

THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I PUBLISHED BY AUTHORITY

Vol. 97

ST. JOHN'S, THURSDAY, NOVEMBER 10, 2022

No. 45

QUIETING OF TITLES ACT

2022 01G 0978

IN THE SUPREME COURT OF
NEWFOUNDLAND AND LABRADOR
TRIAL DIVISION (General)

IN THE MATTER OF the application of SCOTT BECK,
FORD BECK, AND DAVID BECK pursuant to the *Quieting of Titles Act*, RSNL1990 cQ-3.

AND

IN THE MATTER OF a certain piece of parcel of property situate and being on Route 210 – Burin Peninsula Highway, in the Town of Swift Current, in the Province of Newfoundland and Labrador, Canada.

NOTICE OF APPLICATION under the *Quieting of Titles Act*, RSNL1990 cQ-3., as amended;

NOTICE IS HEREBY GIVEN to all parties that SCOTT BECK, FORD BECK, AND DAVID BECK, of the Town of Swift Current, in the Province of Newfoundland and Labrador, have applied to the Supreme Court, General Division, St. John's, to have title to ALL THAT piece or parcel of property situate and being on Route 210 – Burin Peninsula Highway, in the Town of Swift Current, in the

Province of Newfoundland and Labrador, being more particularly described in the Schedule hereto annexed and marked "Schedule A".

ALL BEARINGS aforementioned, for which SCOTT BECK, FORD BECK, and DAVID BECK claim to be the owners investigated and for a Declaration that they are the absolute owners in fee simple in possession and the said SCOTT BECK, FORD BECK, and DAVID BECK have been ordered to publish Notice of Application as required by the above named Act.

All persons having title adverse to the said title claimed by the Applicants shall file in the Registry of the Supreme Court of Newfoundland and Labrador at St. John's particulars of such adverse claim and serve the same together with an Affidavit to the undersigned Petitioner on or before the 12th day of December, 2022, after which date, no party having any claim shall be permitted to file the same or to 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 then in such manner as the Supreme Court of Newfoundland and Labrador, St. John's, may direct.

DATED AT the City of St. John's, in the Province of Newfoundland and Labrador, this 26th day of October, 2022.

SCOTT BECK, FORD BECK, & DAVID BECK
Party making application

ADDRESS FOR SERVICE:
P.O. Box 114
Swift Current, NL A0E 2W0

Tel: (709) 549-2710

SCHEDULE "A"

BOUNDARY DESCRIPTION

Property on Route 210 - Burin Peninsula Highway, in Swift Current, in the Province of Newfoundland Labrador, Canada.

BEGINNING at an existing iron ine, 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° 307 044.972 metres
E 212 160.933 metres

THENCE running along land of KV Kilmory to ENL Enterprise (Debenture) registered in Roll 1026, Frame 1886 in the Provincial Registry of Deeds S52° 50'00" W, 27.80 metres;

THENCE running along the northeastern side of a 15 metre reservation on Pipers Hole River N41° 57'25" W, 72.804 metres, N62°50'18"W, 172.752 metres, N45°45'26"W, 127.912 metres, N04°16'36"E, 29.613 metres, N41°44'45"W, 112.063 metres, N34°47'59"W, 108.690 metres, N50°29'08"W, 24.561 metres, N09°20'54"E, 30.560 metres, N53°38'41"E, 39.954 metres, N06°52'09"E, 23.268 metres, N25°01'46"W, 22.445 metres, N66°30'55"W, 17.866 metres, N42°48'11"W, 9.159 metres, N01°22'31"W, 23.770 metres, N72°09'47"E, 30.842 metres;

THENCE running along the southwestern limit of Route 210- Burin Peninsula Highway S31°55'57"E, 22.870 metres;

THENCE running along the southwestern limit of Route 210 - Burin Peninsula Highway on an arc of a clockwise curve having a radius of 94.805 meters, on an arc length of 94.805 metres, on a chord bearing and distance of S28°56'53"E, 94.733 metres;

