

ORDER OF THE MINISTER OF FORESTS, LANDS, NATURAL RESOURCE OPERATIONS AND RURAL DEVELOPMENT

Forest and Range Practices Act

Ministerial Order No.

I, Katrine Conroy, Minister of Forests, Lands, Natural Resource Operations and Rural Development, being satisfied that the following described areas contain habitat that is necessary to meet the habitat requirements for Rocky Mountain tailed frog (*Ascaphus montanus*); and the habitat requires special management that is not otherwise provided for under the Government Action Regulation (GAR) or another enactment, order that

- a) The General Wildlife Measures associated with Wildlife Habitat Areas (WHA) 4-046 through 4-064 that became affective in the two Orders on July 29, 2005 (WHA 4-046 – 4 – 055) and (WHA 4-056 – 4-064) for Rocky Mountain Forest District are cancelled;
- b) The General Wildlife Measures (GWMs) outlined in Schedule B are established for WHAs# 4-046 through 4-064, 4-289, 4-292, 4-293, 4-297, 4-299, 4-300, 4-301, 4-310, 4-316 and 4-317 in Rocky Mountain Forest District and Selkirk Forest District are established as set out in Schedule A and managed as provided in Schedule B;
- c) The General Wildlife Measures outlined in Schedule B are applied to the Specified Areas # 4-290, 4-291, 4-294, 4-295, 4-296, 4-298, 4-308, 4-309, 4-311 and 4-315 in the Rocky Mountain Forest District and Selkirk Forest District, set out in Schedule A and managed as provided in Schedule B.

2 September, 2021

Date



Minister of Forests, Lands, Natural Resource
Operations and Rural Development
(or authorized signatory)
Garth Wiggill

Regional Executive Director, KBR

Printed Name and Title (if authorized
signatory)

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

Authority under which Order is made:

Regulation and section: Government Actions Regulation (B.C. Reg. 582/2004) ss. 9(1), 9(2) and 10(1)

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Schedule B

Part 1: Definitions

1. Unless otherwise specified, words and expressions not defined in this order have the meaning given to them under the *Forest and Range Practices Act* (FRPA) and the regulations made under it.
2. In this order and the schedules to this order:
 - a) **herbicide** means a chemical product represented, sold, used or intended to be used to manage or eliminate unwanted vegetation.
 - b) **livestock attractant** means a substance or structure that draws livestock, including salt and minerals, supplements, water troughs and cattle oilers.
 - c) **pest** means an injurious, noxious or troublesome living organism, but does not include a virus, bacteria, fungus or internal parasite that exists on or in humans or animals;
 - d) **pesticide** means a micro-organism or material that is represented, sold, used or intended to be used to prevent, destroy, repel or mitigate a pest, and includes
 - a. a plant growth regulator, plant defoliator or plant desiccant,
 - b. a pest control product as defined in the *Pest Control Products Act* (PCAP) (Canada), and
 - c. a substance that is classified as a pesticide by regulation under the PCAP, but does not include micro-organisms, materials, substances or control products excluded from this definition by regulation under the PCAP;
 - e) **soil binders** means chemical products applied to exposed soils to temporarily control for surface erosion.
 - f) **stream crossing** means any built structure or surface, including a bridge, culvert, temporary fording, skid crossing, or any road prism associated with those structures or surfaces crossing a stream.

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Part 2: Establishment of Wildlife Habitat Areas and Specified Areas

- a) The areas shown in the maps set out in the attached Schedule A (WHAs 4-046 – 4-064, 4-289, 4-292, 4-293, 4-297, 4-299, 4-300, 4-301, 4-310, 4-316 and 4-317 and Specified Areas 4-290, 4-291, 4-294, 4-295, 4-296, 4-298, 4-308, 4-309, 4-311 and 4-315) and contained in the WHA spatial layer stored in the BC Geographic Warehouse
(WHSE_WILDLIFE_MANAGEMENT.WCP_WILDLIFE_HABITAT_AREA_POLY) are WHAs 4-046 – 4-064, 4-289, 4-292, 4-293, 4-297, 4-299, 4-300, 4-301, 4-310, 4-316 and 4-317 and Specified Areas 4-290, 4-291, 4-294, 4-295, 4-296, 4-298, 4-308, 4-309, 4-311 and 4-315 for Rocky Mountain Tailed Frog. The centre points of the lines on the attached Schedule A are what establish the WHA and Specified Area boundaries;
- b) The maps in Schedule A delineate the WHA, including core and management areas and Specified Areas to which the general wildlife measures are applied.
- c) If there is a discrepancy between the areas shown on the map attached as Schedule A and the WHA spatial layer stored in the British Columbia Geographic Warehouse
(WHSE_WILDLIFE_MANAGEMENT.WCP_WILDLIFE_HABITAT_AREA_POLY), the areas as detailed in the WHA spatial layer will take precedent.

Part 3: General Wildlife Measures (GWMs)

Wildlife Habitat Areas

1. The following measures are established for WHAs 4-046 – 4-064, 4-289, 4-292, 4-293, 4-297, 4-299, 4-300, 4-301, 4-310, 4-316 and 4-317:

Access

- a) Stream crossings can only be constructed if no other practicable options exist and the following conditions are met:
 - i. stream crossing structures are open bottomed culverts or clear span bridges;
 - ii. construction methods minimize road width, including the road surface and right of way and road length; and
 - iii. work undertaken maintains low risk of sediment delivery from road surfaces into adjacent streams;

Harvest

- b) No primary forest activity to occur within the core area
- c) Primary forest activities within the management zone must:
 - i. operate during snow covered or frozen conditions;
 - ii. result in a minimum basal area retention of 70 %;
 - iii. be conducted in a manner that minimizes potential for future windthrow.

Range

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- d) Livestock attractants are not to be placed within 250 m of the core area boundaries.

Chemical Applications

- e) Chemical applications, including pesticides, herbicides, or soil binders are not permitted within the core area or management zone.

Specified Areas

- 2. The following measures are established for Specified Areas 4-290, 4-291, 4-294, 4-295, 4-296, 4-298, 4-308, 4-309, 4-311 and 4-315:

Access

- a) Stream crossings can only be constructed in the WHA if no other practicable options exist and the following conditions are met:
 - i. stream crossing structures are open bottomed culverts or clear span bridges;
 - ii. construction methods minimize road width, including the road surface and right of way and road length; and
 - iii. work undertaken maintains low risk of sediment delivery from road surfaces into adjacent streams;

Harvest

- b) No primary forest activity to occur within 30 metres from the edge of a stream bank (i.e., core area).
- c) Primary forest activities between 30 and 50 metres from the edge of a stream bank (i.e., management zone) must:
 - i. operate during snow covered or frozen conditions;
 - ii. result in a minimum basal area retention of 70 %;
 - iii. be conducted in a manner that minimizes potential for future windthrow.

Range

- d) Livestock attractants are not to be placed within 250 m of the core area boundaries.

Chemical Applications

- e) Chemical applications, including pesticides, herbicides, or soil binders are not permitted within 50 metres from the edge of a stream bank.