



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 86

ST. JOHN'S, FRIDAY, JUNE 24, 2011

No. 25

CRIMINAL CODE OF CANADA

ATTORNEY GENERAL OF NEWFOUNDLAND AND LABRADOR ANNUAL REPORT SECTION 195 CRIMINAL CODE OF CANADA RNC/RCMP

This report covers the period of January 1, 2010 to December 31, 2010.

Section 195(5)(a)

Designated agents who made application(s) in accordance with section 185 CCC:

- None.

Section 195(2)

a.	The number of applications made for authorizations (185 and 188 CCC)	0	
b.	The number of applications made for renewals of authorizations	0	
c.	i.	The number of applications granted	0
	ii.	The number of applications refused	0
	iii.	The number of applications granted, subject to terms and conditions	0
d.	The number of persons identified in an authorization against whom proceedings were commenced at the instance of the Attorney General of Newfoundland and Labrador in respect of:		
	i.	An offence specified in an Authorization	0

ii.	An offence other than an offence specified in an Authorization but in respect of which an Authorization may be given	0
iii.	An offence in respect of which an Authorization may not be given	0
e.	The number of persons not identified in an Authorization against whom proceedings were commenced at the instance of the Attorney General of Newfoundland and Labrador in respect of:	
i.	An offence specified in such an Authorization	0
ii.	An offence other than an offence specified in such an Authorization but in respect of which an Authorization may be given	0
iii.	An offence other than an offence specified in such an Authorization and for which no such Authorization may be given	0
	and whose commission or alleged commission of the offence became known to a peace officer as a result of an interception of a private communication under an authorization;	
f.	The average period for which Authorizations were given and for which renewals thereof were granted: Not Applicable	
g.	The number of Authorizations, by virtue of one or more renewals thereof, were valid:	
	For more than 60 days	0
	For more than 120 days	0
	For more than 180 days	0
	For more than 240 days	0
h.	The number of notifications given pursuant to section 196	0
i.	The offences in respect of which authorizations were given, specifying the number of authorizations given in respect of each of those offences	0
j.	A description of all classes of places specified in authorizations and the number of authorizations in which each of those classes of places was specified :	
	Residences	0
	Businesses	0
	Vehicles	0
	Mobile Phones	0
	Internet	0
k.	A general description of the methods of interception involved in each interception under an authorization:	
	(i) telecommunications	
	(ii) oral communications	
	(iii) video surveillance	
	(iv) internet intercept	
l.	The number of persons arrested whose identity became known to a Peace Officer as a result of an interception under an authorization	0
m.	The number of criminal proceedings commenced at the instance of the Attorney General of Newfoundland and Labrador in which private communications obtained by interception under an authorization were adduced in evidence and the number of those proceedings that resulted in a conviction:	
	Criminal proceedings adduced in evidence	0
	Resultant convictions	0
	(Ongoing Preliminary Proceedings)	

- n. The number of criminal investigations in which information obtained as a result of the interception of a private communication under an authorization was used although the private communication was not adduced in evidence in criminal proceedings commenced at the instance of the Attorney General of Newfoundland and Labrador as a result of the investigations:

Intercepted information used but not adduced into evidence.....0

Section 195(3)

Other information:

- a. The number of prosecutions commenced against officers or servants of Her Majesty in Right of Canada or members of the Canadian Forces for offences under Section 184 or Section 193:

Number of prosecutions0

HONOURABLE FELIX COLLINS
Attorney General of
Newfoundland and Labrador

June 24

CORPORATIONS ACT

NOTICE

Published on page 95 of Volume 86, Number 11, March 18th, 2011 edition of *The Newfoundland and Labrador Gazette*, extra-provincial registration of amalgamated corporation NPR GP Inc. (Corporation # 64163) contained an incorrect version of the articles of amalgamation from its home jurisdiction instead of the amended version. Amended version contained NORTHERN PROPERTY HOLDINGS CORP. (Corporation # 6609F). Corrected with the Registry of Companies on June 17, 2011.

DEPARTMENT OF GOVERNMENT SERVICES
Dean Doyle, Registrar of Companies

June 24

URBAN AND RURAL PLANNING ACT, 2000

**NOTICE OF REGISTRATION
ST. JOHN'S DEVELOPMENT REGULATIONS
AMENDMENT NUMBER 513, 2011**

TAKE NOTICE that the ST. JOHN'S Development Regulations Amendment Number 513, 2011, adopted on the 9th day of May, 2011, has been registered by the Minister of Municipal Affairs.

