



THE NEWFOUNDLAND GAZETTE

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ST. JOHN'S, FRIDAY, NOVEMBER 16, 2001

No. 46

**URBAN AND RURAL PLANNING ACT
NOTICE OF REGISTRATION
TOWN OF BAY ROBERTS
MUNICIPAL PLAN AMENDMENT NO. 1, 2001
AND
DEVELOPMENT REGULATIONS AMENDMENT
NO. 1, 2001**

Take notice that the Town of Bay Roberts Municipal Plan Amendment No. 1, 2001 and Development Regulations Amendment No. 1, 2001, adopted on the 27th day of September, 2001, and approved on the 23rd day of October, 2001, has been registered by the Minister of Municipal and Provincial Affairs.

In general terms, the purpose of the Municipal Plan Amendment No. 1, 2001 is to add 'Fishery' as a permitted use in the Industrial Policy section under the Ocean Related Industry policy section.

In general terms, the purpose of the Development Regulations Amendment No. 1, 2001 is to add 'Fishery' to the Class section of Section F. Industrial Uses in the Classification of Use of Land and Buildings Table, "Schedule B", Development Regulations. Also to add 'Fishery' to the permitted use section of the Comprehensive Development Area Use Zoning Table, and to rezone an area of land located in Bears Cove from Comprehensive Development Area to Industrial Ocean Related.

The Town of Bay Roberts Municipal Plan Amendment No. 1, 2001 and Development Regulations Amendment No. 1, 2001, comes into effect on the day that this notice is published in *The Newfoundland Gazette*. Anyone who wishes to inspect a copy of the Town of Bay Roberts Municipal Plan Amendment No. 1, 2001 and Development Regulations Amendment No. 1, 2001, may do so at the Town Office, Bay Roberts during normal working hours.

LEONARD BUTLER
Plan-Tech Environment

Nov 16

**TRUSTEE ACT
ESTATE NOTICE**

IN THE MATTER OF the Estate of Barbara Parsons Dawe late, of the Town of Stephenville, in the Province of Newfoundland, Head-Cashier at Shoppers Drug Mart, deceased:

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of Barbara Parsons Dawe, late of the Town of Stephenville, in the Province of Newfoundland, deceased, are hereby requested to send the particulars of the same in writing, duly attested, to the undersigned Solicitor for the Executor of the Estate on or before the 14th day of December, 2001, after which date the said Executor shall proceed to distribute the said Estate having regard only to the claims of which notice shall have been received.

DATED at Stephenville, Newfoundland, this 10th day of November, 2001.

MARIE MARCHE-WHITE
Solicitors for the Executors

ADDRESS FOR SERVICE:
P. O. Box 272
43 Main Street
Stephenville, NF
A2N 2Z4

Nov 16

ESTATE NOTICE

IN THE MATTER OF the Estate and Effects of the Late Hannah Sparkes (also known as Ann Sparkes), late of St. John's, in the Province of Newfoundland, Widow, Homemaker, deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of Hannah Sparkes, Homemaker, Widow, deceased, who died at St. John's, in the Province of Newfoundland, on or about the 17th day of October, 2001, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Executor of the Last Will and Testament of the late Hannah Sparkes on or before the 20th day of December, 2001, after which date the said Executor will proceed to distribute the said Estate having regard only to the claims of which he shall then have had notice.

DATED at St. John's, Newfoundland, this 7th day of November, 2001.

WHITE, OTTENHEIMER & BAKER
Executor of Hannah Sparkes
Per: Wayne F. Spracklin, Q. C.

ADDRESS FOR SERVICE:

P. O. Box 5457
6th Floor, Baine Johnston Centre
10 Fort William Place
St. John's, NF, A1C 5W4

Nov 16

ESTATE NOTICE

IN THE MATTER OF the Estate of Andrew Stuckless, late of Whitbourne (Markland), in the Province of Newfoundland, Businessman, Deceased.

