



# THE NEWFOUNDLAND AND LABRADOR GAZETTE

**PART I  
PUBLISHED BY AUTHORITY**

Vol. 92

ST. JOHN'S, FRIDAY, AUGUST 11, 2017

No. 32

## **PROCLAMATION**

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.

FRANK F. FAGAN  
Lieutenant Governor

TO:

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

TODD STANLEY  
Deputy Attorney General

GREETING;

A PROCLAMATION

WHEREAS by a letter of resignation addressed to the Clerk of the House of Assembly, the Honourable Thomas Osborne vacated the position of Speaker of the House of Assembly on July 31, 2017;

AND WHEREAS it is not expedient to call together the Forty-Eighth General Assembly until the Members of the House of Assembly have proceeded to the choice of a Speaker;

NOW THEREFORE I, the Lieutenant Governor of the Province of Newfoundland and Labrador, do authorize and direct you, the said Honourable J. Derek Green, to signify to the Members of the said House of Assembly to assemble for the dispatch of business on Tuesday, the 8<sup>th</sup> day of August, 2017, at 2 o'clock in the afternoon, and that it is my pleasure that they should choose some person to be their Speaker and to present such person on that day for my approbation.

IN WITNESS 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 Frank F. Fagan, Member of the Order of Canada, Chancellor of the Order of Newfoundland and Labrador, Lieutenant Governor in and for Our Province of Newfoundland and Labrador.

AT OUR GOVERNMENT HOUSE in Our City of St. John's this 4<sup>th</sup> day of August in the year of Our Lord two thousand and seventeen in the sixty-sixth year of Our Reign.

BY COMMAND,

JAMIE CHIPPETT  
REGISTRAR GENERAL (ACTING)

Aug 11

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**JUDICATURE ACT**  
**COURT OF APPEAL RULES**  
**PRACTICE NOTE – CIVIL PROCEEDINGS**  
**CAPN No. 2017-01**  
**FORM 20**  
**WRITTEN REQUEST**

**DATE ISSUED:** August 9, 2017  
**RULES AFFECTED:** Rules 7(k), 8(5)(b), 19(1), 21(1), 30(8), 31(3), 53(5), 57(8), 60(2)  
**EFFECTIVE DATE:** Upon publication

The following Practice Note was filed with the registrar of the Court of Appeal and is published under rule 4 of the *Court of Appeal Rules*.

**Background**

When the *Court of Appeal Rules*, NLR 38/16, came into force on October 17, 2016, Practice Note CAPN No. 2016-06 addressed the new procedure for making a written Request to the Court:

In order to facilitate efficient and cost-effective procedures in appeal proceedings, in specified circumstances, the Rules permit a party to make a written request to the Court for directions or an order. A request is intended to take the place of an application, which requires a court appearance.

Parties are encouraged to use the request procedure to the extent possible and appropriate. Making a request will not preclude a party from making an application on the same matter should that prove necessary or appropriate.

A Request may be made where permitted by the Rules and, in addition, in circumstances not covered by the Rules where that would be a reasonable procedure acceptable to the Court.

Requests may be made by electronic means by delivering the written Request to the Court by email at [COAregistry@gov.nl.ca](mailto:COAregistry@gov.nl.ca).

To facilitate the Request procedure, Form 20 has now been added to the Court's website. Parties are asked to use Form 20 whenever making a request or an inquiry necessitating written correspondence with the Court registry.

The Form has three parts: (1) identification of the party and statement of the request; (2) the Court's response; and (3) a reply to the Court's response where that is necessary.

**Practice Note**

1. A written request to the Court shall be made on Form 20. Unless the Court otherwise directs, the Form may be filed by electronic means at [COAregistry@gov.nl.ca](mailto:COAregistry@gov.nl.ca).

CHIEF JUSTICE OF NEWFOUNDLAND AND LABRADOR  
J. Derek Green

Court of Appeal  
Registrar  
Kathy Blake

**Form 20**

**NEWFOUNDLAND AND LABRADOR COURT OF APPEAL**

**REQUEST**

Date: \_\_\_\_\_

Case: \_\_\_\_\_ File No.: \_\_\_\_\_

**Request:** \_\_\_\_\_

- \_\_\_\_\_
- notice was given to all parties
    - all parties consent
    - request is expected to be opposed
  - notice was not given to other parties
  - parties agree to Court determining the issue without an oral hearing

\_\_\_\_\_  
Name of requestor

Counsel for \_\_\_\_\_

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**FOR COURT USE ONLY**

**Request No:** \_\_\_\_\_

**Disposition**

- [ ] request granted
- [ ] adjourned to \_\_\_\_\_
- [ ] request refused
- [ ] order as follows: \_\_\_\_\_
- [ ] other directions: \_\_\_\_\_

Date: \_\_\_\_\_

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**REPLY TO COURT'S RESPONSE (if required):** \_\_\_\_\_

CHANGE OF NAME ACT, 2009

Under the authority vested in me by the *Change of Name Act, 2009*, SNL2009 cC-8-1, I hereby certify the following names have been changed.

