Trust Programs Committee
Agenda

Date: **November 5, 2012** **Time: 10:45 a.m. to 2:30 p.m.**

Location: **Ladysmith City Hall, 410 Esplanade (Hwy 1)**

To:
Alex Allen, Hornby
Paul Brent (Chair), Saturna
Laura Busheikin, Denman
George Grams (V-Chair), Salt Spring
Ken Hancock (EC Rep), North Pender
Tony Law, Hornby
Liz Montague, South Pender
Sheila Malcolmson, Ex-Officio
Kate-Louise Stamford, Gambier
Andrew Stone, Bowen

From: Lisa Gordon
cc: Linda Adams, David Marlor, Cindy Shelest, Clare Frater, Laura Stringer

► To be distributed by e-mail only. *Please notify staff if you require paper at the meeting.*

TIME	AGENDA ITEM	WHO	ACTION
10:45	**1. CALL TO ORDER**		
	2. REGULAR COMMITTEE BUSINESS		
	2.1 Approve agenda	Chair	Decision
	2.2 Approve regular minutes of August 20, 2012	Chair	Decision
	2.3 Follow Up Action List	LG	Update
	2.4 Indicator Program – Briefing	CF	Update
	3. TRUST COUNCIL BUSINESS		
11:15	3.1 Briefing – TPC items on Trust Council's Strategic Plan	LG	Update
12:30	LUNCH		
1:00	3.2 Briefing – Advocacy Policy implementation	LG	Verbal update
1:20	3.3 Request for Decision – NMCA	LG	Decision
1:50	3.4 Briefing – Legislative Monitoring	CF	Recommendation
2:10	3.5 Trust Programs Committee Work Program Report	Chair	Decision
	4. NEXT MEETINGS		
	Proposed: Monday, February 4, 2013 Monday, May 13, 2013 Monday, August 12, 2013 Monday, November 4, 2013		Decision

ISLANDS TRUST COUNCIL
TRUST PROGRAMS COMMITTEE

MINUTES OF AUGUST 20, 2012
VICTORIA B.C.

Present:	**Committee Members**	**Staff**
	Paul Brent, Saturna (Chair)	Linda Adams, CAO
	George Grams, Salt Spring (Vice Chair)	Clare Frater, Policy Analyst
	Ken Hancock, North Pender (EC Rep)	Lisa Gordon, TAS Director
	Tony Law, Hornby (by phone)	
	Liz Montague, South Pender	
	Sheila Malcolmson, Gabriola (ex officio) (by phone)	
	Kate Louise-Stamford, Gambier (by phone)	
	Andrew Stone, Bowen (by phone)	

Absent:
Alex Allen, Hornby
Laura Busheikin, Denman

All members of the committee who planned to attend in person agreed in advance to change the meeting location from Ladysmith to Victoria because the trustees from northern and Howe Sound islands did not plan to attend in person. The location change would reduce travel costs and carbon emissions. Provisions were made for members of the public who attended in person at the Ladysmith location to listen to the meeting by phone. There were no members of the public in attendance.

1. CALL TO ORDER

The meeting was called to order at 10:45 a.m.

1.1 Approval of the Agenda

It was agreed by consent to adopt the agenda with an amendment to item 4.6 to replace the words 'Request for Decision' with 'Briefing'.

It was noted that the briefings for agenda items 4.5 and 4.6 were sent to members in advance of the meeting.

2. REGULAR COMMITTEE BUSINESS

2.1 Approval of Regular Minutes of May 11, 2012

It was agreed by consent to adopt the Regular Minutes of February 6, 2012 with an amendment to the paragraph about the Follow-Up Action List to note that the list should follow the format prescribed in policy 6.7.i and by adding 'and/or Trust Council' to the fifth paragraph of section 2.6 on the Advocacy policy briefing.

2.2 Follow up Action List

Staff provided an overview of the work items on the list and explained that the format of the list was changed to match the format used by the Local Planning Committee. Staff explained that the development of the carbon offset policy is now the responsibility of the Director of Administrative

Services and that the Financial Planning Committee may wish to assume oversight of that policy development project as it is primarily about purchasing. Committee members expressed appreciation for the new Follow-up Action List format.

2.3 Indicators Briefing

Staff provided an overview of the briefing, explaining that staff would like feedback on the draft protected area charts. Staff explained that the Census data is problematic and staff may advance a budget request to acquire custom data or reports.

Committee members liked the charts and, by consent, the committee requested staff to add text notes to explain significant changes in some local trust areas and to add a web link to a list of the endangered and threatened species in the Islands Trust Area. Staff committed to making the changes and taking the report to the Executive Committee for consent to publish to the website.

3. CLOSED SESSION

The Trust Programs Committee moved in camera to consider the in-camera minutes of May 11, 2012.

At 11:02 a.m.:

> ***It was Moved and Seconded that the meeting be closed to the public subject to Section 90(1)(b) of the Community Charter in order to consider matters related to personal information about an identifiable individual who is being considered for a municipal award or honour, and that the following individuals be invited to remain in the meeting: Linda Adams, Lisa Gordon and Clare Frater.***
>
> **CARRIED**

The meeting was re-opened to the public at 11:04 p.m.

4. TRUST COUNCIL BUSINESS

4.1 Trust Council's Strategic Plan – review public input and prepare recommendations for Trust Council

Staff provided an overview of the draft 2011-14 Strategy Plan and explained that the Executive Committee is asking Council committees, the Trust Fund Board and Bowen Island Municipality to review public input received and provide advice on the draft strategic plan to be debated by Trust Council in September 2012.

Committee members noted that there was no costing information in the briefing materials and that this omission made it difficult to make recommendations on strategic priorities. Staff explained that the practice in the past has been to have Trust Council first select priorities before developing cost information so time is not wasted costing programs that are not a strategic priority. Staff also noted that future changes to the process would be directed by the Executive Committee. Staff noted that the column "Is funding required or in place " explains if the item is funded by base budget or if additional money is needed and that further cost information will be available in December as part of the budget process.

By consent, the committee decided to advise the Executive Committee that more information on potential costs would have helped the committee comment more meaningfully on the draft strategic plan.

Committee members used an audience response system to vote on a series of questions about their strategic plan priorities (see results in attachment).

Trust Programs Committee members discussed that the Priorities 1-10 column in the public input summary chart should be removed as the categorization of the comments did not add value to the chart.

Committee members noted that the consultation response rate was low compared to the Islands Trust Area population and that the overall cost per response is high. A discussion followed about the role of public input in informing decisions made by elected official.

A committee member noted that the committee does not have any tasks for fiscal year 2012/13. Staff responded that the committee could propose a task for a work program in this fiscal year if it could be funded from the $10,000 Trust Area Services budget shares with Executive Committee and Trust Programs Committee, and, as an example, suggested that the committee could plan actions to advance their interest in cooperating with regional districts to enhance community economic sustainability and security, and prepare a budget request if needed.

There was a discussion about whether the Executive Committee could delegate parts of the advocacy program to Trust Council or the Trust Programs Committee. Staff suggested that Council could appoint a sub-committee or task force to do this, under the auspices of Trust Programs Committee. Staff noted that the Trust Area Services team already supports two committees and there are competing demands for staff resources, resulting in some strain, and that Bowen Island Municipality may request more services at the Trust Council session with Bowen Island Municipality in September 2012.

The committee reviewed the questions about the strategic plan as outlined in the briefing.

It was Moved and Seconded that the Trust Programs Committee forward the priorities list determined at Trust Program Committee's August 20, 2012 meeting to the Executive Committee for consideration.

CARRIED

At 11:50 a.m. the meeting recessed for lunch. Trustees Law and Malcolmson did not return to the meeting when it reconvened at 12:20 p.m.

4.2 Request for Decision – Advocacy Policy

Staff provided an overview of the draft Advocacy Policy and briefing and noted that the policy ties into the strategic plan and supports the "in cooperation with others" part of the Islands Trust Object. Staff noted that there is no pressure to adopt the policy but that it results from several years of experience with the advocacy program. . Staff reviewed the edits since the committee last saw a draft. Committee members offered praise and approved the edits. Staff sought support from the committee to forward the amended draft policy and the amended request for decision document to the Executive Committee to incorporate new comments from staff and Trust Program Committee members.

By consent, the Trust Programs Committee agreed the policy should include a definition of consultation and that references to consultation should be added in relevant areas of the policy and that section E.10 should include the words "from "Islands Trust bodies".

It was Moved and Seconded that the Trust Programs Committee forward the draft Advocacy Policy to Trust Council as amended.

CARRIED

4.3 Amending Trust Council Policies 1.2i, 1.3i, 1.3.ii

Staff provided an overview of the briefing and explained that if the Trust Programs Committee decides that 'revision of policies that support the Policy Statement' will be one of its top three work program items, and Trust Council supports this decision, senior staff will make room for this work in their work programs in the fall of 2012. Staff explained that reviewing the Policy Statement Implementation policy

could require significant senior staff time and that it would be best to adopt new Policy Statement amendment and implement policies and repeal the existing policies 1.2i, 1.3i, 1.3.ii at the same Trust Council meeting as the current policies contain overlapping information.

There was a discussion about whether to direct staff to proceed immediately or whether the decision should wait until the Trust Council adopts the 2011-14 Strategic Plan. The committee also discussed that another briefing might be needed outlining the problems with the current policies and the work of the Policy Statement Assessment Task Force in 2010-11.

Trustee Malcolmson returned to the meeting at 1:20 p.m.

By consent the committee agreed to discuss this topic further during agenda item 4.7 Trust Programs Committee Work Program Report.

4.4 Briefing - Amending Community Stewardship Awards Program procedure

Staff provided an overview of the briefing.

> ***It was Moved and Seconded that the Trust Programs Committee forward option #3 "Direct staff to explore options for new Community Stewardship Award plaques made locally from sustainable materials and/or define this goal in policy" to the Financial Planning Committee for consideration in amending Council's Purchasing Procedure 6.5.iii and report back to the Trust Council that it finds no compelling reason to amend the current Stewardship Awards policy.***

CARRIED

4.5 Briefing re Derelict Vessel Advocacy

Trustee Stone explained that despite significant advocacy by the Islands Trust Chair and Executive Committee on derelict vessel issues there has not been much progress in achieving solutions. He suggested that the Islands Trust should arrange more direct meetings with ministers. Chair Malcolmson noted that the Executive Committee has met with ministers at past Union of British Columbia Municipalities conventions and is hopeful about being invited to a September 2012 meeting between Minister Thomson and the Association of Vancouver Island and Coastal Communities, if it proceeds. Trustee Stamford noted that the ex-BC Ferries vessel Queen of Saanich is tied up, derelict, off Anvil Island.