All persons claiming to be creditors of or who have any claims or demands either as beneficiaries or next of kin (by blood, legal adoption or marriage) upon or affecting the Estate of Andrew Stuckless, Gentleman, who died at St. John's, in the Province of Newfoundland on or about the 11th day of April, 2000, are hereby requested to send particulars thereof in writing, duly attested, to the Registrar of the Supreme Court of Newfoundland, P. O. Box 7158, St. John's, Newfoundland, A1E 3Y4, Administrator of the Estate on or before December 10, 2001, after which date the said Administrator will proceed to distribute the Estate having regard only to the claims of which he then shall have had notice.

DATED at St. John's, this 6th day of November, 2001.

REGISTRAR OF THE
SUPREME COURT OF NEWFOUNDLAND
Administrator of the Estate and Effects Andrew Stuckless

Nov 16

CHANGE OF NAME ACT

C-8 RSN 1990

**NOTICE OF APPLICATION
FOR CHANGE OF NAME**

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the *Change of Name Act*, by me:-

BYRON GORDON KEATS

of 6 - 8th Avenue, Deer Lake, A8A 1H2, in the Province of Newfoundland, as follows:

To change my name from

BYRON GORDON KEATS
to
BYRON NORMORE

DATED this 2nd day of November, 2001.

BYRON KEATS
(Signature of Applicant)

Nov 16

**NOTICE OF APPLICATION
FOR CHANGE OF NAME**

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the *Change of Name Act*, by me:-

MARJORIE DONNA BURFORD

of 34 McGrath Place, St. John's, A1B 3V4, in the Province of Newfoundland, as follows:

To change my minor unmarried child's name from

SAMANTHA LYNN SQUIRES ANTLE
to
SAMANTHA LYNN BURFORD

DATED this 9th day of November, 2001.

MARJORIE DONNA BURFORD
(Signature of Applicant)

Nov 16

**NOTICE OF APPLICATION
FOR CHANGE OF NAME**

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the Change of Name Act, by me:-

THOMAS BRUCE WATKINS

of P. O. Box 433, Botwood A0H 1E0, in the Province of Newfoundland, as follows:

To change my name from

THOMAS BRUCE WATKINS
to
THOMAS HARVEY ROBERTS

DATED this 5th day of November, 2001.

THOMAS BRUCE WATKINS
(Signature of Applicant)

Nov 16

**NOTICE OF APPLICATION
FOR CHANGE OF NAME**

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the Change of Name Act, by me:-

TWILIA MARIE TAYLOR

of 235 Blackmarsh Road, Apt 218, St. John's, A1E 4T2, in the Province of Newfoundland, as follows:

To change my minor unmarried child's name from

BRANDON FRANCIS TAYLOR BYRNE
to
BRANDON FRANCIS TAYLOR

DATED this 6th day of November, 2001.

TWILIA MARIE TAYLOR
(Signature of Applicant)

Nov 16

Under the authority vested in me by The Change of Name Act, Chapter C-8 of The Revised Statutes of Newfoundland, 1990, I hereby certify that the following names have been changed.

