

# Statutory Rights of Way

## FAQs and Quick Links (from [ltsa.ca](https://ltsa.ca))

Obtain a copy of my Title?	<a href="#">myLTSA</a>
Make changes to a Title?	<a href="#">Make Changes</a>
What do these terms mean?	<a href="#">Glossary</a>

## What is a Statutory Right of Way?

A statutory right of way is legal agreement that is registered against the title of the land, commonly used to permit access for construction, operation, and maintenance on a parcel of land.

## Why does BC Hydro require a Right of Way?

A registered Right of Way ensures BC Hydro the legal right to go on private and Crown lands in order to:

- Construct, operate and maintain assets such as power lines
- Keep the area clear of all structures, fire hazards, vegetation, and any other use that may interfere with the asset's operation or maintenance
- Proceed with energization

## What could introduce delays to registration of a Right of Way?

Item	Description
<b>Current Information on Title</b>	<ul style="list-style-type: none"><li>• If a life event (marriage, divorce, or death) has recently occurred, the owner is required to update the title to reflect the: name change, correction, or the addition or removal of any individuals</li><li>• If the title is registered to a corporation, delays could occur if the current corporate name and BC Registry Number are outdated or if the corporation is not in good standing with the BC Corporate Registry</li></ul>
<b>Financial Encumbrance</b>	<ul style="list-style-type: none"><li>• Please provide mortgage contact information when requested. Additional delays may be present if:<ul style="list-style-type: none"><li>○ If BC Hydro requires priority over a financial charge</li><li>○ If the mortgage holder is a privately held company,</li></ul></li></ul>
<b>Liens / Pending Litigation or Judgement</b>	<ul style="list-style-type: none"><li>• Please advise BC Hydro on the status of any Liens, Litigation or Judgements.</li><li>• Builders Liens ("CBL"), Certificates of Pending Litigation (historically Lis pendens) and Judgments, introduce delays if they need to be discharged from Title prior to registration of a Right of Way. <b>Note:</b> Often these charges can be temporarily discharged and re-instated after our Right of Way is registered.</li></ul>
<b>Registered Charges on Title (Charge Holder Consent Required)</b>	<ul style="list-style-type: none"><li>• If the Title has any of the charges listed below, delays could occur because BC Hydro may require the owner to obtain the charge holder's consent.<ul style="list-style-type: none"><li>○ Option to Purchase/Lease</li><li>○ Agreement for Sale</li><li>○ Life Estate</li><li>○ Caveat</li><li>○ Lease (land/building)</li><li>○ Possibility of Reverter</li><li>○ Right of Entry/Purchase</li></ul></li></ul>
<b>Other Notables</b>	<ul style="list-style-type: none"><li>• Ensure you notify BC Hydro of any proposed other changes to the title. <b>Note:</b> Late/last minute changes to the title such as subdivisions, new charges, discharges, etc. can lead to delays.</li></ul>

# Title to Land Example

## TITLE SEARCH PRINT

File Reference

Requestor:

**\*\*CURRENT INFORMATION ONLY - NO CANCELLED INFORMATION SHOWN\*\***

<b>Title Issued Under</b>	SECTION 98 LAND TITLE ACT
<b>Land Title District</b> Land Title Office	KAMLOOPS KAMLOOPS
<b>Title Number</b> From Title Number	LB123456 A12345
<b>Application Received</b>	2055-01-01
<b>Application Entered</b>	2055-01-02
<b>Registered Owner in Fee Simple</b> Registered Owner/Mailing Address:	<b>HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF BRITISH COLUMBIA</b>
<b>Taxation Authority</b>	North Shore - Squamish Valley Assessment Area Pemberton, Village of
<b>Description of Land</b> Parcel Identifier: Legal Description:	012-345-678 LOT Z DISTRICT LOT 123 LILLOOET DISTRICT PLAN ABC321
<b>Legal Notations</b>	SUBJECT TO PROVISOS, SEE CROWN GRANT Z98765A
<b>Charges, Liens and Interests</b>	
Nature:	<b>POSSIBILITY OF REVERTER</b>
Registration Number:	S01234
Registration Date and Time:	2035-01-01 12:12
Registered Owner:	HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF BRITISH COLUMBIA
Remarks:	
Nature:	<b>COVENANT</b>
Registration Number:	LA123456
Registration Date and Time:	2030-01-01 12:12
Registered Owner:	PROVINCE OF BRITISH COLUMBIA
Remarks:	
Nature:	<b>MORTGAGE</b>
Registration Number:	CA654321
Registration Date and Time:	2035-01-02 00:00
Registered Owner:	PROVINCE OF BRITISH COLUMBIA CREDIT UNION

Current Information

Registered Charges

Mortgage Contact

Title Number: LB123456

TITLE SEARCH PRINT

Example of Required Information

The material and information shown in this document are intended for informational purposes only, and we'll be updating it from time to time. It has been created to emphasize common requirements, errors and omissions that can cause delays in the design process and may not reflect current industry and professional standards or requirements. It is not a substitute for legal, engineering or professional advice.