

**DELEGATION OF MINISTER OF FORESTS, LANDS AND NATURAL RESOURCE OPERATIONS
POWERS AND DUTIES UNDER THE *FOREST AND RANGE PRACTICES ACT* AND REGULATIONS,
January 2016**

ADM = Assistant Deputy Minister
 CEB = Compliance and Enforcement Branch
 CF = Chief Forester
 EPS = Ecosystem Protection & Sustainability, MOE
 DFCM = Deputy Fire Centre Manager
 DM = District Manager
 DRM = Director Resource Management
 DRO = District Recreation Officer
 DRST = Director, Recreation Sites & Trails
 FCM = Fire Centre Manager

FLNRO = Forests, Lands & Natural Resource Operations
 IRO = Integrated Resource Operations
 MOE = Ministry of Environment
 PCL = Provincial Compliance Leader
 RCL = Regional Compliance Leader
 RED = Regional Executive Director
 RMRST = Regional Manager, Recreation Sites & Trails
 RPB = Resource Practices Branch
 TSM = Timber Sales Manager

A reference to a delegate in the table below includes a person acting for the delegate.

All delegations are to staff in FLNRO unless otherwise noted

<i>FOREST AND RANGE PRACTICES ACT</i>				
Topic	Section	Delegation	Directions	
Part 2 - Forest Stewardship, Site Plan & Woodlot Licence Plan				
Division 1 – Forest Stewardship plan	Exemption from forest stewardship plan	4 (1) (d)	DM	
	Content of forest stewardship plan	5 (1) (a) (i)	DM	Map scale should be 1:20000 coast and 1:50000 for interior
	Term of forest stewardship plan	6 (2)	DM	
	Limited protection	7 (1.1)	DM	
	Proportional objectives	9	RED DM	
Division 3 – Woodlot Licence Plan	Woodlot licence plan required	12 (3)	DM	
	Content of woodlot licence plan	13 (1) (a)	DM	
		Term of woodlot licence plan	14 (2) 14 (3)	DM DM
Division 4 – General	Approval of forest stewardship plan, woodlot licence plan or amendment	16 (1)	RED DM	
		16 (1.1)	DM	
		16 (2.1)	DM	
		16 (3)	DM	
		16 (4)	RED DM	
	Approval in emergency cases	17	DM	
Part 3 – Forest Practices				
Division 2 – Roads	Industrial use of a road	22.1 (4)	DM	
	Non-industrial use of a road	22.2 (3) (b) (i)	DM	

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Topic	Section	Delegation	Directions	
	22.2 (4)	DM		
	Consent to connect	23 (1) DM TSM		
Division 3 – Forest Health	Sanitation exemption	25	DM RED Director, RPB	DM for infestations within a district RED for cross district infestations Director, RPB for cross-regional MPB applications only
	Control of insects, diseases, animals, or abiotic factors	26 (1)	RED DM	If control crosses district boundaries, or districts that do not have expertise, delegation is to RED
		26 (2)	RED DM	If control crosses district boundaries, or districts that do not have expertise, delegation is to RED
		26 (4)	RED DM	
		26 (6)	RED DM	
		26 (7)	RED DM	
		26 (8)	RED DM	
	Forest health emergency	27 (2)	RED DM	RED, if order is directed to TSM
Division 4 – Silviculture and Gene Resources	Transfer of obligation to establish a free growing stand	29.1 (1) (c)	RED DM	RED if results in liability to the government
		29.1 (3) (c)	RED DM	RED if results in liability to the government
Part 4 – Range				
Division 1 – Range Use Plan and Range Stewardship Plan	Range use plan and range stewardship plan required	32 (2)	DM	
		32 (4)	DM	
	Content of range use plan for grazing	33 (1) (a)	DM	
		33 (1) (c)	DM	
	Content of range use plan for hay cutting	34 (1) (a)	DM	
		34 (1) (c)	DM	
	Content of range stewardship plan	35 (1) (a)	DM	
		35 (1) (b)	DM	
	Term of range use plan and range stewardship plan	36 (1)	DM	
36 (2)		DM		
Approval of a range use plan or	37 (1)	DM		

