

PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL


Order in Council No. **928**, Approved and Ordered



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 Fort St. John Pilot Project Regulation, B.C. Reg 278/2001, is amended as set out in the attached Schedule.



Minister of Forests and Range and  
Minister Responsible for Housing



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:- Forests and Range Practices Act, S.B.C. 2002, c. 69, sections 146, 209 and 211

Other (specify):- oic 1033/2001

## SCHEDULE

**1 Section 24 of the Fort St. John Pilot Project Regulation, B.C. Reg 278/2001, is amended**

**(a) by repealing subsection (1) and substituting the following:**

- (1) Despite anything to the contrary in an agreement or an authorization, an authorization given under section 23, before or after the coming into force of this section, is effective on the date it is given and expires
  - (a) if it is an authorization to harvest a cutblock, on the later to occur of
    - (i) 4 years after the effective date, and
    - (ii) March 31, 2007, or
  - (b) if it is an authorization for a road, when the participant or holder of a minor timber sale licence, as the case may be, has complied with section 31 (2)., **and**

**(b) by repealing subsections (3) and (4) and substituting the following:**

- (3) If satisfied that an extension will not have a deleterious impact on the forest resources in the area to which an authorization to harvest a cutblock pertains, the district manager may grant one or more extensions to the authorization, each for a period not to exceed 2 years, with the first extension beginning on the expiry date referred to in subsection (1) (a) applicable to that authorization.

**2 Section 83 is amended by adding the following subsection:**

- (5) Despite subsection (1), notice is not required under that subsection if the district manager determines that it is not practicable to publish a notice, given the circumstances or conditions applicable to the area under an amendment.

**3 Sections 85 (2) to (4) are repealed and the following substituted:**

- (2) The opportunity for a review of a forest operations schedule or of an amendment to a forest operations schedule by members of the public under subsection (1) begins on the date the notice is first published and ends 60 days after that date.
- (3) Despite subsection (2), the district manager may
  - (a) extend the period for review, if the district manager considers that a longer period is necessary to provide a person with an adequate opportunity for review and comment, commensurate with the nature and extent of the person's interest in the area under the forest operations schedule or any right that person has to use the area under that schedule, or
  - (b) shorten the period for review, if the district manager considers that a shorter period will provide a person with an adequate opportunity for review and comment, commensurate with the nature and extent of the person's interest in the area under the forest operations schedule or any right that person has to use the area under that schedule.
- (4) Despite subsections (2) and (3), the opportunity for review ends 10 days after the date the notice is first published if all or a substantial part of the timber to which the area identified in the forest operations schedule pertains

- (a) is dead, infested with pests or otherwise damaged, or is required to be harvested to facilitate the removal of dead, infested or damaged timber, and
- (b) must be harvested expeditiously to prevent
  - (i) the spread of pests, or
  - (ii) a significant reduction in the economic value of the timber due to a deterioration in the quality of the timber.