<u>Former Name</u>	<u>Present Name</u>	<u>Address</u>	<u>District</u>
Jesson, Sarah Victoria	Stinson Foley, Sarah Victoria	St. John's	Kilbride
Jesso, April Mary	Smith, April Mary	Three Rock Cove	Pont au Port
Jesso, Kimberly Ann	Smith, Kimberly Ann	Three Rock Cove	Pont au Port
Jesso, Felicia Marie	Smith, Felicia Marie	Three Rock Cove	Pont au Port
Jesso, Paula Josephine	Smith, Paula Josephine	Three Rock Cove	Pont au Port
Benoit, Gail Melissa	Miller, Melissa Jamie	Norris Arm North	Lewisporte
Snow, Thomas Keith Noel	Maher, Thomas Noel	St. John's	St. John's West
King, Stephen Ian Vaden	Young, Stephen Ian Vaden	Lewisporte	Lewisporte
Mochon, Francine Sonia	Lajeunesse, Shannon Francine	St. John's	St. John's West
Peckham, Jamie Christopher	McCarthy, Jamie Chris	Corner Brook	Humber East
Mitchell, Brandon Jason	Shea, Brandon Mitchell	St. John's	Signal Hill-Quidi Vidi
Bennett, Martin Joseph	Benoit, Martin Joseph	Seal Rocks	St. Georges
Bennett, Ronald Francis	Benoit, Ronald Francis	Seal Rocks	St. Georges
Estabrooks, Adam Xavier	Rumbolt, Adam Xavier	Reichville	Humber East
Ryan, Catherine Maria	Ryan-Burningham, Catherine Maria	St. John's	St. John's South
Croucher, Kyle William Bent	Miller, Kyle Bent	Mount Pearl	Mount Pearl
Roche, Robyn Leeann	Parrell, Robyn Leeann	St. John's	Cape St. Francis
Hawco, Bradley Robert Francis	Butler, Bradley Robert Francis	Bell Island	Conception Bay East-Bell Island
Raymond, Angeline Marie Lorraine	Otteneimer, Angeline Marie Lorraine	Manuels	Topsail
Upshall, Jordan Charles	Roberts, Jordan Charles	Paradise	Conception Bay East-Bell Island
Upshall, Justin Ray	Roberts, Justin Ray	Paradise	Conception Bay East-Bell Island

Dated this 6 day of November 2001

Brenda Andrews

Brenda Andrews
Registrar, Vital Statistics Division
Department of Government Services & Lands

SECURITIES ACT

SCHEDULE 1
IN THE MATTER OF THE *SECURITIES ACT*, RSN 1990, C. S-13

NATIONAL INSTRUMENT 55-101 AS RULE 55-101
EXEMPTION FROM CERTAIN INSIDER
REPORTING REQUIREMENTS

Under the authority of section 144.1 of the *Securities Act*, I make the following Rule, effective October 29, 2001.

Dated at St. John's, Newfoundland this 25th day of October, 2001.

ANTHONY W. PATEY
Director of Securities

Approved by:
WALTER NOEL
Minister
Government Services and Lands

NATIONAL INSTRUMENT 55-101 AS RULE 55-101
EXEMPTION FROM CERTAIN INSIDER
REPORTING REQUIREMENTS

PART 1- DEFINITIONS

1.1 Definitions - In this Rule

"automatic securities purchase plan" means a dividend or interest reinvestment plan, a stock dividend plan or any other plan of a reporting issuer or of a subsidiary of a reporting issuer to facilitate the acquisition of securities of the reporting issuer if the timing of acquisitions of securities, the number of securities which may be acquired under the plan by a director or senior officer of the reporting issuer or of the subsidiary of the reporting issuer and the price payable for the securities are established by written formula or criteria set out in a plan document;

"cash payment option" means a provision in a dividend or interest reinvestment plan under which a participant is permitted to make cash payments to purchase from the issuer, or from an administrator of the issuer, securities of the issuer's own issue, in addition to the securities

- (a) purchased using the amount of the dividend or interest payable to or for the account of the participant; or
- (b) acquired as a stock dividend or other distribution out of earnings or surplus;

"dividend or interest reinvestment plan" means an arrangement under which a holder of securities of an issuer is permitted to direct that the dividends or interest paid on the securities be applied to the purchase, from the issuer or an administrator of the issuer, of securities of the issuer's own issue;

"issuer event" means a stock dividend, stock split, consolidation, amalgamation, reorganization, merger or other similar event that affects all holdings of a class of securities of an issuer in the same manner, on a per share basis;

"lump-sum provision" means a provision of an automatic securities purchase plan which allows a director or senior officer to acquire securities in consideration of an additional lump-sum payment, including, in the case of a dividend or interest reinvestment plan which is an automatic securities purchase plan, a cash payment option;