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Topic		Section	Delegation	Directions	
	range stewardship plan	37 (3)	DM		
		37 (4)	DM		
		38 (5)	DM		
	Cumulative impacts require plan amendment	39 (1)	DM		
		39 (2)	DM		
		39 (3)	DM		
	Proportional objectives	42	RED DM	RED for multi or cross district tenures	
	Division 3 – General	General	45 (2)	DM	
	Part 5 – Protection of Resources				
Division 1 - General	Protection of the environment	46 (3)	DM		
	Invasive plants	47	DM		
	Natural range barriers	48	DM		
	Range development	51 (1)	DM		
		51 (2)	DM		
		51 (3)	DM		
		51 (4)	DM		
		51 (5)	DM		
		51 (7)	DM		
51 (8)	DM				
51 (9)	DM				
Division 2 – Unauthorized Timber Harvesting, Trespass and Tree Spiking	Unauthorized timber harvesting	52 (1) (b)	DM		
	Authorization for silviculture, stand tending, forest health or another purpose	52.1	DM		
	Unauthorized construction and occupation	54 (2)	DM		
Division 3 – Recreation	Interpretive forest sites, recreation sites and recreation trails	56 (1)	ADM IRO		
		56 (2)	DRST RMRST		
		56 (3)	DRST RMRST		
		56 (4)	DRST RMRST		
	Unauthorized trail or recreation facility construction	57 (1)	DRST RMRST DRO		
		57 (2)	DRST RMRST DRO		
		57 (2.1)	DRST RMRST DRO		

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Topic		Section	Delegation	Directions	
		57 (3)	DRST RMRST DRO		
		57 (4)	RED DM FCM DFCM		
		57 (5)	DRST RMRST DRO		
	Protection of recreation and range resources on Crown land	58 (1)	RED DM DRST RMRST	RED and DM delegation applies to range related powers only DRST and RMRST delegation applies to recreation related powers only	
		58 (2)	RED DM DRST RMRST	RED and DM delegation applies to range related powers only DRST and RMRST delegation applies to recreation related powers only	
		58 (3)	RED DM DRST RMRST	RED and DM delegation applies to range related powers only DRST and RMRST delegation applies to recreation related powers only	
	Part 6 - Compliance & Enforcement				
	Division 1 – Inspecting, Stopping and Seizing	Delivery of records	61 (1)	PCL RCL Director, CEB DM	
	Division 2 – Seizure	Stop work order	66 (6)	PCL RCL Director, CEB DM	RED or DM to refer it to RCL, PCL or Director, CEB if it is likely a determination will be following
Seizure of timber, chattels, hay, livestock, etc.		67 (3)	RED DM		
Forfeiture of livestock		68 (2)	RED DM		
		68 (3)	RED DM		
	Common provisions for seizure and forfeiture	69 (1)	RED DM	RED if DM feels conflict in being	

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Topic	Section	Delegation	Directions
			involved with related investigation
Division 3 – Administrative Remedies	No interference with notice	70	PCL RCL Director, CEB
	Administrative penalties	71 (1)	RED DM FCM DFCM
		71 (2)	RED DM FCM DFCM
		71 (5)	RED DM FCM DFCM
		71 (6)	RED DM FCM DFCM
		Remediation orders	74 (1)
	74 (2)		RED DM FCM DFCM
	74 (3)		RED DM FCM DFCM
	74 (4)		RED DM FCM DFCM
	74 (5)		RED DM FCM DFCM
	74 (7)		RED DM FCM DFCM
	Power of intervention: general	77 (1)	RED DM
		77 (2)	RED DM
	Division 4 – Appeals	Determinations stayed until proceedings concluded	78 (2)

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Topic		Section	Delegation	Directions
			CF	
	Review of a determination	80 (1)	RED	RED not to sub-delegate
		80 (4)	RED DM	
	Requirement to publish	85 (1)	Director, CEB	
		85 (2)	Director, CEB	
Division 5 – Offences and Court Orders	Order for compliance	90 (1)	Deputy Minister ADM, Coast Area ADM, IRO ADM, North Area ADM, South Area CF	ADM, IRO; ADM, Coast Area; ADM, North Area; ADM, South Area or CF not to sub-delegate
	Interference, non-compliance and misleading	97 (3)	RED DM	RED if plan crosses district boundaries
Part 7 – General				
Division 1 – Liability and Privilege	Limitations on liability of persons to government	107 (4)	DM	
		107 (5)	DM	
	Government may fund extra expense or waive obligation	108	DM	
Division 2 – Miscellaneous	Power to enter into agreements	118	DRST RMRST DRO	
Part 10 – Pilot Projects for Forest Practices or Range Practices				
	Public review and comment required before a pilot project may proceed	171 (1)	RED DM	RED if pilot project crosses district boundaries

