

Index Of B.C. Regulations

**regulations deposited 1958 to March 31, 2017
up to B.C. Reg. 131/2017**

Province of British Columbia

Ministry of Justice
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INTRODUCTION

The Index Of B.C. Regulations is provided for convenience of reference only. While every effort is made to achieve accuracy, only *The British Columbia Gazette* and other official publications are authoritative. Legal opinion should be sought if interpretation is required, including to determine whether a regulation still has effect.

Regulations listed in this Index have been or will be published in *The British Columbia Gazette, Part II* unless otherwise noted in this Index. Regulations that are noted in *The British Columbia Gazette, Part II* as exempted in part from publication are not identified in this Index.

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Beginning in 2017, this Index is published in four parts. See the User Guide for more information.

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USER GUIDE

The Index Of B.C. Regulations is provided for convenience of reference only. Legal opinion should be sought if interpretation is required, including to determine whether a regulation still has effect.

1. What Is Included In This Index?

This Index includes regulations deposited or filed from March 20, 1958 to the date on the title page of this Index (the “cutoff date”), including regulations deposited but not yet in force at the cutoff date.

NOTE: Information about regulations deposited after the cutoff date for this Index can be found listed online in the weekly regulations bulletins published on www.bclaws.ca.

This Index does not include

- regulations deposited or filed before January 1, 2016 that only bring into force or repeal Acts or provisions of Acts,
- regulations repealed before January 1, 2016,
- regulations removed from the Index before January 1, 2016 on the basis that those regulations might no longer have effect, or
- regulations removed from this Index after 1983 after the enactment of the *Regulations Act*, S.B.C. 1983, c. 10 (see **4. Historical Background** of this User Guide).

NOTE: There is an intention to expand Parts 3 and 4 to include more pre-2016 historical material in future issues of the Index.

2. What Is Included In Each Part?

The Index is published quarterly with cutoff dates of March 31, June 30, September 30 and December 31, with Parts 1 and 2 published in every issue and Parts 3 and 4 published only in the March 31 issue.

Part 1 – Regulations Bringing Act Provisions Into Force

Part 1 is published in each quarterly issue of the Index and includes regulations that

- bring into force or repeal Acts or provisions of Acts, and
- were deposited from January 1 of the publication year to the cutoff date for that issue.

NOTE: These regulations may include future effective dates or amendments to other Acts. See the Gazette, Part II for the full text of a regulation or see the 3rd Edition of the Table of Legislative Changes for details specific to an affected Act (available on www.bclaws.ca as individual tables under each Act).

Content included in Part 1 in a given year is moved to Part 4 in the March 31 issue of the next year.

Part 2 – Consolidated Regulations

Part 2 is published in each quarterly issue of the Index and includes regulations deposited or filed from March 20, 1958 to the cutoff date for that issue.

NOTE: This includes regulations that were deposited from January 1 of that year to the cutoff date for that issue that affect an Act without bringing into force or repealing any of its provisions.

Part 2 does not include

- regulations that only bring into force or repeal Acts or provisions of Acts (see Part 1),
- regulations repealed before January 1 of that year,
- some regulations that establish reserves under the *Coal Act* and *Mineral Tenure Act* or that designate mineral (placer lease) land under the *Mineral Tenure Act*, except those with amendments or repeals deposited from January 1 of that year to the cutoff date for that issue,
- regulations that establish bull control areas, livestock districts or pound districts under the *Livestock Act*, except amendments to those regulations deposited from January 1 of that year to the cutoff date for that issue, or
- regulations otherwise included in Part 4.

Content that no longer qualifies for inclusion in Part 2 in a given year is moved to Part 4 in the March 31 issue of the next year.

NOTE: Regulations listed in Part 2 are published in the *Consolidated Regulations of British Columbia* unless otherwise noted.

Part 3 – Historical Information: Regulations Bringing Act Provisions Into Force

Part 3 is published annually in the March 31 issue of the Index and includes regulations that

- bring into force or repeal Acts or provisions of Acts, and
- were deposited from January 1 to December 31, 2016.

Part 4 – Historical Information: Consolidated Regulations

Part 4 is published annually in the March 31 issue of the Index and includes

- regulations repealed before January 1 of that year,
- some regulations that establish reserves under the *Coal Act* and *Mineral Tenure Act* or that designate mineral (placer lease) land under the *Mineral Tenure Act*, except those with amendments or repeals deposited from January 1 of that year to the cutoff date for that issue,
- regulations that establish bull control areas, livestock districts or pound districts under the *Livestock Act*, except amendments to those regulations deposited from January 1 of that year to the cutoff date for that issue, or
- regulations that are of limited application or expired or may no longer have effect and have been moved from Part 2.

