



THE NEWFOUNDLAND AND LABRADOR GAZETTE

**PART I
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ST. JOHN'S, FRIDAY, MARCH 8, 2019

No. 10

FAMILY LAW ACT



SUPREME COURT OF NEWFOUNDLAND AND LABRADOR Rules of the Supreme Court, 1986

**PRACTICE NOTE
P.N. No. 2019-01**

DATE ISSUED: February 27, 2019

RULES AFFECTED: Rule F34.03(1)(i)

EFFECTIVE DATE: Immediately

PREVIOUS PRACTICE

NOTES REVISED: P.N. No. 2018-01

The following Practice Note is published pursuant to Rule 4.04 of the *Rules of the Supreme Court, 1986*.

ADMINISTRATIVE RECALCULATION OF
CHILD SUPPORT REGULATIONS UNDER THE FAMILY LAW ACT

Background and Purpose

1. On March 1, 2018, the *Administrative Recalculation of Child Support Regulations* (the “*Regulations*”) under the *Family Law Act* came into force. These Regulations repealed the previous *Child Support Service Regulations* and introduced an enhanced administrative process with respect to child support recalculation. Under the Regulations, the amount of child support payable under an order or agreement containing a standard recalculation clause is recalculated annually by staff with the recalculation office and, where applicable, the office issues a Recalculation Notice setting out the recalculated child support amount for the upcoming year.
2. A key feature of the enhanced recalculation process under the *Regulations* is the establishment of a “review date”. In accordance with paragraph 2(o) of the Regulations, this date is defined as “the date in each year which is the anniversary of the commencement of the most recent child support obligation under a child support order, an agreement, or a recalculation notice.” In accordance with subsection 5(1) of the Regulations, a payor is required to provide his or her income information to the recalculation office by no later than 45 days before the review date.
3. The Court has been informed that since the coming into force of the Regulations, the recalculation office has identified a number of orders and agreements in which the stated review date is inconsistent with the above definition. Additionally, the recalculation office has identified a number of orders and agreements where the standard recalculation clause has been modified or is the outdated clause that had been in use under the previous Regulations.

Practice Note

4. Where parties are required to include a recalculation clause in a draft order submitted to the Court pursuant to Rule F34.03(1) (i) of the Supreme Court Family Rules, the wording set out in the schedule to this Practice Note must be used. This wording is now included in the standard order template available on the Supreme Court’s “Family Law Forms” webpage.
5. Practitioners should note that paragraph (b) of the required recalculation clause has been amended from the version that appeared in Practice Note P.N. No. 2018-01. Specifically, a sentence which allowed drafters to write in a review date has been deleted from that paragraph. It is intended that this amendment will minimize the occurrence of inconsistent review dates in child support orders.
6. Practitioners should further note that, pursuant to subparagraph 15(1)(a)(vii) of the Regulations, the recalculation office may refuse to recalculate the amount of child support payable where an order does not comply with the Rules of the Supreme Court, 1986.
7. Practice Note P.N. No. 2018-01 (“Administrative Recalculation of Child Support Regulations Under the Family Law Act”) is repealed.

Authorized by:

Raymond P. Whalen
CHIEF JUSTICE OF THE SUPREME COURT
OF NEWFOUNDLAND AND LABRADOR

Ethel Chaulk
REGISTRAR

SCHEDULE

Support Recalculation

(You can only check this box if all parties have agreed to basic table amount of child support and either primary residence parenting or split parenting.)

The amount of child support shall be reviewed each year and, where necessary, will be recalculated by the Recalculation Office in accordance with the *Administrative Recalculation of Child Support Regulations*.

COMMENCEMENT DATE OF CHILD SUPPORT:

- (a) The commencement date of child support pursuant to this order is the ____ day of *(month)* _____ of *(year)* _____.

REVIEW DATE:

- (b) The child support amount will be reviewed one year after the date set out in clause (a) above.

INCOME INFORMATION REQUIREMENTS AND DUE DATE:

- (c) The person required to pay child support must provide the following income information to the Recalculation Office:

- (i) Personal income tax return for the most recent taxation year; and
- (ii) Notice of assessment and any reassessments for the most recent taxation year; or
- (iii) other document(s) acceptable to the Recalculation Office.

- (d) The income information must be provided to the Recalculation Office **not later than 45 days before the review date** at:

Recalculation Office
9th floor, Sir Richard Squires Building
P.O. Box 2006, Corner Brook, NL A2H 6J8
Tel: (709) 634-4172 | Fax: (709) 634-4155
E-mail: recalculation@gov.nl.ca

RECALCULATION – WHERE INCOME INFORMATION IS PROVIDED

- (e) If satisfactory income information is received by the Recalculation Office at least 45 days before the review date, the Recalculation Office will issue a Recalculation Notice setting out the proposed recalculated child support amount.
- (f) If, as a result of the recalculation, the amount of child support would increase or decrease less than \$5.00 per month, the Recalculation Office will not recalculate the amount of child support. The Recalculation Office will notify the parties that there will be no change for that year.

RECALCULATION – WHERE INCOME INFORMATION IS NOT PROVIDED

- (g) If satisfactory income information is not received by the Recalculation Office at least 45 days before the review date, the Recalculation Office will issue a Recalculation Notice setting out the proposed recalculated child support amount. This amount will be:
 - (i) the income amount on which the most recent child support order, agreement, or Recalculation Notice was based; plus

- (ii) 20% of the payor's income as determined under (g)(i) above.

EFFECTIVE DATE OF RECALCULATED AMOUNT

(h) Unless a Notice of Objection is filed, the recalculated amount of child support stated in the Recalculation Notice will come into effect on the date set out in the Recalculation Notice. The Recalculation Office will file a copy of the Recalculation Notice with the court that made the child support order (or where the agreement is filed) and the Support Enforcement Agency.

