



File: 265-20 Delegations and Designations 2015

Re: Designation of Minister's Authority

Various sections of the *Forest Act* and its regulations enable the Minister of Forests, Lands and Natural Resource Operations to authorize a person to carry out duties and powers under that section or to appoint a Minister's delegate.

This table replaces all previous designations under the *Forest Act*.

Your signature on this memorandum signifies approval of these designations.

***Forest Act* Designations**

Section	Designation
<p>Section 13 (1) (a) (ii), (2), 3 (a) and (c), (4) and (5) [Applications] This section provides the Minister or person authorized by the Minister authority to invite and approve forest licence applications.</p>	Regional Executive Director
<p>Section 13.1 (1) (a) (ii), (2) (a) and (c), (3) and (6) (b) [Direct award of forest licence to produce bioenergy] This section provides authority to the Minister or a person authorized by the Minister to specify the requirements for and qualifications of a bioenergy applicant for a forest licence and the authority to enter into the forest licence with the eligible bioenergy applicant.</p>	Regional Executive Director
<p>Section 15 (1.1), (1.2) and (2) [Replacement] This section provides the Minister or authorized person the authority to offer and issue a replacement licence to a forest holder.</p>	Regional Executive Director
<p>Section 15 (3) (a) and (b) and 5 (b) [Replacement] This section provides the Minister or authorized person the authority to offer and issue a replacement licence to a forest licence holder.</p>	Regional Executive Director
<p>Section 15.1 (3) [Transition for forest licence replacement] This section provides the authority for the Minister or person authorized by the minister to offer a</p>	Regional Executive Director

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Section	Designation
replacement for a forest licence under transition provisions relating to forest licence replacements.	
<p>Section 28 (1) and (3) [Rights not in tree farm licence]</p> <p>This section requires a timber licence holder to provide a harvesting schedule for a licence set to expire as a result of the termination or expiry of a tree farm licence.</p>	Regional Executive Director
<p>Section 43.3 (b) [Content of community forest agreements]</p> <p>This section requires the Minister or person authorized by the minister to determine the community forest agreement area.</p>	District Manager
<p>Section 43.7 (1), (2), (3), (4) and (5) [Community salvage licence applications]</p> <p>The section authorizes the Minister or person authorized by the Minister to invite, evaluate and approve community salvage licences.</p>	Regional Executive Director
<p>Section 44 (3) (a) [Applications]</p> <p>This section sets out the woodlot licence application process. Subsection 3 requires that an application is to be made to the minister or minister's designate.</p>	District Manager
<p>Section 46 (6) (b) [Replacement]</p> <p>This section sets out the woodlot licence replacement process. Subsection 6 requires that an accepted offer of replacement is to be made to the minister or minister's designate.</p>	District Manager
<p>48 (3) (a) [Free use permit]</p> <p>This section sets out who can be issued a free use permit. Subsection (3) (a) requires that a person who wishes to harvest timber for traditional or cultural reasons and requires more than 50m³ to apply to the minister or designate.</p>	District Manager
<p>49 (3) [Issuance and content of free use permit]</p> <p>This section sets the content of a free use permit and the requirements for issuance. Subsection 3 allows for a review of a decision made relating to the term and volume of the permit.</p>	District Manager

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<p>Section 58.1 (6) [Extension of timber sale licences and cutting permits] This section provides the Minister or authorized person the authority to waive the timber sale licence or cutting permit extension fee if specified tests are met.</p>	<p>Assistant Deputy Minister, Timber Operations, Pricing and First Nations for timber sale licences Regional Executive Director and District Manager for cutting permits</p>
<p>Section 58.3 (4) [Surrender of BC timber sales agreement] This section provides the Minister or authorized person the authority to relieve the holder of a surrendered timber sale licence from the forfeiture of their deposit if specified tests are met.</p>	<p>Assistant Deputy Minister, Timber Operations, Pricing and First Nations</p>
<p>Section 75.4 (4) [Cut Control of major licences] This sections sets out the cut control rules for major licences. Subsection (4) sets out the termination requirements for a major licence holder, other than a woodlot, for any cut control period.</p>	<p>Regional Executive Director</p>
<p>Section 75.4 (4.1) [Cut Control of major licences] This section sets out the cut control rules for major licences. Subsection (4.1) sets out the termination requirements for a woodlot, for any cut control period.</p>	<p>District Manager</p>
<p>Section 75.92 [Relief] This section provides the ability to grant the holder of a forest licence, timber sale licence that specifies and AAC, woodlot licence, or tree farm licence, full or partial relief from a penalty for exceeding cut control limits.</p>	<p>Assistant Deputy Minister (Area) for forest licences Regional Executive Director for woodlot licences and timber sale licences that specify an AAC</p>
<p>Section 82 [Timber marking: interpretation] The term “registrar” is defined as the person designated by the minister to administer timber marks and marine log brands.</p>	<p>Assistant Deputy Minister, Tenures, Competitiveness and Innovation</p>
<p>Section 97 (1) (f) and (2) [Scale return] This section requires the details of a scale to be delivered to the minister or a designate.</p>	<p>Regional Executive Director District Manager</p>
<p>Section 99 (3) [Section scale and second check scale] This section allows a scaler to request a second check scale, if a scale has been replaced by a second scale. This request must be made to a person designated by the minister.</p>	<p>Regional Executive Director District Manager Forest Officer</p>

