

**NOTE:** Attached to the end of Part II is a list of Statutes of Newfoundland and Labrador, 2017 as enacted up to March 21, 2017.



# THE NEWFOUNDLAND AND LABRADOR GAZETTE

**PART I  
PUBLISHED BY AUTHORITY**

Vol. 92

ST. JOHN'S, FRIDAY, APRIL 7, 2017

No. 14

## **URBAN AND RURAL PLANNING ACT, 2000**

### **NOTICE OF REGISTRATION CITY OF CORNER BROOK DEVELOPMENT REGULATIONS AMENDMENT DR17-01**

TAKE NOTICE that the CITY OF CORNER BROOK Development Regulations Amendment DR17-01, adopted on the 6<sup>th</sup> day of March, 2017, has been registered by the Minister of Municipal Affairs and Environment.

In general terms Development Regulations Amendment DR17-01 is necessary in order to add the "veterinary" classification of use as a discretionary use of the Community Service Use Zone Table of the Development Regulations. Council may then consider applications for this use, as a discretionary use, in the Community Service Zones.

The CORNER BROOK Development Regulations Amendment DR17-01 comes into effect on the day that this notice is published in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of the CORNER BROOK Development Regulations DR17-01 may do so at City Hall, Corner Brook during normal business hours.

CITY OF CORNER BROOK  
Marina Redmond, City Clerk

Apr 7

## **NOTICE OF REGISTRATION TOWN OF HEART'S DELIGHT-ISLINGTON DEVELOPMENT REGULATIONS AMENDMENT NO. 1, 2017**

TAKE NOTICE that the TOWN OF HEART'S DELIGHT-ISLINGTON Development Regulations Amendment No. 1, 2017 as adopted on the 8<sup>th</sup> day of March, 2017 has been registered by the Minister of Municipal Affairs and Environment.

This amendment enables the TOWN OF HEART'S DELIGHT - ISLINGTON reduce the minimum width of an access to a backlot development under Regulation 37 from 6 to 4 metres where Council is satisfied that no alternative is possible and where Council is satisfied that the reduction in the width will not have a negative effect on emergency access to the backlot development.

The Development Regulations Amendment No. 1, 2017 comes into effect on the day that this notice is published in *The Newfoundland and Labrador Gazette*.

Anyone who wishes to inspect a copy of the HEART'S DELIGHT-ISLINGTON Development Regulations Amendment No. 1, 2017 may do so at the Heart's Delight-Islington Town Office during normal working hours. For further information please contact the Town Clerk at 709-

588-2708, Email heartsdelightislington@persona.ca, P.O. Box 129, Heart's Delight Islington NL, A0B 2A0.

TOWN OF HEART'S DELIGHT-ISLINGTON  
Kimberley Reid, Town Clerk

Apr 7

---

---

**TRUSTEE ACT**

**ESTATE NOTICE**

IN THE MATTER OF the Estate of SHANNON MURRIN Late of St. John's in the Province of Newfoundland and Labrador, Deceased.

All persons claiming to be creditors of, or who have any claims or demands either as beneficiaries or next-of-kin (by full or half blood, legal adoption or marriage) upon or affecting, the Estate of SHANNON MURRIN who died at St. John's, NL on or about August 4, 2015, are hereby requested to send particulars thereof in writing, duly attested, to: Office of the Public Trustee, Viking Building, Suite 401 - 136 Crosbie Road, St. John's, NL A1B 3K3.

Particulars will be received by the Public Trustee, as Executor of the Estate of SHANNON MURRIN, on or before April 30, 2017, after which date the said Executor will proceed to distribute the Estate having regard only to the claims of which he then shall have had notice.

DATED at the City of St. John's, in the Province of Newfoundland and Labrador, this 28<sup>th</sup> day of March, 2017.

OFFICE OF THE PUBLIC TRUSTEE  
Administrator of the Estate of  
SHANNON MURRIN

ADDRESS FOR SERVICE:  
Viking Building  
Suite 401 - 136 Crosbie Road  
St. John's, NL A1B 3K3

Tel: (709) 729-0850  
Fax: (709) 729-3063

Apr 7

---

---

**ESTATE NOTICE**

IN THE MATTER OF the Estate of TERRY RAYMOND WALSH, JR., Late of Shearstown in the Province of Newfoundland and Labrador, Deceased.