Part 4 does not include regulations that only bring into force or repeal Acts or provisions of Acts (see Part 3).

NOTE: Regulations listed in Part 4, if previously published in the *Consolidated Regulations of British Columbia*, have been removed from that publication.

3. How To Read and Use This Index

Glossary of terms used in this Index

| | |
|-------------|---|
| Act | also referred to as a statute; |
| B.C. Reg. | Regulation of British Columbia (part of regulation citations, typically omitted from this Index); |
| c. | chapter number (part of Act citation); |
| cutoff date | the date on the title page of the Index; |
| S.B.C. | <i>Statutes of British Columbia</i> ; |
| R.S.B.C. | <i>Revised Statutes of British Columbia</i> ; |
| S.C. | <i>Statutes of Canada</i> ; |
| R.S.C. | <i>Revised Statutes of Canada</i> . |

Act Title, Citation and Notes

- Acts are listed alphabetically by title, followed by Act citations (year and chapter number).
- Federal Act titles, other than the *Criminal Code*, are followed by “(Canada)” unless the Act title contains “Canada”.
- Notes that provide more information about the current Act or that refer to other Acts appear directly below the Act title and citation entry. These notes can be about the repeal or retitling of an Act, or the identification of an Act as a Private, Special or Local Act.

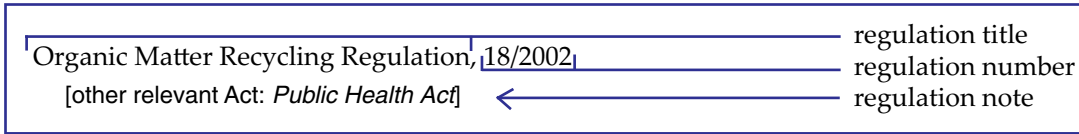
Example: Act title, citation and note

| | | |
|---|---|--------------|
| Tobacco and Vapour Products Control Act | ← | Act title |
| R.S.B.C. 1996, c. 451 | ← | Act citation |
| [Act retitled from <i>Tobacco Control Act</i> by 2015-11-1] | ← | Act note |

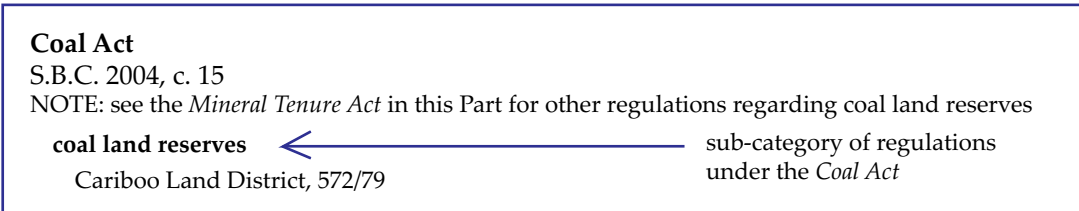
Regulation Title or Description

- Regulations are generally listed alphabetically by regulation title or description under the Act under which they were made, or under a heading appearing under that Act.
- Headings to indicate sub-categories of regulations may appear under an Act entry. These sub-categories are for convenience only.
- A lowercase regulation title is a description that was added to a regulation made without a title.

Example: regulation title, number and note



Example: sub-category of regulations under an Act



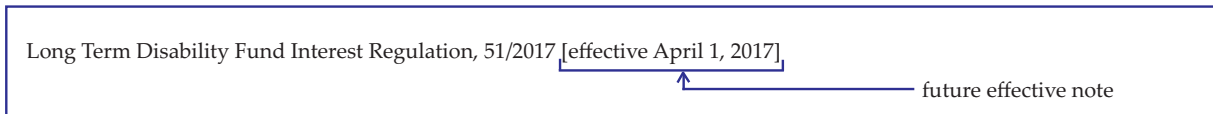
Regulation Number

- Regulations in this Index are cited by number and year of deposit, without a preceding reference to “B.C. Reg.” or “B.C. Regulation”. This “number/year” format is referred to as a regulation number.
- Until 1999, regulation numbers take the form xxx/99, using the last two digits of the year.
- From 2000 onwards, regulation numbers take the form xxx/2000, using a four-digit year.
- Regulations with the same title or description may be grouped under a single regulation title or description, with the regulation numbers listed adjacent or below.