It was Moved and Seconded that the Trust Programs Committee forward Trustee Stone's August 13, 2012 "Derelict Vessel Advocacy in Islands Trust Strategic Plan" briefing to Trust Council.

CARRIED

4.6 Request for Decision – re advocacy on pipelines

Trustee Andrew Stone provided an overview of his request for decision document, highlighting the importance of Islands Trust's leadership and the value of educating and informing regional districts about the risks. The aim of the outreach would be to create a regional alliance to represent the people in the region to encourage Kinder Morgan Canada to use the utmost due diligence.

There was general discussion about the need to keep advocacy program focused on the oil spill risk from general shipping rather than focus on tankers. There was also discussion about whether diluted bitumen is expected to sink in marine waters.

Chair Malcolmson noted that Trustee Stone has identified a gap and that Islands Trust has, in the past, worked with the Association of Vancouver Island and Coastal Communities but not with affected mainland communities. She explained it would be a departure from past practice to show up at other

local government meeting as a delegation and she would be more comfortable speaking to regional districts only upon invitation.

The committee also discussed the value of having a generic presentation about oil spill issues available for trustee use.

It was Moved and Seconded that the Trust Programs Committee recommend that Trust Council authorize the Islands Trust Chair to deliver presentations on invitation to regional districts that border the Canadian side of the Salish Sea in order to share oil spill concerns and to build a regional alliance of opposition to oil projects that will expand oil export by barge and tanker within the Islands Trust Area.

6 – IN FAVOUR
1 - OPPOSED
(Brent, Saturna)

CARRIED

4.7 Trust Program Committee Work Program - Report

Staff presented the draft Trust Programs Committee work program report.

It was Moved and Seconded that the Trust Programs Committee amend its work program as follows: #1 Advocacy (with a new task on policy implementation), #2 Indicator Program, and #3 Coordination with regional districts regarding community economic sustainability initiatives, with Policy Statement, Community Stewardship Awards, First Nations Relations, and Vacant Crown Land Profiles and as continuing items.

CARRIED

It was Moved and Seconded that the Trust Programs Committee forward its work program report to Trust Council as amended.

CARRIED

5. NEXT MEETING

By consent, the committee agreed to the date previously set: November 5, 2012 from 11 a.m. to 3 p.m. and decided by consent to ask staff to consult committee members about their preference for a meeting location.

The meeting was adjourned at 2:43 p.m.

Clare Frater
Recorder

Paul Brent
Chair

Trust Programs Committee
Follow Up Action List

Aug 20, 2012 meeting

No.	Activity	Responsibility	Target Date	Status
2.1	Have the adopted minutes of May 11, 2012 signed and posted to website	CF	Sep-12	Done
2.3	Add notes to projected area charts and add weblink the list of the endangered and threatened species and refer to EC for approval	LG	May-12	Done
4.1	Advise the Executive Committee that more information on potential costs would have helped TPC comment more meaningfully on the draft strategic plan.	KH/LG	Aug-12	Done
4.1	Forward the priorities list determined at TPC's August 20, 2012 meeting to the Executive Committee for consideration.	LG	Aug-12	Done
4.2	Forward the draft Advocacy Policy to Trust Council as amended.	LG	Aug-12	Done
4.4	Forward option #3 "Direct staff to explore options for new Community Stewardship Award plaques made locally from sustainable materials and/or define this goal in policy" to the Financial Planning Committee for consideration in amending Council's Purchasing Procedure 6.5.iii and report back to the Trust Council that it finds no compelling reason to amend the current Stewardship Awards policy.	CF	Aug-12	Done

4.5	Forward Trustee Stone's August 13, 2012 "Derelict Vessel Advocacy in Islands Trust Strategic Plan" briefing to Trust Council.	CF	Aug-12	Done
4.6	TPC recommend that Trust Council authorize the Islands Trust Chair to deliver presentations on invitation to regional districts that border the Canadian side of the Salish Sea in order to share oil spill concerns and to build a regional alliance of opposition to oil projects that will expand oil export by barge and tanker within the Islands Trust Area.	CF	Aug-12	Done
4.7	Amend the TPC work program as follows: #1 Advocacy (with a new task on policy implementation), #2 Indicator Program, and #3 Coordination with regional districts regarding community economic sustainability initiatives, with Policy Statement, Community Stewardship Awards, First Nations Relations, and Vacant Crown Land Profiles and as continuing items.	CF	Aug-12	Done
4.7	Forward the TPC work program report to Trust Council as amended.	CF	Aug-12	Done

Earlier meetings

Dec-00	Trust Council directed Management to update Crown land information profiles in text format for on-island review through Local Trust Committees and the Bowen Island Municipality by April, 2001.	LG		On-hold - Still incomplete: Bowen Island, Gambier Island LTA, Ballenas - Winchelsea

Regularly scheduled work

Date.	Activity	Responsibility	Target Date	Status
Annually	Administer and implement Islands Trust Community Stewardship Awards program per Administration of Community Stewardship Awards Program policy	CF	2013	On-going

June and Dec	Prepare legislative monitoring chart	CF	Nov-12	On-going
On-going	Develop the Islands Trust Indicator Program, research further high priority indicators, such as housing	CF		On-going

ISLANDS TRUST
BRIEFING

To: **Trust Programs Committee** **Date:** **October 29, 2012**

SUBJECT: **INDICATOR PROGRAM UPDATE**

DESCRIPTION OF ISSUE:
As time permits, the Policy Analyst is developing indicator data. This briefing provides an update about work undertaken since Trust Program Committee's August 2012 meeting.

BACKGROUND:

Protected Areas
The Executive Committee reviewed the Protected Area Indicator Report and approved it with a few amendments. It has been posted to the Islands Trust website and circulated.

Census
Staff have contracted Statistics Canada to undertake geo-profiling for the 2011 Census data so the data will more closely match local trust committee boundaries.

Staff have also ordered from Statistics Canada 100% Census data (1991-2011) that will be consistent with the new geographies.

Trust Area Services staff are now working with Local Planning Services staff to decide how best to produce 20-year trend indicator reports based on the 100% data.

Potential indicator charts could include:

Demographic

1. Population
2. Percent of the population 15 years and older

Household

3. Total number of persons in private households
4. Total number of persons 65 years and older in private households
5. Total number of private households by household size
6. Average number of persons in private households

Housing

7. Total Private Dwellings Occupied by Usual Residents (includes Regular and Marginal Dwellings) -– growth/decline
8. Total number of occupied private dwellings by structural type of dwelling

Community Energy and Emissions reports

The BC Ministry of Environment produces Community Energy and Emissions Inventory report every two years. The Province is working to resolve database problems and hopes to have the 2010 CEEI Reports finalized before the end of 2012.

ATTACHMENT(S): NO

AVAILABLE OPTIONS:

1) Amend the TPC work program which currently has "Research further high priority indicators, such as housing" as a goal under 'continuing items'.

FOLLOW-UP:

1) Staff will follow-up as directed.
2) During the fall, TAS and LPS staff will continue to work together to determine how best to develop indicator reports based on the 100% Census data 1991-2011.

PREPARED BY: Clare Frater

SUBMITTED BY: Lisa Gordon

REVIEWED BY EXECUTIVE COMMITTEE:

Not applicable

ISLANDS TRUST
BRIEFING

To: **Trust Programs Committee** **Date:** **October 29, 2012**

SUBJECT: **STRATEGIC PLAN IMPLEMENTATION**

DESCRIPTION OF ISSUE:
Following Trust Council's adoption of its Strategic Plan in September, staff were requested to use it as a basis for development of the 2013/14 budget. As noted in the Request for Decision in September, further identification of costs and development of the draft budget could also lead to the identification of options or phases for some of the activities identified. Staff are now working to indicate some preliminary costs for the activities identified and to identify some options or phases for them. The attached draft of Trust Council's 2011-14 Strategic Plan illustrates some potential options and phases by using italic font. Staff are seeking feedback and input on the items that Trust Programs Committee is responsible for.

BACKGROUND:
Staff are seeking advice on the specific activities and budget requirements in the 2011-14 Strategic Plan in order to a) inform Trust Council in December of the committee's current and future year commitments to implementing the plan and b) to ensure the 2013-14 budget contains sufficient resources to carry out next year's activities.

Staff are particularly seeking input from the Trust Programs Committee on the following potential activities/phases:

3.1 Encourage understanding and voluntary stewardship of water resources

Potential activities:

1. Develop new educational materials about water resource concerns (2013/14)
2. Hold community meetings to discuss local water resource concerns and encourage local stewardship actions (2013/14)
3. Develop an on-going water stewardship program (2014/15)
    - What scope does TPC have in mind for these activities?
    - What types of educations materials?
    - How many meetings? What form should the meetings take?
    - If project funding is needed, what priority should it be given?

4.1 Create linkages between islands and Regional Districts to share effective and appropriate economic development models

Potential activity:

1. Convene Trust Area opportunity to focus on effective and appropriate economic development models (2013/14)
    - What scope/activities does TPC have in mind?
    - If project funding is needed, what priority should it be given?

4.2 Advocate for sustainable, affordable and appropriate ferry service

Potential activities:

1. *Identify partners, develop scope and Terms of Reference for an* economic impact study related to ferry fares and service (2013/14)
2. *Commission* economic impact study related to ferry fares and service (2014/15)
3. Continue advocacy program regarding ferry fares and service (2014/15)
    - Does TPC agree with this phased approach over two years?
    - If project funding is needed, what priority should it be given?

- Are there Strategic Plan topics currently assigned to Trust Area Services that TPC would like some responsibility for, e.g Water Act reform, Southern Strait of Georgia National Marine Conservation Area.

ATTACHMENT(S): 2011-14 Trust Council Strategic Plan – draft amended by staff October 29, 2012

AVAILABLE OPTIONS:

1) Provide feedback to staff based on the questions above.
2) Pass a resolution advising Executive Committee of the Trust Program Committee's positions regarding the suggested activities / changes.

FOLLOW-UP:

1) Staff will follow-up as directed.

PREPARED BY: Clare Frater

SUBMITTED BY: Lisa Gordon

REVIEWED BY EXECUTIVE COMMITTEE:

Not applicable

Islands Trust

Preserving Island communities, culture and environment

Our Provincial Mandate

"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 British Columbia generally, in cooperation with municipalities, regional districts, improvement districts, other persons and organizations and the government of British Columbia"

– *Islands Trust Act*

Islands Trust Council — Strategic Plan 2011-2014

Adopted September 12, 2012 – amended November 20, 2012

The Trust Area

The Trust Area covers the islands and waters between the British Columbia mainland and southern Vancouver Island, including Howe Sound and as far north as Comox. This is a unique and special place composed of 13 major islands and more than 450 smaller islands covering approximately 5200 square kilometres.
The beauty, tranquility, and sometimes fragile natural environment of the islands in the Strait of Georgia and Howe Sound, characterized by an exceptional variety of species, have given the area national recognition.
The islands support strong communities characterized by a mix of lifestyles, livelihoods and individuals. Island residents bring unique skills, viewpoints and sense of place together to sustain a tradition of community involvement.

