NL A2N 1R9

Mar 4

ESTATE NOTICE

IN THE MATTER OF the Estate of RALPH KEEPING, Retired Lead Hand, Late of the Town of Channel-Port aux Basques, District of Burgeo - LaPoile, Province of Newfoundland and Labrador, Canada, 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 RALPH KEEPING, Retired Lead Hand, Deceased, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned solicitors for the Administratrix of the Estate of the said Deceased on or before the 4th day of April, 2016, after which date the said Administratrix will proceed to distribute the said Estate having regard only to the claims to which she shall then have had notice.

DATED at the Town of Channel-Port aux Basques, Province of Newfoundland and Labrador, this 22nd day of February, 2016.

MARKS & PARSONS
Solicitors for the Administratrix
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) 695-7338
(709) 695-7341
Fax: (709) 695-3944

Mar 4

ESTATE NOTICE

IN THE MATTER of the Estate and Effects of VIOLA MURPHY, Late of 7 Road De Luxe, in the City of St. John's, in the Province of Newfoundland and Labrador, Spinster, Retired, Deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of VIOLA MURPHY, Late of 7 Road De Luxe, in the City of St. John's, in the Province of Newfoundland and Labrador, Spinster, Retired, 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 8th day of April, 2016, after which date the said Estate will be distributed having regard only to claims which have given notice.

DATED at the City of St. John's, this 23rd day of February, 2016.

COLE LAW OFFICES
Solicitor for the Executor
PER: Ronald A. Cole, Q.C.

ADDRESS FOR SERVICE:
177 Hamlyn Road
St. John's, NL A1E 5Z5

Tel: (709) 368-8377
Fax: (709) 368-8269

Mar 4



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 91

ST. JOHN'S, FRIDAY, MARCH 4, 2016

No. 9

NEWFOUNDLAND AND LABRADOR REGULATIONS

NLR 4/16

NLR 5/16

NLR 6/16

NLR 7/16

NLR 8/16



**NEWFOUNDLAND AND LABRADOR
REGULATION 4/16**

*Proclamation bringing Act into force (SNL2015 c6)
with the exception of in S.11 ss.134.5(1)
in S.15 ss.156.1(1), (2) and (3)
(In force February 26, 2016)
under
An Act to Amend the
Canada-Newfoundland and Labrador Atlantic Accord Implementation
Newfoundland and Labrador Act
(O.C. 2016-021)*

(Filed February 26, 2016)

*ELIZABETH THE SECOND, by the Grace of God of the
United Kingdom, Canada and Her Other Realms and Territories
QUEEN, Head of the Commonwealth, Defender of the Faith.*

HEATHER JACOBS
Deputy Attorney General

J. DEREK GREEN
Administrator

TO ALL TO WHOM THESE PRESENTS SHALL COME,

GREETING;

A PROCLAMATION

WHEREAS in and by section 25 of *An Act to Amend the Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*, SNL2015 Chapter 6 (the “Act”), it is provided that the Act, or a section, subsection, paragraph or subparagraph shall come into force on a date to be fixed by Proclamation of Our Lieutenant Governor in Council;

AND WHEREAS it is deemed expedient that the Act shall now come into force;

NOW KNOW YE, THAT WE, by and with the advice of Our Executive Council of Our Province of Newfoundland and Labrador, do by this our Proclamation declare and direct that *An Act to Amend the*

*Proclamation bringing Act into force (SNL2015 c6)
with the exception of in S.11 ss.134.5(1)
in S.15 ss.156.1(1), (2) and (3)
(In force February 26, 2016)*

4/16

Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act, SNL2015 Chapter 6, shall come into force on February 26, 2016, with the exception of: in section 11 - subsection 134.5(1) and in section 15 - subsections 156.1(1), (2) and (3).

OF ALL WHICH OUR LOVING SUBJECTS AND ALL OTHERS whom these Presents may concern are hereby required to take notice and to govern themselves accordingly.

IN TESTIMONY WHEREOF WE have caused these Our Letters to be made Patent and the Great Seal of Newfoundland and Labrador to be hereunto affixed.

WITNESS: Our trusty and well-beloved the
Honourable J. Derek Green,
Chief Justice of Newfoundland and
Labrador, Court of Appeal
Administrator in and for
Our Province of Newfoundland and Labrador.

AT OUR GOVERNMENT HOUSE
in our City of St. John's this 26th day of February
in the year of Our Lord two thousand and sixteen
in the sixty-fifth year of Our Reign.

BY COMMAND,

JAMIE CHIPPETT
Registrar General (Acting)



NEWFOUNDLAND AND LABRADOR REGULATION 5/16

Offshore Petroleum Administrative Monetary Penalties Regulations
under the
Canada-Newfoundland and Labrador Atlantic Accord Implementation
Newfoundland and Labrador Act
(O.C. 2016-023)

(Filed February 26, 2016)

Under the authority of subsection 198.2(1) of the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, February 26, 2016.

Julia Mullaey
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|--------------------------|-------------------------|
| 1. Short title | 6. Service of documents |
| 2. Definition | Schedule A |
| 3. Designated provisions | |
| 4. Classification | |
| 5. Penalties | Schedule B |

Short title

1. These regulations may be cited as the *Offshore Petroleum Administrative Monetary Penalties Regulations*.

Definition

2. In these regulations, "Act" means the Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act.

Designated provisions

3. (1) The contravention of a provision of Part III of the Act or of a regulation made under that Part that is set out in column 1 of a Part of Schedule A is designated as a violation that may be proceeded with in accordance with sections 198.2 to 198.22 of the Act.

(2) The contravention of a direction, requirement, decision or order made under Part III of the Act is designated as a violation that may be proceeded with in accordance with sections 198.2 to 198.22 of the Act.

(3) The contravention of a term or condition of an operating licence or authorization that is issued, or of an approval or exemption that is granted, under Part III of the Act is designated as a violation that may be proceeded with in accordance with section 198.2 to 198.22 of the Act.

Classification

4. (1) The contravention of a provision that is set out in column 1 of a Part of Schedule A is a Type A or Type B violation as set out in column 2 of that Part.

(2) The contravention of a direction, requirement, decision or order referred to in subsection 2(2) or of a term or condition referred to in subsection 2(3) is a Type B violation.

Penalties

5. (1) The penalty for a violation with a total gravity value set out in column 1 of Schedule B is, in the case of a Type A violation, the corresponding amount set out in column 2 and, in the case of a Type B violation, the corresponding amount set out in column 3.

