

DECISION NO. 2009-WFA-001(a)

FOREST APPEALS COMMISSION

In the Matter of an appeal under the *Wildfire Act*
R.S.B.C. 2004, c. 31

BETWEEN:

GORMAN BROS. LUMBER LTD.

APPELLANT

AND:

MINISTRY OF FORESTS AND RANGE

RESPONDENT

AND:

FOREST PRACTICES BOARD

THIRD PARTY

CONSENT ORDER

The Forest Appeals Commission, with the consent of the appellant, respondent and third party, orders that:

1. the determination of the employee of the Ministry of Forests and Range on September 3, 2008, that the appellant contravened s. 6(3)(b)(ii) of the Wildfire Regulation, B.C. Reg. 38/2005, is rescinded; and
2. the appeal is allowed.

Dated January 20, 2010

"Signed"

Alan Andison, Chair
Forest Appeals Commission

"Signed"

Kathryn I. Denhoff
Counsel for the Appellant

"Signed"

Anthony Fraser
Counsel for the Respondent

"Signed"

John Pennington
Counsel for the Third Party