
SMALL CRAFT HARBOURS
PACIFIC REGIONAL HARBOUR AUTHORITY
ADVISORY COMMITTEE (PRHAAC)

RECORD OF DISCUSSION

Tuesday-Wednesday November 6-7, 2012
Best Western Dorchester Hotel, Nanaimo, BC

PRHAAC Members:

Ben Mabberley, Whaler Bay HA
Bill Irving, District of Ucluelet
Bob Baziuk, Steveston HA
Liz McLeod, Comox HA
Lutz Budde, Oona River HA
Rick Hill, Port Edward HA
Frank Mauro, HA of Pender Harbour

SCH Ex-Officio PRHAAC Members:

Ken Smith, Regional Director
Robin Richardson Regional Manager,
Client Services

Guests:

Andrew Thompson, Area Director, South
Coast, Fisheries & Oceans Canada
Bob Gowe, Superintendent, NWP,
Transport Canada
Greg Savard, Consultant

1. WELCOME\REVIEW OF AGENDA

- The Agenda was reviewed and adopted.

2. REVIEW OF ACTION ITEMS

- Ken Smith\Robin Richardson provided an update on the Action Items(Attached)

3. DFO UPDATES Andy Thompson

- Andy Thompson provided a verbal update on developments within DFO including changes to the Fisheries Act, CEAA Departmental changes under Budget 2012, online licencing, SEP revitalization and the Cohen commission.

4. SCH UPDATES Ken Smith/ R. Richardson

- Archer Decision, Federal Judicial review, the HA won on merits due to sound policies and procedures. DFO will review with DOJ the further implications which may take some time.

<i>Action Item</i> : Robin to send out internet link to members for the Federal Court decision
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- SCH program evaluation, have not heard back yet

Action Item: Robin to send link to members when SCH Evaluation available

- SCH-HA Integrated Planning Pilots include Steveston, Ucluelet and Port Simpson. Important elements include identifying current use, condition, and financial information along with Risks and Opportunities
- SCH Data collection, Pacific has put new HA Annual Reporting form on hold pending a national review of data needs
- SCH has to advance planning cycle for projects 3-6 months given the impending creation of the departmental contracting hub in Atlantic Canada and loss of EAP contracting authorities.
- Secondary Channel Dredging at Steveston and Ladner, HA enforcement are some current issues SCH is working on.
- SCH has prepared transition toolkit for HAs transitioning to the new Canada Not for Profit Act including a Checklist, FAQ, sample Bylaws and Articles of Incorporation. Copies of the toolkit were distributed to the members.

5. FISHERIES MANAGEMENT-SCH INTEGRATION-Greg Savard

- Greg Savard outlined key points of his work on Fish Management-SCH Integration
- SCH moved to “operational” group in Ecosystems & Fisheries Management under 2010 DFO Organizational change. Strategic outcome changed from Safe & Accessible Waterways to Economically Prosperous Maritime Sectors & Fisheries.
- Findings identified overlapping areas of interest: Fishery Management policy, Stakeholder consultation, Industry Adjustments to DFO Policy change, Internal DFO Governance, Data Collection & management, Budget, Business & Investment Planning
- Four trends identified: Review Vision of SCH program, Impact of Climate Change on Harbours, Challenges with SCH legislation, Response to 2009 SCFO Report incomplete.
- Recommendations: Develop and maintain information system to track current use for future planning and investment decisions, examine internal governance to determine if improvements to integration can be achieved, establish a regular dialogue between SCH and TAPD for future needs and management of FN harbours,

Action Item: Robin to send out copy of Greg’s Integration paper to members

6. TRANSPORT CANADA DERELICT VESSEL REPORT-Bob Gowe

- Bob Gowe provided an update on the National Study of Derelict and Abandoned Vessels being undertaken by Transport Canada.
- Report not yet final, hope to have for the HAABC Conference in February
- Relevant changes include Part 7 of CSA 2001 where the waiting period for salvage claims reduced from Two years to 30 days, takes effect Apr 1, 2014.
- Should HAs have concerns they can contact Bob Gowe

7. ENFORCEMENT –Greg Savard\Robin Richardson

- Greg Savard indicated that he had been tasked by SCH to review HA Enforcement issues and report back to SCH next Spring.

- Greg led the discussion at the table based on the following questions: What are the top three specific issues with respect to managing compliance at your HA? With respect to question one, what sections of the FRHA Act or Regulations would you change and why? Aside from changes to the FRHA, are there specific options, alternatives or best practices that are available to assist HAs?

8. ADVISOR UPDATES

- Ben Maberley reported that the Whaler Bay HA had transitioned to the new Canada Not For Profit Act and use of a local consultant was relatively easy and low cost.
- Elizabeth McLeod inquired as to the jurisdiction of Worksafe BC on Federal Property and whether Federal or Provincial requirements for escape ladders apply to HAs

Action Item: Robin to clarify the jurisdiction of Worksafe BC with respect to HA operated harbours and clarify the requirements for escape ladders at SCH facilities

9. HAABC/HAC UPDATE

- Ben indicated that the HAC was exploring obtaining 24/7 coverage for D&O Bodily Injury policy and coverage up to 80 years of age.
- Bob Baziuk indicated that the 16th Annual HAABC conference will be here in Nanaimo from Feb 12-15th.

10. UPCOMING NHAAC:

- NHAAC Agenda was reviewed
- PRHAAC update for NHAAC was discussed, Bob Baziuk to present PRHAAC update at upcoming NHAAC.

Action Item: Robin to send out NHAAC Agenda & Pacific presentation deck for NHAAC to members

11. WRAP UP/NEXT MEETING