In general terms, the purpose of Development Regulations Amendment Number 513, 2011 is to rezone the property located at Civic Number 599-601 Topsail Road from the Residential Low Density (R1) Zone to the Residential Medium Density (R2) Zone.

The amendment comes into effect on the date that this notice is published in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of the

amendment may do so at the Department of Planning, St. John's City Hall during regular business hours.

CITY OF ST. JOHN'S
Cheryl Kearney, Department of Planning

June 24

QUIETING OF TITLES ACT

**2011 01 G 1502
IN THE SUPREME COURT
OF NEWFOUNDLAND AND LABRADOR
TRIAL DIVISION**

IN THE MATTER OF an Application of GERTRUDE COLBERT and ELIZABETH CHAYTOR of the City of St. John's, in the Province of Newfoundland and Labrador.

AND

IN THE MATTER OF the *Quieting of Titles Act*, cQ-3, RSNL 1990, and amendments thereto

AND

IN THE MATTER OF a piece or parcel of land situate and being at Old Track Road Extension, (above Old Railway Bed) in the Town of Bay Bulls, in the Province Newfoundland and Labrador.

NOTICE OF APPLICATION

Under the *Quieting of Titles Act*, cQ-3, RSNL 1990, and all amendments thereto

NOTICE IS HEREBY GIVEN to all parties that GERTRUDE COLBERT and ELIZABETH CHAYTOR have applied to the Supreme Court of Newfoundland and

Labrador, Trial Division, to have their title to all that piece or parcel of land situate and being at Old Track Road Extension (above Old Railway Bed) in the Town of Bay Bulls in the Province of Newfoundland and Labrador of which they claim on their behalf to be the owners, investigated and they request a declaration that GERTRUDE COLBERT and ELIZABETH CHAYTOR 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 GERTRUDE COLBERT and ELIZABETH CHAYTOR 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 on or before the 18th day of July, 2011 after 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 be investigated in such manner as the said Supreme Court may direct.

DATED AT St. John's, Newfoundland and Labrador this 15th day of June, 2011.

GERTRUDE COLBERT and
ELIZABETH CHAYTOR

ADDRESS FOR SERVICE
42 Mooney Crescent,
St. John's,
Newfoundland, Labrador
A1G 1K1
Tel: (709) 364-4516

SCHEDULE "A"

BOUNDARY DESCRIPTION
Track Road Extension, Bay Bulls, NL

BEGINNING at a point, said point having the following NAD83 coordinates in Zone 1 of the Transverse Mercator Projection as modified for the Province of Newfoundland and Labrador, N 5 240 332.554 metres E 319 419.790 metres

THENCE running along the southwestern limit of Track Road Extension 15.240 metres wide, N67°49'16"W distance of 192.036 metres;

THENCE running along land claimed by Harry Puddister S20°35'57"W for a distance of 377.564 metres;

THENCE running along Crown Land N72°39'10"W for a distance of 192.275 metres;

THENCE running along land of Sandra Cahill and Charmaine Ford (surveyed by Aubrey K. Burt Surveys Ltd., Job. #2008-199, dated November 12, 2008) N20°35'58"E for a distance of 393.765 metres, more or less, to the Point of Beginning;

June 24

TRUSTEE ACT

NOTICE

IN THE MATTER OF the Estate and Effects of late PHYLLIS RYAN of the Town of Gander, in the Province of Newfoundland and Labrador, Retired Gentlewoman, Deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of PHYLLIS RYAN, the aforesaid deceased, who died at the Town of Gander, in the Province of Newfoundland and Labrador on or about the 16th day of May, 2011, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Executrix of the Estate on or before the 8th day of July, 2011 after which date the Executrix will proceed to distribute the said Estate having regard only to the claims of which she shall then have had notice.

DATED at the Town of Gander, Newfoundland and Labrador, this 13th day of June, 2011.