- (i) The recalculated amount of child support is payable to the Support Enforcement Agency:

Support Enforcement Division
2nd floor, Sir Richard Squires Building
P.O. Box 2006, Corner Brook, NL A2H 6J8
Tel: (709) 637-2608

OBJECTION TO RECALCULATION

(j) If a party objects to the change in child support amount in the Recalculation Notice, the party must file a Notice of Objection with the court that made the child support order, or where the agreement was filed. The party must also provide a copy of the Notice of Objection to the Recalculation Office.

(k) The Notice of Objection must be filed within 30 days after the Notice of Recalculation is deemed to be received.

(l) If a Notice of Objection is filed, no change shall be made to the amount of child support payable unless:

- (i) a court order is made at the conclusion of the objection hearing; or
- (ii) the Notice of Objection is withdrawn before the objection hearing, in which case the recalculated amount of child support is considered to have come into effect on the date set out in the Recalculation Notice.

CHANGE OF CONTACT INFORMATION

Parties must notify the Recalculation Office of any change to their mailing address, email address, telephone number, or fax number within 10 days of the change.

MINERAL ACT

NOTICE

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

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

A portion of license 022699M
 Held by Messina Minerals Inc.
 Situate near East Tulks Pond, Central NL
 On map sheet 12A/06
 more particularly described in an application on file at Department of Natural Resources.

Mineral License 025957M
 Held by Messina Minerals Inc.
 Situate near Long Lake, Central NL
 On map sheet 12A/06

A portion of license 026707M, 026741M
 Held by Paragon Minerals Corporation
 Situate near Rogerson Lake, Central NL
 On map sheet 12A/07, 12A/10
 more particularly described in an application on file at Department of Natural Resources.

Mineral License 011428M
 Held by Mega Uranium Ltd.
 Situate near Benedict Mountains
 On map sheet 13J/15

Mineral License 024340M
 Held by Duffitt, Alexander S.
 Situate near Lake Ambrose, Central NL
 On map sheet 12A/10

Mineral License 024346M
 Held by Keats, Allan E. T.
 Situate near Harpoon Hill area, Central NL
 On map sheet 12A/10

Mineral License 024348M
 Held by Keats, Allan E. T.
 Situate near Harpoon Hill area, Central NL
 On map sheet 12A/10

Mineral License 024372M
 Held by Guinchard, Wayde
 Situate near Six Mile Brook, Baie Verte Peninsula
 On map sheet 12H/16

Mineral License 024373M
 Held by Guinchard, Wayde
 Situate near Six Mile Brook, Baie Verte Peninsula
 On map sheet 12H/16

Mineral License 024374M
 Held by Guinchard, Wayde
 Situate near Castor Pond, Baie Verte Peninsula
 On map sheet 12H/16

Mineral License 024375M
 Held by Rogers, Peter
 Situate near Baie Vere Area
 On map sheet 12H/16

Mineral License 024381M
 Held by Guinchard, Wayde
 Situate near Chickadee Pond, Central NL
 On map sheet 12A/10

Mineral License 024388M
 Held by Antler Gold Inc.
 Situate near Lake Douglas, Central NL
 On map sheet 12A/07

Mineral License 024394M
 Held by Delaney, Paul
 Situate near Jonathans Second Pond, Central NL
 On map sheet 02E/02

Mineral License 024398M
 Held by Noel, Nathaniel
 Situate near Six Mile Brook, Baie Verte Peninsula
 On map sheet 12H/16

Mineral License 024402M
 Held by Hicks, Darrin
 Situate near West Brook, Central NL
 On map sheet 12A/16, 12A/09

Mineral License 024407M
 Held by Rogers, Peter
 Situate near Harpoon Brook, Central NL
 On map sheet 12A/10

Mineral License 024408M
 Held by Hicks, Darrin
 Situate near Stony Brook, Central NL
 On map sheet 02D/13

Mineral License 024419M
 Held by Noel, Nathaniel
 Situate near Upper Humber River Area, Western NL
 On map sheet 12H/11

Mineral License 026291M
 Held by Crooks Lake Holding Limited
 Situate near Riviere Joir
 On map sheet 13B/05 13B/12

Mineral License 026292M
 Held by Crooks Lake Holding Limited
 Situate near Crooks Lake
 On map sheet 13B/05, 13B/12, 13B/11

Mineral License	024426M
Held by	Crooks Lake Holding Limited
Situate near	Crooks Lake
On map sheet	13B/12, 13B/11
Mineral License	026293M
Held by	Crooks Lake Holding Limited
Situate near	Crooks Lake
On map sheet	13B/11
Mineral License	024510M
Held by	Froude, Herb M.
Situate near	Harmsworth Steady, Central NL
On map sheet	12A/10
Mineral License	025510M
Held by	Fox, Natasha Khan
Situate near	Island Pond, Western NL
On map sheet	12A/13
Mineral License	025514M
Held by	White Metals Resources Corp.
Situate near	Milan Arm, Great Northern Peninsula
On map sheet	02M/05
Mineral License	025519M
Held by	Hicks, Darrin
Situate near	Harpoon Brook, Central NL
On map sheet	12A/10
Mineral License	025528M
Held by	Coady, Craig Gordon
Situate near	Cape Caribou River Area
On map sheet	13F/08, 13F/10, 13F/07, 13F/09
Mineral License	025529M
Held by	Coady, Craig Gordon
Situate near	Cape Caribou River Area
On map sheet	13F/07
Mineral License	025530M
Held by	Coady, Craig Gordon
Situate near	Cape Caribou River Area
On map sheet	13F/10
Mineral License	025536M
Held by	White, Derek R.
Situate near	Cape Caribou River Area
On map sheet	13F/08, 13F/09
Mineral License	025537M
Held by	White, Derek R.
Situate near	Cape Caribou River Area
On map sheet	13F/10
Mineral License	025538M
Held by	Chaulk, Dylan
Situate near	Carmanville, Central NL
On map sheet	02E/08

