



Ministry of Forests and Natural Resource Operations Compliance and Enforcement Program

Annual report for year ended March 31, 2020

Providing statistics on Compliance and Enforcement activities recorded by the Ministry of Forests and Natural Resource Operations from April 1, 2019 through March 31, 2020

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Introduction

The 2012 Compliance and Enforcement (C&E) Annual Report is the first report produced by the Ministry of Forests, Lands and Natural Resource Operations. The C&E Annual Report contains information on inspections, compliance actions and enforcement actions related to legislation governing forest, lands range, water and natural resource activities.

Forest, land and other natural resource activities in the province of British Columbia are regulated by a number of enactments. In this report information regarding the following acts is provided: the Forest Act, the Range Act, the Wildfire Act, the Forest and Range Practices Act and the Forest Practices Code of British Columbia.¹ All of the regulations associated with these acts.

The Forest Practices Code of British Columbia (the Code) came into effect in 1995 and is gradually being replaced by the Forest and Range Practices Act (FRPA) which came into effect on January 31, 2004. During this transition period, forest range activities on Crown land may be affected by both of legislation. Over the last year the Integration Resource Operations Division kept moving ahead with its one land vision for the ministry. The Land Act, Water Act, Wildlife Act and many others have been delegated to the Compliance and Enforcement, as the branch continues to work collaboratively with other ministries and agencies.

Key Statistics

April 1, 2011 to March 31, 2012

8,117 Inspections were recorded

248 Enforcement Actions were taken

1 Stop Work Order was issued

5 Seizure Orders were issued

1,810 Compliance Actions were taken

This report contains statistics gathered from the C&E's two information systems:

- ◀ The Enforcement Action, Administrative Review and Appeal Tracking System (EAS) provides as the main enforcement activities. ERA documents cases that arise from alleged contraventions of the acts and regulations enforced by this ministry, including the issuance of tickets and cases that are appealed.
- ◀ The Compliance Information Management System (CIMS) provides as the main inspection activities and compliance actions taken.

This annual report covers C&E activities for the period of April 1, 2011 to March 31, 2012 and provides a follow-up to previous C&E annual reports. The report covers compliance and enforcement activities with respect to forest, land, water and range activities carried out by various individuals and licence holders, including major licensees, community forest agreement holders, timber sale licensees, woodlot licensees, range licensees, mining, petroleum and natural gas companies, holding out and others in the regulated community.

Electronic copies of this report are available from the Ministry of Forests, Lands and Natural Resource Operations' Enforcement Branch or by accessing the government web page: www.for.gov.bc.ca/hen/index. If there are discrepancies between the printed copy of the annual report and posted copy on the website, the website version is considered to be correct.

¹Underlined words are defined in the glossary at the end of this report.

Service Plan Report Statistics

Work to monitor and enforce compliance with ministry statutes has continued resource ministries work together to modernize and streamline natural resources regulations and legislation

All these collaborations support a consistent C&E framework and C&E Brand identity within the Integrated Resource Operations Division of the Ministry of Forests, Lands and Natural Resource Operations strategies assist with effective management and stewardship of natural resources and ecosystems, water quality and quantity, fish and wildlife habitat, and species at risk, while ensuring that management practices adapt to changing climate conditions and enhanced ecosystem resilience

The B.C. government partners with other organizations and agencies to develop standards and effective practices for natural resource sectors expanding angler and hunter opportunities after meeting wildlife conservation objectives and

Goal: Coordinated, integrated and sustainable management, development and use of natural resources.

Objective: Compliance with environmental standards in the development and use of Crown land.

Performance Measure 2.1: Compliance with environmental standards in the development and use of Crown land

Percentage of the regulated community complying with statutory requirements*	89.8%
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* Data source: Ministry of Forests, Lands and Natural Resource Operations Compliance Information Management System. Regulated community includes all persons subject to statutory obligations with the compliance mandate (including licensees, contractors, members of the public and government).