THENCE running along the southwestern limit of Route 210 - Burin Peninsula Highway S26°54'05"E, 34.736 metres and S28°00'32"E, 79.873 metres;

THENCE running along the southwestern limit of Route 210 - Burin Peninsula Highway on an arc of a counter-clockwise curve having a radius of 700.000 metres, on an arc length of 131.283 metres, on a chord bearing and distance of S34°32'32"E, 131.090 metres;

THENCE running along the southwestern limit of Route 210 - Burin Peninsula Highway on an arc of a counter-clockwise curve having a radius of 700.000 metres, on an arc length of 99.407 metres, on a chord bearing and distance of S41°51'29"E, 99.324 metres;

THENCE running along the southwestern limit of Route 210 - Burin Peninsula Highway S44°44'16"E, 256.699 metres, more or less, to the Point of Beginning.

All bearings are Grid North NAD83 in Zone 1 of the Transverse Mercator Projection as modified for the Province of Newfoundland;

The above described piece or parcel of land contains an area of 4.630 hectares, or more or less, and is more particularly shown on the drawing hereto attached dated 2012 06 14.

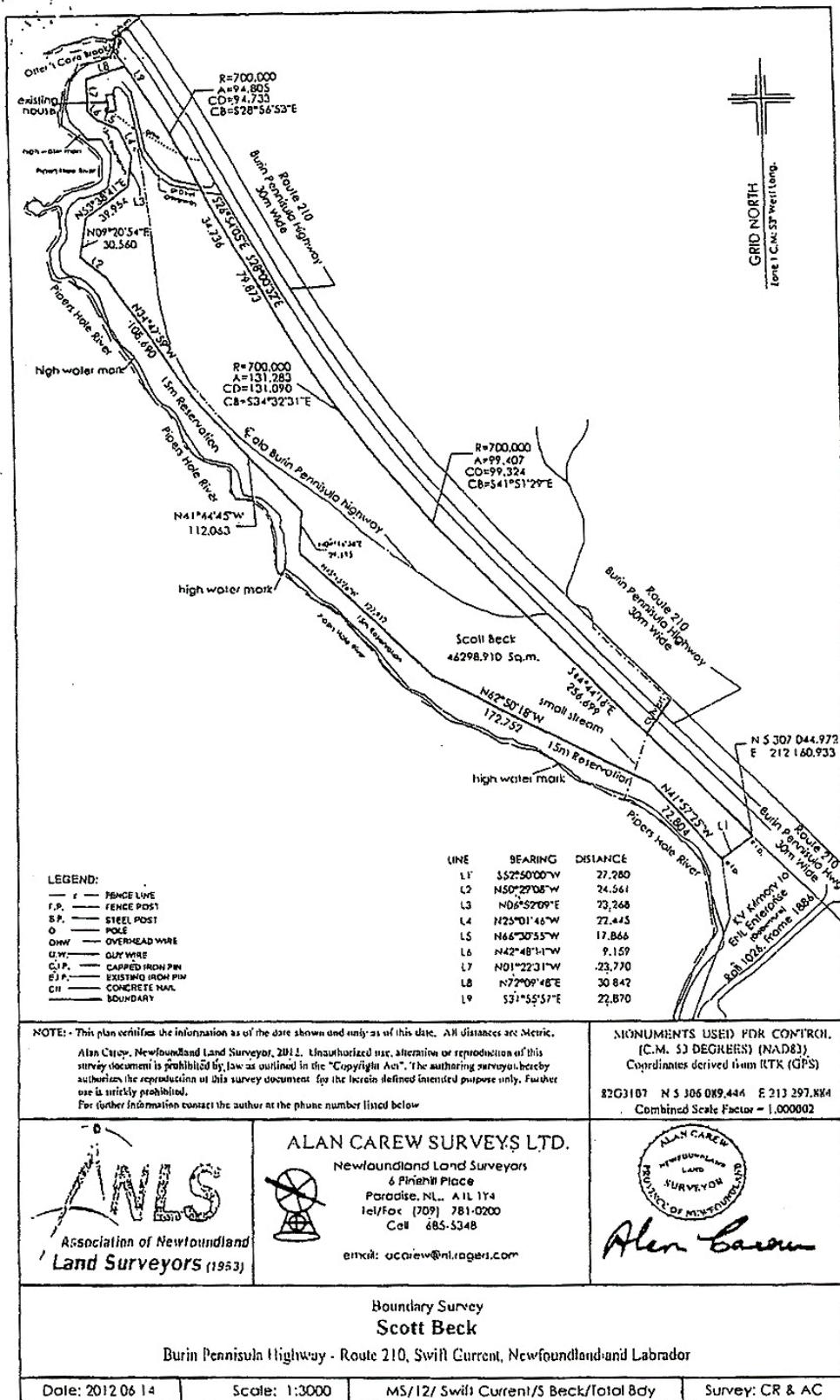
NOTE: The old Burin Peninsula Highway extends through the said parcel of land as indicated on the adjoining plan.

