

## Introduction

The B.C. government and the shishalh Nation are working together to manage the development of docks and other moorage structures in the shishalh Nation swiya, using best management practices (BMPs) to:

- ▶ minimize negative impacts on marine resources
- ▶ protect archaeological heritage features
- ▶ address the cumulative impacts of dock development

This brochure provides important information for current dock owners, and for people who are considering the construction of a new dock.

In October 2018, the shishalh Nation and the B.C. government signed the Foundation Agreement that committed them to a shared decision-making (SDM) process for land and resource authorizations throughout the shishalh people's swiya (lands, territory).

Under this agreement, applications for all new and replacement moorage structures (individual, strata, and group) in fresh and saltwater environments within the shishalh swiya go through this SDM process.

The shishalh Nation is responsible for the stewardship and protection of the shishalh people's relationship to lands and resources within their swiya, and its title and rights are protected and affirmed under the *Constitution Act* (1982).

The B.C. government and the shishalh Nation collaboratively developed best management practices and design guidelines for docks in freshwater and marine environments.

These practices adopted recommendations from the Federal Department of Fisheries and Oceans, Transport Canada, the Ministry of Forests, Lands, Natural Resource Operations and Rural Development, and qualified professionals (QPs).

## Additional Information and Contacts

Links to forms, templates, and other online resources — including guidance materials for qualified professionals conducting archaeological and environmental assessments can be found here:

[gov.bc.ca/shishalh-shared-decision-making](http://gov.bc.ca/shishalh-shared-decision-making)

Contact FrontCounter BC for additional details:

Phone: **604 586-4400**

Fax: **604 586-4434**

Email: [Frontcounterbc.surrey@gov.bc.ca](mailto:Frontcounterbc.surrey@gov.bc.ca)

Website: [www.frontcounterbc.gov.bc.ca](http://www.frontcounterbc.gov.bc.ca)

# Dock Management in the shishalh Nation swiya

*(Lands, Birthplace, World, "Territory")*



Ministry of  
Forests, Lands, Natural  
Resource Operations  
and Rural Development



## What is “Shared Decision-Making” as it Relates to Docks?

Any application under the *Land Act* for moorage purposes within the shishalh swiya is reviewed by a working group comprised equally of shishalh Nation staff and Ministry of Forests, Lands, Natural Resource Operations and Rural Development staff.

When the working group has completed its review, it will send its recommendation to the Shared Decision-Making Board to review the application. The board’s recommendation is then forwarded to shishalh Chief and Council and a statutory decision-maker under the *Land Act*.

## How Does This Affect Me?

It is expected that best management practices will be followed for all moorage applications within shishalh swiya. These best management practices apply if you want to conduct the activities indicated below on swiya lands (including foreshores) within the area outlined in red on the map.

I INTEND TO:	DO THE BEST MANAGEMENT PRACTICES APPLY?
Construct a new, private (individual, group or strata) moorage structure, such as a dock	✓
Make changes to or relocate a currently tenured moorage structure	✓
Obtain authorization for an existing moorage structure that is not currently authorized under a <i>Land Act</i> tenure	✓
Repair or rebuild a tenured dock, boathouse, or other moorage structure	✓
Assign my tenure to a different tenure holder	✗
Modify the provisions of a <i>Land Act</i> tenure	✗

## What Do I Need To Do?

If you are planning to construct a new moorage structure or apply for authorization of an existing but previously unauthorized structure, please complete and submit a new application.

If your *Land Act* tenure is due to expire, you will be contacted by the B.C. government and will be required to complete and submit a replacement application. Both applications are available on the website located on the back page.

Please note that specific documents must be submitted with your application as part of the process, depending on the type of application you’re submitting.

ADDITIONAL DOCUMENTATION REQUIRED:	NEW APPLICATION	REPLACEMENT APPLICATION
Management Plan, demonstrating compliance with best management practices and reviewed by a qualified professional (QP)	✓	✓
Preliminary Archaeological Field Reconnaissance (PAFR) study by a qualified archaeologist, covering the foreshore and <i>Land Act</i> tenure area (unless one was conducted recently and is available for review)	✓	✓
Environmental Assessment of the <i>Land Act</i> tenure area by a qualified environmental professional	✓	✗
Environmental Assessment of the <i>Land Act</i> tenure area by a qualified environmental professional if you are proposing to change the moorage structure’s footprint or make major structural changes to it	✗	✓

Variations to the best management practices may be considered by the Shared Decision Making working group and board in exceptional circumstances. Any request for a variance must be supported by reports from qualified persons (e.g. professional engineer, registered professional biologist, and/or a third-party dock builder).

## Modifications to Existing Moorage Structures

Before making any modifications to an existing moorage structure, please contact the regional office of the Ministry of Forests, Lands, Natural Resource Operations and Rural Development for approval and to determine if any additional steps are required.

Modifications to existing docks or other moorage structures within the shishalh Nation swiya are expected to adhere to the best management practices, and an updated management plan must be submitted.

