

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 1245, Approved and Ordered DEC 11 2004

[Signature]
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 the Administrative Remedies Regulation, B.C. Reg. 13/2004, is amended as set out in the attached Schedule.

[Signature]
Minister of Forests

[Signature]
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:- Forest and Range Practices Act, S.B.C. 2002, c. 69, s. 141, 165, 166 and 167

Other (specify):- OIC 16/2001

SCHEDULE

1 The Administrative Remedies Regulation, B.C. Reg 13/2004 is amended by adding the following sections:

Stop work orders not stayed

1.1 Section 66 of the Act is a prescribed section for the purposes of section 78 (3) of the Act.

Dealing with seized timber, seed, hay and botanical forest products

1.2 For the purpose of section 67 (3) (a) of the Act, before dealing with seized timber, seed, hay and botanical forest products referred to in that section, the minister must give an opportunity to be heard to the person from whom the timber, seed, hay or botanical forest products were seized.

2 Schedule 1 is amended

(a) by adding the following immediately after the heading "Forest and Range Practices Act" in column 1

Column 1	Column 2	Column 3
	112 (3)	500 000

(b) under the heading of “Forest Planning and Practices Regulation” in column 1 by striking out all of the sections referenced in column 2 and penalties in column 3 and substituting the following::

Column 1	Column 2	Column 3
Forest Planning and Practices Regulation	35 (3) 36 (1) or (2) 37 38 44 (1) (b) or (2) 45 (2) 46.1 (2) 46.2 (5) 54 56 (1), (2) or (3) 57 59 60 (1) or (2) 61 62 (1) or (2) 106.2 (1)	100 000
	39 (1) or (2) 43 (4), (7) (b) or (8) 44 (1) (a) or (4) 45 (1) 46.1 (1) 46.2 (1) 50 (3) 51 (1), (2) or (3) (a), (b) or (c) 52 (1) (a) or (b) 58 (b) 63 (1) (c) or (d) 72 75 (a), (b) or (c) 94 (6)	50 000

35 (6) (a), (b) or (c) or (7) 36 (4) 41 42 50 (1) or (2) 52 (2) 53 55 (1) or (2) 58 (a) 64 65 66 (1) or (2) 67 68 (1) 69 70 (1) or (2) 73 74 (1), (2) or (3) 75 (d) 76 77 (1) (a) or (b) 78 79 (1), (2), (6), (7) or (8) 79.1 (5) or (9) 82 (1) (a), (b), (c) or (d) or (4) 83	20 000
12 (3) 14 (3) (a), (b), (c), (d), (e), (f), (g), (h), (i), (j) or (k) 16 (1), (3) (a), (b), (c) or (d) or (4) 17 18 20 (1) or (4) 21 (1) (a), (b), (c) or (d) 22 (1) (a) 22 (2) (a), (b), (c) or (d) 29 32.2 34 (1) 40 106.2 (3)	10 000

34 (2) 77 (1) (c), (2) or (3) 79.1 (4) 80.1 (1) 84 85 (1) (a) or (b) 86 (2) (a) or (b) 86 (3) (a), (b), (c), (d) or (e), or (4) 86.1 (3) (a) 87 (1), (2) or (3) 88 (1) 97	5 000
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(c) under the heading of “Woodlot Licence Planning and Practices Regulation” in column 1 by striking out all of the sections referenced in column 2 and penalties in column 3 and substituting the following:

Column 1	Column 2	Column 3
Woodlot Licence Planning and Practices Regulation	4 (1) or (2) 25 26 27 34 (1) or (3) 35 (2) (b) 36.1 (5) 41 44 (1), (2) or (3) 45 47 48 (1) or (2) 49 50 (1) or (2) 57 58	100 000
	28 (1) or (2) 32 (4) or (7) (b) 35 (2) (a) 39 (1), (2), (2.1) or (3) (a), (b) or (c) 40 (3), (4) or (5) 46 (b) 51 (1) (c) or (d) 64 (a), (b) or (c)	50 000

30 31 40 (1) or (2) 42 43 (1) or (2) 46 (a) 52 (1) or (2) 53 (1) or (2) 54 (1) 55 56 (1) (a) or (b) or (2) 59 59.1 (2) 60 61 62 63 (1), (2) or (3) 64 (d) 65 66 (1) (a) or (b) 67 68 (1), (4), (5), (6) or (7) 71 (1) (a), (b), (c) or (d) 72	20 000
5 (5) (a) or (b) or (c) (i) or (ii) 6 (2) (a) or (b) 7 8 (1) or (3) 9 (3) 11 12 14 15 17 (1), (3), (3.1), (4) or (5) (a), (b), (c) or (d) 23 (1) or (2) (a) or (b) 29 36.1 (1)	10 000
32 (8) 33 (2), (3) or (4) 66 (1) (c), (2) or (3) 73 74 (1) (a) or (b) 75 (1) (a) or (b), (3), (5) or (7) 76 (2) or (3) (a), (a.1), (b) or (c) 84 (3)	5 000