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 774:3369, 6491;
775:5970, 5977, 5979, 6002, 6003, 6004, 6005,
6011, 6024, 6030, 6034, 6038, 6043, 6044,
6055, 6060, 6061, 6062, 6063, 6085, 6934,
6937, 6942, 6951, 6952, 6953, 6954, 6955,
6956

Mar 8

URBAN AND RURLA PLANNING ACT, 2000

**NOTICE OF REGISTRATION
TOWN OF ELLISTON
MUNICIPAL PLAN 2018
AND
DEVELOPMENT REGULATIONS 2018**

TAKE NOTICE that the TOWN OF ELLISTON Municipal Plan 2018 and Development Regulations 2018, adopted on the 12th day of September 2018 and approved on the 3rd day of October 2018, have been registered by the Minister of Municipal Affairs and Environment.

The Elliston Municipal Plan 2018 and Development Regulations 2018 come 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 documents may do so at the Elliston Town Office during normal business hours.

TOWN OF ELLISTON
Donna Chaulk, Town Clerk

Mar 8

LANDS ACT

**Notice of Intent, Section 7
Lands Act, SNL 1991 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 Trinity, Bonavista Bay, for the purpose of boathouse and wharf.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see the website below:

<http://www.ma.gov.nl.ca/lands/sec7notifications.html>

Please note: It may take up to 5 days from the date of application for details to appear on the website.

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: easterlandsoffice@gov.nl.ca
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: 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
- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: labradorlandsoffice@gov.nl.ca

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

Mar 8

**Notice of Intent, Section 7
Lands Act, SNL 1991 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 Rushoon Harbour, NL, for the purpose of boat house and wharf.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see the website below:

<http://www.ma.gov.nl.ca/lands/sec7notifications.html>

Please note: It may take up to 5 days from the date of application for details to appear on the website.

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: easterlandsoffice@gov.nl.ca
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: 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

- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: labradorlandsoffice@gov.nl.ca

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

Mar 8

**Notice of Intent, Section 7
Lands Act, SNL 1991 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 Long Pond, Conception Bay South, for the purpose of construction of a boat house for recreational use.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see the website below:

<http://www.ma.gov.nl.ca/lands/sec7notifications.html>

Please note: It may take up to 5 days from the date of application for details to appear on the website.

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: easterlandsoffice@gov.nl.ca
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: 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
- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: labradorlandsoffice@gov.nl.ca

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

Mar 8

QUIETING OF TITLES ACT

**2018 01 G 8726
IN THE SUPREME COURT OF
NEWFOUNDLAND AND LABRADOR
GENERAL DIVISION**

IN THE MATTER OF a Petition of JOHN DOUGLAS FURNEAUX and GERTRUDE FURNEAUX of the City of St. John's, in the Province of Newfoundland and Labrador,

AND

IN THE MATTER OF a piece or parcel of land situate and being at Airport Heights Drive, in the City of St. John's, in the Province of Newfoundland and Labrador

NOTICE OF APPLICATION under the *Quieting of Titles Act, RSNL1990 c. Q-3*, and all amendments thereto

NOTICE IS HEREBY given to all parties that JOHN DOUGLAS FURNEAUX and GERTRUDE FURNEAUX have applied to the Supreme Court of Newfoundland and Labrador, General Division, to have their title to all that piece or parcel of land situate and being at Airport Heights Drive, in the City of St. John's, in the Province of Newfoundland and Labrador, and being more particularly described in the Schedules hereunto attached and marked as Schedule "A", of which they claim on their behalf to be the owners, investigated and they request a declaration that JOHN DOUGLAS FURNEAUX and GERTRUDE FURNEAUX are the legal and beneficial owners in possession and the said parcel of land and the Court has ordered that Notice of this Application be published as required by the above named Act.

All persons having title adverse to the title claimed by JOHN DOUGLAS FURNEAUX and GERTRUDE FURNEAUX shall file in the Registry of the Supreme Court of Newfoundland and Labrador particulars of such adverse claim and serve these particulars, together with an Affidavit verifying same, on the undersigned Solicitors for the Applicants on or before the 15th day of March, 2019, after which which date no party having any claim shall be permitted to file same or be heard except by special leave of the Court and subject to such conditions as the Court may deem just.

All such adverse claims shall then be investigated in such manner as the said Supreme Court may direct.

DATED AT St. John's, Newfoundland and Labrador, this 5th day of February, 2019.

GOODLAND BUCKINGHAM
PER: Jeremy D. Loeb

ADDRESS FOR SERVICE:
Suite 200, 16 Forest Road
St. John's, NL A1C 2B9

Tel: (709) 722-4700
Fax: (709) 722-4720

**SURVEY DESCRIPTION FOR PROPERTY OF
DOUGLAS FURNEAUX
AIRPORT HEIGHTS DRIVE, ST JOHN'S, NL**

All that piece or parcel of land situated and being on the northern side of Airport Heights Drive, in the City of St. John's, in the electoral district of Windsor Lake, in the Province of Newfoundland and Labrador and being abutted as follows, that is to say:

BEGINNING at a point, said point having NAD 83 coordinates of North 5274575.598 metres and East 323552.808 metres with reference to Crown land Monument No. 97G7242 having coordinates of North 5274676.063 metres and East 323475.744 metres and Crown land Monument No. 97G7243 having coordinates of North 5274735.340 metres and East 323061.991 metres of the Modified Three Degree Transverse Mercator Projection for Newfoundland and Labrador having a central meridian of 53 degrees west longitude;

THENCE running along Portugal Cove Road, South seventy-three degrees forty-nine minutes forty seconds East, three hundred twenty-three decimal three eight eight metres;

