

# Timber Sales Advisory Council (TSAC) Meeting

## Minutes

November 20, 2014  
9:00AM-3:00PM

Radisson Hotel Vancouver Airport  
8181 Cambie Rd, Richmond BC  
Conference Call 1-877-353-9184 ID: 5545002

**Participants:** Tom Jensen (TOPFN), **Mike Falkiner (chair)**, Graham Archdekin (BCTS), Rob Bigalke (BCTS), Shawn Hedges (BCTS), Duncan Chisholm (ITMA), Barry Simpson (TLA), Shane Garner (ILA), Dan Battistella (ILMA), Les Kiss (CFPA), Dave Watt (COFI), Scott Marleau (COFI), Jay McGeachan (Rotary), Warren Carter (IWPA – Interior), and Andrea Dixon (BCTS – Secretariat)

**Regrets:** Wayne Lintott, Jim Hackett, Brian Markin, Dennis Cook, Mike Kemp, Russ Cameron and Ken Houlden

**Guests:** Charles Hunter, Heather Cullen, Geoff Tindale, Kerri Brownie, Barb Drennan and Debbie Janning-Stewart

|   | Topic  | Time<br>9:00 – 3:00 | Lead | Category | Reference Material & Comments |
|---|--|---------------------|------|----------|-------------------------------|
|   | <b>Adoption of Agenda and Safety Briefing</b>  |                     |      |          |                               |
|   | <ul style="list-style-type: none"> <li>The evacuation route for the facility was reviewed.</li> <li>TSAC reviewed and adopted the agenda.</li> </ul>   |                     |      |          |                               |
| A | <b>Executive Update</b>  |                     |      |          |                               |
|   | <ul style="list-style-type: none"> <li>Tom gave TSAC an update on the Softwood Lumber Agreement negotiations.</li> <li><b>Action (B98): Invite a guest speaker to join TSAC to provide an update on the Softwood Lumber Agreement.</b></li> </ul>  |                     |      |          |                               |
| B | <b>Action Items Review</b>   |                     |      |          |                               |
|   | <b>Action (B96): Add Forest Professional Oversight and Certification to the next agenda</b>  |                     |      |          |                               |
|   | <ul style="list-style-type: none"> <li><b>Completed. This item is on the agenda for discussion today.</b></li> </ul>   |                     |      |          |                               |
| B | <b>Action (B97): Add Section 131 discuss regard purchaser liability to the next agenda.</b>  |                     |      |          |                               |
|   | <ul style="list-style-type: none"> <li><b>Completed. There was an offline discussion about this item; however, there will be more discussion on this item when we are joined by the Ministry of Finance staff.</b></li> </ul>  |                     |      |          |                               |
| C | <b>Waste Bill Waiver Ledger</b>  |                     |      |          |                               |
|   | <ul style="list-style-type: none"> <li>There is no update at this time.</li> </ul>   |                     |      |          |                               |
| D | <b>Quarter 2 Update</b>  |                     |      |          |                               |
|   | <ul style="list-style-type: none"> <li>Rob gave a presentation on the BCTS Quarter 2 results. A copy of the Quarter 2 results will be posted to the BCTS website <a href="http://www.for.gov.bc.ca/bcts/about/serviceplan.htm">http://www.for.gov.bc.ca/bcts/about/serviceplan.htm</a>.</li> </ul> |                     |      |          |                               |

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|   | <ul style="list-style-type: none"> <li>• The BCTS Business Plan contains the information regarding the performance targets and the 5 year business cycle. This information can be found on the BCTS website.</li> <li>• Currently the harvest is lower than expected due to the fire season and Tsilhqot'in Decision and strength of claim (SOC) related issues; however, BCTS is confident they will be able to achieve the performance targets.</li> <li>• BCTS will be making some adjustments to the Sales Plan and are working through the SOC process.</li> <li>• TSAC discussed the impacts and potential solution of increased risk associated with potential civil disobedience and other issues like cut to cruise variance when considering bidding on timber sales licenses (TSLs).</li> </ul>   |                     |      |          |                                  |
|   | <b>Break (10:30 – 10:45)</b>   |                     |      |          |                                  |
| E | <p><b>Tsilhqot'in Decision Update</b></p> <ul style="list-style-type: none"> <li>• Charles Hunter, Director, First Nations Relations Branch joined TSAC to provide an update on the impacts of the Tsilhqot'in Decision.</li> <li>• Charles provided TSAC a brief history of the process for assessing First Nation treaty and land claims.</li> <li>• As part of these processes, the Province has a duty to consult and accommodate when making decisions that may adversely affect First Nations' rights.</li> <li>• In 2010, the decision in the Haida Nation case provided clarity on consultation process. At that time, the Province determined land title was very site specific and that the sites must have a history of very heavy usage.</li> <li>• The Tsilhqot'in Decision clarified that land title may exist in broader areas and is not necessarily site specific.</li> <li>• To address this change in the way land title is assessed, Regional SOC teams with advice from Legal Service, Ministry of Attorney General, have been formed</li> <li>• The Province is still working on longer term guidance and policy development and accommodation tools. As this work progresses, the Province will be seeking engagement and input from industry and First Nations.</li> <li>• There is a great deal of work done to review the SOC assessments throughout the province. These SOC assessments are currently being conducted on a TSL by TSL or permit by permit basis; however, the Province is exploring looking at SOC on a larger area scale and on a more strategic basis.</li> <li>• There will Operational Issues Forum workshops in the next few months to provide information and discuss the impacts of the Tsilhqot'in Decision.</li> </ul> |                     |      |          |                                  |
| F | <p><b>Role and Effectiveness Review Update</b></p> <ul style="list-style-type: none"> <li>• Heather Cullen, Director of Project Implementation, Timber Operations, Pricing and First Nations Division joined TSAC by phone and provided an update on the implementation of the Role and Effectiveness Review.</li> </ul>   |                     |      |          |                                  |
|   | <b>Lunch (12:30 – 1:00) Provided</b>   |                     |      |          |                                  |
| G | <p><b>Forest Professional Oversight and Certification</b></p> <ul style="list-style-type: none"> <li>• Kerri Brownie, Policy Forester – Stewardship, BC Timber Sales joined TSAC and gave a presentation on the Forest Professional Oversight and Certification (FPOC) proposal.</li> </ul>  |                     |      |          |                                  |