There is a small stream running through the southeastern boundary as indicated on the adjoining plan.

There is an overhead service line extending into the house as indicated on the adjoining plan.

This description and accompanying plan are integral parts necessary to adequately reflect the legal boundary of the subject property and therefore invalid if separated.

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TRUSTEE ACT

ESTATE NOTICE

IN THE MATTER OF the Estate and Effects of Late ABIGAIL LUCINDA ADAMS of Gander, in the Province of Newfoundland and Labrador, Retired, Deceased.

ALL PERSONS claiming to be creditors of or who have any claims or demands upon or affecting the Estate of ABIGAIL LUCINDA ADAMS, the aforesaid Deceased, who died at Gander, in the Province of Newfoundland and Labrador on or about the 9th day of July, 2022, 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 15th day of November, 2022 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 26th day of October, 2022.

BONNELL LAW
Solicitor for the Executrix
PER: R. ARCHIBALD BONNELL, Q.C.

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

Nov 4 & 10

ESTATE NOTICE

IN THE MATTER OF the Estate of BRENDAN O'KEEFE, Late of Phillip's Head 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 BRENDAN O'KEEFE who died at Grand Falls-Windsor NL on or about February 13, 2021, are hereby requested to send particulars thereof in writing, duly attested, to: Office of the Public Trustee, Viking Building, Suite 401 - 136 Crosbie Road, St. John's, NL A1B 3K3.

Particulars will be received by the Public Trustee, as Executor of the Estate of BRENDAN O'KEEFE, on or before December 5, 2022, after which date the said Executor will proceed to distribute the Estate having regard only to the claims of which he then shall have had notice.

DATED at the City of St. John's, in the Province of Newfoundland and Labrador, this 4th day of November, 2022.

OFFICE OF THE PUBLIC TRUSTEE
Administrator of the Estate of
BRENDA O'KEEFE

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

Tel: (709) 729-4832
Tel: (709) 729-0850
Fax: (709) 729-3063

Nov. 10



THE NEWFOUNDLAND AND LABRADOR GAZETTE

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

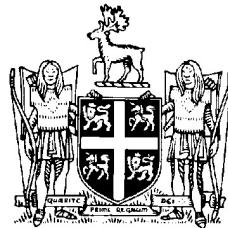
Vol. 97

ST. JOHN'S, THURSDAY, NOVEMBER 10, 2022

No. 45

NEWFOUNDLAND AND LABRADOR REGULATIONS

**NLR 79/22
NLR 80/22
NLR 81/22**



NEWFOUNDLAND AND LABRADOR REGULATION 79/22

*Fishing Industry Collective Bargaining Regulations, 2022
under the
Fishing Industry Collective Bargaining Act*

(Filed November 9, 2022)

Under the authority of sections 19.1, 19.11 and 19.15 of the *Fishing Industry Collective Bargaining Act*, I make the following regulations.

Dated at St. John's, November 4, 2022.