(2) The total gravity value in respect of a violation is to be established by

(a) considering each of the criteria in column 1 of the table in this section;

(b) ascribing to each criterion an appropriate gravity value as set out in column 2, having regard to the circumstances of the violation, with a lower gravity value representing a lower level of gravity and a higher gravity value representing a higher level of gravity; and

(c) adding the values obtained.

| Item | Column 1 Criteria | Column 2 Gravity Value |
|------|--|---------------------------|
| 1. | Whether the person who committed the violation was finally found or was considered to have committed a previous violation set out in a notice of violation issued by the board, the National Energy Board or the Canada-Nova Scotia Offshore Petroleum Board | 0 to +2 |
| 2. | Whether the person derived any competitive or economic benefit from the violation | 0 to +2 |
| 3. | Whether the person made reasonable efforts to mitigate or reverse the violation's effects | -2 to +2 |
| 4. | Whether there was negligence on the person's part | 0 to +2 |
| 5. | Whether the person provided all reasonable assistance to the board with respect to the violation | -2 to +2 |
| 6. | Whether the person, after becoming aware of the violation, promptly reported it to the board | -2 to +2 |
| 7. | Whether the person has taken any steps to prevent a recurrence of the violation | -2 to +2 |
| 8. | For the Type B violations, whether the violation was primarily related to a reporting or record-keeping requirement | -2 to 0 |
| 9. | Whether the violation increased a risk of harm to people or the environment or a risk of waste | 0 to +3 |

Service of
documents

6. (1) The service of a document that is authorized or required by section 198.7 or 198.15 of the Act is to be made

- (a) if the person to be served is an individual, by
 - (i) leaving a copy of it with that individual,
 - (ii) leaving a copy of it with someone who appears to be an adult member of the same household at the individual's last known address or usual place of residence, or
 - (iii) sending a copy of it by registered mail, courier, fax or other electronic means to the individual's last known address or usual place of residence; and
 - (b) if the person to be served is not an individual, by
 - (i) leaving a copy of it at the person's head office or place of business with an officer or other individual who appears to manage or be in control of the head office or place of business,
 - (ii) sending a copy of it by registered mail, courier or fax to the person's head office or place of business, or
 - (iii) sending a copy of it by electronic means other than by fax to an officer or other individual referred to in subparagraph (i).
- (2) A document that is not personally served is considered to be served
- (a) in the case of a copy that is left with a person referred to in subparagraph (1)(a)(ii), on the day on which it is left with that person;
 - (b) in the case of a copy that is sent by registered mail or courier, on the 10th day after the date indicated on the receipt issued by the postal or courier service; and
 - (c) in the case of a copy sent by fax or other electronic means, on the day on which it is transmitted.

Schedule A

Violations

PART 1

CANADA-NEWFOUNDLAND AND LABRADOR
ATLANTIC ACCORD IMPLEMENTATION
NEWFOUNDLAND AND LABRADOR ACT

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 1. | 133 | Type B |
| 2. | 135.1(3) | Type B |
| 3. | 135.2(2) | Type B |
| 4. | 135.2(5) | Type B |
| 5. | 156(1) | Type B |
| 6. | 156(2) | Type B |
| 7. | 156(3) | Type B |
| 8. | 158(1.1) | Type B |
| 9. | 158(3) | Type B |
| 10. | 167(1) | Type B |
| 11. | 168(1) | Type B |
| 12. | 177 | Type B |
| 13. | 187 | Type B |
| 14. | 189(9) | Type B |
| 15. | 189.2(1) | Type B |
| 16. | 190(1)(d) | Type B |

PART 2

**OFFSHORE AREA OIL AND GAS
OPERATIONS REGULATIONS**

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 1. | 4 | Type B |
| 2. | 5 | Type B |
| 3. | 6 | Type B |

PART 3

**OFFSHORE PETROLEUM INSTALLATIONS
NEWFOUNDLAND AND LABRADOR
REGULATIONS**

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 1. | 3(a) | Type B |
| 2. | 3(b) | Type B |
| 3. | 3(c) | Type B |
| 4. | 4(1) | Type B |
| 5. | 5(1) | Type B |
| 6. | 6 | Type B |
| 7. | 7 | Type B |
| 8. | 8(2) | Type B |
| 9. | 8(3) | Type B |
| 10. | 8(4) | Type B |
| 11. | 8(5) | Type B |
| 12. | 8(6) | Type B |
| 13. | 8(7)(a) | Type B |
| 14. | 8(7)(b) | Type B |
| 15. | 8(8) | Type B |
| 16. | 9(1) | Type B |
| 17. | 9(6) | Type B |
| 18. | 10(1) | Type B |
| 19. | 10(2) | Type B |
| 20. | 10(3) | Type B |
| 21. | 10(4) | Type B |
| 22. | 10(5) | Type B |
| 23. | 10(6) | Type B |
| 24. | 10(7) | Type B |
| 25. | 10(8) | Type B |
| 26. | 10(9) | Type B |
| 27. | 10(10) | Type B |
| 28. | 10(11) | Type B |
| 29. | 11(1) | Type B |
| 30. | 11(2) | Type B |
| 31. | 11(3) | Type B |
| 32. | 11(4) | Type B |

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 33. | 11(5) | Type B |
| 34. | 12(1) | Type B |
| 35. | 12(2) | Type B |
| 36. | 12(3) | Type B |
| 37. | 12(4) | Type B |
| 38. | 12(5) | Type B |
| 39. | 12(6) | Type B |
| 40. | 12(7) | Type B |
| 41. | 13(1) | Type B |
| 42. | 13(2) | Type B |
| 43. | 13(3) | Type B |
| 44. | 13(4) | Type B |
| 45. | 13(5) | Type B |
| 46. | 13(6) | Type B |
| 47. | 13(7) | Type B |
| 48. | 13(8) | Type B |
| 49. | 13(9) | Type B |
| 50. | 13(10) | Type B |
| 51. | 13(11) | Type B |
| 52. | 13(12) | Type B |
| 53. | 13(13) | Type B |
| 54. | 13(14) | Type B |
| 55. | 14(1)(a) | Type B |
| 56. | 14(1)(b) | Type B |
| 57. | 14(1)(c) | Type B |
| 58. | 14(1)(d) | Type B |
| 59. | 14(1)(e) | Type B |
| 60. | 14(1)(f) | Type B |
| 61. | 14(1)(g) | Type B |
| 62. | 14(2) | Type B |
| 63. | 14(3) | Type B |
| 64. | 14(4) | Type B |
| 65. | 15(1) | Type B |
| 66. | 15(2) | Type B |
| 67. | 16 | Type B |
| 68. | 17(2) | Type B |
| 69. | 17(3) | Type B |
| 70. | 17(4) | Type B |
| 71. | 17(9) | Type B |
| 72. | 18(1) | Type B |
| 73. | 18(2) | Type B |