THENCE running South eighty-eight degrees fifty-one minutes zero zero seconds East, thirty-one decimal one eight two metres;

THENCE running clockwise along the arc of a curve with a radius of three hundred eighty decimal zero zero zero metres, an arc length of fifty decimal three eight seven metres, having a chord bearing and distance of South forty-seven degrees zero two minutes thirteen seconds East, fifty decimal three five zero metres;

THENCE running along land belonging to Southcott Homes Limited, registered in Registration #571687 of the Registry of Deeds in Newfoundland and Labrador;

THENCE running along by land belonging to 75230 Newfoundland & Labrador Limited, registered in Registration #790416 of the Registry of Deeds in Newfoundland and Labrador;

THENCE running along by Civic 2 & 4 Carvelle Place, South thirteen degrees fifty-seven minutes zero four seconds West, one hundred fifty-eight decimal zero zero zero metres;

THENCE running along Civic 6 Carvelle Place, South thirteen degrees fifty minutes forty-three seconds West, fifteen decimal zero zero zero metres;

THENCE running along Civic 8 & 10 Carvelle Place, South fourteen degrees fifty-five minutes forty-four seconds West, thirty decimal one two eight metres;

THENCE running along Civic 12 Carvelle Place, South twelve degrees forty-nine minutes forty-nine seconds West, eleven decimal seven one five metres;

THENCE running along Civic 12, 14, 16, 18 & 20 Carvelle Place, South thirteen degrees thirty-three minutes sixteen seconds West, sixty-three decimal one eight nine metres;

THENCE running along Civic 22 Carvelle Place, South thirteen degrees zero seven minutes zero nine seconds West, twenty-five decimal five nine two metres;

THENCE running along Civic 22 & 24 Carvelle Place, Thence along land belonging to Kensington Estates Retirement Home Inc. registered in Registration #806168 of the Registry of Deeds in Newfoundland and Labrador, South twelve degrees forty minutes twenty-nine seconds West, sixty-one decimal two three four metres;

THENCE running along land belonging to Kensington Estates Retirement Home Inc., registered in Registration #806168 of the Registry of Deeds in Newfoundland and Labrador, South eleven degrees fourteen minutes forty-one seconds West, thirty-one decimal seven one eight metres;

THENCE running along Civic 152 & 154 Airport Heights Drive, North eighty-one degrees twenty-four minutes forty-six seconds West, forty-one decimal zero nine one metres;

THENCE running along Civic 156 Airport Heights Drive, North eighty-two degrees fifty-eight minutes forty-five seconds West, sixteen decimal one five three metres;

THENCE running along Civic 158 Airport Heights Drive, North five degrees forty-three minutes zero zero seconds East, eleven decimal three two three metres;

THENCE running North seventy-one degrees forty-eight minutes zero zero seconds West, fifteen decimal three three zero metres;

THENCE running along Civic 160 Airport Heights Drive, North ten degrees twenty-nine minutes thirty-two seconds East, three decimal four one two metres;

THENCE running North eighty-two degrees twelve minutes fifty seconds West, twenty-two decimal eight six zero metres;

THENCE running South three degrees nineteen minutes twenty-one seconds West, eight decimal four seven three metres;

THENCE running along Civic 164 Airport Heights Drive, North seventy-nine degrees zero six minutes zero zero seconds West, seventeen decimal four zero zero metres;

THENCE running along Civic 166 Airport Heights Drive, North nine degrees zero six minutes zero zero seconds East, seven decimal five zero four metres;

THENCE running North eighty-two degrees twelve minutes fifty seconds West, twenty-one decimal one four two metres;

THENCE running South three degrees zero one minutes zero two seconds West, nine decimal zero eight eight metres;

THENCE running along Civic 168 & 172 Airport Heights Drive, North eighty-seven degrees fifty-three minutes twenty seconds West, forty decimal six one one metres;

THENCE running along Civic 176 & 180 Airport Heights Drive, Thence running along land belonging to City of St. John's, registered in Registration #410633 of the Registry of Deeds in Newfoundland and Labrador, North eighty-eight degrees nineteen minutes zero zero seconds West, thirty-nine decimal seven six eight metres;

THENCE running along land belonging to City of St. John's registered in Registration #410633 of the Registry of Deeds in Newfoundland and Labrador, South three degrees forty minutes fourteen seconds East, twenty-seven decimal three two nine metres;

THENCE running counter clockwise along the arc of a curve with a radius of seven decimal two five zero metres, an arc length of seven decimal six nine six metres, having a chord bearing and distance of South thirty-four degrees eleven minutes forty-five seconds East, seven decimal three four zero metres;

THENCE running along Airport Heights Drive, South eighty-three degrees twenty-nine minutes twenty-one seconds West, thirteen decimal five zero two metres;

THENCE running South seventy-three degrees forty minutes fifty-three seconds West, nine decimal five four seven metres;

THENCE running along Civic 186 Airport Heights Drive, counter clockwise along the arc of a curve with a radius of seven decimal two five zero metres, an arc length of four decimal eight six three metres, having a chord bearing and distance of North fifteen degrees thirty-two minutes thirty-one seconds East, four decimal seven seven one metres;

THENCE running North three degrees forty minutes fourteen seconds West, twenty-six decimal three two seven metres;

THENCE running along Civic 186 & 190 Airport Heights Drive, South seventy-five degrees twenty-four minutes zero four seconds West, thirty-three decimal one four five metres;

THENCE running along Civic 198 Airport Heights Drive, North three degrees forty minutes fourteen seconds West, six decimal one nine five metres;

THENCE running North eighty-one degrees fifty-four minutes twenty-eight seconds West, twenty-three decimal eight one zero metres;

THENCE running along land now or formerly belonging to David Thistle registered in Roll 969 Frame 1054 of the Registry of Deeds in Newfoundland and Labrador, North fourteen degrees zero four minutes fifty-eight seconds East, one hundred ten decimal five six five metres;