BONNELL LAW
Solicitor for the Executrix
PER: R. Archibald Bonnell

ADDRESS FOR SERVICE:
P.O. Box 563
218 Airport Boulevard
Gander, NL A1V 2E1
Tel: (709) 651-4949
Fax: (709) 651-4951

June 24 & 30

CHANGE OF NAME ACT, 2009

**Legal Name Changes
Processed During the Period
MAY 2011**

**Under the authority vested in me by The Change of Name Act, 2009 SNL 2009 Chapter C-8-1,
I hereby certify that the following names have been changed.**

<u>Former Name</u>	<u>Present Name</u>	<u>Address</u>
Barnes, Tyler Calvin	Pike, Tyler Calvin	St. John's
Noseworthy, Christian Roger Glen	Newman, Christian Roger Glen	Grand Falls-Windsor
Collins-Oram, Owen Paul Edmund	Oram, Owen Paul Edmund	Hare Bay
Stuart, Isabella Mary	Stewart, Bella Mary	Burin
Morgan, James Charles	Peach, James Charles	Kelligrews
Snow, Lisa Marie	Snelgrove, Lisa Marie	St. John's
Doody, Stephanie Marie	O'Keefe, Stephanie Marie	Stephenville
Evoy, Michael Joseph	Sheckler, Michael Joseph	St. John's
Young, Kimberly Joan Mary	Plowman, Kimberly Joan Mary	Port au Choix
Strugnell, Darren Darryl	Ward, Darren Darryl	Port Hope Simpson
Tucker, Brooklyn Elizabeth	Tucker-Whittle, Brooklyn Elizabeth	Mount Pearl
Taylor, Nicole Paula	Gould, Nicole Paula	Port au Choix
Sellars, Seanna	Traverse, Seanna	Ochre Pit Cove
Seydell, Paige Abagale	Spry, Paige Abagale	St. John's
Mangrove, Jamie Jason	Spearing, Jamie Jason	St. Anthony
Dalton, Matthew John	Anstey, Matthew John	Catalina
Dalton, Melissa Rose	Anstey, Melissa Rose	Catalina
Comerford, Robyn Eve	Janes, Robyn Eve	Grand Falls-Windsor
Taylor, Abigail Grace	Gould, Abigail Grace	Port au Choix
Walsh, Jeremy Stephen George	Taylor, Jeremy Stephen George	Marystown
Parsons, Bradley Eugene	Scheeler, Angela Jean	St. John's
Leveque, Kristian Gerard	Brushett, Kristian Gerard	Burin
Doyle, Shawn Thomas	Meadus, Shawn Thomas	Old Perlican
O'Keefe, Melissa Ainsley Winter	Winter, Melissa Ainsley	Mount Pearl
Bryant, Ethan Jason	Blundell, Ethan Jason	Clarenville
Plum, Lana Marie	Lowe, Lana Marie	Corner Brook
Rumbolt, Dylan Dino Jerald	Abbot, Dylan Dino Jerald	Bonavista
Kendell, Vivan Gertrude	Kendall, Vivian Gertrude	Doyles
Combdon, Sarah Nicole	Blake, Sarah Nicole	Corner Brook

Holyrood
Marystown
Mount Pearl
Lewisporte
Joe Batts Arm

Vey, Mellyssa Raquel
Thornhill, Jessica Joanne Kellie
Young-Laité, Hilary Marguerite Renee
Rowbottom, Brian Dale
Jacobs, Emma Audrey Erica

Pelley, Mellissa Raquel
Brady, Jessica Joanne Kellie
Young, Hilary Marguerite Renee
Roebotham, Byron Dale
Brown, Emma Audrey Erica

Dated this 15th day of June, 2011

KEN MULLALY
REGISTRAR, VITAL STATISTICS
DEPARTMENT OF GOVERNMENT SERVICES

DEPARTMENT OF GOVERNMENT SERVICES
Ken Mullaly, Registrar Vital Statistics



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 86

ST. JOHN'S, FRIDAY, JUNE 24, 2011

No. 25

NEWFOUNDLAND AND LABRADOR REGULATIONS

NLR 57/11
NLR 58/11
NLR 59/11
NLR 60/11
NLR 61/11



**NEWFOUNDLAND AND LABRADOR
REGULATION 57/11**

*Health Research Ethics Authority Regulations
under the
Health Research Ethics Authority Act*

(Filed June 21, 2011)

Under the authority of section 27 of the *Health Research Ethics Authority Act*, I make the following regulations.

Dated at St. John's, June 20, 2011.

Jerome P. Kennedy, Q.C.
Minister of Health and Community Services

REGULATIONS

Analysis

- | | |
|----------------|--------------------------------------|
| 1. Short title | 3. Application to engage in research |
| 2. Definitions | 4. Commencement |

Short title

1. These regulations may be cited as the *Health Research Ethics Authority Regulations*.

Definitions

2. In these regulations

(a) "Act" means the *Health Research Ethics Authority Act*;

- (b) "authority" means the Health Research Ethics Authority for Newfoundland and Labrador established under section 3 of the Act;
- (c) "research ethics board" means the Health Research Ethics Board established under section 7 of the Act; and
- (d) "research ethics body" means a research ethics body approved by the authority under section 8 of the Act.

