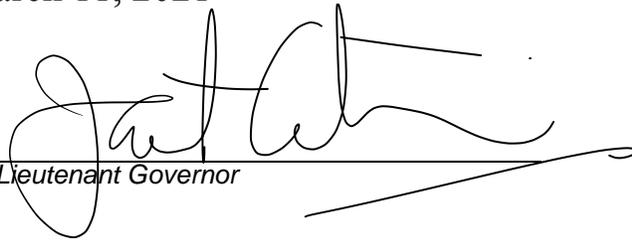


PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 134

, Approved and Ordered March 11, 2021



Lieutenant Governor

**Executive Council Chambers, Victoria**

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that

- (a) the Mineral Rights Compensation Regulation, B.C. Reg. 19/99, is amended as set out in the attached Schedule 1, and
- (b) the Mineral Tenure Act Regulation, B.C. Reg. 529/2004, is amended as set out in the attached Schedule 2.



Minister of Energy, Mines and Low Carbon Innovation



Presiding Member of the Executive Council

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

**Authority under which Order is made:**

Act and section: *Mineral Tenure Act, R.S.B.C. 1996, c. 292, s. 92*

Other: *OIC 95/99, OIC 1161/2004*

R10481661

## SCHEDULE 1

- 1 *Section 1 of the Mineral Rights Compensation Regulation, B.C. Reg. 19/99, is amended*
  - (a) *by repealing the definition of “group of titles”, and*
  - (b) *in the definition of “value” by striking out “sections 5 and 6” and substituting “section 5”.*
- 2 *Section 2 (2) (a) (i) and (ii) is amended by striking out “or group of titles”.*
- 3 *Sections 6 and 9 (3) are repealed.*

## SCHEDULE 2

- 1 *Section 4 (11) of the Mineral Tenure Act Regulation, B.C. Reg. 529/2004, is repealed.*
- 2 *The following section is added:*

### **Land that ceases to be alienated land or subject to no registration reserve**

- 4.1 (1) In this section:
- “**conditional registration reserve**” means a mineral reserve that permits registering a mineral title under circumstances or subject to limitations contained in the reserve;
  - “**mineral reserve**” means a mineral reserve under section 22 of the Act;
  - “**no registration reserve**” means a mineral reserve that prohibits a free miner from registering a mineral title on land covered by the reserve.
- (2) Subject to subsection (3), if a person holds a claim in respect of a cell and either of the following applies to land within the cell, the mineral or placer rights of the holder of the claim extend to that land:
- (a) the land
    - (i) ceases to be alienated land, and
    - (ii) is not subject to a no registration reserve;
  - (b) the land
    - (i) ceases to be subject to a no registration reserve, and
    - (ii) is not alienated land.
- (3) The following applies if, at the time the event referred to in subsection (2) (a) (i) or (b) (i) occurs, a portion of the land referred to in that subsection is subject to a conditional registration reserve:
- (a) in the case of a conditional registration reserve that permits registering a mineral title under circumstances, the holder’s mineral or placer rights do not extend to that portion until those circumstances exist;

- (b) in the case of a conditional registration reserve that permits registering a mineral title subject to limitations, the holder's mineral or placer rights that extend to that portion are subject to those limitations.