

**Regional Management Committee Meeting
August 16 & 17, 2004**

Record of Decisions

August 16

Attendees: Boland, J.; Macgillivray, P. (Chair); McCorquodale, B.; Norris, J.; Nurse, L.; Phelan, D.; Reid, R.; Richards, L.; Rosenberger, B.; Webb, C.; Wild, J.

Absent: Carson, D.; Farlinger, S.; Faust, R.; Hobbs, M.; Kadowaki, R.; Lubar, J.; Masson, C.; Murdoch, A.; Radford, D. Tebb, T.; Zealand, G.

Alternates: Curry, G.; Einarson, D.; Innell, D.; Kotyk, M. Savard, G.

Guests: Davis, J.; Lawseth, D.

SARA Update – (Information) – M. Kotyk

Issue: To provide an update on current key SARA activities including current listing decisions, COSEWIC candidate list, SARA compliance and permitting process, upcoming consultation, next round of business planning, and service level agreements (regional accountabilities).

Key Points:

- Currently 9 Pacific aquatic species are up for legal listing – Cultus sockeye, Sakinaw sockeye, Speckled Dace, Salish Sucker, 2 stickleback species, Sei whale, Blue whale, and Humpback whale. Key issues for each of the species were presented.
- SARA secretariat to coordinate HQ review and develop a package for our Minister to recommend to the Minister of Environment. The final package, which is to be approved by SARA DGs and SARA ADMs will include a deck, RIAS, Risk Management Framework, and a Cabinet issues brief.
- The whales and sticklebacks are recommended for listing, Salish Sucker is recommended for listing subject to a response from the Province of BC, Speckled Dace is recommended to be sent back to COSEWIC for clarification, and the sockeyes are recommended to not be listed.

Action: RMC to review listing summaries and provide edits before the package is sent to the SARA secretariat on August 20th.

Responsibility: Mel Kotyk

Deadline: COB Thursday August 19th.

Regional Management Committee Meeting
August 17, 2004

Attendees: Boland, J.; Faust, R.; Macgillivray, P. (Chair); Masson, C.; McCorquodale, B.; Murdoch, A.; Norris, J.; Nurse, L.; Phelan, D.; Reid, R.; Richards, L.; Tebb, T.; Webb, C.; Wild, J.; Zealand, G.

Absent: Carson, D.; Farlinger, S.; Hobbs, M.; Kadowaki, R.; Lubar, J.; Radford, D.; Rosenberger, B.;

Alternates: Einarson, D.; Fast, E.; Innell, D.; Kotyk, M.; Lochbaum, E.; Savard, G.

Guests: Bijsterveld, L.; Neighbor, R.

1. Standing Items

- ***Record of Decisions and Action Log of August 3, 2004:*** Approved with amendments.
- ***Review of Planning agenda:*** New items added and amendments noted.
- ***Regional & International Calendars:*** No comments.
- ***High Profile Litigation – Regional Scan:***
 - R. v. Kapp et al – the accused have filed a notice of appeal to the BC Court of Appeal. The appeal could be heard prior to next fishing season.
 - Council of Haida Nation v. HMQ – Supreme Court of Canada decision relating to consultation with First Nations is expected to be released in September.
- ***Area Directors Minutes of Meetings:*** No report.
- ***RMEC:*** No meeting.
- ***DMC Debrief:***
 - August 4th meeting:
 - The Minister will be providing a draft workplan addressing the 5 priority areas to PCO by the end of August. The priorities include: Aquaculture, International Strategy, Fisheries Renewal, CCG Modernization, and Oceans Action Plan.
 - Separate DMC meetings have been scheduled to discuss each of the priorities

August 11th meeting:

- Presentation on the User Fee Act (Bill C-212) – its interpretation, implementation, and implications were discussed.
- Ministerial briefings on SARA and the BC Aquaculture siting approvals are tentatively scheduled for August 23.

2. Joint Task Group Implementation – (Discussion) – R. Reid

Issue: Lack of success at the treaty table and growing dissatisfaction by First Nations regarding access to resources and their management role for BC fisheries. This requires that the Federal Government change its strategy on how to respond to First Nation interests. The recently released Joint Task Group and First Nation Panel report provides a foundation from which to launch such a change.

