

Policy on SGIP Site Control Criteria

This policy sets out criteria in determining whether an interconnection customer has obtained Site Control (within the meaning of the SGIP) over the land where the interconnection customer intends to develop its generating facility. These criteria differ depending on whether the generating facility is constructed on Crown land or private land.

1. Crown Land

An interconnection customer will have obtained Site Control when it has successfully completed the application process for a licence of occupation (LOC) on Crown land for its generating facility. For wind power projects, this is generally a two-year LOC for up to five monitoring towers on one permit area. For waterpower projects, this is generally a three-year LOC for the construction of improvements.

The LOC application process for a wind power or waterpower project involves the submission of an application form to Front Counter BC accompanied by:

- A fee for Crown land tenure, and in the case of waterpower projects an application fee for a water licence;
- Maps and plans: General location map, topographic map, cadastral plan (wind power), site plan showing the site dimensions of the wind towers (wind power), plan of the works setting out the general arrangement of project (waterpower); and
- Development plan including locations and construction schedules for the tower, and timing for the collection of monitoring data (wind power), or Preliminary Project Definition including an executive summary, proponent identification, project description, capacity of project, linkages with other projects, market for electricity from project, schedule for completion of project (waterpower).

Once the interconnection customer's LOC application has been vetted and accepted by Front Counter BC, the interconnection customer will receive a confirmation letter of its application from Front Counter BC. Copies of the forms of letter used by Front Counter BC are attached. The Interconnection Customer should provide a copy of one of these letters as proof of Site Control.

British Columbia Crown land tenure policy is only well developed for wind and waterpower projects. However, the Site Control criteria for generating facilities using other power sources, including geothermal power projects, should be applied consistently. To the extent possible, the interconnection customer must demonstrate that it has submitted, and the government accepted, an application for true Crown tenure as part of a process that involves an investment of time and energy by the interconnection customer that is commensurate with the process for wind power and waterpower projects described above.

2. Private Land

Site Control on private land may be demonstrated by (1) ownership of, a leasehold interest in, or a right to develop a site for the purpose of constructing the generating facility; (2) an option to purchase or acquire a leasehold site for such purpose; or (3) an exclusivity or other business relationship between the interconnection customer and the entity having the right to sell, lease or grant interconnection customer the right to possess or occupy a site for such purpose. The interconnection customer should provide a copy of the title to property registered in the name of the interconnection customer, or a copy of the lease, option agreement, joint venture agreement or other contract that gives the interconnection customer a right to develop a generating facility on the lands as proof of Site Control.



FrontCounterBC

Natural Resource Opportunity Centre

Crown Land File:
Water File:

Dear

In reference to the proposed waterpower project on **name of stream**. Land and Water British Columbia Inc. (LWBC) confirms that **name of applicant** has submitted an application for a water licence and Crown land Tenure as required under STEP 1 of the **APPLICATION GUIDEBOOK – Obtaining an Approval to Build a Waterpower Project under the *Land Act* and the *Water Act***. The **Guidebook** is dated March 2003 and is published by LWBC on our Internet site.

LWBC confirms that the application by **name of applicant** is complete and the application is accepted by LWBC in accordance with STEP 2 of the **Guidebook**. Although your application package is found to be sufficient at this time, there may be a need for you to provide additional information upon request.

This letter serves only as confirmation of acceptance of your application package and does not imply a water licence or a land tenure will be offered. It also does not give any authorization to occupy or use the Crown land under application.

You will be contacted regarding the next step in the review of your application, and if you have any questions regarding this letter please contact <*>

Yours truly,

Client Service Officer
Front Counter BC
Natural Resource Opportunity Centre



FrontCounterBC

File: CROWN FILE

April, 2006

COMPANY NAME
MAILING ADDRESS
CITY PROVINCE POSTAL CODE

Dear CLIENT NAME:

Thank you for your Crown land application covering LEGAL DESCRIPTION for a licence for WIND POWER MONITORING SITES purposes in the vicinity of LOCATION.

We have received your application submission and fee and concluded that the information provided is sufficient for Integrated Land Management Bureau (ILMB) to proceed with the review process. The process to determine if authorization will be granted will normally be completed within 140 calendar days from DATE APPLICATION ACCEPTED.

This letter serves only as confirmation of acceptance of your application package and does not imply a tenure will be offered nor give any authorization to occupy or use the Crown land under application.

In addition to the review of your application by ILMB staff, your application may be referred to other agencies having statutory responsibilities related to your application. Although your application package is found to be sufficient for review and referral at this time, there may be a need for you to provide additional information upon request.