Our Council

The Islands Trust Council has a unique mandate from the province to preserve and protect the amenities and environment of the Islands Trust Area, for the benefit of residents and all British Columbians. It meets quarterly to make decisions about the Islands Trust's overall policy, advocacy positions, staff resources and budget. Trust Council is made up of the 26 locally-elected trustees who also sit on 12 local trust committees and one island municipality. There they have responsibilities for land use planning and regulatory decisions that are separate from their role at the Islands Trust Council. The current Council was elected for a 3-year term during BC Local General Elections in November 2011. Trustee terms will end in November 2014.

A Strategic Plan for the 2011-2014 term

The Islands Trust Policy Statement is partially implemented through Council's strategic plan. By identifying goals and developing a plan to achieve them, Council focuses finite resources and measures progress. After extensive review and public input, Trust Council has confirmed the following focus areas for its 2011-2014 term:

Goal A - Ecosystem Preservation and Protection

The Islands Trust will work to protect the natural environment of islands by:

- Encouraging and enabling islanders in voluntary stewardship actions that protect special areas, including the shoreline
- Working to protect fish habitat as required by the Riparian Area Regulation
- Protecting special ecosystems, managing shoreline areas and reducing greenhouse gas emissions when land use decisions are made
- Advocating for new approaches to oil spill preparedness, derelict vessels, industrial developments, aquaculture, marine sewage and national marine conservation

Goal B – Stewardship of Island Resources

The Islands Trust will focus on good management of island water resources by:

- Encouraging voluntary stewardship, advocating for legislative reform and exploring creative solutions for watershed management
- Using land use planning tools and decisions to protect the quality and quantity of water resources

Goal C – Sustain Island Character and Healthy Communities

The Islands Trust will work to enhance the economic sustainability and security of island communities by:

- Creating linkages between islanders and regional districts to share effective economic development models
- Continuing to advocate for sustainable, affordable and appropriate ferry services
- Using land use planning tools and decisions to positively affect housing affordability, food security and farmland protection

Goal D – In Cooperation with Others

The Islands Trust will work with others by:

- Strengthening relations with the many First Nations who have interests in island land use decisions
- Continually working to improve our organizational effectiveness

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Shaded text=activities primarily proposed for future fiscal years and subject to future budget decisions; *italics=changes since last Trust Council meeting*

Policy Statement Goal A: Ecosystem Preservation and Protection…

OBJECTIVE	STRATEGIES	POTENTIAL ACTIVITIES AND PHASES	WHO WOULD WORK ON IT?	IS FUNDING REQUIRED OR IN PLACE?	HOW WOULD WE MEASURE SUCCESS?	STATUS *Italics indicate status change since last TC meeting*
1 PROTECT the natural environment of islands	1.1 Encourage voluntary stewardship of natural environment	**FY 2011/12- 2014/15** Promote community participation in conservation through information sharing and education about private land stewardship options	TFB	Subject to funding in annual budgets or grant funding	By whether the Islands Trust Fund is actively promoting its conservation programs at community events, in publications and online	Ongoing
		FY 2012/13 Share information about best practices for covenants and NAPTEP with all planning staff	TFB	Funded by base budget	By whether planners have been provided with covenant education opportunities and whether information is available through the Islands Trust Fund website	Website information in development, ITF staff planning to present information at an LPS Pro D day
		FY 2012/13 – 2014/15 Improve and update mapping of natural and modified environments, including terrestrial ecosystem mapping, protected area networks, nearshore mapping and areas under sustainable forestry or sustainable agricultural use.	TFB	Subject to funding in 2013/14 and 2014/15 budget	By whether maps of natural and modified environments are available to LTC's and BIM, RDs, local conservancies and other partners	Draft Protected Area Network mapping available, eelgrass and forage fish habitat mapping underway and other mapping in development stages *$30K request for eelgrass mapping in 2013/14 + $30K in 2014/15. $20K request for forage fish mapping in 2013/14 + 20K in 2014/15.*
		FY 2013/14 Research and develop a pilot landowner contact program in collaboration with a local conservancy	TFB	Subject to *external* funding	By whether a landowner contact pilot program is implemented	Not started
		FY 2011/12 - 2014/15 Support island-based land trusts with partnerships, funding and capacity building opportunities	TFB	Funded by base budget and donations	By whether the Opportunity Fund grows by at least 10% per year and by the amount of grants issued	In progress
		FY 2013/14 Council workshop regarding invasive species	TFB	Funded by base budget	By whether a Trust Council workshop has been held	Not started
		FY 2013/14 – 2014/15 Share information with the public about managing invasive species	TFB	Subject to funding in 2014/15 budget	By whether information has been shared with the public	Not started
	1.2 Expand Natural Areas Protection Tax Exemption Program (NAPTEP) program to	**FY 2012/13** Present NAPTEP program to BIM Council for consideration	TFB / BIM***	Funded by base budget	By whether or not BIM has considered participating in the NAPTEP program	*Tax impact model drafted and presented to BIM Sept/12. Pending BIM request*

OBJECTIVE	STRATEGIES	POTENTIAL ACTIVITIES AND PHASES	WHO WOULD WORK ON IT?		IS FUNDING REQUIRED OR IN PLACE?	HOW WOULD WE MEASURE SUCCESS?	STATUS *Italics indicate status change since last TC meeting*
	entire Islands Trust Area						*to proceed*
		FY 2013/14 Seek support from Metro Vancouver RD for NAPTEP, subject to BIM approval of program	TFB	BIM***	Funded by base budget	By whether support from Metro Vancouver RD has been sought	Gambier LTC approval received. Pending BIM approval of program.
		FY 2014/15 Launch NAPTEP on the islands in Metro Vancouver RD (subject to BIM and MVRD approval)	TFB		*Funding required after BIM approval*	By whether NAPTEP has been launched on the islands within the Metro Vancouver RD	Gambier LTC approval received. Pending BIM approval of program
	1.3 Protect fish habitat by implementing Riparian Areas Regulation	**FY 2013/14** Identify undesignated RAR watersheds	LTCs**		Subject to funding in 2013/14 program budget	By whether all RAR watersheds have been identified	Complete for 10 LTAs. Gambier and Lasqueti in progress
		FY 2012/13 Improve mapping of some riparian areas on SSI	LTCs**		Funded by 2012/13 program budget	By whether new mapping of priority riparian areas is complete	New mapping of streams on SSI underway.
		FY 2013/14 & 2014/15 Improve mapping of additional riparian areas on SSI and some northern islands	LTCs**		Subject to funding in 2013/14 program budget	By whether new mapping of priority riparian areas is complete	Not started
		FY 2012/13 Adopt new bylaws to implement RAR on selected islands	LTCs**		Funded by 2012/13 program budget	By whether selected islands are RAR compliant through bylaw development	Work underway on SSI,Gabriola.
		FY 2013/14 – 2014/15 Adopt new bylaws to implement RAR on all islands where still required	LTCs**		Subject to funding in future program budgets	By whether all LTAs are compliant with RAR through bylaw development	19 of 43 bylaws are compliant. 21 bylaw amendments in process
	1.4 Establish reliable, adequate and sustainable funding for the Islands Trust Fund	**FY 2012/13** Seek legislative change regarding TFB corporate structure and name	EC		Funded by base budget	By whether legislative change has been requested	Verbal request has been made. Chair correspondence requesting change is in progress
		FY 2011/12 – 2014/15 Engage in outreach to expand donor base, develop legacy giving program and secure acquisition funds	TFB*		Partially funded through 2012-2013 program budget	By whether the TFB has implemented outreach regarding funding needs and legacy gifts	Not started
		FY 2014/15 Develop and implement strategy re changes to corporate structure and name	TFB		Subject to 2014/15 program budget	By whether TFB corporate status and name change has been implemented	Pending legislative change
		FY 2015/16 Review and launch long-term funding strategy	TFB		Subject to 2015/16 program budget	By whether the long-term funding strategy has been reviewed and launched	Not started. Pending legislative change

OBJECTIVE	STRATEGIES	POTENTIAL ACTIVITIES AND PHASES	WHO WOULD WORK ON IT?	IS FUNDING REQUIRED OR IN PLACE?	HOW WOULD WE MEASURE SUCCESS?	STATUS *Italics indicate status change since last TC meeting*
	1.5 Establish core conservation areas to protect biodiversity priorities	**FY 2011/12- 2012-13** Map and prioritize high biodiversity areas and develop a strategy for protection	TFB	Funded by base budget	By whether the TFB has a prioritized high biodiversity areas, and developed a strategy including a funding needs assessment)	Mapping of high priority areas underway
		FY 2011/12 – 2014/15 Protect land with high biodiversity, through acquisition, donation, or conservation covenant	TFB*	Partial funding through base budget; acquisitions funded by donations and external grants	By whether the TFB has protected at least 500 hectares of high biodiversity land in the timeframe of the Regional Conservation Plan 2011-2015	78.97 hectares protected since 2011
	1.6 Use land use planning tools and decisions to increase protection of special areas	**FY 2012/13** Explore model land use planning tools that protect species and ecosystems at risk	LPC	Funded by base budget	By whether a staff report on model land use planning tools has been completed	Not started. Pending provincial working group report.
		Trustee workshop about protection of special areas	TFB / LPC	Funded by base budget	By whether a trustee workshop has been held	Planned for December 2012 Trust Council meeting
		FY 2011/12 – 2014/15 Develop policy, OCP and LUB amendments that include protective measures for biodiversity	LTCs**/BIM***	Subject to annual program budgets	By whether OCPs and LUBs have been amended to address improved protection of biodiversity	Some reviews underway
	1.7 Reduce greenhouse gas emissions	**FY 2012/13** Include GHG emission reduction targets, policies and actions in all OCPs, as required by LGA	LTCs	Funded by program budget	By whether all OCPs comply with LGA re GHG emissions	18 of 19 comply. Outstanding OCP (Piers Island) on work program for 2012
		FY 2014/15 Use new planning tools (Bill 27) to reduce greenhouse gas emissions to implement OCP policies LTCs adopted last term (e.g. as illustrated in Trust Council toolkit Reducing Greenhouse Gases in the Islands Trust Area)	LTCs**/BIM***	Subject to funding in 2014/15 budget	By whether LTCs/BIM have used new planning tools to foster reduced GHG emissions from development	Not started
		FY 2012/13 Develop policy regarding carbon-neutral operations and purchase of carbon credits to balance GHG emissions that cannot be eliminated	FPC	Funded by base budget	By whether Trust Council has adopted a policy	*Emissions inventory complete (Jan/11 to June/12)* Draft going to FPC in Nov/12
2. PROTECT coastal and	2.1 Encourage understanding of	**FY 2012/13** Develop integrated shoreline and	LPC	Funded by external grants	By whether integrated shoreline and watershed	Drafts complete. To be finalized and