FORMER SURNAME	FORMER GIVEN NAME	NEW SURNAME	NEW GIVEN NAME	COMMUNITY
PERRIER	JOANNE ELSIE	DOUGLAS	JOANNE ELSIE	CONCEPTION BAY SOUTH
CAGE	KI OLIVER CHRISTIAN	MARTIN	CHRIS	HARBOUR GRACE
CURLETT	MAGGIE VICTORIA	DOVE	KIAN	CLARKES BEACH
MORGAN	MACKENZIE SHANE	DINN	MACKENZIE SHANE	MOUNT PEARL
SEWARD	KAYLEY ADELIA MARIE	WHITTLE-SEWARD	KAYLEY ADELIA MARIE	CONCEPTION BAY SOUTH
RINEHART	JAXON CHRISTOPHER JEFFREY RINEHART	CARTER	JAXON DAVID	PARADISE
RINEHART	CHARLOTTE IVY	CARTER	CHARLOTTE IVY	PARADISE
MARSHALL-RYAN	MATTHEW MICHAEL MARTIN	MARSHALL	MATTHEW GEORGE	PARADISE
PATRICK	HARRISON HENRY	PITCHER	HARRISON HENRY	ST. JOHN'S
WHITE	NATASHA DAKOTA JEANETTA	NECHO	NATASHA JEANETTA	GRAND FALLS-WINDSOR
JEO	JAKE EGWIN	CHACKO	JAKE JEO	HAPPY VALLEY-GOOSE BAY
AUNG	SUSAN	SU	CHAW	ST. JOHN'S
HUNT	KAYLEM JAMES MILES	POWELL	KAYLEM JAMES MILES	CLARENVILLE
MAYE-COMPTON	KARLEY KAYLA WINTER	MAYE	KARLEY KAYLA WINTER	LEWISPORTE
HANN	KATE-LYNN ELIZABETH	KEEPING-LOW	KATE-LYNN ELIZABETH	CONCEPTION BAY SOUTH
HORNG	JONATHAN SARANOUK	TULLAS	JONATHAN SARANOUK	ST. JOHN'S
KAVANAGH	DIANE MARY	MAHER	DIANE MARY	FLATROCK
ROWE	LILY MARIE	ANTLE	LILY MARIE ANN	MOUNT PEARL
RIGGS	BROOKE CATHERINE ADEY	ADEY	BROOKE CATHERINE	ST. JOHN'S
CORNISH	ALYSSA LORRAINE	WINTERS	ALYSSA LORRAINE	GOULDS
JAMES	HAYDEN ALEXANDER RAYMOND	STRICKLAND	HAYDEN ALEXANDER RAYMOND	PILLEYS ISLAND
JAMES	HOLDEN WILLIAM-LEE	STRICKLAND	HOLDEN WILLIAM-LEE	PILLEYS ISLAND

Dated this 3<sup>rd</sup> day of August, 2017.

Ken Mullaly, Registrar  
SERVICE NL  
Vital Statistics

## LANDS ACT

### NOTICE OF INTENT, SECTION 7 LANDS ACT, SNL1991 c36 AS AMENDED

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries and Land Resources, Agriculture and Lands Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Halls Bay, NL for the purpose of a wharf, slipway and boathouse.

The land is described as follows (to the extent of the intrusion on the reservation):

*Bounded on the North by Hollie Huxter-Wellman  
for a distance of 30 metres;  
Bounded on the East by Dalley and Associates  
for a distance of 10 metres;  
Bounded on the South by Halls Bay  
for a distance of 30 metres;  
Bounded on the West by Boyce Wellman  
for a distance of 14 metres;  
and, containing an area of  
approximately 300 square metres.*

Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of the notice on the Department of Fisheries and Land Resources website, Crown Lands, <http://www.ma.gov.nl.ca/lands/index.html>, to the Minister of Fisheries and Land Resources by mail or email to the nearest Regional Lands Office:

- Eastern Regional Lands Office, P.O. Box 8700, Howley Building, Higgins Line, St. John's, NL, A1B 4J6 Email: [easternlandsoffice@gov.nl.ca](mailto:easternlandsoffice@gov.nl.ca)
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: [centrallandsoffice@gov.nl.ca](mailto:centrallandsoffice@gov.nl.ca)
- Western Regional Lands Office, P.O. Box 2006, Sir Richard Squires Building, Corner Brook, NL, A2H 6J8 Email: [westernregionlands@gov.nl.ca](mailto:westernregionlands@gov.nl.ca)
- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: [labradorlandsoffice@gov.nl.ca](mailto:labradorlandsoffice@gov.nl.ca)

(DISCLAIMER: *The Newfoundland and Labrador Gazette* publishes a NOTICE OF INTENT received from the Applicant and takes no responsibility for errors or omissions in the property being more particularly described.)

Aug 11

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## NOTICE OF INTENT, SECTION 7 LANDS ACT, SNL1991 c36 AS AMENDED

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries and Land Resources, Agriculture and Lands Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Indian Bay/Wareham, NL for the purpose of a slipway and boathouse.

The land is described as follows (to the extent of the intrusion on the reservation):

*Bounded on the North by Indian Bay  
for a distance of 20 metres;  
Bounded on the East Crown land  
for a distance of 8 metres;  
Bounded on the South by Pickersgill Boulevard  
for a distance of 20 metres;  
Bounded on the West by Crown land/Town of Wareham  
for a distance of 15 metres;  
and, containing an area of  
approximately 252.09 square metres.*

Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of the notice on the Department of Fisheries and Land Resources website, Crown Lands, <http://www.ma.gov.nl.ca/lands/index.html>, to the Minister of Fisheries and Land Resources by mail or email to the nearest Regional Lands Office:

- Eastern Regional Lands Office, P.O. Box 8700, Howley Building, Higgins Line, St. John's, NL, A1B 4J6 Email: [easternlandsoffice@gov.nl.ca](mailto:easternlandsoffice@gov.nl.ca)
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: [centrallandsoffice@gov.nl.ca](mailto:centrallandsoffice@gov.nl.ca)
- Western Regional Lands Office, P.O. Box 2006, Sir Richard Squires Building, Corner Brook, NL, A2H 6J8 Email: [westernregionlands@gov.nl.ca](mailto:westernregionlands@gov.nl.ca)
- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: [labradorlandsoffice@gov.nl.ca](mailto:labradorlandsoffice@gov.nl.ca)

(DISCLAIMER: *The Newfoundland and Labrador Gazette* publishes a NOTICE OF INTENT received from the Applicant and takes no responsibility for errors or omissions in the property being more particularly described.)

Aug 11

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**MOTOR CARRIER ACT**

**IN THE MATTER OF THE MOTOR CARRIER ACT,  
CHAPTER M-19, RSNL 1990  
AND  
IN THE MATTER OF THE APPLICATION FOR A  
MOTOR CARRIER CERTIFICATE**

**NOTICE OF APPLICATION**

TAKE NOTICE that Town of Winterton Ambulance Service Inc. of Winterton in the Province of Newfoundland and Labrador AOB 3MO has applied to the Board of Commissioners of Public Utilities under the provisions of the *Motor Carrier Act*, RSNL1990 cM-19, for the issuance of a Certificate as a motor carrier to provide the following service:

*IRREGULAR SPECIAL TY AMBULANCE SERVICE  
for the transportation of persons requiring medical  
attention or under medical care upon the request  
of a medical doctor or registered nurse*

**from Winterton, Hant's Harbour, New Chelsea, New Melbourne, New Perlican, Turk's Cove, Heart's Delight, Heart's Desire, Heart's Content, Islington, New Harbour, Green's Harbour, Cavendish, Whiteway, Dildo South, Dildo, Hopeall, all communities located on Route 80 and the Heart's Content Barrens on Route 74 to any hospital, nursing home, first aid station or home for senior citizens and upon the specific request of a medical doctor, registered nurse or a police officer between any two points within the province of Newfoundland and Labrador.**

The Board, having reviewed the application, has granted provisional approval and shall issue said Certificate, unless a person who objects to the application files with the Board a notice of objection to the application together with a written statement setting out in full the reasons why the application should be denied and relevant documentary evidence. The objector must also serve on the applicant a copy of the notice of objection, the statement of reasons and the relevant documentary evidence filed with the Board by personal service or by prepaid, registered mail, at the address shown on the application, and proof of service must be supplied to the Board.

The evidence to be submitted must be received by the Board within twenty days of the date of the publication of this notice, at the office of the Board at Suite East 210, Prince Charles Building, Torbay Road, NL or by mail to P. O. Box 21040, St. John's, NL A1A 5B2.