All persons claiming to be creditors of, or who have any claims or demands either as beneficiaries or next-of-kin (by full or half blood, legal adoption or marriage) upon or affecting, the Estate of TERRY RAYMOND WALSH, JR., who died at Shearstown, NL on or about October 17, 2015, are hereby requested to send particulars thereof in writing,

duly attested, to: Office of the Public Trustee, Viking Building, Suite 401 - 136 Crosbie Road, St. John's, NL A1B 3K3.

Particulars will be received by the Public Trustee, as Executor of the Estate of TERRY RAYMOND WALSH, JR., on or before April 30, 2017, after which date the said Executor will proceed to distribute the Estate having regard only to the claims of which he then shall have had notice.

DATED at the City of St. John's, in the Province of Newfoundland and Labrador, this 28<sup>th</sup> day of March, 2017.

OFFICE OF THE PUBLIC TRUSTEE  
Administrator of the Estate of  
TERRY RAYMOND WALSH, JR.

ADDRESS FOR SERVICE:  
Viking Building  
Suite 401 - 136 Crosbie Road  
St. John's, NL A1B 3K3

Tel: (709) 729-0850  
Fax: (709) 729-3063

Apr 7



# THE NEWFOUNDLAND AND LABRADOR GAZETTE

**PART II  
SUBORDINATE LEGISLATION  
FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT**

---

Vol. 92

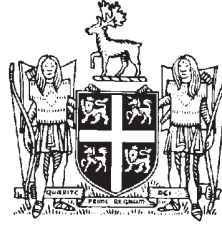
ST. JOHN'S, FRIDAY, APRIL 7, 2017

No. 14

## **NEWFOUNDLAND AND LABRADOR REGULATIONS**

**NLR 22/17  
NLR 23/17  
NLR 24/17  
NLR 25/17  
NLR 26/17**





**NEWFOUNDLAND AND LABRADOR  
REGULATION 22/17**

*Members' Resources and Allowances Rules  
(Amendment)  
under the  
House of Assembly Accountability, Integrity  
and Administration Act*

*(Filed March 31, 2017)*

Under the authority of subsection 20(7) and section 64 of the *House of Assembly Accountability, Integrity and Administration Act*, as approved by the House of Assembly Management Commission on March 15, 2017 and further to a resolution adopted by the House of Assembly on March 30, 2017, the House of Assembly Management Commission makes the following rules.

Dated at St. John's, March 31, 2017.

Tom Osborne  
Chairperson, House of Assembly Management Commission  
and Speaker of the House of Assembly

## REGULATIONS

### *Analysis*

- |   |   |
|---|---|
| 1. S.38 Amdt.<br>Intra-constituency travel<br>allowance | 2. S.40.1 Added<br>Taxable accommodation<br>allowance: capital region |
|   | 3. Commencement   |

SNL2007 cH-10.01  
Sch. as amended

**1. Section 38 of the *Members' Resources and Allowances Rules* is amended by adding immediately after subsection 2 the following:**

(2.1) Notwithstanding paragraph (2)(a), a member who represents the district of Corner Brook or a district in the capital region may elect to receive the sum of \$200 per month for an entire fiscal year in lieu of receiving the cost of transportation referred to in that paragraph provided that

(a) the election is made before April 1 of the fiscal year to which the election applies; and

(b) the \$200 per month shall be a taxable benefit to the member.

**2. The Rules are amended by adding immediately after section 40 the following:**

Taxable  
accommodation  
allowance: capital  
region

**40.1** (1) Notwithstanding paragraphs 31(1)(b), 32(2)(b), 33(b), 35(b), 36(2)(b) and 37(b), not fewer than 30 days before the commencement of a fiscal year, a member entitled to accommodation costs in the capital region may elect to receive a lump sum amount for temporary or private accommodation in the capital region in lieu of receiving the accommodation costs referred to in those paragraphs.

(2) An election made by a member under subsection (1) is

(a) for the fiscal year immediately following that election; and

(b) a taxable benefit of that member.

