

File: 140-03/Grants of Statutory Authority 2022

Re: Designation of Natural Resource Officers under the *Natural Resource Compliance Act* – Ministry of Forests

Designation of natural resource officers

1. Under section 2 (1) of the *Natural Resource Compliance Act*, I designate the following class of persons employed by the Compliance and Enforcement Branch, Ministry of Forests, identified in the list below as “natural resource officers”:

- (a) Excluded Managers
- (b) Licensed Science Officers
- (c) Scientific Technical Officers

A reference above to a person by class includes a person acting in the position.

Limitations on natural resource officers’ powers and duties

2. Pursuant to section 2 (2) of the *Natural Resource Compliance Act*, natural resource officers designated in section 1 of this memorandum have the following limitations for the enactments listed in the table below:

Official	Statutory Provisions
inspector	<i>Dike Maintenance Act:</i> Limited to sections: <ul style="list-style-type: none">• 2 (2) (a) [<i>Inspector may enter on land and on a dike</i>].• 2 (2) (e) [<i>Inspector may require reports</i>].• 3 [<i>Inspector may take steps to fulfil requirements of an order</i>].
inspector	<i>Fish and Seafood Act:</i> Limited to sections: <ul style="list-style-type: none">• 17 (1) (b) (i) [<i>Inspector may request records</i>].• 18 (1) (b) [<i>Inspector may request information</i>].• 18 (2) [<i>Inspector may order an operator to do specified things</i>].

Official	Statutory Provisions
	<ul style="list-style-type: none"> • 22 (2) <i>[Inspector may enter and inspect for licensing requirements].</i> • 22 (3) <i>[Inspector may stop a vehicle and enter and inspect a vehicle or place].</i> • 22 (4) <i>[Inspector may stop a person or vehicle and enter and inspect a vehicle or place].</i> • 23 (1) <i>[Inspection powers].</i> • 24 <i>[Inspector may conduct an inspection].</i> • 25 (1) <i>[Orders an inspector may make].</i> • 25 (2) <i>[Inspector may make an order].</i> • 26 (1) <i>[Inspector may seize and conduct analysis].</i> • 26 (2) <i>[Inspector must return or dispose].</i> • 26 (3) <i>[Inspector may detain, dispose or destroy, or make an order].</i> • 26 (4) <i>[Inspector must give written notice about seized items].</i> • 29 <i>[Inspector may make an order orally].</i> • 34 <i>[Inspector believes that aquatic plants must be destroyed immediately].</i> • 37 <i>[Warrants].</i> • 38 (1) <i>[Inspector may apply for an injunction].</i> • 49 (1) <i>[Inspector may certify a document].</i> • 50 <i>[Inspector may seize offence related things].</i>
officer	<p><i>Water Protection Act:</i></p> <p>Limited to section 20 <i>[Power to stop and search vehicles, vessels and aircraft].</i></p>
officer of the management authority	<p><i>Creston Valley Wildlife Act:</i></p> <p>Limited to section 32 <i>[Officer of the management authority is a peace officer].</i></p> <p>Permit Regulations:</p> <p>Limited to section 22 (i) <i>[Operate a motorboat as an officer of the management authority].</i></p> <p>Summit Creek Campground and Recreation Area Regulation:</p> <p>Limited to sections:</p> <ul style="list-style-type: none"> • 11 (1) <i>[Officer of the management authority may request information].</i> • 11 (3) <i>[Officer of the management authority may order a person to leave the campground or recreation area].</i>

Official	Statutory Provisions
	<ul style="list-style-type: none"> • 11 (6) (a) <i>[Officer of the management authority may prohibit or restrict activities that are detrimental to public safety and convenience].</i> • 12 (2) <i>[Officer of the management authority may require custodian of any animal to restrain such animal as may be necessary].</i> • 12 (3) <i>[Officer of the management authority may order custodian to remove any animal under their charge].</i> • 15 <i>[Officer of the management authority is exempt from the provisions of these regulations while in the performance of duties].</i>
official	<p><i>Wildfire Act:</i></p> <p>Limited to sections:</p> <ul style="list-style-type: none"> • 9 (1) <i>[Official determines entry on any land for government to carry out fire control if fire endangers life or threatens land].</i> • 10 (1) (b) <i>[Official may order fire to be extinguished].</i> • 11 (2) (a) <i>[Official may authorize entry to restricted area].</i> • 13 (1) <i>[Official may order everyone to leave fire control area].</i> • 19 <i>[Entry onto land and premises].</i> • 20 (1) <i>[Official with warrant may enter onto land to search and seize evidence].</i> • 21 <i>[Official may stop and inspect vehicles and vessels].</i> • 34 (1) <i>[Official may issue Stop Work Order].</i> • 35 (1) (b) <i>[Official may correct order].</i>

This memorandum revokes and replaces the previous Designations of Natural Resource Officers under the *Natural Resource Compliance Act* signed by the Deputy Minister of Forests and dated June 13, 2022.

A handwritten signature in dark ink, appearing to read 'Eamon O'Donoghue', is written over a horizontal line.

Minister of Forests
(or authorized signatory)

August 18, 2022

Date

Eamon O'Donoghue
Acting Deputy Minister
Printed Name and Title
(if authorized signatory)