"major subsidiary" means a subsidiary of a reporting issuer if

- (a) the assets of the subsidiary, on a consolidated basis with its subsidiaries, as included in the most recent annual audited balance sheet of the reporting issuer that the reporting issuer has filed, are 10 percent or more of the consolidated assets of the reporting issuer reported on that balance sheet, or
- (b) the revenues of the subsidiary, on a consolidated basis with its subsidiaries, as included in the most recent annual audited income statement of the reporting issuer that the reporting issuer has filed, are 10 percent or more of the consolidated revenues of the reporting issuer reported on that statement;

"normal course issuer bid" means

- (a) an issuer bid which is made in reliance on the exemption contained in securities legislation from certain requirements relating to issuer bids which is available if the number of securities acquired by the issuer within a period of twelve months does not exceed 5 percent of the securities of that class issued and outstanding at the commencement of the period, or
- (b) a normal course issuer bid as defined in the policies of The Montreal Exchange, The Canadian Venture Exchange or The Toronto Stock Exchange, conducted in accordance with the policies of that exchange; and

"stock dividend plan" means an arrangement under which securities of an issuer are issued by the issuer to holders of securities of the issuer as a stock dividend or other distribution out of earnings or surplus.

PART 2- EXEMPTION FROM INSIDER REPORTING FOR DIRECTORS AND SENIOR OFFICERS OF CERTAIN SUBSIDIARIES

2.1 Reporting Exemption - Subject to section 2.2, the insider reporting requirement does not apply to a director or senior officer of a subsidiary of a reporting issuer in respect of securities of the reporting issuer.

2.2 Limitation - The exemption in section 2.1 is not available if the director or senior officer

- (a) in the ordinary course receives or has access to information as to material facts or material changes concerning the reporting issuer before the material facts or material changes are generally disclosed;
- (b) is a director or senior officer of a major subsidiary; or
- (c) is an insider of the reporting issuer in a capacity other than as a director or senior officer of the subsidiary.

PART 3- EXEMPTION FROM INSIDER REPORTING FOR DIRECTORS AND SENIOR OFFICERS OF AFFILIATES OF INSIDERS OF A REPORTING ISSUER

3.1 Québec - This Part does not apply in Québec.

3.2 Reporting Exemption - Subject to section 3.3, the insider reporting requirement does not apply to a director or senior officer of an affiliate of an insider of a reporting issuer in respect of securities of the reporting issuer.

3.3 Limitation - The exemption in section 3.2 is not available if the director or senior officer

- (a) in the ordinary course receives or has access to information as to material facts or material changes concerning the reporting issuer before the material facts or material changes are generally disclosed;
- (b) is an insider of the reporting issuer in a capacity other than as a director or senior officer of an affiliate of an insider of the reporting issuer; or
- (c) is a director or senior officer of a company that supplies goods or services to the reporting issuer or to a subsidiary of the reporting issuer or has contractual arrangements with the reporting issuer or a subsidiary of

the reporting issuer, and the nature and scale of the supply or the contractual arrangements could reasonably be expected to have a significant effect on the market price or value of the securities of the reporting issuer.

PART 4- LISTS OF EXEMPTED INSIDERS

4.1 Lists of Exempted Insiders - A reporting issuer shall maintain a list of all insiders of the reporting issuer exempted from the insider reporting requirement by section 2.1 and shall maintain a list of all insiders of the reporting issuer exempted from the insider reporting requirement by section 3.2.

PART 5- REPORTING OF ACQUISITIONS UNDER AUTOMATIC SECURITIES PURCHASE PLANS

5.1 Reporting Exemption - Subject to section 5.2, the insider reporting requirement does not apply to a director or senior officer of a reporting issuer or of a subsidiary of the reporting issuer for the acquisition of securities of the reporting issuer pursuant to an automatic securities purchase plan, other than the acquisition of securities pursuant to a lump-sum provision of the plan.

5.2 Limitation

- (1) The exemption in section 5.1 is not available to an insider that beneficially owns, directly or indirectly, voting securities of the reporting issuer, or exercises control or direction over voting securities of the reporting issuer, or a combination of both, carrying more than 10 percent of the voting rights attached to all outstanding voting securities of the reporting issuer.
- (2) In Québec, subsection (1) does not apply.
- (3) In Québec, the exemption in section 5.1 is not available to a person who exercises control over more than 10 percent of a class of shares of a reporting issuer to which are attached voting rights or an unlimited right to a share of the profits of the reporting issuer and in its assets in case of winding-up.