Bernard Davis
Minister of Environment and Climate Change

REGULATIONS

Analysis

- | | |
|----------------|----------------------|
| 1. Short title | 4. Decision of panel |
| 2. Definition | 5. Reconsideration |
| 3. Panel | 6. Repeal |

Short title

1. These regulations may be cited as the *Fishing Industry Collective Bargaining Regulations, 2022*.

Definition

2. In these regulations, "Act" means the *Fishing Industry Collective Bargaining Act*.

Panel

3. (1) For the purposes of paragraph 19.1(11)(a) of the Act, the certified bargaining agent is the Fish Food & Allied Workers Union.

(2) For the purposes of paragraph 19.1(11)(b) of the Act, the processors' organization is the Association of Seafood Producers.

Decision of panel

4. (1) For the purpose of subsection 19.11(1) of the Act, the decision of the panel shall be in accordance with one of the positions on price and conditions of sale submitted to the panel by the parties at the hearing.

(2) Final offer selection, the process referred to in subsection (1), shall be the form of arbitration used by the parties referred to in subsection (1) unless those parties agree that another form of arbitration is acceptable to them.

(3) Notwithstanding subsection (1), the panel may, before making a decision under subsection 19.11(1) of the Act, require the parties to continue bargaining for a period of time determined by the panel and return to the panel with their positions on price and conditions of sale.

Reconsideration

5. (1) In determining whether to reconsider its decision, the panel shall consider whether market or currency factors have changed significantly from the time the panel made its initial decision.

(2) In making a decision under subsection 19.15(3) of the Act, final offer selection shall be the only form of arbitration used whether one or more of the parties appears before the panel respecting the reconsideration application.

(3) A decision respecting reconsideration shall be made by the panel within 96 hours from the time the panel has acknowledged receipt of an application for reconsideration.

(4) Each party may make only one reconsideration application per year respecting a decision of the panel on a species.

(5) Notwithstanding subsection (4), the chairperson may allow a party to make one additional reconsideration application respecting the panel's decision on a species in a year where

(a) the party submits a request; and

(b) the chairperson is of the opinion that due to extraordinary circumstances the decision should be reconsidered.

Repeal

6. The *Fishing Industry Collective Bargaining Regulations, 2011* Newfoundland and Labrador Regulation 5/11, are repealed.

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NEWFOUNDLAND AND LABRADOR REGULATION 80/22

Workplace Health, Safety and Compensation Regulations (Amendment)
under the
Workplace Health, Safety and Compensation Act
(O.C. 2022-258)

(Filed November 9, 2022)

Under the authority of section 92.5 of the *Workplace Health, Safety and Compensation Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, November 1, 2022.

Krista Quinlan
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|------------------------------------|-----------------|
| 1. S.23.1 Amdt.
Service periods | 2. Commencement |
|------------------------------------|-----------------|

1. (1) Section 23.1 of the *Workplace Health, Safety and Compensation Regulations* is amended by adding immediately after the reference "primary site breast cancer 10 years" the following:

CNLR 1025/96
as amended

primary site penile cancer	15 years
primary site pancreatic cancer	10 years
primary site thyroid cancer	10 years
multiple myeloma	15 years
primary site prostate cancer	15 years
primary site cervical cancer	10 years
primary site ovarian cancer	10 years
primary site skin cancer	15 years

(2) Section 23.1 of the *Workplace Health, Safety and Compensation Regulations* is amended by adding immediately after the reference "primary site skin cancer 15 years" the following:

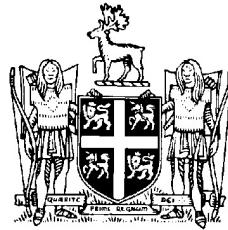
an injury to the heart that manifests within 24 hours after attendance at an emergency response	None
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Commencement

2. Subsection 1(1) is considered to have come into force on December 18, 2019.

(2) Subsection 1(2) comes into force on November 30, 2022.

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NEWFOUNDLAND AND LABRADOR REGULATION 81/22

*Cost of Living Relief Regulations
under the
Income Tax Act, 2000
(O.C. 2022-267)*

(Filed November 10, 2022)

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, November 10, 2022.