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 74. | 18(4) | Type B |
| 75. | 18(8) | Type B |
| 76. | 18(9) | Type B |
| 77. | 18(10) | Type B |
| 78. | 18(11) | Type B |
| 79. | 18(12) | Type B |
| 80. | 18(13) | Type B |
| 81. | 19(a) | Type B |
| 82. | 19(b) | Type B |
| 83. | 19(c) | Type B |
| 84. | 19(d) | Type B |
| 85. | 19(e) | Type B |
| 86. | 19(f) | Type B |
| 87. | 19(g) | Type B |
| 88. | 19(h) | Type B |
| 89. | 19(i) | Type B |
| 90. | 19(j) | Type B |
| 91. | 19(k) | Type B |
| 92. | 21 | Type B |
| 93. | 22(1)(a) | Type B |
| 94. | 22(1)(b) | Type B |
| 95. | 22(1)(c) | Type B |
| 96. | 22(1)(d) | Type B |
| 97. | 22(1)(e) | Type B |
| 98. | 22(1)(f) | Type B |
| 99. | 22(2) | Type B |
| 100. | 22(3) | Type B |
| 101. | 22(4) | Type B |
| 102. | 22(5) | Type B |
| 103. | 22(6) | Type B |
| 104. | 23(2)(a) | Type B |
| 105. | 23(2)(b) | Type B |
| 106. | 23(2)(c) | Type B |
| 107. | 23(2)(d) | Type B |
| 108. | 23(2)(e) | Type B |
| 109. | 23(2)(f) | Type B |
| 110. | 23(2)(g) | Type B |
| 111. | 23(2)(h) | Type B |
| 112. | 23(2)(i) | Type B |
| 113. | 23(2)(j) | Type B |
| 114. | 23(2)(k) | Type B |

*Offshore Petroleum Administrative Monetary
Penalties Regulations*

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| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 115. | 23(2)(l) | Type B |
| 116. | 23(2)(m) | Type B |
| 117. | 23(2)(n) | Type B |
| 118. | 23(2)(o) | Type B |
| 119. | 23(2)(p) | Type B |
| 120. | 23(2)(q) | Type B |
| 121. | 23(2)(r) | Type B |
| 122. | 23(2)(s) | Type B |
| 123. | 23(2)(t) | Type B |
| 124. | 23(2)(u) | Type B |
| 125. | 23(4) | Type B |
| 126. | 23(5) | Type B |
| 127. | 24(1) | Type B |
| 128. | 24(2) | Type B |
| 129. | 24(3) | Type B |
| 130. | 24(4) | Type B |
| 131. | 25(2) | Type B |
| 132. | 25(3) | Type B |
| 133. | 25(4) | Type B |
| 134. | 25(5) | Type B |
| 135. | 25(6) | Type B |
| 136. | 26(2) | Type B |
| 137. | 26(3) | Type B |
| 138. | 26(4) | Type B |
| 139. | 26(5) | Type B |
| 140. | 27(1) | Type B |
| 141. | 27(2) | Type B |
| 142. | 27(3) | Type B |
| 143. | 27(4) | Type B |
| 144. | 27(5) | Type B |
| 145. | 27(6) | Type B |
| 146. | 27(7) | Type B |
| 147. | 27(8) | Type B |
| 148. | 27(9) | Type B |
| 149. | 27(10) | Type B |
| 150. | 27(11) | Type B |
| 151. | 28(1) | Type B |
| 152. | 28(2) | Type B |
| 153. | 28(3) | Type B |
| 154. | 28(4) | Type B |
| 155. | 28(5) | Type B |

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 156. | 28(6) | Type B |
| 157. | 28(7) | Type B |
| 158. | 28(8) | Type B |
| 159. | 28(9) | Type B |
| 160. | 28(10) | Type B |
| 161. | 28(11) | Type B |
| 162. | 29(1) | Type B |
| 163. | 29(2) | Type B |
| 164. | 29(3) | Type B |
| 165. | 29(4) | Type B |
| 166. | 29(5) | Type B |
| 167. | 29(6) | Type B |
| 168. | 29(7) | Type B |
| 169. | 29(8) | Type B |
| 170. | 29(9) | Type B |
| 171. | 30(1) | Type B |
| 172. | 30(2) | Type B |
| 173. | 30(3) | Type B |
| 174. | 30(4) | Type B |
| 175. | 31(1) | Type B |
| 176. | 31(2) | Type B |
| 177. | 31(3) | Type B |
| 178. | 31(4) | Type B |
| 179. | 32(1) | Type B |
| 180. | 32(2) | Type B |
| 181. | 32(3) | Type B |
| 182. | 32(4) | Type B |
| 183. | 32(5) | Type B |
| 184. | 33(2)(c) | Type B |
| 185. | 34(1) | Type B |
| 186. | 34(2) | Type B |
| 187. | 34(3) | Type B |
| 188. | 35(1) | Type B |
| 189. | 35(2) | Type B |
| 190. | 35(3) | Type B |
| 191. | 35(4) | Type B |
| 192. | 35(5) | Type B |
| 193. | 36(1) | Type B |
| 194. | 36(2) | Type B |
| 195. | 36(3) | Type B |
| 196. | 36(4) | Type B |

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 197. | 36(5) | Type B |
| 198. | 36(6) | Type B |
| 199. | 36(7) | Type B |
| 200. | 43(8) | Type B |
| 201. | 48(3) | Type B |
| 202. | 49(1) | Type B |
| 203. | 49(2) | Type B |
| 204. | 49(3) | Type B |
| 205. | 49(4) | Type B |
| 206. | 49(5) | Type B |
| 207. | 49(6) | Type B |
| 208. | 51 | Type B |
| 209. | 56(2) | Type B |
| 210. | 56(4) | Type B |
| 211. | 56(5) | Type B |
| 212. | 56(7) | Type B |
| 213. | 56(8) | Type B |
| 214. | 56(9) | Type B |
| 215. | 57(1) | Type B |
| 216. | 57(2) | Type B |
| 217. | 57(3) | Type B |
| 218. | 57(4) | Type B |
| 219. | 57(5) | Type B |
| 220. | 57(6) | Type B |
| 221. | 57(7) | Type B |
| 222. | 57(8) | Type B |
| 223. | 57(9) | Type B |
| 224. | 57(10) | Type B |
| 225. | 57(11) | Type B |
| 226. | 57(12) | Type B |
| 227. | 58(1) | Type B |
| 228. | 58(2) | Type B |
| 229. | 58(3) | Type B |
| 230. | 58(4) | Type B |
| 231. | 58(5) | Type B |
| 232. | 58(6) | Type B |
| 233. | 58(7) | Type B |
| 234. | 58(8) | Type B |
| 235. | 58(9) | Type B |
| 236. | 58(10) | Type B |
| 237. | 58(11) | Type B |