(3) A lump sum received under this section shall be an amount that is calculated by multiplying the number of sitting days for the fiscal year as stated in the parliamentary calendar by the average daily

cost of all member accommodation under the paragraphs referred to in subsection (1) for the previous calendar year.

(4) If a member who has elected to receive a lump sum amount under this section leaves office before the end of the fiscal year to which the lump sum applies, the balance of the amount of that sum shall be repaid to the House of Assembly on a pro rata basis.

Commencement

**3. These rules come into force on April 1, 2017.**

©Queen's Printer







## NEWFOUNDLAND AND LABRADOR REGULATION 23/17

*Pension Benefits Act Regulations (Amendment)*  
under the  
*Pension Benefits Act, 1997*  
(O.C. 2017-119)

*(Filed April 4, 2017)*

Under the authority of section 78 of the *Pension Benefits Act, 1997*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, March 30, 2017.

Bernard M. Coffey, Q.C.  
Clerk of the Executive Council

### REGULATIONS

#### *Analysis*

1. S.7.1 Amdt.  
Solvency funding exemption  
for multi-employer plans
2. Commencement

NLR 114/96  
as amended

Solvency funding  
exemption for  
multi-employer  
plans

**1. (1) Subsection 7.1(1) of the *Pension Benefits Act Regulations* is repealed and the following substituted:**

**7.1 (1)** An administrator of a multi-employer pension plan may elect that subsections (3) to (7), instead of subsections 7(1) to (4), apply to a report filed under sections 5, 6, 11 and 12 where the period covered by the report is between January 1, 2016 and December 31, 2020 inclusive.

**(2) Subsection 7.1 is amended by adding immediately after subsection (3) the following:**

(3.1) Notwithstanding paragraph 12(3)(c), the maximum period for liquidating a going concern unfunded liability for a multi-employer pension plan is within 12 years of the review date for actuarial reports prepared with review dates between December 31, 2015 and December 31, 2020 inclusive.

Commencement

**2. These regulations are considered to have come into force on December 31, 2015.**

©Queen's Printer



## NEWFOUNDLAND AND LABRADOR REGULATION 24/17

*Pension Benefits Act Regulations (Amendment)*  
under the  
*Pension Benefits Act, 1997*  
(O.C. 2017-120)

*(Filed April 4, 2017)*

Under the authority of section 78 of the *Pension Benefits Act, 1997*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, March 30, 2017.

Bernard M. Coffey, Q.C.  
Clerk of the Executive Council

### REGULATIONS

#### *Analysis*

1. S. 15 Amdt.  
Transfer
2. S.42.3 Amdt.  
Town of Happy Valley-  
Goose Bay retirement plan  
exemption
3. Commencement

NLR 114/96  
as amended

**1. Subsection 15(11) of the *Pension Benefits Act Regulations* is repealed and the following substituted:**

(11) An administrator of a pension plan shall not make payment

- (a) under subparagraphs 40(1)(a)(ii) and 40(2)(a)(ii) of the Act, unless the retirement savings arrangement meets the requirements of the superintendent; or
- (b) under subparagraphs 40(1)(a)(iii) and 40(2)(a)(iii) of the Act, unless the contract to purchase the deferred life annuity meets the requirements of the superintendent and payments under the deferred life annuity shall not commence before the earliest date that the member may retire under the plan.

**2. Subsection 42.3(1) of the regulations is repealed and the following substituted:**

Town of Happy  
Valley-Goose Bay  
retirement plan  
exemption

**42.3** (1) The Retirement Plan for Employees of the Town of Happy Valley-Goose Bay is exempt from the requirement of paragraph 12(3)(d) for the period of December 31, 2015 to December 31, 2020 in respect of the solvency deficiency of the plan.

Commencement

**3. Section 2 is considered to have come into force on December 31, 2015.**

©Queen's Printer



**NEWFOUNDLAND AND LABRADOR  
REGULATION 25/17**

*Pension Benefits Act Regulations (Amendment)*  
under the  
*Pension Benefits Act, 1997*  
(O.C. 2017-118)

*(Filed April 4, 2017)*

Under the authority of section 78 of the *Pension Benefits Act, 1997*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, March 30, 2017.