OBJECTIVE	STRATEGIES	POTENTIAL ACTIVITIES AND PHASES	WHO WOULD WORK ON IT?	IS FUNDING REQUIRED OR IN PLACE?	HOW WOULD WE MEASURE SUCCESS?	STATUS *Italics indicate status change since last TC meeting*
marine ecosystems	shoreline processes and voluntary stewardship of coastal and marine ecosystems	watershed protection mapping for major islands			protection mapping has been developed for major islands	distributed by Mar/13
		FY 2013/14 Identify and post updated website links regarding existing shoreline stewardship information	TAS	Funded by base budget	By whether website links have been updated	Not started
		Pilot a Green Shores for Homes credit rating incentive system in one LTA	LTCs**	Subject to funding in 2013/14 budget or successful grant application	By whether an LTC has piloted a Green Shores for Homes credit rating incentive system	Not started
		Host a shoreline stewardship landowner workshop on one island	LPC, TFB	Subject to funding in 2013/14 budget	By whether a workshop has been held	*$5000 request in (13/14 TFB request for eelgrass and forage fish mapping 2013/14 and 2014/15 – subject to LPC joint sponsorship?)* Not started
	2.2 Use land use planning tools and decisions to improve protection of coastal areas	**FY 2013/14 – 2014/15** Adopt regulatory bylaws with respect to integrated shoreline and watershed protection mapping	LTCs**	Subject to funding in future program budgets	By whether LTCs have adopted regulatory bylaws	Reviewed by Thetis LTC
		Develop mechanisms for proactive bylaw enforcement of illegal structures on the foreshore	LPC/LTCs**	*Subject to funding in future budgets*	By whether mechanisms have been developed	Not started
	2.3 Participate in planning for National Marine Conservation Area Reserve	**FY 2011/12 – 2014/15** Advocate for implementation of the NMCA reserve	EC	Funded by base budget	By whether the EC has continued to actively advocate for implementation of the NMCA reserve	*Proposed resolution to TC in Dec/12 and AVICC in Apr/13*
		Participate in NMCA workshops and consultation opportunities	LTCs**, TAS, EC	May require additional funds	By level of participation in NMCA workshops and consultation opportunities	*Workshops attended in Aug and Oct*
		Future fiscal years (TBD) Respond to NMCA implementation steps with complementary activities, as required	LTCs**	May require additional funds	TBD	Not started
	2.4 Advocate for protection of the Salish Sea and Howe Sound from oil spills, derelict vessels and industrial activities	**FY 2011/12 – 2014/15** Chair correspondence regarding oil spill prevention and response	EC	Funded by base budget	By whether the Chair has sent correspondence to advocate for oil spill prevention and response	2011:7 letters sent 2012:1 letter sent Resolution proposed for UBCM convention 2012
		Chair participation in hearings related to tanker traffic increases	EC	Funded by base budget	By whether the Chair has participated in hearings related to tanker traffic	One NEB hearing presentation August 2012

OBJECTIVE	STRATEGIES	POTENTIAL ACTIVITIES AND PHASES	WHO WOULD WORK ON IT?	IS FUNDING REQUIRED OR IN PLACE?	HOW WOULD WE MEASURE SUCCESS?	STATUS *Italics indicate status change since last TC meeting*
					increase	
		Host local government workshops to raise awareness of gaps in oil spill prevention and response capacity	EC	Funded by base budget	By whether workshops have been held	One held at AVICC
		Participate in mock oil spill exercises to understand gaps in oil spill response capacity	EC	Funded by base budget	By whether participation has taken place	Participation in two exercises in 2012
		FY 2011/12 – 2014/15 Continue to advocate for senior government solutions to derelict vessels	EC	Funded by base budget	By whether the Islands Trust has continued to advocate for derelict vessel solutions	Islands Trust participation on derelict vessel working group is on-going
		FY 2011/12 – *2013/14* Advocate regarding potential impacts of the proposed Raven Coal Mine upon Baynes Sound	EC	*Funded by base budget*	By whether the Executive Committee has advocated regarding the proposed Raven Coal Mine	Two Trust Council resolutions passed *Two letters* written
		FY 2012/13 – 2014/15 Advocate regarding potential impacts of the proposed Burnco Gravel Mine upon Howe Sound	EC	*Funded by base budget*	By whether the Executive Committee has advocated regarding the proposed Burnco Gravel Mine	*One Trust Council resolution passed*
		FY 2013/14 Clarify jurisdictional issues related to Islands Trust Area boundary	EC	Subject to 13/14 budget	By whether a formal report and request for provincial clarification has been completed	Not started
	2.5 Advocate for appropriate regulation of aquaculture	**FY 2013/14 – 2014/15** Collaborate with Department of Fisheries and Oceans regarding shellfish regulations through local government advisory committee as a pilot project for one LTC (Denman)	LTCs**	Subject to funding in 2013/14 budget	By whether the Denman Island LTC has collaborated with DFO on a pilot project	Not started
	2.6 Advocate for *effective* regulation of marine sewage	**FY 2011/12 – 2014/15** Chair correspondence regarding marine sewage regulation	EC	Funded by base budget	By whether the Chair has written to advocate for regulation of marine sewage	Pending *further advice in consultation with partners*
		Amend OCP policies to require sewage pump-outs as a condition of new/expanded marinas (i.e. during rezoning applications)	LTCs**/BIM***	Funded by base budget	By whether OCP policies require sewage pump-outs as a condition of marina development/expansion	Required or recommended in 8 OCPs

Policy Statement Goal B: Stewardship of Island Resources…

OBJECTIVE	STRATEGIES	POTENTIAL ACTIVITES AND PHASES	WHO WOULD WORK ON IT?	IS FUNDING REQUIRED OR IN PLACE?	HOW WOULD WE MEASURE SUCCESS?	STATUS Italics indicate status change since last TC meeting
3. PROTECT quality and quantity of water resources	3.1 Encourage understanding and voluntary stewardship of water resources	FY 2013/14 Develop new educational materials about water resource concerns	TPC	*Pending TPC discussion of scope*	By whether educational materials had been developed	Not started
		Hold community meetings to discuss local water resource concerns and encourage local stewardship actions	TPC	Subject to 2013/14 program budget	By whether community meetings have been held to encourage water stewardship	Not started
		FY 2014/15 Develop an on-going water stewardship program	TPC	Subject to 2014/15 program budget	By whether an on-going water stewardship program has been funded and launched	Not started
	3.2 Advocate for provincial Water Act reform	**FY 2011/12 – 2014/15** Continue to participate in Water Act reform consultations	EC	Funded by base budget	By whether participation in Water Act reform has taken place	Pending provincial selection of pilot areas
	3.3 Use land use planning tools and decisions to protect water quality and quantity	**FY 2013/14** Develop toolkit for use by LTCs/BIM that illustrates options for using planning tools to protect water quality and quantity	LPC	Subject to 2013/14 program budget	By whether a toolkit has been developed	Not started
		FY 2013/14 – 2014/15 Amend OCPs to include new policies for water resource protection	LTCs**/BIM***	Subject to annual program budgets	By whether OCPs have been amended to include new policies about water resource protection	Some reviews underway
		Amend LUBs to include new regulations aimed at protection of water quality and quantity	LTCs**/BIM***	Subject to annual program budgets	By whether LUBs have been amended to include new regulations aimed at protection of water quality and quantity	Not started
		FY 2013/14 Develop model Development Permit Areas that LTCs and BIM may consider in regards to water conservation	LPC	Subject to 2013/14 program budget	By whether model Development Permit Areas have been developed	Not started
		FY 2014/15 Adopt new Development Permit Areas to enhance water conservation	LTCs**/BIM***	Subject to 2014/15 program budget	By whether LTCs/BIM have adopted new Development Permit Areas to enhance water conservation	Not started
	3.4 Explore alternative tools for improving watershed management	**FY 2012-13** Identify options within the Islands Trust Act for coordination of watershed protection	EC	Funded by base budget	By whether options had been identified	Underway *re SSILTC*

OBJECTIVE	STRATEGIES	POTENTIAL ACTIVITES AND PHASES	WHO WOULD WORK ON IT?	IS FUNDING REQUIRED OR IN PLACE?	HOW WOULD WE MEASURE SUCCESS?	STATUS Italics indicate status change since last TC meeting
		FY 2013-14 Consider pilot project for coordination of watershed protection within one LTA	LTCs**	Subject to funding by program budget or grants	By whether a pilot project has been considered	Not started

Policy Statement Goal C: Sustain Island Character and Healthy Communities…

OBJECTIVE	STRATEGIES	POTENTIAL ACTIVITIES AND PHASES	WHO WOULD WORK ON IT?	IS FUNDING REQUIRED OR IN PLACE?	HOW WOULD WE MEASURE SUCCESS?	STATUS Italics indicate status change since last TC meeting
4. ENHANCE community economic sustainability and security	4.1 Create linkages between islands and Regional Districts to share effective and appropriate economic development models	**FY 2013/14** Convene Trust Area opportunity to focus on effective and appropriate economic development models	TPC	*Pending TPC discussion of scope*	By whether an opportunity has been developed	*Initial discussion held at Islands Trust UBCM breakfast mtg for EADs/MLAs*
	4.2 Advocate for sustainable, affordable and appropriate ferry service	**FY 2013/14** *Identify partners, develop scope and Terms of Reference for an* economic impact study related to ferry fares and service	TPC	Subject to funding in 2013/14 budget ($20,000)	*By whether partners, scope and terms of reference have been developed*	*Not started*
		FY 2014/15 *Commission* economic impact study related to ferry fares and service	*TPC*	*Subject to funding in 2014/15 budget*	*By whether a study is complete*	*Not started*
		FY 2011/12 – 2014/15 Continue advocacy program regarding ferry fares and service.	EC	Funded by base budget	By whether advocacy actions have been taken in regards to ferry fares and service	On-going
	4.3 Use land use planning tools and decisions to improve the availability of affordable/accessible/ appropriate housing (as described in Trust Council's toolkit, *Affordable Housing Guide*)	**FY 2011/12 – 2014/15** Amend OCPs to include affordable housing policies	LTCs**/BIM***	Subject to annual program budgets	By whether OCPs have been amended to include new affordable housing policies	Some OCP reviews underway
		Amend LUBs to improve availability of affordable housing	LTCs**/BIM***	Subject to annual program budgets	By whether LUBs have been amended to improve availability of affordable housing	SSI LUB amendments re secondary suites to public hearing in fall/2012
	4.4 Use land use planning tools and decisions to increase local food security and	**FY 2012/13 – 2014/15** Amend OCPs to include food security and farmland protection policies	LTCs**/BIM***	Subject to annual program budgets	By whether OCPs have been amended to address food security and farmland protection	Reviews underway

