

File: 19400-04/CP Amend
Reference: 269266

March 8, 2022

BY EMAIL

To: Regional Executive Directors
District Managers

From: Doug Kelly, Director, Forest Tenures Branch

Re: Transition for Cutting Permits in effect on November 4, 2003

On November 25, 2021, Section 58.2 of the *Forest Act* was repealed and new Section 58.201 was added:

- Section 58.201 applies to all legacy cutting permits (CPs), those that were issued on or before November 4, 2003, which remained in effect on November 25, 2021.
- Section 58.201 (2) prohibits further extensions of these legacy CPs.
- Section 58.201 (3) extends the term of any grand-parented CPs that were to expire before November 25, 2022, to that date. Legacy CPs that expire after November 25, 2022, will expire on the date within the CP.
- Section 58.201 prohibits postponement of any legacy CP that remained in effect on November 25, 2021.

Legacy CPs are permits issued before November 4, 2003, under the *Forest Practices Code of BC Act* that were continued under the new *Forest and Range Practices Act* to ensure timber flow and job stability. The government has determined that these legacy CPs should be phased out to ensure future authorizations are consistent with government's responsibility and commitment to reconciliation with our Indigenous Nations. Legacy CPs may not be postponed or extended after November 25, 2021, and expire on November 26, 2022, or the date within the CP, whichever is longer. All obligations associated with the CP continue until they have been met and outstanding fees, assessments and penalties must be paid upon cancellation of the associated CP.

Regional Executive Directors
District Managers

For CPs with an expiry date greater than two years since the date of the previous expiration date, the following is recommended:

1. Determine the appropriate expiration date, either two years from the date of the previous expiration date or November 25, 2022, whichever is greater.
2. Notify affected CP holders that the CP was extended for a term greater than what was permitted under the now repealed *Forest Act*, Section 58.2, and a new CP with a new expiration date will be issued (see attached template).
3. Re-issue the CP with the corrected expiration/extension date to the CP holder.
4. Update the CP expiration and extension date in the FTAS.

District managers are requested to notify affected CP holders (Appendix A) on the status of these CPs and their expiration date. Please refer to the attached sample letter (Appendix B) for contacting affected CP holders. District staff are requested to update the Forest Tenures Administration System information as required.

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

Yours truly,



Doug Kelly
Director
Forest Tenures Branch

Attachment(s): Appendices A & B

pc: Matt Austin, Assistant Deputy Minister, Integrated Resource Operations Division
Diane Nicholls, Chief Forester and Assistant Deputy Minister
Office of the Chief Forester
Melissa Sanderson, Assistant Deputy Minister, Forest and Range Sector
Policy Division
Richard Elliott, Executive Director, Integrated Resource Operations Division
Peter Jacobsen, Executive Director, Forest and Range Sector
Policy Division
Allan Bennett, Director Timber Pricing Branch
Tim Bogle, Director, Investment and Compensation Branch
Albert Nussbaum, Director, Forest Analysis and Inventory Branch
Kevin Kilpatrick, Senior Timber Tenures Forester, Forest Tenures Branch