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 238. | 58(12) | Type B |
| 239. | 58(13) | Type B |
| 240. | 58(14) | Type B |
| 241. | 59(1) | Type B |
| 242. | 59(13) | Type B |
| 243. | 60(1) | Type B |
| 244. | 60(2) | Type B |
| 245. | 61(7) | Type B |
| 246. | 61(17) | Type B |
| 247. | 61(18) | Type B |
| 248. | 62(2) | Type B |
| 249. | 62(3) | Type B |
| 250. | 62(4) | Type B |
| 251. | 63(1) | Type B |
| 252. | 63(2) | Type B |
| 253. | 65 | Type B |
| 254. | 66 | Type B |
| 255. | 67(1) | Type B |
| 256. | 67(3) | Type B |
| 257. | 67(4) | Type B |
| 258. | 68 | Type B |
| 259. | 69 | Type A |
| 260. | 70(1) | Type B |
| 261. | 70(2) | Type B |
| 262. | 70(3) | Type B |

PART 4

**OFFSHORE AREA PETROLEUM
GEOPHYSICAL OPERATIONS
NEWFOUNDLAND AND LABRADOR
REGULATIONS**

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 1. | 6 | Type B |
| 2. | 7 | Type A |
| 3. | 8 | Type B |
| 4. | 9 | Type B |
| 5. | 10(a) | Type B |
| 6. | 10(b) | Type B |
| 7. | 10(c) | Type B |
| 8. | 11(a) | Type B |
| 9. | 11(b) | Type B |
| 10. | 11(c) | Type B |
| 11. | 11(d) | Type B |
| 12. | 11(e) | Type B |
| 13. | 11(f) | Type B |
| 14. | 12(1) | Type B |
| 15. | 12(2)(a) | Type B |
| 16. | 12(2)(b) | Type B |
| 17. | 12(2)(c) | Type B |
| 18. | 12(2)(d) | Type B |
| 19. | 12(2)(e) | Type B |
| 20. | 12(2)(f) | Type B |
| 21. | 12(3) | Type B |
| 22. | 12(4) | Type B |
| 23. | 13(a) | Type B |
| 24. | 13(b) | Type B |
| 25. | 13(c) | Type B |
| 26. | 13(d) | Type B |
| 27. | 13(e) | Type B |
| 28. | 13(f) | Type B |
| 29. | 13(g) | Type B |
| 30. | 14(a) | Type B |
| 31. | 14(b) | Type B |
| 32. | 14(c) | Type B |
| 33. | 15(a) | Type B |

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 34. | 15(b) | Type B |
| 35. | 16 | Type B |
| 36. | 17 | Type B |
| 37. | 18(a) | Type B |
| 38. | 18(b) | Type B |
| 39. | 18(c) | Type B |
| 40. | 18(d) | Type B |
| 41. | 19 | Type B |
| 42. | 20(1) | Type B |
| 43. | 20(2) | Type B |
| 44. | 21(1) | Type B |
| 45. | 22(1)(a) | Type B |
| 46. | 22(1)(b) | Type B |
| 47. | 22(1)(c) | Type B |
| 48. | 22(1)(d) | Type B |
| 49. | 22(3) | Type B |
| 50. | 23 | Type A |
| 51. | 24 | Type A |
| 52. | 25(1) | Type A |
| 53. | 25(2) | Type A |
| 54. | 25(4) | Type A |
| 55. | 25(5) | Type A |
| 56. | 25(6) | Type A |
| 57. | 25(7) | Type A |
| 58. | 25(8) | Type A |
| 59. | 25(9) | Type A |
| 60. | 26(1)(a) | Type A |
| 61. | 26(1)(b) | Type A |
| 62. | 26(1)(c) | Type A |
| 63. | 26(1)(d) | Type A |
| 64. | 26(1)(e) | Type A |
| 65. | 26(1)(f) | Type A |
| 66. | 26(2) | Type B |
| 67. | 26(4) | Type B |
| 68. | 26(7) | Type B |
| 69. | 27 | Type B |

PART 5

**OFFSHORE PETROLEUM DRILLING AND
PRODUCTION NEWFOUNDLAND AND
LABRADOR REGULATIONS, 2009**

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 1. | 11(1) | Type B |
| 2. | 18(1) | Type B |
| 3. | 18(2) | Type B |
| 4. | 19 | Type B |
| 5. | 20(a) | Type B |
| 6. | 20(b) | Type B |
| 7. | 20(c) | Type B |
| 8. | 20(d) | Type B |
| 9. | 20(e) | Type B |
| 10. | 20(f) | Type B |
| 11. | 20(g) | Type B |
| 12. | 20(h) | Type B |
| 13. | 20(i) | Type B |
| 14. | 20(j) | Type B |
| 15. | 20(k) | Type B |
| 16. | 20(l) | Type B |
| 17. | 20(m) | Type B |
| 18. | 21(1) | Type B |
| 19. | 21(2) | Type B |
| 20. | 22(1) | Type B |
| 21. | 22(2) | Type B |
| 22. | 23(a) | Type B |
| 23. | 23(b) | Type B |
| 24. | 24 | Type B |
| 25. | 25(1) | Type B |
| 26. | 25(2) | Type B |
| 27. | 26(a) | Type B |
| 28. | 26(b) | Type B |
| 29. | 26(c) | Type B |
| 30. | 27(a) | Type B |
| 31. | 27(b) | Type B |
| 32. | 28(1) | Type B |
| 33. | 28(2) | Type B |
| 34. | 29(a) | Type B |

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 35. | 29(b) | Type B |
| 36. | 30(1) | Type B |
| 37. | 30(2) | Type B |
| 38. | 31 | Type B |
| 39. | 32 | Type B |
| 40. | 33(a) | Type B |
| 41. | 33(b) | Type B |
| 42. | 34(a) | Type B |
| 43. | 34(b) | Type B |
| 44. | 34(c) | Type B |
| 45. | 35(1)(a) | Type B |
| 46. | 35(1)(b) | Type B |
| 47. | 35(1)(c) | Type B |
| 48. | 35(2) | Type B |
| 49. | 35(3) | Type B |
| 50. | 36 | Type B |
| 51. | 37(1) | Type B |
| 52. | 37(2) | Type B |
| 53. | 37(3) | Type B |
| 54. | 37(4) | Type B |
| 55. | 38 | Type B |
| 56. | 39 | Type B |
| 57. | 40 | Type B |
| 58. | 41 | Type B |
| 59. | 42 | Type B |
| 60. | 43 | Type B |
| 61. | 44 | Type B |
| 62. | 46(a) | Type B |
| 63. | 46(b) | Type B |
| 64. | 46(c) | Type B |
| 65. | 47(1)(a) | Type B |
| 66. | 47(1)(b) | Type B |
| 67. | 47(1)(c) | Type B |
| 68. | 47(1)(d) | Type B |
| 69. | 47(1)(e) | Type B |
| 70. | 47(1)(f) | Type B |
| 71. | 47(1)(g) | Type B |
| 72. | 47(1)(h) | Type B |
| 73. | 47(1)(i) | Type B |
| 74. | 47(1)(j) | Type B |
| 75. | 47(2)(a) | Type B |