ADMINISTRATIVE REVIEW AND APPEAL PROCEDURE REGULATION				
Topic		Section	Delegation	Directions
Part 1 – Definitions				
	Definitions	1	RED DM DFCM FCM	
Part 2 – Administrative Review Procedure				
Division 2.1 — Procedures after Receipt of Request for Review under the <i>Range Act</i>	Notification of parties following receipt of a request for review	7.2	RED DM	
	Deficient request for review	7.3	RED DM	
	Designation of reviewer	7.4	RED DM	
Division 3 – Procedures after Receipt of Request for Review under the <i>Forest and Range Practices Act</i>	Notification of parties following receipt of a request for review	9 (1)	RED DM	
		9 (2)	RED DM	
		9 (3)	RED DM	
	Deficient request for review	10	RED DM	
	Board’s deficient requirement for review	11 (1)	RED DM	
		11 (3)	RED DM	
Designation of reviewer	13	RED DM		
Division 4 — Procedures after Receipt of Request for Review under the <i>Wildfire Act</i>	Notification of parties following receipt of a request for review	15.2	FCM DFCM RED DM	
	Deficient request for review	15.3	FCM DFCM RED DM	
	Board’s deficient requirement for review	15.4	FCM DFCM RED DM	
	Designation of reviewer	15.5	FCM DFCM RED DM	
Part 3 – Forest Appeals Commission Procedure				
	Notification of parties following receipt of notice of appeal	20	RED DM DFCM FCM	

FOREST PLANNING AND PRACTICES REGULATION

Topic	Section	Delegation	Directions	
Part 1 - Interpretation				
	Definitions "authorised in respect of a road"	1	DM	Delegation is limited to maintain and deactivate only
	Definitions "forest cover inventory"	1	CF	
	Removing Crown timber to protect a community from wildfire	4.01	DM	
Part 2 - Forest Stewardship Plans				
Division 1 - Content (Objectives)	Objectives set by government for wildlife	7 (2)	Director, EPS RED	REDs must not sub-delegate.
		7 (3)	DRM	
	Specifying Results or Strategies	12 (5)	DM	
		12 (7)	DM	
Division 2.1 - Miscellaneous	Cumulative effect of multiple forest stewardship plans	19	DM	
	Limited content forest stewardship plans	19.1	RED DM	
Division 3 - Public Review and Comment	Providing notice	20 (2)	DM	
		20 (3)	DM	
	Review and comment	21 (1)	DM	
Division 4 - Approvals and Extensions	Requiring additional information	24	DM	
	Consistency of results and strategies with established objectives	25 (2)	RED DM	
		Minister's consideration of stocking standards	26 (1)	DM
	26 (2)		DM	
	26 (3)		DM	
	26 (4)		DM	
	26 (5)	RED DM		
	Balancing objectives	27	DM	
Extending term	28	DM		
Division 5 - Amendments	Amendment wrongly made	31 (1)	DM	DM must provide written rationale
		31 (2)	DM	
	Exemption from review and comment process for mandatory amendments	32 (1)	DM	
Part 4 - Practice Requirements				
Division 1 - Soils	Soil disturbance limits	35 (5)	DM	
Division 2 - Timber and Forest Health	Secondary structure retention in mountain pine beetle affected stands	43.1 (2) (c)	DM	
		43.1 (4) (h)	DM	
	Free growing stands generally	44 (1)	DM	
	Free growing stand - forestry licence to cut	46 (2)	DM	
		46 (3) (b) (i)	DM	
	Free growing stands: community salvage licence	46.1 (1) (a)	DM	
46.1 (3)		DM		