Application to
engage in research

3. (1) The authority shall refer all applications for approval to engage in health research involving human subjects that contain proposals for clinical trials or genetic research to the research ethics board.

(2) The authority may refer applications for approval to engage in health research involving human subjects that do not contain proposals for clinical trials or genetic research to the research ethics board or a research ethics body.

Commencement

4. These regulations come into force on July 1, 2011.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 58/11**

Income and Employment Support Regulations (Amendment)
under the
Income and Employment Support Act
(O.C. 2011-181)

(Filed June 21, 2011)

Under the authority of section 52 of the *Income and Employment Support Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, June 10, 2011.

Robert Thompson
Clerk of the Executive Council

REGULATIONS

Analysis

1. S.8 Amdt.
Definitions
2. Commencement

NLR 144/04
as amended

1. (1) Paragraph 8(a) of the *Income and Employment Support Regulations* is amended by adding immediately after subparagraph (iv) the following:

(iv.1) income tax refunds for the year 2010 or later,

(2) Subparagraph 8(d)(iv) of the regulations is repealed and the following substituted:

(iv) income tax refunds for the year 2009 or earlier,

Commencement

2. These regulations are considered to have come into force on January 1, 2011.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 59/11**

Low Income Tax Reduction Regulations, 2011
under the
Income Tax Act, 2000
(O.C. 2011-183)

(Filed June 21, 2011)

Under the authority of sections 21.1 and 68 of the *Income Tax Act, 2000* the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, June 20, 2011.

Robert Thompson
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|-------------------------------------|-----------------|
| 1. Short title | 4. Repeal |
| 2. Definition | 5. Commencement |
| 3. Low income tax reduction amounts | |

Short title	1. These regulations may be cited as the <i>Low Income Tax Reduction Regulations, 2011</i> .
Definition	2. In these regulations, "Act" means the <i>Income Tax Act, 2000</i> .
Low income tax reduction amounts	3. For the purpose of the Act, for the 2011 taxation year

(a) the amount referred to in paragraph 21.1(2.1)(a) is \$572; and

(b) the amount referred to in paragraph 21.1(2.1)(b) is \$288.

Repeal

4. The *Low Income Tax Reduction Regulations, 2010, Newfoundland and Labrador Regulation 95/10*, is repealed.

Commencement

5. These regulations are considered to have come into force on January 1, 2011.

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**NEWFOUNDLAND AND LABRADOR
REGULATION 60/11**

Child and Parental Benefits Regulations (Amendment)
under the
Income Tax Act, 2000
(O.C. 2011-184)

(Filed June 21, 2011)

Under the authority of section 68 of the *Income Tax Act, 2000*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, June 20, 2011.

Robert Thompson
Clerk of the Executive Council

REGULATIONS

Analysis

1. S.7 R&S
Benefit reduction calculation
2. Commencement

NLR 43/09
as amended

1. Section 7 of the *Child and Parental Benefits Regulations* is repealed and the following substituted:

Benefit reduction
calculation

7. Where the adjusted income of an eligible individual for a base taxation year, in relation to a month

(a) is less than or equal to \$17,397, the benefit reduction "E" shall equal zero; and

(b) is greater than \$17,397, the benefit reduction "E" shall be calculated by multiplying the difference between the adjusted income and \$17,397 by

(i) 5.07% where there is one qualified dependent,

(ii) 10.45% where there are 2 qualified dependents,

(iii) 16.22% where there are 3 qualified dependents, and

(iv) the total of 16.22%, and the product obtained by multiplying the number of qualified dependents in excess of 3 by 6.19%.

Commencement

2. This regulation comes into force on July 1, 2011.

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NEWFOUNDLAND AND LABRADOR REGULATION 61/11

Student Financial Assistance Regulations (Amendment)
under the
Student Financial Assistance Act
(O.C. 2011-182)

(Filed June 22, 2011)

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

Dated at St. John's, June 20, 2011.

