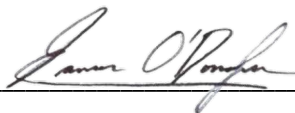


File: ARCS 140-03/Grants of Statutory Authority 2023

Re: Delegation of Minister's Authority under the *Heritage Conservation Act*

I delegate the Minister's powers and duties under the *Heritage Conservation Act*, as set out in the attachments to this memorandum.

This memorandum revokes and replaces the previous Delegation of the Minister's Authority under the *Heritage Conservation Act* memorandum signed by the Deputy Minister of Forests and dated April 11, 2023.



Minister of Forests
(or authorized signatory)

2023-10-03

Date

Eamon O'Donoghue, a/DM

Printed Name and Title
(if authorized signatory)

Attachments:

1. Delegation of Minister of Forests Powers and Duties under the *Heritage Conservation Act*, October 2023

DELEGATION OF MINISTER OF FORESTS POWERS AND DUTIES UNDER THE *HERITAGE CONSERVATION ACT* OCTOBER 2023

ADM = Assistant Deputy Minister
DM = District Manager
FOR = Ministry of Forests
IRO = Integrated Resource Operations

NRO = Persons employed by the Compliance and Enforcement Branch, Ministry of Forests, designated as “natural resource officers” under section 2 of the *Natural Resource Compliance Act*
TACS = Ministry of Tourism, Arts, Culture and Sport

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

All delegations are to staff in FOR unless otherwise noted.

An expectation of the Minister of FOR is the Minister’s expectation of a government employee in the exercise of their delegated authority and is not a legally binding direction.

<i>HERITAGE CONSERVATION ACT</i>			
Topic	Section	Delegation	Expectations of the Minister of FOR
Part 1 – Interpretation			
Provincial heritage register	3 (1)	Archaeological Information Specialist Inventory Archaeologist Archaeology Site Inventory Supervisor Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Director, Heritage, TACS Director, Resource Authorizations, Thompson Okanagan Region, in respect of the McAbee Fossil Beds Heritage Site, as established by OIC 554/2012 Manager, Archaeological Operations Manager, Climate Change and Major Initiatives, Archaeology Manager, Commercial and Resource Development, Archaeology Manager, Residential Development, Archaeology	

HERITAGE CONSERVATION ACT				
Topic		Section	Delegation	Expectations of the Minister of FOR
			Manager, Transportation and Infrastructure, Archaeology Provincial Registrar, Heritage, TACS Senior Inventory Archaeologist	
		3 (3), (4), (5)	Archaeology Site Inventory Supervisor Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Director, Heritage, TACS Director, Resource Authorizations, Thompson Okanagan Region, in respect of the McAbee Fossil Beds Heritage Site, as established by OIC 554/2012 Manager, Archaeological Operations Manager, Climate Change and Major Initiatives, Archaeology Manager, Commercial and Resource Development, Archaeology Manager, Residential Development, Archaeology Manager, Transportation and Infrastructure, Archaeology Provincial Registrar, Heritage, TACS Senior Inventory Archaeologist	
Part 2 – Provincial Heritage Conservation				
Division 1 - Designation	Designation procedure	10	Director, Archaeology Director, Heritage, TACS	
	Compensation for heritage designation	11	Director, Archaeology Director, Heritage, TACS Manager, Stewardship and Historic Place Operations, Heritage, TACS	

HERITAGE CONSERVATION ACT				
Topic		Section	Delegation	Expectations of the Minister of FOR
Division 2 - Permits	Heritage protection	12.1	Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Manager, Archaeological Operations Manager, Climate Change and Major Initiatives, Archaeology Manager, Commercial and Resource Development, Archaeology Manager, Residential Development, Archaeology Manager, Transportation and Infrastructure, Archaeology Permitting and Assessment Supervisor	
	Heritage inspection and heritage investigation by permit	12.2	Administrative Supervisor, Archaeology, only for amendments of existing permits. Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Director, Heritage, TACS Director, Resource Authorizations, Thompson Okanagan Region, in respect of the McAbee Fossil Beds Heritage Site, as established by OIC 554/2012 DM, Haida Gwaii, in respect of property within the boundaries of the Haida Gwaii Forest District Manager, Archaeological Operations Manager, Climate Change and Major Initiatives, Archaeology Manager, Commercial and Resource Development, Archaeology	

HERITAGE CONSERVATION ACT				
Topic		Section	Delegation	Expectations of the Minister of FOR
			Manager, Residential Development, Archaeology Manager, Stewardship and Historic Place Operations, Heritage, TACS Manager, Transportation and Infrastructure, Archaeology Permitting and Assessment Supervisor Senior Stewardship Officer – Paleontology, Heritage, TACS, in respect to heritage sites with fossil resources	
	Heritage inspection and heritage investigation by ministerial order	12.3 (1)	Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Director, Heritage, TACS DM, Haida Gwaii, in respect of property within the boundaries of the Haida Gwaii Forest District	
		12.3 (3)	Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Director, Heritage, TACS	
	Power to issue or amend permits	12.4	Administrative Supervisor, Archaeology, only for amendments of existing permits Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Director, Heritage, TACS Director, Resource Authorizations, Thompson Okanagan Region, in respect of the McAbee Fossil Beds Heritage Site, as established by OIC 554/2012	