Inspections



Inspections (or site visits) are conducted to determine whether forestland, water and range activities are in compliance with forestland, water and range legislation

Since it is not possible to inspect every forest water, land, wildlife and range activity, C&E staff

evaluate the risks associated with sites and activities, and then prioritize inspections to focus on activities with a higher social, economic or environmental risk.

What is an inspection

An inspection is a systematic process to confirm compliance with statutory obligations. Inspections are done on a routine basis and can be either planned or spontaneous. C&E inspections cover the legal obligations of licenses, permits, government and the public.



C&E officials conduct various types of inspections based on Regional Business Plan priorities for each area. They include General inspections (Result or Strategy), Wildfire and Integrated Resource Management (IRM) inspections, and inspections by other agencies such as the Environmental Protection Office and Environmental Assessment Office for inspections related to Petroleum Storage, Integrated Pest Management, Landfills, Vehicle Disposal Plants, Spill response, Fish Passage, etc.). Other inspection types include Harvest, Road, Silviculture, Range and Recreation. C&E officials also follow up on incident reports.

Figure 1: Inspections by Region

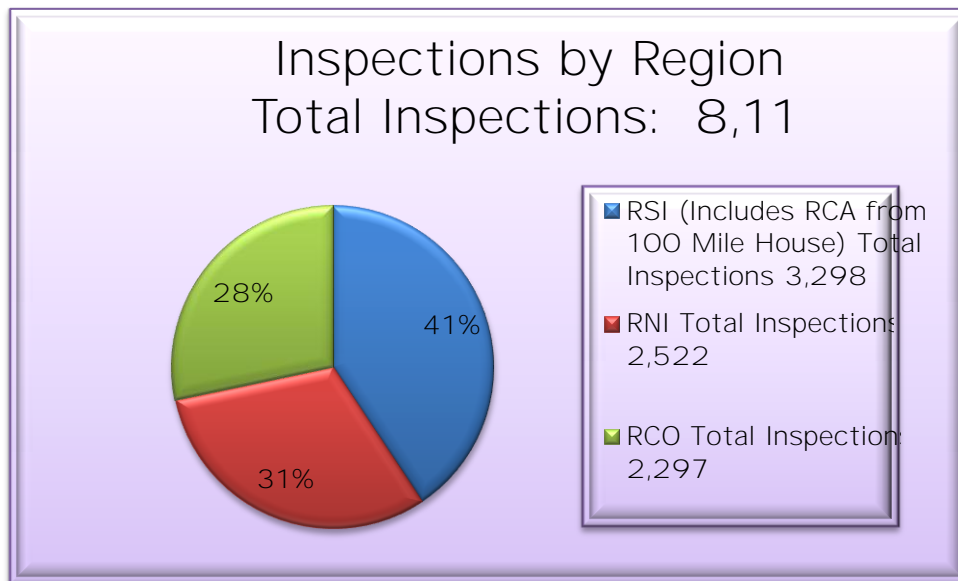


Figure 2 Inspections by Tenure Type

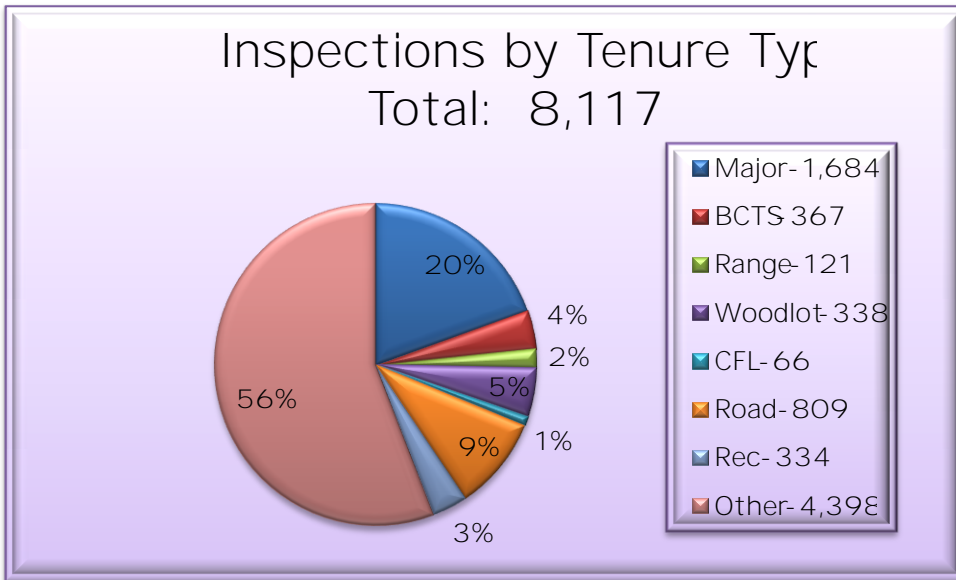
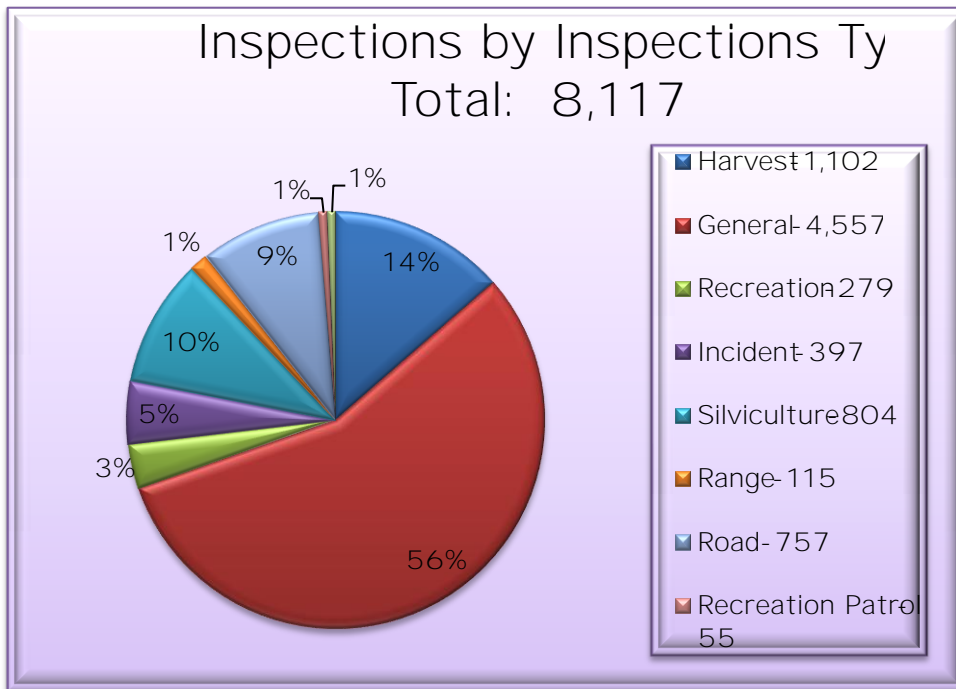


Figure 3 Inspections by Inspection Type



Profile: Quality Assurance and Excellence Canada

The Compliance and Enforcement Branch of the Ministry of Forests, Lands and Natural Resource Operations (C&E) has approximately 170 staff in eight geographic regions. The C&E team provides leadership and conducts inspections of tenured and non-tenured operations, verifies compliance, investigates alleged non-compliance, maintains data and records to document contraventions and responds to public complaints.

C&E is a critical contributor to the management of resources and land throughout the province. C&E maintains high standards for its inspections and targeted audits addressing key objectives such as environmental protection, stewardship, and human health and safety. By informing and upholding provincial legislation, policies, standards and procedures in the Natural Resources Sector, C&E also helps ensure that provincial revenue is not compromised.

