

FEDERAL PORT DEVELOPMENT ACT

[SBC 2015] CHAPTER 3

Assented to March 25, 2015

Contents

- 1 Definitions
- 2 Authority to enter into agreement
- 3 Implementation of agreement
- 4 Commencement

Definitions

1 In this Act:

"agreement" means an agreement, referred to in section 64.6 of the Canada Marine Act, among Canada and the government, or agents of either, in respect of an undertaking situated in a port in British Columbia;

"federal regulation" means a regulation under section 64.1 of the Canada Marine Act that applies in relation to an undertaking situated in a port in British Columbia;

"port" has the same meaning as in the Canada Marine Act;

"provincial body" means a corporation or other entity that

- (a) is established or continued under an enactment, and
- (b) has powers or duties under an enactment;

"provincial official" means a person who

(a) is a member of the Executive Council, an employee of the government or a person appointed to or employed by a provincial body, and

(b) has powers or duties under an enactment;

"undertaking" means an undertaking, or an undertaking in a class, designated for the purposes of section 64.1

(2) (a) of the Canada Marine Act.

Authority to enter into agreement

2 With the prior approval of the Lieutenant Governor in Council, a member of the Executive Council may enter into an agreement on behalf of the government.

Implementation of agreement

3 A provincial official or provincial body has authority to exercise a power or perform a duty under a federal regulation if

(a) the federal regulation incorporates by reference the enactment of British Columbia under which the power is granted or the duty is imposed on the provincial official or provincial body, and

(b) the government has entered into an agreement providing for the administration and enforcement of the federal regulation by the provincial official or provincial body.

Commencement

4 This Act comes into force by regulation of the Lieutenant Governor in Council.