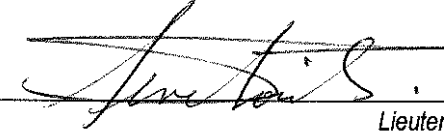


PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. **089**, Approved and Ordered **FEB - 9 2010**



Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that the attached Flathead Watershed Area Order is made.



Minister of Environment



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section:- *Environment and Land Use Act, R.S.B.C. 1996, c. 117, s. 7*
Other (specify):-

February 8, 2010

Resub 5/O/81/2010/48

FLATHEAD WATERSHED AREA ORDER

Definitions

1 In this order:

“**Flathead watershed area**” means all those parcels or tracts of land that on November 9, 2009, were situated in the Kootenay District and contained within the boundaries as shown on the official plan for the Flathead Watershed Area, deposited in the Media Vault, GeoBC, Victoria as Official Plan: Flathead Watershed Area, dated November 9, 2009, but does not include the following:

- (a) a park, recreation area or conservancy, as those terms are defined in section 1 of the *Park Act*;
- (b) an ecological reserve named and described in Schedule A or Schedule B to the *Protected Areas of British Columbia Act*;
- (c) an area that is established as a protected area by an order in council under the *Environment and Land Use Act*;

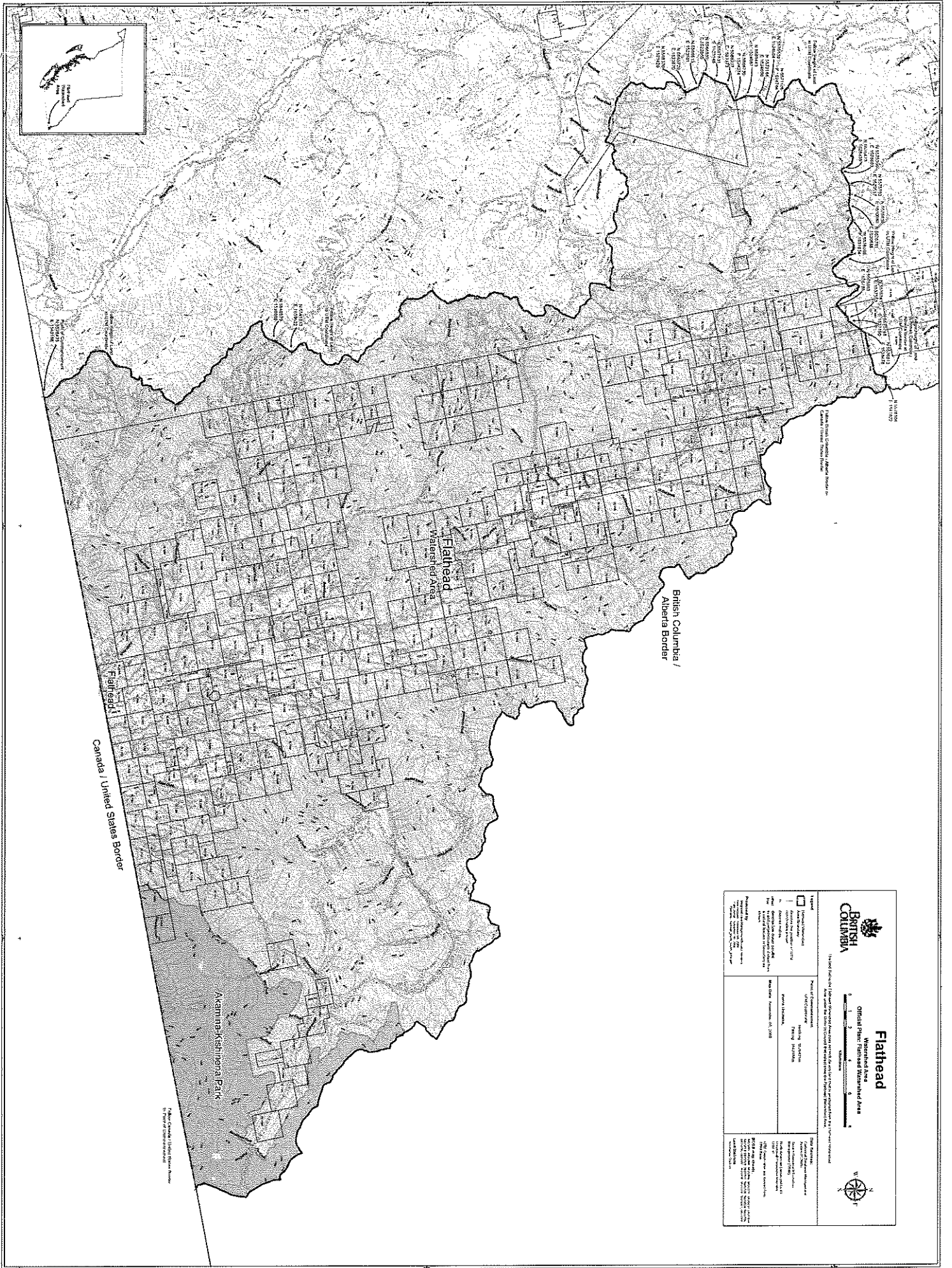
“**Crown Land**” means land, whether or not it is covered by water, that is owned by the government;