Regulation Notes

- Notes that provide more information about the current regulation or that reference other entries for that regulation appear directly below or inline with the regulation title and number.
- These include notes regarding the regulation’s deemed deposit date, future effective date, repeal, confirmation, publication or revision.
- A future effective date or repeal is noted inline after the regulation title and number, and repeals are noted in red immediately below the regulation title and number.
- If a regulation under an Act is repealed before or at the same time as that Act is retitled, the repealed regulation will be listed only under the former Act title.

Example: regulation with future effective date



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Example: regulation with repeal note

Health Professions General Regulation, 275/2008
[repealed by 5/2017] ← repeal note

- A regulation with multiple statutory authorities is listed under each Act it was made under, with either a note listing “other relevant Acts” or a note to “see full entry under” a specific Act.
- Amendments are listed under the “full entry” and not repeated under the “other relevant Acts” entries.
- If an Act is repealed and replaced, the regulation is listed under the replacement Act.

Example: regulation with multiple statutory authorities

Ecological Reserve Act
R.S.B.C. 1996, c. 103
Application of Park Legislation to Ecological Reserves Regulation, 364/97
[other relevant Act: *Park Act*]
amendments 439/98 215/2006

“full entry”, with amendments
multiple authority note for 364/97

Park Act
R.S.B.C. 1996, c. 344
Application of Park Legislation to Ecological Reserves Regulation, 364/97
[see full entry under *Ecological Reserve Act*]

“other relevant Act” entry
multiple authority note for 364/97

Amendments To Regulations

- Amendments are listed in order of deposit or, if made by Act, enactment.
- When amending or repealing a regulation, Act citations take the form “yyyy-cc-ss” to identify the year, chapter and section, respectively, of the Act published in the *Statutes of British Columbia*.
- Starting in 2016, if an amendment to a regulation is itself amended or repealed before the amendment is effective, that amendment or repeal is included in the list of amendments to that regulation; an asterisk identifies the amendment that was amended or repealed and a note explaining the amendment or repeal appears below the list of amendments to that regulation.

Example: amendment to or repeal of an amendment

Organic Matter Recycling Regulation, 18/2002
[other relevant Act: *Public Health Act*]

amendments 321/2004 198/2007 132/2016 179/2016 243/2016* 12/2017
[243/2016 amended by 12/2017] ←

4. Historical Background

The *Regulations Act*, S.B.C. 1958, c. 49, enacted March 20, 1958, required for the first time that every piece of legislation fitting the Act's definition of a regulation be filed with the Registrar of Regulations and published in *The British Columbia Gazette*. A new Part II of the Gazette was inaugurated on April 17, 1958 for this purpose. Before that date, a regulation was published in the Gazette only if specifically required by the Act under which it was made.

Section 10 of the Act also required every regulation in effect when the Act came into force to be filed with the Registrar on or before December 31, 1959. For this reason, the earliest regulations filed have a B.C. Reg. number corresponding to 1958.

Although the original *Regulations Act* required every regulation in effect when the Act came into force to be filed before December 31, 1959, many were not. The *Regulations Act*, S.B.C. 1973, c. 76, provided that a regulation made before September 1, 1973 and not filed under the previous Act would cease to have effect after December 1, 1973 unless filed under the new Act.

The *Regulations Act*, S.B.C. 1983, c. 10, came into force on October 26, 1983, and introduced a new definition of "regulation". Many items that had previously appeared in this Index were delisted after 1983 because they did not appear to fit the new definition.

The 1996 general revision of statutes resulted in the existing Act, the *Regulations Act*, R.S.B.C. 1996, c. 402.

Before 2016, the Index was published with cutoff dates of June 30 and December 31, and a copy of the Index was published with each instalment of the *Consolidated Regulations of British Columbia*, using the cutoff date for that instalment.

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PART 1 – REGULATIONS BRINGING ACT PROVISIONS INTO FORCE

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111/2017

Coastal Forest Industry Dispute Settlement Act

S.B.C. 2003, c. 103

[Act repealed by 55/2017]

Forests, Lands, and Natural Resource Operations Statutes Amendment Act, 2016

S.B.C. 2016, c. 11

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S.B.C. 2015, c. 23

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R.S.B.C. 1996, c. 5

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R.S.B.C. 1996, c. 6

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[repealed by 303/2016]

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