OBJECTIVE	STRATEGIES	POTENTIAL ACTIVITIES AND PHASES	WHO WOULD WORK ON IT?	IS FUNDING REQUIRED OR IN PLACE?	HOW WOULD WE MEASURE SUCCESS?	STATUS Italics indicate status change since last TC meeting
	farmland protection (as described in Trust Council's toolkit, A Seat at the Table)	Amend LUBs to improve food security	LTCs**/BIM***	Subject to annual program budgets	By whether LUBs have been amended to improve food security	Reviews underway

Goal D: In cooperation with others…

OBJECTIVE	STRATEGIES	POTENTIAL ACTIVITIES AND PHASES	WHO WOULD WORK ON IT?		IS FUNDING REQUIRED OR IN PLACE?	HOW WOULD WE MEASURE SUCCESS?	STATUS Italics indicate status change since last TC meeting
5. STRENGTHEN relations with First Nations	5.1 Improve consultation/engagement with First Nations during land use referrals	**FY 2012/13** Adopt First Nations Consultation Strategy	TAS	*LPS*	Funded by 2011/12 budget	By whether Trust Council has adopted a First Nations Consultation Strategy	First draft to TC Jun/12. *Final draft pending LPS capacity to consider financial and staffing implications.*
		Trustee workshop on working with aboriginal peoples	EC		Funded by 2012/13 budget	By whether a trustee workshop has been held	Complete
		FY 2012/13 Implement 'essential and quick start' improvements to land use referral system that do not require additional resources, as identified in FN Consultation Strategy	LPS	TAS	Funded by base budget	By whether all 'essential and quick start' improvements that do not require additional resources have been implemented	Underway
		Identify resource needs for improved consultation and engagement	EC		Funded by base budget	By whether the resource needs for improved consultation and engagement has been identified	Not started. *Pending completion of First Nations Consultation Strategy*
		FY 2013/14 – 2014/15 Implement improvements identified in the FN Consultation Strategy as longer term or requiring additional resources	LPS	TAS	Subject to funding in future base budgets *that support an additional LPS position*	By whether all improvements identified in the FN Consultation Strategy as longer term or requiring additional resources have been implemented	Not started
	5.2 Improve consultation/engagement with First Nations during Trust Council's marine	**FY 2013/14 – 2014/15** Improve consultation and engagement re free Crown grant program	TAS		Subject to funding	By whether consultation and engagement has been improved	*Pending increased staff capacity*

OBJECTIVE	STRATEGIES	POTENTIAL ACTIVITIES AND PHASES	WHO WOULD WORK ON IT?	IS FUNDING REQUIRED OR IN PLACE?	HOW WOULD WE MEASURE SUCCESS?	STATUS Italics indicate status change since last TC meeting
	and terrestrial protection work	**FY 2012/13 – 2014/15** Improve communication and coordination during marine protection advocacy	EC	Funded by base budget	By whether consultation and engagement has been improved	Not started. *Pending staff capacity*
6. IMPROVE organizational cost and operational effectiveness	6.1 Confirm a fair distribution of Islands Trust Services to Bowen Island Municipality	**FY 2012/13** Review and amend Policy 7.2.vi (Municipal Requisition Cost Allocations)	FPC	Funded by base budget	By whether Policy 7.2.vi has been amended	*Formal referral to BIM Oct/12*
		Identify Bowen Island Municipality needs for services provided by Trust Area Services unit	TAS	Funded by base budget	By whether BIM needs for TAS services have been identified	Initial discussion *held* Sep/12 *and follow up letter sent.*
		Identify improved opportunities for BIM to access services provided through Trust Area Services unit	TAS	Funded by base budget	By whether opportunities for BIM to access TAS services have been identified	*Pending requests from BIM*
		FY 2013/14 Provide additional TAS services to BIM	TAS	Funded by base budget	By whether BIM is accessing additional TAS services as identified	Not started. *Pending requests from BIM*
	6.2 Improve cost-recovery from development application fees	**FY 2012/13** Develop model fees bylaw for consideration by LTCs	LPC / *FPC*	Funded by base budget	By whether a model bylaw has been developed	*TC referred to LPC/FPC before bylaw drafting begins*
		FY 2013/14 Consider adoption of amended fees bylaws.	LPC/LTCs**	Subject to funding in 2013/14 program budget	By whether LTCs have adopted an amended fees bylaw that improves cost recovery	Not started
	6.3 Prepare Island Trust organization for potential incorporation of Salt Spring Island (if province advances a provincial restructure study for SSI)	**FY 2012/13** Review terms of reference for a transition strategy	FPC / EC	Possibly externally funded	By whether term of reference for a transition strategy have been developed	Pending provincial decision regarding SSI restructure study
		FY 2013/14 Identify and evaluate options and adopt a transition strategy	FPC / EC	Possibly externally funded	By whether a transition strategy is complete	Not started. Pending provincial decision regarding SSI restructure study
		FY 2014/15 - ? Implement adopted transition strategy	EC	Subject to future budgets	By whether the transition strategy has been implemented	Pending provincial and SSI decisions
		FY 2012/13 to 2013/14 Review existing IT-MCSCD protocol agreement regarding incorporation of municipalities in the Islands Trust Area	EC	Funded by base budget	By whether the protocol agreement with the ministry has been reviewed and amended	Pending provincial decision

OBJECTIVE	STRATEGIES	POTENTIAL ACTIVITIES AND PHASES	WHO WOULD WORK ON IT?	IS FUNDING REQUIRED OR IN PLACE?	HOW WOULD WE MEASURE SUCCESS?	STATUS Italics indicate status change since last TC meeting
	6.4 Review service delivery regarding application processing	**FY 2013/14** Consider development and use of a quality management system pilot on Salt Spring island for processing of development applications	LTC**	Subject to funding in 2013/14 budget	By whether a quality management system has been considered by the SSILTC for one type of application process	Not started

* subject to decisions of Trust Fund Board **subject to decisions of local trust committees ***subject to decisions of Bowen Island Municipality

Abbreviations:
AVICC – Assoc. of Vancouver Island Coastal Communities
BIM – Bowen Island Municipality
EC – Executive Committee
FN – First Nations
FPC – Financial Planning Committee
FY – Fiscal Year
IT – Islands Trust
ITF – Islands Trust Fund
ITPS – Islands Trust Policy Statement
LGA – *Local Government Act*
LPC – Local Planning Committee
LPS – Local Planning Services
LTA – Local Trust Area
LTC – Local Trust Committee
LUB – Land Use Bylaw
MCSCD – Ministry of Community, Sport and Cultural Development
MVRD – Metro Vancouver Regional District
NA – Not Applicable
NEB – National Energy Board
NAPTEP – Natural Area Protection Tax Exemption Program
NMCA –National Marine Conservation Area
OCP – Official Community Plan
ProD – Professional Development
RAR – Riparian Areas Regulation
RD – Regional District
RFD – Request for Decision
SSI – Salt Spring Island
TAS – Trust Area Services
TBD – To Be Determined
TC – Trust Council
TFB – Trust Fund Board
TPC–Trust Programs Committee
UBCM – Union of BC Municipalities

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www.islandstrust.bc.ca

Colour Key for middle column:

Colour	Potential committee / unit / body taking lead for a potential strategy
	Local Planning (through Local Planning Committee, Local Planning Services staff, Local Trust Committees or Bowen Island Municipality)
	Trust Programs Committee or Trust Area Services staff
	Executive Committee
	Trust Fund Board or Islands Trust Fund staff
	Financial Planning Committee

Islands Trust

Strategic Planning Process (2012-2013)

DRAFT
ISLANDS TRUST
REQUEST FOR DECISION

DATE: October 28, 2012

TO: Trust Council **Target Decision Date:** December 5, 2012

SUBJECT: PROPOSED NATIONAL MARINE CONSERVATION AREA RESERVE

RECOMMENDATION:

1. **That the Islands Trust Council reaffirm its support for a National Marine Conservation Area Reserve in the Southern Strait of Georgia, and its support for the general boundaries currently proposed (or larger) without using a phased approach.**
2. **That the Islands Trust Council recommends that local trust committee zoning be used by Parks Canada as the basis for defining the zoning in the Interim Management Plan.**

CHIEF ADMINISTRATIVE OFFICER COMMENTS: The Islands Trust has indicated its support for a national marine conservation area in the southern Strait of Georgia for almost a decade. After several years of study, a formal consultation process is now underway focused on a specific boundary. While federal and provincial agencies are aware of Trust Council' s support in principle, it would be useful to confirm support now that more details are available about the extent of the proposed boundaries. The proposed resolution would not conflict with more detailed adjustment to the precise boundary locations as the study proceeds.

IMPLICATIONS OF RECOMMENDATION

ORGANIZATIONAL: Trust Area Staff capacity exists to support this initiative, as directed by Trust Council's 2011-2014 Strategic Plan. This resolution is only intended to convey support at a general level and is not the end of the discussion about details, especially at the local level. Additional resolutions are welcome from local trust committees on outstanding local issues, e.g. about precise boundary definition in current high use areas (docks and sewage outfalls) or environmentally sensitive areas. Staff and trustees will continue to work with islanders and partner agencies during the consultation process to represent the local interests of island communities and ecosystems to the decision makers about detailed zoning, boundaries and buffers

FINANCIAL: None

POLICY: None

IMPLEMENTATION/COMMUNICATIONS: Staff would relay news of renewed support to provincial and federal staff. The Chair would relay news of renewed support to Trust Area MLAs and MPs, as well as to the Ministers responsible for the project. Executive Committee will also consider whether it wishes to communicate with First Nations on this issue. Finally, staff would

work with Executive Committee and AVICC staff to craft a resolution suitable for consideration at the April 2013 AVICC convention and the 2013 UBCM convention.

