

**Sent:** April-21-10 6:17 AM  
**To:** Living Water Smart ENV:EX  
**Subject:** Water Act Modernization Discussion Paper Feedback

Below is the result of your feedback form. It was submitted by  
( ) on 2010 04 21, at 06:16:46

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FirstName: Simon

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Email: sgourdeau@axor.com

ContactMethod: Email

Principles\_Support: Support

Goal1\_Support: Support

Goal1\_Comments: Stream health should not be the only consideration in the permitting process and should be assessed in conjunction with social and economic factors. Some sectors or activities, such as renewable energies, are required to more than compensate for riparian or fish habitat impacts by the Department of Fisheries and Oceans. Setting more stringent requirements provincially would preclude the development of this industry which already has a low footprint and stringent requirements for riparian/habitat replacement and enhancement.

EnviroFlow: Guidelines

EnviroFlow\_Comments: Setting a standard approach would likely not recognize the differing values and conditions between streams.

WaterAllocationPlan: Optional

DecisionMaker\_Comments: The revised Act should ensure that flexibility remains for decisions based on site specific conditions, changing circumstances or scientifically justified rational.

DumpingProhibition: Maintain

Goal2\_Support: Support

Goal2\_Comments: Should these objectives result in a stronger role in decision making, it should be described in more detail. Requiring agreement of all these parties could result in gridlock and few or no decisions made. In reality, all three level will probably be involved, but it would be important for the Province to maintain its overall responsibility to avoid inconsistent treatment.

Goal2\_Options: Centralized

Goal3\_Support: Support

WaterUseEfficiency\_1: Government determines actual needs

WaterUseEfficiency\_2: Use of incentives and economic instruments

WaterUseEfficiency\_Comments: Some flexibility in compliance is always necessary to account for site specific conditions. Incentives and economic instruments have been used effectively as part of other Acts.

AdminEfficiencyOptions\_PermittedUse: Permitted use consistent

AdminEfficiencyOptions\_SelfReg: Voluntary self-registration

AdministrativeEfficiency\_Comments: With appropriate regulation, there can be flexibility built into the Regional Manager's powers - to allow for some different situations to be deal with according to the specifics of each situation.

PermittedUseConsiderations: In terms of electricity, the suggestion is any power supply at 500 kW or less, would be allowed for water power purpose. This would allow for micro hydro use in remote areas.

AdminEfficiencyOptions\_WaterUse: Document impacts

AdminEfficiencyWaterUse\_Comments: Each one of these options has pros and cons depending on the situation. In the case of run-of-river power, measuring and reporting actual water use is already required under the licence, and potential environmental impacts and effects on other users in licence applications or changes is already required by WSD.

Flexibility\_Support: Support

WaterAllocationSystem\_Options: FITFIR

WaterScarcityTemporary\_Options: Priority date

WaterScarcityTemporary\_Comments: Actual water use should be reviewed in cases of scarcity. It may be that a FITFIR user is not utilizing the licence, as the licences are generally issued in perpetuity.

WaterScarcityPermanent\_Options: Through a mandatory Water Management Planning process

WaterScarcityPermanent\_Comments: It should be the existing water licencees that develop the plan, with input from interested parties. Otherwise, so many broader issues come into play that it is difficult to develop a plan among those with existing allocated rights.

Goal4\_Support: Neutral

Thresholds\_Options: 250+100

PriorityAreas\_Options: Known areas of concern

Above fields delimited by |  
Simon|Gourdeau|Purcell Green Power|1847, West Broadway|Vancouver|BC|V6J  
1T6|sgourdeau@axor.com|Email|Support|Support|Stream health should not be the only consideration  
in the permitting process and should be assessed in conjunction with social and economic  
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which already has a low footprint and stringent requirements for riparian/habitat replacement  
and enhancement.  
|Guidelines|Setting a standard approach would likely not recognize the differing values and  
conditions between streams.|Optional|The revised Act should ensure that flexibility remains for  
decisions based on site specific conditions, changing circumstances or scientifically justified  
rational.|Maintain|Support|Should these objectives result in a stronger role in decision making,  
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gridlock and few or no decisions made. In reality, all three level will probably be involved,  
but it would be important for the Province to maintain its overall responsibility to avoid  
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