DATED at Winterton, this 27<sup>th</sup> day of July, 2017.

PAUL COATES  
Signature of Applicant

Aug 11

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**TRUSTEE ACT**

**ESTATE NOTICE**

IN THE MATTER OF the Estate of PETER JAMES SLADE, Late of Makinsons, 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 PETER JAMES SLADE, Gentleman, who died at Carbonear, NL on or about June 19, 2016, 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 Administrator of the Estate of PETER JAMES SLADE, on or before September 1<sup>st</sup>, 2017, after which date the said Administrator will proceed to distribute the Estate having regard only to the claims of which he then shall have had notice.

DATED at St. John's, this 31<sup>st</sup> day of July, 2017.

OFFICE OF THE PUBLIC TRUSTEE  
Administrator of the Estate of  
PETER JAMES SLADE

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

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

Aug 11

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**ESTATE NOTICE**

IN THE MATTER OF the Estate of VIOLETTA SOPER, 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 VIOLETTA SOPER, Gentlewoman, who died at St. John's, NL on or about December 1, 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 Administrator of the Estate of Violetta Soper, on or before September 1<sup>st</sup>, 2017, after which date the said Administrator will proceed to distribute the Estate having regard only to the claims of which he then shall have had notice.

DATED at St. John's, this 31<sup>st</sup> day of July, 2017.

OFFICE OF THE PUBLIC TRUSTEE  
Administrator of the Estate of  
VIOLETTA SOPER

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

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

Aug 11

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# THE NEWFOUNDLAND AND LABRADOR GAZETTE

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

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Vol. 92

ST. JOHN'S, FRIDAY, AUGUST 11, 2017

No. 32

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**NEWFOUNDLAND AND LABRADOR  
REGULATIONS**

**NLR 74/17  
NLR 75/17  
NLR 76/17**





(2) Notwithstanding subsection (1), the board may extend the time period referred to in subsection (1) where the employer and the bargaining agent consent.

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**NEWFOUNDLAND AND LABRADOR  
REGULATION 75/17**

*Dismissal of Mr. Michael Power from the Town Council of Cupids  
Order  
under the  
Municipal Affairs Act  
(O.C. 2017-257)*

*(Filed August 9, 2017)*

Under the authority of subsection 6(1) of the *Municipal Affairs Act*, the minister, with the approval of the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, August 9, 2017.

Eddie Joyce  
Minister of Municipal Affairs and Environment

Krista Quinlan  
Deputy Clerk of the Executive Council (Acting)

**ORDER**

*Analysis*

1. Short title
2. Dismissal ordered

Short title

**1.** This Order may be cited as the *Dismissal of Mr. Michael Power from the Town Council of Cupids Order*.

*Dismissal of Mr. Michael Power from the Town  
Council of Cupids Order*

75/17

Dismissal ordered

**2.** Mr. Michael Power is dismissed as a member of the Town Council of Cupids.

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**NEWFOUNDLAND AND LABRADOR  
REGULATION 76/17**

*Public Service Commission Act Schedule C  
Amendment Order, 2017*  
under the  
*Public Service Commission Act*  
(O.C. 2017-267)

*(Filed August 9, 2017)*

Under the authority of section 24 of the *Public Service Commission Act*, the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, August 9, 2017.

Krista Quinlan  
Deputy Clerk of the Executive Council (Acting)

**ORDER**

*Analysis*

1. Short title
2. RSNL1990 cP-43  
Sch. C Amdt.
3. Repeal

Short title

**1.** This Order may be cited as the *Public Service Commission Act Schedule C Amendment Order, 2017*.

RSNL1990 cP-43  
Sch. C Amdt.

**2.** Schedule C of the *Public Service Commission Act* is amended by deleting the entity reference "Premier's Youth Advisory Committee" and substituting the entity reference "Premier's Youth Council".

Repeal **3. The *Public Service Commission Act Schedule C Amendment Order, Newfoundland and Labrador Regulation 35/16*, is repealed.**

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### PART II

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Dismissal of Mr. Michael Power from the Town Council of Cupids	NLR 75/17	New Extraordinary Gazette Aug 9/17	Aug 11/17 p. 1183
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<b>Public Service Commission Act</b>			
Public Service Commission Act Schedule C Admt. Order, 2017	NLR 76/17	R&S NLR 35/16	Aug 11/17 p. 1185

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Motor Carrier Act - Notice - 1 week	\$39.90	\$5.99	\$45.89
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Trustee Act - Estate Notice - 2 weeks	\$62.37	\$9.36	\$71.73
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