



qathet
REGIONAL DISTRICT



Islands Trust

REGIONAL DISTRICT BOARD / LOCAL TRUST COMMITTEE PROTOCOL AGREEMENT

This Protocol Agreement ("Agreement") amended for reference December 17, 2018 is
AMONG:

LASQUETI ISLAND LOCAL TRUST COMMITTEE
("Local Trust Committee")

AND:

qathet REGIONAL DISTRICT BOARD
("Regional District Board")

(Referred to as the "Parties")

WHEREAS:

- A. Under Section 22(2) of the *Islands Trust Act*, a local trust committee may enter into an agreement with municipalities, regional districts and boards of school trustees respecting the coordination of activities in a local trust area;
- B. The Lasqueti Island Local Trust Committee is a local trust committee established under s.21 of the *Islands Trust Act* for the purpose of preserving and protecting the Lasqueti Island Local Trust Area and has the authority to regulate the development and use of land in this local trust area;
- C. The qathet Regional District is a regional district established by letters patent, dated the 19th day of December, 1967 and continued under s. 41 (4) (b) of the *Local Government Act*, R.S.B.C. 2015, c. 1, and has the authority to provide services in this local trust area; and
- D. The Parties met to discuss respective areas of responsibility and to develop principles, processes and conditions for the coordination of activities within the Lasqueti Island Local Trust Area.

NOW THEREFORE, the Local Trust Committee and the Regional District Board agree as follows:

1.0 PRINCIPLES

The Local Trust Committee and Regional District Board agree to the following principles regarding interagency relations:

- 1.1 Recognition of each others' jurisdictions and capabilities with a commitment to promoting a spirit of partnership through joint legislative, policy, program and communication initiatives;
- 1.2 Coordination of planning, servicing and growth management activities that is responsive to the needs of the local trust area and the electoral area of which they are a part;
- 1.3 Respect for the legislated 'preserve and protect' object of the Islands Trust, the servicing function of the Regional District Board and the respective land use planning authority of both Parties;
- 1.4 Cooperation through sharing of information and notification of significant initiatives that may impact the other Party and through regular liaison.

2.0 COOPERATION

- 2.1 The Parties agree to cooperate with respect to the implementation, coordination and administration of each Party's legislative authority that may impact the other Party.
- 2.2 The Parties agree to coordinate the following activities:
 - (a) community planning;
 - (b) parkland and school site acquisition;
 - (c) servicing arrangements; and
 - (d) administrative arrangements.
- 2.3 It is the intent of the Parties to formalize their cooperation by way of letters of understanding as required for specific matters.
- 2.4 Both Parties agree to notify and consult the other Party on legislative, municipal incorporation and boundary restructure initiatives.

3.0 COMMUNICATIONS

- 3.1 The Parties agree to schedule regular meetings of the regional director, the local trustee committee and appropriate staff to review the implementation of the protocol agreement and letter of understanding.
- 3.2 Neither Party is obligated to convey information to the other Party that is protected from disclosure under the *Freedom of Information and Protection of Privacy Act*, any other legislation protecting information from disclosure, or that is subject to solicitor-client privilege.
- 3.3 Both Parties agree to pursue alternate methods of dispute resolution before initiating legal proceedings directed at the other Party.

4.0 CONDITIONS

- 4.1 Nothing in this Agreement shall be construed so as to fetter the legislative discretion of either of the Parties within their respective areas of jurisdiction or, without limiting the generality of the foregoing, to oblige either of the Parties to adopt or prevent either of the Parties from adopting any bylaw or resolution.
- 4.2 The interpretation of terms used in this Agreement shall be governed by the interpretation provisions of the *Islands Trust Act* and the *Local Government Act*.
- 4.3 This Agreement may be amended by agreement in writing between the Regional District Board and the Local Trust Committee.
- 4.4 Any Party to this Agreement may terminate this Agreement at any time by delivering three months' written notice to the other Party.
- 4.5 Information and notification pertinent to this Agreement shall be delivered to:

Lasqueti Island Local Trust Committee and Islands Trust Council:	200 -1627 Fort Street Victoria, BC V8R 1H8 Attention: Chief Administrative Officer
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qathet Regional District Board:	#202-4675 Marine Avenue Powell River, BC V8A 2L2 Attention: Chief Administrative Officer
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4.6 The officials of each Party who shall be responsible for the notices and the administration of this Agreement are:

Lasqueti Island Local Trust Committee: Chief Administrative Officer;

and

qathet Regional District Board: Chief Administrative Officer

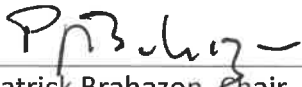
As evidence of their agreement to the above terms, the Local Trust Committee and the Regional District Board have executed this Agreement as set out below:



Peter Luckham, Chair
Lasqueti Island Local Trust Committee



Russ Hotsenpiller, Chief Administrative
Officer
Island Trust



Patrick Brabazon, Chair
qathet Regional District



Al Radke, Chief Administrative Officer,
qathet Regional District