BACKGROUND

The concept of marine protection for the Southern Strait of Georgia was first proposed in the late 1960s. In 1995, Canada and British Columbia, under the terms of the Pacific Marine Heritage Legacy (PMHL), agreed to undertake a study to assess the feasibility of establishing a National Marine Conservation Area (NMCA) in the southern Strait of Georgia. NMCAs, designated by Parks Canada under the federal *Canada National Marine Conservation Areas Act*, are marine areas managed for sustainable use and containing smaller zones of high protection. They include the seabed, the water above it and any species which occur there. NMCAs are established to represent a unique marine region and to demonstrate how protection and conservation practices can be harmonized with resource use in marine ecosystems for their long term sustainability.

In December 2003, Trust Council asked the Chair to write to Parks Canada recommending that consideration be given to including the entire Islands Trust Area in a feasibility study for a national marine conservation area. The Islands Trust has been involved in consultations on the proposed a national marine conservation area (NMCA) reserve since 2005. An NMCA Reserve is just like an NMCA, except that it is subject to a claim, or claims, by Aboriginal people that the federal government has accepted for negotiation.

In 2010, the Islands Trust Executive Committee successfully sponsored resolutions supportive of the NMCA at the Association of Vancouver Island and Coastal Communities (AVICC) and the Union of BC Municipalities (UBCM). Also at UBCM, the Islands Trust Executive Committee convened a meeting between the Minister of the Environment and other supportive local governments, encouraging creation of the NMCA.

On October 13, 2011 the Governments of Canada and British Columbia announced a proposed boundary for a national marine conservation area reserve in the Southern Strait of Georgia that closely matches the boundaries suggested in the Islands Trust's resolution endorsed by the Union of British Columbia Municipalities in 2010. The proposed feasibility study area (see map attached) now extends to the southern tip of Gabriola Island, as had been advocated by the Gabriola LTC in 2005.

A preliminary consultation meeting with local government was held in Sidney on May 24, 2012 and was attended by Vice Chairs Ken Hancock and Peter Luckham and CAO Linda Adams. Subsequent meetings occurred on Aug. 29 and Oct. 26, 2012 and were attended by many of the trustees and planning staff for the affected islands.

Islands Trust and Trust Fund Board representatives have also been involved in several meetings and open houses, in data-sharing exercises with Parks Canada and in meetings of an "NMCA Coalition" convened by the Canadian Parks and Wilderness Society and the Georgia Strait Alliance.

Before provincial decision-makers consider next steps in the establishment of a national marine conservation area, they would benefit from a renewed indication of support by affected local governments.

REPORT/DOCUMENT: Attached.

1) Islands Trust-sponsored resolution to UBCM – 2010
2) Map of feasibility consultation area

KEY ISSUE(S)/CONCEPT(S): The sustainability of ecosystems and communities in the Islands Trust Area.

RELEVANT POLICY:
Policy Statement:

3.1.9 Trust Council encourages actions and programs of other government agencies which: place priority on the side of protection for Trust Area ecosystems when judgment must be exercised, protect the diversity of native species and habitats in the Trust Area, and prevent pollution of the air, land and fresh and marine waters of the Trust Area.

3.4.2 It is Trust Council's policy that marine areas be protected and coastal zone management principles be defined in consultation with agents of the government of British Columbia, the government of Canada, Crown corporations, municipalities, regional districts, non-government organizations, property owners and occupiers.

3.4.6 Trust Council encourages the Provincial and Federal governments to develop existing and new programs such as "harvest refugia", which protect and enhance the populations of native marine species of the Trust Area.

Advocacy Policy 6.10.iii, Section F.1: "The Islands Trust Council establishes overall advocacy direction through the Islands Trust Policy Statement, sets priorities through its strategic plan and takes advocacy positions by resolution."

UBCM/AVICC Membership and Resolutions Policy 6.12.ii, Section 4.5: "All Islands Trust bodies that develop resolutions for consideration at AVICC and UBCM conventions must ensure that their resolutions are consistent with the Islands Trust Policy Statement and with the jurisdiction of the Islands Trust."

DESIRED OUTCOME: Assuring provincial and federal decision-makers that there is local government support for a national marine conservation area reserve in the Islands Trust Area.

RESPONSE OPTIONS

Recommended: As above.

Alternatives:

PREPARED BY:	Lisa Gordon Director, Trust Area Programs	**REVIEWED BY EXECUTIVE COMMITTEE:**
		November 20, 2012
SUBMITTED BY:	Trust Programs Committee	
REVIEWED BY:		**OTHER REVIEW:**
	(Chief Administrative Officer)	

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2010 AVICC/UBCM Resolution from Islands Trust

Southern Strait of Georgia National Marine Conservation Area Reserve

WHEREAS the Southern Strait of Georgia in British Columbia is an ecologically, economically, and culturally rich area that contains the critical habitat of the endangered southern resident orca and is being harmed by a variety of human activities; and

WHEREAS the Government of British Columbia and Parks Canada agreed in 1995 under the Pacific Marine Heritage Legacy to undertake a study to assess the feasibility of protecting and managing this area as a National Marine Conservation Area Reserve (NMCAR) under the *Canada National Marine Conservation Areas Act,* and have been engaged in the feasibility study since 2004;

THEREFORE BE IT RESOLVED that the UBCM supports the establishment of a large, ecologically zoned NMCAR in the Southern Strait of Georgia from the proposed southern end of Haro Strait, up to and including, Gabriola Passage, and urge immediate action from the provincial and federal governments to proceed on this initiative while respecting First Nations interests in the area.
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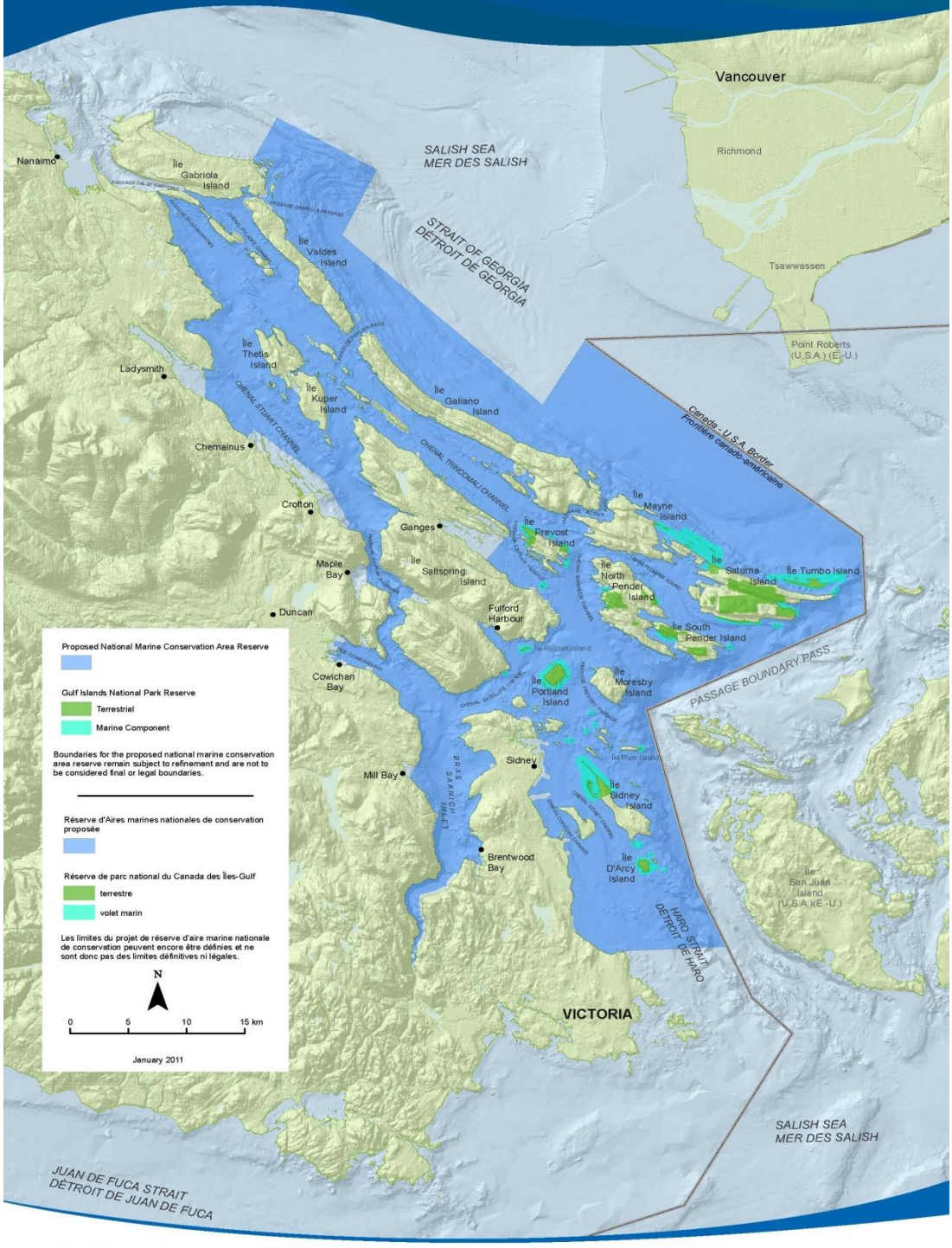
Boundary Concept for a National Marine Conservation Area Reserve in the Southern Strait of Georgia

Concept de limites pour une réserve d'aire marine nationale de conservation dans la région sud du détroit de Georgia



BRITISH COLUMBIA
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Canada

LEGISLATIVE MONITORING CHART

This document is intended to advise Trust Council about past or proposed external regulatory changes that could directly affect Islands Trust operations, local trust committee/island municipality bylaws or regulations, or Strategic Plan projects. It includes:

- provincial and federal legislative changes (new and amended acts, statutes and/or associated regulations);
- court rulings;
- legislation under development with defined opportunities to provide input, and
- senior government policies and consultation processes, such as reviews, studies and plans.

It also tracks Trust Council's legislative change requests.