5.3 Reporting Requirement - An insider who relies on the exemption from the insider reporting requirement contained in section 5.1 shall file a report, in the form prescribed for insider trading reports under securities legislation, disclosing each acquisition of securities under the automatic securities purchase plan that has not previously been disclosed by or on behalf of the insider

- (a) for any securities acquired under the automatic securities purchase plan which have been disposed of or transferred, within the time required by securities legislation for filing a report disclosing the disposition or transfer; and
- (b) for any securities acquired under the automatic securities purchase plan during a calendar year which have not been disposed of or transferred, within 90 days of the end of the calendar year.

PART 6- REPORTING FOR NORMAL COURSE ISSUER BIDS

6.1 Reporting Exemption - The insider reporting requirement does not apply to an issuer for acquisitions of securities of its own issue by the issuer under a normal course issuer bid.

6.2 Reporting Requirement - An issuer who relies on the exemption from the insider reporting requirement contained in section 6.1 shall file a report, in the form prescribed for insider trading reports under securities legislation, disclosing each acquisition of securities by it under a normal course issuer bid within 10 days of the end of the month in which the acquisition occurred.

PART 7- REPORTING FOR CERTAIN ISSUER EVENTS

7.1 Reporting Exemption - The insider reporting requirement does not apply to an insider of a reporting issuer whose direct or indirect beneficial ownership of, or control or direction over, securities of the reporting issuer changes as a result of an issuer event of the issuer.

7.2 **Reporting Requirement** - An insider who relies on the exemption from the insider reporting requirement contained in section 7.1 shall file a report, in the form prescribed for insider trading reports under securities legislation, disclosing all changes in direct or indirect beneficial ownership of, or control or direction over securities by, the insider for securities of the reporting issuer pursuant to an issuer event that have not previously been reported by or on behalf of the insider, within the time required by securities legislation for the insider to report any other subsequent change in direct or indirect beneficial ownership of, or control or direction over, securities of the reporting issuer.

PART 8- EFFECTIVE DATE

8.1 **Effective Date** - This Rule will come into force on October 29, 2001.

Nov 16

SCHEDULE 1 IN THE MATTER OF THE *SECURITIES ACT*, RSN 1990, C. S-13

NATIONAL INSTRUMENT 55-102 AS RULE 55-102 SYSTEM FOR ELECTRONIC DISCLOSURE BY INSIDERS (SEDI)

Under the authority of section 144.1 of the *Securities Act*, I make the following Rule.

Dated at St. John's, Newfoundland this 25th day of October, 2001.

Anthony W. Patey
Director of Securities

Approved by:
Walter Noel
Minister of Government Services and Lands

NATIONAL INSTRUMENT 55-102 AS RULE 55-102

SYSTEM FOR ELECTRONIC DISCLOSURE BY INSIDERS (SEDI)

PART 1- DEFINITIONS AND INTERPRETATION

1.1 **Definitions** - In this Instrument

“access key” means an alpha-numeric code issued by SEDI or the SEDI operator in respect of an insider that files an insider profile in SEDI format or in respect of a SEDI issuer that files an issuer profile supplement in SEDI format;

“class” includes a series of a class;

“filing agent” means a person or company that is authorized by a SEDI filer to make a SEDI filing on behalf of the SEDI filer;

“insider profile” means the information that is required under Form 55-102F1;

“insider report” means a report required to be filed under the insider reporting requirement;

“issuer event” means a stock dividend, stock split, consolidation, amalgamation, reorganization, merger or other similar event that affects all holdings of a class of securities of an issuer in the same manner, on a per share basis;

“issuer event report” means the information that is required under Form 55-102F4;

“issuer profile supplement” means the information that is required under Form 55-102F3;

“paper format” means information printed on paper;

