

Regulation of Private Forest Land

Federal and Provincial Environmental Standards for Private Land		
Private land in TFL	Private land in PMFL	Private Land (outside of TFL/PMFL)
<ul style="list-style-type: none"> • Forest Act <ul style="list-style-type: none"> - Requires that timber from all Crown land, be used or manufactured in the Province, unless granted exemption by the Lieutenant Governor in Council, or, in some cases, the Minister of Forests - Management plans address timber and non-timber values • Forest and Range Practices Act <ul style="list-style-type: none"> - Planning, road building, logging, reforestation and grazing requirements - Protects watersheds and wildlife habitat - Enables the creation of regulations and standards for: Ungulate Winter Ranges, Wildlife Habitat Areas, and community watersheds • TFL Agreement <ul style="list-style-type: none"> - 5-year management plan, operational planning, road building and reforestation • Export and Import Permits Act (Federal) <ul style="list-style-type: none"> - Regulates export of logs from Canada <p>Other Legislation</p> <ul style="list-style-type: none"> • <i>Water Act</i> • <i>Drinking Water Protection Act</i> • <i>Wildlife Act</i> • <i>Heritage Conservation Act</i> • <i>Fisheries Act</i> (Federal) • <i>Species at Risk Act</i> (Federal) 	<ul style="list-style-type: none"> • Forest Act <ul style="list-style-type: none"> - Requires that timber from all private land granted after March 12, 1906, be used or manufactured in the Province, unless granted exemption by the Lieutenant Governor in Council, or, in some cases, the Minister of Forests • Private Managed Forest Land Act <ul style="list-style-type: none"> - Management plans address timber and non-timber values - Sets objectives for 4 key environmental values: soil conservation, water quality, fish habitat, critical wildlife habitat, and reforestation • Private Managed Forest Land Regulation <ul style="list-style-type: none"> - Defines forest management activities - Provisions for critical wildlife habitat • PMFL Council Matters Regulation <ul style="list-style-type: none"> - Water quality objectives • PMFL Council Regulation <ul style="list-style-type: none"> - Sets requirements for: soil conservation, water quality and fish habitat, and reforestation • Export and Import Permits Act (Federal) <ul style="list-style-type: none"> - Regulates export of logs from Canada - Requires that timber from private lands granted prior to March 12, 1906, also be surplus tested for provincial needs <p>Other Legislation</p> <ul style="list-style-type: none"> • <i>Water Act</i> • <i>Drinking Water Protection Act</i> • <i>Wildlife Act</i> • <i>Heritage Conservation Act</i> • <i>Fisheries Act</i> (Federal) • <i>Species at Risk Act</i> (Federal) 	<ul style="list-style-type: none"> • Forest Act <ul style="list-style-type: none"> - Requires that timber from all private land granted after March 12, 1906, be used or manufactured in the Province, unless granted exemption by the Lieutenant Governor in Council, or, in some cases, the Minister of Forests • Water Act <ul style="list-style-type: none"> - Water management plans (water quality, fish and fish habitat) - Regulation for works in and about a stream • Riparian Areas Regulation <ul style="list-style-type: none"> - Identification and protection of Streamside Protection and Enhancement Areas for non-agricultural and non-forest lands • Drinking Water Protection Act <ul style="list-style-type: none"> - Drinking water protection objectives, guidelines and plans • Wildlife Act <ul style="list-style-type: none"> - Wildlife management areas, critical wildlife areas, wildlife sanctuaries, endangered/threatened species • Heritage Conservation Act <ul style="list-style-type: none"> - Protection of heritage sites or objects • Fisheries Act (Federal) <ul style="list-style-type: none"> - Fish habitat protection and pollution prevention • Species at Risk Act (Federal) <ul style="list-style-type: none"> - Protection of species at risk and their habitat • Export and Import Permits Act (Federal) <ul style="list-style-type: none"> - Regulates export of logs from Canada - Requires that timber from private lands granted prior to March 12, 1906, also be surplus tested for provincial needs

Local Government Land Use Tools for Managing Private Land

Private Land in TFL	Private Land in PMFL	Private Land (outside of TFL/PMFL)
<ul style="list-style-type: none"> • No powers to regulate TFL land 	<ul style="list-style-type: none"> • Regional Growth Strategy • Official Community Plan <ul style="list-style-type: none"> - Objectives or policies on planning and land use management • Zoning Bylaw <ul style="list-style-type: none"> - Land use and density regulations • Development Approval Information Areas <ul style="list-style-type: none"> - Designation in an OCP - Specific detailed information must be provided to support Development Permit and Re-Zoning Applications, etc • Subdivision, Services & Building Bylaws <ul style="list-style-type: none"> - The authority to designate lands that are subject to flooding, erosion, land slip or avalanche as tree cutting permit areas 	<ul style="list-style-type: none"> • Regional Growth Strategy <ul style="list-style-type: none"> - Purpose includes protection of environmentally sensitive areas, reduction/prevention of air, land and water pollution, and protection of water quality • Official Community Plan <ul style="list-style-type: none"> - Objectives or policies on planning and land use management e.g. protection of natural environment • Zoning Bylaw <ul style="list-style-type: none"> - Land use and density regulations • Development Permit Areas <ul style="list-style-type: none"> - Designations to protect the natural environment, its ecosystems, and biological diversity • Development Approval Information Areas <ul style="list-style-type: none"> - Designation in an OCP - Specific detailed information must be provided to support Development Permit and Re-Zoning Applications, etc • Subdivision, Services & Building Bylaws <ul style="list-style-type: none"> - The authority to designate lands that are subject to flooding, erosion, land slip or avalanche as tree cutting permit areas
	Local Government Restrictions	
	<ul style="list-style-type: none"> • PMFLA Restriction (Sec. 21) <ul style="list-style-type: none"> - A local government must not adopt a bylaw under or issue a permit in respect of private managed forest land that would have the effect of restricting a forest management activity 	