

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) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of for the purpose of

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

The Newfoundland and Labrador Gazette

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

Copy for publication must be received before **Friday, 4:00 p.m.** NDT, 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.

A copy may be mailed to the address below, faxed to (709) 729-1900 or email to kingsprinter@gov.nl.ca.

Advertising rates are available upon request. Subscription rate for the Newfoundland and Labrador Gazette is \$144.38 for 52 weeks plus tax and weekly issues are \$3.47 per copy plus tax.

All cheques, money order, 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. Visa or Master Card also accepted

The cost of publication of a Notice of Intent under Section 7(6) of the *Lands Act* is \$31.13 plus tax.

Website: <https://www.gov.nl.ca/dgsnl/printer/gazette/>

The LANDS ACT
C36, SNL 1991, as amended

Reservation of shoreline

7. (1) Where Crown lands that border on a lake, pond, river, the seashore or foreshore are granted, leased, licensed or quitclaimed under this Part, it is considered, in the absence of an express grant, lease, licence or quitclaim of those Crown lands, that a strip of Crown lands not less than 15 metres wide around and adjoining the lake, pond, seashore or foreshore or along each bank of the river was not intended to pass and did not pass to the grantee, lessee, licensee, or releasee under a quitclaim.

(2) A grant, lease, licence or quitclaim of a strip of Crown lands around and adjoining a lake, pond, seashore or foreshore or along each bank of a river that is otherwise reserved under subsection (1) may be issued by the minister under the following circumstances:

(a) where an applicant demonstrates that a grant, lease, licence or quitclaim of the land is necessary for the purpose of a commercial or industrial undertaking and the grant, lease, licence or quitclaim would not cause undue injury to the rights of others;

(b) to enable a person to carry on aquaculture; and

(c) where a structure that is being used as a residence and was erected before April 1, 1992 intrudes on the reservation, to the extent of the intrusion only.

(2.1) In addition to the circumstances referred to in subsection (2), a licence in respect of a strip of Crown lands around and adjoining a lake, pond, seashore or foreshore or along each bank of a river that is otherwise reserved under subsection (1) may be issued by the minister for

(a) the construction of boat houses, wharves, slipways, airplane hangars, recreational trails or other structures prescribed by the minister, to the extent that they intrude on the reservation; and

(b) other purposes prescribed by the minister, to the extent required for the purpose.

(3) A grant, lease, licence or quitclaim issued under subsection (2) and a licence issued under subsection (2.1) do not convey exclusive hunting or fishing rights, except as provided by the Aquaculture Act, to the grantee, lessee, licensee, or releasee under a quitclaim.

(4) A grant, lease, licence or quitclaim issued under paragraph (2)(c) and a licence issued under subsection (2.1) shall not permit a grantee, lessee, licensee, or releasee under a quitclaim to restrict access to the reservation on the part of the general public by erecting a fence or by other means.

(5) The department shall publish the following information with respect to an application made under this section on its website:

(a) the exception under which the application is being made;

(b) a description of the lands in respect of which the application is being made; and

(c) notice that a person who wishes to object to the application must file the objection with reasons for it with the minister within 30 days from the date the notice is posted on the department's website.

(6) An applicant for a grant, lease, licence or quitclaim under subsection (2) or for a licence under subsection (2.1) shall publish a notice of the application

(a) in the Gazette within 21 days of submitting the application; and

(b) in any other location the minister considers necessary.

(7) The notice required by subsection (6) shall state the information listed in subsection (5) and any other information prescribed by the minister.

(8) The minister may include in a grant, lease, licence or quitclaim issued under subsection (2) and in a licence issued under subsection (2.1) those terms and conditions that the minister considers necessary.

(9) An application under this section is not required where a person makes an application for a grant under subsection 36(3) or 36(4) in respect of lands which include a strip of Crown lands around and adjoining a lake, pond, seashore or foreshore or along each bank of a river that is otherwise reserved under subsection (1).