PROTOCOL 18
FOR CONTAMINATED SITES

Criteria for Establishing Multiple Land Uses at Sites

Version 1.0

Prepared pursuant to Section 64 of the
Environmental Management Act

Approved: Michael W. Macfarlane  March 1, 2013
Director of Waste Management  Date

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1.0 Definitions

The following words, acronyms and expressions used in this protocol are defined in the ministry procedure “Definitions and Acronyms for Contaminated Sites.”

- contaminated sites legal instrument
- parcel
- owner
- Regulation

2.0 Introduction

The purpose of this protocol is to specify, as enabled under section 12 (1) of the Regulation, the circumstances under which more than one land use may apply at a site for the purposes of using the standards in the Contaminated Sites Regulation.

3.0 Specification of multiple land use

3.1 Subject to section 3.2, for the purpose of applying the standards in the Regulation, one or more land uses may apply, at any given time, to
(a) a site composed of one parcel or part of a parcel, or
(b) a site composed of multiple parcels or parts of parcels, but only if those parcels and parts of parcels are owned by the same person or persons.

3.2 A change in ownership of a parcel or part of a parcel described in subsection 3.1 does not invalidate a contaminated sites legal instrument issued for more than one land use if the land use did not change at the parcel or part of a parcel when its ownership changed.

For more information, contact the Environmental Management Branch at site@gov.bc.ca.