“SEDI” means the online computer system providing for the transmission, receipt, review and dissemination of insider reports and related information filed electronically, which is known as the System for Electronic Disclosure by Insiders;

“SEDI filer” means a person or company that is required to make a SEDI filing in accordance with this Instrument;

“SEDI filing” means information that is filed under securities legislation or securities directions in SEDI format, or the act of filing information under securities legislation or securities directions in SEDI format, as the context indicates;

“SEDI format” means information entered electronically in SEDI using the SEDI software application located at the SEDI web site;

“SEDI issuer” means a reporting issuer, other than a mutual fund, that is required to comply with National Instrument 13-101 *System for Electronic Document Analysis and Retrieval (SEDAR)*, including a foreign issuer referred to under paragraph 2 of subsection 2.1(1) of that Instrument;

“SEDI operator” means CDS INC. or a successor appointed by the securities regulatory authority to operate SEDI;

“SEDI software application” means the software on the SEDI web site that provides SEDI users with the functionality to make SEDI filings;

“SEDI user” means an individual who has registered in accordance with subsection 2.5(2);

“SEDI web site” means the web site maintained by the SEDI operator for the filing of information in SEDI format;

“transfer report” means

- (a) in Alberta, Saskatchewan, Ontario, Nova Scotia or Newfoundland, a report required to be filed by an insider of a reporting issuer under securities legislation if the insider transfers securities of the reporting issuer into the name of an agent, nominee or custodian; or
- (b) in Quebec, a report required to be filed by an insider of a reporting issuer under securities legislation if the insider registers or causes to be registered any security of the reporting issuer in the name of a third person;

“user registration form” means the information that is required under Form 55-102F5.

PART 2 - SEDI FILING REQUIREMENTS

2.1 Filing of Insider Profile

- (1) An insider of a SEDI issuer shall file an insider profile or an amended insider profile in SEDI format before the insider files an insider report in SEDI format in respect of that SEDI issuer.
- (2) An insider profile shall contain the information required under Form 55-102F1.
- (3) An insider that has filed an insider profile under subsection (1) shall file an amended insider profile in SEDI format containing the information required under Form 55-102F1
 - (a) if there is a change in the insider’s name or the insider’s relationship to any SEDI issuer disclosed in the insider’s most recently filed insider profile, or if the insider ceases to be an insider of any such SEDI issuer, within 10 days after the occurrence of the event, or
 - (b) if there has been any other change in the information disclosed in the insider’s most recently filed insider profile, at the time that the insider next files an amended insider profile or an insider report in SEDI format.
- (4) An insider that is required to file an insider profile in SEDI format shall not file more than one insider profile.

2.2 Filing of Insider Reports in SEDI Format

- (1) An insider of a SEDI issuer that is required by securities legislation to file an insider report in that capacity shall file the insider report in SEDI format through a SEDI user.
- (2) For greater certainty, a SEDI user under subsection (1) includes the insider if that insider becomes registered as a SEDI user on or before the time that the insider report is due to be filed.
- (3) An insider report that is filed in SEDI format shall contain the information required under Form 55-102F2.

2.3 Filing of Issuer Profile Supplement

- (1) A SEDI issuer shall file an issuer profile supplement in SEDI format within three business days after the date that it becomes a SEDI issuer.
- (2) An issuer profile supplement that is required to be filed under subsection (1) shall contain the information required under Form 55-102F3.
- (3) A SEDI issuer shall file an amended issuer profile supplement in SEDI format immediately if
 - (a) the SEDI issuer issues any security or class of securities that is not disclosed in its issuer profile supplement;
 - (b) there is any change in the designation of any security or class of securities of the SEDI issuer disclosed or required to be disclosed in its issuer profile supplement;
 - (c) any security or class of securities of the SEDI issuer disclosed or required to be disclosed in its issuer profile supplement has ceased to be outstanding and is not subject to issuance at a future date; or
 - (d) there is any other change in the information disclosed or required to be disclosed in its issuer profile supplement.

