



Judge warns Nova Stone Exporters to comply or else

Company dragging feet on removing river infill
by [Lisa Brown](#)

COUNTY - A provincial court judge has told the president of a defunct local company to get rid of an illegal infill or face the consequences.

That was the message September 17 when Corinna Kincaid-Lowe was summonsed to appear in Bridgewater provincial court after several attempts by the Crown failed to get her before the judge.

According to the Registry of Joint Stocks, Ms Kincaid-Lowe is the director, president, secretary and treasurer of Nova Stone Exporters Inc., a limited company which had its membership revoked earlier this month for nonpayment of fees.

In February 2005, Nova Stone Exporters was ordered by the Department of Environment to clean up a Dayspring property on the LaHave River, an area which had been infilled without approval which officials said was environmentally sensitive. When that wasn't done, charges were laid against both the company and Ms Kincaid-Lowe.

The case was first before the court in January 2006. There were a series of delays while discussions about the infill continued. Finally, in January of this year, the company entered a guilty plea. Sentencing was put off so discussions could continue and the infill could be removed.

But when the case was back before the court last week, Crown attorney Lloyd Tancock said a few test holes had recently been dug at the infill, which he estimated to be about 150' x 50', but the Environment inspector feels the company is dragging its feet.

It appeared that Judge Anne Crawford agreed. When Ms Kincaid-Lowe confirmed that test pits have been dug, the judge seemed unimpressed.

"You don't need test pits," she said. "From what the Crown tells me, you just need to remove the stuff."

Judge Crawford set sentencing over for a week, to September 24, telling Ms Kincaid-Lowe it will be "to considerable advantage to you" if you remove the infill. She told the woman to at least return with a schedule for the removal of the material.

"Otherwise, I'm going to sentence on the basis that you haven't complied," the judge warned.

Ms Kincaid-Lowe tried to explain that the company doesn't believe the infill involved sensitive wetlands, but Judge Crawford cut her off.

"I am not interested in hearing any excuses," she said. "Just get it done."

posted on 09/23/08