


PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. - 1201 , Approved and Ordered DEC - 2 2004



Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that

- 1 *B.C. Reg. 375/2004 is repealed.*
- 2 *Effective January 1, 2006, the Water Regulation, B.C. Reg. 204/88, is amended as set out below:*
 - (a) *section 1.1 of the Water Regulation, B.C. Reg. 204/88, is repealed and the following substituted:*

Industrial purpose

- 1.1 Any use of water in British Columbia, and any use of water at a place in British Columbia, that is listed in items 1 (c), 2 (a), 4 (b), 5 (a) or 6 (b) of Part 2 of Schedule A, is designated as a use included under industrial purpose.
 - (b) *Section 7 (4), (5), (13) and (14) is amended by striking out "\$50" and substituting "\$60".*
 - (c) *Schedule A is amended*
 - (a) *by repealing Part 2 and substituting Part 2 as set out in the attached Appendix A,*
 - (b) *by repealing item 11 of Part 3 and substituting items 11 and 11.1 as set out in the attached Appendix B, and*
 - (c) *by repealing item 12 of Part 3.*



Minister of Sustainable Resource Management



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section:- Water Act, R.S.B.C. 1996 c. 483, s. 100

Other (specify):- OIC 830/2004; OIC 889/88

APPENDIX A
PART 2

Annual rentals payable in respect of a licence for the following purposes and categories

Item	Column 1 Purpose	Column 2 Annual Rental Year 2006	Column 3 Annual Rental Year 2007	Column 4 Annual Rental Year 2008	Column 5 Annual Rental Year 2009
1	IRRIGATION PURPOSE AND INDUSTRIAL PURPOSE ASSOCIATED WITH AGRICULTURAL USE For all purposes under Item 1, the annual rental is the greater of \$25.00 or the annual rental calculated using the rental rate set out below for each 1 000 cubic metres.				
(a)	water conveyed by a local authority and used for irrigation purpose	\$0.48 per 1 000 cubic metres	\$0.50 per 1 000 cubic metres	\$0.55 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
(b)	private irrigation use	\$0.48 per 1 000 cubic metres	\$0.50 per 1 000 cubic metres	\$0.55 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
(c)	industrial purpose associated with agriculture:				
	crop suppression	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
	flood harvesting	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
	frost protection	\$0.35 per 1 000 cubic metres	\$0.40 per 1 000 cubic metres	\$0.50 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
	game farms	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
	greenhouses	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
	kennels	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
	nurseries	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres

Item	Column 1 Purpose	Column 2 Annual Rental Year 2006	Column 3 Annual Rental Year 2007	Column 4 Annual Rental Year 2008	Column 5 Annual Rental Year 2009
	ponds	\$25.00	\$25.00	\$25.00	\$25.00
	stockwatering	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
	watering of golf courses, ornamental gardens, parks or similar properties	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
2	INDUSTRIAL PURPOSE ASSOCIATED WITH AQUACULTURE USE For all purposes under Item 2, the annual rental is the greater of \$100.00 or the annual rental calculated using the rental rate set out below for each 1 000 cubic metres.				
(a)	fish hatcheries	\$0.075 per 1 000 cubic metres	\$0.077 per 1 000 cubic metres	\$0.078 per 1 000 cubic metres	\$0.08 per 1 000 cubic metres
3	CONSERVATION AND LAND IMPROVEMENT PURPOSES For all purposes under Item 3, the annual rental is the greater of \$25.00 or the annual rental calculated using the rental rate set out below for each 1 000 cubic metres.				
(a)	conservation purpose:				
	storage of water	\$25.00	\$25.00	\$25.00	\$25.00
	use of water	\$0.006 per 1 000 cubic metres	\$0.007 per 1 000 cubic metres	\$0.008 per 1 000 cubic metres	\$0.01 per 1 000 cubic metres
	construction of works in and about streams	\$25.00	\$25.00	\$25.00	\$25.00
(b)	land improvement	\$25.00	\$25.00	\$25.00	\$25.00
4	DOMESTIC PURPOSE AND INDUSTRIAL PURPOSE ASSOCIATED WITH DOMESTIC USE For all purposes under Item 4, the annual rental is the greater of \$25.00 or the annual rental calculated using the rental rate set out below for each 1 000 cubic metres.				
(a)	domestic purpose	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
(b)	industrial purpose associated with domestic use:				
	camps	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
	churches and community halls	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres

Item	Column 1 Purpose	Column 2 Annual Rental Year 2006	Column 3 Annual Rental Year 2007	Column 4 Annual Rental Year 2008	Column 5 Annual Rental Year 2009
	exhibition grounds	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
	institutions	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
	public facilities	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
	residential lawn watering (area exceeds 1 012 square metres)	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
	swimming pools	\$25.00	\$25.00	\$25.00	\$25.00
	work camps	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres	\$0.60 per 1 000 cubic metres
5	INDUSTRIAL PURPOSE AND MINERAL TRADING PURPOSE For all purposes under Item 5, the annual rental is the greater of \$100.00 or the annual rental calculated using the rental rate set out below for each 1 000 cubic metres.				
(a)	general – use for industrial purpose:				
	amusement parks	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	bottling fresh water	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	brake cooling	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	cooling	\$0.55 per 1 000 cubic metres	\$0.65 per 1 000 cubic metres	\$0.75 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	dewatering	\$100.00	\$100.00	\$100.00	\$100.00
	dust control	\$0.35 per 1 000 cubic metres	\$0.45 per 1 000 cubic metres	\$0.65 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres

Item	Column 1 Purpose	Column 2 Annual Rental Year 2006	Column 3 Annual Rental Year 2007	Column 4 Annual Rental Year 2008	Column 5 Annual Rental Year 2009
	enterprise (which includes hotels, motels, trailer parks, stores, service stations, restaurants or similar commercial enterprises)	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	effluent dilution	\$0.25 per 1 000 cubic metres	\$0.45 per 1 000 cubic metres	\$0.65 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	film processing plant	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	fire prevention	\$0.35 per 1 000 cubic metres	\$0.45 per 1 000 cubic metres	\$0.65 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	fire protection	\$100.00	\$100.00	\$100.00	\$100.00
	garbage dumps	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	heat exchangers	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	ice making	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	log fluming	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	mineral trading purpose (mineral baths or trading)	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	overburden disposal	\$100.00	\$100.00	\$100.00	\$100.00
	processing (which includes food processing plants, manufacturing opera- tions, sawmills, and washing sand or gravel)	\$0.55 per 1 000 cubic metres	\$0.65 per 1 000 cubic metres	\$0.75 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	pulp mills	\$0.55 per 1 000 cubic metres	\$0.65 per 1 000 cubic metres	\$0.75 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	river improvement	\$100.00	\$100.00	\$100.00	\$100.00

Item	Column 1 Purpose	Column 2 Annual Rental Year 2006	Column 3 Annual Rental Year 2007	Column 4 Annual Rental Year 2008	Column 5 Annual Rental Year 2009
	road maintenance	\$0.25 per 1 000 cubic metres	\$0.45 per 1 000 cubic metres	\$0.65 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	sediment control	\$100.00	\$100.00	\$100.00	\$100.00
	sewage disposal	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	shipyards	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	snowmaking	\$0.35 per 1 000 cubic metres	\$0.55 per 1 000 cubic metres	\$0.65 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	truck washing	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	tunnelling	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	washing intake screens	\$0.25 per 1 000 cubic metres	\$0.45 per 1 000 cubic metres	\$0.65 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
	wharves	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres
6	MINING PURPOSE AND INDUSTRIAL PURPOSES ASSOCIATED WITH MINING USE For all purposes under Item 6, the annual rental is the greater of \$100.00 or the annual rental calculated using the rental rate set out below for each 1 000 cubic metres.				
(a)	mining purpose:				
	hydraulic mining	\$0.065 per 1 000 cubic metres	\$0.065 per 1 000 cubic metres	\$0.065 per 1 000 cubic metres	\$0.065 per 1 000 cubic metres
	hydraulicking	\$0.065 per 1 000 cubic metres	\$0.065 per 1 000 cubic metres	\$0.065 per 1 000 cubic metres	\$0.065 per 1 000 cubic metres
	placer mining	\$0.45 per 1 000 cubic metres	\$0.45 per 1 000 cubic metres	\$0.45 per 1 000 cubic metres	\$0.45 per 1 000 cubic metres
	processing ore	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres

Item	Column 1 Purpose	Column 2 Annual Rental Year 2006	Column 3 Annual Rental Year 2007	Column 4 Annual Rental Year 2008	Column 5 Annual Rental Year 2009
	washing coal	\$0.55 per 1 000 cubic metres	\$0.75 per 1 000 cubic metres	\$0.95 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres
(b)	industrial purpose associated with mining:				
	mining equipment	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres
	oil field injection	\$0.65 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$0.95 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres
	pressure testing and flushing	\$0.35 per 1 000 cubic metres	\$0.55 per 1 000 cubic metres	\$0.85 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres
7	STORAGE PURPOSE For all purposes under Item 7, the annual rental is the greater of \$25.00 or the annual rental calculated using the rental rate set out below for each 1 000 cubic metres.				
(a)	storage purpose	\$0.006 per 1 000 cubic metres	\$0.007 per 1 000 cubic metres	\$0.008 per 1 000 cubic metres	\$0.01 per 1 000 cubic metres
8	WATERWORKS For all purposes under Item 8, the annual rental is the greater of \$100.00 or the annual rental calculated using the rental rate set out below for each 1 000 cubic metres.				
(a)	water conveyed by a local authority and used for waterworks purpose	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres
(b)	water conveyed for waterworks purpose by a person other than a local authority	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres
(c)	water delivery	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres
(d)	bulk shipment of water by marine transport	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres	\$1.10 per 1 000 cubic metres
9	PERMITS TO OCCUPY CROWN LAND For Item 9 (a), the annual rental for Crown land occupied by a dam is the greater of \$50.00 or the annual rental calculated using the rental rate set out below per hectare. For Item 9 (b), the annual rental for Crown land flooded or occupied by other works is the greater of \$10.00 or the annual rental calculated using the rental rate set out below per hectare.				

Item	Column 1 Purpose	Column 2 Annual Rental Year 2006	Column 3 Annual Rental Year 2007	Column 4 Annual Rental Year 2008	Column 5 Annual Rental Year 2009
(a)	occupied by a dam	\$120.00 per hectare	\$120.00 per hectare	\$120.00 per hectare	\$120.00 per hectare
(b)	flooded or occupied by other works	\$7.45 per hectare	\$7.50 per hectare	\$7.50 per hectare	\$7.50 per hectare

APPENDIX B

Annual rentals for power purpose in respect of power generation projects

Item	Column 1 Purpose	Column 2 Annual Rental Year 2006	Column 3 Annual Rental Year 2007	Column 4 Annual Rental Year 2008	Column 5 Annual Rental Year 2009
11	POWER PURPOSE For Item 11 (a), the annual rental is the greater of \$100.00 or the annual rental calculated using the rental rate set out below for each 1 000 cubic metres.				
(a)	residential power use	\$0.003 per 1 000 cubic metres	\$0.005 per 1 000 cubic metres	\$0.008 per 1 000 cubic metres	\$0.01 per 1 000 cubic metres

Item	Column 1	Column 2 \$
11.1	POWER PURPOSE	
(a)	Commercial power use:	
	construction capacity, for each kilowatt	0.276 indexed
	authorized capacity, other than construction capacity, for each kilowatt	1.726 indexed
	output, for each megawatt-hour	1.036 indexed
	minimum annual rental, for each licence	100.00
(b)	General power use:	
	construction capacity, for each kilowatt	0.345 indexed
	authorized capacity, other than construction capacity, for each kilowatt	3.453 indexed
	output, for each megawatt-hour a year, up to a total of 160 000 megawatt-hours from all power developments operated by the same licensee	1.036 indexed
	output, for each additional megawatt-hour a year	4.835 indexed
	minimum annual rental, for each licence	200.00