THENCE running North sixteen degrees forty-two minutes zero one seconds East, one hundred seventy-eight decimal seven six zero metres;

THENCE running North seventeen degrees twelve minutes zero seven seconds East, one hundred sixteen decimal four three three metres;

THENCE running North seventy-seven degrees thirty-nine minutes thirty seconds West, thirty-six decimal three six seven metres;

THENCE running South thirteen degrees forty-seven minutes zero three seconds West, two hundred forty-four decimal one one six metres;

THENCE running along land now or formerly belonging to Dorothy Ellsworth, North eighty-eight degrees forty-seven minutes twenty-three seconds West, thirty-one decimal zero four two metres;

THENCE running South thirteen degrees forty-eight minutes forty-six seconds West, one hundred nineteen decimal five two two metres;

THENCE running along land belonging to Frank Adrian & Donald Burke, registered in Registration #332890 of the Registry of Deeds in Newfoundland and Labrador, North eighty-three degrees forty-eight minutes thirty-eight seconds West, twelve decimal seven six six metres;

THENCE running along land belonging to Daniel & Dorothy Bragg, registered in Roll 168 Frame 2950 of the Registry of Deeds in Newfoundland and Labrador, South eighty-nine degrees thirty-nine minutes thirty-one seconds West, eleven decimal one eight six metres;

THENCE running along land belonging to Norman & Linda Whalen, registered in Registration #11566530 of the Registry of Deeds in Newfoundland and Labrador, North thirteen degrees forty-four minutes eleven seconds East, two hundred ten decimal eight five two metres;

THENCE running North eighty-eight degrees fifty-one minutes fifty seconds West, thirty decimal four six six metres;

THENCE running South thirteen degrees forty-nine minutes thirty-one seconds West, thirty-nine decimal two one four metres;

THENCE running along land belonging to Calvert Realty Limited, registered in Registration #472971 of the Registry of Deeds in Newfoundland and Labrador, South eighty-five degrees thirty-seven minutes forty-five seconds West, twenty-four decimal four nine three metres;

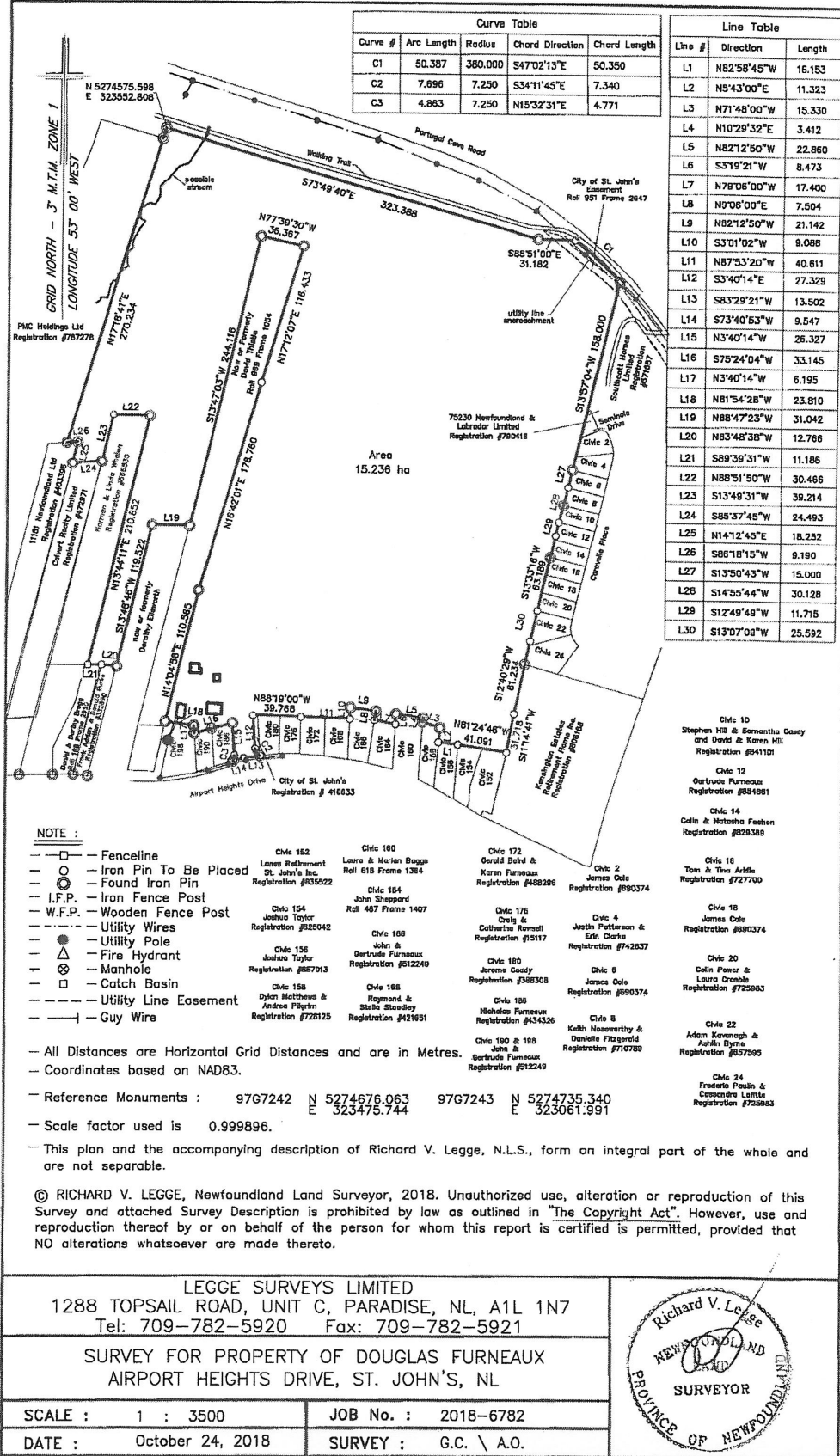
THENCE running along land belonging to 11151 Newfoundland Ltd., registered in Registration #403395 of the Registry of Deeds in Newfoundland and Labrador, North fourteen degrees twelve minutes forty-five seconds East, eighteen decimal two five two metres;

THENCE running South eighty-six degrees eighteen minutes fifteen seconds West, nine decimal one nine zero metres;

THENCE running along land belonging to PMC Holdings Ltd., registered in Registration #787278 of the Registry of Deeds in Newfoundland and Labrador, North seventeen degrees eighteen minutes forty-one seconds East, two hundred seventy decimal two three four metres, more or less, to the point of beginning.

