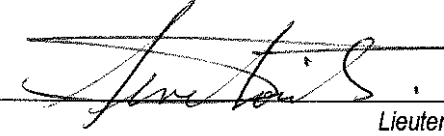


**PROVINCE OF BRITISH COLUMBIA**  
**ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL**

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*

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*(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*;

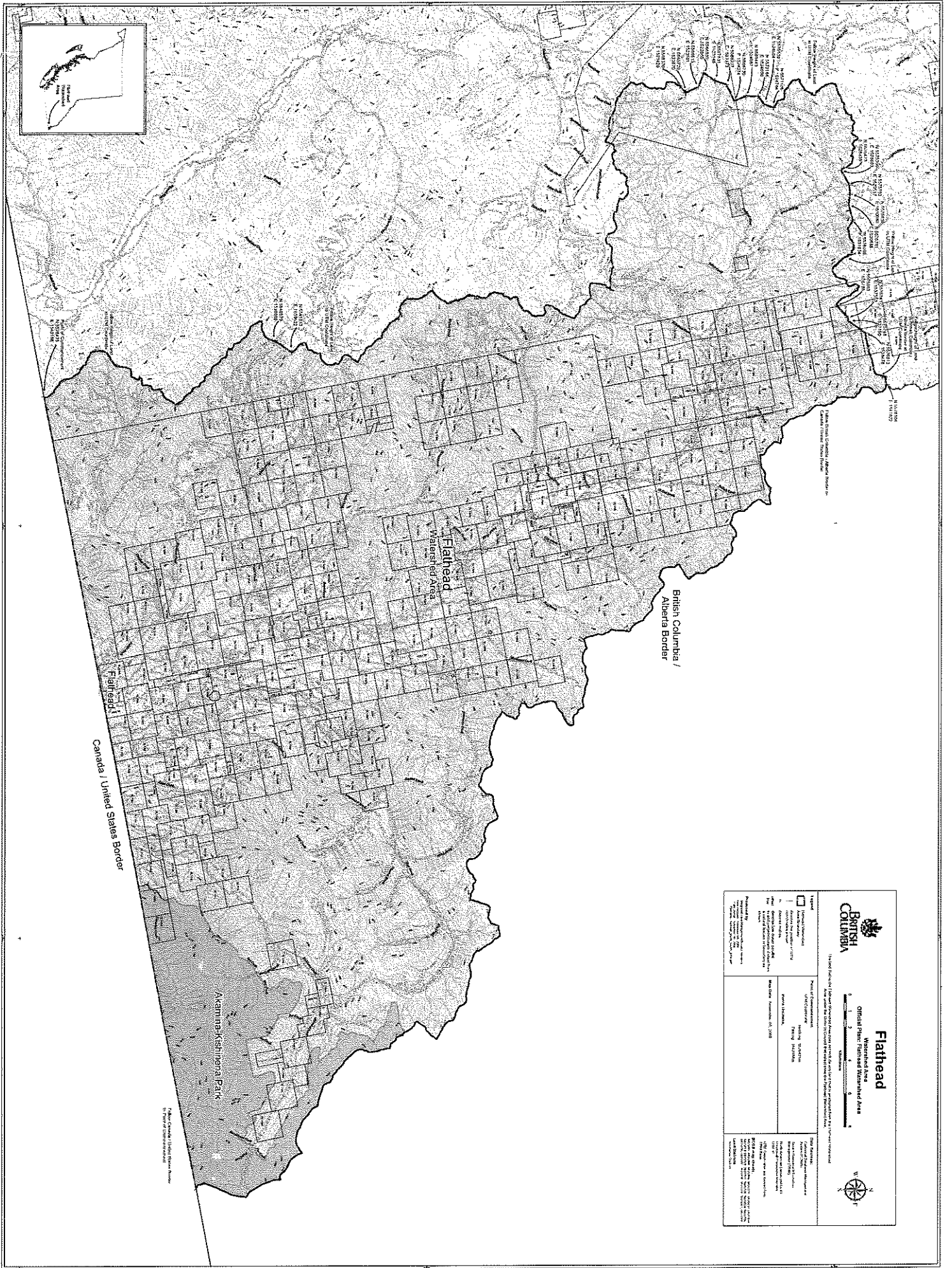
“**Crown Land**” means land, whether or not it is covered by water, that is owned by the government;

“**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;

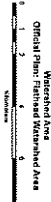
## Mining activity in the Flathead watershed area

- 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.



**BRITISH COLUMBIA**

**Flathead Watershed Area**  
Official Plan / Zoning and Subdivision Area



The Flathead and Akamina-Kishinowatsi areas were selected for development as a result of the 1997-1998 Provincial Land Use Review. The Official Plan and Zoning and Subdivision Areas are shown in the map.

Legend	Notes of Change/Comments	Date Approved
Zoning and Subdivision Areas	Official Plan and Zoning and Subdivision Areas	2008
Provincial Land Use Review	Provincial Land Use Review	1997-1998
Other Land Use Review Areas	Other Land Use Review Areas	1997-1998

**Other Land Use Review Areas**  
 - Akamina-Kishinowatsi Park  
 - Fairhead  
 - Fairhead / Alberta Border  
 - Fairhead / United States Border  
 - Fairhead / British Columbia / Alberta Border  
 - Fairhead / Provincial Land Use Review Areas