

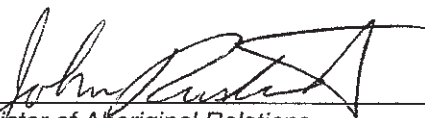
PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 161, Approved and Ordered March 14, 2016


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, effective on the date the Tla'amin Final Agreement comes into effect, the attached Tla'amin Nation Hydro Power Reservation Order is made.


Minister of Aboriginal Relations
and Reconciliation


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: Water Sustainability Act, S.B.C. 2014, c. 15, s. 39

Other: _____

January 5, 2016

TLA'AMIN NATION HYDRO POWER RESERVATION ORDER

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Definition

- 1 In this order, "**Tla'amin Final Agreement**" has the same meaning as in the *Tla'amin Final Agreement Act*.

Water reservation

- 2 (1) The unrecorded water of Sliammon Creek and its tributaries is reserved for 5 years from being diverted or used under the *Water Sustainability Act*, which water reservation is in favour of the Tla'amin Nation to investigate the suitability of Sliammon Creek and its tributaries for power purposes, including related storage purposes.
- (2) The unrecorded water of Appleton Creek and its tributaries is reserved for 5 years from being diverted or used under the *Water Sustainability Act*, which water reservation is in favour of the Tla'amin Nation to investigate the suitability of Appleton Creek and its tributaries for power purposes, including related storage purposes.
- (3) The unrecorded water of Theodosia River and its tributaries is reserved for 5 years from being diverted or used under the *Water Sustainability Act*, which water reservation is in favour of the Tla'amin Nation to investigate the suitability of Theodosia River and its tributaries for power purposes, including related storage purposes.

Acquisition of water reserved and termination of reservation

- 3 Despite section 2,
 - (a) on application, water reserved under section 2 may be acquired under licence, subject to the conditions set out in paragraph 26 of Chapter 7 of the Tla'amin Final Agreement, by the Tla'amin Nation for power purposes, including related storage purposes, and
 - (b) on the issuance of a licence under paragraph (a) in respect of a stream, the reservation made by section 2 in respect of that stream and its tributaries terminates in accordance with paragraph 27 of Chapter 7 of the Tla'amin Final Agreement.