The above described parcel of land has an area of 15.236 hectares, more or less, and is shown more fully delineated on the adjoining plan having job number 2018-6782 dated October 24, 2018. All bearings are referred to grid north in the above-mentioned projection. All distances are horizontal grid distances. There are no signs of encroachment, except for a utility line along the north east boundary, as shown on the adjoining plan. Subject to a City of St. John's easement along the north east boundary, registered in Roll 951 Frame 2647 of the Registry of Deeds in Newfoundland and Labrador. A possible stream runs within the surveyed boundary, as shown on the adjoining plan.

Mar 8



- NOTE :**
- Fenceline
 - Iron Pin To Be Placed
 - Found Iron Pin
 - I.F.P. — Iron Fence Post
 - W.F.P. — Wooden Fence Post
 - Utility Wires
 - Utility Pole
 - Fire Hydrant
 - Manhole
 - Catch Basin
 - Utility Line Easement
 - Guy Wire

- Civic 152
Laurie Reilment
St. John's Inc.
Registration #835022
- Civic 154
Joshua Taylor
Registration #825042
- Civic 156
Joshua Taylor
Registration #857913
- Civic 158
Dylan Matthews &
Andrea Pflum
Registration #728125
- Civic 160
Laurie & Marian Bagge
Rtl 618 Frame 1384
- Civic 164
John Sheppard
Rtl 487 Frame 1407
- Civic 166
John &
Gertrude Furneaux
Registration #012249
- Civic 168
Raymond &
Shelo Stoadley
Registration #421651
- Civic 172
Gerald Babb &
Keran Furneaux
Registration #488288
- Civic 176
Drelly &
Catherine Ramsall
Registration #15117
- Civic 180
Jerome Cassidy
Registration #388308
- Civic 188
Nicholas Furneaux
Registration #434326
- Civic 190 & 188
John &
Gertrude Furneaux
Registration #022249
- Civic 2
James Cole
Registration #880374
- Civic 4
Justin Patterson &
Erin Clarke
Registration #742837
- Civic 6
James Cole
Registration #690374
- Civic 8
Kathleen Moseworthy &
Danielle Fitzgerald
Registration #710789
- Civic 10
Stephen Hill & Samantha Casey
and David & Karen Hill
Registration #841101
- Civic 12
Gertrude Furneaux
Registration #854681
- Civic 14
Collin & Natasha Fashan
Registration #828388
- Civic 16
Tom & Tina Arida
Registration #727700
- Civic 18
James Cole
Registration #880374
- Civic 20
Darin Power &
Laura Crossley
Registration #725983
- Civic 22
Adam Kavanaugh &
Aurilia Byrne
Registration #837995
- Civic 24
Fraser Paulin &
Cassandra Little
Registration #725983

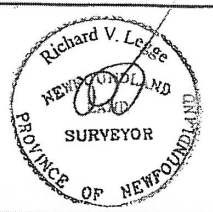
— All Distances are Horizontal Grid Distances and are in Metres.
 — Coordinates based on NAD83.
 — Reference Monuments : 97G7242 N 5274676.063 97G7243 N 5274735.340
 E 323475.744 E 323061.991
 — Scale factor used is 0.999896.
 — This plan and the accompanying description of Richard V. Legge, N.L.S., form an integral part of the whole and are not separable.

© RICHARD V. LEGGE, Newfoundland Land Surveyor, 2018. Unauthorized use, alteration or reproduction of this Survey and attached Survey Description is prohibited by law as outlined in "The Copyright Act". However, use and reproduction thereof by or on behalf of the person for whom this report is certified is permitted, provided that NO alterations whatsoever are made thereto.

LEGGÉ SURVEYS LIMITED
 1288 TOPSAIL ROAD, UNIT C, PARADISE, NL, A1L 1N7
 Tel: 709-782-5920 Fax: 709-782-5921

SURVEY FOR PROPERTY OF DOUGLAS FURNEAUX
 AIRPORT HEIGHTS DRIVE, ST. JOHN'S, NL

SCALE : 1 : 3500 JOB No. : 2018-6782
 DATE : October 24, 2018 SURVEY : G.C. \ A.O.



**2016 OIG 4854
PETITION TO QUIET TITLE
IN THE SUPREME COURT OF
NEWFOUNDLAND AND LABRADOR
GENERAL DIVISION**

IN THE MATTER OF the *Quieting of Titles Act, RSNL 1990*
c.Q-3;

AND IN THE MATTER OF THAT piece or parcel of land
being situated in Placentia, in the Province of Newfoundland
and Labrador, as more particularly described in schedule
“A”;

NOTICE OF APPLICATION

NOTICE is hereby given to all parties that SHAMUS
TRAVERSE has applied to the Supreme Court of
Newfoundland and Labrador, General Division to have the
title to ALL THAT piece or parcel of land more particularly
described in Schedule “A” hereto annexed investigated
for declaration that the said SHAMUS TRAVERSE is the
absolute owner thereof.