The Legislative Monitoring Chart is updated bi-annually using a range of sources, including Union of British Columbia publications, the websites of the Legislative Assembly of BC and the Parliament of Canada, provincial and federal news releases, the Canada Gazette and a variety of websites and RSS news feeds. Islands Trust also pays for an annual subscription to QuickScribe, which tracks all BC Statutes and Regulations. This chart is not intended to track potential advocacy topics but may report legislative changes that related to advocacy projects on Trust Council's Strategic Plan and might affect local planning (e.g. provincial agriculture, riparian regulations, fish farms). The chart is organized according to the following categories:

- Planned legislation –page 2
- Legislation in process page 3
- Legislation in effect – pages 4-6
- Discussion / advocacy topics – pages 7-11
- Legislative change requests –pages 11-12

PLANNED LEGISLATION	STATUS	BACKGROUND/ KEY IMPLICATIONS TO TRUST AREA	ISLANDS TRUST ACTION - PAST	ISLANDS TRUST ACTION - FUTURE
Water Act* modernization** ***Water Act* to be re-named *"Water Sustainability Act" **(Provincial)**	The closing date for submissions was April 30, 2010. Bill to be introduced in 2013 legislature	The Ministry of Environment is updating the provincial Water Act. Brought into force over 100 years ago, the Water Act is the principle law for managing the diversion and use of provincial water resources. To facilitate input, government developed a discussion paper and organized a series of workshops across the province. The paper proposes options and solutions for discussion at these workshops whose primary objective is to share information, discuss principles for a new Water Act and explore proposals for change. This initiative flows from the Living Water Smart plan, released in 2008 to protect and conserve BC's water resources, which identifies the Gulf Islands as a priority area. In the plan, there are several actions of relevance to the Trust Area; key among these is a commitment to regulate groundwater use for single domestic wells in priority areas and large groundwater withdrawals by 2012. ▪ The Water Act changes will result in changes to the *Drinking Water Protection Act* and *Water Protection Act*. May 2010 Update Through conversation with provincial staff, staff have learned that the Province's engagement activities on WAM have shown widespread support for the regulation of groundwater in BC and the integration of groundwater and surface water resources. January 2011: BC released a Policy Proposal on its new Water Sustainability Act and invited feedback via the blog: www.livingwatersmart.ca September 2011: Minister Lake stated at the 2011 UBCM Conference that changes to the Water Act need more consultation and a new white paper will be released in 2012. The Province now has a goal of introducing the new Water Sustainability Act in 2013. **September 2012:** In response to an Islands Trust question, Minister Lake said *Water Act* consultation has been extended; a white paper will be ready in spring 2013 and legislation in 2014.	On December 3, 2008, TAS and LPS Directors met with MOE staff. After consultation with several island water advocates, Islands Trust staff provided a submission on April 30, 2010. In February 2011, after consultation with trustees and other leaders in local water management, the Executive Committee submitted a response to the Policy Proposal. On June 22, 2012 TAS Director spoke with Ministry staff.	

LEGISLATION IN PROCESS

LEGISLATION IN PROCESS	STATUS	BACKGROUND/ KEY IMPLICATIONS TO TRUST AREA	ISLANDS TRUST ACTION - PAST	ISLANDS TRUST ACTIONS - FUTURE
Bill C-45 - *A second Act to implement certain provisions of the budget tabled in Parliament on March 29, 2012 and other measures*		Proposed changes to this 443 page omnibus bill that directly affect the Trust Area include: • Changes to the Section 20 of the *Navigable Waters Protection Act* that allow the Minister to deem a vessel or thing abandoned after one month rather than rather than two years • Changes to the *Jobs, Growth and Long-term Prosperity Act* that give holders of authorizations under section 35(2) of the *Fisheries Act* the ability to apply to the Minister for review of the authorization and for the Minister to confirm, amend or cancel the authorization. These changes could result in the Minister confirming, altering or cancelling existing requirements for project proponents to protect fish habitat or to compensate for altered, disrupted or destroyed fish habitat.		

LEGISLATION IN EFFECT

LEGISLATION IN EFFECT	STATUS	KEY IMPLICATIONS TO TRUST AREA	ISLANDS TR UST ACTIONS-PAST	ISLANDS TRUST ACTIONS – FUTURE
Vessel Pollution and Dangerous Chemicals Regulations **(in force in 2012)** **(Federal)**	Enters into full force in May 2012.	The Vessel Pollution and Dangerous Chemicals Regulations replaces the Pleasure Craft Sewage Pollution Prevention Regulation. ▪ The regulations stipulate that: o All boats and ships with a toilet facility to be fitted with a marine sanitation device or holding tank. o Sewage treated using a marine sanitation device must not be discharged closer than 1 nautical mile from the shoreline o Raw, untreated sewage must not be discharged within 3 nautical miles of the shoreline. o If the distance from shore to shore is less than 6 nautical miles and no pump-out service is available, raw sewage may be discharged into the deepest water. ▪ The RPPVDC prohibits discharge within the 'Designated Sewage Areas' (including: Montague Harbour (Galiano) and Pilot Bay, (Gabriola). ▪ Concerns raised by marine advocacy groups include: o Unless pump-out stations are available, boats travelling in narrow channels may discharge raw sewage less than 3 nautical miles from shore. o There is currently no government plan or process to establish more sewage pump-out station infrastructure. From Trustee Ken Hancock: Eight of the 13 major island OCPs specifically mention the importance and desirability of providing pump-out facilities for recreational boaters, Bowen, Mayne, North and South Pender, Thetis, Lasqueti, Denman and Galiano. Gambier, Hornby and Lasqueti mention and support existing and increased no discharge zones. Gambier and Hornby support holding tanks for marine vessels. I was unable to find any reference on Gabriola apart from support for toilets at wharves and marinas. The issue is addressed in a variety of ways from advocating to DFO or the RD to local encouragement for establishment of on-island pump-out facilities in conjunction with marinas. The Salt Spring Island OCP includes a policy calling on marina rezonings to include a program to manage boat sewage, it also identifies two areas (harbours) that should be designated as no-discharge zones and asks marina operators to encourage good practices among boaters.	2009: TC recommended that LTCs establish OCP policy requiring marinas applying for rezoning or a development permit provide pump out facilities* 2009:TC recommended that LTCs and BIM create OCP advocacy policy encouraging neighbouring local governments to require that marinas serving vessels travelling within the Trust Area install pump-out facilities when applying for rezoning or a development permit.* 2009: TC requested that EC write to Transport Canada regarding this issue. Oct. 16, 2012: EC directed staff to arrange a meeting with non-profit partners to discuss pleasure craft sewage advocacy ideas and next steps, and report back to the EC on the topics discussed	LTCs may consider related advocacy statements in their OCPs Staff forwarded recommendation to all Regional Planning Managers Chair letter is on the TC follow up action list .

LEGISLATION IN EFFECT	STATUS	KEY IMPLICATIONS TO TRUST AREA	ISLANDS TR UST ACTIONS-PAST	ISLANDS TRUST ACTIONS – FUTURE
Bill 27 Local Government (Green Communities) Statutes Amendment Act **(2008-11)** **(Provincial)**	Fully in-effect as of October 1, 2008.	▪ Requires municipalities and Local Trust Committees to include GHG emission targets, polices, and actions in their OCPs by May 21st 2010 ▪ Requires regional districts to include GHG emission targets, polices, and actions in their RGS by May 31st 2011 ▪ Expands local government Development Permit Area and zoning variance authority to promote energy and water conservation, the reductions of GHGs, and encourage alternative transportation options for off-street parking. ▪ Expands Regional District's Development Cost Charges authority to exempt small, energy efficient development.	Eighteen OCPs amended. OCP to be amended: • Piers Island	Further consideration of other planning tools.

LEGISLATION IN EFFECT	STATUS	KEY IMPLICATIONS TO TRUST AREA	ISLANDS TR UST ACTIONS-PAST	ISLANDS TRUST ACTIONS – FUTURE
Freedom of Information and Protection of Privacy Amendment Act (2011) **(Provincial)**	Royal Assent Nov 14, 2011	Resulted in a number of changes to the *Freedom of Information and Protection of Privacy Act* (the "Act") summarized below: - increased ability to share data across public bodies for common/integrated programs; - proactive disclosure programs that require public bodies to disclose certain records; - increased oversight of Commissioner - permitted use of communication technology including social media - *new & revised exclusions from the Act*: 1) excludes teaching materials or research information mostly related to schools and post secondary institutions; 2) records that are available for purchase and 3) records of a service provider that don't relate to its services as a public body; - *new and revised exceptions from the Act*: 1) records that must be published or released under an enactment; 2) information that will be published or released within 60 days; 3) length of time a person has been deceased is relevant factor in determining whether disclosure would be an unreasonable invasion of privacy; 4) if applicant could reasonably know who referee is, content of recommendation, evaluation or reference should be withheld; 5) public body must disclose summary of personal information supplied in confidence unless applicant could reasonably know identity of third party; 6) details of licence, permit, degree, diploma or certificate; 7) clarifies what is not an unreasonable invasion of a third person's privacy re: discretionary financial benefits; - *new access through the Act:* 1) time extended up to 30 days for public bodies to respond to access request where applicant consents; - *changes:* 1) public body may collect personal information through observation at a public event that is voluntarily attended without providing advance notice; 2) may disclose personal information collected through observation; 3) enables engagement through use of social media sites, e.g. Facebook & Twitter and may respond to communications where response requires disclosure of information outside of Canada, e.g. email; 4) adds consent as an authority for collection of personal information in limited circumstances; 5) provides that personal information is not collected when public body does nothing other than read it and deletes, destroys, returns or transfers the information; 6) authority to demand return of personal information to which inappropriate access was gained; and 7) gives citizens ability to prove their identity over the internet to access online services. In response to the changes, the Local Government Management Association of BC has produced an updated edition of their Freedom of Information and Protection of Privacy Act Toolkit for Local Government.		Islands Trust staff will be provided with training at a December staff meeting.

DISCUSSION / ADVOCACY TOPICS

DISCUSSION/ ADVOCACY TOPICS	STATUS	KEY IMPLICATIONS FOR TRUST AREA	ISLANDS TRUST ACTIONS - PAST	ISLANDS TRUST ACTIONS - FUTURE
Electric car infrastructure funding **(2012)** **(Provincial)**		The Province of BC has announced a program to accelerate electric vehicle adoption in the Province. With an overall investment of $2.7M, the Province is providing Level 2 charging station funding incentives to interested businesses, municipalities and organizations with a goal of installing 570 stations across BC by spring 2013. These charging stations would not be suitable for NZEV vehicles. The Capital Regional District, Metro Vancouver, and Regional District of Nanaimo received funding to plan and identify priority locations for charging stations. plan and identify priority locations. • In the Capital Region, it is anticipated there will be 74 stations installed next spring including one on Salt Spring Island and three on Pender Island. The CRD is providing direct assistance to organizations who are planning to install stations, as well as identifying a future desired network of EV infrastructure (all charging levels), and undertaking technical analysis related to GHG avoidance. • In the Nanaimo Region, it is anticipated that there will be 12 stations. A station on Gabriola Island is being considered. (The City of Nanaimo is planning 10 stations). • In Metro Vancouver, it is anticipated that there will be 75-150 stations installed in 15 municipalities who have expressed interest. As of mid-October, there are no plans for a charging station on Bowen Island. More information on the funding program: http://www.e3fleet.com/plugin_bc.html		EC, LTCs or BIM could advocate to the Province of BC to have electric vehicle charging requirements added to the BC Building Code LTCs/BIM with greenhouse gas reduction on their work program could contract services to promote Level 2 stations.

