


PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL


Order in Council No. **007**, Approved and Ordered January 16, 2013


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

- (a) Order in Council 511/2008 is repealed, and
- (b) the attached Mid-Coast Timber Exemption Order is made.


Minister of Forests, Lands and Natural
Resource Operations


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 Act, R.S.B.C. 1996, c. 157, ss. 128 and 129

Other: _____

MID-COAST TIMBER EXEMPTION ORDER

Definition

- 1 In this order, "exemption area" means the area outlined and cross-hatched on the attached map.

Exemption

- 2 (1) Subject to subsection (2), all species of timber harvested within the exemption area, other than western red cedar or cypress, are surplus to the requirements of timber processing facilities in British Columbia, and are exempted from section 127 of the *Forest Act*, if and to the extent that permits under section 129 of that Act are obtained in accordance with subsection (4) of this section in relation to the timber.
- (2) The exemption under subsection (1) in relation to timber harvested under a tenure applies to not more than 35% of the total volume of timber harvested under that tenure, as determined by stumpage billings, within the 12 month period immediately preceding the date of the permit issued in relation to the exemption.
- (3) For the purposes of subsection (2), "total volume of timber" harvested under a tenure includes the volumes of western red cedars and cypress harvested under that tenure.
- (4) In order to obtain a permit referred to in subsection (1) in relation to timber harvested under a tenure within the exemption area,
 - (a) the timber must have been scaled in accordance with the Scaling Regulation, B.C. Reg. 446/94,
 - (b) the tenure holder must have received from the Ministry of Forests, Lands and Natural Resource Operations a bill
 - (i) requiring the payment of stumpage, or
 - (ii) stating that no stumpage is payable,
 - (c) the applicant must submit to a regional forest office
 - (i) an application, in Form FS38, for the permit,
 - (ii) a scale summary, for the timber identified in the application referred to in subparagraph (i), showing
 - (A) the boom number,
 - (B) a breakdown of the timber marks by volume, pieces, species and grade, and
 - (C) the volume for the entire boom, and
 - (iii) a report of
 - (A) the volume of timber harvested under the tenure, and
 - (B) the volume of timber exported under the tenure during the period referred to in subsection (2), and

- (d) the applicant must pay to the government the following fees in lieu of manufacture in British Columbia with respect to the timber covered by the permit:
 - (i) a fee at the applicable rate specified in the Coast Log Export Policy dated August 20, 2004 for scaled log grades B, C, D, E, F and G;
 - (ii) a fee of \$ 1 per cubic metre for all other scaled log grades.

Order repealed

- 3 This order is repealed 2 years after the date on which it is made.



Coastal and Northwest B.C.
Log Export Zones Map