Bernard M. Coffey, Q.C.  
Clerk of the Executive Council

**REGULATIONS**

*Analysis*

- |   |  |
|---|--|
| 1. S. 42.4 Amdt.<br>City of St. John's retirement<br>benefit plan exemption | 2. S.42.5 Amdt.<br>St. John's Transportation<br>Commission exemption |
|   | 3. Commencement  |

NLR 114/96  
as amended

City of St. John's  
retirement benefit  
plan exemption

**1. Subsection 42.4(1) of the *Pension Benefits Act Regulations* is repealed and the following substituted:**

**42.4 (1)** The Retirement Benefit Plan for the Employees of the City of St. John's is exempt from the requirement of paragraph 12(3)(d) for the period of December 31, 2015 to December 31, 2020 in respect of the solvency deficiency of the plan.

**2. Subsection 42.5(1) of the regulations is repealed and the following substituted:**

St. John's  
Transportation  
Commission  
exemption

**42.5** (1) The Pension Plan for the Union Employees of the St. John's Transportation Commission and the Pension Plan for the Non-Union Employees of the St. John's Transportation Commission are exempt from the requirement of paragraph 12(3)(d) for the period of December 31, 2016 to December 31, 2020 in respect of the solvency deficiency of the plans.

Commencement

**3. (1) Section 1 is considered to have come into force on December 31, 2015.**

**(2) Section 2 is considered to have come into force on December 31, 2016.**

©Queen's Printer



**NEWFOUNDLAND AND LABRADOR  
REGULATION 26/17**

*Provincial Parks Regulations (Amendment)*  
under the  
*Provincial Parks Act*

*(Filed April 5, 2017)*

Under the authority of section 8 of the *Provincial Parks Act*, I make the following regulations.

Dated at St. John's, April 3, 2017.

Christopher Mitchelmore  
Minister of Tourism, Culture, Industry and Innovation

**REGULATIONS**

*Analysis*

- |                             |   |
|-----------------------------|---|
| 1. S.2 Amdt.<br>Definitions | 2. S.9 Amdt.<br>Operation of off-road<br>vehicles |
|-----------------------------|---|

NLR 91/97  
as amended

**1. Paragraph 2(g) of the *Provincial Parks Regulations* is repealed and the following substituted:**

(g) "off-road vehicle" means a motorized vehicle designed for, or capable of, travel on unprepared surfaces including water, snow, ice, marsh, bog or swampland or on other natural terrain and includes:

(i) lower pressure tire vehicles,

- (ii) four wheel drive vehicles,
- (iii) all terrain vehicles and all terrain cycles,
- (iv) personal watercrafts, including motorized boats, jet-skis, sea-doo's and wave-runners,
- (v) motor cycles and related two wheel motorized vehicles including dirt bikes,
- (vi) snowmobiles,
- (vii) mini bikes,
- (viii) amphibious machines,
- (ix) trail bikes, and
- (x) any other means of transportation propelled by power other than by muscular power or by wind;

**2. Subsection 9(1) of the regulations is amended by deleting the word "or" at the end of paragraph (c), deleting the period at the end of paragraph (d) and substituting a semi-colon and the word "or" and adding immediately after that paragraph the following:**

- (e) a person who operates a motorized boat with a motor having less than 10 horsepower unless within an area in a provincial park where operation is otherwise prohibited by the minister.

©Queen's Printer



## Index

### PART I

Urban and Rural Planning Act, 2000 – Notices .....	121
Trustee Act – Notices .....	122