All persons having title adverse to the said title claimed by
Shamus Traverse shall file at the Registry of the Supreme
Court, General Division, particulars of such adverse claim
and serve the same, together with an Affidavit certifying the
same to the undersigned, Solicitors for the Applicants, on
or before the 29th day of March, 2019 after which date no
party having any claim shall be permitted to file the same
or be heard except by leave of the Court and subject to such
conditions as the Court may deem just.

All such adverse claims shall then be investigated in such a
manner that the Court may direct.

DATED AT the City of St. John’s, in the Province of
Newfoundland and Labrador, this 28th day of February, 2019.

CURTIS, DAWE
Solicitors for the Applicants
PER: Daniel M. Glover

ADDRESS FOR SERVICE:
P.O. Box 337
St. John’s, NL AIC 519

Schedule “A”

Land to be acquired by Shamus Prince Williams Drive
Traverse from the Town of Placentia Placentia, NL

All that piece or parcel of land situate and being at the town
of Placentia, NL and being bounded and abutted as follows:

BEGINNING at a point in the Eastern limit of Prince
Williams Drive, said point having NAD 83 coordinates of
North 5 234 490.844 metres and East 231 928.108 metres
of the three degree modified transverse mercator projection.

THENCE running along the said limit of Prince Williams
Drive, 20.12 metres wide, North 04° 54’ 56’ East, 4.358
metres;

THENCE running along the Southern limit of a Public
Access South 89° 38’ 35’ East, 4.999 metres;

THENCE running by land of Fergus Flynn South 41° 45’
19’ East, 23.383 metres;

THENCE running by unclaimed land South 37° 29’ 10’
West, 4.094 metres;

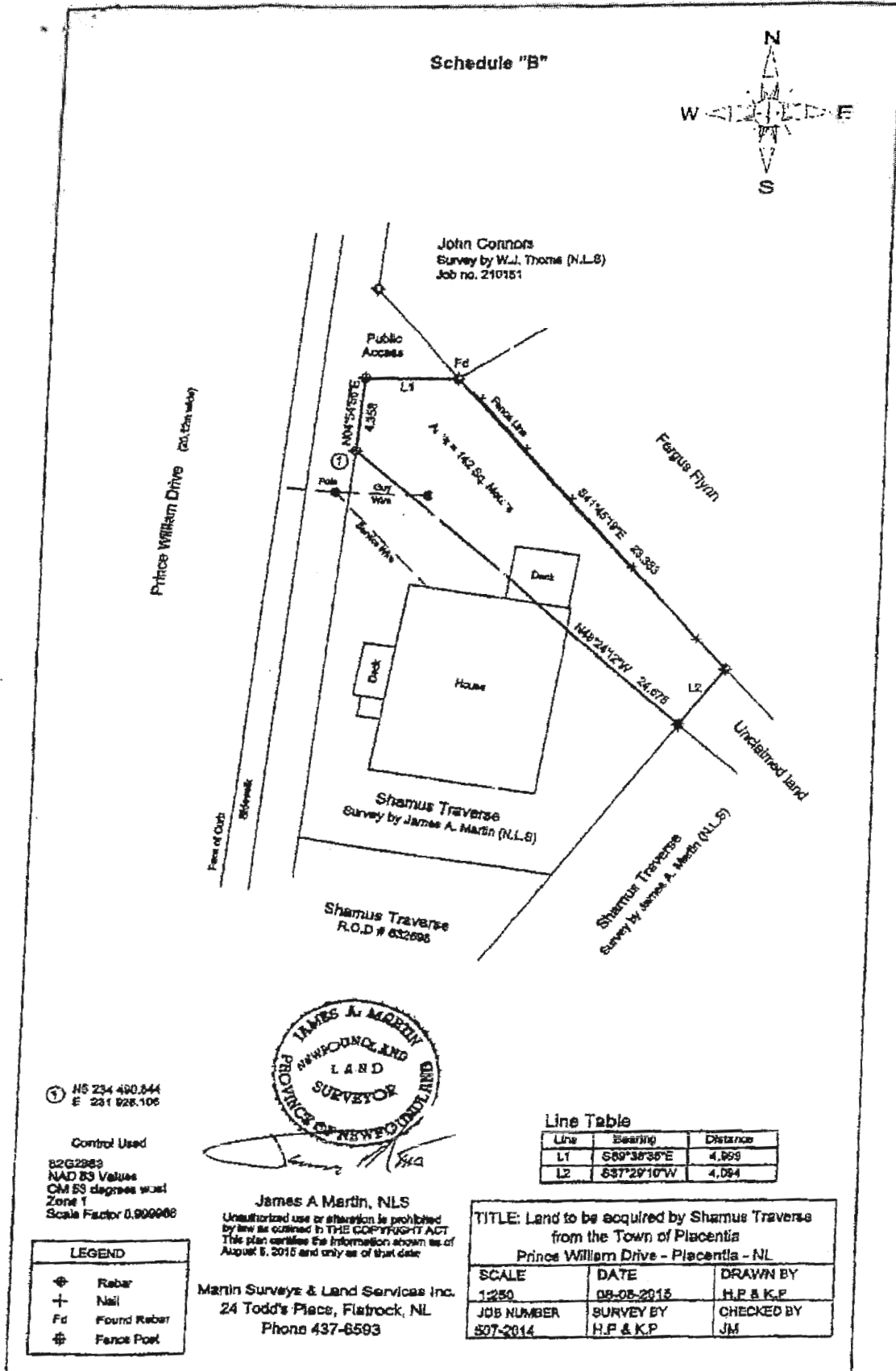
THENCE running by land of Shamus Traverse, survey by
James A. Martin (N.L.S) North 48° 24’ 12’ West, 24.675
metres, more or less, to the point of beginning and containing
an area of 142 square metres, more or less.