Robert Thompson
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|---|--|
| 1. S.2 Amdt.
Definitions | 4. S.5.9 Amdt.
Obligation to pay interest |
| 2. S.3 Amdt.
Educational institution designation | 5. S.7 Amdt.
Debt reduction calculation |
| 3. S.5.5 Amdt.
Required provisions | 6. S.10 Amdt.
Payment deferral |
| | 7. Commencement |

NLR 105/03
as amended

1. Paragraph 2(g.1) of the *Student Financial Assistance Regulations* is repealed and the following substituted:

- (g.1) "prime rate" means, for any day, the variable reference rate of interest as calculated by Canada's Minister of Human

Resources and Skills Development based upon the variable reference rates of interest declared on the previous business day by the largest 5 Canadian institutions as their prime rate, calculated by ignoring both the highest and lowest of those 5 rates and taking the average of the remaining 3 rates;

2. Paragraphs 3(8)(e), (f) and (g) of the regulations are repealed and the following substituted:

- (e) have a grade 12 or equivalent entrance requirement or a mature student policy in place that is acceptable to the minister;
- (f) have a default prevention plan that is acceptable to the minister;
- (g) adhere to all specified administrative requirements of the minister; and

3. Paragraph 5.5(a) of the regulations is repealed and the following substituted:

- (a) any refund of fees paid to an educational institution by the borrower of
 - (i) financial assistance, or
 - (ii) funds intended as financial assistance

as provided under the Act shall be paid by the educational institution to the borrower's lender for credit against a student loan received under the Act by the borrower;

4. (1) Subsection 5.9(8) of the regulations is repealed and the following substituted:

- (8) Upon consolidation of a student loan, interest on that loan shall accrue daily and shall be calculated and payable monthly.

(2) Section 5.9 of the regulations is amended by adding immediately after subsection (9) the following:

(10) Notwithstanding another provision of this section, interest calculated under this section shall be calculated as simple interest and shall not be compounded.

5. Section 7 of the regulations is amended by adding immediately after subsection (3) the following:

(4) Notwithstanding another provision of this section, the grant issued to a borrower

(a) before August 1, 2005 shall not exceed \$110 per week of study;

(b) between August 1, 2005 and July 31, 2007 shall not exceed \$140 per week of study;

(c) between August 1, 2007 and July 31, 2009 shall not exceed \$70 per week of study; and

(d) on or after August 1, 2009 shall not exceed \$60 per week of study.

(5) Notwithstanding another provision of this section, a borrower who graduated between August 1, 2002 and August 1, 2004 shall receive the greater of the benefit to which they were entitled under this section or section 8 during that period.

6. (1) Section 10 of the regulations is amended by adding immediately after subsection (1) the following:

(1.1) The start date of the payment deferral period may predate the date of the application by 6 months.

(2) Section 10 of the regulations is amended by adding immediately after section (2) the following:

(2.1) In assessing an application for deferral, the minister may consider whether the borrower has declared bankruptcy under the *Bankruptcy and Insolvency Act* (Canada), and notwithstanding that the bankruptcy has not been discharged, the minister may consider and

approve an application for deferral under this section where other eligibility criteria have been met.

(3) Section 10 of the regulations is amended by adding immediately after subsection (4) the following:

(4.1) The time period referred to in subsection (4) shall be calculated from the date the borrower ceases to be a full time student.

(4) Section 10 of the regulations is amended by adding immediately after subsection (5) the following:

(5.1) Once in a borrower's lifetime, 3 months of interest may be capitalized to the borrower's loan principal.

Commencement

7. (1) Sections 1, 3 and 4 of these regulations are considered to have come into force on April 1, 2004.

(2) Section 2 of these regulations is considered to have come into force on August 1, 2002.

(3) Section 5 of these regulations is considered to have come into force on August 1, 2002.

(4) Section 6 of these regulations is considered to have come into force on May 11, 2004.

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PART II

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Income Employment Support Act			
Income and Employment Support Regulations (Amdt.) (In force January 1, 2011)	NLR 58/11	Amends NLR 144/04 S.8 Amdt.	June 24/11 p. 281
Income Tax Act, 2000			
Low Income Tax Reduction Regulations, 2011 (In force January 1, 2011)	NLR 59/11	NLR 95/10 R&S	June 24/11 p. 283
Child and Parental Benefits Regulations (Amdt.) (In force July 1, 2011)	NLR 60/11	Amends NLR 43/09 S.7 R&S	June 24/11 p. 285
Student Financial Assistance Act			
Student Financial Assistance Regulations (Amdt.) (Sections 1, 3 and 4 in force April 1, 2004 Sections 2 and 5 in force Aug 1, 2002 Sections 6 in force May 11, 2004)	NLR 61/11	Amends NLR 105/03	June 24/11 p. 287

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