Key Points:

- Discussion included funding, allocations, and timelines for implementation.
- Comparison of the recommendations from the JTG and FNP reports show both common and divergent views.
- Implementation of reforms recommended by JTG will depend on concurrent implementation of FNP.
- Completion of the analysis and preparation of our response to the reports is currently underway.
- Consultations are scheduled for the fall and will focus on the comparison between the recommendations.

3. Data Release Policy – (Decision) – R. Faust

Issue: A National policy for data access and release of information is being developed. Private and confidential information needs to be identified and a system to exclude is necessary. In the interim, a Regional policy needs to be established, including guidelines and processes. Roles and responsibilities need to be defined.

Key Points:

- A National policy is currently being developed as an initiative to efficiently manage our information databases.
- Requests for data should be received and coordinated through one point source within the Region.
- Once a decision has been made regarding where this function is to be housed, it should be included as part of the sector blueprint.

Decision:

- Responsibility and coordination of data requests to be handled by Lia Bijsterveld (Fisheries Monitoring Information Coordinator, Regional Data Unit) on an interim basis.

- Regional guidelines, once developed, should be referred to PoRC for feedback and follow-up.
- Information on this policy (both Regional and National) should be circulated to the managers of data units to ensure they are familiar with the Acts and policy governing data release.
- RD, Corporate Services is the appropriate Regional contact, however the National model has this responsibility reporting to Policy Sector, and therefore this decision may be reviewed once the Policy has been developed.

Action:

- 1) The Regional policy should be referred to PoRC.
- 2) Follow-up on the status of the development of the National policy and processes at a future RMC meeting.

Responsibility: R. Faust

Deadline: September 21

4. Bill C-212, User Fee Act – (Information) – D. Radford

Issue: To provide information on the new User Fee Act.

Key Points:

- The intent of the Act is to increase the accountability and transparency of the fee setting process in Government.
- The User Fee Act applies to any fee, charge or levy for a product, regulatory service, permit/license, facility, or any other service that can only be provided by a regulating body and which results in a direct benefit or advantage to the person paying the fee.
- The User Fee Act is intended to move towards increased parliamentary engagement and away from ministerial responsibility.
- Roles previously held by TB now fall under the responsibility of DOJ.
- The DFO External Charging Task Force and DOJ will continue working to clarify User Fee Act implications for DFO and impacts on the development of the revenue framework.

5. Roundtable – (Discussion) – All

- The sockeye fisheries on the Fraser is winding down.
- State of the Oceans Report – a technical briefing with the media is scheduled for August 18.
- Close to finalizing agreement with UBC regarding their use of part of the West Van Lab facility for aquaculture research.
- G&C audit has begun.

- BCI office receiving complaint letters from the public observing the increased catch effort by FN FSC in the terminal areas of the Shuswap.
- Concern regarding Barkley sockeye escapement numbers due to warm water temperatures.

Approved by: Original signed by P. Macgillivray
A/Regional Director General

Date: Sept. 3, 2004

PCDOCS #438931

Regional Management Committee (RMC)
Action Log

Tuesday, August 17, 2004

Item	Action Required	Responsibility/ Deadline	Status
SARA Update	Collect and incorporate edits from RMC prior to sending package to NHQ (SARA secretariat)	M. Kotyk / COB August 19	Complete comments received via e-mail
Data Release Policy	1) Refer Regional Policy to PoRC 2) Follow-up on the status of the development of the National policy and processes at a future RMC meeting.	R. Faust / Future RMC meeting – Sept. 21	

Approved by: original signed by P. Macgillivray
A/Regional Director General

Date: Sept. 3, 2004

To: Paul Macgillivray, Date: September 1, 2004
Pour: A/Regional Director General PRCTS # 438931

Subject: **RMC Record of Decision for August 17, 2004**
Object:

Via:

From: Mary Hobbs, A/Regional Director, Policy

Your Signature

Information

For Comments

Material for the Minister

Remarks:
Remarques:

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