Which land is more particularly shown and delineated on
Schedule “B” attached dated August 6, 2015.

The above described land being subject, nevertheless, to a
utility pole guy wire located on the property as shown on the
attached plan.

All bearings being referred to the Meridian of 53 degrees
west longitude.

James A. Martin (N.L.S)



TRUSTEE ACT

STATUTORY NOTICE

IN THE MATTER OF the Estate of JEREMIAH DOWNEY Late, of the Town of Stephenville Crossing, in the Province of Newfoundland and Labrador, Canada.

All Persons claiming to be creditors of or who have any claims or demends upon or affecting the Estate of JEREMIAH DOWNEY, Late of the Town of Stephenville Crossing, in the Province of Newfoundland and Labrador, Pensioner, Retired Truck Driver, Deceased, are hereby requested to send the particulars of the same in writing, duly attested, to the undersigned Executrix of the Estate on or before the 8th day of April, 2019, after which date the said Executrix will proceed to distribute the said Estate having regard only to the claims of which notice shall have been received.

DATED AT Stephenville Crossing, Newfoundland and Labrador, this day the 28th of February, 2019.

Marina Lorraine Downey
Executrix for the Estate of
JEREMIAH DOWNEY

ADDRESS FOR SERVICE:

16 Bennett's Drive
Stephenville Crossing, NL
Canada A0N 2C0

Tel: (709) 646-2880

Mar 8

STATUTORY NOTICE

IN THE MATTER OF the Estate of GARFIELD EDWARD FRANCIS Retired Fisherman, Late, of the Town of Burnt Islands, in the Province of Newfoundland and Labrador, Canada, Deceased.

All Persons claiming to be creditors of or who have any claims or demends either as beneficiaries or next-of-kin (by blood, legal adoption or marriage), upon or affecting the Estate of GARFIELD EDWARD FRANCIS, Retired Fisherman, Deceased are hereby requested to send the particulars of the same in writing, duly attested, to the undersigned Solicitors for the Executors of the Estate of the said Deceased on or before the 15th day of April, 2019, after which date the said Executors will proceed to distribute the said Estate having regard only to the claims to which they shall then have had notice.

DATED AT the Town or Channel-Port aux Basques, Province of Newfoundland and Labrador, this 4th of March, 2019.

MARKS & PARSONS
Solicitors for the Executors

ADDRESS FOR SERVICE:

174 Caribou Road
Channel-Port aux Basques, NL
A0M 1C0

Tel: (709) 695-7341

Fax: (709) 695-3944

Mar 8

STATUTORY NOTICE

IN THE MATTER OF the Estate of PHYLLIS MARIT ELIZABETH JOY Late, of the Town of Stephenville Crossing, in the Province of Newfoundland and Labrador, Canada.

All Persons claiming to be creditors of or who have any claims or demends upon or affecting the Estate of PHYLLIS MARIT ELIZABETH JOY, Late of the Town of Stephenville Crossing, in the Province of Newfoundland and Labrador, Retired Registered Nurse, Deacon, 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 8th day of April, 2019, 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 Crossing, Newfoundland and Labrador, this day the 28th of February, 2019.

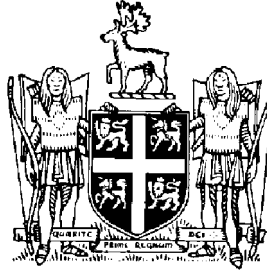
David James Joy
Executor for the Estate of
PHYLLIS MARIT
ELIZABETH JOY

ADDRESS FOR SERVICE:

4 Queen Street
Stephenville Crossing, NL
Canada A0N 2C0

Tel: (709) 646-2977

Mar 8



THE NEWFOUNDLAND AND LABRADOR GAZETTE

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

Vol. 94

ST. JOHN'S, FRIDAY, MARCH 8, 2019

No. 10

**NEWFOUNDLAND AND LABRADOR
REGULATION**

NLR 12/19



NEWFOUNDLAND AND LABRADOR REGULATION 12/19

Pension Benefits Act Regulations (Amendment)
under the
Pension Benefits Act, 1997
(O.C. 2019-062)

(Filed March 4, 2019)

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 4, 2019.

Elizabeth Day
Clerk of the Executive Council

REGULATIONS

Analysis

1. S.41 Amdt.
Application to public sector
plans
2. Commencement

NLR 114/96
as amended

1. (1) Paragraph 41(4)(c) of the *Pension Benefits Act Regulations* is repealed and the following substituted:

- (c) exempt for the period from April 1, 2017 to March 31, 2018 from the requirement that the employer pay an amount under paragraph 12(3)(c) of these regulations.

(2) Subsections 41(4.2), (4.3) and (4.4) of the regulations are repealed and the following substituted:

(4.2) Notwithstanding paragraph (4)(c), money required to be paid by the employer during the period from April 1, 2017 to March 31, 2018 shall be added to the end of the going concern special payment schedules in effect on April 1, 2017.

(4.3) The going concern special payment schedules in effect on April 1, 2017 based on the actuarial report of December 31, 2016 shall recommence on April 1, 2018 and shall be adjusted to add

(a) one year of accrued interest; and

(b) one additional year for payment.

(4.4) The interest referred to in subsection (4.3) shall be based on the going concern discount rate from the December 31, 2016 actuarial report.

2. These regulations are considered to have come into force on April 1, 2017.

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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.
Pension Benefits Act, 1997			
Pension Benefits Act Regulations (Amdt)	NLR 12/17	Amends NLR 114/96 S. 41 Amdt. Extraordinary Gazette Mar 4/19	Mar 8/19 p. 77

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The Newfoundland and Labrador Gazette
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Trustee Act - Estate Notice - 2 weeks	\$62.37	\$9.36	\$71.73
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Trustee Act - Estate Notice - 4 weeks	\$118.97	\$17.85	\$136.82

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