DISCUSSION/ ADVOCACY TOPICS	STATUS	KEY IMPLICATIONS FOR TRUST AREA	ISLANDS TRUST ACTIONS - PAST	ISLANDS TRUST ACTIONS - FUTURE
Solar Hot Water Ready for Single Family Homes **(2011)** **(Provincial)**	Due to strong interest, the opportunity for more local governments to sign on to the Regulation was extended to July15, 2012.	On June 21, 2011, the Province of BC's Solar Hot Water Ready Regulation for single family homes came into force. The Solar Hot Water Ready requirement is a provincial regulation that communities can voluntarily choose to adopt. Local governments who 'opt-in' adopt a new building regulation requires all new single family homes in their communities to be built to accommodate future installation of a solar hot water system. Currently, the requirement only applies in the 36 local government jurisdictions that are listed on the regulation, including two in the Trust Area -Greater Vancouver Regional District and the Cowichan Valley Regional District. Staff have requested information on which additional regional districts have expressed an interest in being added to the regulation.		Local trust committee could pass resolutions to encourage/ discourage their regional district re opting-in. Those local trust committees whose regional district has opted-in to the new regulation may wish to amend bylaws with regard to building siting or orientation of roof surfaces to the sun.

DISCUSSION/ ADVOCACY TOPICS	STATUS	KEY IMPLICATIONS FOR TRUST AREA	ISLANDS TRUST ACTIONS - PAST	ISLANDS TRUST ACTIONS - FUTURE
Proposed National Marine Conservation Area for the Southern Strait of Georgia **(2008-12)** **(Provincial / Federal)**	Federal government consulting with First Nations on proposed boundary	▪ Parks Canada in partnership with the Province of British Columbia is assessing the idea of creating a national marine conservation area (NMCA) in the Southern Strait of Georgia ▪ The Islands Trust has engaged in the stakeholder consultation process and continues to stay in touch with federal staff on the issue. ▪ In October 2011 Canada and BC announced proposed NMCA boundary for consultation. ▪ First Nation consultation underway and local government consultation has now begun. ▪ A preliminary consultation meeting with local government was held in Sidney on May 24, 2012 and was attended by Vice Chairs Ken Hancock and Peter Luckham and CAO Linda Adams. Subsequent meetings occurred on Aug. 29 and Oct. 26, 2012 and were attended by many of the trustees and planning staff for the affected islands. ▪ Islands Trust and Trust Fund Board representatives have also been involved in several meetings and open houses, in data-sharing exercises with Parks Canada and in meetings of an “NMCA Coalition” convened by the Canadian Parks and Wilderness Society and the Georgia Strait Alliance.	Islands Trust submitted successful resolution to UBCM regarding support for NMCA in 2010. EC raised the NMCA during Sept 2010 meeting with Minister Penner and during Jan 2011 meeting with Minister Coell. March 2012: Council delegated the Executive Committee to address the issue of the proposed northern boundary for the BC/Canada Southern Strait of Georgia National Marine Conservation Area. December 2012: RFD to Trust Council seeking reaffirmation of support for the NMCA.	Staff and trustees will continue to work with islanders and partner agencies during the consultation process to represent the local interests of island communities and ecosystems to the decision makers about implications such as zoning, boundaries and buffers.

DISCUSSION/ ADVOCACY TOPICS	STATUS	KEY IMPLICATIONS FOR TRUST AREA	ISLANDS TRUST ACTIONS - PAST	ISLANDS TRUST ACTIONS - FUTURE
Application for Farm Classification Regulation (247/2012) **(2012)** **(Provincial)**	Announced June 27, 2012 Effective September 1, 2012	Based on recommendations from the Farm Assessment Review Panel the BC government has made legislative and regulatory changes: Starting in 2013, existing farm property tax exemptions will be higher on outbuildings like barns, silos, and other improvements. The exemptions will be the higher of either 87.5 per cent of the total assessed value of all farm improvements or $50,000, which is the current maximum. This will allow farmers to make improvements or add to their infrastructure without having to pay more taxes. Retired long-term farmers and their spouses who want to stay on the homestead can apply annually to have their residences taxed as farm dwellings as long as the farm remains productive. Farm income reporting periods will now be aligned with farmers' Canada Revenue Agency income tax reporting periods, reducing paperwork and stress. There will be special reporting periods to deal with new farms, new owners of properties already classified as farms, or developing farms, which do not have a two-to-three-year history of production by the owner. The number of qualifying agricultural products has been expanded to include birch and maple sap and syrup products, breeding products produced as part of a livestock operation and horse stud services provided as part of a horse rearing operation.	TAS staff provided information to Director, LPS on June 28, 2012	

DISCUSSION/ ADVOCACY TOPICS	STATUS	KEY IMPLICATIONS FOR TRUST AREA	ISLANDS TRUST ACTIONS - PAST	ISLANDS TRUST ACTIONS - FUTURE
British Columbia Court of Appeal Decision on Neskonlith Indian Band v. The City of Salmon Arm et al., 2012 BCCA 379	September 23, 2012	Paraphrased from UBCM webpage Oct 10, 2012: On September 24, 2012, the British Columbia Court of Appeal dismissed the Neskonlith Indian Band's legal appeal arising from the April 4, 2012 verdict in the Neskonlith Indian Band v. City of Salmon Arm. The result concluded that local governments do not have a constitutional obligation to consult with First Nations with respect to the issuance of development permits. The outcome of the appeal provides direction for local governments and First Nations, as it clarifies obligations in relation to consultation and accommodation. UBCM obtained intervener status in order to ensure that the BC local government voice was represented throughout the appeal process, . Appeal findings and commentary are available from Valkyrie Law Group, LLP, who represented UBCM in the appeal. A Client Bulletin is also available from Lidstone, Young, Anderson.	In practice, Islands Trust has typically exceeded constitutional requirements for referrals and consultation.	Staff do not recommend changes in Islands Trust practices based on this court decision.

ISLANDS TRUST REQUESTS FOR CHANGES TO ISLANDS TRUST LEGISLATION / REGULATION

ISLANDS TRUST COUNCIL REQUEST	WHEN	METHOD	RESPONSE
1. **Amendments to the *Islands Trust Act* that would cause four local trustees to be elected to sit on the Salt Spring Island Local Trust Committee.**	July 20, 2007	Letter to Hon. Ida Chong, Minister of Community Services	May 2008 Minister Chong suggested Islands Trust hold a referendum. Turned down by Salt Spring Island LTA referendum November 15, 2008.
2. Amendments to the *Islands Trust Act* that would cause four local trustees from the Salt Spring Island Local Trust Area to sit as full voting members of the Islands Trust Council.	July 20, 2007	Letter to Hon. Ida Chong, Minister of Community Services	In a May 23, 2008 letter the Minister advised that she agreed with the Islands Trust Governance Review Report and found the rationale for increasing the size of the Islands Trust Council (ITC) by adding the two additional Salt Spring Island Trustees is “less” compelling that request #1.
3. Changes to the *Islands Trust Act* that would enable the Islands Trust Council to determine the size of its	July 20, 2007	Letter to Hon. Ida Chong, Minister of Community Services	Never formally turned down

ISLANDS TRUST COUNCIL REQUEST	WHEN	METHOD	RESPONSE
Executive Committee.	June 2011	Raised during a meeting with the Hon. Ida Chong, Minister of Community Services	
4. The necessary changes to provincial / legislation and regulations to permit Islands Trust bodies to hold meetings through electronic or other communication facilities.	July 20, 2007	Letter to Hon. Ida Chong, Minister of Community Services	Achieved in 2009.
5. Changes to provincial/legislation and regulations be made, if necessary, to confirm that Islands Trust bodies may perform their duties and functions while outside of the Islands Trust Area.	July 20, 2007	Letter to Hon. Ida Chong, Minister of Community Services	Later turned out to be a non-issue.
6. Natural Area Protection Tax Exemption Program (NAPTEP) – extension to Bowen Island Municipality	October 27, 2009	Meeting with Hon. Bill Bennett, Minister of Community and Rural Development	Achieved June 2010
7. Electronic meetings	October 27, 2009	Meeting with Hon. Bill Bennett, Minister of Community and Rural Development	Achieved in 2009.
8. Bylaw dispute adjudication system	October 27, 2009	Meeting with Hon. Bill Bennett, Minister of Community and Rural Development	Achieved in 2011
9. Trust Fund Board corporate status and name change	June 2011	Name change raised during a meeting with the Hon. Ida Chong, Minister of Community Services	Advised by Minister to explore other solutions first to determine if can resolve challenges in other ways. Trust Fund Board has asked Trust Council Chair to seek this change in writing.
	After June 2011	Staff met with Ministry staff	

TRUST PROGRAMS COMMITTEE REPORT

To: Islands Trust Council

Updated: ~~August 20~~November 5, 2012

WORK PROGRAM

ADVOCACY PROGRAM

- Implement advocacy policy ~~if approved~~ (e.g. workshops/FAQ) (2012)
- Monitor legislative changes and report to staff and Trust Council (Dec 2012)
- Continue tasks within marine advocacy strategy (ongoing)
- BC Ferries – sustainable, affordable, appropriate service

INDICATOR PROGRAM

- Finalize protected area indicator report and post to website
- Research further high-priority indicators, such as census and housing (2012)

COMMUNITY ECONOMIC SUSTAINABILITY (pending direction from 2011-2014 Strategic Plan)

- Coordinate initiatives with Regional Districts

CONTINUING ITEMS

~~**POLICY STATEMENT**~~

- ~~Review Trust Council policies 1.2.i (amendment), 1.3.i (implementation) and 1.3.ii (topic review)~~
- ~~Develop amendments to policies 1.2.i, 1.3.i and/or 1.3.ii to recommend to Trust Council~~

~~**FIRST NATIONS RELATIONS** (pending direction from 2011-2014 Strategic Plan)~~

- ~~Finalize working group report~~
- ~~Implement selected recommendations from the First Nations Task Force report~~

VACANT CROWN LAND PROFILES (pending direction from 2011-2014 Strategic Plan)

- Bowen Island Vacant Crown Land Profile – on hold
- Gambier LTC Vacant Crown Land Profile – on hold
- Ballenas-Winchelsea Vacant Crown Land Profiles – on hold

COMMUNITY STEWARDSHIP AWARDS

- ~~Review policy (per June TC resolution)~~
- Deliver 2013 awards program (June 2013)

Lisa Gordon
Designate Staff

Paul Brent
Chair