Appendix A: Cutting Permits Subject to Section 58.201 of the *Forest Act*

District	Licence Type	Forest File ID	Cutting Permit ID	Expiry Date
Cariboo-Chilcotin	A01 Forest Licence	A20016	730	2023-03-31
Cariboo-Chilcotin	A01 Forest Licence	A20019	2	2024-08-16
Campbell River	A01 Forest Licence	A19231	99A	2023-10-18
Campbell River	A01 Forest Licence	A19231	99B	2023-10-18
Campbell River	A02 Tree Farm Licence	TFL39	198	2025-02-28
Campbell River	A02 Tree Farm Licence	TFL39	199	2025-02-28
Campbell River	A02 Tree Farm Licence	TFL19	99B	2035-12-31
Campbell River	A02 Tree Farm Licence	TFL19	99A	2035-12-31
Cascades	A01 Forest Licence	A18698	593	2023-03-29
Mackenzie	A01 Forest Licence	A15384	99S	2023-03-31
Mackenzie	A01 Forest Licence	A15384	Q38	2023-03-31
Mackenzie	A01 Forest Licence	A15384	V30	2023-03-31
Mackenzie	A01 Forest Licence	A15384	V23	2023-03-31
Mackenzie	A01 Forest Licence	A15385	745	2023-03-31
Mackenzie	A01 Forest Licence	A15385	760	2023-03-31
Mackenzie	A01 Forest Licence	A15385	747	2023-03-31
Mackenzie	A01 Forest Licence	A15385	748	2023-03-31
North Island-Central	A02 Tree Farm Licence	TFL37	94	2023-02-28
North Island-Central	A02 Tree Farm Licence	TFL6	91	2023-02-28
North Island-Central	A02 Tree Farm Licence	TFL6	92	2023-02-28
North Island-Central	A02 Tree Farm Licence	TFL6	93	2023-02-28
North Island-Central	A02 Tree Farm Licence	TFL37	96	2023-02-28
North Island-Central	A02 Tree Farm Licence	TFL6	97	2023-02-28
North Island-Central	A02 Tree Farm Licence	TFL6	90	2023-02-28
North Island-Central	A02 Tree Farm Licence	TFL47	17S	2023-02-28
North Island-Central	A02 Tree Farm Licence	TFL6	98	2023-02-28
North Island-Central	A02 Tree Farm Licence	TFL37	97	2023-02-28
Okanagan Shuswap	A01 Forest Licence	A18674	159	2022-03-31
Okanagan Shuswap	A01 Forest Licence	A18674	131	2022-03-31
Okanagan Shuswap	A02 Tree Farm Licence	TFL59	323	2022-03-31
Okanagan Shuswap	A01 Forest Licence	A74912	343	2023-03-31
Okanagan Shuswap	A01 Forest Licence	A18667	497	2023-03-31
Okanagan Shuswap	A01 Forest Licence	A18667	494	2023-03-31
Okanagan Shuswap	A04 Woodlot Licence	W0327	B	2023-03-31
Okanagan Shuswap	A01 Forest Licence	A18670	837	2023-03-31
Okanagan Shuswap	A06 Timber Licence	T0816	J	2023-03-31
Okanagan Shuswap	A01 Forest Licence	A18670	833	2023-03-31
Okanagan Shuswap	A01 Forest Licence	A18670	828	2023-03-31
Okanagan Shuswap	A01 Forest Licence	A18670	773	2023-03-31
Okanagan Shuswap	A01 Forest Licence	A18670	899	2023-03-31
Peace	A01 Forest Licence	A13840	211	2023-03-31
Peace	A01 Forest Licence	A13840	209	2023-03-31
Prince George	A01 Forest Licence	A15429	526	2023-03-29
Prince George	A01 Forest Licence	A18165	716	2023-03-31
Prince George	A02 Tree Farm Licence	TFL30	10J	2023-03-31
Prince George	A02 Tree Farm Licence	TFL30	6T	2023-03-31
Prince George	A01 Forest Licence	A18165	10G	2023-03-31
Prince George	A01 Forest Licence	A18165	10C	2023-03-31
Prince George	A01 Forest Licence	A18165	745	2023-03-31
Prince George	A02 Tree Farm Licence	TFL30	11W	2023-03-31
Quesnel	A01 Forest Licence	A20013	459	2023-03-31
Rocky Mountain	A02 Tree Farm Licence	TFL14	162	2023-03-31
Rocky Mountain	A01 Forest Licence	A19040	275	2023-03-31
Rocky Mountain	A02 Tree Farm Licence	TFL14	161	2023-03-31
Rocky Mountain	A01 Forest Licence	A19040	214	2023-03-31
Rocky Mountain	A01 Forest Licence	A19040	212	2023-03-31
Rocky Mountain	A01 Forest Licence	A18978	144	2023-03-31
Sunshine Coast	A02 Tree Farm Licence	TFL39	3M	2023-03-31
Sunshine Coast	A02 Tree Farm Licence	TFL39	52	2023-03-31
Sunshine Coast	A02 Tree Farm Licence	TFL39	50	2023-03-31
Selkirk	A04 Woodlot Licence	W0474	C	2022-03-31
Selkirk	A01 Forest Licence	A20212	108	2023-03-31
South Island	A02 Tree Farm Licence	TFL46	888	2023-03-31
South Island	A02 Tree Farm Licence	TFL46	777	2023-03-31
Stuart Nechako	A01 Forest Licence	A18169	993	2024-03-31

Appendix B: A Sample Letter to Licensees

File:

Date:

EMAILED:

Licensee Name
Address

Dear Licensee:

In accordance with Section 58.201 of the *Forest Act*, which came in effect on November 25, 2021, the cutting permits that were issued on or before November 4, 2003, and expire on or before to November 24, 2022, listed in the table 1 below will be cancelled on November 26, 2022. Cutting permits that expire were issued on or before November 4, 2003, and expire after November 25, 2022, expire on the date of the cutting permit as listed in table 1 and 2 (if applicable). These cutting permits cannot be extended or postponed. All obligations associated with the cutting permits continue until they have been met.

As the holder of the cutting permit, you will be required to complete all assessments and pay all associated fees and penalties associated with each cutting permit. The Forest Tenures Administration information has been updated to the legislative date.

Table 1: Cutting permits that will be cancelled on November 26, 2022, are listed as follows:

Licence Type	Forest File ID	Cutting Permit ID	Expiry Date

Table 2: Cutting permits that will be expired on the date of the cutting permit are listed as follows:

Licence Type	Forest File ID	Cutting Permit ID	Original Expiry Date	New Expiry Date

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If a cutting permit has an expiry date greater than 2 years since the date of the previous expiration date or was extended beyond 2 years it has been adjusted and will expire on either November 25, 2022, or the expiration date of the cutting permit as described in Table 2. An extension beyond 2 years was not permitted with the now repealed *Forest Act*, Section 58.2.

If you have any concerns or further questions, please contact **Name**, **Title**, **XXXX** Natural Resource District at **Phone number**, or at **Email**.

Yours truly,

Name, District Manager
XXXX Natural Resource District