HERITAGE CONSERVATION ACT				
Topic		Section	Delegation	Expectations of the Minister of FOR
			DM, Haida Gwaii, in respect of property within the boundaries of the Haida Gwaii Forest District Manager, Archaeological Operations Manager, Climate Change and Major Initiatives, Archaeology Manager, Commercial and Resource Development, Archaeology Manager, Residential Development, Archaeology Manager, Stewardship and Historic Place Operations, Heritage, TACS Manager, Transportation and Infrastructure, Archaeology Permitting and Assessment Supervisor Senior Stewardship Officer – Paleontology, Heritage, TACS, in respect to heritage sites with fossil resources	
	Permit requirements, specifications and conditions	12.5	Administrative Supervisor, Archaeology, only for amendments of existing permits Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Director, Heritage, TACS Director, Resource Authorizations, Thompson Okanagan Region, in respect of the McAbee Fossil Beds Heritage Site, as established by OIC 554/2012 DM, Haida Gwaii, in respect of property within the boundaries of the Haida Gwaii Forest District Manager, Archaeological Operations	

HERITAGE CONSERVATION ACT				
Topic		Section	Delegation	Expectations of the Minister of FOR
			Manager, Climate Change and Major Initiatives, Archaeology Manager, Commercial and Resource Development, Archaeology Manager, Residential Development, Archaeology Manager, Stewardship and Historic Place Operations, Heritage, TACS Manager, Transportation and Infrastructure, Archaeology Permitting and Assessment Supervisor Senior Stewardship Officer – Paleontology, Heritage, TACS, in respect to heritage sites with fossil resources	
	Amending, suspending or cancelling permits – new information available to minister	12.6	Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Director, Heritage, TACS DM, Haida Gwaii, in respect of property within the boundaries of the Haida Gwaii Forest District Manager, Archaeological Operations Manager, Climate Change and Major Initiatives, Archaeology Manager, Commercial and Resource Development, Archaeology Manager, Residential Development, Archaeology Manager, Stewardship and Historic Place Operations, Heritage, TACS Manager, Transportation and Infrastructure, Archaeology Senior Stewardship Officer – Paleontology, Heritage, TACS, in	

HERITAGE CONSERVATION ACT

Topic		Section	Delegation	Expectations of the Minister of FOR
			respect to heritage sites with fossil resources	
	Amending, suspending or cancelling permits – enforcement	12.7	Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Director, Heritage, TACS DM, Haida Gwaii, in respect of property within the boundaries of the Haida Gwaii Forest District Manager, Archaeological Operations Manager, Climate Change and Major Initiatives, Archaeology Manager, Commercial and Resource Development, Archaeology Manager, Residential Development, Archaeology Manager, Stewardship and Historic Place Operations, Heritage, TACS Manager, Transportation and Infrastructure, Archaeology Senior Stewardship Officer – Paleontology, Heritage, TACS, in respect to heritage sites with fossil resources	
	Subsequent amendment, suspension or cancellation of permit	12.8	Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Director, Heritage, TACS DM, Haida Gwaii, in respect of property within the boundaries of the Haida Gwaii Forest District Manager, Archaeological Operations Manager, Climate Change and Major Initiatives, Archaeology	

HERITAGE CONSERVATION ACT				
Topic		Section	Delegation	Expectations of the Minister of FOR
			Manager, Commercial and Resource Development, Archaeology Manager, Residential Development, Archaeology Manager, Stewardship and Historic Place Operations, Heritage, TACS Manager, Transportation and Infrastructure, Archaeology Senior Stewardship Officer – Paleontology, Heritage, TACS, in respect to heritage sites with fossil resources	
Division 3 – Administration and Enforcement	Stop work orders	16.1	Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Director, Heritage, TACS Senior Stewardship Officer – Paleontology, Heritage, TACS, in respect to heritage sites with fossil resources	
	Notices and immunity	17	Director, Archaeology Director, Heritage, TACS NRO	It is expected that NROs will not sub-delegate.
	Promotion of heritage value	18	Director, Archaeology Director, Heritage, TACS Manager, Heritage Programs and Services, TACS	
	Powers of the minister	20	ADM, IRO, only for s. 20 (1) (b) Director, Archaeology Director, Heritage, TACS Manager, Stewardship and Historic Place Operations, Heritage, TACS Senior Stewardship Officer – Paleontology, Heritage, TACS, only for s. 20 (1) (h) and in respect of fossil resources	
	Preservation intervention	21	Director, Archaeology Director, Heritage, TACS	

<i>HERITAGE CONSERVATION ACT</i>				
Topic		Section	Delegation	Expectations of the Minister of FOR
Part 4 – General Provisions				
	Notice of heritage status on land title	32	Deputy Director, Operations, Archaeology Deputy Director, Strategic Priorities, Archaeology Director, Archaeology Director, Heritage, TACS	
	Civil remedies respecting contraventions	34 (1), (2)	Executive Director, Compliance, Enforcement and Archaeology	