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|   |  |                     |      |          | <ul style="list-style-type: none"> <li>• Kerri provided TSAC with background and overview of the proposed FPOC.</li> <li>• TSAC discussed the benefits and challenges related to enacting the FPOC.</li> <li>• Kerri invited TSAC members to join the advisory group for the FPOC. Jay McGeachan, Shane Garner and Warren Carter volunteered to participate in the advisory group.</li> <li>• The next step for the FPOC project is to develop a pilot.</li> </ul>   |
| H | Road Construction Induced Landslides     |                     |      |          | <ul style="list-style-type: none"> <li>• Barb Drennan joined TSAC to speak about the recent landslide activity experienced in the mid-coast areas.</li> <li>• The factors contributing to these landslides were discussed and photographs of these incidents were shared with TSAC. This is an emerging issue and is a result of a number of factors.</li> <li>• In early October, BCTS, Industry, WorkSafeBC, BC Forest Safety Council and others met to discuss this issue. During the meeting actions were identified by all the participants to decrease the risk of landslides.</li> <li>• BCTS will provide updates to TSAC as necessary on this issue.</li> </ul>   |
| I | Seaward Business Area Update             |                     |      |          | <ul style="list-style-type: none"> <li>• The Seaward Business Area (SBA), like much of the rest of BCTS, is working to complete SOC assessments. There is a group consisting of both BCTS and District staff working to complete SOC assessments for the planned TSLs.</li> <li>• SBA has recently recruited 4 new staff members, one of whom is a Lisa Brown, the new Woodlands Manager for the Business Area.</li> <li>• The recent storm activity in the Holberg area has impacted some existing and planned TSLs.</li> <li>• SBA is experiencing some challenges around availability of contractors for development contracts.</li> </ul>  |
| J | Babine Business Area Update              |                     |      |          | <ul style="list-style-type: none"> <li>• The Babine Business Area (BBA) plans to offer over the apportionment this year to ensure they meet the 5 year business plan apportionment targets.</li> <li>• The BBA is working to hire staff to fill their current vacancies.</li> <li>• A Forest Practice Board audit was recently conducted in the BBA and there were good results.</li> <li>• The BBA is currently facing challenges around the Tsilhqot'in Decision. They are working through the SOC assessments so they can move forward and auction their TSLs.</li> <li>• There are also some challenges in identifying pine stands that meet the partition.</li> <li>• This year BBA has experienced some larger fires and lost some operating area due to wildfires.</li> <li>• BBA continues to try to test the market by offering marginal stands.</li> </ul> |
| K | Short Snappers<br>Change to Deposit Tier |                     |      |          | <ul style="list-style-type: none"> <li>• BCTS is awaiting the Order in Council that would see the reduction in the thresholds for the tiered deposit scheme.</li> <li>• This was related to some of the recommendations in the RER and has been discussed at TSAC a few times.</li> </ul>  |

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|  | <ul style="list-style-type: none"> <li>• Communication will be sent to all BCTS registrants to outlining the changes in the tiered deposit scheme.</li> </ul> <b>Business to Business Agreements</b> <ul style="list-style-type: none"> <li>• BCTS is working hard to meet the performance targets for this year.</li> <li>• Purchasing developed volume is one strategy to assist BCTS in meeting the volume performance targets.</li> <li>• BCTS is also looking to build more partnerships and collaborations in some of the more challenging operating areas.</li> <li>• If you have any volume you are interested in selling, or are interesting in collaborating in challenging operating areas, please connect with Mike Falkiner or your local Timber Sales Manager.</li> </ul>   |                     |                  |          |                                  |
|  | <b>Ministry of Finance – Aged Accounts System</b> <ul style="list-style-type: none"> <li>• Elizabeth Fontes and Carl Jensen of the Ministry of Finance joined TSAC by phone to discuss the planned changes to the Aged Accounts System.</li> <li>• With the recent changes to the administrative boundaries and natural resource areas the ARM application was significantly impacted.</li> <li>• The administrative boundaries were changed from 3 districts to 8 regions which impacted how ARM reads information and produces reporting.</li> <li>• Currently, the reports are being manually created requiring a large amount of resources.</li> <li>• The ARM application is 22 years old and is being replaced in May 2015. There will be more options and information available through the new system.</li> <li>• Several other ministries use the ARM application. Due to this fact, there have been some concerns around privacy.</li> <li>• The privacy issues that have been raised will lead to impacts to the type and amount of information that can be shared publicly.</li> <li>• TSAC member expressed concerns around not being able to access licensees and stumpage payment information and how this would impact section 130 and 131 of the <i>Forest Act</i>.</li> <li>• Third parties will be able to gain access to the account to make the payment, but they must have consent to access any other information.</li> <li>• TSAC members would like to be involved and provide input to the system changes.</li> <li>• There will be no external party involvement in the development of the new system, but if TSAC member would like to provide input they can send it to Shawn Hedges.</li> </ul> |                     |                  |          |                                  |
|  | February 26, 2015   | May 28, 2015        | September 3,2015 |          | December 10, 2015                |

2015 Meeting Dates: