

File: 19570-00

May 28, 2019

BY EMAIL

To: Regional Executive Directors
District Managers
Steve Kozuki, Director, Forest Enhancement Society of BC

From: Doug Stewart, Director, Forest Tenures Branch

Re: Provincial Forest Use Regulation and Forest Practices and Planning Regulation Amendments

The Provincial Forest Use Regulation has been amended to allow non-government and/or non-tenure holders to occupy Crown land for forestry related activities through a special use permit (SUP). The forestry related activities include:

- silviculture treatments and associated facilities, including camps and waste disposal sites; and
- wildlife habitat enhancement and associated facilities, including camps and waste disposal sites.

The Forest Practices and Planning Regulation has also been amended to ensure practice requirements are a condition for the holder of an SUP issued for the above purposes.

In addition to the above amendment to the Provincial Forest Use Regulation, the regulation was also amended to allow the issuance of an SUP for the disposal of organic debris from a remote log dump or dry land sort.

User manuals on the issuance and application of these forms of SUPs are being developed and will be posted on the Forest Tenures Branch website once completed. In the interim, for guidance on the use of an SUP for non-government funded work, follow the directions appended to this memo.

Regional Executive Directors
District Managers
Steve Kozuki, Director, Forest Enhancement Society of BC

If you have any questions, please contact Kevin Kilpatrick, Senior Timber Tenures Forester,
Forest Tenures Branch at kevin.kilpatrick@gov.bc.ca or (778) 974-2477.

A handwritten signature in black ink, appearing to read "Doug Stewart". The signature is written in a cursive, flowing style.

Doug Stewart
Director
Forest Tenures Branch

Attachment(s): Appendix: Authorizations for Non-Government Funded Activities

APPENDIX 1

AUTHORIZATIONS FOR NON-GOVERNMENT FUNDED ACTIVITIES

Work to be conducted on Crown land that is funded with non-government funds requires appropriate authorizations. The following procedure should be followed if the work is to be completed by non-government or non-*Forest Act* tenure holders:

1. Non-government agency tenders a contract to conduct work (i.e. silviculture, cut, cut and deck or cut and remove Crown timber on Crown land). The successful bidder is not a tenure holder and is not government.
2. The successful bidder must apply to the district manager for an authorization to conduct work on Crown land as described in Section 52 or 52.1 of the *Forest Range and Practices Act*, and to occupy Crown land.
3. District staff will review the project, complete First Nations consultation and prepare the following appropriate authorizations:

Contract Requirement	Authorizations
Site rehabilitation for reforestation or wildlife enhancement: <ul style="list-style-type: none"> • incidental trees are to be cut and left at the stump or cut and decked; and • site is to be reforested. 	1. FRPA, Sections 52 or 52.1; and 2. Special Use Permit (Section 7.0 Provincial Forest Use Regulation).
Site rehabilitation for reforestation or wildlife enhancement: <ul style="list-style-type: none"> • incidental trees are to be cut and removed; and • site is to be reforested. 	1. FRPA, Section 52 or 52.1 Authorization; 2. Special Use Permit (Section 7.0 Provincial Forest Use Regulation); 3. Occupant Licence to Cut (Section 47.4, <i>Forest Act</i>); and 4. Road Use Permit (Section 115, <i>Forest Act</i>).
Removal of decked timber	1. Forestry Licence to Cut (Section 47.6, <i>Forest Act</i>); or 2. Timber Sales Licence (Section 20, <i>Forest Act</i>); and 3. Road Use Permit (Section 115, <i>Forest Act</i>).

4. The non-government agency or the contractor must complete and submit all applicable reports to the district manager.
5. District staff will review final report and inspections as required.