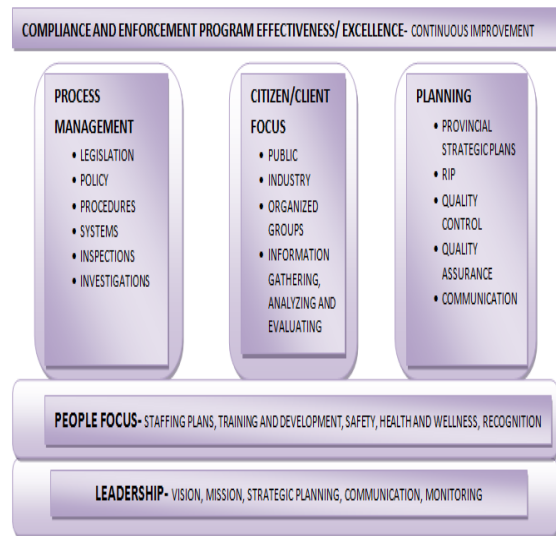
The Quality Assurance program reviews business practices, determines whether processes and procedures are functioning as intended and assesses whether the procedures are achieving the desired results. A Quality Assurance analysis of the organization remain consistent and clearly identifies any opportunities for improvement.

The Quality Assurance Framework is driven by six main principles: leadership, planning, client focus, people focus, process management and building relationships with partner agencies. These measures assure the public, licensees and clients throughout the province that C&E is operating a consistent, high quality program. An effective Quality Assurance culture helps generate trust in any successful compliance and enforcement program and that extends to other areas of government, industry, agencies and members of the public. An illustration of this framework is shown in Figure 1.

The Quality Assurance Framework is based in part on the principle that ongoing learning is essential to the competency of staff and the success of operations. Staff members demonstrate their ongoing commitment to improving inspection and investigation practices by enforcing natural resource laws, adhering to C&E policies and procedures, engaging in quality control, regularly assessing their goals and actively participating in Quality Assurance reviews. These reviews aim to continually improve the C&E program through the use of best practices and developing and participating in training and development plans.

The key to the framework is understanding that every part of our organization has an integral role to play and is essential in improving the overall success of the C&E program.

The C&E Quality Assurance Framework has adopted the principles developed by Excel Canada and we are currently applying for independent registration to achieve Level 1 certification. For more information, visit <http://www.excellence.ca/en/about>



Compliance

During the course of an inspection, a C&E official identifies incidents of alleged non-compliance with Ministry of Forests, Lands and Natural Resource Operations legislation. Incidents of alleged non-compliance or contraventions involve an individual or company that have acted in a manner that violated the law. Alleged non-compliance may be identified as a result of other sources such as tips from the public or ministry staff, or self-reporting by licensees.

What are compliance actions?

Compliance actions include No Action, Compliance Notices and Warning Tickets. Compliance actions are only appropriate if all elements of a contravention could be proven through the formal enforcement process, but the severity of the alleged contravention does not warrant a formal enforcement action.

Based on the significance and impact of the non-compliance, and other considerations, compliance actions are used to encourage the individual or company to bring their activities into compliance with the applicable legislation.

Compliance actions include:

[Compliance No Action](#)

[Compliance Notice](#)

[Warning Ticket](#)