*Offshore Petroleum Administrative Monetary
Penalties Regulations*

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| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 76. | 47(2)(b) | Type B |
| 77. | 48 | Type B |
| 78. | 50 | Type B |
| 79. | 51(1)(a) | Type B |
| 80. | 51(1)(b) | Type B |
| 81. | 52 | Type B |
| 82. | 53(1)(a) | Type B |
| 83. | 53(1)(b) | Type B |
| 84. | 53(2) | Type B |
| 85. | 54(a) | Type B |
| 86. | 54(b) | Type B |
| 87. | 54(c) | Type B |
| 88. | 55 | Type B |
| 89. | 56 | Type B |
| 90. | 57 | Type B |
| 91. | 58 | Type B |
| 92. | 59 | Type B |
| 93. | 60 | Type B |
| 94. | 61(1) | Type B |
| 95. | 61(2) | Type B |
| 96. | 62(1) | Type B |
| 97. | 62(2) | Type B |
| 98. | 63(a) | Type B |
| 99. | 63(b) | Type B |
| 100. | 63(c) | Type B |
| 101. | 63(d) | Type B |
| 102. | 64(a) | Type B |
| 103. | 64(b) | Type A |
| 104. | 65 | Type B |
| 105. | 66(a) | Type B |
| 106. | 66(b) | Type B |
| 107. | 66(c) | Type B |
| 108. | 67(1) | Type B |
| 109. | 67(3) | Type B |
| 110. | 68 | Type B |
| 111. | 69 | Type B |
| 112. | 70 | Type B |
| 113. | 71(1) | Type B |
| 114. | 71(2) | Type B |
| 115. | 71(3) | Type B |
| 116. | 72(2) | Type B |

| Item | Column 1 Provision | Column 2 Classification |
|-------------|-------------------------------|------------------------------------|
| 117. | 72(3) | Type B |
| 118. | 73(a) | Type B |
| 119. | 73(b) | Type B |
| 120. | 74(1) | Type B |
| 121. | 74(3) | Type B |
| 122. | 75 | Type A |
| 123. | 76(1) | Type B |
| 124. | 77(1)(a) | Type B |
| 125. | 77(2)(a) | Type B |
| 126. | 77(2)(b) | Type B |
| 127. | 78(1) | Type A |
| 128. | 78(2) | Type A |
| 129. | 79(a) | Type A |
| 130. | 79(b) | Type A |
| 131. | 79(c) | Type A |
| 132. | 79(d) | Type A |
| 133. | 79(e) | Type A |
| 134. | 80(a) | Type B |
| 135. | 80(b) | Type B |
| 136. | 81 | Type B |
| 137. | 82(a) | Type B |
| 138. | 82(b) | Type B |
| 139. | 83(a) | Type B |
| 140. | 83(b) | Type B |
| 141. | 84(2) | Type B |
| 142. | 84(3) | Type B |
| 143. | 85(a) | Type B |
| 144. | 85(b) | Type B |
| 145. | 85(c) | Type B |
| 146. | 86(1) | Type A |
| 147. | 86(2) | Type A |
| 148. | 87 | Type A |
| 149. | 88(1) | Type A |
| 150. | 88(2) | Type A |
| 151. | 89 | Type B |
| 152. | 90(1) | Type A |
| 153. | 90(2) | Type A |
| 154. | 91(1) | Type B |
| 155. | 91(2) | Type A |
| 156. | 92 | Type A |

Schedule B

PENALTIES

| Item | Column 1 | Column 2 | | Column 3 | |
|------|---------------|------------------|------------------|------------------|------------------|
| | Total Gravity | Type A Violation | | Type B Violation | |
| | Value | Individual | Any Other Person | Individual | Any Other Person |
| 1. | -3 or less | \$250 | \$1,000 | \$1,000 | \$4,000 |
| 2. | -2 | \$595 | \$2,375 | \$4,000 | \$16,000 |
| 3. | -1 | \$990 | \$3,750 | \$7,000 | \$28,000 |
| 4. | 0 | \$1,365 | \$5,025 | \$10,000 | \$40,000 |
| 5. | 1 | \$1,740 | \$6,300 | \$13,000 | \$52,000 |
| 6. | 2 | \$2,115 | \$7,575 | \$16,000 | \$64,000 |
| 7. | 3 | \$2,490 | \$8,850 | \$19,000 | \$76,000 |
| 8. | 4 | \$2,865 | \$10,125 | \$22,000 | \$88,000 |
| 9. | 5 or more | \$3,000 | \$12,000 | \$25,000 | \$100,000 |

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NEWFOUNDLAND AND LABRADOR REGULATION 6/16

Offshore Petroleum Cost Recovery Regulations
under the
Canada-Newfoundland and Labrador Atlantic Accord Implementation
Newfoundland and Labrador Act
(O.C. 2016-024)

(Filed February 26, 2016)

Under the authority of section 29.1 of the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, February 26, 2016.

Julia Mullaey
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|--|-----------------------------|
| 1. Short title | 7. Annual charge adjustment |
| 2. Definition | PART 2 FORMULA FEES |
| PART 1 REGULATORY ACTIVITY PLAN CHARGES | 8. Interpretation |
| 3. Regulatory activity plan | 9. Publication |
| 4. Existing project | 10. Basic formula |
| 5. Recalculation | 11. Payment of fees |
| 6. Quarterly invoicing | PART 3 GEODATA CENTRE |

- (e) "project" means the work or activity referred to in paragraph 134(1)(b) of the Act.

PART 1
REGULATORY ACTIVITY PLAN CHARGES

Regulatory activity
plan

3. (1) For each new project relating to development, production, abandonment, exploratory drilling or multi-year or complex seismic programs in respect of petroleum operations, on receipt of a project description or letter of intent, the board shall

- (a) prepare a regulatory activity plan;
- (b) calculate the estimated annual charge payable by the applicant or the operator for the project by determining the estimated full cost, including indirect regulatory costs, associated with the implementation of the regulatory activity plan based on
 - (i) the cost of the estimated total number of units of time necessary to be spent in that fiscal year on direct regulatory activities for the project, and
 - (ii) any other costs, excluding costs calculated under other cost recovery methods; and
- (c) notify the applicant or the operator, in writing, of the regulatory activity plan and the estimated annual charge payable.

