

PROTOCOL AGREEMENT

on

CROWN LANDS IN THE TRUST AREA

BETWEEN:

**MINISTRY OF ENVIRONMENT, LANDS AND PARKS
LANDS REGIONAL OPERATIONS DEPARTMENT**

AND:

ISLANDS TRUST

WHEREAS:

The legislated object of the Islands Trust, pursuant to Section 3 of the *Islands Trust Act*, is to preserve and protect the Trust Area and its unique amenities and environment for the benefit of the residents of the Trust Area and of the province generally, in cooperation with municipalities, regional districts, improvement districts, other persons and organizations, and the government of the province;

Pursuant to Section 8(2)(a) of the *Islands Trust Act*, for the purpose of carrying out the object of the Trust, the Islands Trust Council may, subject to approval by the Minister of Municipal Affairs, enter into agreements with the province and agents of the province respecting the coordination of administrative activities within the Trust Area;

The Islands Trust through the following corporate entities is responsible for:

Trust Council - making recommendations to the Lieutenant Governor in Council respecting the acquisition, use and disposition by the Crown in right of the province of land situated within the trust area, establishing general policies to carry out the object of the Trust, ensuring proposed local planning activities comply with the Trust object and policy statement;

Trust Fund Board - acquiring and holding land in perpetuity to protect significant environmental sites and features; and

Local Trust Committees - providing local land use planning and regulation and responding to the concerns of island resident and property owners.

BC Lands is responsible for managing and allocating provincial Crown land, including aquatic land, in the interest of the public for industrial, commercial, settlement, recreation and conservation uses. Entrusted with the authority to make decisions on the use of Crown land, BC Lands considers the broad range of interest when allocating Crown lands for the best possible use of the land;

Crown lands in the Trust Area form part of the unique amenities of the Trust Area and require extra effort to protect their unique character;

Both BC Lands and the Islands Trust share responsibility for the protection and conservation of Crown lands in the Trust Area for the enjoyment of present and future generations;

Both BC Lands and the Islands Trust recognize that environmental and land use planning issues related to Crown lands are complex, often transcending political boundaries, and thus require coordinated responses from the parties;

AND WHEREAS:

Both parties recognize the need to clarify BC Lands responsibility for Crown lands, local trust committee responsibility for land use planning and regulations in local trust areas and the Islands Trust responsibility to preserve and protect unique amenities and the environment of the Trust Area.

THEREFORE:

BC Lands and the Islands Trust are committed to developing agreements and procedures to promote interagency cooperation and consultation to enhance their respective abilities to achieve their mandates with the Trust Area in a manner which is respectful of each agency's jurisdiction and capability.

ADMINISTRATION OF PROTOCOL

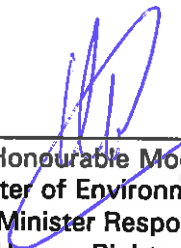
The key contacts for administering this Protocol are the:

Executive Director - Lands Regional Operations Department
Executive Director - Islands Trust

TERMS OF PROTOCOL

The parties may agree to amend or terminate this Protocol at any time.

1. ASSENTED TO THIS 28th DAY OF June 1994 BY:



The Honourable Moe Sihota
Minister of Environment, Lands and Parks
and Minister Responsible for Multiculturalism
and Human Rights



Graeme Dinsdale
Chairperson, Islands Trust

2. APPROVED, PURSUANT TO SECTION 8(2)(A) OF THE *ISLANDS TRUST ACT*,
THIS 2nd DAY OF August 1994 BY:



The Honourable Darlene Marzari
Minister of Municipal Affairs

APPROVAL NO. _____

940496