Figure 4 Compliance Actions by Region

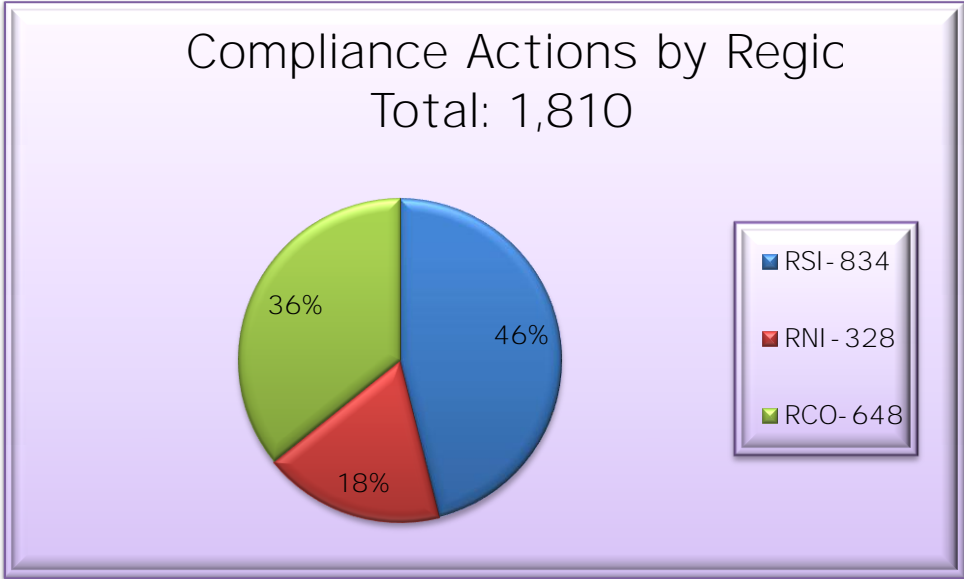


Table 1. Compliance Actions By Tenure Type

	Major	BCTS	Range	Woodlot	CFL	Road	Recreation	Other	Total
Compliance Notice	122	48	29	158	1	191	11	407	967
Compliance NoAction	41	15	13	24	0	38	8	408	547
Warning Ticket	11	1	2	3	0	10	6	263	296
Total	174	64	44	185	1	239	25	1,078	1,810

Figure 5 Compliance Actions by Compliance Action Type

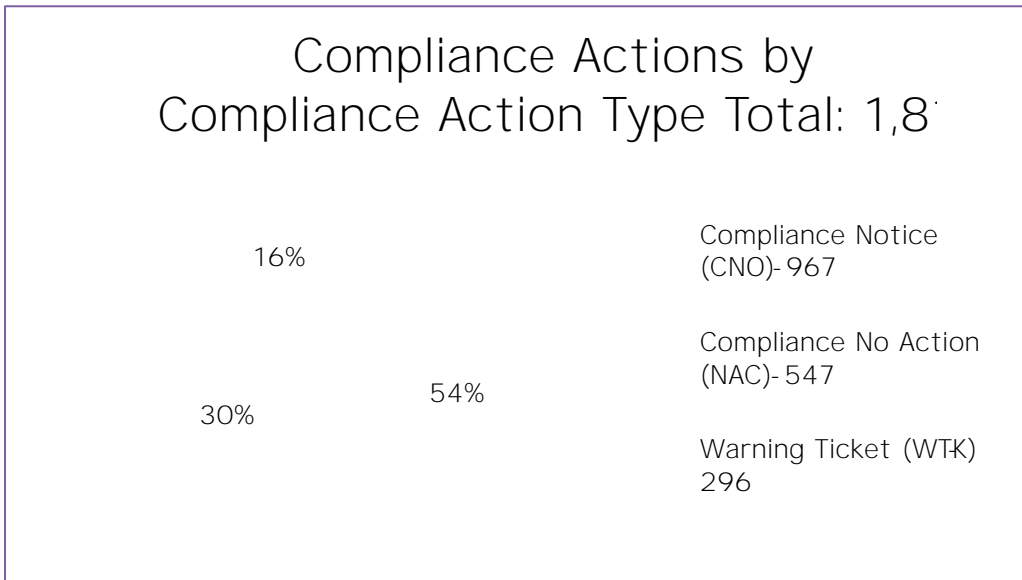


Figure 6 Compliance Action by Inspection Type