Existing project

4. For each existing project that was previously under a regulatory activity plan, after approval of the board's budget in any given fiscal year following its submission in accordance with subsection 27(2) of the Act, the board shall

- (a) prepare a new regulatory activity plan;
- (b) calculate the estimated annual charge payable by the applicant or the operator for the project by determining the estimated full cost, including indirect regulatory costs, associated with the implementation of the new regulatory activity plan based on

- (i) the cost of the estimated total number of units of time necessary to be spent in that fiscal year on direct regulatory activities for the project, and
 - (ii) any other costs, excluding costs calculated under other cost recovery methods; and
- (c) notify the applicant or the operator, in writing, of the new regulatory activity plan and the estimated annual charge payable.

Recalculation

5. If an applicant or operator proposes changes to its project that are not reflected in the regulatory activity plan, the board may recalculate the estimated annual charge for that project and adjust the payable amount accordingly.

Quarterly invoicing

6. (1) The board shall, on a quarterly basis, prepare and send an invoice for an amount equal to 25% of the estimated annual charge payable to each applicant or operator who has been notified under paragraph 3(c) or 4(c).

(2) Within 30 days after the date of the invoice, the applicant or the operator shall pay the amount invoiced.

Annual charge adjustment

7. (1) Each year, following the end of the fiscal year, the board shall, for each project under a regulatory activity plan,

- (a) calculate the actual full cost associated with the implementation of the regulatory activity plan;
- (b) calculate the charge adjustment, if any, by subtracting the estimated annual charge, calculated in accordance with paragraph 3(b) or 4(b), from the actual full cost; and
- (c) notify the applicant or the operator in writing of the amount of the actual full cost and the amount of the charge adjustment.

(2) If the actual full cost calculated under paragraph (1)(a) is

- (a) less than the estimated annual charge, the difference is credited to the applicant's or operator's account and shall be refunded as a credit on the next invoice; or

- (b) greater than the estimated annual charge, the board shall invoice the applicant or the operator for an amount equal to the difference and the applicant or the operator shall pay that amount to the board within 30 days after the date of the invoice.

**PART 2
FORMULA FEES**

Interpretation

8. In this Part

- (a) "base units of time" means the number of units of time published by the board in accordance with section 9 based on the board's estimate of the time required for it to undertake direct regulatory activities in relation to each activity set out in the tables to section 10;
- (b) "variable units of time" means the number of units of time published by the board in accordance with section 9 based on the board's estimate of the time required for it to undertake direct regulatory activities in relation to the variables set out in column 3 of the tables to subsection 10(3);
- (c) "effective rate" means the rate published by the board in accordance with section 9 based on the estimated sum of the costs incurred by the board's undertaking of all direct regulatory activities and of the board's indirect regulatory costs minus the sum of the costs incurred by the board's undertaking of regulatory activities that are not recovered by the board at the request of the federal minister and the provincial minister and divided by the total number of units of time spent by the board for those direct regulatory activities; and
- (d) "heavy burden coefficient" means a multiplier that the board may apply to a fee for an activity if the board is of the opinion that the fee should be increased to reflect the additional number of units of time spent by the board to undertake direct regulatory activities as a result of non-compliance with the Act, negligence or lack of effort by an applicant or operator in responding to any of the board's questions during an application process or activity.

Publication **9.** Each year the board shall publish, by electronic or other means that is likely to reach applicants or operators,

(a) the base units of time for each activity set out in the tables to section 10;

(b) the variable units of time for each activity set out in the table to subsection 10(3); and

(c) the effective rate.

Basic formula **10.** (1) The fee for each activity set out in the table to this subsection is determined by the formula

$$A \times C$$

where

A is the base units of time related to each activity; and

B is the effective rate.

| Item | Activity |
|------|--|
| 1. | Application for a declaration of significant discovery |
| 2. | Application for a declaration of commercial discovery |
| 3. | Application for a significant discovery licence |
| 4. | Application for a licence for subsurface storage |
| 5. | Application for a production licence |
| 6. | Application for an amendment to a licence or a consolidation of licences |
| 7. | Registration of a transfer |
| 8. | Registration of a security notice |
| 9. | Registration of an interest |
| 10. | Recording of a notice |
| 11. | Registration of an instrument other than a transfer or security notice |
| 12. | Application to an extension, by order, of the term of a production licence |
| 13. | Application for allowable expenditures |

(2) The fee for each activity set out in column 2 of the table to this subsection is determined by the formula

$$A \times C \times D$$

where

A is the base units of time related to each activity;

C is the effective rate; and

D if applicable, is the heavy burden coefficient.

| Item | Column 1 Category of Activity | Column 2 Activity |
|-------------|---|--|
| 1. | Geological operations authorization (with field work) | Geochemical study |
| 2. | Geophysical (without field work) | Geophysical study |
| 3. | Geological (without field work) | Purchase of geological studies |
| 4. | Geological (without field work) | Isotope age dating |
| 5. | Geological (without field work) | In-house geological studies |
| 6. | Geological (without field work) | Petrography |
| 7. | Geological (without field work) | Paleontological or palynological study |
| 8. | Geological (without field work) | Other geophysical activity |
| 9. | Annual compliance fee | All geophysical projects |

(3) The fee for each activity set out in column 2 of the table to this subsection is determined by the formula

$$(A + B) \times (C \times D)$$

where

A is the base units of time related to each activity;

B is the variable units of time multiplied by the number of primary vessels or aircraft to be used in each activity;

C is the effective rate; and

D if applicable, is the heavy burden coefficient.

| Item | Column 1 Category of Activity | Column 2 Activity | Column 3 Variable |
|-------------|--|--|------------------------------|
| 1. | Geophysical operations authorization (with field work) | 2-D seismic reflection survey (primary activity) | Primary vessel |
| 2. | Geophysical operations authorization (with field work) | 3-D seismic reflection survey (primary activity) | Primary vessel |
| 3. | Geophysical operations authorization (with field work) | 4-D seismic reflection survey (primary activity) | Primary vessel |
| 4. | Geophysical operations authorization (with field work) | Seafloor gravity survey (primary activity) | Primary vessel |
| 5. | Geophysical operations authorization (with field work) | Seismic refraction survey (primary activity) | Primary vessel |
| 6. | Geophysical operations authorization (with field work) | Controlled source electromagnetic survey | Primary vessel |
| 7. | Geophysical operations authorization (with field work) | Other geophysical program | Primary vessel |
| 8. | Geophysical operations authorization (with field work) | Aeromagnetic survey (primary activity) | Aircraft |
| 9. | Geotechnical authorization (seabed survey) | Piston core | Primary vessel |
| 10. | Geotechnical authorization (seabed survey) | Shallow seismic, seabed survey | Primary vessel |

Payment of fees

11. (1) On the submission of an application in respect of an activity set out in any table to section 10, the applicant shall pay to the board the fee determined in accordance with that section.