In line with the above, you are required to:

1. Advertise your application by 21 DAYS FROM DATE OF LETTER.

Please find attached an advertising requirement checklist with an example. The "Comment Closure Date" to be indicated in the advertisement is 51 DAYS FROM DATE OF LETTER.

Page 2

2. Stake your application by 21 DAYS FROM DATE OF LETTER.

Please find enclosed a Crown Land Application and Staking Notice with Staking Instructions on the back of the form.

Please provide proof of advertising and staking to this office by 42 DAYS FROM DATE OF LETTER.

Our office will advise you when the application process is complete and whether your request has been approved or declined. In the meantime, if you have any questions regarding your application, please contact me at (250) , quoting file number CROWN FILE.

Yours truly,

Natural Resource Officer
FrontCounter BC Natural Resource Opportunity Centre
Email:

Enclosure

CROWN LAND ADVERTISING REQUIREMENTS

The following requirements are part of the application and must be met.

- Advertise once a week for two consecutive weeks **in newspapers** circulating in the community in which the Crown land is situated.
 - a) file number must be noted in the advertisement.
 - b) the newspaper advertisement must include a site sketch.

- Advertise once in the BC Gazette.
 - a) orders for publication in the BC Gazette should be faxed to (250) 387-0388 or forwarded to the following address:
*PO Box 9452 STN PROV GOVT
Victoria BC V8W 9V7 Toll Free:1-800-663-6105*
 - b) advertising fees for the BC Gazette must be paid in advance.

- The advertisement must commence by 21 DAYS FROM DATE OF LETTER.

- The advertisement must be headed "*Land Act*: Notice of Intention to Apply for a Disposition of Crown land".

- Indicate the Integrated Land Management Bureau, Kamloops office, applicant's name, and address, as well as the legal description, tenure type, purpose, location, file number, and a map of the area being applied for.

- At the end of the advertisement, state the following:
"Written comments concerning this application should be directed to the Section Head, Crown Land Adjudication at 210-301 Victoria St, Kamloops BC V2C 2A5. Comments will be received by ILMB until 51 DAYS FROM DATE OF LETTER. ILMB may not be able to consider comments received after this date.

Be advised that any response to this advertisement will be provided to the public upon request."

- When you have finished your advertising, you must return copies of the advertisements covering both two-week periods from the newspaper and one from the BC Gazette, confirming that your application has been advertised. The copies from the newspapers must be of the whole page including the date.

FAILURE TO ADVERTISE AS REQUESTED WILL RESULT IN THE DISALLOWANCE OF YOUR APPLICATION

Community Newspaper Example

Land Act: Notice of Intention to Apply for a Disposition of Crown Land

Take notice that **COMPANY NAME** of **CITY PROVINCE**, intends to make application to Integrated Land Management Bureau (ILMB), Southern Service Region – Kamloops Service Centre, Crown Land Adjudication office, for a licence for **WIND POWER MONITORING SITES** purposes covering **LEGAL DESCRIPTION** situated on Provincial Crown land located in the vicinity of **LOCATION**.

The Lands File Number that has been established for this application is **CROWN FILE**. Written comments concerning this application should be directed to the Section Head, Crown Land Adjudication at 210-301 Victoria St, Kamloops BC V2C 2A5. Comments will be received by ILMB until 51 **DAYS FROM DATE OF LETTER**. ILMB may not be able to consider comments received after this date. Please visit our website at www.lwbc.bc.ca under **Search → Search Land Applications** for more information.

Be advised that any response to this advertisement will be provided to be public upon request.

MAP

BC Gazette Example

Land Act: Notice of Intention to Apply for a Disposition of Crown Land

Take notice that **COMPANY NAME** of **CITY PROVINCE**, intends to make application to Integrated Land Management Bureau (ILMB), Southern Service Region – Kamloops Service Centre, Crown Land Adjudication office, for a licence for **WIND POWER MONITORING SITES** purposes covering **LEGAL DESCRIPTION** situated on Provincial Crown land located in the vicinity of **LOCATION**.

The Lands File Number that has been established for this application is **CROWN FILE**. Written comments concerning this application should be directed to the Section Head, Crown Land Adjudication at 210-301 Victoria St, Kamloops BC V2C 2A5. Comments will be received by ILMB until 51 **DAYS FROM DATE OF LETTER**. ILMB may not be able to consider comments received after this date. Please visit our website at www.lwbc.bc.ca under **Search → Search Land Applications** for more information.

Be advised that any response to this advertisement will be provided to be public upon request.