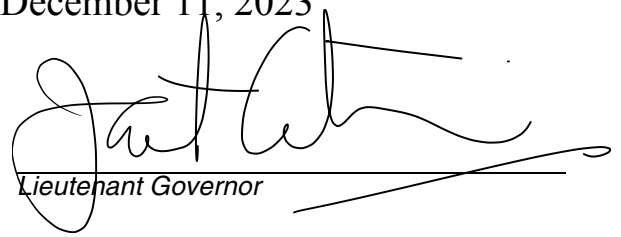


PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 701

, Approved and Ordered December 11, 2023



Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that

- (a) the Administrative Penalties Regulation, B.C. Reg. 35/2011, is amended as set out in the attached Schedule 1,
- (b) effective January 1, 2024, the Administrative Penalties Regulation, B.C. Reg. 35/2011, is amended as set out in the attached Schedule 2, and
- (c) effective January 1, 2024, the Investigations Regulation, B.C. Reg. 134/2019, is amended as set out in the attached Schedule 3.

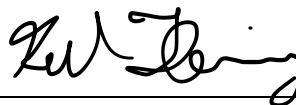
DEPOSITED

December 11, 2023

B.C. REG. 279/2023



Minister of Energy, Mines and Low Carbon Innovation



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: *Energy Resource Activities Act*, S.B.C. 2008, c. 36, ss. 99 (1) and 101

Other: O.C. 52/2011; O.C. 314/2019

R20740402

SCHEDULE 1

- 1 The following section is added to the Administrative Penalties Regulation, B.C. Reg. 35/2011:*

Security Management Regulation

- 13** (1) A person who contravenes section 2 (1) of the Security Management Regulation is liable to an administrative penalty not exceeding \$500 000.
- (2) A person who contravenes section 7 (1) or (2) of the Security Management Regulation is liable to an administrative penalty not exceeding \$250 000.
- (3) A person who contravenes section 3 (1) or (2) (a), (b) or (c), 4, 5 (1), (2) or (3) or 6 of the Security Management Regulation is liable to an administrative penalty not exceeding \$100 000.
- (4) A person who contravenes section 3 (3) or 10 of the Security Management Regulation is liable to an administrative penalty not exceeding \$50 000.

SCHEDULE 2

- 1 Section 5 of the Administrative Penalties Regulation, B.C. Reg. 35/2011, is amended*

- (a) in subsection (2) by striking out “41.1 (5) or (6), 44 (c) (i)” and substituting “41.1 (12) (a) or (13), 44 (1) (b.1) (i) or (ii) or (c) (i)”;*
- (b) in subsection (4) by striking out “41 (1) or (2), 41.1 (2), (3) or (4)” and substituting “41 (1), (2) or (4.01), 41.1 (2), (5), (6), (7), (8), (10) or (11)”;*
- (c) in subsection (4) by striking out “52.04 (2) or (6)” and substituting “52.04 (2), (3), (5) or (8)”;*
- (d) in subsection (4) by striking out “52.11,”;*
- (e) in subsection (5) by striking out “41.1 (7), 42 (2), 44 (a), (b), (d) or (e)” and substituting “41.1 (4), (12) (b), (14), (15) or (16), 42 (2), 44 (1) (a), (b), (d) or (e) or (2)”;*
- (f) in subsection (5) by striking out “52.03 (3), 52.04 (7), 52.05 (5)” and substituting “52.03 (3) or (4), 52.04 (6), (7), (9), (10) or (11), 52.05 (5) or (7)”, and*
- (g) in subsection (6) by striking out “44 (c) (ii)” and substituting “44 (1) (c) (ii)”.*

- 2 Section 12 (2) is amended by striking out “or 14 (1)” and substituting “, 14 (1) or 21 (4)”.*

SCHEDULE 3

- 1 Section 2 of the Investigations Regulation, B.C. Reg. 134/2019, is amended by repealing paragraphs (a), (c) to (e) and (i) and substituting the following:*

- (a) section 41 (4.01);

- (a.1) section 41.1 (2), (4) to (8) and (10) to (16);
- (a.2) section 44 (1) (b) to (c) and (2);
- (c) section 52.03;
- (d) section 52.04 (2), (3) and (5) to (11);
- (e) section 52.05 (2) to (5) and (7);
- (i) sections 52.09, 52.10 and 52.12.