“**mining activity**” means any activity related to

- (a) the exploration and development of a mineral, a placer mineral or coal, or
- (b) the production of a mineral, a placer mineral or coal;

Mining activity in the Flathead watershed area

- 2 (1) The minister responsible for the administration of a section of the *Land Act* referred to in paragraphs (a) to (c) must not, under that section, for or in relation to a mining activity in the Flathead watershed area,
- (a) dispose of Crown land in the Flathead watershed area under section 11 of the *Land Act*,
 - (b) issue a lease of Crown land or grant an option to purchase Crown land in the Flathead watershed area under section 38 of the *Land Act*, or
 - (c) grant a licence to occupy and use Crown land in the Flathead watershed area under section 39 of the *Land Act*.
- (2) The minister responsible for the administration of the *Ministry of Lands, Parks and Housing Act* must not, for or in relation to a mining activity in the Flathead watershed area,
- (a) dispose of Crown land in the Flathead watershed area under section 9 (1) (a) of that Act, or
 - (b) provide in an agreement for the disposition of Crown land in the Flathead watershed area under section 9 (1) (c) of that Act.
- (3) The chief inspector under the *Mines Act* must not, for or in relation to a mining activity in the Flathead watershed area,
- (a) issue or amend a permit under section 10 of that Act, or
 - (b) exempt any person under section 10 (2) of that Act from the requirement to obtain a permit under section 10 of that Act.



Flathead Watershed Area
Official Plan / Zoning and Land Use

BRITISH COLUMBIA

The Flathead and Fairhead Watersheds have been selected for analysis and reporting as part of the Flathead Watershed Study. This study is a component of the Flathead Watershed Study.

Legend

- ▣ Land Use Designation
- ▣ Zoning Designation
- ▣ Provincial Crown Land
- ▣ Provincial Crown Land - Forest
- ▣ Provincial Crown Land - Recreation
- ▣ Provincial Crown Land - Other
- ▣ Provincial Crown Land - Unallocated
- ▣ Provincial Crown Land - Unclassified
- ▣ Provincial Crown Land - Unsurveyed
- ▣ Provincial Crown Land - Unvested
- ▣ Provincial Crown Land - Unzoned
- ▣ Provincial Crown Land - Unzoned - Forest
- ▣ Provincial Crown Land - Unzoned - Recreation
- ▣ Provincial Crown Land - Unzoned - Other
- ▣ Provincial Crown Land - Unzoned - Unclassified
- ▣ Provincial Crown Land - Unzoned - Unsurveyed
- ▣ Provincial Crown Land - Unzoned - Unvested
- ▣ Provincial Crown Land - Unzoned - Unzoned

Scale

0 1 2 Kilometers

0 1 2 Miles

North Arrow

Map Information

Map of Flathead Watershed Area
Map Date: November 10, 2008

Map Authors

Map of Flathead Watershed Area
Map Date: November 10, 2008

Map Contact

Map of Flathead Watershed Area
Map Date: November 10, 2008

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