



Forest Appeals Commission

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DECISION NO. 2009-WFA-003(a)

**IN THE MATTER OF AN APPEAL TO THE
FOREST APPEALS COMMISSION**

BETWEEN

SOLANA CONSULT AINT & INVESTMENT CORP

APPELLANT

AND

**HER MAJESTY THE QUEEN IN RIGHT OF
THE PROVINCE OF BRITISH COLUMBIA**

RESPONDENT

CONSENT ORDER

WHEREAS Gene Desnoyers, Fire Centre Manager employed in the Respondent Her Majesty the Queen in right of the Province of British Columbia's Ministry of Forests and Range, on 19th August 2009 made an order determining that the Appellant Solana Consultant & Investment Corp ("Solana") had contravened section 6(3)(b) of the *Wildfire Act* SBC 2004 c 31, and levying a penalty in the amount of \$5,000 (the "determination");

AND WHEREAS Solana has appealed against the determination to the Forest Appeals Commission pursuant to s 30 of the *Wildfire Act*;

AND WHEREAS Solana and the Respondent wish to resolve the appeal through a consent order:

NOW THEREFORE the Forest Appeals Commission orders, pursuant to its powers under section 41 of the *Wildfire Act*, and by consent, that the appeal be allowed and the determination be rescinded.

DATED at Victoria this 13 day January 2010.

"Signed"

R Glen Lees authorized signatory for
the Appellant Solana

"Signed"

A K Fraser
Counsel for the Respondent Crown

"Signed"

John Pennington
Counsel for the Respondent
Forest Practices Board

"Signed"

Alan Andison Chair
Forest Appeals Commission