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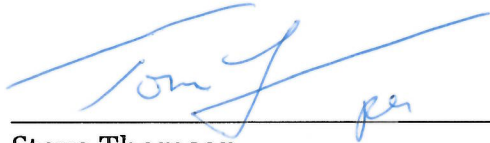
<p>Section 103 (3) [Amount of stumpage] This section allows an official designated by the minister to determine the volume of timber cut, damaged, destroyed or removed without authorization.</p>	<p>Regional Executive Director District Manager Executive Director, Wildfire Management Branch Director, Wildfire Management Branch Fire Centre Manager Deputy Fire Centre Manager Manager, Fire Operations Manager Fire Management And those persons or positions to whom or to which they have sub-delegated their powers to make determinations under s. 71 (1) of the <i>Forest and Range Practices Act</i> or ss. 25, 26 or 27 of the <i>Wildfire Act</i>.</p>
<p>Section 109 (0.1) [BC Timber Sales Account] This subsection defines a "BC Timber Sales official" as a person employed in the ministry of the minister and is designated by the minister as a BC Timber Sales official for the purposes of section 109.</p>	<p>Executive Director, BC Timber Sales Director, Business Management, BC Timber Sales Associate Director, Business Management, BC Timber Sales Timber Sales Manager</p>
<p>Section 115 (1) (a) and (b) [Road permits and road use permits for timber harvesting] Under this section a licence holder may apply to a person designated by the minister for a road permit or road use permit.</p>	<p>District Manager</p>
<p>Section 117 (1) [Road use permits for industrial use] Under this section a person without a licence to harvest timber who wishes to use a forest service road must apply the minister for a road use permit.</p>	<p>District Manager</p>
<p>Section 121 (7) [Road and trail construction] Under this section, the minister may designate employees to prepare explanatory plans for the purposes of dedicating forest service roads to government or expropriating land for roads.</p>	<p>Director, Forest Tenures Branch</p>

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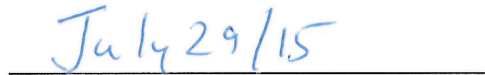
<p>Section 136 (1.1) and (2) [Records and returns] Under this section, persons must keep accurate records relating to their agreement or timber processing facility. This information can be inspected by a ministry official designated by the minister. As well, agreement holders or timber processing facility operators must report specified information to a person designated by the minister.</p>	<p>Regional Executive Director Revenue Accountant, Southern Interior Forest Region Audit Accountant, Northern Interior Forest Region Director, Timber Pricing Branch Senior Timber Pricing Accountant (Interior), Timber Pricing Branch Timber Pricing Accountant (Interior), Timber Pricing Branch Senior Timber Pricing Accountant (Coast), Timber Pricing Branch</p>
<p>Section 143 (2) (b) [Determinations that may be reviewed] This section provides that certain determinations, orders or decisions may be reviewed by a person authorized by the minister.</p>	<p>For a determination, order or decision made by a Timber Sale Manager the designation is to Regional Executive Director and Executive Director, BC Timber Sales</p> <p>For a determination, order or decision made by the District Manager the designation is to the Regional Executive Director.</p> <p>For determination, order or decision made by Regional Executive Director the designation is made to the Chief Forester.</p>

Forest Act Regulations Designations

Section	Designation
<p>BC Timber Sales Regulation section 19 (2) [Forfeiture of bid deposit or standing bid deposit for not entering into agreement]</p> <p>This section provides the Minister or person authorized by the Minister authority to relieve an applicant from a deposit forfeiture imposed due to an applicant not entering into a timber sale licence.</p>	<p>Assistant Deputy Minister, Timber Operations, Pricing and First Nations</p>
<p>BC Timber Sales Regulation section 21 (5) [Forfeiture of deposit for non-compliance with agreement]</p> <p>This section provides the Minister or Minister's delegate authority to relieve a timber sale licence holder from realization of the holder's deposit due to non-compliance or the forfeiture of the deposit for failure to harvest under the licence.</p>	<p>Assistant Deputy Minister, Timber Operations, Pricing and First Nations</p>



Steve Thomson
 Minister of Forests, Lands and
 Natural Resource Operations



Date