

**Guidance: FLNR Forest Act Road Permit Transition to an OGAA Road Permit
for the BC Ministry of Forests, Lands and Natural Resource Operations (FLNR)
and the BC Oil and Gas Commission (Commission)**

The following guidance is a process by which FLNR and the Commission can address transfer of a *Forest Act* Road Permit (*FA RP*) road to an *Oil and Gas Activities Act* Road Permit (*OGAA RP*).

If an oil and gas client advises the Commission that they require the use of a *FA RP* road where the current *FA RP* holder has agreed to release their tenure, the Commission may assume responsibility for administration of the road through the *OGAA* by issuance of an *OGAA RP* to its client for responsibility and continued use of the road, and if agreed, FLNR would terminate the *FA RP* once satisfied that any outstanding obligations have been addressed.

Commission Responsibilities:

- Where an oil and gas client has identified to the Commission a desire to take over a *FA RP* road and the oil and gas client has received agreement in writing from the *FA RP* holder that they are willing to release their *FA RP*, the Commission will advise FLNR so that they can determine whether the *FA RP* can be terminated and confirm that there are no other forest industrial users which have indicated that they want a permit for the road.
- Where the *FA RP* holder has agreed to release its *FA RP* and FLNR has confirmed that there are no other potential conflicts with forest industrial users, the Commission will inform the oil and gas client that an *OGAA RP* application must be submitted.
- If there are both an oil and gas client and a forest industrial user wanting a permit for the road, the Commission and FLNR will discuss and agree on who should be issued a road permit.
- Coordinate transfer of responsibility with FLNR so that the Commission can simultaneously take responsibility for administration through issuance of an *OGAA RP*.
- FLNR will provide the Commission with disclosure of known information relevant to the road, (e.g., bridge, major culvert and engineered structure records; inspection reports; and known safety or environmental hazards) and the Commission will provide this information to the oil and gas client.
- The Commission must issue an *OGAA RP* to the oil and gas client prior to FLNR cancelling the *FA RP*, such that there is no gap in tenure administration on the road.

FLNR Resource District responsibilities:

- Prior to issuance of an *OGAA RP*, confirm that the *FA RP* can be terminated, that there are no other forest industrial users needing a permit for the road, and that administrative responsibility can be transferred to the Commission for the oil and gas client. Advise the Commission.
- If there are both a forest industrial user and an oil and gas client wanting a permit for the road, the Commission and FLNR will discuss and agree on who should be issued a road permit.
- Obtain information on the road, such as bridge, major culvert and engineered structure records; inspection reports; and information regarding any known safety and environmental hazards, from the forest *FA RP* holder, Compliance and Enforcement, etc. Provide this information to the Commission so they can provide it to the oil and gas client.
- Prior to terminating the *FA RP* permit, confirm with the Commission that an *OGAA RP* has been issued to the oil and gas client, thus ensuring that the *FA RP* can be terminated concurrently and that there is no gap in tenure on the road.