(2) If the board uses a heavy burden coefficient to calculate an additional charge in respect of an activity, the board shall invoice the applicant or the operator and the applicant or the operator shall pay that amount to the board within 30 days after the date of the invoice.

PART 3 GEODATA CENTRE

Definition **12.** In this Part, the daily access rate means the rate established and published by the board by electronic or other means that is likely to reach applicants and operators.

Sample access fee **13.** Any person, except a person requesting access for an academic purpose, the federal minister and the provincial minister, who accesses a physical sample at the geodata centre shall pay the daily access rate for each day the sample is accessed.

PART 4 OTHER CHARGES

Reimbursement of board costs **14.** The board may require reimbursement for 100% of its costs for activities that are not set out in Parts 1 to 3 and that are related to the following:

- (a) any verification of compliance under the Act involving travel to another location by the board's staff;
- (b) the Oil and Gas Committee;
- (c) any technical analysis or process review that is related to a specific project and that is requested by an applicant or operator;
- (d) any public review, written or oral hearing or inquiry that is related to a specific project and that is required or initiated by the board;

- (e) a participant funding program that is part of an environmental assessment conducted under the *Canadian Environmental Assessment Act, 2012*; and
- (f) information, products or services that are requested by a person.

**PART 5
GENERAL**

Interest **15.** Interest on an amount owing to the board shall be calculated and compounded monthly at the rate of 1.5% and is payable and accrues during the period beginning on the due date and ending on the day before the day on which the payment is received by the board.

Remittance of fees and charges **16.** For the purposes of section 29.2 of the Act, the fees and charges obtained in accordance with these regulations shall be remitted on a quarterly basis subject to the board's operational requirements.

**PART 6
CONSEQUENTIAL AMENDMENTS,
TRANSITIONAL PROVISIONS AND
COMMENCEMENT**

CNLR 2/96 Amdt. **17. (1) Subsections 8(1) and (2) of the *Offshore Area Registration Regulations* are repealed and the following substituted:**

Searches **8. (1)** A person may, at the office of the registrar, inspect the daybook, the register and copies of an interest or instrument registered under Division VII of Part II of the Act.

(2) The registrar shall provide to the person making the request a certified exact copy of

(a) an interest or instrument registered under Division VII of Part II of the Act; and

(b) the abstract of an interest.

(2) Section 14 of the *Offshore Area Registration Regulations* is repealed.

Transitional

18. (1) Section 4 does not apply to a project that relates to development, production, abandonment, exploratory drilling or multi-year or complex seismic programs if the applicant or the operator has paid 100% of the board's estimated costs for the project for the fiscal year in which these regulations come into force.

(2) All existing projects relating to development, production, abandonment, exploratory drilling or multi-year or complex seismic programs that are under the board's regulatory authority before these regulations come into force and that do not have a regulatory activity plan are considered to have been previously under a regulatory activity plan for the purposes of section 4.

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NEWFOUNDLAND AND LABRADOR REGULATION 7/16

Offshore Petroleum Financial Requirements Regulations
under the
Canada-Newfoundland and Labrador Atlantic Accord Implementation
Newfoundland and Labrador Act
(O.C. 2016-022)

(Filed February 26, 2016)

Under the authority of subsection 145(1) of the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, February 26, 2016.

Julia Mullaey
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|-----------------------------------|---|
| 1. Short title | 6. Board recommendation regarding lesser financial requirements |
| 2. Definition | 7. Repeal |
| 3. Financial resources | |
| 4. Financial responsibility | |
| 5. Reimbursement into pooled fund | |

Short title

1. These regulations may be cited as the *Offshore Petroleum Financial Requirements Regulations*.

Definition

2. In these regulations, "Act" means the *Canada-Newfoundland and Labrador Atlantic Accord Implementation Newfoundland and Labrador Act*.

Financial resources

3. (1) For the purposes of subsection 157.1(1) of the Act, the proof that an applicant has the necessary financial resources is to be made by the applicant providing the board with a statement of its net assets or of funding arrangements that it has made that demonstrates to the board's satisfaction that it is able to pay the applicable amount referred to in that subsection.

(2) The statement shall be accompanied by one or more of the following documents that substantiate it

- (a) the applicant's most recent audited annual financial statement, and if the applicant has been given a credit rating by a credit rating agency that is current at the time the application is made, a document that indicates that credit rating;
- (b) a promissory note;
- (c) an insurance policy or a certificate of insurance;
- (d) an escrow agreement;
- (e) a letter of credit;
- (f) a line of credit agreement under which funds identified in the statement are available;
- (g) a guarantee agreement; and
- (h) a security bond or pledge agreement or an indemnity bond or suretyship agreement.

(3) For greater certainty, the board may require that the statement and substantiating documents be audited by a qualified

independent auditor and that the applicant provide it with a report of the audit that is signed by the auditor.

Financial
responsibility

4. (1) A pooled fund that is established for the purposes of subsection 158(1.1) of the Act shall be located and administered in Canada.

(2) The fund is to be used only to make payments under subsection 158(2) of the Act however the fund may be used to make payments

- (a) under subsection 163(2) of the federal Act if it is also established for the purposes of subsection 163(1.01) of that Act;
- (b) under subsection 168(2) of the *Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation Act*, if it is also established for the purposes of subsection 168(1.01) of that Act;
- (c) under subsection 160(2) of the *Canada-Nova Scotia Offshore Petroleum Resources Accord Implementation (Nova Scotia) Act*, SNS1987, c.3, if it is also established for the purposes of subsection 160(1A) of that Act; or
- (d) under subsection 27(2) of the *Canada Oil and Gas Operations Act*, if it is also established for the purposes of subsection 27(1.01) of that Act.

(3) Moneys that are required to be paid out of the fund shall be paid by the administrator of the fund on demand.

(4) The administrator of the fund shall

- (a) every year, provide the board with an audited financial statement that demonstrates that the fund has been maintained at a minimum of \$250 million or at the higher minimum amount set by regulation;
- (b) notify the board within 24 hours of the addition of a participant to, or withdrawal of a participant from, the fund or of any change in the amount of the fund, other than one

that is solely attributable to an interest charge or a banking fee;

(c) notify the board of a contravention by a participant in the fund of his, her or its obligation under subsection 158(1.3), (1.4) or (5) of the Act within 24 hours after he, she or it becomes aware of the contravention; and

(d) provide the board with the phone number, email address and mailing address of his, her or its contact person.

Reimbursement into pooled fund

5. For the purposes of subsection 158(5) of the Act, the reimbursement into the pooled fund of an amount that is paid out of it shall be made within 7 days after the day on which the payment is made.

Board recommendation regarding lesser financial requirements

6. (1) For the purposes of subsection 158.1(1) of the Act, the board may make a recommendation to the provincial minister in respect of an applicant if the board is satisfied that the estimated total of the losses, damages, costs and expenses, other than losses of non-use value, for which the applicant may be liable under paragraphs 157(1)(b) and (2)(b) of the Act in connection with the proposed work or activity to which the application pertains is less than the amount referred to in paragraphs 157(2.2)(a) or (b) of the Act.

(2) The recommendation shall identify the hazards that are relevant to the proposed work or activity and shall include an assessment of the risks associated with each event that could occur in connection with each of those hazards and that could result in debris, in a spill or in an authorized discharge, emission or escape of petroleum.

(3) The following information shall accompany the recommendation:

(a) the estimated total of the losses, damages, costs and expenses referred to in subsection (1);

(b) the recommended amount that is less than the amount referred to in paragraph 157(2.2)(a) or (b) or 158(1)(a) of the Act;

(c) a summary of the reasons for the recommendation;

- (d) a summary of any information provided by the applicant to the board that the board considers to be pertinent;
- (e) any information concerning the recommendation that the board provided to the federal minister in connection with that minister's approval under subsection 158.1(1) of the Act; and
- (f) any information requested by the provincial minister.

(4) The board may submit to the provincial minister any other information that it considers pertinent.

Repeal

7. The Canada-Newfoundland and Labrador Oil and Gas Spills and Debris Liability Newfoundland and Labrador Regulations, Consolidated Newfoundland and Labrador Regulation 771/96 are repealed.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 8/16**

*Newfoundland and Labrador T'Railway
Provincial Park Proclamation (Amendment)
under the
Provincial Parks Act*

(Filed March 2, 2016)

Under the authority of subsection 4(2) of the *Provincial Parks Act*, I make the following Order.

Dated at St. John's, March 2, 2016.

Perry Trimper
Minister of Environment and Conservation

ORDER

Analysis

1. Sch. Amdt.

NLR 93/97
as amended

1. The *Newfoundland and Labrador T'Railway Provincial Park Proclamation* is amended by adding at the end of the Schedule the following:

The area described in this Schedule is decreased by removing the following parcel of land:

All that piece or parcel of land situate and being at the Town of Bishop's Falls, in the Electoral District of Exploits, in the Province of

Newfoundland and Labrador, abutted and bounded as follows, that is to say:

Beginning at survey marker located on the northeasterly limit of the Newfoundland and Labrador T'Railway Provincial Park, Title No. 113478, the said point being the most easterly angle of the herein described parcel and having co-ordinates of north 5,430,347.614 metres and east 342,031.765 metres;

Then crossing the Newfoundland and Labrador T'Railway Provincial Park, Title No. 113478, north 87° 05' 29" west 33.135 metres to a survey marker;

Then running counter clockwise along the arc of a curve having a radius of 124.595 metres and a length of 84.617 metres, Crown Land, to a point which bears north 86° 14' 43" west a straight line distance of 83.000 metres to a survey marker;

Then crossing the Newfoundland and Labrador T'Railway Provincial Park, Title No. 113478, north 22° 18' 06" west 15.089 metres to a survey marker;

Then running clockwise along the arc of a curve having a radius of 139.595 metres and a length of 127.878 metres, Crown Land, to a point which bears south 80° 10' 11" east a straight line distance of 123.454 metres, more or less, to the point of beginning;

The above described land contains an area of 0.161 hectares more or less.

All bearings are being referred to the meridian of 56 west longitude of the 3° Modified Transverse Mercator Projection. Zone 2-NAD83 for the Province of Newfoundland and Labrador.

The area described in this Schedule is increased by adding the following parcel of land:

All that piece or parcel of land situate and being at the Town of Bishop's Falls, in the Electoral District of Exploits, in the Province of Newfoundland and Labrador, abutted and bounded as follows, that is to say:

Beginning at survey marker located on the southeasterly limit of the Newfoundland and Labrador T'Railway Provincial Park, Title No. 113478, the said point being the most westerly angle of the herein described parcel and having co-ordinates of north 5,430,283.650 metres and east 341,832.359 metres;

Then running along the Newfoundland and Labrador T'Railway Provincial Park, Title No. 113478, north 33° 46' 11" east 24.531 metres to a survey marker;

Then running clockwise along the arc of a curve having a radius of 124.595 metres and a length of 88.134 metres, the Newfoundland and Labrador T'Railway Provincial Park, Title No. 113478, to a point which bears north 54° 02' 03" east a straight line distance of 86.308 metres to a survey marker;

Then running along Crown Land, south 22° 18' 06" east 1.355 metres to a survey marker;

Then running along Crown Land, south 87° 05' 29" east 82.414 metres to a survey marker;

Then running clockwise along the arc of a curve having a radius of 124.595 metres and a length of 59.805 metres, the Newfoundland and Labrador T'Railway Provincial Park, Title No. 113478, to a point which bears south 53° 02' 19" east a straight line distance of 59.233 metres to a survey marker;

Then running along Crown Land, north 76° 10' 05" west 54.949 metres to a survey marker;

Then running counter clockwise along the arc of a curve having a radius of 101.615 metres and a length of 112.321 metres, along land granted by the Crown to Nfld. Pine and Pulp Limited, registered in Vol. SG2, Fol. 49, at the Registry of Crown Titles, to a point which bears south 83° 25' 00" west a straight line distance of 106.690 metres to a survey marker;

Then running along Crown Land, south 60° 19' 45" west 62.494 metres, more or less, to the point of beginning;

The above described land contains an area of 0.398 hectares more or less.

All bearings are being referred to the meridian of 56 west longitude of the 3° Modified Transverse Mercator Projection. Zone 2-NAD83 for the Province of Newfoundland and Labrador.

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| Proclamation bringing Act into force with the exception of: in S.11 ss.134.5(1) in S.15 ss.156.1(1), (2) and (3) (In force February 26, 2016) | NLR 4/16 | New Extraordinary Gazette February 26/16 | Mar 4/16 p. 43 |
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The Newfoundland and Labrador Gazette

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