### 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.
<b>House of Assembly Accountability, Integrity and Administration Act</b>			
Members' Resources and Allowance Rules (Amendment) [In force April 1, 2017]	NLR 22/17	Amends SNL2007 cH-10.01 S.38 Amdt. S.40.1 Added Extraordinary Gazette Mar. 31/17	Apr. 7/17 p. 479
<b>Pension Benefits Act, 1997</b>			
Pension Benefits Act Regulations (Amendment)	NLR 23/17	Amends NLR 114/96 S.7.1 Amdt.	Apr. 7/17 p. 483
Pension Benefits Act Regulations (Amendment)	NLR 24/17	Amends NLR 114/96 S.15 Amdt. S.42.3 Amdt.	Apr. 7/17 p. 485
Pension Benefits Act Regulations (Amendment)	NLR 25/17	Amends NLR 114/96 S.42.4 Amdt. S.42.5 Amdt.	Apr. 7/17 p. 487
<b>Provincial Parks Act</b>			
Provincial Parks Regulations (Amendment)	NLR 26/17	Amends NLR 91/97 S.2 Amdt. S.9 Amdt.	Apr. 7/17 p. 489

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

Copy for publication must be received by **Friday, 4:30 p.m.**, seven days before publication date to ensure inclusion in next issue. 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.

Copy may be mailed to the address below, faxed to (709) 729-1900 or emailed to [queensprinter@gov.nl.ca](mailto:queensprinter@gov.nl.ca). Subscription rate for *The Newfoundland and Labrador Gazette* is \$144.38 for 52 weeks plus 15% HST (\$166.04). Weekly issues, \$3.47 per copy, plus 15% HST (\$3.99) payable in advance.

All cheques, money orders, etc., should be made payable to THE NEWFOUNDLAND EXCHEQUER ACCOUNT and all correspondence should be addressed to: Office of the Queen's Printer, P. O. Box 8700, Ground Floor, East Block, Confederation Building, St. John's, NL A1B 4J6, Telephone: (709) 729-3649, Fax: (709) 729-1900.

**Web Site:** <http://www.servicenl.gov.nl.ca/printer/index.html>

*The Newfoundland and Labrador Gazette*  
Advertising Rates  
Prices effective July 1, 2016

<b>Notices</b>	<b>Rate</b>	<b>15%</b>	<b>HST Total</b>
Lands Act - Notice of Intent - 1 week	\$31.13	\$4.67	\$35.80
Motor Carrier Act - Notice - 1 week	\$39.90	\$5.99	\$45.89
Trustee Act - Estate Notice - 1 week	\$34.65	\$5.20	\$39.85
Trustee Act - Estate Notice - 2 weeks	\$62.37	\$9.36	\$71.73
Trustee Act - Estate Notice - 3 weeks	\$91.25	\$13.69	\$104.94
Trustee Act - Estate Notice - 4 weeks	\$118.97	\$17.85	\$136.82

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 \$3.47 per cm or Double Column \$6.93 per cm, plus 15% HST.

For quotes please contact the Office of the Queen's Printer [queensprinter@gov.nl.ca](mailto:queensprinter@gov.nl.ca)

**Government Information Product**  
**Publication Rate Mail**  
**G.S.T. # R107442683**

**STATUTES OF NEWFOUNDLAND AND LABRADOR  
2017**

**First Session, 48<sup>th</sup> General Assembly  
66 Elizabeth II, 2017**

<b>Bill</b>	<b>Act</b>	<b>Chapter</b>
65	<i>Financial Administration (Amendment) Act No. 2</i>	1
66	<i>Financial Administration (Amendment) Act No. 3 (To be proclaimed)</i>	2
67	<i>Public Safety (Amendment) Act</i>	3
68	<i>Highway Traffic (Amendment) Act, No. 5 (In force Sept. 21/17)</i>	4
69	<i>Health Professions (Amendment) Act (In force Sept. 29/17)</i>	5
70	<i>Patient Safety Act</i>	P-3.01
71	<i>Interim Supply Act, 2017 (In force Apr. 1/17)</i>	6

**(ASSENTED TO MARCH 21, 2017)**

In researching the law readers should note that the following Statutes of Newfoundland and Labrador, 2017 include amendments to other Statutes as listed below:

Chapter P-3.01	<u><i>Patient Safety Act</i></u> <i>Access to Information and Protection of Privacy Act, 2015</i> <i>Evidence Act</i> <i>Personal Health Information Act</i> <i>Public Inquiries Act, 2006</i> <i>Public Service Commission Act</i>
----------------	--

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](mailto:legcounsel@gov.nl.ca)  
[www.assembly.nl.ca/legislation/](http://www.assembly.nl.ca/legislation/)