2.4 Filing of Issuer Event Report

- (1) A SEDI issuer shall file an issuer event report in SEDI format no later than one business day following the occurrence of an issuer event.
- (2) An issuer event report that is required to be filed under subsection (1) shall contain the information required under Form 55-102F4.

2.5 SEDI Users

- (1) An individual who is a SEDI filer, a filing agent, or an authorized representative of a SEDI filer or filing agent, may use SEDI for the purpose of making SEDI filings.
- (2) Before using SEDI to make SEDI filings, an individual referred to in subsection (1) shall register as a SEDI user by
 - (a) completing and submitting a user registration form in SEDI format; and
 - (b) delivering a copy of the completed user registration form in paper format to the SEDI operator for verification by the SEDI operator.
- (3) A user registration form under subsection (2) shall contain the information required under Form 55-102F5 and the paper format copy of the user registration form under paragraph (2)(b) shall contain the manual or facsimile signature of the individual being registered.

(4) The paper format copy of the user registration form referred to in paragraph (2)(b) shall be delivered to the SEDI operator by prepaid mail, personal delivery or facsimile at the address or facsimile number indicated on the printed copy of Form 55-102F5, as applicable.

PART 3 - FILING OF REPORTS IN PAPER FORMAT

3.1 Filing of Insider Reports in Paper Format

(1) An insider report that is not required to be filed in SEDI format under this Instrument shall be filed in paper format.

(2) An insider report that is required to be filed in paper format shall be prepared in accordance with Form 55-102F6, subject to any provision of securities legislation that permits the use of an alternative form of report in the particular circumstances.

(3) An insider report that is prepared in accordance with Form 55-102F6 shall be manually signed and shall be filed either

(a) by prepaid mail or personal delivery to the address of the securities regulatory authority set forth on Form 55-102F6; or

(b) by facsimile to the facsimile number of the securities regulatory authority set forth on Form 55-102F6.

3.2 Filing of Transfer Reports in Paper Format

(1) In Alberta, Saskatchewan, Ontario, Quebec, Nova Scotia or Newfoundland, a transfer report shall be filed in paper format and shall be prepared in accordance with Form 55-102F6.

(2) A transfer report that is prepared in accordance with Form 55-102F6 shall be manually signed and shall be filed either

(a) by prepaid mail or personal delivery to the address of the securities regulatory authority set forth on Form 55-102F6; or

(b) by facsimile to the facsimile number of the securities regulatory authority set forth on Form 55-102F6.

PART 4 - SEDI FILING EXEMPTION

4.1 Temporary Hardship Exemption

(1) If unanticipated technical difficulties or failure by a SEDI issuer to file its issuer profile supplement prevent the timely submission of an insider report in SEDI format, a SEDI filer shall file the insider report in paper format as soon as practicable and in any event no later than two business days after the day on which the insider report was required to be filed.

(2) An insider report filed in paper format under subsection (1) shall be prepared in accordance with Form 55-102F6 and shall include the following legend in capital letters at the top of the front page:

IN ACCORDANCE WITH SECTION 4.1 OF NATIONAL INSTRUMENT 55-102 SYSTEM FOR ELECTRONIC DISCLOSURE BY INSIDERS (SEDI), THIS INSIDER REPORT IS BEING FILED IN PAPER FORMAT UNDER A TEMPORARY HARDSHIP EXEMPTION.

(3) The requirements of securities legislation relating to paper format filings of insider reports apply to a filing under subsection (1) except that signatures to the paper format document may be in typed form rather than manual format.

- (4) If an insider report is filed in paper format in the manner and within the time prescribed in this section, the date by which the information is required to be filed under securities legislation is extended to the date on which the filing is made in paper format.
- (5) If a SEDI filer makes a paper format filing under this section, the SEDI filer shall file the insider report in SEDI format as soon as practicable after the unanticipated technical difficulties have been resolved or the insider has become aware that the SEDI issuer has filed its issuer profile supplement, whichever is applicable.