Krista Quinlan
Clerk of the Executive Council

REGULATIONS

Analysis

- | | |
|----------------|---------------------------|
| 1. Short title | 3. Overpayment and refund |
| 2. Definitions | |

1. These regulations may be cited as the *Cost of Living Relief Regulations*.

Definitions

2. In these regulations,

- (a) "Act" means the *Income Tax Act, 2000*;
- (b) "adjusted income" means the total of the individual's income for the taxation year calculated as if in computing that income no amount were
 - (i) included
 - (A) under paragraph 56(1)(q.1) of the federal Act or subsection 56(6) of the federal Act,
 - (B) in respect of any gain from a disposition of property to which section 79 of the federal Act applies,
 - (C) in respect of a gain described in subsection 40(3.21) of the federal Act, or
 - (ii) deductible under paragraph 60(y) or (z) of the federal Act;
- (c) "eligible individual" means an individual, other than a trust, who
 - (i) filed a return of income for the 2021 taxation year as a resident of the province,
 - (ii) filed the return of income referred to in subparagraph (i) on or before December 31, 2022,
 - (iii) has an adjusted income equal to or less than \$125,000 for the 2021 taxation year, and
 - (iv) is 18 years of age or older on December 31, 2022; and
- (d) "return of income" means in respect of an individual who is resident in the province at the end of the taxation year, the individual's return of income, other than a return of income under subsection 70(2) or 104(23) of the federal Act, paragraph 128(2)(e) of the federal Act or subsection 150(4) of the federal Act, that is required to be filed for the taxation year or that would be required to be filed if the individual had tax payable under that Act for the taxation year.

Overpayment and
refund

3. (1) An eligible individual is considered to have made an overpayment of tax in the amount of

- (a) \$500 where the eligible individual's adjusted income is less than \$100,000 for the 2021 taxation year; or
- (b) an amount calculated in accordance with the following formula where the eligible individual's adjusted income is equal to or more than \$100,000 but less than or equal to \$125,000:

$$\$500 - [(\text{adjusted income} - \$100,000) \times 1\%]$$

(2) The minister shall refund the amount of the overpayment referred to in subsection (1) to the eligible individual.

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PART II

CONTINUING INDEX OF SUBORDINATE LEGISLATION

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Fishing Industry Collective Bargaining Act			
Fishing Industry Collective Bargaining Regulations, 2022	NLR 79/22	R&S NLR 5/11	Nov. 10/22 p. 687
Extraordinary Gazette Nov. 9, 2022			
Workplace Health, Safety and Compensation Act			
Workplace Health, Safety and Compensation Regulations (Amendment)	NLR 80/22	Amends CNLR 1025/96 S.23.1 Amdt.	Nov. 10/22 p. 691
Extraordinary Gazette Nov. 9, 2022			
Income Tax Act, 2000			
Cost of Living Relief Regulations	NLR 81/22	New	Nov. 10/22 p. 693

THE NEWFOUNDLAND AND LABRADOR GAZETTE
November 10, 2022

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

Copy for publication must be received by **Friday, 4:30 p.m.**, seven days before publication date to ensure inclusion in next issue. Advertisements must be submitted in either PDF format or as a MSWord file. When this is not possible, advertisements must be either, typewritten or printed legibly, separate from covering letter. Number of insertions required must be stated and the names of all signing officers typewritten or printed.

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Web Site: www.gov.nl.ca/sn1/printer/gazette/weekly-issues

The Newfoundland and Labrador Gazette

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Prices effective July 1, 2016

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Lands Act - Notice of Intent - 1 week	\$31.13	\$4.67	\$35.80
Motor Carrier Act - Notice - 1 week	\$39.90	\$5.99	\$45.89
Trustee Act - Estate Notice - 1 week	\$34.65	\$5.20	\$39.85
Trustee Act - Estate Notice - 2 weeks	\$62.37	\$9.36	\$71.73
Trustee Act - Estate Notice - 3 weeks	\$91.25	\$13.69	\$104.94
Trustee Act - Estate Notice - 4 weeks	\$118.97	\$17.85	\$136.82

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