

Minister's Order
[*Forest Act*, section 170 (2)]
Maa-nulth Designated Area

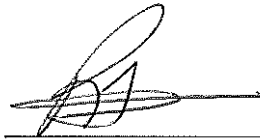
I, Rich Coleman, Minister of Forests and Range, order the following with respect to the Maa-nulth Designated Area, B.C. Reg. 71/2007:

- (1) This order rescinds and replaces the Minister's Order dated September 30, 2007 pertaining to the Maa-nulth Designated Area.
- (2) **"Maa-nulth Final Agreement"** means the Maa-nulth First Nations Final Agreement among the Maa-nulth First Nations, the government of British Columbia and the government of Canada.
- (3) Any person who, under the *Forest Act*, *Forest Practices Code of British Columbia Act* or *Forest and Range Practices Act*, has the discretion to issue a permit, licence or plan is directed not to do so if any part of the permit, licence or plan relates to all or part of the Maa-nulth Designated Area.
- (4) Paragraph (3) does not apply to the following:
 - (a) a free use permit entered into with a member of the Maa-nulth First Nations;
 - (b) a licence to cut entered into with a Maa-nulth First Nation which authorizes the First Nation to remove timber that has been cut by a person who has an interest identified in Appendix E of the Maa-nulth Final Agreement;
 - (c) a permit, licence or plan for the purpose of developing a road that is approved by the Huu-ay-aht First Nation Chief and Council to access cutblock 9638 as part of forestry licence to cut A79365 held by Huu-ay-aht First Nation;
 - (d) a permit, licence or plan for the purpose of road development that is approved through a band council resolution of a Maa-nulth First Nation who has ratified their Maa-nulth Final Agreement and whose proposed lands, as set out in Appendix B of the Maa-nulth Final Agreement, will be affected by the permit, licence or plan;
 - (e) a permit or licence for the purpose of road development and activities pertaining to a chinook habitat enhancement project in or adjacent to the Nahmint River that is approved by the Chief of Ucluelet First Nation;
 - (f) a permit, licence or plan for the purpose of timber salvage that is approved, in writing, by an authorized representative of the applicable Maa-nulth First Nation whose lands, as set out in Appendix B of the Maa-nulth Final Agreement, will be affected by the permit, licence or plan;
 - (g) a permit, licence or plan that pertains directly to

- (i) woodlot licence W1903 held by Toquaht First Nation,
 - (ii) a Crown corridor identified in the Appendix D of the Maa-nulth Final Agreement, or
 - (iii) an interest identified in Appendix E of the Maa-nulth Final Agreement.
- (5) Those parts of the rights under a cutting permit, licence to cut, timber sale licence, or of an operational plan, that relate to all or part of the Maa-nulth Designated Area are suspended unless the permit, licence or plan is listed in paragraph (4) of this order or pertains directly to
- (a) woodlot licence W1903 held by Toquaht First Nation,
 - (b) a Crown corridor identified in the Appendix D of the Maa-nulth Final Agreement, or
 - (c) an interest identified in Appendix E of the Maa-nulth Final Agreement.

NOV 7 - 2007

Date



Minister of Forests and Range and
Minister Responsible for Housing