PART 5 - PREPARATION AND TRANSMISSION OF SEDI FILINGS

- 5.1 **Manner of Effecting SEDI Filings** - A SEDI filing shall be prepared and transmitted using the SEDI software application located at the SEDI web site.
- 5.2 **Access Key** - After an issuer profile supplement or an insider profile has been filed by or for a SEDI filer, all information filed in SEDI format by or for the SEDI filer shall be authenticated using the SEDI filer's access key.
- 5.3 **Format of Information and Number of Copies** - A requirement in securities legislation relating to the format in which a report or other information to be filed must be printed or specifying the number of copies of a report or other information that must be filed does not apply to a SEDI filing made in accordance with this Instrument.

PART 6 - EXEMPTION

- 6.1 **Exemption**
 - (1) The regulator or the securities regulatory authority may grant an exemption from this Instrument, in whole or in part, subject to such conditions or restrictions as may be imposed in the exemption.
 - (2) Despite subsection (1), in Ontario only the regulator may grant such an exemption.

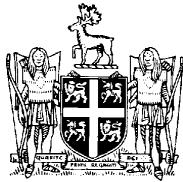
PART 7 - TRANSITION TO ELECTRONIC FILING

- 7.1 **SEDI Issuers** - An issuer that is a SEDI issuer on October 29, 2001 shall file an issuer profile supplement in SEDI format within five business days after that date.
- 7.2 **Transactions Before Effective Date** - If, at any time on or after November 13, 2001, an insider of a SEDI issuer is filing an insider report, including an amended insider report, in respect of a relationship to, or a transaction in securities of, the SEDI issuer which arose or occurred prior to that date, the insider shall file the insider report in SEDI format.

PART 8 - EFFECTIVE DATE

- 8.1 **Effective Date**
 - (1) Except for sections 2.1, 2.2, 2.4, 3.1 and 3.2, this Instrument comes into force on October 29, 2001.
 - (2) Sections 2.1, 2.2, 2.4, 3.1 and 3.2 come into force on November 13, 2001.

Nov 16



THE NEWFOUNDLAND GAZETTE

PART II

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

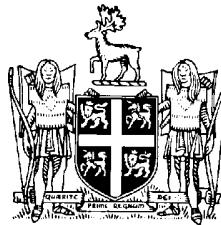
Vol. 76

ST. JOHN'S, FRIDAY, NOVEMBER 16, 2001

No. 46

NEWFOUNDLAND REGULATIONS

NR 78/01



NEWFOUNDLAND REGULATION 78/01

Milk Regulations, 1998 (Amendment)
under the
Milk Scheme, 1998
and the
Natural Products Marketing Act

(Filed November 13, 2001)

Under the authority of section 8 of the *Milk Scheme, 1998* and of the *Natural Products Marketing Act*, the Dairy Farmers of Newfoundland and Labrador make the following regulations.

Dated at St. John's, August 16, 2001.

Martin J. Hammond
Executive Director
Dairy Farmers of Newfoundland and Labrador

REGULATIONS

Analysis

1. S.18 Amdt. Fees	3. S.20 Amdt. Deduction of penalty
2. S.19 Rep. Excess Production	

NR 68/98
as amended

1. Subsection 18(3) of the *Milk Regulations, 1998* is amended by deleting the word and comma "penalties,".

2. Section 19 of the regulations is repealed.

3. Subsection 20(1) of the regulations is amended by deleting the word and comma "penalties," and the word and comma "penalty,".

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Index

PART I

Change of Name Act — Applications	604
Securities Act — Notices	606
Trustee Act — Notices	603
Urban and Rural Planning — Notice of Registration	603

PART II

CONTINUING INDEX OF SUBORDINATE LEGISLATION

Title of Act and Subordinate Legislation made thereunder	CNR or Nfld. Reg.	Amendment	Nfld. Gazette Date & Page No.
Milk Scheme 1998 and the Natural Products Marketing Act			
Milk Regulations, 1998	NR78/01	NR69/98 Amdt. S.18 Amdt. S.19 Rep. S.20 Amdt.	Nov. 16/01, p. 525

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