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Topic		Section	Delegation	Directions
		46.1 (4)	DM	
	Requirements if free growing stand cannot be established	46.2 (2)	DM	
		46.2 (3)	DM	
Division 3 – Riparian Areas	Stream riparian classes	47 (6)	DM	
	Wetland riparian classes	48 (5)	DM	
	Lake riparian classes	49 (1) (b) (ii)	DM	
		49 (3)	DM	
Division 4 – Watersheds	Roads in a community watershed	62 (1)	DM	
Part 5 – Roads				
	Exemptions from section 22.1 of the Act	79.1 (3)	DM	
	Fibre recovery tenure holders – exemption from section 22.1 of Act	79.21 (4)	DM	
	Restricting road access to protect a community from wildfire	79.3 (2)	DM	
	Road deactivation	82 (3)	DM	
	Annual reports	86 (6)	CF	
	Site specific standards	87 (5)	DM	
	Silviculture treatment records	88 (3)	DM	
Part 7 – Exemption And Relief From Or Funding Of Obligations				
Division 1 – Exemptions	Minister may grant exemptions	91	DM	
	Exemptions by minister responsible for the <i>Wildlife Act</i>	92 (1)	DRM	Where an Environmental Assessment Certificate has been issued, the DRM only has authority to grant the exemption, all other exemption requests must be transferred to the Deputy Minister, FLNRO.
		92 (2)	DRM	Where an Environmental Assessment Certificate has been issued, the DRM only has authority to grant the exemption, all other exemption requests must be transferred to the Deputy Minister, FLNRO.
	Exemptions resulting from an established objective	92.1 (1)	RED DM	
92.1 (2) (a)		DRM		

FOREST PLANNING AND PRACTICES REGULATION

Topic		Section	Delegation	Directions
Division 2 – Relief from or Funding of Obligations	Transfer of obligations	94 (1)	RED DM	
		94 (2)	RED DM	
		94 (4)	RED DM	
	Declaration regarding free growing stand obligations met to the extent practicable	97.1 (3)	DM	
		97.1 (4)	DM	
Part 10 – Transition				
	Bark beetle management powers	109 (1)	Director, RPB	
	Amalgamating obligations to establish a free growing stand	111 (1)	DM	

FOREST RECREATION REGULATION

Topic	Section	Delegation	Directions
Part 2 - Public Recreation Orders on Crown Land			
	Public notice of recreation order	2 (1)	DRST RMRST DRO
		2 (2)	DRST RMRST DRO
		2 (3)	DRST RMRST
Part 3 - Unauthorized Trail or Recreation Facility Construction			
	How to obtain authorization under section 57 of the Act	4 (1)	DRST RMRST DRO
		4 (3)	DRST RMRST DRO
		4 (4)	DRST RMRST DRO
Part 5 - Fees			
	Fees for use of recreation site or trail	22 (2)	DRST RMRST
		22 (3)	DRST RMRST
		22 (4)	DRST RMRST
		22 (6)	DRST RMRST DRO
		22 (7)	DRST RMRST DRO

GOVERNMENT ACTIONS REGULATION

Topic	Section	Delegation	Directions	
Part 1 - Government Actions				
Resource features	5 (1) (a)	CF RED DM		
	5 (1) (b)	CF RED DM		
	5 (1) (c)	CF RED DM		
	5 (1) (d)	CF RED DM		
	5 (1) (e)	CF RED DM		
	5 (1) (f)	DRST		
	5 (1) (g)	DRST		
	5 (1) (h)	DRST		
	5 (2)	RED DM		
	5 (4)	CF RED DM		
	Lakeshore management zones and objectives	6	DM	
	Scenic areas and visual quality objectives	7 (1)	DM	
		7 (2)	DM	
	Community watersheds and water quality objectives	8 (1)	DRM	DRM, only when the order is a minor boundary amendment to an existing order.
	General wildlife measures	9 (2)	RED	Must not sub-delegate.
Wildlife habitat areas and objectives	10	ADM, Coast Area ADM, North Area ADM, Resource Stewardship RED DRM	ADM, only when the order establishes an area as a wildlife habitat area for the Marbled Murrelet or Northern Goshawk. ADMs must not sub-delegate. REDs must not sub-delegate. DRM, only when the order is a minor boundary amendment to an existing order.	

	Ungulate winter ranges and objectives	12	RED DRM	REDs must not sub-delegate. DRM, only when the order is a minor boundary amendment to an existing order.
	Fisheries sensitive watersheds and objectives	14	DRM	DRM, only when the order is a minor boundary amendment to an existing order.

RANGE PLANNING AND PRACTICES REGULATION

Topic	Section	Delegation	Directions	
Part 2 - Plans				
Division 1 - Exemption and Qualifications for Preparing a Range Stewardship Plan	Exemption from plan requirement	3 (1)	DM	
		3 (2)	DM	
Division 2 - Objectives	Other objectives	12 (2)	DRM	
Division 3 - Plan Content	Content of range use plans	13	DM	
		14 (2)	DM	
Division 4 - Review and Comment	Notice	17	DM	
Division 5 - Approval and Amendments	Advisory committee	19	DM	
	Minor amendment wrongly made	21	DM	
	Mandatory amendments	22 (1)	DM	
	Balancing objectives	23	DM	
	Extending term	24	DM	
Part 4 - Practice Requirements				
Division 1 - Forage	Range readiness	28 (2)	DM	
Division 2 - Riparian and Upland Areas	Protection of fish	32 (2)	DM	
Division 3 - Watersheds	Protecting water quality	33 (3)	DM	
	Water quality objective	34 (4)	DM	
Division 4 - General Wildlife Measures, Wildlife Habitat Features and Resource Features	General wildlife measures	36 (3)	DRM	
	Wildlife habitat features	37 (2)	DRM	
	Resource features	38 (2)	DM	
Division 5 - Range Development	Maintenance of range developments	40 (2)	DM	
	Revegetation	41 (2)	DM	
Part 5 - Miscellaneous				
	Tagging	42	DM	
	Intervention orders and payment of expenses	45	DM	

SECURITY OF FOREST AND RANGE PRACTICE LIABILITIES REGULATION				
Topic		Section	Delegation	Directions
	Security	1 (1)	RED DM	
		1 (2)	RED DM	
		1 (3)	RED DM	
	Return of security	2	RED DM	

WOODLOT LICENCE PLANNING AND PRACTICES REGULATION

Topic		Section	Delegation	Directions
Part 2 – Woodlot Licence Plans				
Division 1 – General	Exemptions from woodlot licence plan	5 (2)	DM	
		5 (3)	DM	
		5 (5)	DM	
	Term of Woodlot Licence Plan	6 (1)	DM	
Division 2 – Woodlot Licence Plan Content	Woodlot licence plan area	7	DM	
	Mapping and information	8 (2)	DM DRM	DRM may make exemptions for wildlife habitat areas only.
	Established objectives	9 (3)	Director, EPS	
Division 3 – Review and Comment	Review and comment	17 (1)	DM	
		17 (2)	DM	
		17 (3)	DM	
Division 4 – Approvals and Amendments	Minister’s consideration of woodlot licence plan	18	DM	
	Minor amendments that require approval	20	DM	
	Minor amendments wrongly made	22	DM	
Part 3 – Practice Requirements				
Division 2 – Timber and Forest Health	Free growing stands	34 (1)	DM	
		34 (4)	DM	
	Requirements if free growing stand cannot be established	35.1 (2)	DM	
		35.1 (3)	DM	
Division 3 – Riparian Areas	Stream riparian classes	36 (6)	DM	
	Wetland riparian classes	37 (5)	DM	
	Lake riparian classes	38 (1)	DM	
		38 (3)	DM	
Division 4 – Watersheds	Roads in a community watershed	50 (1)	DM	
	Road deactivation	71 (3)	DM	
	Surveys	75 (1)	DM	
		75 (2)	DM	
		75 (4)	DM	
		75 (6)	DM	
75 (7)	DM			
Part 6 – Exemptions and Relief from or Funding of Obligations				
Division 1 – Exemptions	The minister may grant exemptions	78	DM	
	Minister responsible for the <i>Wildlife Act</i> may grant exemptions	79 (1)	DRM	
		79 (2)	DRM	
Division 2 – Relief from or Funding of Obligations	Payment of expenses	80 (1)	DM	
	Transfer of obligations	81 (1)	DM	
		81 (2)	DM	
		81 (4)	DM	